

1. Hudson, Homer, Standard Furniture Co., Bay Minette
2. Carlisle, D. C., Newport, Bay Minette
3. Helms, Kenneth B., Civil Service, Elberta
4. Hirz, Donald, Civil Service, Elberta
5. Irwin, Alvin A., Farmer, Gateswood
6. Hobbs, Tom, Farmer, Rosinton
7. Calloway, John, Fisherman, Gulf Shores
8. Bloch, John, Farmer, Elberta
9. Brantley, G. C., Contractor, Bay Minette
10. Brooks, Frank, Mechanic, Foley
11. Jerkins, Albert E., Farmer, Stapleton
12. Johnston, Jessie, Retired, Foley
13. Beasley, Wilson C., Store Owner, Bay Minette
14. King, H. W., Farmer, Stapleton
15. Bishop, George O., Merchant, Fairhope
16. Blackman, W. K., Farmer, Foley
17. Akers, Mrs. R. M., Collector, Bay Minette
18. Allegri, Angelo, Carpenter, Fairhope
19. Nelson, Durwood E., Farmer, Fairhope
20. Norsworthy, John C., Clerk, Bay Minette
21. Parker, Willard, Farmer, Bon Secour
22. Peavy, Thelma, Housewife, Bon Secour
23. Presley, Guy T., Farmer, Lottie
24. Baggett, H. M., Civil Service, Stapleton
25. Faulk, Billy, Barber, Robertsedale
26. Fell, Neal J., Farmer, Lillian
27. Dyess, Roy, Farmer, Rosinton
28. Dyess, Wm. W., Farmer, Robertsedale
29. Turk, Thera W., Gateswood
30. Miller, Albert Ernest, Clerk, Bay Minette
31. Miller, David A., Contractor, Summerdale
32. Trawick, Walter, Laborer, Bay Minette
33. Rider, Charles, Woodsman, Bay Minette
34. Yarbrough, Ralph R., Filling Station, Bay Minette
35. Whitten, Lewis S., Electrician, Fairhope
36. Windham, Carl T., Paper Co., Robertsedale
37. Wharton, Mary J., Housewife, Foley
38. White, Earnest, Farmer, Robertsedale
39. Weeks, Harry J., Nurseryman, Foley
40. Grimes, Roy A., Newport, Bay Minette
41. Bauer, Hilbert, Farmer, Summerdale
42. Ruple, Leroy, Engineer, Bay Minette
43. Keenan, Ruben A., Oil Dealer, Robertsedale
44. Fullbright, Lex J., Army-Retired, Gulf Shores
45. Fuqua, Damon L., Gov't Emp., Gulf Shores
46. Gause, Eleanor, Stockton
47. Beasley, John, Banker, Fairhope
48. Hammond, Cecil C., Truck Operator, Bay Minette
49. Jones, Chester, Western Auto., Robertsedale
50. Frank, Lawrence J., Farmer, Elberta
51. Emmons, Floyd, Postal Employee, Bay Minette

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STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon The Travelers 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 the same, then and there to answer the complaint of Kay Marshall Phillips, a minor, suing by her mother and next friend, Bertha Faye Funk.

WITNESS my hand this 11th day of November, 1966.

Alice J. Funk
Clerk

K. MARSHALL PHILLIPS, a	X	
minor, suing by her	X	
mother and next friend,	X	IN THE CIRCUIT COURT OF
BERTHA FAYE FUNK	X	
Plaintiff	X	BALDWIN COUNTY, ALABAMA,
	X	AT LAW
Vs.		CASE NO. <u>2253</u>
	X	
The Travelers Insurance	X	
Company, a corporation	X	
Defendant	X	

The Plaintiff claims of the Defendant FIVE THOUSAND (\$5,000.00) DOLLARS due on a policy whereby the Defendant insured the life of Louis R. Phillips, who died on the 19th day of November, 1965, of which the Defendant has had notice; said policy is the property of the Plaintiff.

WILTERS & BRANTLEY

BY: William M Brantley
Attorney for the Plaintiff

Plaintiff demands a trial by jury.

WILTERS & BRANTLEY

BY: William M Brantley
Attorney for the Plaintiff

The Travelers Insurance Company
agent in Bay Minette, Alabama,
is Milton Wilson, Court House Square

EX - 11-15-66

FILED
NOV 11 1966
ALICE J. FUNK, CLERK
REGISTERED

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

CASE NO. 2233

Received 11 day of Nov 1966

and on 15 day of Nov 1966

I served a copy of the within AFC

K. MARSHALL PHILLIPS, A minor,
suing by her mother and next
friend, BERTHA FAYE FUNK

on Travelers Insurance
Co.

By service on Milton Wilson

Plaintiff

Vs.

The Travelers Insurance
Company, a corporation

Defendant

TAYLOR WILKINS, Sheriff

By W. A. Zeltner
om

WILTERS & BRANTLEY
Attorneys at Law

FILED

NOV 11 1966

Alice I. Duck, CLERK
REGISTERED

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW NO. 7253

I hereby certify that I mailed a copy of the foregoing demurrer to Wilters & Brantley, Bay Minette, Alabama, attorneys for the plaintiff, by first class mail, postage prepaid and properly addressed, on this the 27 day of February, 1967.

J. B. Blackburn
Attorney for Defendant

FILED

FEB 27 1967

ALICE I. DICK, CLERK
REGISTER

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passenger airline on a regularly scheduled passenger trip over its established route, or

(b) as a passenger in a powered civil aircraft of United States or Canadian registry having a valid and current airworthiness certificate issued by the duly constituted authority of the government of the United States or Canada having jurisdiction over civil aviation, and operated by a duly licensed or certificated pilot, while such aircraft is being used for transportation only and not for any purpose such as testing, experimenting, or any other purpose except the sole purpose of transportation."

The said Louis R. Phillips committed suicide on, to-wit, November 19, 1965, by shooting himself with a pistol, because of which the plaintiff ought not to recover in this case.

J. B. Blackburn
Attorney for Defendant

Filed: September 14, 1967.
Joseph J. Madeline
Judge.

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 _____ day
of _____, 1967.

Attorney for

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 14 day
of Sept., 1967.

J. B. Blackburn
Attorney for Defendant

[illegible]

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW NO. 7253

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J. B. Blackburn
Attorney for Defendant

~~Attorney for Defendant~~

I hereby certify that I mailed a copy of the foregoing demurrer to Wilters & Brantley, Bay Minette, Alabama, attorneys for

the plaintiff, by first class mail, postage prepaid and properly addressed, on this the 6th day of December, 1966.

J. B. Blackburn
Attorney for Defendant

FILED

DEC 6 1966

AUG. J. DICK, CLERK
RECEIVED

AMENDED COMPLAINT

K. MARSHALL PHILLIPS, a
minor, suing by her
mother and next friend,
BERTHA FAYE FUNK

PLAINTIFF,

VS:

THE TRAVELERS INSURANCE
COMPANY, a corporation

DEFENDANT

X

X

X

X

X

X

X

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

AT LAW

CASE NO. _____

Comes now the Plaintiff in the above styled cause and amends
his complaint to read as follows:

I

The Plaintiff claims of the Defendant FIVE THOUSAND DOLLARS
(\$5000.00) due on a policy, whereby the Defendant, on the 18th
day of June, 1963, issued an insurance policy, effective on the
same date which said policy was renewed from time to time and was
in full force and effect on the 19th of November, 1965, whereby,
the Defendant insured the life of Louis R. Phillips, who died
on the 19th day of November, 1965, of which the Defendant has had
notice. Said policy is the property of the Plaintiff.

II

The Plaintiff claims of the Defendant FIVE THOUSAND DOLLARS
(\$5000.00) due on a policy whereby the Defendant on to-wit: June,
18, 1963, issued an insurance policy, effective this same date,
which said policy was renewed from time to time and was in full
force and effect on to-wit: November 19, 1965, whereby the Defendant
insured for lose of the life of Louis R. Phillips resulting from
accidental bodily injuries. The Plaintiff avers that Louis R. Phillips
received accidental bodily injuries on to-wit: November 19, 1965,
and died as a result of said injuries on to-wit: November 19, 1965,

of which the Defendant has had notice. Said policy is the property of the Plaintiff.

WILLIAMS & BRANTLEY

BY:

Tolbert M. Brantley

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 9th day of Feb 1967 served a copy of the foregoing pleading in and on behalf for all parties to this proceeding by mail, to be sent by United States Mail, properly addressed, and first class postage prepaid.

WILLIAMS & BRANTLEY

By:

Tolbert M. Brantley