

IN THE DISTRICT COURT, CITY OF HOT SPRINGS, ARKANSAS
SMALL CLAIMS DIVISION

DISTRICT COURT
2007 OCT -5 PM 4:11

MARC HAYES
1006 W. Grand Ave.
Hot Springs, AR. 71913

PLAINTIFF
BY: 

VS.

CASE #: SC-07-0000106-0

STEVE SMITH
720 Quapaw
Hot Springs, AR. 71913

DEFENDANT

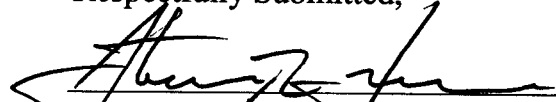
MOTION TO STAY JUDGEMENT

Comes now the Defendant, STEVE SMITH, Pro Se, and for his Motion to Stay Judgment, he states and alleges:

1. That a Judgment was entered by the District Court on July 17, 2007.
2. That the Defendant properly appealed the Judgment on August 6, 2007 lodging this matter into the Garland County Circuit Court case no. 2007-858 Div. III.
3. That the Plaintiff continues to attempt to enforce this judgment having attempted to garnish Defendant's wages and seize his bank account.
4. That the Plaintiff is unemployed or at best self employed with little to no assets and it will be impossible to recover the collected funds from him after Judgment is entered for Defendant.
5. That the Defendant has maintained the same employment in excess of two (2) years and owns property in Garland County that would more than cover the cost of this judgment.
6. That it is proper to Stay the Enforcement of this Judgment in this case in accordance with Rule 62 of the Arkansas Rules of Civil Procedure.

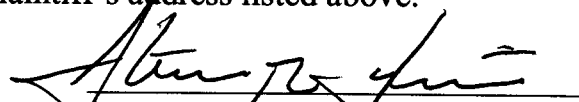
WHEREFORE, the Defendant, STEVE SMITH, prays that his Motion to Stay Execution be granted, for costs incurred herein and for all other just and proper relief to which he may be entitled.

Respectfully Submitted,


STEVE SMITH, Defendant

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing Notice of Appeal was served on the Plaintiff on the ____ day of October, 2007, by mailing a copy to the Plaintiff's address listed above.


STEVE SMITH, Defendant