

KOPPERS COMPANY, INC., a corporation	)	IN THE CIRCUIT COURT
	)	OF BALDWIN COUNTY,
Plaintiff	)	ALABAMA.
VS	)	
ALABAMA WOOD PRESERVING COMPANY, INC., a corporation	)	AT LAW.
	)	
Defendant	)	CASE NO. 8186

MOTION TO REINSTATE

Comes now the plaintiff and respectfully shows unto the Court as follows:

1. That the instant suit was filed on June 25, 1968 and judgment obtained shortly thereafter when the clerk of this Court informed counsel that service was obtained as indicated by attachment marked "Exhibit A" hereto.

2. That at a subsequent date counsel was informed that the clerk was in error in listing service on the defendant and an alias complaint and summons was requested thereafter in December, 1968.

3. That since that time counsel has corresponded with the Secretary of State in an effort to find the resident agent or individual upon whom service of the complaint and summons can be had and only recently, obtained that information.

WHEREFORE, the plaintiff respectfully moves that this Honorable Court set aside its order of dismissal and reinstate the matter on the docket.



 E. GRAHAM GIBBONS
 ATTORNEY FOR PLAINTIFF

FILED

FEB 12 1969

ALICE J. DUCK

CLERK
REGISTER

Exhibit A

CASE NO. 8186

Ala. Wood Preserving Co. v. Koppers Company, Inc.

FILED 6-26-'68

SERVICE (Personal
Registered Mail) 7-8-68

ALICE J. DUCK

Clerk-Register

GIBBONS & STOKES

ATTORNEYS AT LAW

160 CONGRESS STREET

MOBILE, ALABAMA

TELEPHONE 433-2611

November 11, 1970

E. GRAHAM GIBBONS
BEN STOKES

WILLIAM L. HOWELL
ROBERT F. CLARK
JOHN T. BALLARD

MAILING ADDRESS
P. O. BOX 293
MOBILE, ALABAMA 36601

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

RE: Koppers Company, Inc. vs Alabama Wood Preserving
Co., Inc., Case No. 8186

Dear Mrs. Duck:

Please issue a writ of discovery to the defendant, commanding
them to file a Court a sworn list of his assets, if any.

Sincerely,


E. Graham Gibbons

EGG/cs

Exhibit A

CASE NO. 8186

Ala. Wood Preserving Co. Koppers Company

FILED 6-26-'68

SERVICE (^{Personal} Registered Mail) 7-8-68

ALICE J. DUCK

Clerk-Register

GIBBONS & STOKES

ATTORNEYS AT LAW
160 CONGRESS STREET
MOBILE, ALABAMA
TELEPHONE 433-2611

E. GRAHAM GIBBONS
B. F. STOKES, III

JOHN S. GONAS, JR.
WILLIAM L. HOWELL

March 24, 1969

MAILING ADDRESS
P. O. BOX 293
MOBILE, ALABAMA 36601

Mrs. Alice Duck, Clerk
Circuit Court of Baldwin County
Baldwin County Courthouse
Bay Minette, Alabama

Re: Koppers Company, Inc. vs. Alabama Wood Preserving
Company, Inc., Case No. 8186

Dear Mrs. Duck:

Please issue an alias complaint and summons on T. L. Trawick,
Jr., Bay Minette, Alabama, in connection with the above
case.

Sincerely,


E. Graham Gibbons

EKG/dh

GIBBONS & STOKES

ATTORNEYS AT LAW
160 CONGRESS STREET
MOBILE, ALABAMA
TELEPHONE 433-2611

E. GRAHAM GIBBONS
B. F. STOKES, III
JOHN S. GONAS, JR.

MAILING ADDRESS
P. O. BOX 293
MOBILE, ALABAMA, 36601

June 25, 1968

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

8186

Re: Koppers Company, Inc. vs. Alabama Wood Preserving Company
Inc.

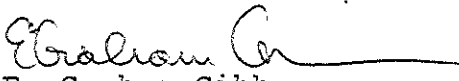
Dear Mrs. Duck:

I enclose herein an original and one copy of a complaint and summons in the above case. I would appreciate it if you file the same in the Circuit Court of Baldwin County and issue it for service, and I would also appreciate it if you would confirm the filing date and also the date when service is perfected.

The defendant's address is Robertsdale, Alabama.

Thank you very much for your attention to this matter.

Sincerely,


E. Graham Gibbons

EGG:he

Enclosures

GIBBONS & STOKES

ATTORNEYS AT LAW
160 CONGRESS STREET
MOBILE, ALABAMA
TELEPHONE 433-2611

E. GRAHAM GIBBONS
B. F. STOKES, III
JOHN S. GONAS, JR.

MAILING ADDRESS
P. O. BOX 293
MOBILE, ALABAMA, 36601

August 26, 1968

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

70.8186

Re: Koppers Company, Inc. vs Alabama Wood Perserving
Company, Inc.

Dear Mrs. Duck:

Please issue an alias complaint and summons at the
following address: Robertsdale, Alabama.

Sincerely,


E. Graham Gibbons

EGG:he

KOPPERS COMPANY, INC.

IN THE CIRCUIT COURT OF

Plaintiff

vs:

BALDWIN COUNTY, ALABAMA

ALABAMA WOOD PRESERVING CO., INC.

Defendant

AT LAW, CASE NO. 8186

NOTICE TO DEFENDANT

TO: ALABAMA WOOD PRESERVING CO., INC.

Take notice that upon the written request of E. Graham Gibbons, Attorney for the Plaintiff, filed in this Court in this cause, you are commanded to file in this Court within thirty days from the service of this notice a statement in writing, under oath, of employment, wages and assets, including money, choses in action, notes, bonds and accounts and all other property, real, personal or mixed or any interest therein, including wages due or payable, with a detailed description of same, the location and reasonable value of each item thereof, together with a detailed list or 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.

Be governed accordingly.

Dated this 16th day of November, 1970.

Alice J. Lusk

Clerk of Circuit Court of
Baldwin County, Alabama.

STATE OF ALABAMA

IN THE CIRCUIT COURT OF

COUNTY OF BALDWIN

BALDWIN COUNTY, ALABAMA

TO ANY SHERIFF OF THE STATE OF ALABAMA --GREETING:

YOU ARE HEREBY COMMANDED to serve a copy of the above notice upon Alabama Wood Preserving Co. Defendant, and make due return thereon, according to law.

Witness my hand this the 16th day of November, 1970.

Alice J. Lusk

Clerk, Circuit Court of
Baldwin County, Alabama

2-63-19232 A

KOPPERS COMPANY, INC.

IN THE CIRCUIT COURT OF

Plaintiff

vs:

BALDWIN COUNTY, ALABAMA

ALABAMA WOOD PRESERVING CO., INC.

Defendant

AT LAW, CASE NO. 8186

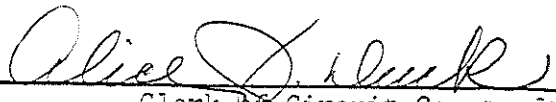
NOTICE TO DEFENDANT

TO: ALABAMA WOOD PRESERVING CO., INC.

Take notice that upon the written request of E. Graham Gibbons, Attorney for the Plaintiff, filed in this Court in this cause, you are commanded to file in this Court within thirty days from the service of this notice a statement in writing, under oath, of employment, wages and assets, including money, choses in action, notes, bonds and accounts and all other property, real, personal or mixed or any interest therein, including wages due or payable, with a detailed description of same, the location and reasonable value of each item thereof, together with a detailed list or 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.

Be governed accordingly.

Dated this 16th day of November 1970.


Clerk of Circuit Court of
Baldwin County, Alabama.

STATE OF ALABAMA

IN THE CIRCUIT COURT OF

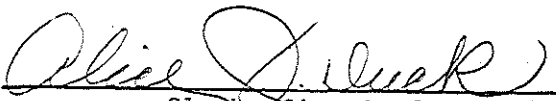
COUNTY OF BALDWIN

BALDWIN COUNTY, ALABAMA

TO ANY SHERIFF OF THE STATE OF ALABAMA --GREETING:

YOU ARE HEREBY COMMANDED to serve a copy of the above notice upon Alabama Wood Preserving Co. Defendant, and make due return thereon, according to law.

Witness my hand this the 16th day of November, 1970.


Clerk, Circuit Court of
Baldwin County, Alabama

Not Found

CASE NO. 8186

KOPPERS COMPANY, INC.

VS:

ALABAMA WOOD PRESERVING
CO., INC.

R'dale

WRIT OF DISCOVERY

433-2611
E. Graham Gibbons, Atty.
P. O. Box 293-Mobile,

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

Returned 17 day of Mar. 1970
Not found in my county after diligent search and in-
quiry.

Taylor Wilkins, Sheriff

Brown

Deputy Sheriff

Received 16 day of Mar. 1970
and on day of 19
I served a copy of the within Writ of Discovery
on Ala. Wood Preserving Co.

By service on

TAYLOR WILKINS, Sheriff

By D. S.

KOPPERS COMPANY, INC.,	)	IN THE CIRCUIT COURT OF
A Corporation,	)	
	)	BALDWIN COUNTY,
Plaintiff,	)	
	)	ALABAMA
VS.	)	
	)	
ALABAMA WOOD PRESERVING	)	AT LAW
COMPANY, INC., A	)	
Corporation,	)	
	)	
Defendant.	)	CASE NO. <u>8186</u>

COUNT ONE

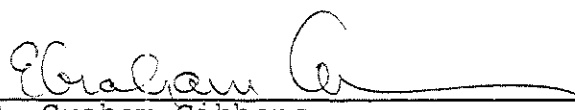
Plaintiff claims of the defendant the sum of \$10,000.00 due from him by account on, to-wit, June 20, 1967, which sum of money with the interest thereon, is still unpaid. This suit is filed on an itemized verified account, which will be offered in evidence at trial.

COUNT TWO

Plaintiff claims of the defendant the sum of \$10,000.00 due from him by account on, to-wit, June 20, 1967, which sum of money with the interest thereon is still unpaid.

COUNT THREE

Plaintiff claims of the defendant the sum of \$10,000.00 due from him by account stated between plaintiff and defendant on, to-wit, June 20, 1967, which sum of money, with the interest thereon, is still due and unpaid.


 E. Graham Gibbons
 Attorney for the Plaintiff
 P.O. Box 293
 Mobile, Alabama 36601

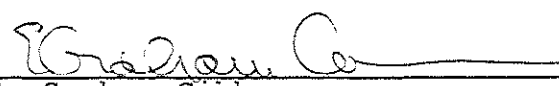
Serve the defendant at Robertsdale, Alabama

The plaintiff being a non-resident corporation, the Attorney of Record holds himself personally liable for costs of court.

FILED

JUN 26 1968

ALICE J. DUCK CLERK
 REGISTER


 E. Graham Gibbons
 P.O. Box 293
 Mobile, Alabama 36601

IMPORTANT: Read over slowly. Fill out very carefully. Attach itemized statement in triplicate showing each debit and credit supported by triplicate invoices of each debit. Do not strike out, change or add to except where indicated.

STATE OF..... Pennsylvania

COUNTY OF..... Allegheny

Before me, the undersigned authority, on this day personally appeared..... J. R. Faulk....., known to me, who being duly sworn, upon oath deposes and says that he is..... Assistant Treasurer..... and duly authorized agent of..... (Position held)

Koppers Company, Inc.

(Trade name or name of company)

A corporation duly incorporated and existing under the laws of the State of..... Delaware..... a partnership consisting of.....

Owned and operated by....., a sole trader, residing in the County of..... Allegheny....., State of..... Pennsylvania....., and that as such he makes this affidavit: that he is familiar with the books of said corporation, ~~partnership or sole~~ (Leave only one)

~~Trader~~; that the attached account against..... Alabama Wood Preserving Co., Inc.,..... constituting this cause of action, is taken from original books of entry, and is just and true within the knowledge of this affiant; that all just and lawful offsets, payments and credits have been allowed and that the sum of Ten thousand and 00/100-----Dollars (\$ 10,000.00), with interest thereon at the legal rate from the next following the date or dates thereof is due, owing and unpaid. KOPPERS COMPANY, INC.

J. R. Faulk
(Affiant Assistant Treasurer)

Subscribed and sworn to before me this..... 30th..... day of..... April..... A. D. 19 68.....

(SEAL)

Ruth M. Delve
Notary Public in and for the County and State first hereinbefore written.

My commission expires..... Feb 2..... A. D. 1969

RUTH M. DELVE, Notary Public

Pittsburgh, Allegheny Co., Pa.

My Comm. Expires..... PRINT name hereon.

VOL

63

PAGE 2, 1969



STATEMENT OF ACCOUNT
KOPPERS COMPANY, INC.
TAR & CHEMICAL DIVISION
501 KOPPERS BUILDING

PITTSBURGH, PA. 15219

ALABAMA WOOD PRESERVING DIV.
ROBERTSDALE ALABAMA

DATE	DESCRIPTION	CHARGES	✓	CREDITS	BALANCE PAY LAST AMOUNT IN THIS COLUMN
		BALANCE FORWARD			
4 13 67	020 0645 PART	468.89			
4 19 67	020 684	1,153.20			
4 24 67	020 0717	1,213.70			
5 5 67	020 0792	1,173.79			
5 17 67	020 0880	1,238.57			
5 25 67	020 0936	1,170.59			
6 9 67	020 0998	1,239.66			
6 13 67	020 1065	1,179.16			
6 20 67	20 1113	1,162.44			10,000.00*

BILL OF LADING DESCRIPTION

ROUTE

RATE

CREDITS AND ADDITIONAL BILLINGS
INVOICE NO. & AMOUNT

COMMISSION PAYABLE TO:

RATE AND BASIS

AMOUNT

GL DEPT. NO.

LOC

DEPT. MAN. NO.

SHIP IN NAME OF (IF OTHER THAN KOPPERS)

CONSIGNEE'S NOTIFICATION ADDRESS

SPECIAL INSTRUCTIONS:

KOPPER'S ORDER NO.

R1-502-176-WD

ENTERED

MO. DAY YR

SALESMAN'S NAME

010263 BRENNAN

CUSTOMER'S ORDER NO.

CONTRACT NO.

98

CUSTOMER

CODE NO.

STATE

ORIG. DEST.

TAX REAS.

ORIG. DEST.

SALESMAN NO.

SHIPPED FROM

F. O. B. SHIPPING POINT

1000241004010127270550302

WOODWARD ALA

F E W MOBIL ALA .09 CWT

SOLD TO:

SHIPPED TO:

ALABAMA WOOD PRESERVING CO
ROBERTSDALE ALA

SAME

TERMS:

NET CHECK

FREIGHT PPD/COIL

ROUTED VIA:

COLLECT

HEARIN TANK LINES

INVOICE NO.

INVOICE DATE

DATE SHIPPED

MATCH NO.

ACTUAL FREIGHT PAID

B/L OR DELIVERY TICKET NO.

CAR OR VEHICLE INITIALS & NO.

1002000645

041367

041167

K-105863

COMMODITY DESCRIPTION-CODE-UNIT PRICE

QUANTITY

AMOUNT

C/L

LDC

DEPT

NO.

INVENTORY

QUANTITY

DEDUCTIONS

REFERENCE

NUMBER

1 T/TRUCK

GRADE NO 1 CREOSOTE OIL

AT .24/GAL

11N175010011140

5581

1339411766

54391

LESS F E W MOBIL ALA

AT .285/CWT

11N175010011140

14204/3

49840 LBS

TAX.

DISCOUNT	PAID BY	TRUCK
AMOUNT	NO. DAY YR	LOC.

INVOICE AMOUNT

119740

BILL OF LADING DESCRIPTION

ROUTE

RATE

CREDITS AND ADDITIONAL BILLINGS

COMMISSION PAYABLE TO:

RATE AND BASIS

SHIP IN NAME OF (IF OTHER THAN KOPPERS)

CONSIGNEE'S NOTIFICATION ADDRESS

SPECIAL INSTRUCTIONS:

KOPPER'S ORDER NO.

R1-502-176-WD

ENTERED

MO. DAY '72
01 02 63

SALESMAN'S NAME

BRENNAN

CUSTOMER'S ORDER NO.

CONTRACT NO.

131

CUSTOMER

STATE

TAX REAS.

SALESMAN NO.

SHIPPED FROM

F O B SHIPPING POINT

100024100401012727955030

WOODWARD ALA

F E W MOBIL ALA .09 CWT

SOLD TO:

SHIPPED TO:

ALABAMA WOOD PRESERVING CO
ROBERTSDALE ALA

SAME

TERMS:

NET CHECK

FREIGHT PAY/COIL

ROUTED VIA

COLLECT

HEARIN TANK LINES

INVOICE NO.

INVOICE DATE

DATE SHIPPED

BATCH NO.

ACTUAL FREIGHT PAID

B/L OR DELIVERY TICKET NO.

CAR OR VEHICLE INITIALS & NO.

1004200644

MO. DAY '72
04 19 67MO. DAY '72
04 17 67

K-105930

COMMODITY DESCRIPTION-CODE-UNIT PRICE

QUANTITY
SHIPPED

AMOUNT

C
LOG
DEPT
NOINVENTORY
QUANTITY

DEDUCTIONS

REFERENCE
NUMBER

1 T/TRUCK

GRADE NO 1 CREOSOTE OIL

AT .24/GAL

12N175010011140

5375

129000

766

52348

LESS F E W MOBIL ALA

AT .285/CWT

12N175010011140

13680/8

48000 LBS

TAX.

DISCOUNT

IF PAID BY

TRUCK

AMOUNT

MO. DAY '72

LOC.

INVOICE AMOUNT

115320

176 REV. 4 100M 1/67
PRINTED IN U.S.A.

ACCOUNTING DEPARTMENT

BILL OF LADING DESCRIPTION

ROUTE

OPTIONAL BILLING

AMOUNT

COMMISSION PAYABLE TO

RATE AND BASIS

LOC. TO DEPT. WAREHOUSE

SHIP IN NAME OF (IF OTHER THAN KOPPERS)

CONSIGNEE'S NOTIFICATION ADDRESS

SPECIAL INSTRUCTIONS:

KOPPER'S ORDER NO. 176-WD

C. F. F. NO.

SALESMAN'S NAME BRENNAN

CUSTOMER'S ORDER NO.

CONTRACT NO.

201

CUSTOMER
CODE NO.

STATE

TAX REG.

SALESMAN NO.

SHIPPED FROM

F. O. B. SHIPPING PLANT

1000241004010127270550303 WOODWARD ALA

F E W MOBIL ALA .09 CWT

SOLD TO:

SHIPPED TO:

ALABAMA WOOD PRESERVING CO
ROBERTSDALE ALA

SAME

TERMS:

NET CHECK

COLLECT

HEARIN TANK LINES

INVOICE NO.

INVOICE DATE

DATE SHIPPED

BATCH NO.

ACTUAL
FREIGHT PAID

B. I. OR DELIVERY TICKET NO.

CAR OR VEHICLE INITIALS & NO.

10002007117 042467 042167

K-108370

COMMODITY DESCRIPTION-CODE-UNIT PRICE

QUANTITY
SHIPPED

AMOUNT

C. I. DEPT.
R. NO.INVENTORY
QUANTITY

DEDUCTIONS

REFERENCE
NUMBER

1 T/TRUCK
GRADE NO 1 CREOSOTE OIL
• AT .24/GAL 12N1750100111140 5657 135768 766 55240
• LESS F E W MOBIL ALA
• AT .285/CWT 12N1750100111140 14398/1
• 50520 LBS

TAX

1	2	3	4	5	6	7	8	9	10	11	12
DISCOUNT				IF PAID BY				TRUCK			
AMOUNT				NO. DAY YR.				LOC.			

INVOICE AMOUNT

121370

T-78 REV. 4 100M 1/67
PRINTED IN U.S.A.

ACCOUNTING DEPARTMENT

BILL OF LADING DESCRIPTION

ROUTE

INVOICE NO.

AMOUNT

~~RT-XXXXXX~~

COMMISSION PAYABLE TO:

RATE AND BASIS

AMOUNT

SHIP IN NAME OF (IF OTHER THAN KOPPERS)

CONSIGNEE'S NOTIFICATION ADDRESS

SPECIAL INSTRUCTIONS:

KOPPER'S ORDER NO.

ENTERED

SALESMAN'S NAME

CUSTOMER'S ORDER NO.

CONTRACT NO.

R1-502-176-WD

010263

BRENNAN

71

CUSTOMER

STATE

TAX SEAS

SALESMAN NO.

SHIPPED FROM

F. O. B. SHIP AND PLANT

2000241004010127270550301

WOODWARD ALA

F E W MOBIL ALA .09 CWT

SOLD TO:

SHIPPED TO:

ALABAMA WOOD PRESERVING CO
ROBERTSDALE ALA

SAME

TERMS:

NET CHECK

FREIGHT PPD/COLL

ROUTED VIA:

COLLECT

HEARIN TANK LINES

INVOICE NO.

INVOICE DATE

DATE SHIPPED

MATCH NO.

ACTUAL

B/L OR DELIVERY TICKET NO.

CAR OR VEHICLE INITIALS & NO.

1-00200792 050567 050567

K-108383

COMMODITY DESCRIPTION-CODE-UNIT PRICE

QUANTITY
SHIPPED

AMOUNT

C
RLBS
DEPT
NO.INVENTORY
QUANTITY

DEDUCTIONS

REFERENCE
NUMBER

1 T/TRUCK

GRADE NO 1 CREOSOTE OIL

*AT .24/GAL

12-175010011140

5071

131304 766

5359 1/2

*LESS F E W MOBIL ALA

*AT .285/CWT

12-175010011140

13925 1/2

48860 LBS

TAX.

DISCOUNT

U. PAID BY

TRUCK

AMOUNT

MO. DATE

LOC.

INVOICE AMOUNT

117379 1/2

7-78 REV. 4-100M 1/67
PRINTED IN U.S.A.

ACCOUNTING DEPARTMENT

BILL OF LADING DESCRIPTION

ROUTE

RATE

CREDITS AND ADDITIONAL BILLINGS

INVOICE NO. F. M. NO.

AMOUNT

COMMISSION PAYABLE TO:

RATE AND BASIS

AMOUNT

F. M. NO.

CODE

DATE

AMOUNT

SHIP IN NAME OF (IF OTHER THAN KOPPERS)

CONSIGNEE'S NOTIFICATION ADDRESS

SPECIAL INSTRUCTIONS:

KOPPER'S ORDER NO.

ENTERED

SALESMAN'S NAME

CUSTOMER'S ORDER NO.

CONTRACT NO.

R1-502-176-WD

010263

BRENNAN

160

CUSTOMER

STATE

TAX RATE

SALESMAN NO.

SHIPPED FROM

F. O. B. SHIPPING PLANT

1000241004010127270550302

WOODWARD ALA

F E W MOBIL ALA .09 CWT

SOLD TO:

SHIPPED TO:

ALABAMA WOOD PRESERVING CO
ROBERTSDALE ALA

SAME

TERMS:

NET CHECK

FREIGHT PPD/COIL

ROUTED VIA

COLLECT

HEARIN TANK LINES

INVOICE NO.

INVOICE DATE

DATE SHIPPED

BATCH NO.

ACTUAL FREIGHT PAID

B/L OR DELIVERY TICKET NO.

CAR OR VEHICLE INITIALS & NO.

10002000880 051767 051667

K-108438

COMMODITY DESCRIPTION-CODE-UNIT PRICE

QUANTITY
SHIPPED

AMOUNT

C
RLDG.
DEPT.
NO.INVENTORY
QUANTITY

DEDUCTIONS

REFERENCE
NUMBER1
2

1 T/TRUCK

GRADE NO 1 CREOSOTE OIL

• AT .24/GAL

12 175010011140

5773

138552 766

5649 1/2

• LESS F E W MOBIL ALA

• AT .285/CWT

12 175010011140

14695 1/2

51560 LBS

TAX.

DISCOUNT
AMOUNTPAID BY
MO (DAY) YR.TRUCK
LOC.

INVOICE AMOUNT

123857 1/2

T-78 REV. 4 130M 1/67
PRINTED IN U.S.A.

ACCOUNTING DEPARTMENT

BILL OF LADING DESCRIPTION

ROUTE

RAID

EDITS AND ADDITIONAL BILLING

COMMISSION PAYABLE TO

RATE AND BASIS

SHIP IN NAME OF (IF OTHER THAN KOPPERS)

CONSIGNEE'S NOTIFICATION ADDRESS

SPECIAL INSTRUCTIONS:

KOPPER'S ORDER NO.

ENTERED

SALESMAN'S NAME

CUSTOMER'S ORDER NO.

CONTRACT NO.

R1-502-176-WD

010263

BRENNAN

CUSTOMER

STATE

TAX REAS

SALESMAN NO.

SHIPPED FROM

F E W SHIPPING PLANT

1000241004010127270550302

WOODWARD ALA

F E W MOBIL ALA .09 CWT

SOLD TO:

SHIPPED TO:

ALABAMA WOOD PRESERVING CO
ROBERTSDALE ALA

SAME

TERMS:

NET CHECK

COLLECT

HEARIN TANK LINES

INVOICE NO.

INVOICE DATE

DATE SHIPPED

BATCH NO.

ACTUAL FREIGHT PAID

B I OR DELIVERY TICKET NO.

CAR OR VEHICLE INITIALS & NO.

1000200998

060967

060567

K-108322

COMMODITY DESCRIPTION-CODE-UNIT PRICE

QUANTITY
SHIPPED

AMOUNT

C LDC.
R DEPT.
NOINVENTORY
QUANTITY

DEDUCTIONS

REFERENCE
NUMBER

1 T/TRK
GRADE NO 1 CREOSOTE OIL
• AT .24/GAL 121175010011140
• LESS F E W MOBIL ALA
• AT .285/CWT 121175010011140
• 51600 LBS

5778

138672 766

56772

14706 1/2

TAX

1
44DISCOUNT
AMOUNTIF PAID BY
MO. DAY YR.TRUCK
LOC.

INVOICE AMOUNT

123966 1/2

1-78 REV. 4-100M 1-67
PRINTED IN U.S.A.

ACCOUNTING DEPARTMENT

MOORE BUSINESS FORMS, INC. H M

SPEED-100

BILL OF LADING DESCRIPTION

COMMISSION PAYABLE TO:

SHIP IN NAME OF (IF OTHER THAN KOPPERS)

CONSIGNEE'S NOTIFICATION ADDRESS

SPECIAL INSTRUCTIONS:

KOPPER'S ORDER NO.

ENTERED

SALESMAN'S NAME

CUSTOMER'S ORDER NO.

CONTRACT NO.

R1-502-176-WD

010263

BRENNAN

107

CUSTOMER

STATE

ZIP CODE

SALESMAN NO.

SHIPMENT FROM

1000241004010127270550301 WOODWARD ALA

F E W MOBIL ALA .09 CWT

SOLD TO:

ALABAMA WOOD PRESERVING CO
ROBERTSDALE ALA

SAME

TERMS:

NET CHECK

COLLECT

HEARIN TANK LINES

INVOICE NO.

INVOICE DATE

DATE SHIPPED

TRUCK NO.

ACTUAL FREIGHT PAID

FILE OR DELIVERY TICKET NO.

CAR OF VEHICLE

PLATE NO.

10002410065

061367

061367

K-90940

COMMODITY DESCRIPTION-CODE-UNIT PRICE

QUANTITY SHIPPED

AMOUNT

QUANTITY

QUANTITY

DEDUCTIONS

REFERENCE NUMBER

ONE TANK TRUCK

GRADE NO 1 CREOSOTE OIL

*AT .24/GAL

121175010011140

5496

131904 766

53831

*LESS F E W MOBIL ALA

*AT .285/CWT

121175010011140

13988 1/2

49080 LBS

TAX

ACCOUNT AMOUNT PAID BY TRUCK
41 10002410065 061367 061367

INVOICE AMOUNT

117916 1/2

10002410065 061367 061367
PRINTED IN U.S.A.

ACCOUNTING DEPARTMENT

BILL OF LADING DESCRIPTION

ROUTE

RATE

CREDITS AND ADDITIONAL BILLING

INVOICE OF LADING

AMOUNT

COMMISSION PAYABLE TO:

RATE AND BASIS

AMOUNT

DEPT. AMOUNT

SHIP IN NAME OF (IF OTHER THAN KOPPERS):

CONSIGNEE'S NOTIFICATION ADDRESS

SPECIAL INSTRUCTIONS:

KOPPER'S ORDER NO.

ENTERED

SALESMAN'S NAME

CUSTOMER'S ORDER NO.

CONTRACT NO.

R1-502-176-WD

010263

BRENNAN

180

CUSTOMER

STATE

TAX RATE

SALESMAN NO.

SHIPPED FROM

F E W SHIPPING PLANT

1000241004010127270550302

062067

062067

WOODWARD ALA

F E W MOBIL ALA

.09 CWT

SOLD TO:

SHIPPED TO:

ALABAMA WOOD PRESERVING CO
ROBERTSDALE ALA

SAME

TERMS:

FREIGHT PPD/COLL

ROUTED VIA

NET CHECK

COLLECT

HEARIN TANK LINES

INVOICE NO.

INVOICE DATE

DATE SHIPPED

BATCH NO.

ACTUAL FREIGHT PAID

B/L OR DELIVERY TICKET NO.

CAR OR VEHICLE INITIALS & NO.

1000241004010127270550302

062067

062067

K-90941

COMMODITY DESCRIPTION-CODE-UNIT PRICE

QUANTITY

AMOUNT

C

LOG DEPT. NO.

INVENTORY QUANTITY

DEDUCTIONS

REFERENCE NUMBER

T

ONE TANK TRUCK

GRADE NO 1 CREOSOTE OIL

*AT .24/GAL

121175010011140

5418

130032

766

53172

*LESS F E W MOBIL ALA

*AT .285/CWT

121175010011140

13788 1/2

48380 LBS

TAX.

DISCOUNT

IF PAID BY

TRUCK

AMOUNT

NO. | DAT. | YR.

LOC.

INVOICE AMOUNT

116244

1/2

SUMMONS AND COMPLAINT

Moore Printing Co. - Bay Minette, Ala.

STATE OF ALABAMA
Baldwin County

Circuit Court, Baldwin County

No.....8186.....

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

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to SummonAlabama Wood Preserving Company, 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.....

.....Alabama Wood Preserving Company, Inc....., Defendant.....

byKoppers Company, Inc.....

.....Plaintiff.....

Witness my hand this.....26.....day of.....June..... 1968..

Oliver J. Duck, Clerk

24
4/30/69

SUMMONS AND COMPLAINT

Moore Printing Co. - Bay Minette, Ala.

STATE OF ALABAMA
Baldwin County

Circuit Court, Baldwin County

No. 8186

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

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon *J. L. Inawick, Jr.*

Alabama Wood Preserving Company, Inc. a corp

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.....

.....Alabama Wood Preserving, Inc. a corp....., Defendant.....

by *Koppers Company, Inc. a corp*

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

Witness my hand this 26th day of June 19 68

W. L. Duck, Clerk

Bus
No. 8186

6222
Page

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

KOPPERS COMPANY, INC, a corp

Plaintiffs

vs.

ALABAMA WOOD PRESERVING COMPANY, INC

a corp

Defendants

SUMMONS AND COMPLAINT

Filed 6-26-68 19

Alice J. Duck Clerk

4-2-69
E. Graham Gibbon

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

J. L. Inawick Bay Minelt

Robertdale

RECEIVED

Received in Office

AUG 28 1968

MAY 25 1968

19

W. J. JACKSON

Sheriff

have executed this summons

this April 30 1969

by leaving a copy with

Ala. Wood Preserving

Co. Inc. by

J. L. Inawick

J. L. Inawick

Ray Le Budge Sheriff

W. Busby Deputy Sheriff

in Mobile

KOPPERS COMPANY, INC.,
a corporation

Plaintiff

VS

ALABAMA WOOD PRESERVING
COMPANY, INC., a
corporation

Defendant

) IN THE CIRCUIT COURT
) OF BALDWIN COUNTY,
) ALABAMA.

) AT LAW.

) CASE NO. 8186

MOTION TO REINSTATE

Comes now the plaintiff and respectfully shows unto the Court as follows:

1. That the instant suit was filed on June 25, 1968 and judgment obtained shortly thereafter when the clerk of this Court informed counsel that service was obtained as indicated by attachment marked "Exhibit A" hereto.

2. That at a subsequent date counsel was informed that the clerk was in error in listing service on the defendant and an alias complaint and summons was requested thereafter in December, 1968.

3. That since that time counsel has corresponded with the Secretary of State in an effort to find the resident agent or individual upon whom service of the complaint and summons can be had and only recently, obtained that information.

WHEREFORE, the plaintiff respectfully moves that this Honorable Court set aside its order of dismissal and reinstate the matter on the docket.


E. GRAHAM GIBBONS
ATTORNEY FOR PLAINTIFF