

JACK WEST, a minor,
By next friend
Mary West,
a minor Plaintiff

VS.

JAMES RADA, SR. AND
JAMES RADA, JR., a minor

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW.

CIVIL NO. 2457
58

Now comes the Defendants in this cause, by their attorney,
and for answer to the complainant heretofore filed, say that to all
counts:

FILED

Not Guilty

12-20-54

ALICE I. DICK, Clerk

James Owens, Jr.
ATTORNEY

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon JAMES RADA SR., and JAMES RADA JR., a minor, 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 JACK WEST, a minor suing by his mother and next friend, Mary West.

WITNESS my hand this 30 day of Nov, 1954.

Desir J. Spruck
Clerk

JACK WEST, a minor, suing by
his mother and next friend
Mary West,

PLAINTIFF

VS

JAMES RADA SR., AND
JAMES RADA JR., A minor,

DEFENDANTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

AT LAW

1.

The Plaintiff, Jack West, a minor suing by his mother and next friend, Mary, West, claims of the Defendants the sum of FIFTEEN THOUSAND (\$15,000.00) DOLLARS as damages for that heretofore on to-wit, December 11, 1953, the Defendant James Rada Sr., did own and possess an automobile which he did loan to his minor son James Rada Jr., a youth under the age of sixteen years and did then negligently permit and allow the said James Rada Jr., to take and drive the same for his own personal pleasure and entertainment, and for the pleasure and entertainment of such other persons as he might invite and take into his said automobile with him, unaccompanied by the said James Rada Sr., or any other adult person, although, as Plaintiff avers, the said James Rada Jr., was wholly incompetent and unfit to drive said automobile, as was then well known to James Rada Sr.; that on said day and occasion James Rada Jr., being so possessed of said automobile, and in sole control of its operation, did invite and take into said automobile, Jack West, a minor, for a pleasure ride, and whereupon he did drive the said automobile, with Jack West riding therein, along Alabama Highway No. 3, a public highway in Baldwin County, Alabama, and in the city limits of Robertsdale, Alabama,

and then and there the said James Rada Jr., did so carelessly, negligently and improperly operate said automobile that it was caused to collide with another automobile and as the proximate result thereof Jack West was negligently injured as follows: his face was lacerated, bruised and torn; his eyesight was impaired and permanently impaired; his face was disfigured; his skull was fractured; he was caused to have repeated fainting and black-out spells that are of a permanent nature; he was caused to suffer much mental and physical anguish and paid; all to the loss of the Plaintiff in the aforesaid amount.

2.

The Plaintiff, Jack, West, a minor suing by his mother and next friend, Mary West, claims of the Defendants the sum of FIFTEEN THOUSAND (\$15,000.00) DOLLARS as damages for that heretofore on to-wit, December 11, 1953, the Defendant James Rada Sr., did own and possess an automobile which he did loan to his minor son James Rada Jr., a youth under the age of sixteen years and did then wantonly permit and allow the said James Rada Jr., to take and drive the same for his own personal pleasure and entertainment, and for the pleasure and entertainment of such other persons as he might invite and take into his said automobile with him, unaccompanied by the said James Rada Sr., or any other adult person, although, as Plaintiff avers, the said James Rada Jr., was wholly incompetent and unfit to drive said automobile, as was then well known to James Rada Sr.; that on said day and occasion James Rada Jr., being so possessed of said automobile, and in sole control of its operation, did invite and take into said automobile, Jack West, a minor, for a pleasure ride, and whereupon he did drive the said automobile with Jack West riding therein, along Alabama Highway No. 3, a public highway in Baldwin County, Alabama, and in the city limits of Robertsdale, Alabama, and then and there the said James Rada Jr., did so carelessly, negligently and improperly operate said automobile that it was caused to collide with another automobile and as the proximate result thereof Jack West was negligently injured as follows: his face was lacerated, bruised and torn; his eyesight was impaired and permanently impaired; his face was disfigured; his skull was fractured; he was caused to have repeated fainting and black-out spells that are of a permanent nature; he was caused to suffer much

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mental and physical anguish and pain, all to the loss of the Plaintiff in the aforesaid amount.

3.

The Plaintiff, Jack West, a minor suing by his mother and next friend, Mary West, claims of the Defendants the sum of FIFTEEN THOUSAND (\$15,000.00) DOLLARS as damages for that heretofore on to-wit, December 11, 1953, the Defendant James Rada Sr., did own and possess an automobile which he did loan to his minor son James Rada Jr., a youth under the age of sixteen years and did then negligently permit and allow the said James Rada Jr., to take and drive the same for his own personal pleasure and entertainment, and for the pleasure and entertainment of such other persons as he might invite and take into his said automobile with him, unaccompanied by the said James Rada Sr., or any other adult person, although, as Plaintiff avers, the said James Rada Jr., was wholly incompetent and unfit to drive said automobile, as was then well known to James Rada Sr.; that on said day and occasion James Rada Jr., being so possessed of said automobile, and in sole control of its operation, did invite and take into said automobile, Jack West, a minor, for a pleasure ride, and whereupon he did drive the said automobile with Jack West riding therein, along Alabama Highway No. 3, a public highway in Baldwin County, Alabama, and in the city limits of Robertsdale, Alabama, and then and there the said James Rada Jr., did so wantonly operate said automobile as to cause it to wantonly run into or against another automobile and as a proximate result thereof Jack West was wantonly injured as follows: his face was lacerated, bruised and torn; his eyesight was impaired and permanently impaired; his face was disfigured; his skull was fractured; he was caused to have repeated fainting and blackout spells that are of a permanent nature; he was caused to suffer much mental and physical anguish and pain, all to the loss of the Plaintiff in the aforesaid amount.

4,

The Plaintiff, Jack West, a minor suing by his mother and next friend, Mary West, claims of the Defendants the sum of FIFTEEN THOUSAND (\$15,000.00) DOLLARS as damages for that heretofore on to-wit, December 11, 1953, the Defendant James Rada Sr., did own and possess an automobile which he did loan to his minor son James Rada Jr., a youth under the age of sixteen years and did then wantonly permit and allow the said James Rada Jr., to take and drive the same for his own personal pleasure and entertainment, and for

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the pleasure and entertainment of such other persons as he might invite and take into his said automobile with him, unaccompanied by the said James Rada Sr., or any other adult person, although, as Plaintiff avers, the said James Rada Jr., was wholly incompetent and unfit to drive said automobile, as was then well known to James Rada Sr.; that on said day and occasion James Rada Jr., being so possessed of said automobile, and in sole control of its operation, did invite and take into said automobile, Jack West, a minor, for a pleasure ride, and whereupon he did drive the said automobile with Jack West riding therein, along Alabama Highway No. 3, a public highway in Baldwin County, Alabama, and in the city limits of Robertsdale, Alabama, and then and there the said James Rada Jr., did so wantonly operate said automobile as to cause it to wantonly run into or against another automobile and as a proximate result thereof Jack West was wantonly injured as follows: his face was lacerated, bruised and torn; his eyesight was impaired and permanently impaired; his face was disfigured; his skull was fractured; he was caused to have repeated fainting and blackout spells that are of a permanent nature; he was caused to suffer much mental and physical anguish and pain, all to the loss of the Plaintiff in the aforesaid amount.

FILED

11-30-54

ALICE J. DUCK, Clerk

Wiltors & Brantley

By:

Julien M Brantley
Attorneys for the Plaintiff

The Plaintiff demands a trial by jury.

Wiltors & Brantley

By:

Julien M Brantley
Attorneys for the Plaintiff.