

ERNEST M. BAILEY
ATTORNEY AT LAW
59 NORTH SECTION
FAIRHOPE, ALABAMA 36532

BOX 361

JUNE 4TH

68

19

MRS. ALICE J. DUCK
CLERK OF CIRCUIT COURT
BAY MINETTE, ALABAMA

RE: STYRON VS CUMBIE
CASE # 8110

DEAR MRS. DUCK:

I WILL APPRECIATE YOU FILING THE ENCLOSED ANSWER
IN THE ABOVE CAUSE. I HAVE THIS DATE FORWARDED
A COPY TO JIMMY OWENS, THE ATTORNEY FOR THE PLAIN-
TIF.

THANKING YOU IN ADVANCE, I AM

VERY TRULY YOURS,



ERNEST M. BAILEY

EMB/W

INCLS: 1

STATE OF ALABAMA)
*
BALDWIN COUNTY)

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon David Eric Cumbie 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 C. B. Styron, Jr.

WITNESS my hand this 29th day of April, 1968.

Alice J. [Signature]
Clerk

The defendant's address is 451 South Section Street, Fairhope, Alabama.

* * * * *

C. B. STYRON, JR.,)	
)	
Plaintiff,)	IN THE CIRCUIT COURT OF
)	
VS.)	BALDWIN COUNTY, ALABAMA
)	
DAVID ERIC CUMBIE,)	AT LAW
)	8/10
Defendant.)	

C O M P L A I N T

COUNT ONE

The plaintiff claims of the defendant Three Hundred Twenty-five Dollars (\$325.00) for that heretofore on to-wit, December 21, 1967, at a point on Section Street in Fairhope, Baldwin County, Alabama, where said Section Street intersects the driveway leading into Dixie Drive-In, the defendant, David Eric Cumbie, so negligently operated a motor vehicle so as to cause it to run into upon or against a motor vehicle owned by the plaintiff and which said motor vehicle was then and there being operated by Richard Styron, a son of the plaintiff, and as a proximate result of the negligence of the said defendant, the plaintiff's motor vehicle was damaged as follows: the front bumper and right brace were bent, damaged and broken; the grill, upper panel, lower panel, hood, light, right fender and front door were bent, broken and damaged, all to plaintiff's damages aforesaid, hence this suit.

8118

Received 1 day of May 1968
and on 4 day of May 1968
I served a copy of the within S & C
on David Eric Cumbie

By service on about 11:30

TAYLOR WILKINS, Sheriff
By Roy Randal D. S.

TAYLOR WILKINS, SHERIFF OF BALDWIN
COUNTY, ALABAMA, CLAIM \$1.50 EACH
FOR SERVING 1 PROCESS(ES) AND
TRAVEL EXPENSE ON EACH OF \$ 7.00
PROCESS(ES) OR A TOTAL OF \$ 8.50

C. S. Styron, Jr.
Atty.

vs.

David Eric Cumbie
Dept.

FILED

APR 29 1968

ALICE J. DUCK CLERK
REGISTER


J. R. Oliver, Atty

C. B. STYRON, JR.,)	
)	IN THE CIRCUIT COURT OF
PLAINTIFF)	BALDWIN COUNTY, ALABAMA
VS)	AT LAW
DAVID ERIC CUMBIE,)	
)	CASE NO: <u>8110</u>
DEFENDANT)	

A N S W E R

COMES NOW THE DEFENDANT IN THE ABOVE STYLED CAUSE, AND FOR ANSWER TO THE COMPLAINT HERETOFORE FILED IN SAID CAUSE, SAYS, SEPARATELY AND SEVERALLY, AS FOLLOWS:

1. NOT GUILTY.
2. THE MATTERS ALLEGED IN THE COMPLAINT ARE UNTRUE.
3. AT THE TIME AND PLACE COMPLAINED OF, THE PLAINTIFF'S SON, WHO WAS THEN AND THERE OPERATING THE MOTOR VEHICLE BELONGING TO THE PLAINTIFF DID SO NEGLIGENTLY OPERATE SAID MOTOR VEHICLE AS TO PROXIMATELY CONTRIBUTE TO THE DAMAGES COMPLAINED OF, WHEREFORE PLAINTIFF OUGHT NOT TO RECOVER.


 ERNEST M. BAILEY
 ATTORNEY FOR THE DEFENDANT

CERTIFICATE OF SERVICE

I DO HEREBY CERTIFY THAT I HAVE ON THIS 4th DAY OF June, 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.

FILED

JUN 5 1968

ALICE J. BERRY CLERK
REGISTER

8110
ANSWER

C. B. STYRON, JR.,

PLAINTIFF

VS

DAVID ERIC CUMBIE,

DEFENDANT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW CASE NO: 8110

FILED

JUN 15 1968

ALICE J. LUKK CLERK
REGISTER