

STATE OF ALABAMA,

PLAINTIFF,

VS.

EDWARDS TRANSPORTATION COMPANY;
WOODROW EDWARDS, DOING BUSINESS
AS EDWARDS TRANSPORTATION COMPA-
NY; COY D. HOBBLEY; ABC COMPANY;
XYZ COMPANY, INCORPORATED; AND
JOE DOE,

DEFENDANTS.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

IN LAW

CASE NO.

5283

COMPLAINT

COUNT I.

Plaintiff claims of the defendants the sum of Three Thousand Dollars, (\$3,000) as damages for that on, to-wit, September 22, 1961, on a public highway in Baldwin County, Alabama, at or near a point on U.S. Highway 90, to-wit, 300 feet west of the intersection of U.S. Highway 90 and the west end of the Blackwater Creek Bridge, the defendants Edward Transportation Company; Woodrow Edwards, doing business as Edwards Transportation Company; Joe Doe, the owner and operator of a trucking company known as Edwards Transportation Company, whose name is otherwise unknown to the plaintiff and whose true name, when ascertained, will be added by amendment; ABC Company, a company doing business as a trucking or transportation company,, whose name is otherwise unknown to the plaintiff and whose true name, when ascertained, will be added by amendment; XYZ Company, Inc., a foreign corporation doing business as a trucking or transportation company, whose name is otherwise unknown to the plaintiff and whose true name, when ascertained, will be

added by amendment; and Coy D. Moseley, who was then and there the servant, agent, or employee of defendant, Edwards Transportation Company, and defendant Woodrow Edwards, doing business as Edwards Transportation Company, and who was then and there acting within the line and scope of his employment as such servant, agent, or employee, negligently drove a truck into, upon, over, or against plaintiff's truck and as a proximate result and consequence of defendants' said negligence, plaintiff's truck was greatly crushed, bent, broken and damaged and lessened in value. Wherefore, plaintiff sues.

COUNT 2.

Plaintiff claims of the defendants the sum of Three Thousand Dollars, (\$3,000), as damages for that on, to-wit, September 22, 1961, on a public highway in Baldwin County, Alabama, at or near a point on U. S. Highway 90, to-wit, 300 feet west of the intersection of U. S. Highway 90 and the west end of the Blackwater Creek Bridge, the defendants Edwards Transportation Company; Woodrow Edwards, doing business as Edwards Transportation Company; Joe Dee, the owner and operator of a trucking company known as Edwards Transportation Company, whose name is otherwise unknown to the plaintiff and whose true name, when ascertained, will be added by amendment; ABC Company, a company doing business as a trucking or transportation company, whose name is otherwise unknown to the plaintiff and whose true name, when ascertained, will be added by amendment; XYZ Company, Inc., a foreign corporation doing business as a trucking or transportation company, whose name is otherwise unknown to the plaintiff and whose true name,

when ascertained, will be added by amendment; and Coy D. Moseley, who was then and there the servant, agent, or employee of defendant, Edwards Transportation Company, and defendant Woodrow Edwards, doing business as Edwards Transportation Company, and who was then and there acting within the line and scope of his employment as such servant, agent, or employee, wantonly drove a truck into, upon, over, or against plaintiff's truck and as a proximate result and consequence of defendants' said wanton conduct, plaintiff's truck was greatly crushed, bent, broken, and damaged and lessened in value. Wherefore, plaintiff sues.

Mac Donald Gallion
MACDONALD GALLION
Attorney General

Julius Case, Jr.
JULIUS CASE, JR.
Assistant Attorney General

Robert M. Hill, Jr.
ROBERT M. HILL, JR.
Assistant Attorney General

Plaintiff demands trial by a struck jury.

Robert M. Hill, Jr.
ROBERT M. HILL, JR.
Assistant Attorney General

SHERIFF'S RETURN

I have executed the within summons and complaint by leaving the same with Woodrow Edwards and Coy D. Moseley, on this the _____ day of _____, 1962.

-Sheriff-

STATE OF ALABAMA)
BALDWIN COUNTY)

IN THE CIRCUIT COURT OF
BALDWIN COUNTY

TO ANY SHERIFF OF THE
STATE OF ALABAMA -- GREETINGS:

You are hereby commanded to summon Woodrow Edwards, doing business as Edwards Transportation Company, 50 Srant Drive, Pensacola, Florida, and Coy D. Moseley, 1118 W. Lakeview Avenue, Pensacola, Florida, to appear before the Circuit Court of Baldwin County, Alabama, at the place of holding the same, within thirty days from the service of this summons and complaint, then and there to answer, plead, or demur to the complaint hereunto annexed of the State of Alabama.

You are required to execute this process instantter, and to return the same immediately upon the execution thereof.

Witness my hand this the 19 day of Sept.,
1962.

Alice J. Luck
-Clerk-

EX-9-21-62 on
Sec. of State

STATE OF ALABAMA,

PLAINTIFF,

VS.

EDWARDS TRANSPORTATION COMPANY;
WOODROW EDWARDS, DOING BUSINESS
AS EDWARDS TRANSPORTATION COMPA-
NY; COY D. MOSELEY; ABC COMPANY;
XYZ COMPANY, INCORPORATED; AND
JOE DOE,

DEFENDANTS.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

IN LAW

CASE NO. _____

C O M P L A I N T

COUNT I.

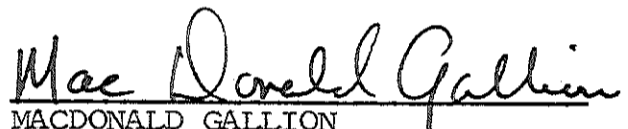
Plaintiff claims of the defendants the sum of Three Thousand Dollars, (\$3,000) as damages for that on, to-wit, September 22, 1961, on a public highway in Baldwin County, Alabama, at or near a point on U.S. Highway 90, to-wit, 300 feet west of the intersection of U.S. Highway 90 and the west end of the Blackwater Creek Bridge, the defendants Edward Transportation Company; Woodrow Edwards, doing business as Edwards Transportation Company; Joe Doe, the owner and operator of a trucking company known as Edwards Transportation Company, whose name is otherwise unknown to the plaintiff and whose true name, when ascertained, will be added by amendment; ABC Company, a company doing business as a trucking or transportation company,, whose name is otherwise unknown to the plaintiff and whose true name, when ascertained, will be added by amendment; XYZ Company, Inc., a foreign corporation doing business as a trucking or transportation company, whose name is otherwise unknown to the plaintiff and whose true name, when ascertained, will be

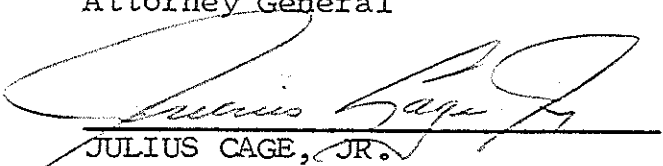
added by amendment; and Coy D. Moseley, who was then and there the servant, agent, or employee of defendant, Edwards Transportation Company, and defendant Woodrow Edwards, doing business as Edwards Transportation Company, and who was then and there acting within the line and scope of his employment as such servant, agent, or employee, negligently drove a truck into, upon, over, or against plaintiff's truck and as a proximate result and consequence of defendants' said negligence, plaintiff's truck was greatly crushed, bent, broken and damaged and lessened in value. Wherefore, plaintiff sues.

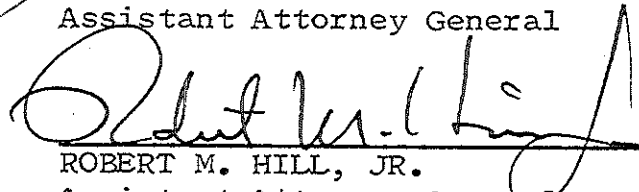
COUNT 2.

Plaintiff claims of the defendants the sum of Three Thousand Dollars, (\$3,000), as damages for that on, to-wit, September 22, 1961, on a public highway in Baldwin County, Alabama, at or near a point on U. S. Highway 90, to-wit, 300 feet west of the intersection of U. S. Highway 90 and the west end of the Blackwater Creek Bridge, the defendants Edwards Transportation Company; Woodrow Edwards, doing business as Edwards Transportation Company; Joe Doe, the owner and operator of a trucking company known as Edwards Transportation Company, whose name is otherwise unknown to the plaintiff and whose true name, when ascertained, will be added by amendment; ABC Company, a company doing business as a trucking or transportation company, whose name is otherwise unknown to the plaintiff and whose true name, when ascertained, will be added by amendment; XYZ Company, Inc., a foreign corporation doing business as a trucking or transportation company, whose name is otherwise unknown to the plaintiff and whose true name,

when ascertained, will be added by amendment; and Coy D. Moseley, who was then and there the servant, agent, or employee of defendant, Edwards Transportation Company, and defendant Woodrow Edwards, doing business as Edwards Transportation Company, and who was then and there acting within the line and scope of his employment as such servant, agent, or employee, wantonly drove a truck into, upon, over, or against plaintiff's truck and as a proximate result and consequence of defendants' said wanton conduct, plaintiff's truck was greatly crushed, bent, broken, and damaged and lessened in value. Wherefore, plaintiff sues.


MACDONALD GALLION
Attorney General


JULIUS CAGE, JR.
Assistant Attorney General


ROBERT M. HILL, JR.
Assistant Attorney General

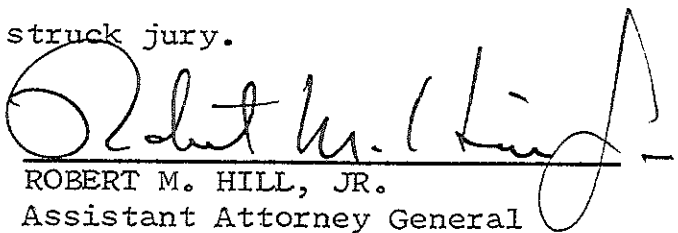
Plaintiff demands trial by a struck jury.

FILED

SEP 19 1962

**ALICE L. DUCK, CLERK
REGISTER**

SHERIFF'S RETURN


ROBERT M. HILL, JR.
Assistant Attorney General

I have executed the within summons and complaint by leaving the same with Woodrow Edwards and Coy D. Moseley, on this the _____ day of _____, 1962.

-Sheriff-

5283

State of Ala.

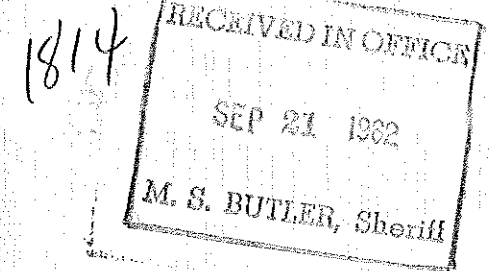
vs

Edwards Transportation
Co. Et al.

FILED

SEP 19 1962

ALICE J. DUCK, CLERK
REGISTER



Executed by serving 6 copies of
the within on Betty Frink
Secretary of State of The State of
Alabama.

This the 21 day of Sept 1962

Sheriff of Montgomery County

M. S. Butler,

By Rebecca D. S.

The Sheriff's clerk 2
collected at 10¢ per copy of the within
of \$ 20
M. S. Butler, Sheriff
Montgomery County, Ala.

The Baldwin Times

"Baldwin's Only All County Newspaper"

BAY MINETTE, ALABAMA

J. H. FAULKNER, Publisher

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,
BALDWIN COUNTY.

J. H. Faulkner Jr., being duly sworn, deposes and says that he is the EDITOR of THE BALDWIN TIMES, a Weekly Newspaper published at Bay Minette, Baldwin County, Alabama; that the notice hereto attached of

State of Alabama vs
Edward Transportation Co.

LEGAL NOTICE

STATE OF ALABAMA,
Plaintiff,
vs.
EDWARDS TRANSPORTATION COM-
PANY, WOODROW EDWARDS, DOING
BUSINESS AS EDWARDS TRANS-
PORTATION COMPANY, COY D.
MOSELEY, AS COMPANY XYZ
COMPANY, INCORPORATED, AND JOE
DOE,
Defendants.
In The Circuit Court Of
Baldwin County, Alabama
In Law
Case No. 5283
ORDER OF PUBLICATION
In this cause it is made to appear

to the Court by the Affidavit on file of Robert M. Hill, Jr., Assistant Attorney General of the State of Alabama, that Coy D. Moseley, whose last known address is 1118 W. Lakeview Avenue, Pensacola, Florida, is a defendant in the above-styled case, and that service was attempted to be made on said Coy D. Moseley at the above address by registered mail and the same was returned "Moved, Left No Address".

Now therefore, it is ordered by this Court that said defendant, Coy D. Moseley, be required to demur, plead to, or answer the complaint filed in the above-styled case, within forty (40) days from the date of the first publication of this order.

It is further Ordered that this Order of Publication be published for three successive weeks in the Baldwin Times Newspaper and a copy be posted at the Baldwin County Court house.

Done this the 17th day of October, 1962.

HUBERT M. HALL
Circuit Judge

42-3c

COST STATEMENT

222 WORDS @ .05 cents — \$ 11.10
I hereby certify this is correct, due and unpaid (paid)

J. H. Faulkner Jr.
Editor.

was published in said newspaper for 3 consecutive weeks in the following issues:

Date of 1st publication Oct 25, 1962 Vol. 74 No. 42

Date of 2nd publication Nov 1, 1962 Vol. 74 No. 43

Date of 3rd publication Nov 8, 1962 Vol. 74 No. 44

Date of 4th publication _____, 19____ Vol. _____ No. _____

Subscribed and sworn before the undersigned this 9 day of Nov, 1962

Dorothy Martin
Notary Public, Baldwin County.

J. H. Faulkner Jr.
Editor.

FILED

NOV 10 1962

ALICE I. DUCK, CLERK
REGISTER

STATE OF ALABAMA,	§	
PLAINTIFF,	§	IN THE CIRCUIT COURT OF
VS.	§	BALDWIN COUNTY, ALABAMA
	§	
EDWARDS TRANSPORTATION	§	
COMPANY; WOODROW EDWARDS,	§	IN LAW
DOING BUSINESS AS EDWARDS	§	
TRANSPORTATION COMPANY;	§	
COY D. MOSELEY; ABC COMPANY;	§	
XYZ COMPANY, INCORPORATED;	§	
AND JOE DOE,	§	
DEFENDANTS.	§	CASE NO. <u>5282</u>

AFFIDAVIT AND REQUEST
FOR SERVICE BY PUBLICATION

Comes now the plaintiff, State of Alabama, in the above-styled cause and shows into this Honorable Court the following:

1. The last known address of the above named defendant, Coy D. Moseley, is listed as 1118 W. Lakeview Avenue, Pensacola, Florida.

2. On September 21, 1962, the Secretary of State of the State of Alabama sent by registered mail, return receipt requested, deliver to addressee only, notice, with a copy of the Summons and Complaint in the above-styled cause attached, to:

Coy D. Moseley
1118 W. Lakeview Avenue
Pensacola, Florida

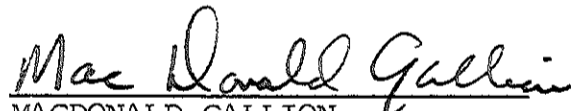
3. On September 24, 1962, the above mentioned letter (Registered No. 51655) was returned to the Secretary of State

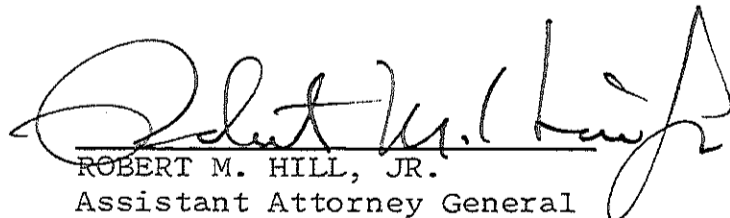
with reason for non-delivery given as "Moved, Left No. Address".

4. Plaintiff has made a reasonable and diligent effort to ascertain the present address of defendant, Coy D. Moseley, but after such search has been unable to ascertain any other address.

In lieu of the foregoing and pursuant to Title 7, Section 204, Code of Alabama 1940, plaintiff respectfully request this Court to issue an order of publication directed to the defendant, requiring him to demur, plead to, or answer the complaint, filed in the above-styled cause, within forty (40) days from the date of the first publication of said order, which order of publication shall be published for three successive weeks in some newspaper in Baldwin County, Alabama, and, a copy thereof shall be posted at the Courthouse of Baldwin County, Alabama, immediately after the issuance thereof.

Respectfully submitted,


MACDONALD GALLION
ATTORNEY GENERAL


ROBERT M. HILL, JR.
Assistant Attorney General

STATE OF ALABAMA

Before me, Rubye Eason Kennedy, a Notary Public in and for the State-at-Large, personally appeared Robert M. Hill, Jr., whose name is signed to the foregoing "Affidavit and Request

STATE OF ALABAMA,
PLAINTIFF,

VS.

EDWARDS TRANSPORTATION COMPANY;
WOODROW EDWARDS, DOING BUSINESS
AS EDWARDS TRANSPORTATION COMPANY;
COY D. MOSELEY; ABC COMPANY;
XYZ COMPANY, INCORPORATED; AND
JOE DOE,

DEFENDANTS.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

IN LAW

CASE NO. _____

ORDER OF PUBLICATION

In this cause it is made to appear to the Court by the Affidavit on file of Robert M. Hill, Jr., Assistant Attorney General of the State of Alabama, that Coy D. Moseley, whose last known address is 1118 W. Lakeview Avenue, Pensacola, Florida, is a defendant in the above-styled case and that service was attempted to be made on said Coy D. Moseley at the above address by registered mail and the same was returned "Moved, Left No Address";

Now therefore, it is ordered by this Court that said defendant, Coy D. Moseley, be required to demur, plead to, or answer the complaint filed in the above-styled cause, within forty (40) days from the date of the first publication of this order;

It is further ordered that this Order of Publication be published for three successive weeks in the Baldwin

Times Newspaper and a copy be posted at the
Baldwin County Courthouse.

Copy filed 22 June 1977

Done this the 17 day of October,
1962.

Hubert M. Hall
-Circuit Judge-

Executed by publication in the _____
_____ Newspaper on this the

_____ day of _____, 1962,
_____ day of _____, 1962, and
_____ day of _____, 1962.

-Circuit Clerk-

September 26, 1962

STATE OF ALABAMA

VS

WOODROW EDWARDS, DOING BUSINESS AS
EDWARDS TRANSPORTATION COMPANY, et
al, Defendants

IN THE CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA

CASE NO. not given

TO THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA:

I, Bettye Frink, Secretary of State, hereby certify that on September 21, 1962
I sent by registered mail in an envelope addressed as follows:

" Woodrow Edwards, d/b/a
Edwards Transportation Company
50 Srant Drive
Pensacola, Florida"

"Registered Mail—
Return Receipt Requested
Deliver to Addressee Only"

bearing sufficient and proper prepaid postage, a notice bearing my signature and the Great Seal of
the State of Alabama in words and figures as follows:

" Woodrow Edwards, d/b/a
Edwards Transportation Company
50 Srant Drive
Pensacola, Florida

You will take notice that on September 21, 1962 the Sheriff of Montgomery
County, Alabama, served upon me, in my official capacity, summons and complaint in a
case entitled: STATE OF ALABAMA VS WOODROW EDWARDS, DOING BUSINESS AS
EDWARDS TRANSPORTATION COMPANY, et al, Defendants

in the CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA
Case No. not given a true copy of which summons and complaint is attached hereto
and the said service upon me as Secretary of State of the State of Alabama has the force and
effect of personal service upon you.

WITNESS MY HAND and the Great Seal of the State of Alabama this the 21
day of September 1962

Enclosure (1)

(Signed) Bettye Frink
Secretary of State"

I further certify that the notice above set out which was so mailed in the envelope addressed
as above set forth had attached to it a true copy of the summons and complaint in the above-styled
cause.

I further certify that on Sep 24 1962 I received the return card, showing
receipt by the designated addressee of the aforementioned matter at Pensacola, Fla.
on 9-22-62

WITNESS MY HAND and the Great Seal of the State of Alabama this the 26 day
of September 1962

Bettye Frink

Bettye Frink
Secretary of State

Enclosures: Return Receipt Card and copy
of Summons and Complaint.

cc: Hon. MacDonald Gallion
Hon. Julius Cage, Jr.
Hon. Robert M. Hill, Jr.
Office of the Attorney General
Administrative Bldg.
Montgomery, Ala.

STATE OF ALABAMA)
)
BALDWIN COUNTY)

IN THE CIRCUIT COURT OF

BALDWIN COUNTY

TO ANY SHERIFF OF THE
STATE OF ALABAMA -- GREETINGS:

You are hereby commanded to summon Woodrow Edwards, doing business as Edwards Transportation Company, 50 Srant Drive, Pensacola, Florida, and Coy D. Moseley, 1118 W. Lakeview Avenue, Pensacola, Florida, to appear before the Circuit Court of Baldwin County, Alabama, at the place of holding the same, within thirty days from the service of this summons and complaint, then and there to answer, plead, or demur to the complaint hereunto annexed of the State of Alabama.

You are required to execute this process instantler, and to return the same immediately upon the execution thereof.

Witness my hand this the 19 day of Sept,
1962.

Alice J. Luck
-Clerk-

STATE OF ALABAMA,

PLAINTIFF,

VS.

EDWARDS TRANSPORTATION COMPANY;
WOODROW EDWARDS, DOING BUSINESS
AS EDWARDS TRANSPORTATION COMPA-
NY; COY D. MOSELEY; ABC COMPANY;
XYZ COMPANY, INCORPORATED; AND
JOE DOE,

DEFENDANTS.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

IN LAW

CASE NO. _____

C O M P L A I N T

COUNT I.

Plaintiff claims of the defendants the sum of Three Thousand Dollars, (\$3,000) as damages for that on, to-wit, September 22, 1961, on a public highway in Baldwin County, Alabama, at or near a point on U.S. Highway 90, to-wit, 300 feet west of the intersection of U.S. Highway 90 and the west end of the Blackwater Creek Bridge, the defendants Edward Transportation Company; Woodrow Edwards, doing business as Edwards Transportation Company; Joe Doe, the owner and operator of a trucking company known as Edwards Transportation Company, whose name is otherwise unknown to the plaintiff and whose true name, when ascertained, will be added by amendment; ABC Company, a company doing business as a trucking or transportation company,, whose name is otherwise unknown to the plaintiff and whose true name, when ascertained, will be added by amendment; XYZ Company, Inc., a foreign corporation doing business as a trucking or transportation company, whose name is otherwise unknown to the plaintiff and whose true name, when ascertained, will be

added by amendment; and Coy D. Moseley, who was then and there the servant, agent, or employee of defendant, Edwards Transportation Company, and defendant Woodrow Edwards, doing business as Edwards Transportation Company, and who was then and there acting within the line and scope of his employment as such servant, agent, or employee, negligently drove a truck into, upon, over, or against plaintiff's truck and as a proximate result and consequence of defendants' said negligence, plaintiff's truck was greatly crushed, bent, broken and damaged and lessened in value. Wherefore, plaintiff sues.

COUNT 2.

Plaintiff claims of the defendants the sum of Three Thousand Dollars, (\$3,000), as damages for that on, to-wit, September 22, 1961, on a public highway in Baldwin County, Alabama, at or near a point on U. S. Highway 90, to-wit, 300 feet west of the intersection of U. S. Highway 90 and the west end of the Blackwater Creek Bridge, the defendants Edwards Transportation Company; Woodrow Edwards, doing business as Edwards Transportation Company; Joe Doe, the owner and operator of a trucking company known as Edwards Transportation Company, whose name is otherwise unknown to the plaintiff and whose true name, when ascertained, will be added by amendment; ABC Company, a company doing business as a trucking or transportation company, whose name is otherwise unknown to the plaintiff and whose true name, when ascertained, will be added by amendment; XYZ Company, Inc., a foreign corporation doing business as a trucking or transportation company, whose name is otherwise unknown to the plaintiff and whose true name,

when ascertained, will be added by amendment; and Coy D. Moseley, who was then and there the servant, agent, or employee of defendant, Edwards Transportation Company, and defendant Woodrow Edwards, doing business as Edwards Transportation Company, and who was then and there acting within the line and scope of his employment as such servant, agent, or employee, wantonly drove a truck into, upon, over, or against plaintiff's truck and as a proximate result and consequence of defendants' said wanton conduct, plaintiff's truck was greatly crushed, bent, broken, and damaged and lessened in value. Wherefore, plaintiff sues.


Mac Donald Gallion
MACDONALD GALLION
Attorney General

Julius Cage
JULIUS CAGE, JR.
Assistant Attorney General

Robert M. Hill, Jr.
ROBERT M. HILL, JR.
Assistant Attorney General

Plaintiff demands trial by a struck jury.

Robert M. Hill, Jr.
ROBERT M. HILL, JR.
Assistant Attorney General

SHERIFF'S RETURN

I have executed the within summons and complaint by leaving the same with Woodrow Edwards and Coy D. Moseley, on this the _____ day of _____, 1962.

-Sheriff-



BETTYE FRINK
SECRETARY OF STATE

STATE OF ALABAMA
OFFICE OF SECRETARY OF STATE
MONTGOMERY 4, ALABAMA

September 26, 1962

Hon. MacDonald Gallion
Hon. Julius Cage, Jr.
Hon. Robert M. Hill, Jr.
Office of the Attorney General
Administrative Bldg.
Montgomery, Ala.

Re: State of Alabama VS Coy D. Moseley, et al

Gentlemen:

Please refer to your file in the above-styled cause and be advised that on September 21, I sent by registered mail, return receipt requested, deliver to addressee only, my notice, with copy of Summons and Complaint attached, to:

Coy D. Moseley
1118 W. Lakeview Avenue
Pensacola, Florida

On September 24, this letter (Registered No. 51655) was returned to me with reason for non-delivery given as "MOVED, LEFT NO ADDRESS".

Will you please advise me as to any further efforts you wish me to make in perfecting this service.

Yours very truly,

Bettye Frink
Secretary of State

By: (Mrs.) Nancy H. Turner
Administrative Assistant

cc: Hon. Alice J. Duck, Clerk
Circuit Court of Baldwin County
Bay Minette, Ala.

STATE OF ALABAMA)
)
BALDWIN COUNTY)

IN THE CIRCUIT COURT OF

BALDWIN COUNTY

TO ANY SHERIFF OF THE
STATE OF ALABAMA -- GREETINGS:

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You are required to execute this process instantler, and to return the same immediately upon the execution thereof.

Witness my hand this the 19 day of Sept.,
1962.

Alice J. Luck
-Clerk-