

STANLEY OSBORNE,

Plaintiff,

vs.

MAX M. FOREMAN,

Defendant.

X

X

X

X

X

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NUMBER: 7643

DEMURRER:


Comes the Defendant in the above styled cause and demurs to the Complaint filed in said cause and assigns the following separate and several grounds, viz:

1. That said Complaint does not state a cause of action.
2. That said Complaint is vague and indefinite.
3. That the place where the accident occurred is not sufficiently set out.
4. That said Complaint attempts to allege quo modo of the Defendant's negligence without setting out sufficient facts to constitute negligence under the laws of the State of Alabama.
5. That said Complaint does not allege any duty owing by the Defendant to the Plaintiff.
6. The allegation that the Plaintiff's automobile was being driven along or upon a public street is not a sufficient allegation that such automobile was on such street at the time of the accident.
7. For aught that appears from the Complaint, the Plaintiff's automobile was parked upon the public street.
8. That the damages to the automobile are not sufficiently set out.


Attorneys for Defendant

Defendant demands a trial

of this cause by a jury.


Attorneys for Defendant

FILED

AUG 25 1967

ALICE J. BOCK CLERK
REGISTRAR

7643

July

DEMURRER:

STANLEY OSBORNE,

Plaintiff,

vs.

MAX M. FOREMAN,

Defendant.

* * * * *

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NUMBER: 7643

STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons Max M. Foreman, 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 Stanley Osborne.

Witness my hand this the 26th day of July, 1967.

Alice J. Clark
Clerk,

STANLEY OSBORNE,

Plaintiff,

vs.

MAX M. FOREMAN,

Defendant.

X

X

X

X

X

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 7643

1.

The Plaintiff claims of the Defendant the sum of FIFTEEN THOUSAND DOLLARS (\$15,000.00) as damages for that on, to-wit: the 4th day of May, 1967, in the City of Foley and County of Baldwin, Alabama, the Plaintiff's automobile was being driven by his wife, Betsy Osborne, with whom he was riding, along or upon a public street known as Cedar Street, when she pulled the car over and parked in front of the resident of Chester Avery to discharge a passenger, and then and there the Defendant negligently ran his motor vehicle into, upon and against the rear of the Plaintiff's said automobile, and thereby as a proximate result and consequence thereof, the Plaintiff's said automobile was greatly damaged and rendered less valuable, and the Plaintiff received severe personal injuries to his back and he was bruised about the body; he was made sick, sore

and lame; he was caused to expend considerable sums for medical treatment, hospital, care, nursing and medicines in and about the treatment of his injuries; he lost much time from his work; he was rendered permanently less able to work, for all of which he claims damages as aforesaid.

WILTERS & BRANTLEY

BY: 

Attorney for Plaintiff

Defendant's address is:

Perfection Road
Foley, Alabama

FILED

JUL 26 1967

ALICE J. DUCK

CLERK
REGISTER

dated 26 day of July 1967
at on 7 day of August 1967
served a copy of the within 84C
on Max M. Foreman
by service on Max M. Foreman

TAYLOR WILKINS, Sheriff
By J. M. Eastburn
Daley, Ala

Sheriff claims 72 miles at
Ten Cents per mile Total 7.20
TAYLOR WILKINS, Sheriff
By J. M. Eastburn
DEPUTY SHERIFF

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 2642

STANLEY OSBORNE,

Plaintiff,

vs.

MAX M. FOREMAN,

Defendant

SUMMONS AND COMPLAINT

WILTERS & BRANTLEY
Attorneys at Law
Bay Minette, Alabama
Attorneys for the Plaintiff

FILED
JUL 26 1967
CLERK
REGISTER

STANLEY OSBORNE,

X

Plaintiff,

X

IN THE CIRCUIT COURT OF

vs.

X

BALDWIN COUNTY, ALABAMA

MAX M. FOREMAN,

X

AT LAW

Defendant.

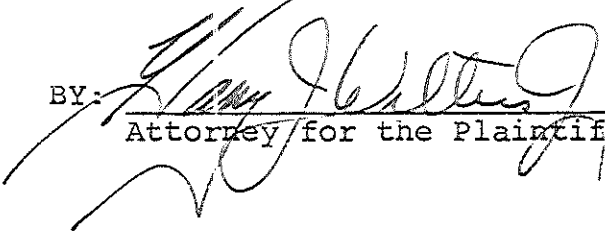
X

CASE NO. 7643

Comes now the Plaintiff in the above styled cause and
ammends his Complaint by striking therefrom any allegations or
claims as to or for damages to personal property.

WILTERS & BRANTLEY

BY:


Attorney for the Plaintiff

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FEB 14 1968

W. W. WILTERS CLERK
ALICE C. LUTHER REGISTER