

June 13, 1957

JOHN CECIL NORSWORTHY, Plaintiff

IN THE CIRCUIT COURT OF BALDWIN  
COUNTY, ALABAMA AT LAW

VS

BERNARD L. SHAPIRO, Defendant

CASE NO. 3258

TO THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, AT LAW:

I, Mary Texas Hurt, Secretary of State, hereby certify that on May 30, 1957  
I sent by registered mail in an envelope addressed as follows:

"

Bernard L. Shapiro  
10 East 85th Street  
New York, New York"

"Registered Mail—  
Return Receipt Requested  
Deliver to Addressee Only"

bearing sufficient and proper prepaid postage, a notice bearing my signature and the Great Seal of  
the State of Alabama in words and figures as follows:

"

Bernard L. Shapiro  
10 East 85th Street  
New York, New York

You will take notice that on May 30, 1957 the Sheriff of Montgomery  
County, Alabama, served upon me, in my official capacity, summons and complaint in a  
case entitled: JOHN CECIL NORSWORTHY, Plaintiff VS BERNARD L. SHAPIRO,  
Defendant

in the CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA AT LAW  
Case No. 3258 a true copy of which summons and complaint is attached hereto  
and the said service upon me as Secretary of State of the State of Alabama has the force and  
effect of personal service upon you.

WITNESS MY HAND and the Great Seal of the State of Alabama this the 30  
day of May 1957

Enclosure (1)

(Signed) Mary Texas Hurt  
Secretary of State"

I further certify that the notice above set out which was so mailed in the envelope addressed  
as above set forth had attached to it a true copy of the summons and complaint in the above-styled  
cause.

I further certify that on June 13, 1957 I received the return card, showing  
receipt by the designated addressee of the aforementioned matter at New York 3, N. Y. Cooper Station  
on Date not given

WITNESS MY HAND and the Great Seal of the State of Alabama this the 13 day  
of June 1957

*Mary Texas Hurt Ganner*  
Mary Texas Hurt  
Secretary of State

Enclosures: Return Receipt Card and copy  
of Summons and Complaint.

cc: Honorable T. J. Mashburn  
Attorney at Law  
Box 192  
Bay Minette, Alabama

STATE OF ALABAMA,  
COUNTY OF BALDWIN.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon BERNARD L. SHAPIRO, 10 East 85th Street, New York, New York, 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 JOHN CECIL NORSWORTHY.

Witness my hand this 29th day of May, 1957. Code of Alabama of 1901.

*Allice L. Black*  
CLERK OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA.

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|                        |   |                          |
|------------------------|---|--------------------------|
| JOHN CECIL NORSWORTHY, | 0 |                          |
| Plaintiff,             | 0 | IN THE CIRCUIT COURT OF  |
|                        | 0 |                          |
| VS.                    | 0 | BALDWIN COUNTY, ALABAMA. |
|                        | 0 |                          |
| BERNARD L. SHAPIRO,    | 0 | AT LAW. NO.              |
| Defendant.             | 0 |                          |

C O U N T Y O N E

The plaintiff claims of the defendant One Hundred and Fifty (\$150.00) Dollars as damages for that on, to-wit: the 15th day of May, 1957, at a point on, or near, the D'Olive Street Cut-off, on U. S. Highway No. 31, in the City of Bay Minette, Baldwin County, Alabama, at about 4:20 o'clock, P. M., the defendant so negligently operated an automobile which he was then and there driving as to cause the same to run over, upon, or against an automobile belonging to plaintiff, and as a proximate result and consequence of the negligence of the said defendant as aforesaid plaintiff's automobile was severely damaged in this, to-wit: the rear bumper was bent, broken and damaged; the rear fenders were broken and bent and damaged; the muffler was bent and broken; the tail pipe was bent and broken; the frame was bent and damaged; the body was bent and damaged; and plaintiff was deprived of the use of his said automobile, which he uses in his business, for a long period of time; all to the damage of the plaintiff as aforesaid; hence this suit.

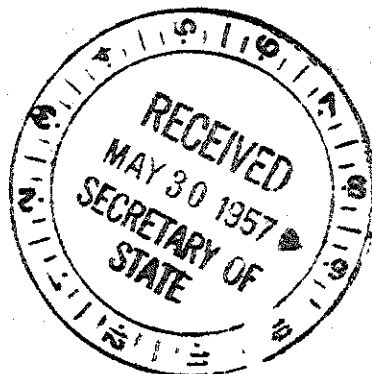
And plaintiff further avers that the defendant, BERNARD L.

SHAPIRO, is and was on the date of the said collision, to-wit:  
the 15th day of May, 1957, a non-resident of the State of  
Alabama and that his address is 10 East 85th Street, New York,  
New York; and the plaintiff prays that service of process upon  
the defendant, BERNARD L. SHAPIRO, may be had in accordance with  
the provisions of Paragraph 199, Title 7, of the Code of Alabama  
of 1940.

Isaiah A. Maslowski  
ATTORNEY FOR PLAINTIFF.

Plaintiff demands that this cause be tried by a jury.

Isaiah A. Maslowski  
ATTORNEY FOR PLAINTIFF.



|                        |   |                         |
|------------------------|---|-------------------------|
| JOHN CECIL NORSWORTHY, | § |                         |
| Plaintiff,             | § | IN THE CIRCUIT COURT OF |
| vs.                    | § | BALDWIN COUNTY, ALABAMA |
| BERNARD L. SHAPIRO,    | § | AT LAW.                 |
| Defendant.             | § | NO. _____               |

DEMURRER

Comes the Defendant in the above styled cause and demurs to the complaint filed in said cause and assigns the following separate and several grounds, viz:

1. That said complaint does not sufficiently state the place where the accident occurred.
2. That said complaint fails to allege when the Plaintiff has used his automobile in his business.
3. That the allegation in the complaint "which he uses in his business" fails to state that the Plaintiff was using the automobile in his business at the time of the accident or has needed to use it in such business since that day.
4. That the last paragraph of the Complaint is surplusage.
5. That the allegation in the complaint that the Defendant is a non-resident is not a proper allegation and only seeks to prejudice the jury.

  
Attorneys for Defendant

STATE OF ALABAMA,       0  
                              0       TO ANY SHERIFF OF THE STATE OF ALABAMA:  
COUNTY OF BALDWIN.     0

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Witness my hand this 29th day of May, 1957.

Deane L. Blount  
CLERK OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA.

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|                        |   |                          |
|------------------------|---|--------------------------|
| JOHN CECIL NORSWORTHY, | 0 |                          |
|                        | 0 |                          |
| Plaintiff,             | 0 | IN THE CIRCUIT COURT OF  |
|                        | 0 |                          |
| VS.                    | 0 | BALDWIN COUNTY, ALABAMA. |
|                        | 0 |                          |
| BERNARD L. SHAPIRO,    | 0 | AT LAW.       NO. _____  |
|                        | 0 |                          |
| Defendant.             | 0 |                          |

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the 15th day of May, 1957, a non-resident of the State of  
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Isaac A. Madbury Jr.  
ATTORNEY FOR PLAINTIFF.

Plaintiff demands that this cause be tried by a jury.

Isaac A. Madbury Jr.  
ATTORNEY FOR PLAINTIFF.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.  
AT LAW. NO. 3258

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JOHN CECIL NORSWORTHY,  
Plaintiff,  
VS.  
BERNARD L. SHAPIRO,  
Defendant.

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SUMMONS AND COMPLAINT.

FILED

MAY 29 1957

ALICE J. DICK, Clerk

TELFAIR J. MASHBURN, JR.

ATTORNEY-AT-LAW

BAY MINETTE, ALABAMA

Defendant may be served at:  
10 East 85th Street,  
New York, New York.

779  
RECEIVED IN OFFICE  
MAY 30 1957  
M. S. BUTLER, Sheriff

3  
Executed by serving 3 copies of  
the within on Mary Texas Hurt,  
Secretary of State of The State of  
Alabama.  
This the 30 day of May 1957  
Sheriff of Montgomery County  
M. S. Butler,  
By Goodwyn D. S.

The Sheriff claims 2  
miles at 10c per mile for a total  
of \$ 209  
M. S. Butler, Sheriff  
Montgomery County, Ala.