

FRANK JAMES WILLIAMS, : IN THE CIRCUIT COURT OF  
Plaintiff, :  
VS: : BALDWIN COUNTY, ALABAMA  
JOSEPH BYRD, :  
Defendant. : AT LAW  
NO. 5774

Comes the Defendant in the above styled matter and  
for answer to the complaint heretofore filed says as follows:

1. Not guilty.
2. The Plaintiff cannot have and recover of the  
Defendant in this matter for at the time and place com-  
plained of in the complaint the Plaintiff himself was  
guilty of negligence which proximately contributed to the  
injuries complained of , hence he cannot recover.

COLLINS, GALLOWAY & MURPHY

By: 

ATTORNEYS FOR DEFENDANT

FILED

NOV 26 1963

ALICE J. DUCK, CLERK  
REGISTER

COLLINS, GALLOWAY & MURPHY

ATTORNEYS AT LAW  
817 FIRST NATIONAL BANK BUILDING  
MOBILE, ALABAMA  
HEMLOCK 2-0568

FRED G. COLLINS  
THOMAS M. GALLOWAY  
M. THOMAS MURPHY (1924-1956)

November 22, 1963

Mrs. Alice J. Duck, Clerk  
Circuit Court  
Baldwin County Court House  
Bay Minette, Alabama

In re: Frank James Williams  
vs: Joseph Byrd  
Case No. 5774

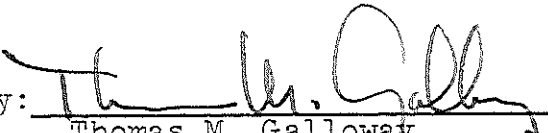
Dear Mrs. Duck:

I enclose herewith the answer to be filed in this matter. Would you please advise the same is filed by noting the date thereof on the copy of this letter as enclosed herewith.

Thank you very much.

Very truly yours,

COLLINS, GALLOWAY & MURPHY

By:   
Thomas M. Galloway

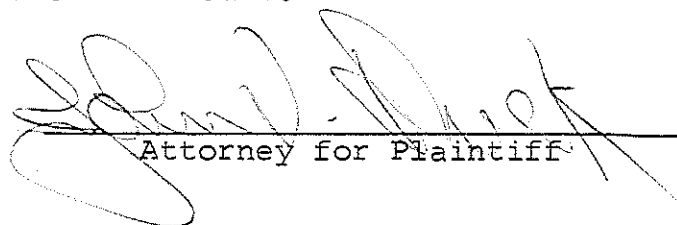
TMG/fs  
Encls:

FRANK JAMES WILLIAMS	)	IN THE CIRCUIT COURT OF
Plaintiff	)	BALDWIN COUNTY, ALABAMA
-VS-	)	AT LAW
JOSEPH BYRD	)	
Defendant	)	

BILL OF COMPLAINT

Plaintiff claims of the Defendant the sum of TEN THOUSAND DOLLARS (\$10,000.00), as damages, for that, heretofore, on, to-wit: the 24th day of March, 1963, the Defendant so negligently operated a motor vehicle on Highway Numbered U. S. 90 at a point thereon approximately two (2) miles East of the City Limits of Mobile, Alabama and midway across the Tensaw River Bridge, being then and there a public highway in Baldwin County, Alabama, as to cause or allow it to run into a motor vehicle of Charles E. Hannon, which caused or allowed it to run into the rear of said Plaintiff's vehicle, and as a proximate consequence thereof the Plaintiff's neck was badly wrenched, sprained and bruised, that he suffered a pinched nerve in his nec, that he was caused to suffer great physical and mental pain and anguish, and his nervous system was greatly impaired and shocked, and that he was caused to incur expense in and about the curing and healing of his said injuries, and he was caused to lose time from his work.

And Plaintiff avers that he suffered said injuries and consequent damages as a proximate consequence of the aforesaid negligence of the Defendant, hence this suit.

  
 Attorney for Plaintiff

SUMMONS AND COMPLAINT

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama,

Baldwin County.

}

Circuit Court, Baldwin County

No. ....

..... TERM, 19....

TO ANY SHERIFF OF THE STATE OF ALABAMA

You Are Commanded to Summon JOSEPH BYRD

to appear and plead, answer or demur, within thirty days from the service hereof, to the complaint filed in  
the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against .....

JOSEPH BYRD

....., Defendant.....

by .....

FRANK JAMES WILLIAMS

....., Plaintiff.....

Witness my hand this 15 day of Oct 1963

64-1030-63

Cliff J. Luck, Clerk

No. 5774

Page

STATE of ALABAMA

Baldwin County

CIRCUIT COURT

FRANK JAMES WILLIAMS

Plaintiffs

vs.

JOSEPH BYRD

Defendants

Summons and Complaint

FILED

Filed

19

OCT 15 1963

ALICE J. DUCK, CLERK  
REGISTER

Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Rt. I

Bay Minette, Alabama

Received In Office

Oct 15, 1963

Sheriff.

I have executed this summons

this 10-30

1963

by leaving a copy with

Joseph Byrd

Sheriff claims

4 miles at

Ten Cents per mile Total \$ .40

TAYLOR, WILKINS, Sheriff

BY

W. A. Talbert  
DEPUTY SHERIFF

Sheriff.

Deputy Sheriff

Taylor Wilkins  
W. A. Talbert  
2 miles north of Bay Minette