

STATE OF ALABAMA )  
BALDWIN COUNTY )

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Raybon Brothers, Inc., a Corporation, 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 Bay Minette Roofing and Sheet Metal, Inc., a Corporation.

WITNESS my hand this 21st day of May, 1965.

Alice J. Duck  
Clerk

\* \* \* \* \*

BAY MINETTE ROOFING and SHEET  
METAL, INC., a Corporation,

Plaintiff,

VS.

RAYBON BROTHERS, INC., a  
Corporation,

Defendant.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

AT LAW

65-27

C O M P L A I N T

COUNT ONE

The plaintiff claims of the defendant Four Thousand Seven Hundred Sixty Dollars (\$4,760.00) due from it by account on the 10th day of October, 1964, which sum of money, with the interest thereon, is still unpaid.

COUNT TWO

The plaintiff claims of the defendant Four Thousand Seven Hundred Sixty Dollars (\$4,760.00) for merchandise, goods and chattels sold by the plaintiff to the defendant on the 10th day of October, 1964, which sum of money, with the interest thereon, is still unpaid.

COUNT THREE

The plaintiff claims of the defendant Four Thousand Seven Hundred Sixty Dollars (\$4,760.00) for work and labor done for the defendant by the plaintiff on the 10th day of October, 1964, at the defendant's request, which sum of money with the interest thereon, is still unpaid.

733

Attorney for Plaintiff

FILED

MAY 21 1965

ALICE J. DUCK, CLERK  
REGISTER

4760

275.60  
3  
825

4760

825

CASE NO. 6527

BAY MINETTE ROOFING & SHEET METAL  
INC., A Corp.,

Plaintiff,

vs:

RAYBON BROTHERS, INC., A Corp.,

Defendant.

FILED: May 21, 1965.

Alice J. Duck, Clerk.

REC'D. SHERIFF DEPT.  
JANUARY 1965

MAY 23 10 27 AM '65

BY

James R. Owen, Atty.

Received 25 day of May 1965  
and on 26 day of June 1965  
I served a copy of the within S & C  
on Raybon Brothers

By service

By

W. E. Conner

BAY MINETTE ROOFING and SHEET	)	
METAL, INC., a Corporation,	)	
	)	Plaintiff,
VS.	)	IN THE CIRCUIT COURT OF
	)	BALDWIN COUNTY, ALABAMA
RAYBON BROTHERS, INC., a	)	
Corporation,	)	AT LAW
	)	
Defendant.	)	CASE NO. 6527

# DEFENDANT'S PLEA IN ABATEMENT

Comes now the defendant, Raybon Brothers, Inc., a corporation, and appearing specially and solely for the purpose of filing the following Plea in Abatement, and for no other purpose, pleads in abatement to the complaint filed in this cause and to each count thereof separately and severally as follows:

(1) That this honorable court is without jurisdiction of the cause of ~~action sued on in that the above named defendant is a domestic corporation~~ organized and existing under the laws of the state of Alabama with its principal offices in Mobile County, Alabama, and does not do business by agent or otherwise in Baldwin County, Alabama.

(2) The defendant says that it cannot be sued in Baldwin County, Alabama, that the Circuit Court of Baldwin County, Alabama, has no jurisdiction of the cause of action made the basis of this suit, that the defendant was served with the complaint at its offices located in the city of Prichard, Mobile County, Alabama, that the work and labor claimed to be performed in the plaintiff's complaint was not performed in Baldwin County, Alabama.

J. W. Raybon  
J. W. Raybon  
President, Raybon Brothers, Inc.

DUCK AND LACEY  
Attorneys at Law

788

FILED

28-65

NOTARY PUBLIC  
CLERK  
REGISTER

State of Alabama    )  
County of Mobile    )

Before me, the undersigned authority in and for said state and county, personally appeared J. W. Raybon as President of Raybon Brothers, Inc., a corporation, and who is known to me, and who upon being first duly sworn, on oath, deposes and says that the facts stated in the foregoing are true and correct.

J. W. Raybon  
J. W. Raybon  
President, Raybon Brothers, Inc.

Subscribed and sworn to before

me this 21 day of June, 1965.

James H. Raybon  
Notary Public, Mobile County, Alabama

