

THE STATE OF ALABAMA }
~~THE COUNTY OF~~ 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 Henry Harold Miller, who a minor, who sues by his father, Henry Miller, hereto attached.

Witness, my hand this 31 day of August 1962

Alvin J. 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

HENRY HAROLD MILLER, a minor,
who sues by his father, Henry
Miller,

Plaintiff

vs.

LEE CHARLES SOUDERS,

Defendant

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

Case No. 5268

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 driving 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 he had a right to be, the defendant negligently drove an automobile into, over, upon or against the said automobile truck which plaintiff was then and there driving as aforesaid, and as a direct and proximate consequence of said negligence, plaintiff was injured and damaged as follows, to-wit: he was made sick sore and lame, his back, neck, spine, shoulders, legs, arms, chest, hand, ribs and abdomen and head were bruised, contused and lacerated and made sore and painful, he suffered a whiplash injury to his back and spine, his muscles, ligaments, tissues and organs were made sore and were strained and sprained; he was permanently injured and he suffered great physical pain and mental anguish; his head and eyes were caused to ache and pain; and plaintiff was internally and externally injured; all to his great damage in the sum aforesaid; hence this suit.

COUNT 2.

Sam Jones Jatty
Alvin H. McGee
 Attorneys for Plaintiff
 P.O. Box 146, Tuscaloosa, Alabama

A trial by jury is demanded in this cause.

En-8-31-62

FILED
 AUG 31-62
 ALVIN J. DUCK, CLERK
 REGISTER

Sam Jones Jatty
 Plaintiff's Attorney

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

Received 31 day of Aug 1962
and on 31st day of Aug 1962
I served a copy of the within StC
on Lee Charles Souders

By service on _____

TAYLOR WILKINS, Sheriff
By Fred Souders D. S.
F. Souders

CASE NO. 57-68

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

HENRY HAROLD MILLER, A MINOR,
WHO SUES BY HIS FATHER,
HENRY MILLER,

PLAINTIFF

VS.

LEE CHARLES SOUDERS,

DEFENDANT

Please serve defendant at:

Box 25,
Fairhope, Alabama.

FILED

AUG 31 1962

ALICE J. DICKSON
CLERK
REGISTER

E. M. FORD, JR.
JACK H. MCGUIRE
2600 7TH ST., P. O. BOX 146
TUSCALOOSA, ALA.
ATTORNEYS FOR PLAINTIFF

HENRY HAROLD MILLER, a
minor, who sues^{by} his father,
Henry Miller,

Plaintiff,

vs.

LEE CHARLES SOUDERS,

Defendant.

Y

Y

Y

Y

Y

Y

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW CASE NO. 5268

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 ground 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 Earle Chason
Attorneys for Defendant

*Filed 9-29-62
Alice J. [unclear]
clerk.*

6268

HENRY HAROLD MILLER, a minor, who
sues his father, Henry Miller,

VS.

LEE CHARLES SOUDERS

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW CASE NO. 5268

DEMURRER

CHASON & STONE

ATTORNEYS AT LAW
BAY MINETTE, ALABAMA