

October 5, 1964

S. H. MANSFIELD, Plaintiff
VS
ROMAN S. WILLIS, Defendant

IN THE CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA AT LAW

CASE NO. 6188

TO THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA AT LAW:

I, Mrs. Agnes Baggett, Secretary of State, hereby certify that on September 23, 1964
I sent by certified mail in an envelope addressed as follows:

"Roman S. Willis
c/o Wallace M. Quinn Fisheries
Empire, La."

"Certified 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:

" Roman S. Willis
c/o Wallace M. Quinn Fisheries
Empire, La.

You will take notice that on September 23, 1964 the Sheriff of Montgomery County, Alabama, served upon me, in my official capacity, summons and complaint in a case entitled: S. H. MANSFIELD, Plaintiff VS ROMAN S. WILLIS, Defendant

in the CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA AT LAW
Case No. 6188 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 23
day of September 1964

Enclosure (1)

(Signed) Mrs. Agnes Baggett
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 Oct 2 1964 I received the return card, showing
receipt by the designated addressee of the aforementioned matter at Dulac La.
on 5/30/64

WITNESS MY HAND and the Great Seal of the State of Alabama this the 5 day
of October 1964

Mrs. Agnes Baggett
Mrs. Agnes Baggett
Secretary of State

Enclosures: Return Receipt Card and copy
of Summons and Complaint.
cc: Hon. Thomas M. Galloway
1st National Bank Bldg.
Mobile, Ala.

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama, }

Baldwin County.

Circuit Court, Baldwin County

No. 6188

----- TERM, 19-----

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Roman S. Willis

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-----

Roman S. Willis-----, Defendant-----

by S. H. Mansfield-----

-----, Plaintiff-----

Witness my hand this 16 day of September 19 61

Cliff J. Newkirk-----, Clerk

No. _____ Page _____

The State of Alabama

Baldwin County

CIRCUIT COURT

Plaintiffs

vs.

Defendants

Summons and Complaint

Filed _____ 19 _____

Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

19 _____

_____, Sheriff

I have executed this summons

this _____ 19 _____

by leaving a copy with

_____, Sheriff

_____, Deputy Sheriff

S. H. MANSFIELD, : IN THE CIRCUIT COURT OF
Plaintiff, :
VS: : BALDWIN COUNTY, ALABAMA
ROMAN S. WILLIS, : AT LAW
Defendant. : CASE NO. 6188

COUNT ONE

The Plaintiff claims of the Defendant TWENTY FIVE THOUSAND AND 00/100 (\$25,000.00) DOLLARS, for this that heretofore and on, to-wit, the 25th day of April 1964, the Plaintiff was operating his motor vehicle on U. S. Highway 90 at or near its intersection with U. S. Highway 31 at Spanish Fort in Baldwin County, Alabama, both said highways being then and there public highways in Baldwin County, Alabama, and at the time and place aforesaid the Defendant did so negligently operate a motor vehicle so as to cause or allow the same to run into, upon and against the rear of the motor vehicle which the Plaintiff was then and there operating and as a direct and proximate result of the aforesaid negligence of the Defendant the motor vehicle of the Plaintiff was greatly bent, smashed and broken, the Plaintiff was caused to receive severe and permanent injuries in and about his back and neck, he was caused to expend sums of money for medical and hospital care and expenses^{and}/will be caused to expend same in the future, he was caused to lose time from his employment and will be caused to lose time from same in the future and he was caused to suffer physical pain and mental anguish all to his damage in the amount aforesaid.

COUNT TWO

Plaintiff claims of the Defendant TWENTY FIVE THOUSAND AND 00/100 (\$25,000.00) DOLLARS, for this that heretofore and on, to-wit, the 25th day of April 1964, the Plaintiff was operating his motor vehicle on U. S. Highway 90 at or

near its intersection with U. S. Highway 31 at Spanish Fort in Baldwin County, Alabama, both said highways being then and there public highways in Baldwin County, Alabama, and at the time and place aforesaid the Defendant did so wantonly operate a motor vehicle so as to cause or allow the same to run into, upon and against the rear of the motor vehicle

1183
which the Plaintiff was then and there operating and as a direct and proximate result of the aforesaid wanton operation of the motor vehicle by the Defendant the motor vehicle of the Plaintiff was wantonly bent, smashed, and broken, the Plaintiff was wantonly injured in this; the Plaintiff was caused to receive severe and permanent injuries in and about his back and neck, he was caused to expend sums of money for medical and hospital care and expenses and will be caused to expend same in the future, he was caused to lose time from his employment and will be caused to lose time from same in the future and he was caused to suffer physical pain and mental anguish all to his damage in the amount aforesaid, hence this suit.

COLLINS, GALLOWAY & MURPHY

By: Thomas M. Galloway

Thomas M. Galloway
Attorneys for Plaintiff

Plaintiff respectfully demands a trial by jury of this cause.

COLLINS, GALLOWAY & MURPHY

By: Thomas M. Galloway

Thomas M. Galloway
Attorneys for Plaintiff

Address of Defendant:

c/o Wallace M. Quim Fisheries
Empire, Louisiana
(The Defendant being a non resident of the State of Alabama please serve through the Secretary of State.)

FILED

SEP 16 1964

MAILED 1000
SEP 16 1964

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE
SOUTHERN DISTRICT OF ALABAMA, SOUTHERN DIVISION

S. H. MANSFIELD,

Plaintiff,

vs.

ROMAN S. WILLIS,

Defendant.

CIVIL ACTION NO. 6188

TO: Honorable Alice J. Duck ✓
Baldwin County Court House
Baldwin County Court House
Bay Minette, Alabama

Thomas M. Galloway, Esq.
Collins, Galloway & Murphy
First National Bank Building
Mobile, Alabama

PLEASE BE ADVISED that on the 12th day of October, 1964, at Mobile, Alabama, Roman S. Willis, Defendant in the above entitled cause, filed in the District Court of the United States for the Southern District of Alabama, Southern Division thereof, a petition to remove the above entitled cause to said District Court of the United States from the Circuit Court of Mobile County, Alabama. True and correct copies of the petition and bond filed in said cause are attached hereto.

This notice is given you in accordance with the provisions of Title 28, Section 1446 (e), United States Code.




Attorney for Defendant, Roman S. Willis

Of Counsel:
Inge, Twitty, Duffy & Prince
1309 Merchants National Bank Building
Mobile, Alabama

FILED
OCT 13 1964
CLERK OF DISTRICT COURT
SOUTHERN DISTRICT OF ALABAMA

CERTIFICATE OF FILING AND SERVICE

This is to certify that a copy of the foregoing notice of removal of the above entitled cause from the Circuit Court of Baldwin County, Alabama to the District Court of the United States for the Southern District of Alabama, Southern Division, together with a true and correct copy of the removal petition and bond therein, has been served upon Honorable Alice J. Duck, Clerk of the Circuit Court of Baldwin County, for filing in said Court, by mailing copies thereof, postage prepaid, to her, and a copy of said notice of removal, petition and bond has been served upon the Plaintiff in said cause by mailing copies thereof, postage prepaid, to Plaintiff's attorney of record in said cause, all on this, the 12th day of October, 1964.



Attorney for Petitioner

IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE SOUTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

S. H. MANSFIELD,)

Plaintiff,)

vs)

ROMAN S. WILLIS,)

Defendant .)

CIVIL ACTION NO. _____

PETITION FOR REMOVAL OF CAUSE TO FEDERAL COURT

Appearing specially for the purpose of filing this Petition, and without submitting to the jurisdiction of this Court to take any action other than action upon this Petition, now comes your Petitioner, ROMAN S. WILLIS, Defendant in the above entitled cause, by and through his attorney in the above entitled cause, and presents and files this, his Petition for removal of the above entitled cause from the Circuit Court of Baldwin County, Alabama, to the District Court of the United States for the Southern District of Alabama, Southern Division thereof, held in the City of Mobile, Alabama, and respectfully shows in support thereof the following:

1. This cause was filed by the above named Plaintiff in the Circuit Court of Baldwin County, Alabama, on, to-wit, the 16th day of September, 1964 and was commenced by the filing of the complaint and the issuance of a summons thereon. The complaint seeks recovery of TWENTY-FIVE THOUSAND and 00/100 (\$25,000.00) DOLLARS as damages, which Plaintiff claims for personal injuries allegedly suffered by Plaintiff on, to-wit, the 25th day of April, 1964 by reason of the alleged negligence of Petitioner in and about the operation of a motor vehicle on U. S. Highway 90 at or near its intersection with U. S. Highway 31 at Spanish Fort in Baldwin County, Alabama.

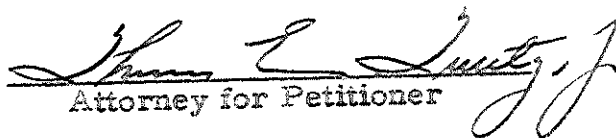
2. Copies of the complaint and summons which were issued in this cause are attached hereto and made a part hereof. Said complaint and summons were served on Petitioner on, to-wit, the 23rd day of September, 1964, and are the only pleadings, orders and process which have been heretofore served on Petitioner in this cause.

3. Petitioner further shows that the above entitled cause is one of a civil nature and is a suit for the recovery of TWENTY-FIVE THOUSAND and

00/100 (\$25,000.00) DOLLARS and that the amount in controversy exceeds the sum of TEN THOUSAND DOLLARS (\$10,000.00), exclusive of interest and costs.

4. The Plaintiff in this cause, was at the commencement of this suit, and still is a citizen and resident of the State of Alabama; and Petitioner was at the commencement of this suit and still is a citizen and resident of the State of Louisiana.

5. Petitioner files herewith a good and sufficient bond, such as is required by law, conditioned that Petitioner will pay all costs and disbursements which may be awarded by this Court, if this Court shall determine that this suit was not removable by Petitioner or was wrongfully or improperly removed hereby by Petitioner.

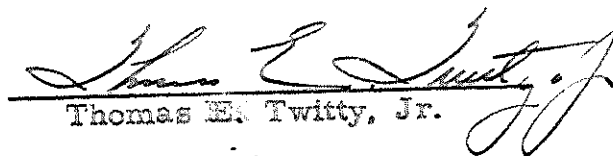

Attorney for Petitioner

OF COUNSEL:

Inge, Twitty & Duffy
1809 Merchants National Bank Building
Mobile, Alabama

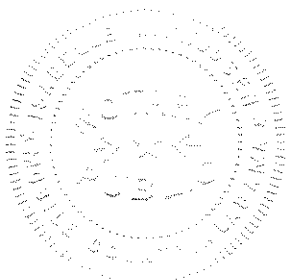
STATE OF ALABAMA)
COUNTY OF MOBILE)

Personally appeared before me, the undersigned authority, THOMAS E. TWITTY, JR., whose name is signed above and who is known to me, and who being by me first duly sworn on oath doth depose and say that his is one of the attorneys in the above entitled cause for Roman S. Willis; that he is familiar with the allegations of the foregoing Petition; that he is informed and believes that the allegations of said Petition are true and correct; and that upon such information and belief he states the allegations of said Petition are true and correct.


Thomas E. Twitty, Jr.

Subscribed and sworn to before me
this 12th day of October, 1964


Notary Public, Mobile County, Alabama



S. H. HANFORD, : IN THE CIRCUIT COURT OF
 Plaintiff, : BALDWIN COUNTY, ALABAMA
 VS: :
 ROYAL S. WILLIS, : AT LAW
 Defendant. : CASE NO. 6185

COURT ONE

The Plaintiff claims of the Defendant TWENTY FIVE THOUSAND AND 00/100 (\$25,000.00) DOLLARS, for this that heretofore and on, to-wit, the 25th day of April 1964, the Plaintiff was operating his motor vehicle on U. S. Highway 90 at or near its intersection with U. S. Highway 31 at Spanish Fort in Baldwin County, Alabama, both said highways being then and there public highways in Baldwin County, Alabama, and at the time and place aforesaid the Defendant did so negligently operate a motor vehicle so as to cause or allow the same to run into, upon and against the rear of the motor vehicle which the Plaintiff was then and there operating and as a direct and proximate result of the aforesaid negligence of the Defendant the motor vehicle of the Plaintiff was greatly bent, crushed and broken, the Plaintiff was caused to receive severe and permanent injuries in and about his back and neck, he was caused to expend some of money for medical and hospital care and expenses/^{and} will be caused to expend some in the future, he was caused to lose time from his employment and will be caused to lose time from same in the future and he was caused to suffer physical pain and mental anguish all to his damage in the amount aforesaid.

COURT TWO

The Plaintiff claims of the Defendant TWENTY FIVE THOUSAND AND 00/100 (\$25,000.00) DOLLARS, for this that heretofore and on, to-wit, the 25th day of April 1964, the Plaintiff was operating his motor vehicle on U. S. Highway 90 at or

near its intersection with U. S. Highway 31 at Spanish Fort in Baldwin County, Alabama, both said highways being then and there public highways in Baldwin County, Alabama, and at the time and place aforesaid the Defendant did so wantonly operate a motor vehicle so as to cause or allow the same to run into, upon and against the rear of the motor vehicle

which the Plaintiff was then and there operating and as a direct and proximate result of the aforesaid wanton operation of the motor vehicle by the Defendant the motor vehicle of the Plaintiff was wantonly bent, smashed, and broken, the Plaintiff was wantonly injured in this; the Plaintiff was caused to receive severe and permanent injuries in and about his back and neck, he was caused to expend sums of money for medical and hospital care and expenses and will be caused to expend some in the future, he was caused to lose time from his employment and will be caused to lose time from same in the future and he was caused to suffer physical pain and mental anguish all to his damage in the amount aforesaid, hence this suit.

COLLINS, GALLOWAY & MURPHY

By: Thomas W. Galloway

Thomas W. Galloway
Attorneys for Plaintiff

Plaintiff respectfully demands a trial by jury of this cause.

COLLINS, GALLOWAY & MURPHY

By: Thomas W. Galloway

Thomas W. Galloway
Attorneys for Plaintiff

Address of Defendant:

c/o Wallace M. Quinn Fisheries
Empire, Louisiana
(The Defendant being a non resident of the
State of Alabama please serve through the
Secretary of State.)

FILED
1935
MAY 1 1935
CLERK
REGISTER

The State of Alabama,
Baldwin County.

Circuit Court, Baldwin County

No. 11111

TERM, 1911

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon John M. Little

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

John M. Little, Defendant

by J. M. Little

Plaintiff

Witness my hand this 11 day of April 1911

W. J. Little, Clerk



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

September 23, 1964

MRS. AGNES BAGGETT
SECRETARY OF STATE

Roman S. Willis
c/o Wallace M. Quinn Fisheries
Empire, La.

CERTIFIED MAIL
RETURN RECEIPT REQUESTED
DELIVER TO ADDRESSEE ONLY

You will take notice that on September 23, 1964 the Sheriff of
Montgomery County, Alabama, served upon me, in my official capacity, Summons and Com-
plaint in a case entitled: S. H. MANSFIELD,

Plaintiff VS. ROMAN S. WILLIS,

Defendant. in the CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA AT LAW

Case No. 6188 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 23
day of September 1964

Mrs. Agnes Baggett
Mrs. Agnes Baggett
Secretary of State

Enclosure : Copy of Summons and Complaint
cc: Hon. Thomas M. Galloway
Collins, Galloway & Murphy
1st National Bank Bldg.
Mobile, Ala.

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE SOUTHERN DISTRICT OF ALABAMA,
SOUTHERN DIVISION.

S. E. MANSFIELD,
Plaintiff

vs.

ROMAN S. WILLIS,
Defendant.

CIVIL ACTION NO. _____

KNOW ALL MEN BY THESE PRESENTS: That the undersigned, ROMAN S. WILLIS, acting herein by and through one of his attorneys in the above entitled cause, being duly authorized in the premises, and The Aetna Casualty and Surety Company, a corporation, as Surety, are held and firmly bound unto the Plaintiff in the above entitled cause, in the sum of FIVE HUNDRED and 00/100 (\$500.00) DOLLARS for the payment of which well and truly to be made, the undersigned, and each of the undersigned, do bind themselves, their successors and assigns, jointly, severally and firmly by these presents.

DATED this, the 12th day of October, 1964.

The condition of this obligation is such that whereas the undersigned Roman S. Willis, the principal obligor, has applied to the District Court of the United States for the Southern District of Alabama, Southern Division thereof, to remove a cause from the Circuit Court of Baldwin County, Alabama, wherein he is Defendant, to the District Court of the United States for the Southern District of Alabama, Southern Division thereof, held in the City of Mobile, Alabama, and that all further action in the Circuit Court as aforesaid be stayed.

NOW, THEREFORE, if the undersigned shall pay all costs and disbursements that may be awarded by the United States District Court if the said District Court shall hold that such suit was not removable or was wrongfully removed thereto, then this obligation shall be void, otherwise to be and

remain in full force and effect.

ROMAN S. WILLIS

By James E. Lutz, Jr.
As one of his attorneys

PRINCIPAL

THE AETNA CASUALTY AND
SURETY COMPANY

BY Clifford E. Hume
As its attorney-in-fact

SURETY

ACCEPTED AND APPROVED ON this, the _____ day of October, 1964.

JUDGE

S. H. MANSFIELD, : IN THE CIRCUIT COURT OF
Plaintiff, :
VS: : BALDWIN COUNTY, ALABAMA
ROMAN S. WILLIS, : AT LAW
Defendant. : CASE NO. 6148

COUNT ONE

The Plaintiff claims of the Defendant TWENTY FIVE THOUSAND AND 00/100 (\$25,000.00) DOLLARS, for this that heretofore and on, to-wit, the 25th day of April 1964, the Plaintiff was operating his motor vehicle on U. S. Highway 90 at or near its intersection with U. S. Highway 31 at Spanish Fort in Baldwin County, Alabama, both said highways being then and there public highways in Baldwin County, Alabama, and at the time and place aforesaid the Defendant did so negligently operate a motor vehicle so as to cause or allow the same to run into, upon and against the rear of the motor vehicle which the Plaintiff was then and there operating and as a direct and proximate result of the aforesaid negligence of the Defendant the motor vehicle of the Plaintiff was greatly bent, smashed and broken, the Plaintiff was caused to receive severe and permanent injuries in and about his back and neck, he was caused to expend sums of money for medical and hospital care and expenses/^{and} will be caused to expend same in the future, he was caused to lose time from his employment and will be caused to lose time from same in the future and he was caused to suffer physical pain and mental anguish all to his damage in the amount aforesaid.

COUNT TWO

Plaintiff claims of the Defendant TWENTY FIVE THOUSAND AND 00/100 (\$25,000.00) DOLLARS, for this that heretofore and on, to-wit, the 25th day of April 1964, the Plaintiff was operating his motor vehicle on U. S. Highway 90 at or

near its intersection with U. S. Highway 31 at Spanish Fort in Baldwin County, Alabama, both said highways being then and there public highways in Baldwin County, Alabama, and at the time and place aforesaid the Defendant did so wantonly operate a motor vehicle so as to cause or allow the same to run into, upon and against the rear of the motor vehicle which the Plaintiff was then and there operating and as a direct and proximate result of the aforesaid wanton operation of the motor vehicle by the Defendant the motor vehicle of the Plaintiff was wantonly bent, smashed, and broken, the Plaintiff was wantonly injured in this; the Plaintiff was caused to receive severe and permanent injuries in and about his back and neck, he was caused to expend sums of money for medical and hospital care and expenses and will be caused to expend same in the future, he was caused to lose time from his employment and will be caused to lose time from same in the future and he was caused to suffer physical pain and mental anguish all to his damage in the amount aforesaid, hence this suit.

COLLINS, GALLOWAY & MURPHY

By: Thomas M. Galloway
Thomas M. Galloway
Attorneys for Plaintiff

Plaintiff respectfully demands a trial by jury of this cause.

COLLINS, GALLOWAY & MURPHY

By: Thomas M. Galloway
Thomas M. Galloway
Attorneys for Plaintiff
817 First National Bank Building

Address of Defendant: Mobile, Alabama

c/o Wallace M. Quinn Fisheries
Empire, Louisiana
(The Defendant being a non resident of the
State of Alabama please serve through the
Secretary of State.)

FILED

SEP 16 1964

Alice I. Duck, CLERK
REGISTER

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama, }

Baldwin County.

Circuit Court, Baldwin County

No. 6188

-----TERM, 19-----

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Roman S. Willis

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-----

Roman S. Willis-----, Defendant-----

by S. H. Mansfield-----

-----, Plaintiff-----

Witness my hand this 16-----day of September 19 64

Ex-9-23-64

Alice J. Black-----, Clerk

No. 6188 Page

The State of Alabama

Baldwin County

CIRCUIT COURT

S. H. MANSFIELD

Plaintiffs

vs.

ROMAN S. WILLIS

Defendants

Summons and Complaint

Filed 9-16 19 64

Alice J. Duck

Clerk

Collins, Galloway & Murphy

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

RECEIVED IN OFFICE

Received In Office
SEP 22 1964

M. S. BUTLER, Sheriff

Sheriff

I have executed this summons

this 19 64

by leaving a copy with

Executed by serving 3 copies of
the within on Agnis Baggett
Secretary of State of The State of
Alabama.

This the 23 day of Sept 19 64

Sheriff of Montgomery County

M. S. Butler,

By J. B. B. D. S.

The Sheriff claims 2
miles at 10c per mile for a total
of \$ 20

M. S. Butler, Sheriff

Montgomery County, Sheriff

Deputy Sheriff