JIMMIE VAUGHN, a		X	
suing by Howard V as his Father and		Ĭ	
friend,	Plaintiff,	Ĭ	IN THE CIRCUIT COURT OF
		ĭ	BALDWIN COUNTY, ALABAMA
vs.		X	BAID SIN COUNTY, MIMORIAN
FRANCES WOLFE an	d MARION	Ĭ	LAW SIDE NO. 6200
		X	
	Defendants.	I	

Come the Defendants in the above styled cause and demur to the Complaint filed in said cause and assign the following separate and several grounds viz:

- 1. That said Complaint does not state a cause of action.
- 2. That said Complaint attempts to set out the quo modo of the wanton negligence of the Defendants and such Complaint fails to sufficiently set out acts showing wanton negligence.
- 3. The allegation in said Complaint that the Defendants drove the automobile in a reckless and wanton manner does not properly charge wanton negligence.
- 4. The allegation in the Complaint that the Defendants' automobile was driven at a wantonly excessive rate of speed is but a conclusion of the pleader and fails to allege the speed that such automobile was being driven.

Attorneys for Desendants

The Defendants demand a trial of this cause by a jury.

Atzorneys for Desendants

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JIMMIE VAUGHN, a Minor suing by Howard Vaughn, as his Father and next friend,

Plaintiff,

vs.

FRANCES WOLFE and MARION WAYNE WOLFE,

Defendants.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

LAW SIDE NO. 6200

\* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \* \*

DEMURRER

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JIMMIE VAUGHN, a minor, χ suing by HOWARD VAUGHN, as his father and next χ IN THE CIRCUIT COURT OF friend, χ BALDWIN COUNTY, ALABAMA Plaintiffs, χ LAW SIDE NO. 6200 vs. FRANCIS WOLFE and MARION WAYNE WOLFE, Defendants.

## PLEA

Come the Defendants in the above styled cause and for plea to the Complaint filed against them in said cause say:

1. Not guilty.

Attorney for Defendants



6200

JIMMIE VAUGHN, a minor, suing by HOWARD VAUGHN, as his father and next friend,

Plaintiffs,

-vs-

FRANCIS WOLFE and MARION WAYNE WOLFE,

Defendants.

\*\*\*\*\*\*\*\*\*\*

PLEA

\*



JIMMIE VAUGHN, a minor, suing by Howard Vaughn, as his father and next friend,

Plaintiffs,

VS.

FRANCIS WOLFE and MARION WAYNE WOLFE,

Defendants.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW
NO. 6200

MOTION TO APPOINT GUARDIAN AD LITEM

Now come the plaintiffs in the above styled cause and show unto the court that the defendant, Marion Wayne Wolfe, is a minor under the age of eighteen years and that a guardian ad litem should be appointed to defend him in this action.

Attorney for Plaintiffs

## ORDER APPOINTING GUARDIAN AD LITEM

In this cause it appearing to the court that the defendant, Marion Wayne Wolfe, is a minor and should have a guardian ad litem appointed for him; it is, therefore, ordered that John &. Chason, Attorney at Law, Bay Minette, Alabama, be appointed to represent and defend the said defendant in this cause.

DATED this 4 day of June, 1965.

Filed 6, 4-69 Ring & Duck Gente Jeffort A. Masseburg

STATE OF ALABAMA )
\*\*
BALDWIN COUNTY )

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Francis Wolfe and Marion Wayne Wolfe to appear within thirty days from the service of this writ in the Circuit Court, to be held for said County at the place of holding the same, then and there to answer the complaint of Jimmie Vaughn, a minor, suing by Howard Vaughn, as his father and next friend.

WITNESS my hand this 23 day of September, 1964.

Olice Clerk

The defendant's address is Route 2, Bon Secour, Foley, Alabama.

JIMMIE VAUGHN, a minor, suing by Howard Vaughn, as his father and next friend,

Plaintiff,

VS.

FRANCIS WOLFE and MARION WAYNE WOLFE,

Defendants.

IN THE CIRCUIT COURT OF

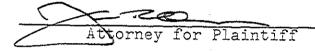
BALDWIN COUNTY, ALABAMA

AT LAW

## COMPLAINT

The plaintiff claims of the defendants the sum of Ten
Thousand Dollars (\$10,000.00) for that heretofore on to-wit,
September 28, 1963, the defendant, Marion Wayne Wolfe, who was then
and there an agent, servant or employee of the defendant, Francis
Wolfe, acting within the line and scope of his authority as such
agent, servant or employee, wantonly injured the plaintiff, Jimmie
Vaughn, by driving a motor vehicle in a reckless and wanton manner
and at a wantonly excessive rate of speed so as to cause the said
automobile, in which the plaintiff was a passenger, to run into,

upon or against a dirt bank on the east side of Baldwin County
Road No. 65 at its intersection with Baldwin County Road No. 48 West
in Baldwin County, Alabama, and as a proximate result of the wanton
negligence of the said defendant at said time and place, the said
plaintiff was wantonly injured in this, to-wit, his right ankle
was broken; he was made sick, sore and nervous; it was necessary
for him to have an operation performed on his ankle; he suffered
many abrasions and bruises and was put to much discomfort and time
in and about the healing of his said injuries, hence this suit.



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EX- 9-2464

Jimmie Vaughn, a Minor suing by Howard Vaughn, as his father Francis Wolfe & Marion Wayne Wolfe mee the fung fried Javenian