

3306

SUMMONS

STATE OF ALABAMA

BALDWIN COUNTY

IN THE CIRCUIT COURT - LAW SIDE

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Physicians' National Life Insurance Company, 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 same, then and there to answer the complaint of David W. Sirmon.

Witness my hand this the 14 day of August, 1957.

W. J. Duck
Clerk

DAVID W. SIRMON,

Plaintiff,

vs.

PHYSICIANS' NATIONAL LIFE
INSURANCE COMPANY, A Cor-
poration,

Defendant.

X

X

X

X

X

X

X

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

COUNT ONE:

The Plaintiff claims of the Defendant Three Hundred Thirty-three and 95/100 Dollars (\$333.95) due on two policies of insurance, whereby the Defendant, on the 23rd day of April, 1956, insured the Plaintiff against loss by reason of hospital, surgical or medical expense actually incurred by the insured and his wife, Alma A. Sirmon, as a result of sickness which was contracted and began while said policies were in force and after they had been maintained in force for not less than thirty (30) days. And the Plaintiff alleges that while said policies were in force and after they had been maintained in force for not less than thirty (30) days and on, to-wit: the 25th day of November, 1956, Alma A. Sirmon, the wife of the Plaintiff, contracted a certain disease, to-wit: a disease of the

kidney and adjacent parts, and the Plaintiff and the said Alma A. Sirmon were thereby caused to actually incur medical, hospital and surgical expenses in the amount of Three Hundred Thirty-three and 95/100 Dollars (\$333.95). And the Plaintiff further alleges that the Defendant had written notice of the sickness and disease hereinabove referred to and claim was made by the Plaintiff of the Defendant for indemnity as provided in said policies of insurance, but the Defendant has refused and continues to refuse to pay said claim; wherefore, Plaintiff brings this suit and asks judgment in the above amount, together with interest thereon.

CHASON & STONE

By: Melvin S. Stone, Jr.

Attorneys for Plaintiff

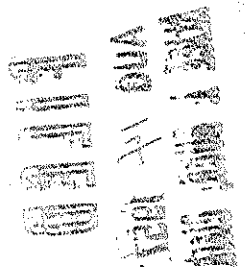
Plaintiff demands a trial of this cause by a jury.

CHASON & STONE

By: Melvin S. Stone, Jr.

Attorneys for Plaintiff

Serve on: Superintendent of Insurance
Montgomery, Alabama



Plaintiff

VS.

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

Now comes the defendant in the above styled cause and demurs to plaintiff's complaint heretofore filed herein, and to each and every count thereof, separately and severally, assigning the following separate and several grounds of demurrer as to each, that is to say:

9. For that said count fails to allege sufficient facts to apprise this defendant what the plaintiff is complaining of.

A. W. JONES
Attorneys for

PRITCHARD, McCALL & JONES

ATTORNEYS AT LAW

WILLIAM S. PRITCHARD
WINSTON B. McCALL
ALEXANDER W. JONES
VICTOR H. SMITH
WILLIAM S. PRITCHARD, JR.

831-836 FRANK NELSON BUILDING
BIRMINGHAM 3, ALABAMA

September 3, 1957.

Clerk of the Circuit Court of
Baldwin County,
Bay Minette, Alabama.

Re: David W. Sirmon vs. Physicians
National Life Insurance Company

Dear Sir:

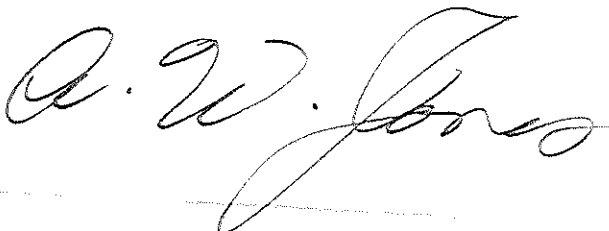
Enclosed herewith find demurrers which
I would appreciate your filing on behalf of
Physicians National Life Insurance Company, the
defendant.

Also enclosed find a copy of the same,
which I would appreciate your marking "filed"
and return to us in the enclosed, self-addressed,
stamped envelope.

I am sure you will notify the writer of
this letter when this case is set on the docket
of your court.

Very truly yours,

AWJ/ak

A handwritten signature in cursive script, appearing to read "A. W. Jones". The signature is written in dark ink and is positioned below the typed name "A. W. Jones".

SUMMONS

STATE OF ALABAMA

IN THE CIRCUIT COURT - LAW SIDE

BALDWIN COUNTY

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Witness my hand this the 14 day of August, 1957.


Clerk

DAVID W. SIRMON,

Plaintiff,

vs.

PHYSICIANS' NATIONAL LIFE
INSURANCE COMPANY, A Cor-
poration,

Defendant.

X
X
X
X
X
X
X
X


IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

COUNT ONE:

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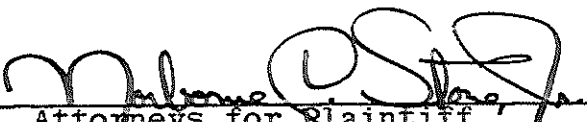
kidney and adjacent parts, and the Plaintiff and the said Alma A. Sirmon were thereby caused to actually incur medical, hospital and surgical expenses in the amount of Three Hundred Thirty-three and 95/100 Dollars (\$333.95). And the Plaintiff further alleges that the Defendant had written notice of the sickness and disease hereinabove referred to and claim was made by the Plaintiff of the Defendant for indemnity as provided in said policies of insurance, but the Defendant has refused and continues to refuse to pay said claim; wherefore, Plaintiff brings this suit and asks judgment in the above amount, together with interest thereon.

CHASON & STONE

By: 
Attorneys for Plaintiff

Plaintiff demands a trial of this
cause by a jury.

CHASON & STONE

By: 
Attorneys for Plaintiff

Serve on: Superintendent of Insurance
Montgomery, Alabama

day of 19
erved a copy of the within s/c.
on: Supplement Insurance
(3 copies)

service on
TAYLOR WILKINS, Sheriff
By _____ D. S.

1203

RECEIVED IN OFFICE
AUG 19 1957.
M. S. BUTLER, Sheriff
EXECUTED BY SERVING A
COPY OF THE WITHIN

James N. Harris
Com. of Ins. of
State of Ala.
8-19-57

M. S. Butler
Sheriff Montgomery County
By J. O. Mathis
Deputy Sheriff

the Sheriff claims _____
miles at 10c per mile for a total
of \$ 2.00
M. S. Butler, Sheriff
Montgomery County, Ala.

350 RECORDED

DAVID W. SIRMON,
Plaintiff,

vs.

PHYSICIANS' NATIONAL LIFE
INSURANCE COMPANY, A Cor-
poration,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

SUMMONS AND COMPLAINT

2035

FILED
AUG 14 1957

ALICE A. BUCK, Clerk

LAW OFFICES,
CHASON & STONE
BAY MINETTE, ALABAMA