

8264

October 30, 1968

Mr. Jack Ishoe
Northside Brown Service
Funeral Home
1214 N. Wilson Ave.
Prichard, Alabama 36610

Dear Mr. Ishoe:

This is to advise that I have withdrawn from representing you in the case of Lucassen vs. Ishoe - Case No. 8264 in the Baldwin County Circuit Court. My reasons for this is that I have made every attempt possible to contact you over a two month period and as yet I have had no reply, communication of any type or correspondence from you. Such a situation makes it completely impossible for me to represent you in this matter.

I would expect that the attorneys for the plaintiff would be in a position now to take a judgment by default against you.

Sincerely,
Richard C. Lacey
RICHARD C. LACEY

RCL/ot

cc: Hon. Telfair J. Mashburn
Judge Circuit Court
Bay Minette, Alabama

Mrs. Alice J. Duck
Circuit Clerk
Bay Minette, Alabama

Mr. Tolbert M. Brantley
Wilters and Brantley
Attorneys at Law
Bay Minette, Alabama

[Handwritten signature]

VIVIAN CASALARE,) IN THE CIRCUIT COURT OF
Plaintiff,) BALDWIN COUNTY, ALABAMA
VS.) AT LAW
JACK V. ISHEE,) CASE NO. 8264
Defendant.)

Comes the Defendant in the above styled cause and demurrers to the Bill of Complaint and to each count thereof as follows:

I

That said Bill of Complaint does not state the cause of action.

II

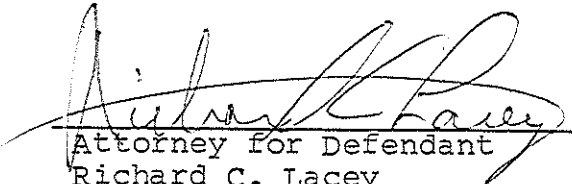
That said Bill of Complaint fails to state with certainty the place where the Plaintiff was alleged to have been injured.

III

That said Bill of Complaint fails to show any duty on the part of the Defendant to the Plaintiff.

IV

That said Bill of Complaint is multifarious.


Attorney for Defendant
Richard C. Lacey

FILED

SEP 17 1968

ALICE J. DUCK CLERK
REGISTER

STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Jack V. Ishee 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 Vivian Casalare.

WITNESS my hand this 23rd day of August, 1968.

Alice J. [Signature]
Clerk

VIVIAN CASALARE,)	IN THE CIRCUIT COURT OF
Plaintiff,)	BALDWIN COUNTY, ALABAMA
VS.)	AT LAW
JACK V. ISHEE,)	CASE NO. <u>8264</u>
Defendant.)	

COUNT I

The Plaintiff claims of the Defendant the sum of TEN THOUSAND DOLLARS (\$10,000.00) as damages for that heretofore, on to-wit: April 26, 1968, the Plaintiff's minor son, Michael B. Lucassen, was driving his motor vehicle along or upon Fairhope Avenue, a public highway in Fairhope, Baldwin County, Alabama, at or near the drive leading to the house of the Defendant. At said time and place, the Defendant so negligently operated his motor vehicle as to cause or allow it to back into or against the vehicle being ridden by Michael B. Lucassen; and as a direct and proximate consequence and result of said negligence, Michael B. Lucassen, a minor, was severely injured as follows:

The little finger on his left hand was cut. His

left leg was crushed and broken and so severely damaged that it was necessary to amputate said leg. As a further result of said negligence, your Plaintiff was caused to expend great sums of money for hospitalization and doctor and medical expenses for the treatment and cure of said injuries. She was forced to lose the service and companionship of her said minor son, Michael B. Lucassen. Your Plaintiff avers that she has the legal custody of Michael B. Lucassen and is obligated to pay said bills.

WILTERS & BRANTLEY

BY:

Tolbert M. Brantley
Tolbert M. Brantley

The Plaintiff demands a trial by jury.

WILTERS & BRANTLEY

BY:

Tolbert M. Brantley
Tolbert M. Brantley

FILED

AUG 13 1958

ALICE J. DUCK CLERK
REGISTER

8264

WT ~~at~~ fire insurance - Damages at 10,000⁰⁰

Received 13 day of Aug 1968
 and on 14 day of Aug 1968
 served a copy of the within BAC
 on Jack V. Ashe
 by service on above
J. Ashe
 By Randall Sheriff

Vivian Casolare
Ply.

10,000⁰⁰
Jack Griffith

Jack V. Ashe
Dept.

TAYLOR WILKINS, SHERIFF OF BALDWIN
 COUNTY, ALABAMA. CLAIM \$1.00 EACH
 FOR SERVING 1 PROCESSIES AND
 TRAVEL EXPENSE ON EACH OF \$ 7.00
 PROCESSIES OR A TOTAL OF \$ 8.50

FILED
 AUG 13 1968

CLERK
 REGISTER

Witters + Brantley -