

812

Executed this 7th Day of
September 1964 by serving a copy
of the ~~Warrant~~ on Lawrence, W. Shaver
Charles S. Zeman D.W.
Mona G. Lee

MADE J. DICK, CLERK
REGISTER

APR 27 1964

FILED

SUMMONS AND COMPLAINT

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

Circuit Court, Baldwin County

STATE OF ALABAMA
BALDWIN COUNTY

No.....

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

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon COLONIAL TRAILWAYS, INC., a Corporation,
and LAWRENCE W. THAMES, jointly and severally

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 COLONIAL TRAILWAYS,
INC., a Corporation, and LAWRENCE W. THAMES Defendant.....
by LEESA WILLIAMS, a minor, suing by and through her next friend and
father, EDDIE WILLIAMS Plaintiff.....

Witness my hand this..... 27 day of August 19 64

Ex- 9-7-64

Theresa J. French Clerk

No. 6173

Page.....

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

LESSA WILLIAMS, a minor, suing
by and through her next friend
and father, EDDIE WILLIAMS ^{Plaintiffs}

vs.

COLONIAL TRAILWAYS, INC., a
Corporation, and LAWRENCE W.
THAMES, jointly and severally ^{Defendants}

SUMMONS AND COMPLAINT

Filed FILED 19.....

AUG 22 1964 Clerk

RECEIVED
ALICE J. DUCK
DUCK & LACEY
REGISTER

AUG 23 1964

SHERIFF'S OFFICE
DUCK & LACEY
Attorneys for Plaintiff

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

225 St. Francis Street

Mobile, Alabama

Thames-Rt. 1, Frisco City, Ala
Received In Office

8/27 1964

....., Sheriff

I have executed this summons

this Sept 1 1964

by leaving a copy with

J. L. Boudette as
manager of
Colonial Trailways
Inc, a Corp

Ray L. Bridges Sheriff

C. Miller Deputy Sheriff

LESSA WILLIAMS, a minor) IN THE CIRCUIT COURT OF
suing by and through her)
next friend and father,) BALDWIN COUNTY, ALABAMA
EDDIE WILLIAMS,)
Plaintiff,) AT LAW

vs.)

COLONIAL TRAILWAYS, INC.,)
a corporation, and LAWRENCE)
W. THAMES, jointly and)
severally,)

Defendants.) CASE NO. 6173

DEMURRER

Come now Colonial Trailways, Inc., a corporation, and
Lawrence W. Thames, separately and severally, and demur to the complaint
of the plaintiff herein and for grounds of demurrer set down and assign the
following, separately and severally, that is to say:

- 1) For that it does not state facts sufficient to constitute a
cause of action.
- 2) For that negligence is therein alleged merely as a conclusion
of the pleader.
- 3) For that it is vague, indefinite and uncertain, in that it does
not apprise this defendant with sufficient certainty against what act or acts
of negligence this defendant is called upon to defend.
- 4) For that it does not appear with sufficient certainty what
duty, if any, this defendant may have owed to the plaintiff.
- 5) For that it does not appear with sufficient certainty wherein
this defendant violated any duty it may have owed to the plaintiff.
- 6) For that it does not sufficiently appear that this defendant
owed any duty to the plaintiff which this defendant negligently failed to
perform.
- 7) For that there does not appear sufficient causal connection
between this defendant's alleged breach of duty and the plaintiff's
alleged injuries and damages.
- 8) For that no facts are alleged therein to show that the plaintiff

INGE, TWITTY, DUFFY & PRINCE

LAWYERS

MERCHANTS NATIONAL BANK BUILDING

MOBILE, ALABAMA

36601

THOS. E. TWITTY
FRANCIS H. INGE (1902-1959)
RICHARD H. INGE
THOS. E. TWITTY, JR.
JAMES J. DUFFY, JR.
SYDNEY R. PRINCE, III

MAILING ADDRESS:

P. O. BOX 1109
MOBILE, ALA.
36601

CABLE ADDRESS:

TWINING
TELEPHONE
HEMLOCK 3-5441

September 4, 1964

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

Dear Mrs. Duck:

I am enclosing herewith the originals of the demurrers I have prepared in Case No. 6174 and Case No. 6173. I should appreciate your filing the same upon receipt. I have forwarded copies of said demurrers to John.

With much appreciation.

Yours very truly,

James J. Duffy, Jr.

James J. Duffy, Jr. by mn
For the Firm

JJDjr/mn
Enclosures

NO CARBON REQUIRED PAPER: Just type (or write) on original. Your impression will automatically appear on copies beneath.

INSTRUCTIONS

SENDER: WRITE (OR TYPE) MESSAGE, PULL OUT YELLOW SHEET, MAIL THE OTHER TWO.
 RECIPIENT: WRITE YOUR REPLY AT BOTTOM, MAIL BACK WHITE SHEET AND KEEP THE PINK.

Message Reply

PRIORITY	<input type="checkbox"/>
URGENT!	<input type="checkbox"/>
SOON AS POSSIBLE	<input type="checkbox"/>
NO REPLY NEEDED	<input type="checkbox"/>

DATE:

FILE NO:

ATTENTION:

SUBJECT:

REPLY TO:

DATE OF REPLY:	REPLY TO:
----------------	-----------

SIGNED:

SIGNED:

RECIPIENT: WRITE REPLY, RETURN WHITE TO SENDER, KEEP THIS PINK COPY.

1

Executed this 7TH
day of September
1964 by sewing on
Lawrence W Thamm

Charlie Szemore
AW

Ed. Watson
A.S.

SUMMONS AND COMPLAINT

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

STATE OF ALABAMA
BALDWIN COUNTY

Circuit Court, Baldwin County

No.....

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

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon COLONIAL TRAILWAYS, INC., a Corporation,
and LAWRENCE W. THAMES, jointly and severally

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 COLONIAL
TRAILWAYS, INC., a Corporation, and LAWRENCE W. THAMES, Defendant.....
by TERRY PENN, a minor, suing by and through his next friend and
mother, MARY WILLIAMS..... Plaintiff.....

Witness my hand this.....27.....day of.....Aug.....1964

64-9-1-64

W. J. French..... Clerk

No. *6174*.....

Page *6174*.....

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

TERRY PENN, a minor, suing by
and through his next friend and
mother MARY WILLIAMS Plaintiffs

J L Burdette as
COLONIAL TRAILWAYS, INC., a
Corporation, and LAWRENCE W.
THAMES Defendants

SUMMONS AND COMPLAINT

Filed **FILED** 19.....

AUG 27 1964

..... Clerk
ALICE J. DUCK, CLERK
REGISTER

DUCK & LACEY
Solicitors for Plaintiff

RECEIVED
Plaintiff's Attorney

Defendant's Attorney
AUG 28 1964

SHERIFF'S OFFICE

Defendant lives at
225 St. Francis St.
Mobile, Alabama

Thames-Rt. 1, Frisco City, Alabar
Received In Office

8/27 19*64*

..... Sheriff

I have executed this summons

this *Sept 1* 19*64*
by leaving a copy with

J L Burdette as
manager of
Colonial Trailways
Inc, a corp

Ray L Bridges Sheriff

C Villar Deputy Sheriff

FROM

WILLIAM V. CHAMBERS
 219 N. 10th St., 1st Fl.
 St. Louis, Mo. 63101

Message
 Reply

DATE:

5/26/64

PRIORITY

- ☐ URGENT!
☐ SOON AS POSSIBLE
☐ NO REPLY NEEDED

FILE NO:

ATTENTION:

SUBJECT:

Williams vs. Colonial Trailways,
 Inc., and Lawrence F. Chambers

TO

Mrs. Alice J. Duck
 P. O. Box 738
 Bay Minette, Alabama

MESSAGE

Dear Mrs. Duck:

Enclosed are Claims and Damages & Complaints for the above stated
 case. Please file and return.

Thank you very much.

Sincerely,

Enclosure

SIGNED:

W. V. Chambers

DATE OF REPLY:

REPLY TO:

REPLY

SIGNED:

RECIPIENT: WRITE REPLY. RETURN WHITE TO SENDER. KEEP THIS PINK COPY.