

HARRY J. WILTERS, JR.  
TOLBERT M. BRANTLEY  
PHYLLIS S. NESBIT

LAW OFFICES OF  
WILTERS, BRANTLEY & NESBIT  
P. O. BOX 555  
ROBERTSDALE, ALABAMA 36567

PHONES  
ROBERTSDALE 947-4682

January 21, 1969

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

*To enter*

Dear Mrs. Duck:

Please subpoena the following persons to appear as witnesses  
on behalf of Patterson in the Patterson vs. Dunn case which  
is set for February 3rd:

James Slaughter  
Route 1, Box 109  
Robertsdale, Alabama

Ernest Patterson  
Route 1, Box 115  
Robertsdale, Alabama

Sincerely yours,

WILTERS, BRANTLEY & NESBIT

BY:

*Phyllis S. Nesbit*  
(Mrs.) Phyllis S. Nesbit  
Attorney at Law  
Robertsdale, Alabama

*Done  
1-22-69*

BESSIE PATTERSON,	)	IN THE CIRCUIT COURT OF
Plaintiff,	)	BALDWIN COUNTY, ALABAMA
vs.	)	
ROBERT R. DUNN, INC.,	)	AT LAW. NO. 8053.
Defendant.	)	

ANSWER:

Now comes the Defendant in the above styled cause, by its attorneys, and for answer to the complaint as last amended, and to each count thereof, separately and severally, says as follows:

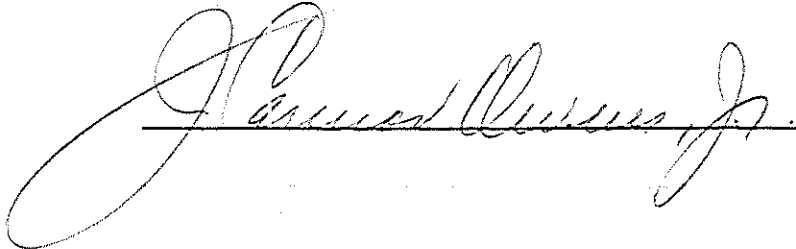
1. Not guilty.

OWENS AND PATTON

By: 

Attorneys for Defendant.

I, the undersigned, one of the attorneys of record for the Defendant in the foregoing cause, do hereby certify that I have this day caused a copy of the foregoing answer to be served on the attorney of record for the plaintiff, Phyllis S. Nesbit, by placing the same in the United States Mail, properly addressed, with postage prepaid, this 7th day of May, 1969.



FILED

MAY 7 1969

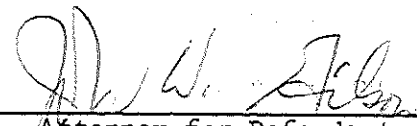
ALICE J. BUCK CLERK  
RECORDER

BESSIE PATTERSON,	( )	IN THE CIRCUIT COURT OF
Plaintiff	( )	BALDWIN COUNTY,
VS	( )	ALABAMA
ROBERT R. DUNN, INC.,	( )	AT LAW
Defendant	( )	NO. 8052

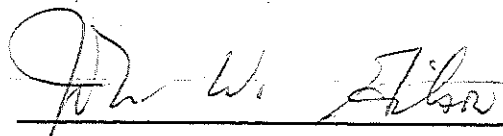
DEMURRER

Comes the defendant, Robert R. Dunn, Inc. and demurs to the complaint, as amended, and each count thereof, separately, and severally, and for grounds therefor says:

1. The Complaint states no cause of action.
2. The names of the alleged servants, agents, or employee's are not alleged.
3. There is a misjoinder of trespass and case in the same count.
4. The property is not sufficiently described.
5. It is not alleged that the Defendant was a trespasser.
6. The property alleged to have been destroyed is not sufficiently described.
7. The entity of the defendant is not sufficiently described.
8. It is not alleged whether the defendant is a proprietorship, partnership or corporation.

  
Attorney for Defendant

Copy of the foregoing mailed to Messrs. Wilters, Brantley and Nesbit, Attorneys for Plaintiff, on this the 10th day of May, 1968.  
Postage Prepaid.



FILED

MAY 15 1968

ALICE J. DUCK CLERK  
REGISTER

BESSIE PATTERSON	I	IN THE CIRCUIT COURT OF
Plaintiff	I	BALDWIN COUNTY, ALABAMA
VS.	I	AT LAW
ROBERT R. DUNN, INC.	I	NO. <u>8052</u>
Defendant	I	

AMENDED COMPLAINT

Comes now the Plaintiff in the above styled cause and amends her Complaint to read as follows:

1.

The Plaintiff claims of the Defendant, Robert R. Dunn, Inc. the sum of TWO THOUSAND TWO HUNDRED DOLLARS (\$2,200.00) as damages for that: Heretofore on to-wit, from the first day of November, 1966 until the 31st day of November, 1966, the Defendant, Robert R. Dunn, Inc., acting by and through its servants, agents or employers and while acting within the line and scope as such agents or employers, did bulldoze a strip of land 18 feet wide or a six acre field of land owned by the Plaintiff, said land being in the Southeast Quarter of the Southwest Quarter of Section 8, Township 5 South, Range 5 East, in Baldwin County, Alabama. The Plaintiff avers further that the Defendant acting by and through his agents, servants or employers cut within this area seventy-five (75) pine trees and numerous dogwood trees from the Plaintiff's property willingly, knowingly and without her consent.

2.

The Plaintiff claims of the Defendant, Robert R. Dunn, Inc. the sum of TWO THOUSAND TWO HUNDRED DOLLARS (\$2,200.00) damages, for a trespass by Defendant on the following track of land viz:

The Southeast Quarter of the Southwest  
Quarter of Section 8, Township 5 South,  
Range 5 East.

belonging to the Plaintiff by cutting the timber and bulldozing around a six yard wide strip of land around a six (6) acre field between to-wit, the first day of November, 1966 and the 31st day of November, 1966, the exact time to the Plaintiff being unknown.

WILTERS, BRANTLEY & NESBIT

BY:

Thylo S. Nesbit  
Attorneys for Plaintiff

**CERTIFICATE OF SERVICE**

I do hereby certify that I have on this 25 day of April,  
1968 served a copy of the foregoing pleading on counsel for all  
parties to this proceeding by mailing the same by United States  
Mail, properly addressed, and first class postage prepaid.

WILTERS, BRANTLEY & NESBIT

By:

Thylo S. Nesbit

**FILED**

APR 25 1968

**ALICE J. DUCK** CLERK  
REGISTER

No. 8052

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW

BESSIE PATTERSON

PLAINTIFF

VS.

ROBERT R. DUNN, INC.

DEFENDANT

AMENDED COMPLAINT

WILTERS, BRANTLEY & NESBIT  
Attorneys for Plaintiff  
Robertsdale, Alabama

JOHN W. GIBSON  
Attorney for Defendant  
Troy, Alabama

FILED

APR 25 1968

ALICE J. DUCK

CLERK  
REGISTER

BESSIE PATTERSON,

Plaintiff

VS

ROBERT R. DUNN, INC.,

Defendant

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IN THE CIRCUIT COURT OF

BALDWIN COUNTY,

ALABAMA

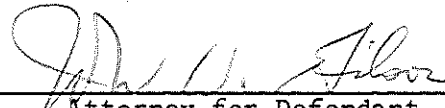
AT LAW

NO. 8053

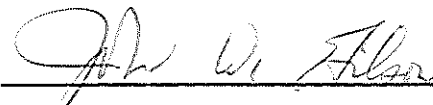
DEMURRER

Comes the defendant, Grover Poole, and demurs to the complaint, and each count thereof, separately and severally, and for grounds therefor says:

1. The Complaint states no cause of action.
2. The names of the alleged servants, agents, or employee's are not alleged.
3. There is a misjoinder of trespass and case in the same count.
4. The property is not sufficiently described.
5. It is not alleged that the Defendant was a trespasser.

  
\_\_\_\_\_  
Attorney for Defendant

Copy of the foregoing mailed to Messrs. Wilters, Brantley and Nesbit, Attorneys for Plaintiff, on this the 19th day of April, 1968. Postage Prepaid.

  
\_\_\_\_\_

FILED

APR 22 1968

ALICE J. DUCK CLERK  
REGISTER

BESSIE PATTERSON,

Plaintiff

VS.

ROBERT R. DUNN, INC.

Defendant

I

I

I

I

1.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NO. 8053

The Plaintiff claims of the Defendant, Robert R. Dunn, Inc. the sum of TWO THOUSAND TWO HUNDRED AND NO/100 DOLLARS (\$2,200.00) damages. The Defendant, Robert R. Dunn, Inc., acting by and through its servants, agents or employers and acting within the line and scope as such agents or employers, did bulldoze a six yard wide strip of land around six (6) acres owned by the Plaintiff and cut within said area, seventy-five (75) pine trees and numerous dogwood trees from the Plaintiff's property willingly, knowingly and without her consent.

2.

The Plaintiff claims of the Defendant, Robert R. Dunn, Inc., the sum of TWO THOUSAND TWO HUNDRED AND NO/100 DOLLARS (\$2,200.00) damages, for a trespass by Defendant on the following track of land viz:

The Southeast Quarter of the Southwest Quarter of Section 8, Township 5 South Range 5 East.

belonging to the Plaintiff and for cutting the timber and bulldozing around a six yard wide strip of land around a six (6) acre field between to-wit, the first day of November, 1966 and the 31st day of November, 1966, the exact time to the Plaintiff being unknown.

WILTERS, BRANTLEY & NESBIT

BY: *Phillip J. Necht*

Attorneys for Plaintiff

**FILED**

MAR 21 1968

**ALICE J. DUCK**

CLERK  
REGISTER



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 ..... ROBERT R. DUNN, INC. ....

.....  
.....  
.....

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.....

ROBERT R. DUNN, INC.

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

by ..... BESSIE PATTERSON .....

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

Witness my hand this..... 1st ..... day of..... March ..... 19 68.....

.....  
.....  
..... Clerk

24:3-23-68

No. 8033

Page.....

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

Bessie Patterson

Plaintiff

vs.

Robert R. Dunn, Inc.

Defendants

SUMMONS AND COMPLAINT

**FILED**

Filed ..... 19.....

MAR 21 1968

Clerk

**ALICE J. DUCK**

CLERK  
REGISTER

WILTERS, BRANTLEY & NESBIT

BY: *[Signature]*  
Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

P. O. Box 488, Troy, Alabama

Received In Office

MAR 21 1968

19.....

AVIOR WILKINS

SHERIFF

Sheriff

I have executed this summons

this *23rd March* 19 *68*

by leaving a copy with

*Robert R. Dunn*

WILTERS, BRANTLEY & NESBIT

BY: *[Signature]*  
Plaintiff's Attorney

Defendant's Attorney

Sheriff

0 miles

Deputy Sheriff