

IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

CONSOLIDATED CONCRETE, LLC,)

Case No. CI 12-614

Plaintiff,)

v.)

DOUBLE D EXCAVATING, LLC)

ORDER OF CONTINUING LIEN

Defendant/Crossclaim-Defendant,)

GRANITE RE, INC.,)

Defendant/Crossclaimant,)

v.)

DOUBLE D EXCAVATING, INC.;

DOUBLE D PROPERTIES, LLC; FUEL

EXPRSS, LLC; NEBRASKA LOWBOY

SERVICE, INC.; DOUBLE D HOOK N

GO CONTAINERS, INC.; DOUBLE D

LAWN SERVICE; HQ PROPERTIES,

INC.; DAVID E. DOLL; SUZANNE M.

DOLL; JOHN P. QUANDAHL;

CATHERINE L. QUANDAHL; MARK

M. HOULTON; and LISA R. HOULTON,

Third-Party Defendants.)

H&Q PROPERTIES, INC., JOHN P.

QUANDAHL; CATHERINE L.

QUANDAHL; MARK M. HOULTON and

LISA R. HOULTON,)

Third-Party Defendants/)

Third-Party Plaintiffs,)

v.)

MEYERS-CARLISLE- LEAPLEY)

CONSTRUCTION COMPANY, INC., and)

WESTERN SURETY COMPANY,)

Third Party Defendants)

#35 FILED
IN DISTRICT COURT
DOUGLAS COUNTY NEBRASKA
OCT 11 2013
JOHN M. FRIEND
CLERK DISTRICT COURT



This is a continuing lien for other than the support of a person.

On this ___ day of October, 2013, upon application of River City Equity, LLC, Assignee of Granite Re, Inc., judgment creditor in the above-captioned matter, the Court finds that: (1) the Third-Party Defendant/Judgment Debtor, David E. Doll, is an employee of the Garnishee, New Era Excavation Company; (2) the Garnishee owed earnings to the Judgment Debtor when the garnishment order was served or that earnings will be owed within sixty (60) days thereafter; and (3) there is not a successful written objection to the order or the answer of the Garnishee filed.

THE COURT THEREFORE ORDERS that the garnishment issued is a continuing lien against the nonexempt earnings of the Judgment Debtor and the Garnishee is to continue withholding the nonexempt earnings of the Judgment Debtor until December 11, 2013 (90 days from the date of the service of the summons and order of garnishment) and pay all such nonexempt earnings into the Court for payment to River City Equity, LLC.

DATED this 10 day of October, 2013.

BY THE COURT:



Hon. Timothy P. Burns
District Court Judge

INSTRUCTIONS TO THE GARNISHEE

**TO: NEW ERA EXCAVATION COMPANY
ATTN: PAYROLL
C/O CLAY M. ROGERS, REGISTERED AGENT
8712 WEST DODGE ROAD, SUITE 400
OMAHA, NE 68114**

While the continuing lien remains in effect, you shall deliver the nonexempt earnings to the Court for each pay period or on a monthly basis if you so desire, and shall deliver to the Judgment Debtor his or her exempt earnings for each period.

A continuing lien shall be invalid and shall have no force and effect upon the occurrence of any of the following:

- (a) The underlying judgment is satisfied in full, vacated or expires;
- (b) The Judgment Debtor leaves your employ for more than sixty (60) days;
- (c) The Judgment Creditor releases the garnishment;
- (d) The proceedings are stayed by a court of competent jurisdiction, including the United States Bankruptcy Court;
- (e) The Judgment Debtor has not earned any nonexempt earnings for at least sixty (60) days;
- (f) The Court orders that the garnishment be quashed;
- (g) Ninety (90) days have expired since service of the summons and order of garnishment. The Judgment Creditor may extend the lien for a second 90-day period by filing with the Court a notice of extension within fifteen (15) days of the expiration of the initial lien. The Judgment Creditor will notify you that the continuing lien has been extended; or
- (h) If you receive a continuing lien with a higher priority.

The Judgment Creditor or his or her agent or attorney must inform the Garnishee when the judgment is satisfied in full.

ONLY ONE ORDER OF CONTINUING LIEN AGAINST EARNINGS SHALL BE IN EFFECT AT ONE TIME. REFER TO THE ORIGINAL GARNISHMENT SUMMONS FOR INSTRUCTIONS ON DETERMINING PRIORITY OF LIENS.