

THE STATE OF ALABAMA }  
~~TUSCALOOSA~~ COUNTY }  
 BALDWIN }

To any Sheriff of the State of Alabama—Greeting:

You are hereby commanded to summon Lee Charles Souders, Box 25, Fairhope,  
Alabama

to appear before the Circuit Court of Baldwin County, Alabama, at the place  
 of holding the same and plead, answer or demur within thirty days from service hereof to the complaint  
 of Gwendolyn Marie Miller, a minor, who sues by her Father, Henry Miller,  
hereto attached.

Witness, my hand this 3 day of August 1962

Alice I. Duck Clerk.

IF THE DEFENDANT FAILS TO APPEAR AND PLEAD, ANSWER OR DEMUR WITHIN THIRTY  
 DAYS AFTER SERVICE THE PLAINTIFF MAY TAKE JUDGMENT BY DEFAULT.

### COMPLAINT

GWENDOLYN MARIE MILLER, a minor,  
who sues by her father, Henry  
Miller,

Plaintiff

vs.

LEE CHARLES SOUDERS,

Defendant

BALDWIN  
 IN THE CIRCUIT COURT OF ~~TUSCALOOSA~~  
 COUNTY, ALABAMA  
 AT LAW:

Case No. 5265

### COUNT ONE

The Plaintiff claims of the Defendant the sum of \$10,000.00 as damages for that  
 heretofore on or about to-wit: July 15, 1962, while plaintiff was riding  
 as a guest in an automobile truck along and upon a public road in Gulf  
 Shores, Baldwin County, Alabama, namely, Alabama Highway 59, at or near  
 its intersection with 23rd Avenue, where she had a right to be, the  
 defendant negligently ran or drove an automobile into, over, upon or  
 against the said automobile truck in which plaintiff was riding as  
 aforesaid, and as a direct and proximate consequence of said negligence  
 aforesaid, plaintiff was injured and damaged as follows, to-wit: she was  
 made sick, sore and lame, her back, neck, head, face, mouth, legs, arms,  
 chest, ribs, shoulders and abdomen were strained and sprained and made  
 sore and painful; her arm was fractured and broken; her teeth were  
 broken and her gums and mouth were injured and made sore and painful;  
 she received a whiplash injury to her back and neck and spine; she was  
 confined to the hospital and her arm was placed in a cast; her teeth  
 required a temporary crown and will require a permanent cast crown; she  
 was permanently injured; she suffered great physical pain and mental  
 anguish; she will require future dental work and her esthetics will have  
 to be restored; all to her great damage in the sum aforesaid; hence this  
 suit.

James L. Gure  
James L. Gure  
 Attorneys for Plaintiff  
 P. O. Box 146, Tuscaloosa, Ala.

A trial by jury is demanded in this cause.

Ed- 8-31-62

FILED

AUG 31 -62

ALICE I. DUCK, CLERK  
 REGISTER

Received 31 day of Aug 1962  
and on 31st day of Aug 1962

I served a copy of the within etc  
on Lee Charles Souders

By service on \_\_\_\_\_

TAYLOR WILKINS, Sheriff  
By Fred Hubert D. S.  
F. Hope

Sheriff claims 70 miles at  
Ten Cents per mile Total \$ 7.00  
TAYLOR WILKINS, Sheriff  
BY Seibert  
DEPUTY SHERIFF

CASE NO. 5265

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW.

GWENDOLYN MARIE MILLER, A  
MINOR, WHO SUES BY HER FATHER,  
HENRY MILLER,

PLAINTIFF

VS.

LEE CHARLES SOUDERS,

DEFENDANT.

Please serve defendant at:

Box 25,  
Fairhope, Alabama.

E. M. FORD, JR.  
JACK H. MCGUIRE  
2600 7TH ST., P. O. BOX 148  
TUSCALOOSA, ALA.  
ATTORNEYS FOR PLAINTIFF

GWENDOLYN MARIE MILLER, a  
minor, who sues by her father,  
Henry Miller,

Plaintiff,

vs.

LEE CHARLES SOUDERS,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW CASE NO. 5265

DEMURRER

Comes now the Defendant in the above styled cause, by his attorneys, and demurs to the complaint filed against him and assigns the following separate and several grounds in support thereof:

1. The complaint fails to state a cause of action.
2. The complaint fails to allege with sufficient certainty the place where the alleged accident occurred.
3. The complaint fails to allege that the Plaintiff's damages were the proximate result of any negligence of the defendant.

CHASON & STONE

By: John Earl Chason  
Attorneys for Defendant

Filed 9-22-62  
Alice J. Ruck  
clerk

5265

GWENDOLYN MARIE MILLER, a minor,  
who sues by her father Henry  
Miller,

VS.

LEE CHARLES SOUDERS

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IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW CASE NO. 5265

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DEMURRER

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CHASON & STONE  
ATTORNEYS AT LAW  
BAY MINETTE, ALABAMA