

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Union Bankers Insurance Company 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 Nonie Phillips and Janet Dean, a minor, suing by and through her mother and next friend, Billie A. Dean.

Witness my hand this 19 day of October, 1964.

Alice J. Duck
Clerk

NONIE PHILLIPS and JANET
DEAN, a minor, suing by
and through her mother and
next friend, BILLIE A. DEAN,

Plaintiffs,

Vs.

UNION BANKERS INSURANCE
COMPANY,

Defendant.

X
X
X
X
X
X
X

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

6246

C O M P L A I N T

1.

The Plaintiffs claim of the Defendant the sum of THREE THOUSAND DOLLARS (\$3,000.00) due on a policy whereby the Defendant on the 5th day of May, 1964, insured the life of Edward E. Dean who died on the 27th day of June, 1964, of which the Defendant had notice; said Policy is the property of the Plaintiffs.

FILED

OCT 19 1964

ALICE J. DUCK, CLERK
REGISTER

WILTERS & BRANTLEY

BY:

Sooner M Brantley
Attorney for Plaintiffs

62-10-21-64 - on Sept 7 Clus.

NONIE PHILLIPS and JANET
DEAN, a minor, suing by
and through her mother and
next friend, BILLIE A. DEAN,

Plaintiffs,

Vs.

UNION BANKERS INSURANCE
COMPANY,

Defendant.

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IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

INTERROGATORIES PROPOUNDED TO DEFENDANT

Now comes the Plaintiffs in the above styled cause and propounds the following interrogatories to the Defendant in this cause:

1. On May 5, 1964, did you issue a Policy to Edward E. Dean?
2. Have you received due proof that the said Edward E. Dean, referred to in Interrogatory No. 1 to whom your said insurance policy was issued, died accidentally on June 27, 1964?
3. Have you had notice that the said Edward E. Dean, who was insured under your Policy, which was issued on May 5, 1964, died accidentally on June 27, 1964?
4. Have you paid the proceeds of the said policy referred to in Interrogatory No. 1 to the beneficiary of said policy, Nonie Phillips and Janet Dean?
5. Have you caused an investigation to be made as to the cause of death of the said Edward E. Dean, referred to in Interrogatory No. 1?
6. If your answer to the preceding interrogatory is yes, then state the name of the person or firm conducting said investigation.
7. If you state that you did have an investigation made as to the cause of death of the said Edward E. Dean, please attach a copy of any statement or statements which you have in your file delivered to you by any person or firm making said investigation.

8. Do you know the name or names of any witnesses to the accident which caused the death of the said Edward E. Dean and if you state that you do, please give the names of such witness or witnesses and state whether or not you have any statement from said witness or witnesses?

WILTERS & BRANTLEY

BY: Tolbert M. Brantley
Tolbert M. Brantley

STATE OF ALABAMA
BALDWIN COUNTY

Before me, the undersigned authority, personally appeared Tolbert M. Brantley, who first being duly and legally sworn, deposes and says: That he is the attorney for the plaintiffs in the above styled cause; that the answers to the foregoing interrogatories will be material testimony for the plaintiffs in the trial of the said cause.

Tolbert M. Brantley
Tolbert M. Brantley

Sworn to and subscribed before me on this the 19th day of October, 1964.

Jane B. Hedger
Notary Public

FILED

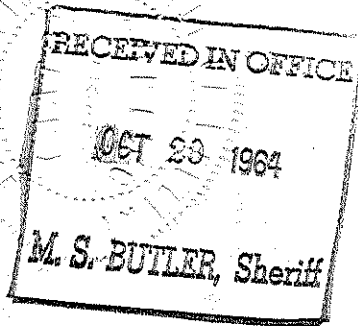
OCT 19 1964

ALICE L. DUCK, CLERK
REGISTER

~~10-21-64 on Sup of Court~~

2256

CASE NO. 6246



NONIE PHILLIPS and JANET DEAN,
a minor, suing by and through
her mother and next friend,
BILLIE A. DEAN,

Plaintiff,

vs

UNION BANKERS INSURANCE COMPANY,

Defendant.

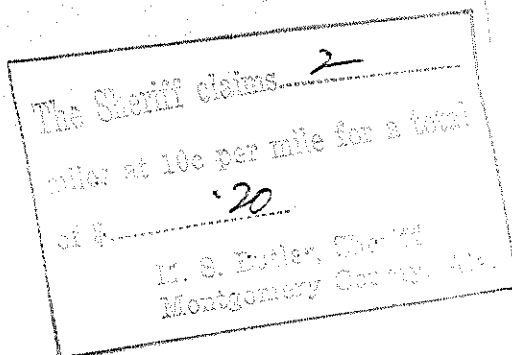
Executed by serving 2 copies of
the within on Walter L. Rensselaer
Superintendent
of Insurance, State of Alabama
This The 21 day of Oct 1964

Sheriff of Montgomery County

M. S. Butler,

By J. B. Remond D. S.

FILED: October 19, 1964
Alice J. Duck, Clerk.



WILTERS & BRANTLEY
Attorneys at Law

NONIE PHILLIPS and JANET
DEAN, a minor, suing by
and through her mother and
next friend, BILLIE A. DEAN,

Plaintiffs,

Vs.

UNION BANKERS INSURANCE
COMPANY,

Defendant.

X
X
X
X
X
X
X

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

MOTION TO DISMISS

Comes now the Plaintiff in the above styled cause and shows
unto the Court that this cause has been settled by the parties
thereto and the Plaintiffs now move the court to dismiss this
cause by a formal order.

FILED

NOV 3 1964

ALICE J. DUCK, CLERK
REGISTER

WILTERS & BRANTLEY

BY:

Robert M. Brantley
Attorney for the Plaintiffs

ORDER

The foregoing Motion having been presented to me this day
and upon consideration of the same, it is the opinion of the
Court that the Plaintiffs are entitled to the foregoing Motion
to Dismiss. It is, therefore, ORDERED, ADJUDGED and DECREED
that this cause, be, and it is, hereby dismissed and the Plain-
tiffs are taxed with the cost.

Jeffrey J. Mashburn
Circuit Judge

NONIE PHILLIPS and JANET
DEAN, a minor, suing by
and through her mother and
next friend, BILLIE A. DEAN,

Plaintiffs,

Vs.

UNION BANKERS INSURANCE
COMPANY,

Defendant.

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IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

MOTION TO DISMISS

Comes now the Plaintiff in the above styled cause and shows
unto the Court that this cause has been settled by the parties
thereto and the Plaintiffs now move the court to dismiss this
cause by a formal order.

WILTERS & BRANTLEY

BY:

S. Allen M. Brantley
Attorney for the Plaintiffs

FILED

NOV 3 1964

ALICE J. DUCK, CLERK
REGISTER

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ORDER

The foregoing Motion having been presented to me this day
and upon consideration of the same, it is the opinion of the
Court that the Plaintiffs are entitled to the foregoing Motion
to Dismiss. It is, therefore, ORDERED, ADJUDGED and DECREED
that this cause, be, and it is, hereby dismissed and the Plain-
tiffs are taxed with the cost.

J. J. M. Mable
Circuit Judge

STATE OF ALABAMA

DEPARTMENT OF INSURANCE

I, the undersigned as Superintendent of Insurance for the State of Alabama, hereby certify that on the 21st day of October, 1964, I sent by registered mail in an envelope as follows:

Union Bankers Insurance Company
2551 Elm Street
Dallas, Texas

REGISTERED MAIL
RETURN RECEIPT REQUESTED

bearing sufficient prepaid postage, a copy of a summons and complaint served upon me by the Sheriff of Montgomery County, Alabama, in a cause styled as follows:

Nonie Phillips and Janet Dean, a minor, suing
by and through her mother and next friend, _____, Plaintiff
Billie A. Dean

in the Circuit Court of Baldwin County

VERSUS

(Name of Court)

Union Bankers Insurance Company, Defendant

And that on the 26th day of October, 1964, I received the return card showing receipt by the designated addressee of said envelope on the 23rd day of October, 1964.

Witness my hand and official seal this the 26th day of October, 1964.

Martin S. Houseal
SUPERINTENDENT OF INSURANCE