

April 8, 1968

E. M. ALEXANDER, Plaintiff

IN THE CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA, AT LAW

VS

DENVAL J. STAMEY, Defendant

CASE NO. 8,059

TO THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA AT LAW

I, Mabel Amos, Secretary of State, hereby certify that on **March 29, 1968**
I sent by certified mail in an envelope addressed as follows:

"Denva J. Stamey
Baton Rouge, Louisiana 70803"

"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:

"Denva J. Stamey
Baton Rouge, Louisiana 70803"

You will take notice that on **March 29, 1968** the Sheriff of Montgomery County, Alabama, served upon me, in my official capacity, summons and complaint in a case entitled: E. M. ALEXANDER, Plaintiff VS DENVAL J. STAMEY, Defendant

in the CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA AT LAW
Case No. 8,059 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 **29th**
day of **March, 1968**


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 **April 5, 1968** I received the return card, showing receipt by the designated addressee of the aforementioned matter at **Baton Rouge, La.**
on **April 4, 1968**

WITNESS MY HAND and the Great Seal of the State of Alabama this the **8th** day
of **April, 1968**


Mabel Amos
Secretary of State

Enclosures: Return Receipt Card and copy
of Summons and Complaint.
CC: Honorable Tolbert M. Brantley
Wilters & Brantley
Bay Minette, Alabama 36507

SUMMONS AND COMPLAINT

Moore Printing Co. - Bay Minette, Ala.

STATE OF ALABAMA
Baldwin County

Circuit Court, Baldwin County

No. 8059

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

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Dernal J. Stamey

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.....

Dernal J. Stamey....., Defendant.....

by E. M. Alexander

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

Witness my hand this 22nd day of March 1968

Alice J. Stamey Clerk

No.....

Page.....

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

Plaintiffs

vs.

Defendants

SUMMONS AND COMPLAINT

Filed 19.....

Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

19.....

Sheriff

I have executed this summons

this 19.....

by leaving a copy with

Sheriff

Deputy Sheriff

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CASE NO. 8059

BILL OF COMPLAINT

The Plaintiff claims of the Defendant the sum of ONE THOUSAND FIVE HUNDRED (\$1,500.00) DOLLARS as damages for that heretofore on to-wit: March 26, 1967, the Plaintiff was riding in his automobile along or upon U. S. Highway #90, a public highway in Baldwin County, Alabama, at a point approximately twelve (12) miles East of Robertsedale, Alabama. At said time and place, the Defendant so negligently operated his motor vehicle as to cause or allow it to run into the automobile owned by the Plaintiff and as a direct and proximate consequence and result of said negligence, the Plaintiff's vehicle was damaged as follows:

The front and rear ends were crushed, the frame was twisted and bent, the automobile was crumpled and scraped

all to the loss of the Plaintiff in the aforesaid amount, hence
this suit.

The Plaintiff further avers that the Defendant is and was on the date of the collision, to-wit: March 26, 1967, a non-resident of the State of Alabama. That the present post office address of the Defendant is Baton Rouge, Louisiana, and the Plaintiff prays for the service of process upon him in accordance with the provisions of the 1940 Code of Alabama, recompiled in 1958, Title 7, Section 199.

Tolbert M. Brantley

CLERK
REGISTER

The Plaintiff demands a trial by jury.

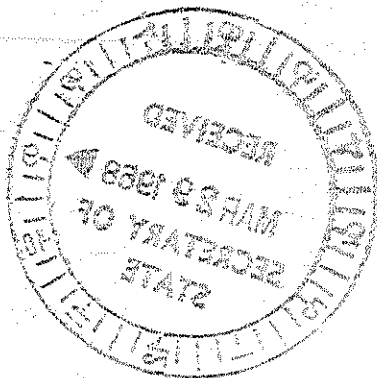
WILTERS & BRANTLEY

BY: Tolbert M. Brantley

FILED

MAR 22 1968

ALICE J. DUCK CLERK
REGISTER



E. M. ALEXANDER,)	IN THE CIRCUIT COURT OF
Plaintiff,)	BALDWIN COUNTY, ALABAMA
VS.)	AT LAW
DENVAL J. STAMEY,)	CASE NO. <u>8059</u>
Defendant.)	

BILL OF COMPLAINT

The Plaintiff claims of the Defendant the sum of ONE THOUSAND FIVE HUNDRED (\$1,500.00) DOLLARS as damages for that heretofore on to-wit: March 26, 1967, the Plaintiff was riding in his automobile along or upon U. S. Highway #90, a public highway in Baldwin County, Alabama, at a point approximately twelve (12) miles East of Robertsedale, Alabama. At said time and place, the Defendant so negligently operated his motor vehicle as to cause or allow it to run into the automobile owned by the Plaintiff and as a direct and proximate consequence and result of said negligence, the Plaintiff's vehicle was damaged as follows:

The front and rear ends were crushed, the frame was twisted and bent, the automobile was crumpled and scraped

all to the loss of the Plaintiff in the aforesaid amount, hence this suit.

The Plaintiff further avers that the Defendant is and was on the date of the collision, to-wit: March 26, 1967, a non-resident of the State of Alabama. That the present post office address of the Defendant is Baton Rouge, Louisiana, and the Plaintiff prays for the service of process upon him in accordance with the provisions of the 1940 Code of Alabama, recompiled in 1958, Title

FILED Section 199.

MAR 22 1968

ALICE J. DUCK CLERK
REGISTER

WILTERS & BRANTLEY


Tolbert M. Brantley

The Plaintiff demands a trial by jury.

WILTERS & BRANTLEY

BY: 
Tolbert M. Brantley

FILED

MAR 22 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. 8059

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

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Denva J. Stamey

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.....

..... Denva J. Stamey, Defendant.....

by E. M. Alexander

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

Witness my hand this..... 22nd day of..... March 1968

..... Alice J. Stamey Clerk

44-3-29-68

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No. 8059

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STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

E. M. ALEXANDER

Plaintiffs

vs.

DENVAL J. STAMEY

Defendants

SUMMONS AND COMPLAINT

Filed March 22, 1968

Alice J. Duck Clerk

Wilters & Brantley

Plaintiff's Attorney

Defendant's Attorney

2055
Defendant lives at

RECEIVED IN OFFICE

Received In Office

MAR 28 1968

MAR 27 1968

M. S. BUTLER, Sheriff

19

Sheriff

I have executed this summons

this 19

by leaving a copy with

Executed by serving 3 copies of
the within on Mable Amos
Secretary of State of The State of
Alabama.

(This the 29 day of May, 1968)

Sheriff of Montgomery County

M. S. Butler,

By W. F. Moore 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
process(es) or a total of \$2.50 Sheriff

W. F. Moore Deputy Sheriff
Deputy Sheriff

10 miles

E. M. ALEXANDER)	IN THE CIRCUIT COURT OF
Plaintiff)	BALDWIN COUNTY ALABAMA
vs)	
DENVAL J. STAMEY)	AT LAW
Defendant)	CASE NO <u>8059</u>

Comes Now the defendant in the above entitled cause, and demurs to the plaintiff's complaint, and to each count thereof, separately and severally, and as grounds for said demurrer sets down and assigns the following, separately and severally:

1. Said count fails to allege the violation of any duty owed by the defendant to the plaintiff.
2. Said count fails to allege facts showing the violation of any duty owed by the defendant to the plaintiff.
3. For aught that appears from said count, the accident did not occur on a public street.
4. For aught that appears from said count, the plaintiff was not at a place where he had a legal right to be at the time and place complained of.
5. For aught that appears from said count, the injuries and damages suffered by the plaintiff were not the proximate result of any act or failure to act on the part of the defendant.
6. For that said count fails to allege any causal connection between the alleged negligence of this defendant and the alleged damages of the plaintiff.

LYONS, PIPES & COOK
Attorneys for Defendant

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 30 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.

Augustine Mesher, Jr.

BY: Walter M. Cook

Walter M. Cook

FILED

MAY 1 1968

ALICE J. DUCK

CLERK
REGISTER