

BURTON H. SILVERSTEIN, d/b//a
AAA ASSIGNMENT SERVICE, AS
ASSIGNEE OF DRS. JOHN E. FOSTER
AND JULIUS MICHAELSON, d/b/a
MEDICAL ARTS CENTER

Plaintiff

VS.

EBBIE R. RODGERS

Defendant

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 8135

DECREE

WHEREAS, on the 10th day of April, 1969, this Court Ordered the Defendant, Ebbie Rodgers, to appear before the Court on the 5th day of May, 1969 at 9:00 A.M. and show cause, if any he has, why he should not be held in contempt for willfully refusing to file a statement of assets as required by law in the above styled cause, and,

WHEREAS, it appears to the Court that the Defendant, Ebbie Rodgers, was served with a copy of said order on the 17th day of May, 1969, and the case having been called at the aforesaid time and the Defendant appeared not.

The Court is of the opinion that the Defendant, Ebbie Rodgers, should be adjudged in contempt of Court for his failure and refusal to comply with the order of the Court entered on the 10th day of April, 1969, and that he should be committed to jail as hereinafter decreed.

It is, therefore, ORDERED, ADJUDGED and DECREED by the Court that the said Ebbie Rodgers be and he hereby is adjudged in contempt of this Court, and is ordered committed to jail of Baldwin County, Alabama till such time as he purge himself of contempt by complying with the orders of the Court heretofore issued.

It is further ORDERED, ADJUDGED and DECREED by the Court that the Sheriff of Baldwin County, Alabama, execute this order by taking the Defendant, Ebbie Rodgers, in custody and committing him to jail in Baldwin County, Alabama.

It is further Ordered that the Defendant, Ebbie Rodgers, be taxed with the cost accrued by reason of said cause.

Done this the 26th day of June, 1969.

Jeffery A. Macalabre
Circuit Judge of Baldwin County, Alabama

FILED

JUN 26 1969

ALICE J. DUCK CLERK
REGISTER

BURTON H. SILVERSTEIN, d/b/a AAA ASSIGNMENT
SERVICE, As Assignee of DRS. JOHN E. FOSTER
AND JULIUS MICHAELSON, d/b/a MEDICAL ARTS
CENTER,

Plaintiff

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

vs:

EBBIE R. RODGERS,

Defendant

AT LAW, CASE NO. 8135

DISCOVERY NOTICE FOR ASSETS OF JUDGEMENT DEBTOR

TO: EBBIE R. RODGERS

TAKE NOTICE, WHEREAS, THE PLAINTIFF HEREIN HAS REQUESTED
IN WRITING, THE UNDERSIGNED, AS CLERK OF THIS COURT, TO ISSUE
NOTICE TO YOU AS DEFENDANT HEREIN, REQUIRING YOU TO FILE A STATE-
MENT, IN WRITING, UNDER OATH OF ALL YOUR ASSETS, AS PROVIDED IN
TITLE 7, SECTION 903, ALABAMA CODE 1940, AS AMENDED AND IT APPEAR-
ING FROM THE SAID REQUEST AND THE RECORD IN THE SAID CAUSE THAT
AN EXECUTION WAS RETURNED ON THE JUDGEMENT IN THIS CAUSE ON THE
15 DAY OF Aug-, 1968, ENDORSED "NO PROPERTY
FOUND" BY THE SHERIFF OF BALDWIN COUNTY, AND THAT YOU RESIDE IN
THE STATE OF ALABAMA.

NOW THEREFORE YOU THE SAID EBBIE R. RODGERS
ARE HEREBY REQUIRED, WITHIN 30 DAYS FROM THE SERVICE HEREOF, TO
FILE IN THIS COURT A STATEMENT, IN WRITING, UNDER OATH OF ALL
YOUR ASSETS, INCLUDING MONEY, CHOSSES IN ACTION, NOTES, BONDS AND
ACCOUNTS, AND ALL OTHER PROPERTY, REAL, PERSONAL, OR MIXED, OR
ANY INTEREST THEREIN WITH A DETAILED DESCRIPTION OF THE SAME, THE
LOCATION AND REASONABLE VALUE OF EACH ITEM THEREOF, TOGETHER WITH
A DETAILED LIST OF STATEMENTS, OR ANY AND ALL LIENS, MORTGAGES
OR ENCUMBRANCES THEREON.

WITNESS MY HAND THIS THE 9th DAY OF December,
1968.

Alice D. Puck
CLERK

TO ANY SHERIFF OF THE STATE OF ALABAMA:

YOU ARE HEREBY COMMANDED TO SERVE THE FOLLOWING NOTICE
UPON THE ABOVE NAMED EBBIE R. RODGERS AND MAKE DUE
RETURN OF YOUR SAID SERVICE AND OF THIS NOTICE.

Alice D. Puck
CLERK

BURTON H. SILVERSTEIN, d/b/a AAA ASSIGNMENT
SERVICE, As Assignee of DRS. JOHN E. FOSTER
AND JULIUS MICHAELSON, d/b/a MEDICAL ARTS
CENTER,

Plaintiff

vs:

EBBIE R. RODGERS,

Defendant

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW, CASE NO. 8135

DISCOVERY NOTICE FOR ASSETS OF JUDGEMENT DEBTOR

TO: EBBIE R. RODGERS

TAKE NOTICE, WHEREAS, THE PLAINTIFF HEREIN HAS REQUESTED
IN WRITING, THE UNDERSIGNED, AS CLERK OF THIS COURT, TO ISSUE
NOTICE TO YOU AS DEFENDANT HEREIN, REQUIRING YOU TO FILE A STATE-
MENT, IN WRITING, UNDER OATH OF ALL YOUR ASSETS, AS PROVIDED IN
TITLE 7, SECTION 903, ALABAMA CODE 1940, AS AMENDED AND IT APPEAR-
ING FROM THE SAID REQUEST AND THE RECORD IN THE SAID CAUSE THAT
AN EXECUTION WAS RETURNED ON THE JUDGEMENT IN THIS CAUSE ON THE
15 DAY OF Aug-, 1968, ENDORSED "NO PROPERTY
FOUND" BY THE SHERIFF OF BALDWIN COUNTY, AND THAT YOU RESIDE IN
THE STATE OF ALABAMA.

NOW THEREFORE YOU THE SAID EBBIE R. RODGERS
ARE HEREBY REQUIRED, WITHIN 30 DAYS FROM THE SERVICE HEREOF, TO
FILE IN THIS COURT A STATEMENT, IN WRITING, UNDER OATH OF ALL
YOUR ASSETS, INCLUDING MONEY, CHOSES IN ACTION, NOTES, BONDS AND
ACCOUNTS, AND ALL OTHER PROPERTY, REAL, PERSONAL, OR MIXED, OR
ANY INTEREST THEREIN WITH A DETAILED DESCRIPTION OF THE SAME, THE
LOCATION AND REASONABLE VALUE OF EACH ITEM THEREOF, TOGETHER WITH
A DETAILED LIST OF STATEMENTS, OR ANY AND ALL LIENS, MORTGAGES
OR ENCUMBRANCES THEREON.

WITNESS MY HAND THIS THE 9th DAY OF December,
1968.

Alice D. Spuck
CLERK

TO ANY SHERIFF OF THE STATE OF ALABAMA:

YOU ARE HEREBY COMMANDED TO SERVE THE FOLLOWING NOTICE
UPON THE ABOVE NAMED EBBIE R. RODGERS AND MAKE DUE
RETURN OF YOUR SAID SERVICE AND OF THIS NOTICE.

Alice D. Spuck
CLERK

CASE NO. 8135

Plaintiff

EBBIE R. RODGERS,

Defendant.

WRIT OF DISCOVERY OF ASSETS

Last Hse on Rd.

P. Nesbit, Atty.

By service on _____

TAYLOR WILKINS, Sheriff

By _____ D. S.

14 Jan 68
at found in my custody
day.
Sgt. William Smith
L. A. Sheriff
L. A. Sheriff

~~Retired at Mother's house~~

BURTON H. SILVERSTEIN, d/b//a
AAA ASSIGNMENT SERVICE, AS
ASSIGNEE OF DRS. JOHN E. FOSTER
AND JULIUS MICHAELSON, d/b/a
MEDICAL ARTS CENTER

Plaintiff

VS.

EBBIE R. RODGERS

Defendant

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 8135

DECREE

WHEREAS, on the 10th day of April, 1969, this Court Ordered the Defendant, Ebbie Rodgers, to appear before the Court on the 5th day of May, 1969 at 9:00 A.M. and show cause, if any he has, why he should not be held in contempt for willfully refusing to file a statement of assets as required by law in the above styled cause, and,

WHEREAS, it appears to the Court that the Defendant, Ebbie Rodgers, was served with a copy of said order on the 17th day of May, 1969, and the case having been called at the aforesaid time and the Defendant appeared not.

The Court is of the opinion that the Defendant, Ebbie Rodgers, should be adjudged in contempt of Court for his failure and refusal to comply with the order of the Court entered on the 10th day of April, 1969, and that he should be committed to jail as hereinafter decreed.

It is, therefore, ORDERED, ADJUDGED and DECREED by the Court that the said Ebbie Rodgers be and he hereby is adjudged in contempt of this Court, and is ordered committed to jail of Baldwin County, Alabama till such time as he purge himself of contempt by complying with the orders of the Court heretofore issued.

It is further ORDERED, ADJUDGED and DECREED by the Court that the Sheriff of Baldwin County, Alabama, execute this order by taking the Defendant, Ebbie Rodgers, in custody and committing him to jail in Baldwin County, Alabama.

It is further Ordered that the Defendant, Ebbie Rodgers, be taxed with the cost accrued by reason of said cause.

Done this the 26th day of June, 1969.

Julius A. Michaelson
Circuit Judge of Baldwin County, Alabama

FILED

JUN 26 1969

ALICE J. DUCK CLERK
REGISTER

VOL

63 PAGE 921

N.F.

8135 ✓

Burton H. Silverstein
d/b/a - AAA Assignment
Service, P.L.B.

vs.

Eddie R. Rodgers
Sept.

NF

Deceit
Order of Arrest

FILED

JUN 26 1969

ALICE J. DUCK CLERK
REGISTER

P. Nestor

Summed & sent to
By hand to my office on 11/11/69
out of state

By Taylor Wilkins
Sheriff

Returned 11 day of July 1969
Not found in my county after diligent search and in-
quiry.

By Childress
Deputy Sheriff

Received 11 day of Sept 1969
and on 11 day of 19
I served a copy of the within Order of Arrest
on Eddie R. Rodgers

By service on _____
TAYLOR WILKINS, Sheriff
By _____ D. S.

BURTON H. SILVERSTEIN, d/b/a
AAA ASSIGNMENT SERVICE, AS
ASSIGNEE OF DRS. JOHN E. FOSTER
AND JULIUS MICHAELSON, d/b/a
MEDICAL ARTS CENTER

Plaintiff

VS.

EBBIE R. RODGERS

Defendant

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

CASE NO. 8135

REQUEST FOR DISCOVERY
OF ASSETS

The Plaintiff herein having recovered on the 27th day of June, 1968, a judgment against the Defendant in the above styled cause for the sum of TWO HUNDRED THIRTY TWO and 70/100 (\$232.70) DOLLARS and costs and such execution having been returned endorsed by the sheriff of Baldwin County, Alabama, "no property found", the Plaintiff now requests in writing that the Clerk of this Court will issue a notice to the said Ebbie R. Rodgers requiring him to file in this Honorable Court within thirty days from the service of such notice, a statement in writing under oath, of all the assets of the said Ebbie R. Rodgers, including money, choses in action, notes, bonds and accounts and all other property, real, personal, or mixed or any interest therein with a detailed description of the same, the location and reasonable value of each item thereof, together with a detailed statement of any and all liens, mortgages, or incumbrances thereon, showing the amounts due upon each, and the owner or holder of such liens, incumbrances or mortgages.

The said Ebbie R. Rodgers resides at Foley, Alabama.

Dated this 9th day of December, 1968.

WILTERS, BRANTLEY & NESBIT

BY: Thylio S. Nash

Attorney for Plaintiff and
Judgment Creditor.

FILED

DEC 9 1968

BURTON H. SILVERSTEIN, d/b/a
AAA ASSIGNMENT SERVICE, AS
ASSIGNEE OF DRS. JOHN E. FOSTER
AND JULIUS MICHAELSON, d/b/a
MEDICAL ARTS CENTER

Plaintiff

VS.

EBBIE R. RODGERS

Defendant

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 8135

PLAINTIFF'S PETITION TO CITE DEFENDANT FOR CONTEMPT

Now comes the Plaintiff in the above styled cause and shows that on, to-wit, December 9, 1968, a notice was issued out of this Honorable Court by the Clerk thereof requiring the above named Defendant to file a statement of their assets as required by Code 1940, Title 7,903; that said notice was duly and personally served on the said Defendant on the 11th day of December, 1968; that said Defendant has willfully refused to file such statement.

The premises considered, the Plaintiff petitions the Court that the said Ebbie Rodgers be cited for contempt of Court and that he be required to appear before the Court, at a time and place to be fixed, to show cause, if any he has, why he should not be held in contempt of Court for willfully refusing to file such statement of assets.

And Petitioner will ever pray.

WILTERS, BRANTLEY & NESBIT,

BY: Phyllis S. Nesbit

Attorney for Plaintiff

FILED
APR 10 1969
ALICE J. DUCK CLERK
REGISTER

BURTON H. SILVERSTEIN, d/b/a
AAA Assignment service, As
Assignee of Drs. John E. Foster
and Julius Michaelson, d/b/a
Medical Arts Center

Plaintiff

VS.

EBBIE RODGERS

Defendant

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW
CASE NO. _____

DECREE CITING JUDGMENT DEBTOR FOR CONTEMPT

Upon consideration of the petition filed herein by the above named Defendant on the 10th day of April, 1968, praying that the said Defendant be cited as for a contempt, it is,

ORDERED, ADJUDGED and DECREED by the Court that the said Ebbie Rodgers do be and appear before the Court on the 5th day of May, 1969, at 9:00 A.M. and show cause, if any he has, why he should not be held in contempt for willfully refusing to file said statement of assets, as required by law.

Let a copy of said petition and this decree be served upon the said Defendant.

Dated this the 10th day of April, 1969.

Justin M. Maslowski
Circuit Judge

FILED

APR 10 1969

ALICE J. DUCK CLERK
REGISTER

BURTON H. SILVERSTEIN, d/b/a
AAA Assignment Service, as
Assignee of Drs. John E. Foster
and Julius Michaelson, d/b/a
Medical Arts Center

Plaintiff

VS.

EBBIE R. RODGERS

Defendant

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

CASE NO. _____

CITATION TO DEFENDANTS TO SHOW CAUSE

TO ANY SHERIFF OF THE STATE OF ALABAMA:

This day came the Plaintiff, by his Attorney, and it appearing to the Court that on the 9th day of December, 1968, the Plaintiff filed with the Clerk of this Court a request for a notice to issue to the Defendant, requiring said Defendant to file a statement of assets as provided by law, and on, to-wit, December 9, 1968, the Clerk of this Court issued notice to said Defendant and was served by the Sheriff of Baldwin County on the Defendant on the 11th day of December, 1968 and it further appearing to the Court that the Defendant has failed to file said statement of assets as provided by law; It is therefore ordered by the Court that citation be issued requiring the Defendant to appear before this Court on the 5th day of May, 1969 at 900 A. M., and show cause why he should not be held in contempt of this Court for failing to file said statement of assets, as required by law.

It is further ordered by the Court that a copy of this order be served upon the said Defendant by the Sheriff of this County.

These are therefore to command you, that you make known the premises aforesaid to the said Ebbie Rodgers and that he be and appear before this Court on the 5th day of May, 1969, at 900 A. M., and show cause why he should not be held in contempt of this Court for failing to file said Statement of Assets, as required by law; and have you then and there this writ with your endorsement thereon.

Witness Alice J. Duck, Clerk of the Circuit Court
of Baldwin County, Alabama this the 10 day of Apr, 1969.

Clerk

Alice J. Duck

24/5-17-69

8135 July

Burton H. Silverstein

vs.

Eddie R. Rodgers

Petition
litators
Under

Received 14th day of April 1949
and on 17 day of May 1949
I served a copy of the within Petition
on Eddie R. Rodgers
My service on _____
TAYLOR WILKINS, Sheriff
Childress
722

3rd Hse past
Bodenhamer Court.

Sheriff claims 72 miles at
Ten Cents per mile Total \$ 7.20
BY Childress TAYLOR WILKINS, Sheriff
DEPUTY SHERIFF

BURTON H. SILVERSTEIN, d/b/a
AAA ASSIGNMENT SERVICE, AS
ASSIGNEE OF DRS. JOHN E. FOSTER
AND JULIUS MICHAELSON, d/b/a
MEDICAL ARTS CENTER

Plaintiff

VS.

EBBIE R. RODGERS

Defendant

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

NO. 8135

1.

The Plaintiff claims of the Defendant the sum of TWO HUNDRED TWENTY FIVE and NO/100 DOLLARS (\$225.00), due from him by account between the Defendant and Drs. John E. Foster and Julius Michaelson, d/b/a Medical Arts Center on the 3rd day of November, 1967, which sum of money with interest thereon is still unpaid and is the property of the Plaintiff by assignment made to him by Drs. John E. Foster and Julius Michaelson, d/b/a Medical Arts Center on April 1, 1967.

2.

The Plaintiff claims of the Defendant the sum of TWO HUNDRED TWENTY FIVE and NO/100 DOLLARS (\$225.00), due from him by account between the Defendant and Drs. John E. Foster and Julius Michaelson, d/b/a Medical Arts Center, on the 3rd day of November, 1967, which sum of money, with interest thereon, is still unpaid and is the property of the Plaintiff by assignment made to him by Drs. John E. Foster and Julius Michaelson, d/b/a Medical Arts Center, on April 1, 1967. A copy of the assignment and an itemized statement of the account sued on and assigned, verified by the affidavit of a competent witness, is attached hereto as Exhibits "A" and "B" and made a part hereof.

WILTERS, BRANTLEY & NESBIT

BY: Phyllis L. Nesbit

Attorneys for Plaintiff

FILED

MAY 10 1968

ALICE J. BEEB
CLERK
REGISTER