

ARMBRECHT, JACKSON & DEMOUY
LAWYERS

MERCHANTS NATIONAL BANK BUILDING

P. O. BOX 290

MOBILE, ALABAMA

36601

AREA CODE 205
PHONE 432-6751

CABLE ADDRESS
SEALAW

WM. H. ARMBRECHT
THEODORE K. JACKSON
MARSHALL J. DEMOUY
WM. H. ARMBRECHT, III
RAE M. CROWE
BROOK G. HOLMES
W. BOYD REEVES
JOHN GROW
LOUIS H. ANDERS, JR.
FRANK B. McRIGHT
Y. D. LOTT, JR.
J. CLIFFORD FOSTER, III

September 8, 1967

Mrs. Alice J. Duck, Clerk
Circuit Court of Baldwin County
Baldwin County Courthouse
Bay Minette, Alabama 36507

Re: Nancy Hall, etc. vs. Richardson
Case No. 7176

Mrs. John W. Hall vs. Richardson
Case No. 7177

Dear Mrs. Duck:

These cases, which are set for trial on Wednesday, September 13th, have been settled. Accordingly would you please do the following for me:

1. Have 7177 dismissed on motion of the Plaintiff.
2. Have a Judgment for \$1500.00 entered in 7176. Enclosed you will find an Alabama Farm Bureau check for \$1500.00 to satisfy that Judgment.
3. Have the Probate Court pay the \$1500.00 to Mrs. John W. Hall, mother and natural guardian of Nancy Hall, a minor, Route 1, Box 149, Fairhope, Alabama 36532.
4. Send both cost bills to Mr. Thomas M. Galloway, Post Office Box 4492, Mobile, Alabama 36604, for payment.

Done 9-11-67

Mrs. Alice J. Duck, Clerk
September 8, 1967
Page Two

I enclose a letter from Mr. Galloway authorizing the above
action.

With best regards and thanks for the help.

Sincerely yours,

ARMBRECHT, JACKSON & DeMOUY

By 
Broox G. Holmes

BGH/nk

Enclosure

COLLINS, GALLOWAY & MURPHY
ATTORNEYS AT LAW
958 DAUPHIN STREET
MOBILE, ALABAMA 36604

FRED G. COLLINS
THOMAS M. GALLOWAY
M. THOMAS MURPHY (1924-1956)

JAMES M. LACKEY

August 17, 1967

P. O. BOX 4492
TELEPHONE
432-0568
AREA CODE 205

Broox Holmes, Esq.
Armbrecht, Jackson & DeMouy
Attorneys at Law
Post Office Box 290
Mobile, Alabama

Re: Hall v. Richardson

Dear Broox:

I enclose herewith draft payable to Clerk of Circuit Court of Baldwin County in the amount of \$1500.00 and also one payable to Mrs. John W. Hall and you as her Attorney in the amount of \$3525.00, which together represent full settlement in this case. I also enclose releases to be signed by Mrs. Hall.

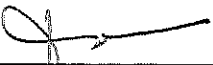
When Mrs. Hall has executed the releases would you please retain a copy and return the other two to us.

It is my understanding that you are going to Baldwin County and that you will enter a judgment in the Nancy Hall case in the amount of \$1500.00. I will appreciate you handling this as I am going to take a few days vacation and you may use this letter, should the Judge desire same, as my agreement to this judgment.

Please have Mrs. Duck send the Court costs bills to me.

Very truly yours,

COLLINS, GALLOWAY & MURPHY

By: 
Thomas M. Galloway

TMG/fs
Encls:

COLLINS, GALLOWAY & MURPHY
ATTORNEYS AT LAW
958 DAUPHIN STREET
MOBILE, ALABAMA 36604

June 13, 1967

FRED G. COLLINS
THOMAS M. GALLOWAY
M. THOMAS MURPHY (1924-1956)
JAMES H. LACKEY

P. O. BOX 4492
TELEPHONE
432-0568
AREA CODE 205

Mrs. Alice Duck, Clerk
Circuit Court
Baldwin County Court House
Bay Minette, Alabama

Re: Nancy Hall, a Minor
Vs: Linda Richardson
Case No. 7176
and Mrs. John W. Hall
Vs: Linda Richardson
Case No. 7177

Dear Mrs. Duck:

I enclose herewith an answer to be filed in each of
the above referred to matters.

Very truly yours,

COLLINS, GALLOWAY & MURPHY

By: 
Thomas M. Galloway

TMG/fs
Encls: 2

ERNEST M. BAILEY
ATTORNEY AT LAW
56 NORTH SECTION STREET
FAIRHOPE, ALABAMA 36532
PHONE 928-2393

December
9th
1966

Mrs. Alice J. Duck
Clerk of Circuit Court
Bay Minette, Alabama

Re: Nancy Hall, et al
vs. Linda Richardson

Mrs. John W. Hall
vs. Linda Richardson

In the Circuit Court at Law
Case Numbers 7176 and 7177

Dear Mrs. Duck:

I will appreciate you filing the enclosed demurrers in
the above cases.

Mr. Broox G. Holmes is the attorney for the Plaintiff.

Thanking you in advance, I am

Very truly yours,


Ernest M. Bailey

EMB/w

Incls: 4

ARMBRECHT, JACKSON & DEMOUY
LAWYERS

MERCHANTS NATIONAL BANK BUILDING

P. O. BOX 290

MOBILE, ALABAMA

36601

AREA CODE 205
PHONE 432-6751

CABLE ADDRESS
SEALAW

WM. H. ARMBRECHT
THEODORE K. JACKSON
MARSHALL J. DEMOUY
WM. H. ARMBRECHT, III
RAE M. CROWE
BROOX G. HOLMES
W. BOYD REEVES
JOHN GROW
LOUIS H. ANDERS, JR.
FRANK B. MCRIGHT

September 16, 1966

Mrs. Alice J. Duck, Clerk
Circuit Court of Baldwin County
Baldwin County Courthouse
Bay Minette, Alabama 36507

Re: Nancy Hall, a Minor, etc. v.
Linda Richardson
At Law - Case No. _____

Mrs. John W. Hall v.
Linda Richardson
At Law - Case No. _____

Dear Mrs. Duck:

Please file the enclosed two summons and complaints and
have the Defendant served. Thanks.

Very truly yours,

ARMBRECHT, JACKSON & DeMOUY

By: *Broox G. Holmes*
BROOX G. HOLMES

BGH:ba
Encls.

NANCY HALL, a Minor who sues : IN THE CIRCUIT COURT OF
 by her mother and next friend,
 MRS. JOHN W. HALL,
 Plaintiff, : BALDWIN COUNTY, ALABAMA
 VS: : AT LAW
 LINDA RICHARDSON,
 Defendant. : CASE NO. 7 1 7 6

Comes the Defendant in the above styled matter and for answer to the complaint heretofore filed and to each and every Count thereof separately and severally, says as follows:

1. Not guilty.

COLLINS, GALLOWAY & MURPHY

By: *Thomas M. Galloway*
 THOMAS M. GALLOWAY
 ATTORNEYS FOR DEFENDANT

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 13th day of June, 1967, served a copy of the foregoing pleading on counsel for the defendant to this proceeding by mailing the same by United States mail, properly addressed, and first class postage prepaid.

Thomas M. Galloway

FILED

6-14 1967

ALICE I. DICK, CLERK
 REGISTERED

NANCY HALL, A Minor who :
sues by her mother and next
friend, MRS. JOHN W. HALL, :
Plaintiff, :

IN THE CIRCUIT COURT OF
BALDWIN
~~MOBILE~~ COUNTY, ALABAMA

VS:
LINDA RICHARDSON,

AT LAW

Defendant.

CASE NO. 7 1 7 6

TO: Hon. Broox G. Holmes
Merchants National Bank Building
Mobile, Alabama

Please take notice that at 4:30 on the 1st
day of August, 1967, in the offices of COLLINS,
GALLOWAY & MURPHY, situated at 817 First National Bank
Building, Mobile, Alabama, the Defendant Linda Richardson

_____, will take the deposition of _____
Nancy Hall, whose address is _____

_____, upon oral examination pursuant to an
Act of the Legislature of the State of Alabama, designated as
Act No. 375, Regular Session 1955, Approved September 8, 1955,
before W. J. Kern, Jr., an officer authorized
to administer oath in the County of Mobile, State of Alabama,
duly authorized to take depositions and swear witnesses in
said County in said State. The oral examination will
continue from day to day until completed and you are
invited to attend and cross-examine.

COLLINS, GALLOWAY & MURPHY

BY: *Thomas M. Galloway*

THOMAS M. GALLOWAY
ATTORNEYS FOR DEFENDANT

CERTIFICATE

I, Thomas M. Galloway, Attorney for the Defendant,
do hereby certify that I served a copy of the above notice to
take the deposition, upon oral examination of Nancy Hall
_____, by mailing the same to the Hon. Broox
Holmes, Attorney of record for the Plaintiff,
Nancy Hall, on this 24th day of July,
1967.


Thomas M. Galloway

FILED
JUL 25 1967

NANCY HALL, a Minor who sues)	IN THE CIRCUIT COURT OF
by her mother and next friend,	(
MRS. JOHN W. HALL,	*	BALDWIN COUNTY, ALABAMA
	*	
Plaintiff,)	
	(
vs.	*	AT LAW
	*	
LINDA RICHARDSON,)	
	(
Defendant.	*	CASE NO. 7176
	*	

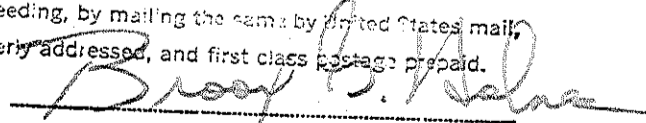
M O T I O N

Comes now the Plaintiff and respectfully moves the Court to appoint JAMES H. LACKEY, Attorney at Law of Mobile, Alabama, or some other suitable person as GUARDIAN AD LITEM for the Defendant, LINDA RICHARDSON, a Minor, to defend this cause.


 BROOX G. HOLMES
 Attorney for Plaintiff

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 28th day of March, 1967, served a copy of the foregoing pleading on counsel for all parties to this proceeding, by mailing the same by United States mail, properly addressed, and first class postage prepaid.



FILED

MAR 29 1967

JAMES L. MAX, CLERK
REGISTER

NANCY HALL, a Minor who sues)	
by her mother and next friend,)	
MRS. JOHN W. HALL,)	IN THE CIRCUIT COURT OF
)	BALDWIN COUNTY, ALABAMA
Plaintiff,)	
VS)	AT LAW
LINDA RICHARDSON,)	CASE NO. <u>7176</u>
)	
Defendant)	

DEMURRER

Comes now the Defendant in the above styled cause, and demurs to the complaint heretofore filed herein and to each count thereof, separately and severally, and for grounds of demurrer set down and assign as follows:

1. That it does not state facts sufficient to constitute a cause of action against this Defendant.

2. For that negligence is therein alleged merely as a conclusion of the pleader.

3. For that it is vague, indefinite and uncertain, in that it does not apprise this Defendant with sufficient certainty against what act or acts of negligence Defendant is called on to defend.

4. For that it does not appear with sufficient certainty what duty, if any, this Defendant may have owed to the Plaintiff.

5. For that it does not appear with sufficient certainty wherein this Defendant violated any duty owed by Defendant to the Plaintiff.

6. For that it does not sufficiently appear that this Defendant owed any duty to the Plaintiff which Defendant negligently failed to perform.

7. For that the averments set up, if true, do not show any liability on the part of this Defendant.

8. For that there does not appear sufficient causal connection between this Defendant's said breach of duty and Plaintiff's injuries and damages.

9. No facts are alleged to show that Plaintiff sustained any damage or injury as the proximate result of any negligence or breach of duty on the part of this Defendant.

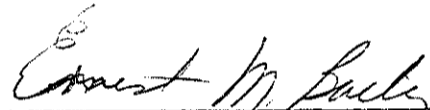
10. It is not alleged with sufficient certainty where said accident occurred.

11. For aught that appears, Plaintiff had no right to be where Plaintiff was at the time and place of said accident.

12. It is not alleged that the negligence complained of proximately caused the accident and the injuries and damages complained of.

13. It is not alleged that the wanton conduct complained of proximately caused the accident, the injuries and the damages complained of.

14. For that the pleader sets out in what the alleged wanton act consisted, and the facts so set out do not show wantonness.



Ernest M. Bailey
Attorney for Defendant

Filed
12-10-66

DEMURRER

NANCY HALL, a Minor who sues
by her mother and next friend,
MRS. JOHN W. HALL,

Plaintiff

VS

LINDA RICHARDSON,

Defendant

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 7176

DEC 10 1966
ALICE J. DUCK, CLERK
REGISTER

copy mailed 12-10-66

STATE OF ALABAMA
COUNTY OF BALDWIN

IN THE CIRCUIT COURT - LAW SIDE

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon LINDA RICHARDSON 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 NANCY HALL.

Witness my hand this 19 day of Sept, 1966.

Alvin J. Alvin
Clerk

64-9-22-66

NANCY HALL, a Minor who sues)	IN THE CIRCUIT COURT OF
by her mother and next friend,	(
MRS. JOHN W. HALL,	*	BALDWIN COUNTY, ALABAMA
	*	
Plaintiff,)	
	(
vs.	*	AT LAW
	*	
LINDA RICHARDSON,)	
	(
Defendant.	*	CASE NO. _____
	*	

COMPLAINT

COUNT ONE

Plaintiff claims of the Defendant the sum of FIFTY THOUSAND DOLLARS (\$50,000.00), damages, for that heretofore and on, to-wit: The 15th day of October, 1965, the Plaintiff was a passenger for hire and not a guest in an automobile driven by the Defendant, LINDA RICHARDSON, and on said date, the Defendant, LINDA RICHARDSON, so negligently operated the said automobile on Greeno Road (sometimes known as Highway 98 Truckline), a public highway or street in Fairhope, Baldwin County, Alabama, at a point at or near its intersection with Fairhope Avenue, as to cause or allow said automobile to run off of the said Greeno Road and to collide with a house. And as a proximate result of the negligence of the Defendant, as aforesaid, the Plaintiff was injured and damaged as follows, to-wit: her body was bruised, cut and broken; she was made sick, sore and lame; she was caused to suffer physical and mental pain and anguish, still so suffers and will so suffer in the future; she was permanently injured; she sustained cuts, lacerations, bruises and abrasions to her head, scalp and face and sustained permanent scars; she sustained brain injury and scarring of the brain which is permanent; hence, this suit.

COUNT TWO

Plaintiff claims of the Defendant the sum of FIFTY THOUSAND DOLLARS (\$50,000.00), damages, for that heretofore and on, to-wit: The 15th day of October, 1965, the Plaintiff was a passenger in an automobile driven by the Defendant, LINDA RICHARDSON, and on said date, the Defendant, LINDA RICHARDSON, wantonly injured the Plaintiff by so wantonly operating a motor vehicle on Greeno Road (sometimes known as Highway 98 Truckline), a public road or highway in Fairhope, Baldwin County, Alabama, at a point at or near its intersection with Fairhope Avenue, as to cause or allow the said motor vehicle to run off of the said Greeno Road and to collide with a house. And as a proximate result of the said wantonness of the Defendant, as aforesaid, the Plaintiff was wantonly injured and damaged as follows, to-wit: her body was bruised, cut and broken; she was made sick, sore and lame; she was caused to suffer physical and mental pain and anguish, still so suffers and will so suffer in the future; she was permanently injured; she sustained cuts, bruises, lacerations and abrasions to her head, scalp and face and sustained permanent scars; she sustained brain injury and scarring of the brain which is permanent; hence, this suit.

ARMBRECHT, JACKSON & DeMOUY
Attorneys for Plaintiff

By: *Broox G. Holmes*
BROOX G. HOLMES

Plaintiff respectfully demands trial by Jury.

Broox G. Holmes
BROOX G. HOLMES
Attorney for Plaintiff

Please serve Defendant at 303 Liberty Street, Fairhope, Alabama

FILED

SEP 19 1966

ALICE L. DUCK, CLERK

70.7176

Received 19 day of Sept. 1966
and on 22 day of Sept 1966
served a copy of the within DV
Linda Richardson
by service on Sam (T. Hys.)

TAYLOR WILKINS Sheriff
By Roy Randall D.S.

Shiff claims 70 fines at 7.00
TAYLOR WILKINS Sheriff
By Roy Randall DEPUTY SHERIFF

Nancy Hall,
a minor, who Sues
by her Mother

vs

Linda Richardson
Richardson

FILED
SEP 19 1966
AUCIE L. DUCK, CLERK
REGISTER

Ambrecht Jackson
DeMoy - Attorneys

ARMBRECHT, JACKSON & DEMOUY
LAWYERS

MERCHANTS NATIONAL BANK BUILDING

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BROOX G. HOLMES
W. BOYD REEVES
JOHN GROW
LOUIS H. ANDERS, JR.
FRANK B. MCRIGHT
Y. D. LOTT, JR.

March 28, 1967

Mrs. Alice J. Duck, Clerk
Circuit Court of Baldwin County
Baldwin County Courthouse
Bay Minette, Alabama 36507

Re: Nancy Hall, a Minor, etc.
v. Linda Richardson
At Law - Case No. 7176

Mrs. John W. Hall v.
Linda Richardson
At Law - Case No. 7177

Dear Mrs. Duck:

Enclosed please find motions which we wish to file in each of the above cases on behalf of the plaintiff in each case. We have mailed a copy of each motion to James H. Lackey, Attorney for the Defendant.

Very truly yours,

ARMBRECHT, JACKSON & DEMOUY

By: 

BROOX G. HOLMES

BGH:ba
Encls.

STATE OF ALABAMA
COUNTY OF BALDWIN

IN THE CIRCUIT COURT - LAW SIDE

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon LINDA RICHARDSON 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 MRS. JOHN W. HALL.

Witness my hand this 19 day of Sept, 1966.


Clerk