

REYNOLDS BROTHERS LUMBER	:	IN THE CIRCUIT COURT OF
COMPANY, INC., a corporation,	:	BALDWIN COUNTY, ALABAMA
Plaintiff,	:	
vs.	:	
THOMAS RODRIQUEZ,	:	AT LAW
Defendant.	:	No. 8155

Comes the defendant, Thomas Rodriquez, and for answer to the plaintiff's complaint files the following pleas, separately and severally:

1. Not guilty.

2. At the time and place complained of in the plaintiff's complaint the plaintiff himself was guilty of negligence which proximately contributed to his injuries and damages, wherefore he ought not to recover in this suit.

JOHNSTON, JOHNSTON & NETTLES

By

Sam M. Johnston

Defendant demands trial by jury.

Sam M. Johnston

CERTIFICATE OF SERVICE

This is to certify that I have this day served counsel for the opposing party in the foregoing matter with a copy of this pleading by depositing in the United States Mail a copy of same in a properly addressed envelope with adequate postage thereon.

This 29th day of May, 1968

Attorney for

Sam M. Johnston

FILED

MAY 29 1968

ALICE J. DUCK

CLERK
REGISTER

THE STATE OF ALABAMA,
Baldwin County.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

WHEREAS, Norborne C. Stone, Jr., attorney,

hath complained on oath to me, ALICE J. DUCK, Clerk of Circuit Court of Baldwin County, Ala., that
Thomas Rodriquez

is justly indebted to the Plaintiff Reynolds Brothers Lumber Company, Inc.,

in the sum of Two Thousand Dollars, and

Norborne C. Stone, Jr. having made affidavit ~~and taken oath~~
as required by law, in such cases, you are hereby commanded to attach so much of the estate of
Thomas Rodriquez

as will be of value sufficient to satisfy said debt and costs, according to the complaint; and such estate, so
attached unless replevied, so to secure, that the same may be liable to futher proceedings thereon to be
had by the Circuit Court of Baldwin County, Ala., at a term thereof, to be held at the Court House of said
County, on the second Monday of June 19 68
next; when and where you must make known to said Court how you have executed this Writ.

WITNESS, my hand, this 23 day of May A. D., 19 68.

Alice J. Duck Clerk.

TAYLOR WILKINS, SHERIFF OF BALDWIN

COUNTY, ALABAMA, CLAIM \$1.50 EACH

FOR SERVING _____ PROCESS(ES) AND

TRAVEL EXPENSE ON EACH OF \$ 7.20

PROCESS(ES) OR A TOTAL OF \$ 8.20

No. 81535

ATTACHMENT

Reynolds Brother Lumber Co.

Vs. { ATTACHMENT

Thomas Rodriguez

TAYLOR WILKINS, Sheriff

By Chidress D. S.

Issued _____, 19__

Moore Printing Co.,

Executed May 25, 1968

By taking in possession

(1), 1965, Chevrolet Truck,

Tag # 1 of 14038 Fla-68,

and parking at Foley

Police Station - and serving

copy on Tom Rodriguez

Taylor Wilkins Sheriff

By L. L. Linder

Property released to Dept.
by Order of City's Atty 5/29/68

Note 1

Sheriff claims 72 miles at

Ten Cents per mile Total \$ 7.20

TAYLOR WILKINS, Sheriff

BY Chidress

1245

no. 8153

STATE OF ALABAMA

ATTACHMENT AFFIDAVIT

BALDWIN COUNTY

Before me, the undersigned authority, in and for said County, personally appeared Norborne C. Stone, Jr., who, being duly sworn, on oath saith that Thomas Rodriquez is justly indebted to Reynolds Brothers Lumber Company, Inc., in the sum of Two Thousand Dollars (\$2,000.00), which said amount is justly due after allowing all just offsets and discounts, and that the said Thomas Rodriquez is a non-resident of the State of Alabama and that this Attachment is not sued out for the purpose of vexing or harassing the Defendant, or other improper motive.

Norborne C. Stone, Jr.

Sworn to and subscribed before
me this 23 day of May,
1968.

Alice J. Dyer
Clerk of the Circuit Court of
Baldwin County, Alabama

FILED

MAY 23 1968

ALICE J. DYER
CLERK
REGISTER

STATE OF ALABAMA

BALDWIN COUNTY

IN THE CIRCUIT COURT - LAW SIDE

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Thomas Rodriguez 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 same, then and there to answer the Complaint of Reynolds Brothers Lumber Company, Inc., a corporation.

Witness my hand this 23 day of May, 1968.

David L. Lusk
Clerk

REYNOLDS BROTHERS LUMBER
COMPANY, INC, a corporation,

Plaintiff,

vs.

THOMAS RODRIQUEZ,

Defendant.

X

X

X

X

X

X

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

720.4155


COUNT ONE:

The Plaintiff claims of the Defendant Two Thousand Dollars (\$2,000.00) as damages for that on heretofore, to-wit: June 12, 1967 the Defendant acting by and through his agent, servant or employee whose name is at this time unknown to the Plaintiff and who was then and there acting within the line and scope of his employment as such, so negligently operated a motor vehicle on Alabama Highway 59 in Summerdale, Baldwin County, Alabama, as to cause or allow the same to run into, upon and against a motor

vehicle of the Plaintiff and as a proximate consequence and result of the negligence of the Defendant aforesaid, the Plaintiff's motor vehicle was bent, broken and damaged in this: The front end assembly was demolished, the front frame was bent, the cowl panel was bent and damaged; and the Plaintiff further alleges that its motor vehicle was used in its business and it loss the use thereof for approximately thirty days, all to the damage of the Plaintiff, wherefore it brings this suit and asks judgment in the above amount.

CHASON, STONE & CHASON

By:


Attorneys for Plaintiff

FILED

MAY 23 1968

ALICE J. SORELL CLERK
REGISTER

REYNOLDS BROTHERS LUMBER COMPANY,
INC., a corporation,

Plaintiff,

vs.

THOMAS RODRIQUEZ,

Defendant.

* * * * *

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

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SUMMONS AND COMPLAINT

* * * * *

CHASON, STONE & CHASON
ATTORNEYS AT LAW
P. O. Box 120
BAY MINETTE, ALABAMA

Received 23 day of May 1968
and on 24 day of May 1968
I served a copy of the within S + C
on Thomas Rodriguez

By service on _____

TAYLOR WILKINS, Sheriff
Portia Williams, D. S.
Felny

Sheriff claims 72 miles at
Ten Cents per mile Total \$ 7.20

TAYLOR WILKINS, Sheriff
BY Childress
DEPUTY SHERIFF

~~TAYLOR WILKINS, SHERIFF OF BALDWIN
COUNTY, ALABAMA, CLAIM \$1.50 EACH
FOR SERVING 1 PROCESS(ES) AND
TRAVEL EXPENSE ON EACH OF \$ 7.30
PROCESS(ES) OR A TOTAL OF \$ 8.70~~