

MRS. JOHN W. HALL,)	IN THE CIRCUIT COURT OF
	(
Plaintiff,	*	BALDWIN COUNTY, ALABAMA
)	
vs.	(
	*	AT LAW
LINDA RICHARDSON,)	
	(
Defendant.	*	CASE NO. _____

COMPLAINT

COUNT ONE

Plaintiff claims of the Defendant the sum of TEN THOUSAND DOLLARS (\$10,000.00), damages, for that heretofore and on, to-wit: The 15th day of October, 1965, the Plaintiff's minor daughter, NANCY HALL, 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 direct and proximate result of the negligence of the Defendant, as aforesaid, the Plaintiff's said minor daughter was injured 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; and as a proximate result of the said negligence of the Defendant, the Plaintiff was caused great trouble, inconvenience, great loss of time and great monetary expense in and about the procurement of doctors, medicine,

hospital treatment and attention in an effort to heal and cure the said injuries of said minor daughter; and Plaintiff has lost the services of said minor daughter; hence, this suit.

COUNT TWO

Plaintiff claims of the Defendant the sum of TEN THOUSAND DOLLARS (\$10,000.00), damages, for that heretofore and on, to-wit: The 15th day of October, 1965, the Plaintiff's minor daughter, NANCY HALL, was a passenger in an automobile driven by the Defendant, LINDA RICHARDSON, and on said date, the Defendant, LINDA RICHARDSON, wantonly injured the Plaintiff's said minor daughter and 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 direct and proximate result of the said wantonness of the Defendant, as aforesaid, the Plaintiff's said minor daughter was wantonly injured 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; and as a proximate result of the said wantonness of the Defendant, the Plaintiff was caused great trouble, inconvenience, great loss of time and great monetary expense in and about the procurement of doctors, medicines, hospital treatment and attention in an effort to heal and cure the said injuries of said minor daughter; and Plaintiff has lost the services of said minor daughter; hence, this suit.

FILED

SEP 19 66

ALICE L. DICK, CLERK
REGISTER

ARMBRECHT, JACKSON & DeMOUY
Attorneys for Plaintiff

438

By: *Brook G. Holmes*

BROOK G. HOLMES

Plaintiff respectfully demands trial by Jury.


BROOX G. HOLMES
Attorney for Plaintiff

Please serve Defendant at 303 Liberty Street, Fairhope, Alabama.

308 Liberty

Received 19 day of Sept 1966
at on 22 day of Sept 1966
I served a copy of the within on
Linda Richardson

service on Sam (Thurs)
TAYLOR WILKINS, Sheriff
Roy Randall D.S.

70 miles at
7.00
TAYLOR WILKINS
BY Roy Randall
DEPUTY SHERIFF

NO. 9177

Mrs John W. Hall

VS.

Linda Richardson

FILED
SEP 19 1966
ALICE J. DUCK, CLERK
REGISTER

Ann Kreckt, Jackson & DeMooy
Attorneys

MRS. JOHN W. HALL,)	IN THE CIRCUIT COURT OF
	(
Plaintiff,	*	BALDWIN COUNTY, ALABAMA
)	
vs.	(
	*	AT LAW
LINDA RICHARDSON,)	
	(
Defendant.	*	CASE NO. 7177

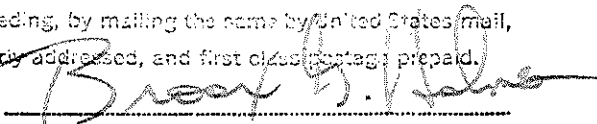
M O T I O N

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

3-29-67

MRS. JOHN W. HALL, : IN THE CIRCUIT COURT
Plaintiff, :
VS: : OF BALDWIN COUNTY, ALABAMA
LINDA RICHARDSON, : AT LAW
Defendant. : CASE NO. 7 1 7 7

Comes now 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 all parties to this
proceeding by mailing the same by United States mail,
properly addressed, and first class postage prepaid.

Thomas M. Galloway

FILED

JUN 14 1967

AUG. J. DICK, CLERK
REGISTER

MRS. JOHN W. HALL,)	
Plaintiff,)	IN THE CIRCUIT COURT OF
VS)	BALDWIN COUNTY, ALABAMA
LINDA RICHARDSON,)	AT LAW
Defendant)	CASE NO. <u>7177</u>

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
Ernest M. Bailey
Attorney for Defendant

Filed
12-10-66

441

7177

DEMURRER

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 7177

MRS. JOHN W. HALL,

Plaintiff

VS

LINDA RICHARDSON,

Defendant

FILED
DEC 10 1968
ALICE L. DICK, CLERK
REGISTER