

JOHN V. DUCK
RICHARD C. LACEY

DUCK & LACEY
Attorneys at Law
FAIRHOPE, ALABAMA

319 MAGNOLIA AVENUE
P. O. BOX 296
TELEPHONE 928-2191

May 24, 1965

6214

Mrs. Alice J. Duck
P. O. Box 239
Bay Minette, Ala.

Re: Lawrence H. Hipsh vs. John Frego, Sr.
and Barbara B. Hipsh vs. " " "

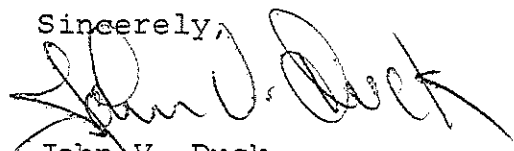
Dear Mrs. Duck;

Enclosed you will find Motions for Continuance in the above two cases on the grounds that the Defendant has died.

Would you please ask Judge Mashburn to rule on these Motions without argument.

I have talked to the attorney opposing me, Mr. Tom Galloway, of Collins, Galloway & Murphy, and he is in agreement that the cases should be continued until they are revived against the estate.

Sincerely,



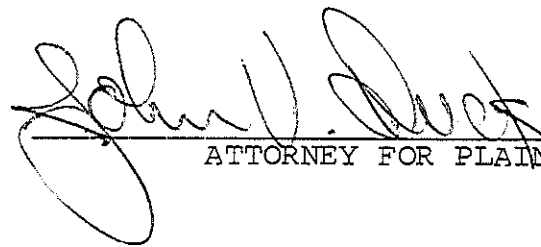
John V. Duck

JVD:lh
Encls.

LAWRENCE H. HIPSH,)	IN THE CIRCUIT COURT OF
Plaintiff,)	BALDWIN COUNTY, ALABAMA
vs.)	AT LAW CASE NO. 6214
JOHN FREGO, SR.)	
Defendant.)	

Comes now the Plaintiff in the above styled cause, and moves the Court for a continuance, and for grounds therefor, says:

That the Defendant, JOHN FREGO, SR. died and that his estate has not been opened as of this date.


ATTORNEY FOR PLAINTIFF

FILED
MAY 27 1985
JUNE L. DUCK, CLERK
REGISTER

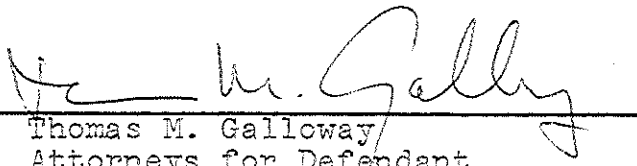
LAWRENCE HIRSH, : IN THE CIRCUIT COURT OF
Plaintiff, :
VS: : BALDWIN COUNTY, ALABAMA
JOHN FREGO, SR., : AT LAW
Defendant. : CASE NO. 6 2 1 4

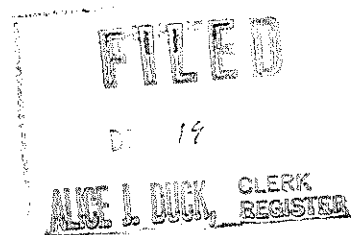
Comes now the Defendant in the above styled matter
and for sanswer to the complaint heretofore filed says as
follows:

1. Not guilty.

COLLINS, GALLOWAY & MURPHY

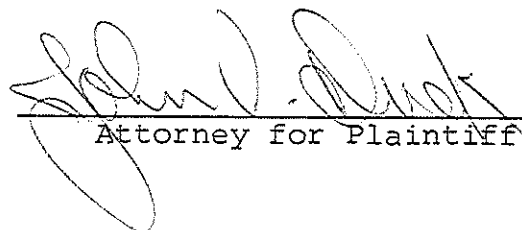
By:


Thomas M. Galloway
Attorneys for Defendant

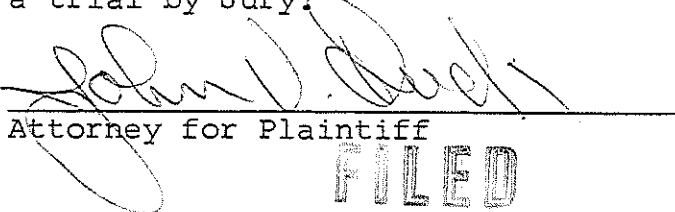


LAWRENCE H. HIPSH)	IN THE CIRCUIT COURT OF
Plaintiff)	BALDWIN COUNTY, ALABAMA
-VS-)	AT LAW. 6214
JOHN FREGO SR.)	
Defendant)	

The Plaintiff claims of the Defendant the sum of TWO THOUSAND FIVE HUNDRED DOLLARS (\$2,500.00), as damages, for that, heretofore, on, to-wit: the 22nd day of November, 1963, the Plaintiff's wife was operating a motor vehicle on Section Street, in Fairhope, Baldwin County, Alabama, as its inter-section with White Avenue, being then and there a public highway in Baldwin County, Alabama, the Defendant so negligently operated a motor vehicle, as to cause or allow it to run into, upon or against the vehicle that the Plaintiff's said wife was operating and as the proximate result and consequence thereof, the Plaintiff's wife received severe personal injuries in this, to-wit; she suffered a fracture of the neck, she suffered multiple ligamentous tears of the cervical spine, she suffered contusions and abrasions, she suffered and continues to suffer great physical pain and mental anguish; she was permanently injured. And Plaintiff avers that as the proximate result and consequence of the injury to his said wife, the plaintiff was caused to incur considerable expenses for medicine, doctors bills and hospital treatment, the taking of X-rays, nurses attention, in and about the treatment of his said wife, and will probably have to incur other expenses in the future, and Plaintiff lost and continues to lose the society, consortium and services of his said wife; for all of which he claims damages; hence this suit.


Attorney for Plaintiff

Plaintiff respectfully demands
a trial by Jury.


Attorney for Plaintiff

FILED

SEP 30 1964

190

Deft. may be served at
Rt. 2 Box 117
Fairhope, Alabama

ALICE L. JONES CLERK
REGISTER

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 Comanded to Summon JOHN FREGO SR.

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 Frego Sr., Defendant.....

by

.....LAWRENCE H. HIPSH Plaintiff.....

Witness my hand this.....30.....day of Sept 1964

Eli M. S. 64 Alvie D. Buck Clerk

No. 6214

Page.....

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

LAWRENCE H. HIPSH

Plaintiffs

vs.

JOHN FREGO SR.

Defendants

SUMMONS AND COMPLAINT

FILED

Filed 19.....

SEP 30 1984

Clerk

ALICE L. DUCK, CLERK
REGISTER

John V. Duck
Plaintiff's Attorney

Defendant's Attorney

Defendant lives at
Rt. 2, Box 117
Fairhope, Alabama

Received In Office

10/1 19*84*
Taylor Wilkins Sheriff

I have executed this summons

this *Oct 5* 19*84*

by leaving a copy with

John Frego Sr.

F' hope

70 copies of
TAYLOR WILKINS, SHERIFF
BY *RR* DEPUTY SHERIFF

Taylor Wilkins Sheriff
Roy Randall Deputy Sheriff