TERRY F. ANDRESS,

* IN THE CIRCUIT COURT OF

Plaintiff

* BALDWIN COUNTY, ALABAMA

VS.

*

PRITCHETT LOFTIN,

* AT LAW.

Defendant.

CASE NO.

Plaintiff claims of the Defendant the sum of THREE THOUSAND AND NO/100 (\$3,000.00) DOLLARS as damages, for that heretofore on, to-wit, June 19, 1963 while the Plaintiff's wife was driving her automobile on U. S. Highway 98 a public highway in Baldwin County, Alabama near Daphne, Alabama the Defendant so negligently operated his automobile so as to cause the said to collide with the automobile being driven by the Plaintiff's wife and as a proximate consequence thereof the Plaintiff's wife suffered severe intestinal injury, severe lacerations about her face and body, and Plaintiff's wife was rendered sick, sore, and bruised and Plaintiff avers that he has lost the consortium of his wife.

And Plaintiff avers that all his said injuries and damages were caused as a proximate result of the negligence of the Defendant in and about the operation of said motor vehicle at said time and place.

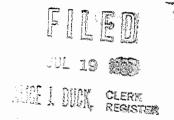
J. M. MATRANGA

ATTORNEY FOR PLAZNTIFF

Plaintiff demands trial by jury:

J. M. MATRANGA

Defendant can be served at: Pritchett Loftin, 473
Wellington Street, Mobile, Alabama.



677

THE STATE OF ALABAMA,

BALDWIN COUNTY

No. 5639	CIRCUIT	COURT,	BALDWIN	COUNTY
			TERM	I, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA:

100 Are Hereby Commanded to Summon				
Prichett Loftin				
to appear and plead, answer or demur, w	vithin thirty d	ays from the service h	ereof, to the compla	int filed in the
Circuit Court of Baldwin County, State	of Alabama, a	t Bay Minette, again	st	
Pritc	hett Loftin	3		Defendant
by Terry F. Andress			,	
				Plaintiff
Witness my hand this19	đa	y of July	19	63
F1 2 5-13		Cince	Lacuche	, Clerk
$\omega v - \sigma \tau \omega \tau \omega \omega = 0$			<u> </u>	

M62/5639/ P	3785		
THE STATE OF AI	_ABAMA		dant lives at ED IN OFFICE
CIRCUIT CO	JRT	· · · · ·	
TERRY F. ANDRESS		quely	, 196.3 Sheriff
		/)	uted this summons
vs. TRITCHETT LOFTIN	Plaintiffs	this <u>Maco</u> by leaving a copy w	t 5, 1963 ith H Loften
	Defendants		
SUMMONS and CO	MPLAINT		
Filed 7-19	, ₁₉ 63		
Alice J. Duck	Clerk		
			. *
Pla	intiff's Attorney	Ray. D.	Budge Sheriff
	ant's Attorney		Deputy Sheriff

TERRY F. ANDRESS,) IN THE CIRCUIT COURT OF
Plaintiff,))
vs.	BALDWIN COUNTY, ALABAMA
PRITCHETT LOFTIN,) AT LAW CASE NO. 5639
Defendant.)

Now comes the Defendant in the above styled cause and demurs to the Complaint in said cause and as grounds therefor assigns, separately and severally, the following separate and several grounds:

- For that the Complaint fails to state a cause of action.
- From aught that appears the Defendant was under no duty to the Plaintiff at the time and place complained of in the Complaint.
- 3. From aught that appears the Defendant has breached no duty which he owed to the Plaintiff at the time and place complained of in the Complaint.
- 4. From aught that appears the Defendant was not operating his automobile on a public highway at the time of the accident complained of in the Complaint.
- For that the Defendant is not sufficiently advised as to the place where the accident complained of in the Complaint occurred.
- For that the Complaint is vague, uncertain and indefinite.

McCORVEY, TURNER, JOHNSTONE, ADAMS & MAY

Attorneys for Defendant

P. 0. Box 1070 Mobile, Alabama

AUG 20 1963

ALICE I DUCK, CLERK REGISTER

MCCORVEY, TURNER, JOHNSTONE, ADAMS & MAY ATTORNEYS AT LAW

NINTH FLOOR MERCHANTS NATIONAL BANK BUILDING
HEMLOCK 3-5561 P. O. BOX 1070
MOBILE 6, ALABAMA

GESSNER T. MCCORVEY BEN D. TURNGR C.A. L.JOHNSTONE, JR. R. F. ADAMS, SR. JAMES L. MAY, JR. ALEX T. HOWARD, JR. J. JEPTHA HILL CHARLES B. BAILEY, JR. C. M. A. ROGERS, 111 BROCK B. GORDON

August 29th, 1963

Honorable Alice J. Duck Clerk of the Circuit Court Baldwin County Bay Minette, Alabama

> Re: Lucia C. Andress vs. Pritchett Loftin, Cir. Ct. Baldwin County, Ala., No.5638

Terry F. Andress vs. Pritchett Loftin, Cir. Ct. Baldwin County, Ala., No. 5639

Dear Mrs. Duck:

Enclosed are the original and one copy of Demurrers which I have prepared to the Complaints in the above cases, and I would appreciate it if you would file same in your Court.

Please let me know when these Demurrers will be set for argument.

Thank you for your usual fine cooperation.

Yours very truly,

lex T. Howard

ATHjr:djl

Enclosures

JOSEPH M. MATRANGA
ATTORNEY AT LAW
201 FIRST NATIONAL BANK ANNEX
MOBILE 2, ALABAMA
HEMLOCK 3-1634
March 23, 1964

Mrs. Alice Duck
Clerk of the Circuit Court
Baldwin County Courthouse
Bay Minette, Alabama

Re: Lucia C. Andress vs. Pritchett Loftin

Case No. 5638

Terry F. Andress vs. Pritchett Loftin Case No. 5639

Dear Mrs. Duck:

Please dismiss the above styled cases which are pending on your docket. They have been settled. Please send the cost bill to Mr. Alex Howard, Attorney at Law, Merchants National Bank Bldg., Mobile, Alabama, attorney for the Defendant.

Sincerely yours,

Joseph M. Matranga

JMM:ath

cc: Mr. Alex Howard, Jr.

JOSEPH M. MATRANGA ATTORNEY AT LAW 201 FIRST NATIONAL BANK ANNEX

OI FIRST NATIONAL BANK ANNE MOBILE 2, ALABAMA

HEMLOCK 3-1634

March 9, 1964



Mrs. Alice Duck Clerk of the Court Baldwin County Courthouse Bay Minette, Alabama

Re: Terry and Lucia Andress
v. Pritchett Loftin

Dear Mrs. Duck:

Mr. Alex Howard, attorney for the Defendant, and myself as attorney for the Plaintiffs in the above styled causes have reached a settlement agreement. If you would be kind enough to take the above causes out of the call, you will receive a request from this office to dismiss them.

The cost bills may be mailed to the attorney for the Defendant. You should hear from me in about a week.

Thank you for your kindness in the past.

Sincerely yours,

Joseph M. Matranga

JMM:ath

cc: Mr. Alex Howard

Bay Minette, Ala., July 19 1963
To the Sheriff of Molule County, Molule Alabama
I enclose herewith & t C to be placed or
Pritchett Lostin - 473 Wellington
Pritchett Loftin - 473 Wellington Street, Mobile, Qla.
Please serve and return as early as possible.
Sheriff Baldwin County, Alabama
(If not found in your county please advise promptly giving information as to present location if possible)

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