LAW OFFICES

#### CAFFEY, GALLALEE, EDINGTON & LOVELESS CONTLAT ST. EMANUEL

MOBILE, ALABAMA

36602

WILLIAM G. CAFFEY (1884-1964) JACK C. GALLALEE ROBERT S. EDINGTON RALPH P. LOVELESS I. DAVID CHERNIAK

FREDERICK G. HELMSING

HORACE MOON, JR.

September 25, 1968

TELEPHONE 433-2531 AREA CODE 205

Mrs. Alice J. Duck, Clerk & Register Circuit Court of Baldwin County Court House Bay Minette, Alabama

Bay Minette Loan Company, vs. Jimmy L. Pugh

Case No. 8317

Dear Mrs. Duck:

I would greatly appreciate your filing the enclosed Motion to Stay at your convenience. Thank you very much.

Very truly yours,

HORACE MOON, JR.

For the Firm

HM, jr: lme Encl.

BAY MINETTE, LOAN	COMPANY,	Ĭ	IN	THE	CIRCUIT	COURT	OF
Pl	aintiff,	Ĭ					
VS.		Ĭ	BAL	DWIN	COUNTY,	, ALABA	AMA
JIMMY L. PUGH,		Ĭ					
De	fendant.	X	CAS	E NO	8317		

## MOTION TO STAY

Comes the Defendant in the above styled cause, by and through his Attorney, I. DAVID CHERNIAK, and shows unto this Honorable Court as follows:

That on, to-wit, the 25th day of September, 1968, the said Defendant filed a petition under the Bankruptcy Act as amended, Case No. 27,126, in the District Court of the United States for the Southern Division, State of Alabama; that his wages and property, both presently and in the future, are under the jurisdiction and control of said District Court.

WHEREFORE, said Defendant moves this Honorable Court to stay and hold in abeyance all further matters in this proceeding.

CAFFEY, GALLALEE & EDINGTON

Attorney for Defenda

I do hereby company of the day of this foregoing pla this proceeding by addressed and how work with the property addressed and how work which was mail,

SEP 26 1968

Form 2006. (Rev. Aug., 1945) DETINUE—AFFIDAVIT AND BOND. (C	Code 1940 T:+ 7 C	(10)		l make
	20de 1940. Tit. 7, Se	ec. 918)		
STATE OF ALABAMA ( IN	THE CIRC	UIT COUF	RT OF	
BALDWIN COUNTY	BALDATN		COUNTY	
Before me, Taylor Wilkins, Jr.,				
personally appeared Ray Stephens	, a 2100a	ay rabite i	n and for said Co	ount
duly sworn deposes and says that the property sued for i	n the complain	t of Borr	Winobeing t	y n
Company				
All household and kitchen furniture	inoludia	——— nie	d in said Court, to	)-wi
one RCA electric range, and a conso	ole stereo		reirigerat	or
belongs to Bay Minette Loan Company		***	, the plaintiff.	
	6 - -		, vand practitioniti.	
Sworn to and subscribed before me this		him	1/1/	1
day of September //19 68	20	ency (	1 Sugar	-Cl
- Jedelly H		0	Application of the second of t	
Notary Public				· ' ~ ' \
COMPANY			SI	No.
Th. A. T. C.	THE CIRCUI	T COURT	OF	
BALDWIN COUNTY	BALDWIN		COUNTY	
KNOW ALL MEN BY THESE PRESENTS, That we,	Bay Minet	te Ioon	Commonwe	
		te Loan	Company , Principal,	hre
firmly bound untoJimmy I. Pugh	,	te Loan, S	Company , Principal, ureties, are held	and
	, ]	te Loan, S	Company , Principal, ureties, are held kecutors and adn	and nin-
firmly bound untoJimmy I Pugh istrators in the sum of _FTFTY and NO/100 (\$50. for the payment of which we jointly and severally bind o trators.	OO) ourselves, our	, S his heirs, exec	Company , Principal, ureties, are held kecutors and adn Doll utors and admi	and nin- ars, nis-
firmly bound untoJimmy I Pugh istrators in the sum ofFTFTY and NO/100 (\$50. for the payment of which we jointly and severally bind o trators.  Sealed with our seals and dated the day of	OO)  ourselves, our  f Septem	te Loan, S his heirs, executer	Company , Principal, ureties, are held secutors and adn utors and admi	and nin- ars, nis-
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	No. 001	<del>/</del>
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	THE STATE OF AL	ABAMA
	DAT DUTTN	COTIVINAL
	BALDWIN	COUNTY
		:
	CIRCUIT COU	RT
:		:
	•	:
	DAY MINERIUM TOAN	T COMPANY
_	BAY MINETTE LOAN	Plaintiff
	vs.	:
	JIMMY L. PUGH	Defendant
	<ul> <li>Article State of the Control of the Co</li></ul>	
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	Detinue — Affidavit	and Bond
		:
न	iled thisday of	. 19
1	100 4115 (1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	, , ,
		Clerk

The state of the s

# STATE OF ALABAMA Baldwin County

KNOW ALL MEN BY THESE PRESENTS, That we, Bay Minette Loa:	a Company
and	
are held and firmly bound untoJimmie L. Pugh	
in the sum of FOUR HUNDRED (\$400.00) Dollars, for the	payment of
which, well and truly to be made, we jointly and severally bind ourselves, our heirs, execuministrators.	tors and ad-
Sealed with our seals and dated this <u>3rd</u> day of <u>October</u>	19_68
The condition of the above obligation is such that whereas the saidplaintif:	
of Augt 19 68 sue out of the Circuit Court of Baldwin	County
a writ of detinue directed to any Sheriff of the State of Alabama com	manding him
to take into his possession the following property, to-wit: a RCA refrigerator	<del>3</del>
RCA electric range and a console stereo	
	·
	<del></del>
which said writ was placed in the hands of Taylor Wilkins	The state of the s
Sheriff of Baldwin County, Alabama, on the day of	_, 19_68,
Sheriff of Baldwin County, Alabama, on the 13th day of 25th and executed by him on the 24th day of 25th, 1968, by ta	king into his
possession the following property, to-wit:	
sum as about	
	***************************************
And whereas the said Jimmie L. Pugh	
Defendant in said writ, has failed and neglected for the space of five days from the executivit to give bond and take possession of said property as authorized by law.	ition of said
Now if the saidplaintiffup	his failine
Now if the said <u>plaintiff</u> up in said suit shall deliver the said property to the Defendant within thirty days after judgmall damages for the detention of the property and costs of suit, then this obligation to be voto remain in full force and effect.	ent and pay
to remain in run roice and errect.	
Pay C Stephens	_ (SEAL)
	_ (SEAL)
	_ (SEAL)
Taken and approved this day of	
Sheriff, Baldwin County, Ala.	
<u> </u>	

Any Sheriff of the State of Alabama—Greetings:  u Are Hereby Commanded to SummonJimmy L. Pugh  appear within thirty days from the service of this writ, in the Circuit	it Court to be held for said County
u Are Hereby Commanded to SummonJimmy L Pugh	
u Are Hereby Commanded to SummonJimmy L Pugh	
appear within thirty days from the service of this writ, in the Circui	
the place of holding the same, then and there to answer the complain	nt of Bay Minette Loan
The Control of the C	
Company	
	·
in the second se	· · ·
Witness my hand thisday ofSeptember	r19_68_
7 -	
- Clie	l leek Clerk
COMPLAINT	
Bay Minette Loan Company Jimmy-	
	n de la constant
Plaintiff Versus	Control of the second of the s
The plaintiffclaims of the defendant the following personal p	oroperty, to-wit:
<u> </u>	
All household and kitchen furniture, include	ling one RCA refrigerato
one RCA electric range, and a console stere	<u> </u>
Here the second	
The Plaintiff claims of the Defendant Two F	
palance due by promissory note for \$360.00	
day of November, 1967, and payable on the 2	25th day of August, 1968
with interest thereon.	
Plaintiff further alleges that in and by th Defendant waived all rights of homestead ex to pay all costs of collecting or securing	kemption, and Defendant
reasonable Attorney is fee fing the detention, to-wit:	one note, including a
M. November 18th, 1967, to August 25	5th19.68
and of the alternate value of \$200.00	)_
	A. A
	Plaintiff's Attorney.
	riaintiii s Attorney.

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### State of Alabama

Baldwin County

## CIRCUIT COURT

Bay Minette Loan Company

Plaintiff \_\_\_

Jimmy L. Pugh

Defendant\_\_

Detinue Summons and Complaint

-- SEP-1-3-1968-----, Clerk

CLERK REGISTER

Defendant's Attorney

#### To the Sheriff of said County:

Whereas, the Plaintiff in the within stated cause has made affidavit and given bond as required by law you are hereby required to take the property mentioned in Complaint into your possession unless the Defendant gives bond payable to the Plaintiff with sufficient surety in double the amount of the value of the property, with condition that if the Defendant is cast in the suit he will within thirty days thereafter, deliver the property to the Plaintiff, and pay all damages and costs which may accrue from the detention thereof.

Defendant lives at 302 Mango Street, Bay Minette Works for Terminex

> Received in office ALBENED

SEP 1 3 1968

Sheriff

I have executed this summons

by leaving a copy with

including one

Printed by Moore Printing Co.