

Johnston, Johnston & Nettles

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810 Van Antwerp Building

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Mailing Address  
P. O. Box 550  
Mobile, Alabama

Robert G. Kendall, III

October 15, 1968

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

Re: George Johnson vs. Joe Warren  
Case No. 7202

Dear Mrs. Duck:

I understand that the docket sheet in the above case reflects this judgment was settled between the parties. This is not the case. Joe Warren was to pay the judgment off in regular payments, but no agreement was made as to any cancellation or satisfaction of the judgment.

Therefore, we would appreciate your forwarding the enclosed abstract of judgment to the Department of Public Safety.

Thank you for your help.

Yours very truly,

JOHNSTON, JOHNSTON & NETTLES

BY Robert G. Kendall  
Robert G. Kendall

RGK/jb

cc: Mr. Lenoir Thompson

GEORGE R. JOHNSON	X	
Plaintiff	X	IN THE CIRCUIT COURT OF
vs	X	BALDWIN COUNTY, ALABAMA
JOE WARREN	X	AT LAW NO. <u>7202</u>
Defendant	X	

Comes the defendant in the above styled cause and amends his answer heretofore filed in said cause to read as follows:


1. Not guilty.

2. Now comes the defendant and for answer to the complaint, and to each count thereof separately and severally, says there has been an accord and satisfaction of the demand upon which this suit is brought in this:

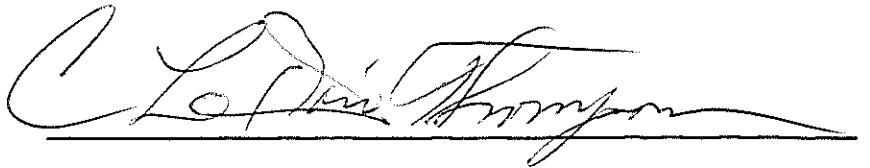
That heretofore on to-wit, the 22nd day of October, 1965, and before the filing of this suit there was a bona fide dispute between the plaintiff and the defendant as to the amount of the plaintiff's claim; that the defendant prior to the filing of the suit paid to the benefit of the plaintiff on to-wit, the 24th day of October, 1965, in cash, the sum of Thirty-eight (\$38.00) Dollars; that the plaintiff accepted said payment of said sum in full satisfaction and discharge of said claim; wherefore, the plaintiff ought not to maintain this action.

3. For further answer to said complaint the defendant says that the plaintiff ought not to recover in this case for that on the occasion complained of to-wit, the 22nd day of October, 1965, Annie Mae Johnson operating plaintiff's motor vehicle so negligently at the intersection of Hurricane Road and Track Street, a public street or highway in Bay Minette, Alabama, that said Annie Mae Johnson while operating plaintiff's vehicle was herself guilty of negligence which contributed proximately to the damage complained of in said complaint in that said Annie Mae Johnson while operating plaintiff's motor vehicle had driven said motor vehicle past a Baldwin County school bus with the

stop sign extended while the said school bus had stopped at said intersection in order that the said defendant could drive out of Track Street into Hurricane Road in order that the said school bus could enter Track Street which said action of Annie Mae Johnson operating plaintiff's motor vehicle in passing the school bus was the proximate cause of said accident and as a consequence of the said contributory negligence of the said Annie Mae Johnson operating plaintiff's motor vehicle, said automobile collided with the said defendant's automobile, all of which was the proximate consequence of the said Annie Mae Johnson's negligence operating plaintiff's motor vehicle.

  
Attorney for defendant.

I hereby certify that I have delivered a copy of the foregoing amended answer to Honorable Robert G. Kendall, attorney for plaintiff by handing same to him this 13 day of ~~Sept~~ Sept, 1967.



Filed  
9-13-67  
King J. [unclear]  
[unclear]

George R. Johnson

v.  
Joe Warren

In the Circuit Court  
of Baldwin County  
Alabama  
at Law

Case # \_\_\_\_\_

DEMURRER

Comes now the plaintiff in the above-styled cause and demurs to Plea 3 filed herein and assigns the following several and separate grounds:

1. Said plea does not state a defense.
2. For that it is not averred that the driver of the plaintiff's automobile was an agent, servant or employee of the plaintiff.
3. For no facts are alleged by which any negligence of the driver of the plaintiff's automobile would be imputed to the plaintiff.
4. For that the *quo modo* of the alleged negligence of the driver of the plaintiff's automobile is set out, and said facts as alleged do not constitute negligence.
5. For that it affirmatively appears that the driver of the plaintiff's automobile ~~was~~ breached no duty owed to the plaintiff or to the defendant.

Robert D. Kendall  
attorney for plaintiff

~~I have served a copy of this pleading on~~

~~775~~ Filed in open court this 13 day  
of September, 1962.

**Oshun**

- Jeffrey J. Madlener  
Judge

STATE OF ALABAMA X

COUNTY OF BALDWIN X

TO ANY SHERIFF OF THE STATE OF ALABAMA :

You are hereby commanded to summon Joe Warren 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 George R. Johnson.

WITNESS my hand this 6 day of Oct, 1966.

David J. Much  
CLERK

\* \* \* \* \*

GEORGE R. JOHNSON,	:	IN THE CIRCUIT COURT OF
Plaintiff,	:	BALDWIN COUNTY, ALABAMA
vs.	:	AT LAW
JOE WARREN,	:	<u>No. 7202</u>
Defendant.	:	CASE NO:

Plaintiff claims of the Defendant the sum of Two Hundred Fifty and no/100 (\$250.00) Dollars as damages, for that heretofore on, to-wit, the 22nd day of October, 1965, the plaintiff so negligently operated a motor vehicle on Track Street, at or near its intersection with Hurricane Road, at which point the said Track Street and Hurricane Road are public streets or highways in Baldwin County, Alabama, as to cause or allow the same to run into, upon or against the plaintiff's motor vehicle which was then and there being operated by the plaintiff's wife, and as a proximate consequence of the negligence of the defendant as aforesaid, the plaintiff's motor vehicle was bent, broken

and otherwise damaged, hence this suit.

JOHNSTON, JOHNSTON & NETTLES  
Attorneys for Plaintiff

BY Robert G. Kendall  
Robert G. Kendall

Defendant may be served:

1208 Grove Street

Bay Minette, Alabama

EX-10-18-66

FILED

OCT 6 1966

AUG. L. DICK, CLERK  
REGISTER

We, the Jury, find  
for the Plaintiff  
in the sum of  
\$  
143.89

W. A. Beckley  
foreman

NO. 7202

George R. Johnson

vs.

Joe Warren

Received 10 day of Oct 1966  
and on 18 day of Oct 66  
I served a copy of the within etc  
on Joe Warren

By service on \_\_\_\_\_

TAYLOR WILKINS, Sheriff  
By W. A. Zolbert D.S.  
D. Vell

Sheriff claims 4 miles at  
Ten Cents per mile Total \$ 40  
TAYLOR WILKINS, Sheriff  
BY W. A. Zolbert  
DEPUTY SHERIFF

OCT 6 1966  
ALICE H. COOK, CLERK  
REGISTERED

Johnston, Johnston, Nettles  
RD. Box 550, Mobile, Ala

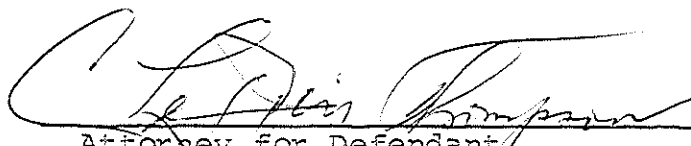


GEORGE R. JOHNSON	X	
Plaintiff	X	IN THE CIRCUIT COURT OF
vs	X	BALDWIN COUNTY, ALABAMA
JOE WARREN	X	AT LAW NO. <u>2202</u>
Defendant	X	

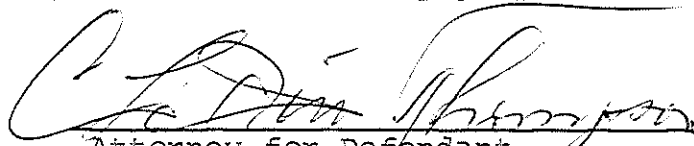
Comes the defendant in the above styled cause and for answer to the complaint filed in said cause shows unto this Honorable Court as follows:

1. Not guilty.
2. Now comes the defendant and for answer to the complaint, and to each count thereof separately and severally, says there has been an accord and satisfaction of the demand upon which this suit is brought in this:

That heretofore, on to-wit, the 22nd day of October, 1965, and before the filing of this suit there was a bona fide dispute between the plaintiff and the defendant as to the amount of the plaintiff's claim; that the defendant prior to the filing of the suit paid to the benefit of the plaintiff on to-wit, the 24th day of October, 1965, in cash, the sum of ~~Twenty-eight~~ <sup>Eight</sup> (88.00) Dollars; that the plaintiff accepted said payment of said sum in full satisfaction and discharge of said claim; wherefore, the plaintiff ought not to maintain this action.

  
Attorney for Defendant.

Plaintiff respectfully demands a trial by jury.

  
Attorney for Defendant.

FILED

NOV 4 1966

Alice J. Duck, CLERK  
REGISTER

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Lawyers

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Mobile, Alabama 36601

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William F. Johnston  
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Mailing Address  
P. O. Box 550  
Mobile, Alabama

Robert G. Kendall, III

October 5, 1966

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

Re: George R. Johnson v. Joe Warren

Dear Mrs. Duck:

Please find enclosed a complaint and summons  
in the above case, which I would thank you to file  
on behalf of the plaintiff.

Yours very truly,

JOHNSTON, JOHNSTON & NETTLES

BY Robert G. Kendall  
Robert G. Kendall

RGK:mrp  
Enclosure

NO. 7202 *vs. Johnson vs Joe Warren*  
JURY LIST - SEPTEMBER 11, 1967

- $$\begin{array}{r} 51 \\ 12 \\ \hline 39 \\ 12 \\ \hline 27 \end{array}$$

P XXXX XXXX XXXE

D      XXXX      XXXXX      XXXX