

July 31, 1967

DANETTE DOBBINS, Plaintiff

IN THE CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA AT LAW

VS

EDSEL STERLING RIES, Defendant

CASE NO. 7635

TO THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA AT LAW

I, Mabel Amos, Secretary of State, hereby certify that on July 21, 1967
I sent by certified mail in an envelope addressed as follows:

“

Edsel Sterling Ries
603 Edith Street
Missoula, Montana”“Certified Mail—
Return Receipt Requested
Deliver to Addressee Only”bearing sufficient and proper prepaid postage, a notice bearing my signature and the Great Seal of
the State of Alabama in words and figures as follows:

“

Edsel Sterling Ries
603 Edith Street
Missoula, MontanaYou will take notice that on July 21, 1967 the Sheriff of Montgomery
County, Alabama, served upon me, in my official capacity, summons and complaint in a
case entitled: DANETTE DOBBINS, Plaintiff VS EDSEL STERLING
RIES, Defendantin the CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA AT LAW
Case No. 7635 a true copy of which summons and complaint is attached hereto
and the said service upon me as Secretary of State of the State of Alabama has the force and
effect of personal service upon you.WITNESS MY HAND and the Great Seal of the State of Alabama this the 21
day of July, 1967

Enclosure (1)

(Signed) Mabel Amos
Secretary of State”I further certify that the notice above set out which was so mailed in the envelope addressed
as above set forth had attached to it a true copy of the summons and complaint in the above-styled
cause.I further certify that on July 31, 1967 I received the return card, showing
receipt by the designated addressee of the aforementioned matter at Missoula, Mont.
on July 27, 1967WITNESS MY HAND and the Great Seal of the State of Alabama this the 31 day
of July 1967*Mabel Amos*Mabel Amos
Secretary of StateEnclosures: Return Receipt Card and copy
of Summons and Complaint.cc: Wilters & Brantley
Attorneys at Law
Bay Minette, Alabama 36570

STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons Edsel Sterling Ries 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 Danette Dobsins.

Witness my hand, this the 19 day of July, 1967.

Alice J. Duck
Alice J. Duck, Register

DANETTE DOBBINS,

Plaintiff,

vs.

EDSEL STERLING RIES,

Defendant.

X

X

X

X

X

1.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 7635

Plaintiff claims of the Defendant the sum of TWENTY-FIVE THOUSAND DOLLARS (\$25,000.00), as damages, for that heretofore on, to-wit: the 9th day of January, 1967, at approximately 3.6 miles East of the Town of Robertsedale, on U. S. Highway #90 in Baldwin County, Alabama, at a point where the Plaintiff had a right to be in her motor vehicle, at which time and place the Defendant negligently drove his motor vehicle into the rear of the Plaintiff's car, knocking her vehicle into the rear of another motor vehicle in front of her, and as a direct and proximate result of the negligence aforesaid, the Plaintiff was injured and damaged as follows: Her whole physical being was shaken and shocked, and she was made sick and sore and was caused to suffer great physical and mental anguish, her cervical spine was sprained, she was caused to lose time from her usual

and customary duties and activities; that the Plaintiff was caused to incur expenses in and about procuring doctors, medicine, medical aid and attention and that she continues to suffer greatly as a result of her injuries. That the Plaintiff's motor vehicle was bent and damaged about the rear and front ends. The Defendant is a non resident of the State of Alabama, whose last known address is: 603 Edith Street, Missoula, Montana.

WILTERS & BRANTLEY

BY: 

Attorneys for the Plaintiff

Service of process may be had upon the Secretary of State of the State of Alabama, by authority of Title 7, Section 199 Code of Alabama as recompiled in 1958.

Defendant's address is:

603 Edith Street
Missoula, Montana

FILED

JUL 19 1967

ALICE J. DUCK

CLERK
REGISTER

INGE, TWITTY, DUFFY & PRINCE

LAWYERS

MERCHANTS NATIONAL BANK BUILDING

MOBILE, ALABAMA

36602

August 9, 1967

THOS. E. TWITTY
FRANCIS H. INGE (1902-1959)
RICHARD H. INGE
THOS. E. TWITTY, JR.
JAMES J. DUFFY, JR.
SYDNEY R. PRINCE, III

MAILING ADDRESS:

P. O. BOX 1109
MOBILE, ALA.
36601

CABLE ADDRESS:

TWINING
TELEPHONE
433-5441

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

Re: Danette Dobbins vs. Edsel Sterling Ries
Case No. 7635

Dear Mrs. Duck:

I have prepared and am enclosing herewith a copy of the removal papers in connection with the captioned matter removing the case to the United States District Court in Mobile. The original set of these documents was placed on file in the U. S. District Court this date.

With much appreciation,

Yours cordially,


James J. Duffy, Jr.
For the Firm

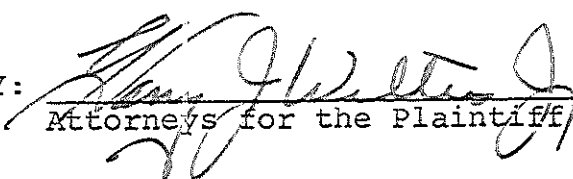
JJD, jr.:fy
Encl.

914

and customary duties and activities; that the Plaintiff was caused to incur expenses in and about procuring doctors, medicine, medical aid and attention and that she continues to suffer greatly as a result of her injuries. That the Plaintiff's motor vehicle was bent and damaged about the rear and front ends. The Defendant is a non resident of the State of Alabama, whose last known address is: 603 Edith Street, Missoula, Montana.

WILTERS & BRANTLEY

BY:


Attorneys for the Plaintiff

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FILED

Defendant's address is:

JUL 19 1967

603 Edith Street
Missoula, Montana

ALICE J. DUCK CLERK
REGISTER

executed 7-21-67
MS Butler Jr.
WL Mason D.S.

CASE NO. 7635

DANETTE DOBBINS,

Plaintiff,

vs:

EDSEL STERLING RIES,

Defendant

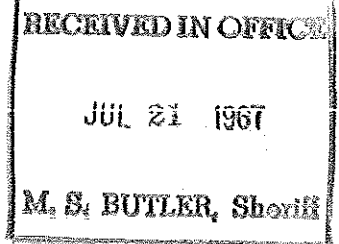
SUMMONS & COMPLAINT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

Wilters & Brantley, Attys.



Executed by serving 3 copies of
the within on Mable Ants
Secretary of State of The State of
Alabama,

This the 21 day of July 1967

Sheriff of Montgomery County

M. S. Butler,

By W. L. Moon D. S.

M. S. Butler, Sheriff of Montgomery
County, Alabama, Claim \$1.50 each* for
serving 1 process(es) and \$1.00
travel expense on each of 1
process(es), or a total of 2.50

W. L. Moon Deputy Sheriff

Applying specially for the purpose of filing this Petition, and without submitting to the jurisdiction of this Court to take any action other than action upon this Petition, now comes your Petitioner, Edsel Sterling Ries, defendant in the above entitled cause, by and through his attorneys in the above entitled cause, and presents and files this, his Petition for removal of the above entitled cause from the Circuit Court of Baldwin County, Alabama, to the District Court of the United States for the Southern District of Alabama, Southern Division thereof, held in the City of Mobile, Alabama, and respectfully shows in support thereof the following:

DANETTE DOBBINS,
 Plaintiff,
 vs.
 EDSET STERLING RIES,
 Defendant.

NO. _____
 CIVIL ACTION

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE
SOUTHERN DISTRICT OF ALABAMA, SOUTHERN DIVISION

2. Copies of the complaint and summons which were issued in this cause are attached hereto and made a part hereof. Said complaint and summons were served on Petitioner on, to-wit, the 21st day of July, 1967, and are the only pleadings, orders and process which have been heretofore served on Petitioner in this cause.

3. Petitioner further shows that the above entitled cause is one of a civil nature and is a suit for the recovery of TWENTY-FIVE THOUSAND and No/100 (\$25,000.00) DOLLARS, and that the amount in controversy exceeds the sum of TEN THOUSAND DOLLARS (\$10,000.00), exclusive of interest and costs.

4. Danette Dobbins, the Plaintiff in this cause, was at the commencement of this suit, and still is a citizen and resident of the State of Alabama, and Petitioner was at the commencement of this suit and still is, a citizen and resident of the State of Montana.

5. Petitioner files herewith a good and sufficient bond, such as is required by law, conditioned that Petitioner will pay all costs and disbursements which may be awarded by this Court, if this Court shall determine that this suit was not removable by Petitioner or was wrongfully or improperly removed hereby by Petitioner.


James J. Duffy, Jr.
1301 Merchants National Bank Building
Mobile, Alabama

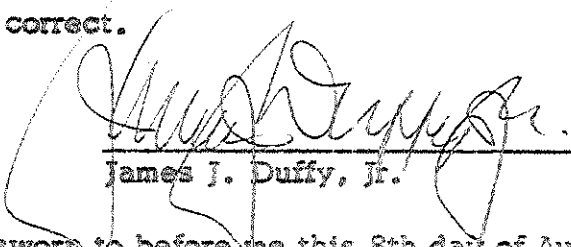
OF COUNSEL:

Inge, Twitty, Duffy & Prince

STATE OF ALABAMA

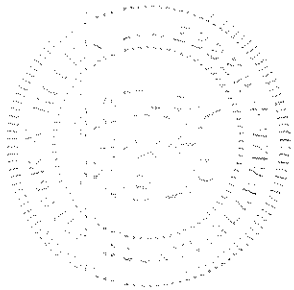
COUNTY OF MOBILE

Personally appeared before me, the undersigned authority, JAMES J. DUFFY, JR., whose name is signed above and who is known to me, and who being by me first duly sworn on oath doth depose and say that he is one of the attorneys in the above entitled cause for Edsel Sterling Ries, that he is familiar with the allegations of the foregoing Petition; that he is informed and believes that the allegations of said Petition are true and correct; and that upon such information and belief he states the allegations of said Petition are true and correct.


James J. Duffy, Jr.

Subscribed and sworn to before me this 8th day of August, 1967.


Notary Public, Mobile County, Alabama





MABEL AMOS
SECRETARY OF STATE

STATE OF ALABAMA
OFFICE OF SECRETARY OF STATE
MONTGOMERY 4, ALABAMA

July 21, 1967

AM-1646-1

(199)

Edsel Sterling Ries
603 Edith Street
Missoula, Montana

CERTIFIED MAIL
RETURN RECEIPT REQUESTED
DELIVER TO ADDRESSEE ONLY

You will take notice that on July 21, 1967 the Sheriff of
Montgomery County, Alabama, served upon me, in my official capacity, Summons and Com-
plaint in a case entitled: DANETTE DOBBINS,

Plaintiff VS EDSEL STERLING RIES,

Defendant in the CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA AT LAW

Case No. 7635 true copy of which Summons and Complaint is attached hereto and
the said service upon me as Secretary of State of the State of Alabama has the force and effect
of personal service upon you.

WITNESS MY HAND and the Great Seal of the State of Alabama this the 21
day of July, 1967

Mabel Amos
Mabel Amos
Secretary of State

Enclosure : Copy of Summons and Complaint
cc: Wilters & Brantley
Attorneys At Law
Bay Minette, Alabama 36570

STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons Edsel Sterling Ries 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 Danette Dobbins.

Witness my hand, this the 19 day of July, 1967.

Alice J. Duck
Alice J. Duck, Register

DANETTE DOBBINS,

Plaintiff,

vs.

EDSEL STERLING RIES,

Defendant.

X

X

X

X

X

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 2635

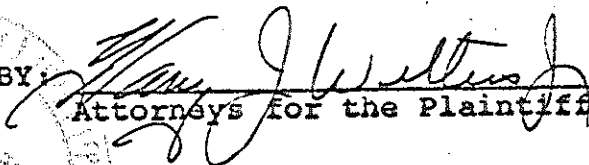
1.

Plaintiff claims of the Defendant the sum of TWENTY-FIVE THOUSAND DOLLARS (\$25,000.00), as damages, for that heretofore on, to-wit: the 9th day of January, 1967, at approximately 3.6 miles East of the Town of Robertsedale, on U. S. Highway #90 in Baldwin County, Alabama, at a point where the Plaintiff had a right to be in her motor vehicle, at which time and place the Defendant negligently drove his motor vehicle into the rear of the Plaintiff's car, knocking her vehicle into the rear of another motor vehicle in front of her, and as a direct and proximate result of the negligence aforesaid, the Plaintiff was injured and damaged as follows: Her whole physical being was shaken and shocked, and she was made sick and sore and was caused to suffer great physical and mental anguish, her cervical spine was sprained, she was caused to lose time from her usual

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WILTERS & BRANTLEY

BY:


Attorneys for the Plaintiff

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Defendant's address is:

603 Edith Street
Missoula, Montana

FILED

JUL 19 1967

ALICE J. DUCK

CLERK
REGISTER

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE
SOUTHERN DISTRICT OF ALABAMA, SOUTHERN DIVISION

DANETTE DOBBINS,

)

Plaintiff,

)

Vs.

)

CIVIL ACTION

EDSEL STERLING RIES,

)

NO. _____

Defendant

)

KNOW ALL MEN BY THESE PRESENTS: That the undersigned
EDSEL STERLING RIES, Principal, acting herein by and through one of
his attorneys in the above entitled cause, being duly authorized in the
premises, and FIDELITY AND DEPOSIT COMPANY OF MARYLAND, a cor-
poration, as Surety, are held and firmly bound unto DANETTE DOBBINS,
Plaintiff in the above entitled cause, in the sum of FIVE HUNDRED and
No/100 (\$500.00) DOLLARS, for the payment of which well and truly to
be made, the undersigned, and each of the undersigned, do bind them-
selves, their successors and assigns, jointly, severally and firmly by
these presents.

DATED this 8th day of August, 1967.

The condition of this obligation is such that whereas said
EDSEL STERLING RIES, the principal obliger, has applied to the District
Court of the United States for the Southern District of Alabama, Southern
Division thereof, to remove a cause from the Circuit Court of Baldwin
County, Alabama, wherein the said Danette Dobbins is the Plaintiff and
Petitioner is Defendant, to the District Court of the United States for
the Southern District of Alabama, Southern Division thereof, held in the
City of Mobile, Alabama, and that all further action in the Circuit Court
aforesaid be stayed.

NOW, THEREFORE, if the Petitioner shall pay all costs and
disbursements that may be awarded by the United States District Court
if the said District Court shall hold that such suit was not removable or

was wrongfully removed thereto, then this obligation shall be void,
otherwise to be and remain in full force and effect.

EDSEL STERLING RIES

By: *[Signature]*

As one of his Attorneys

PRINCIPAL

FIDELITY AND DEPOSIT COMPANY
OF MARYLAND, a corporation

By: *[Signature]*

As its Attorney-in-Fact

SURETY

ACCEPTED AND APPROVED ON this _____ day of August, 1967.