

WAYNE L. ALDRIDGE, a minor,
who sues by his father and
next friend, T. D. ALDRIDGE,

Plaintiff,

vs.

BETTY STRIPLING,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
LAW SIDE. NO. 3272.

STIPULATION

It is hereby stipulated and agreed by and between Telfair J. Mashburn, Jr., one of the Attorneys for the Plaintiff, Wayne L. Aldridge, and James R. Owen, one of the Attorneys for the Defendant in said cause, that the said Plaintiff be examined by Dr. Alfred R. Earl, a practicing physician in Mobile, Alabama, on September 9, 1957, at 1:30 o'clock P. M. at his office in Mobile, Alabama, and that the Defendant will furnish transportation for the said Plaintiff from Robertsdale, Alabama, to Mobile, Alabama, for the purpose of said examination and will furnish transportation for the said Plaintiff from Mobile, Alabama, to Robertsdale, Alabama, at the completion of said examination. Plaintiff hereby waives any further notice of the said examination as may be required by the statute.

Telfair J. Mashburn, Jr.
Attorney for the Plaintiff.

James R. Owen
Attorney for the Defendant.

STATE OF ALABAMA, 0
 0
COUNTY OF BALDWIN. 0

TO ANY SHERIFF OF THE
STATE OF ALABAMA--GREETING:

You are hereby commanded to summon BETTY STRIPLING 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 WAYNE L. ALDRIDGE, a Minor/, who sues by his Father and next friend, T. D. ALDRIDGE.

Witness my hand this 18 day of June, 1957.

Alfred H. Hensley
CLERK.

WAYNE L. ALDRIDGE, A Minor,
who sues by his Father and
next friend, T. D. ALDRIDGE,

Plaintiff,

VS.

BETTY STRIPLING,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

AT LAW. NO. _____

C O U N T O N E

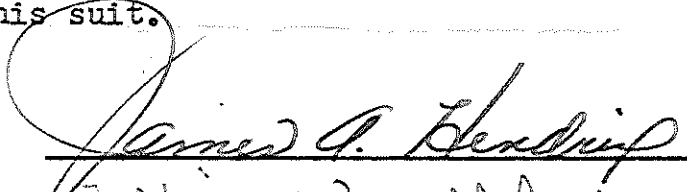

The plaintiff claims of the defendant the sum of \$50,000.00 as damages for that, heretofore, on, to-wit: the 16th day of October, 1956, at about 4:00 o'clock, P. M., on Alabama Highway Number 3, a Public Highway in Baldwin County, Alabama, at a point directly opposite Toler's Grocery Store, in Robertsdale, Alabama, the defendant so negligently operated an automobile which she was then and there driving as to cause said automobile she was operating to run over, upon or against the plaintiff, and by reason thereof, and as the proximate result and consequence thereof, plaintiff received severe personal injuries in this, to-wit: he was knocked to the ground; he was made sick, sore, lame and disordered; he was bruised and lacerated about the head, face, arms, body and legs; he suffered numerous contusions and abrasions all over his body; the bones in his right leg were fractured and broken in several different places; his right leg was permanently injured; he suffered and continues to suffer great mental anguish and physical pain; he was permanently injured; he was caused to expend large sums of money for medical treatment, hospital care, nursing and medicines in and about the treatment of his injuries, and will probably have to incur further

expenses in the future; for all of which he claims damages as aforesaid.

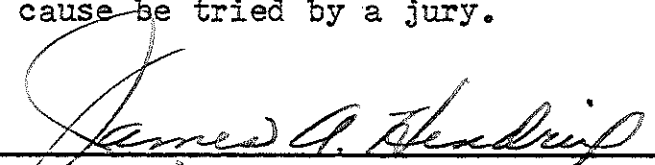
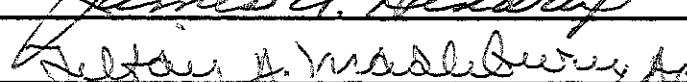
And plaintiff avers that he received said injuries as aforesaid as the proximate result and consequence of the negligence of the defendant in and about the operation of her said automobile at the time and place herein complained of; hence this suit.

C O U N T T W O

Plaintiff claims of the defendant the sum of \$50,000.00 as damages for that, heretofore, on, to-wit: the 16th day of October, 1956, at about 4:00 o'clock, P. M., plaintiff was a pedestrian on a public street or highway, viz: Alabama Highway Number 3 in the City of Robertsdale, Baldwin County, Alabama, at a point directly opposite Toler's Grocery Store, in said city, and the defendant negligently ran an automobile, which she was then and there driving, into, upon or against the plaintiff, and as the proximate result and consequence thereof, plaintiff received severe personal injuries in this, to-wit: he was bruised and lacerated about the head, face, arms, body and legs; he was made sick, sore, lame and disordered; he suffered numerous contusions and abrasions all over his body; the bones in his right leg were fractured and broken in several different places; his right leg was permanently injured; he suffered and continues to suffer great mental anguish and physical pain; he was permanently injured; he was caused to expend large sums of money for medical treatment, hospital care, nursing and medicines in and about the treatment of his injuries, and will probably have to incur further expenses in the future; for all of which he claims damages as aforesaid; hence this suit.



ATTORNEYS FOR PLAINTIFF.

Plaintiff demands that this cause be tried by a jury.



ATTORNEYS FOR PLAINTIFF.

RECORDED

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
AT LAW. NO. 3272

WAYNE L. ALDRIDGE, A Minor,
who sues by his Father and
next friend, T. D. ALDRIDGE,

Plaintiff,

VS.

BETTY STRIPLING,

Defendant.

SUMMONS AND COMPLAINT.

TELFAIR J. MASHBURN, JR.

ATTORNEY-AT-LAW

RAYMIRET, ALABAMA

FILED

JUN 18 1957

Received 18 day of June 1952
and on 20 day of June 1952
I served a copy of the within
on Betty Stripling

By service on

TAYLOR WILKINS, Sheriff
By Edwign Stradham
Robert Odell
OK

Sheriff claims 50 miles at
Ten Cents per mile Total \$ 5.00
TAYLOR WILKINS, Sheriff
BY Stradham
DEPUTY SHERIFF

WAYNE L. ALDRIDGE, a minor,)	
who sues by his father and)	
next friend, T. D. ALDRIDGE,)	IN THE CIRCUIT COURT OF
)	BALDWIN COUNTY, ALABAMA
Plaintiff,)	AT LAW
VS.)	NO. 3272
BETTY STRIPLING,)	
)	
Defendant.)	

MOTION TO STRIKE

Now comes the defendant and moves to strike that part of the plaintiff's Count One, which reads as follows: "and will probably have to incur further expenses in the future," and as grounds for such motion assigns, separately and severally, the following:

1. It is unnecessarily prolix.
2. It is irrelevant.
3. It is frivolous.
4. It is unnecessarily repeated.

Now comes the defendant and moves to strike that part of the plaintiff's Count Two, which reads as follows: "and will probably have to incur further expenses in the future," and as grounds for such motion assigns, separately and severally, the following:

1. It is unnecessarily prolix.
2. It is irrelevant.
3. It is frivolous.
4. It is unnecessarily repeated.

J. B. Blackburn
Jas. R. Owen
Attorneys for defendant.

WAYNE L. ALDRIDGE, A Minor,
who sues by his Father and
next friend, T. D. ALDRIDGE,

Plaintiff,

VS.

BETTY STRIPLING,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
AT LAW. NO. 2272.

AMENDED COMPLAINT

Comes the plaintiff and amends his complaint heretofore filed in this cause, and each and every count thereof, so that, as amended, it shall read as follows:

C O U N T O N E

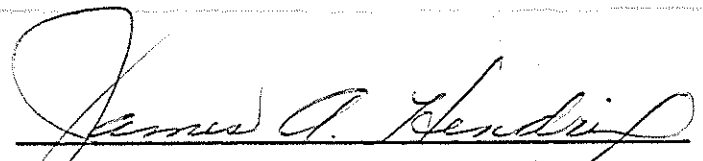

The plaintiff claims of the defendant the sum of \$50,000.00 as damages for that, heretofore, on, to-wit: the 16th day of October, 1956, at about 4:00 o'clock, P. M., on Alabama Highway Number 3, a Public Highway in Baldwin County, Alabama, at a point directly opposite Toler's Grocery Store, in Robertsdale, Alabama, the defendant so negligently operated an automobile which she was then and there driving as to cause said automobile to run over, upon, or against the plaintiff, and by reason thereof, and as the proximate result and consequence thereof, plaintiff received severe personal injuries in this, to-wit: he was knocked to the ground; he was made sick, sore, lame and disordered; he was bruised and lacerated about the head, face, arms and body and legs; he suffered numerous contusions and abrasions all over his body; the bones in his right leg were fractured and broken in several different places; his right leg was permanently injured; he suffered, and continues to suffer, great mental anguish and physical pain; he was permanently injured; he was caused to expend large sums of money for medical treatment, hospital care, nursing, and medicines in and about the care and treatment of his injuries; for all of which he claims damages as aforesaid.

And plaintiff avers that he received said injuries as aforesaid as the proximate result and consequence of the negligence of the defendant in and about the operation of her said automobile at the time and place herein complained of; hence this suit.

C O U N T T W O.

Plaintiff claims of the defendant the sum of \$50,000.00 as damages for that, heretofore, on, to-wit: the 16th day of October,

1956, at about 4:00 o'clock, P. M., plaintiff was a pedestrian on a public street or highway, viz: Alabama Highway Number 3, in the City of Robertsedale, Baldwin County, Alabama, at a point directly opposite Toler's Grocery Store, and the defendant negligently ran an automobile, which she was then and there driving, into, upon, or against the plaintiff, and as the proximate result and consequence thereof, plaintiff received severe personal injuries in this, to-wit: he was bruised and lacerated about the head, face, arms, body and legs; he was made sick, sore, lame and disordered; he suffered numerous contusions and abrasions all over his body; the bones in his right leg were broken and fractured in several different places; his right leg was permanently injured; he suffered and continues to suffer great mental anguish and physical pain; he was permanently injured; he was caused to expend large sums of money for medical treatment, hospital care, nursing and medicines in and about the treatment of his injuries; for all of which he claims damages as aforesaid; hence this suit.



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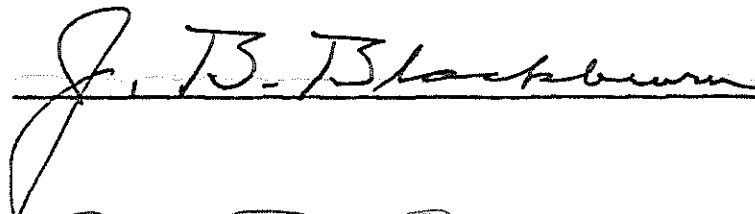
PLEA

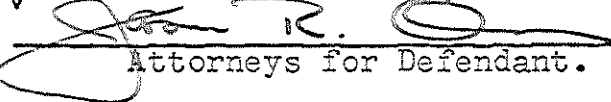
Now comes the Defendant and for answer to the complaint as last amended, assigns separately and severally, the following:

1. Not guilty.

2. At the time and place alleged in the complaint the Plaintiff, Wayne L. Aldridge, was guilty of negligence which proximately contributed to his alleged injuries and damages in that he then and there negligently walked from a point of safety on the side of the paved highway to a point on the paved highway and into the side of the motor vehicle which was then and there being driven by the Defendant.

3. At the time and place alleged in the complaint the Plaintiff, Wayne L. Aldridge, was guilty of negligence which proximately contributed to his alleged injuries and damages in that he walked from a point of safety on the side of the paved highway to a point on the paved highway and into, on or against the motor vehicle which was then and there being driven by the Defendant.





Attorneys for Defendant.