

REL: 11/02/2012

**Notice:** This opinion is subject to formal revision before publication in the advance sheets of Southern Reporter. Readers are requested to notify the **Reporter of Decisions**, Alabama Appellate Courts, 300 Dexter Avenue, Montgomery, Alabama 36104-3741 ((334) 229-0649), of any typographical or other errors, in order that corrections may be made before the opinion is printed in Southern Reporter.

# ALABAMA COURT OF CIVIL APPEALS

OCTOBER TERM, 2012-2013

---

2110821

---

Kelly Driskell Yaun

v.

Thomas Leo Healey III

Appeal from Elmore Circuit Court  
(DR-06-110.02)

MOORE, Judge.

AFFIRMED. NO OPINION.

See Rule 53(a)(1) and (a)(2)(F), Ala. R. App. P.; Andrews v. Merritt Oil Co., 612 So. 2d 409, 410 (Ala. 1992); Robbins v. Payne, 84 So. 3d 136, 140 (Ala. Civ. App. 2011); Springer

2110821

v. Damrich, 993 So. 2d 481, 489 (Ala. Civ. App. 2008); Deines  
v. Deines, 424 So. 2d 1334, 1335 (Ala. Civ. App. 1983).

Pittman, Bryan, and Thomas, JJ., concur.

Thompson, P.J., concurs in part and dissents in part,  
with writing.

2110821

THOMPSON, Presiding Judge, concurring in part and dissenting in part.

I dissent as to the amount Kelly Driskell Yaun was ordered to pay toward the attorney fee incurred by Thomas Leo Healey III. Otherwise, I agree that the remainder of the judgment is due to be affirmed.