

JOHN GREGGS,
Plaintiff
Vs.
BERNARD QUINLEY,
Defendant

X
X
X
X
X

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
LAW SIDE

Comes now the Plaintiff in the above styled cause and demurs to the Defendant's Plea #3, and for grounds therefor says that Defendant is attempting to plead contributory negligence and fails to do so with sufficient particularity.

For answer to Defendant's Plea #4, the Plaintiff says that the matters set out therein are untrue and he joins issue thereon.

WILTERS, BRANTLEY & NESBIT

BY:

Thyllis S. Nesbit
Attorney for Plaintiff

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 8 day of Dec 1966 served a copy of the foregoing pleading in accordance with the rules of this proceeding by mail the United States Mail, properly addressed, and postage prepaid.

WILTERS & BRANTLEY

By: *Robert M. Brantley*

FILED

DEC 9 1966

AUDIE L. DUCK, CLERK
REGISTERED

1237

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

LAW SIDE

JOHN GREGGS,

Plaintiff

Vs.

BERNARD QUINLEY,

Defendant

WILTERS, BRANTLEY & NESBIT
Attorneys for Plaintiff

JOHN GREGGS,

PLAINTIFF

VS

BERNARD QUINLEY,

DEFENDANT

I

IN THE CIRCUIT COURT OF

I

BALDWIN COUNTY, ALABAMA

I

AT LAW

I

I

NO. 7237

1.

The Plaintiff claims of the Defendant the sum of TWO HUNDRED DOLLARS (\$200.00) as damages for that heretofore on, to-wit: the 2nd day of October, 1966, the Plaintiff's automobile was being driven along or upon U.S. Highway #31, a public highway in Baldwin County, Alabama, at a point approximately one quarter of a mile south of Yancey State Junior College in the city limits of Bay Minette, Alabama. At this time and place, the Defendant so negligently operated his automobile as to cause or allow the same to run into the Plaintiff's automobile, and as a direct, proximate and consequence of the Defendant's negligence, the Plaintiff's automobile was damaged as follows: The right front door was bent, the right rear door was crushed in and twisted, the left rear door frame was bent and the left rear fender was scraped; all to the loss of the Plaintiff in the aforesaid amount. Hence this suit.

FILED

NOV 8 1966

ALICE L. DICK, CLERK
REGISTER

WILTERS, BRANTLEY & NESBIT

By:

Thyllis S. Nesbit
Attorney for Plaintiff

SUMMONS AND COMPLAINT

MOORE PRINTING CO., BAY MINETTE, ALA.

STATE OF ALABAMA

Baldwin County

Circuit Court, Baldwin County

No.

.....TERM, 19.....

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon BERNARD QUINLEY

to appear and plead, answer or demur, within thirty days from the service hereof, to the complaint

filed in the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against.....

BERNARD QUINLEY

....., Defendant.....

by

JOHN GREGGS

....., Plaintiff.....

Witness my hand this.....

3rd

day of.....

Nov

19*66*

Alice J. Luck

Clerk

*Executed
May 24, 1966
for long delay
S. W. J. [unclear]*

No. 2237

Page.....

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

JOHN GREGGS

Plaintiffs

vs.

BERNARD QUINLEY

Defendants

SUMMONS AND COMPLAINT

Filed 19.....

NOV 3 1966

Clerk

ALICE L. DUCK, CLERK
REGISTRAR

WILTERS, BRANTLEY & NESBIT

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Bay Minette, Alabama

RECEIVED
Received In Office

NOV 13 1966 19.....

TAYLOR WILKINS, Sheriff

I have executed this summons

this Nov. 14 1966

by leaving a copy with

Bernard Quinley

W. A. Tolbert
Deputy Sheriff

Taylor Wilkins, Sheriff

W. A. Tolbert, Deputy Sheriff

3 miles South of B. 1

JOHN GREGGS,	X	
	X	IN THE CIRCUIT COURT OF
Plaintiff,	X	BALDWIN COUNTY, ALABAMA
	X	
vs	X	LAW SIDE
	X	
BERNARD QUINLEY,	X	
	X	
Defendant.	X	

Comes the Defendant in the above styled cause and for plea to the complaint filed in said cause, separately and severally, says:

1. Not guilty.
2. That the allegations of the complaint are untrue.
3. That at the time and place complained of in the complaint the Plaintiff, acting by and through Anne B. Gregg who was then and there the agent, servant or employee of the Plaintiff and was acting within the line and scope of her authority as such, was himself guilty of negligence which was the proximate cause of his injuries and damages, hence he can not recover in this suit.
4. For further plea, by way of recoupment, the Defendant claims of the Plaintiff the sum of Two Hundred Dollars (\$200.00) as damages for that on, to-wit: October 2, 1966 at a point on U. S. Highway 31 at about one-fourth of a mile South of Yancey State Junior College in Baldwin County, Alabama, the Plaintiff, acting by and through Anne B. Gregg, who was then and there an agent, servant or employee of the Plaintiff and who was acting within the line and scope of her authority as such, did negligently drive an automobile into or against the motor vehicle of the Defendant and as a proximate result of such negligence of the Plaintiff, the Defendant's motor vehicle was damaged in this: his left front fender was bent and damaged, the left frame was damaged, the left front spring was broken, the left front headlight was destroyed

and his motor vehicle was rendered less valuable, all to the damage of the Defendant in the sum above mentioned, hence this plea.

CHASON, STONE & CHASON

By: *John Chason*
Attorneys for Defendant

The Defendant demands a trial of this cause by a jury.

CHASON, STONE & CHASON

By: *John Chason*
Attorneys for Defendant

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing pleading has been served upon counsel for all parties to this proceeding, by mailing the same to each by First Class United States Mail, properly addressed and postage prepaid on this 21st day of Nov, 1966

John Chason

FILED

11-21-1966

ALICE J. DUCK, CLERK
REGISTERED

July

7237

JOHN GREGGS,

Plaintiff,

VS

BERNARD QUINLEY,

Defendant.

* * * * *

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

LAW SIDE

* * * * *

PLEA

* * * * *