

B-W ACCEPTANCE CORPORATION,
a corporation,

Plaintiff,

vs.

CHARLES SPANN and JEANETTE
SPANN, individually and d/b/a
Spann Furniture Company,

Defendants.

* IN THE CIRCUIT COURT
* OF BALDWIN COUNTY,
* AT LAW

* CASE NO. 5579

*
*
*

COMPLAINT

COUNT ONE

The Plaintiff claims of the Defendants Two Thousand Seven Hundred Twenty Eight and 35/100ths (\$2,728.35) Dollars, due from them by account on the 16th day of February, 1968, which sum of money, with the interest thereon, is still unpaid.

COUNT TWO

The Plaintiff claims of the Defendants Two Thousand Seven Hundred Twenty Eight and 35/100ths (\$2,728.35) Dollars, due from them on account stated between the Plaintiff and Defendants on the 16th day of February, 1968, which sum of money, with the interest thereon, is still unpaid.

COUNT THREE

The Plaintiff claims of the Defendants Two Thousand Seven Hundred Twenty Eight and 35/100ths (\$2,728.35) Dollars, due from them for merchandise, goods and chattels sold by the Plaintiff to the Defendants between February 16, 1968, and April 26, 1968, which sum of money, with the interest thereon, is still unpaid.

COUNT FOUR

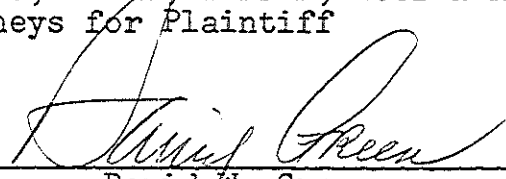
The Plaintiff claims of the Defendants Two Thousand Seven Hundred Twenty Eight and 35/100ths (\$2,728.35) Dollars,

due from them for money received by the Defendants between February 16, 1968, and April 26, 1968, which sum of money, with the interest thereon, is still unpaid.

An itemized statement of the account sued on, verified by the affidavit of a competent witness, is attached hereto as Exhibit "A" and made a part hereof.

PILLANS, REAMS, TAPPAN, WOOD & ROBERTS
Attorneys for Plaintiff

By: _____


David W. Green

Defendants may be served at their home in Robertsdale,
Alabama.

EXHIBIT "A"

B-W ACCEPTANCE CORPORATION

Office Park Building

Mobile, Alabama

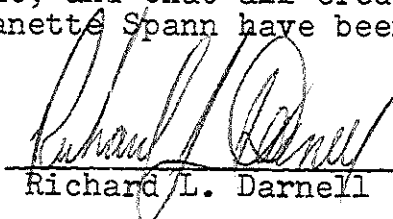
Charles Spann and Jeanette Spann
d/b/a Spann Furniture Company
Robertsdale, Alabama

2-16-68	Model No. EJ507-W, Serial No. 84BDM8577-----	\$259.98
2-16-68	Model No. GJ729-W, Serial No. 55GDB7431-----	506.98
2-16-68	Model No. RJM12-A, Serial No. 028155-----	15.46
2-16-68	Model No. VJP12-R, Serial No. 74440301-----	15.56
2-16-68	Model No. YJS20-E, Serial No. 51417333-----	57.90
2-16-68	Model No. YJH32-W, Serial No. 14139-----	72.50
2-27-68	Model No. GJ615-W, Serial No. 80BTH4774-----	374.00
3-29-68	Model No. CFJT650, Serial No. 287-----	179.97
4-26-68	Model No. GJ713-F, Serial No. 20GTE7086-----	470.00
4-26-68	Model No. FL500-E, Serial No. 98BAH5735-----	325.00
4-26-68	Model No. GJ701-W, Serial No. 31GDB0768-----	451.00

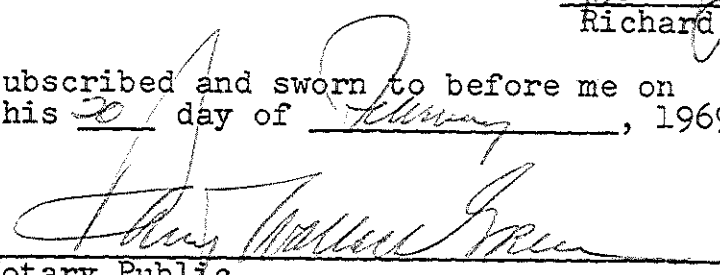
STATE OF ALABAMA

COUNTY OF MOBILE

Personally appeared before me, the undersigned authority Richard L. Darnell, who is personally known to me, and who, being by me first duly sworn, deposes and says that the above itemized account of Charles Spann and Jeanette Spann is justly due and unpaid, and that he has personal knowledge of the correctness of said account, and that all credits due the said Charles Spann and Jeanette Spann have been allowed.


Richard L. Darnell

Subscribed and sworn to before me on
this 20 day of February, 1969.


Notary Public

FILED

FEB 24 1969

ALICE J. DUEK
CLERK
REGISTER

VOL

63 PAGE 774

SUMMONS AND COMPLAINT

Moore Printing Co. - Bay Minette, Ala.

STATE OF ALABAMA
Baldwin County

Circuit Court, Baldwin County

No. 8579

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

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Charles Spann and Jeanette Spann, Individually
and d/b/a Spann Furniture Company

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 Charles Spann
and Jeanette Spann, Ind. & d/b/a Spann Furniture Company, Defendant

by B-W Acceptance Corporation, a corporation

Plaintiff

Witness my hand this 24th day of February 19 69

Alice J. Luck Clerk

24-3-69

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

B-W ACCEPTANCE CORPORATION,

A Corporation,

Plaintiffs

vs.

CHARLES SPANN & JEANETTE SPANN
Ind. & d/b/a SPANN FURNITURE
COMPANY Defendants

SUMMONS AND COMPLAINT

Filed February 24, 1969

Alice J. Duck Clerk

Pillans, Reams, Tappan, Wood &
Roberts Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

RECEIVED

Received in Office

FEB 24 1969

19.....

~~TAYLOR WILKINS~~~~SHERIFF~~

Sheriff

I have executed this summons

this March 3 1969

by leaving a copy with

8-3-

2-25-

Sheriff claims 0 miles at

Ten Cents per mile Total \$ 0

TAYLOR WILKINS, Sheriff

BY

Breen
DEPUTY SHERIFF

Taylor Wilkins, Sheriff

H. F. Brown Deputy Sheriff

B-W ACCEPTANCE CORPORATION,
a Corporation

PLAINTIFF

VS

CHARLES SPANN and JEANETTE
SPANN, individually and
d/b/a Spann Furniture
Company

DEFENDANTS

IN THE CIRCUIT COURT

BALDWIN COUNTY, ALABAMA

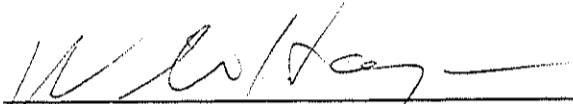
AT LAW

CASE NO. 8579

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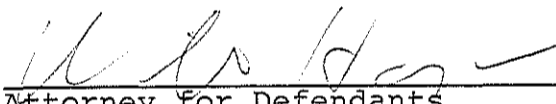
Come now Defendants in the above styled cause and for
answer to the Bill of Complaint say:

1. Not guilty.
2. The matters alleged therein are untrue.


Attorney for Defendants

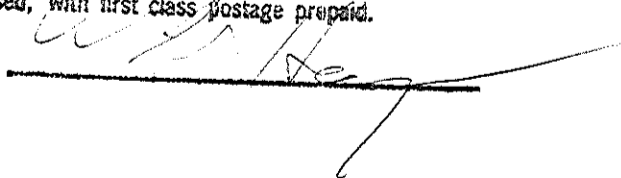
Defendants demand trial by
jury.

This 20th day of March, 1969.


Attorney for Defendants

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 20th day of March
1969, served a copy of the foregoing pleading on counsel for all
parties to this proceeding by mailing the same by United States
Mail, properly addressed, with first class postage prepaid.



FILED

MAR 20 1969

ALICE J. DUCK CLERK
REGISTER

8579

PILLANS, REAMS, TAPPAN, WOOD & ROBERTS
LAWYERS AND PROCTORS
VAN ANTWERP BUILDING
P. O. BOX 2245
MOBILE, ALABAMA
36601

CABLE ADDRESS: PTAH
TELEPHONE 432-3644

PALMER PILLANS
W. DEWITT REAMS
JOHN H. TAPPAN
GEORGE F. WOOD
BONNERRAE H. ROBERTS
RICHARD W. VOLLMER, JR.
ABRAM L. PHILIPS, JR.
FRED W. KILLION, JR.
DAVID W. GREEN
JAMES D. BROOKS
SIDNEY M. SCHELL
GEARY A. GASTON

November 10, 1969

Hon. Wilson Hayes
Attorney at Law
Bay Minette, Alabama

RE: B-W Acceptance Corporation vs.
Charles and Jeanette Spann

Dear Mr. Hayes:

Pursuant to our telephone conversation of October 22, 1969, relative to the above styled cause, I am writing you this letter to confirm the fact that we are attempting to settle this matter out of court.

I am advising the court by copy of this letter that we would jointly request that the case be continued for that purpose with the understanding that you and I will get together as soon as possible.

Thanking you for your consideration and cooperation in this matter, we remain

Sincerely yours,

PILLANS, REAMS, TAPPAN, WOOD & ROBERTS

For The Firm

DWG:bs

cc: Clerk of the Circuit Court
Baldwin County
Bay Minette, Alabama

B-W ACCEPTANCE CORPORATION,	*	IN THE CIRCUIT COURT
a Corporation,		
	*	BALDWIN COUNTY, ALABAMA
Plaintiff,	*	AT LAW
-vs-	*	
CHARLES SPANN and JEANETTE	*	
SPANN, individually and	*	
d/b/a Spann Furniture	*	CASE NO. 8579
Company,	*	
Defendants.	*	

MOTION TO DISMISS

Comes now B-W ACCEPTANCE CORPORATION by
and through their attorney and moves this Honorable
Court to dismiss this cause with prejudice and moves
that the costs be taxed against the Defendants.

WHEREFORE, the Petitioner prays for such
other, further and different relief to which it may be
entitled, the premises considered.

PILLANS, REAMS, TAPPAN, WOOD & ROBERTS
Attorneys for Plaintiff

By: _____

David W. Green

CERTIFICATE OF SERVICE

I hereby certify that I have mailed a copy
of the foregoing Motion to Dismiss to Wilson Hayes, Esq.,
attorney of record for the Defendant, at his address at
P. O. Box 300, Bay Minette, Alabama, by depositing a
copy of the same in the United States Mail, postage
prepaid, on this the 7 day of April, 1970.

FILED
APR 10 1970
ALICE J. DUCK
CLERK
REGISTER

PILLANS, REAMS, TAPPAN, WOOD & ROBERTS
LAWYERS AND PROCTORS
VAN ANTWERP BUILDING
P. O. BOX 2245
MOBILE, ALABAMA
36601

PALMER PILLANS
W. DEWITT REAMS
JOHN H. TAPPAN
GEORGE F. WOOD
BONNERRAE H. ROBERTS
RICHARD W. VOLLMER, JR.
ABRAM L. PHILIPS, JR.
FRED W. KILLION, JR.
DAVID W. GREEN
JAMES D. BROOKS
SIDNEY H. SCHELL
GEARY A. GASTON

CABLE ADDRESS PTAM
TELEPHONE 432-3644

February 20, 1969

NO. 8579

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

RE: B-W Acceptance Corporation
vs.
Charles Spann and Jeanette
Spann

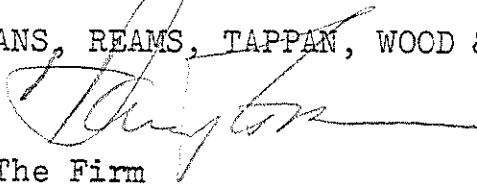
Dear Mrs. Duck:

Enclosed you will find the complaint relative to
the above styled cause.

With kindest personal regards, we remain

Sincerely yours,

PILLANS, REAMS, TAPPAN, WOOD & ROBERTS


For The Firm

DWG:bs
Enclosure