

BERTIE M. RECTOR,
Plaintiff,
vs.
LUXURY MOTELS, INC.,
a corporation,
Defendant.

* IN THE CIRCUIT COURT
* OF
* BALDWIN COUNTY, ALABAMA
* AT LAW
*
CASE NO. 8719

Comes now the Defendant, LUXURY MOTELS, INC., a corporation,
and for answer to the Plaintiff's complaint, and each count
thereof, separately and severally, files the following separate
and several pleas, to-wit:

PLEA ONE

Not guilty.

PLEA TWO

The material allegations of the Complaint are untrue.

HOLBERG, TULLY AND HODNETTE
Attorneys for Defendant,
Luxury Motels, Inc.

By Jack W. Morgan

Defendant respectfully demands a trial by Jury.

HOLBERG, TULLY AND HODNETTE

By Jack W. Morgan

FILED

JUN 12 1959

ALICE J. DICK

CLERK
REGISTER

STATE OF ALABAMA)

COUNTY OF MOBILE)

Before me, the undersigned Notary Public in and for said State and County, personally appeared Sue Hawkins, who being known to me and being by me first duly sworn, deposed and said that she is Secretary-Treasurer of LUXURY MOTELS, INC., a corporation, and that she is hereunto duly authorized to make this affidavit; that the matters and things set forth in the foregoing pleas are, to the best of her information and belief, true and correct; and that LUXURY MOTELS, INC., a corporation, denies and disputes said account and each and every item thereof.

Sue Hawkins

Sworn to and subscribed before me
this 11th day of June, 1969.

Angela Hagler
NOTARY PUBLIC, MOBILE COUNTY, ALABAMA.

HOLBERG, TULLY AND HODNETTE
Attorneys for Luxury Motels, Inc.

By Jack W. Morgan

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 11 day of June, 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 and first class postage prepaid.

HOLBERG, TULLY & HODNETTE
By Jack W. Morgan

FILED

JUN 12 1969

ALICE J. DUCK CLERK
REGISTER

BERTIE M. RECTOR,	§	IN THE CIRCUIT COURT
Plaintiff,	§	OF
vs.	§	BALDWIN COUNTY, ALABAMA
LUXURY MOTELS, INC.,	§	AT LAW
a corporation,	§	CASE NO. 8719
Defendant.	§	

Comes now the Defendant, LUXURY MOTELS, INC., and moves the Court for an order requiring the Plaintiff, BERTIE M. RECTOR, to provide to the Defendant a bill of particulars of the items comprising the account which is the foundation of Count One and Count Two of her complaint, including but not limited to, the exact date of each trip, the exact number of trips comprising each item of the account, and full particulars of the miscellaneous expenses, and such further and different relief as the court may deem appropriate.

HOLBERG, TULLY AND HODNETTE
Attorneys for Defendant,
LUXURY MOTELS, INC., a corporation

By Jack W. Morgan

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 30
day of Oct, 1969, served a copy of
the foregoing pleading on counsel for all parties
in this proceeding by mailing the same by
United States mail, properly addressed and
with class postage prepaid.

HOLBERG, TULLY & HODNETTE
By Jack W. Morgan

FILED

OCT 31 1969

ALICE J. DUCK CLERK
REGISTER

BERTIE M. RECTOR,)	IN THE CIRCUIT COURT OF
Plaintiff,)	BALDWIN COUNTY, ALABAMA
vs.)	AT LAW. NO. 8719.
LUXURY MOTELS, INC.,)	
a corporation,)	
Defendant.)	

ORDER:

This cause coming on to be heard on the motion of the parties hereto and it appearing that the same having been settled, it is, therefore,

ORDERED, ADJUDGED AND DECREED by the Court that this cause be, and the same is hereby dismissed and the Defendant taxed with the costs of these proceedings.

DONE at Bay Minette, Alabama, this 12th day of November, 1969.

J. Edgar J. Maslowski
Circuit Judge.

MICHAEL J. SALMON
LAWYER
SUITE 324
INTERNATIONAL TRADE CENTER
250 N. WATER STREET
MOBILE, ALABAMA 36602
433-5595

November 14, 1969

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

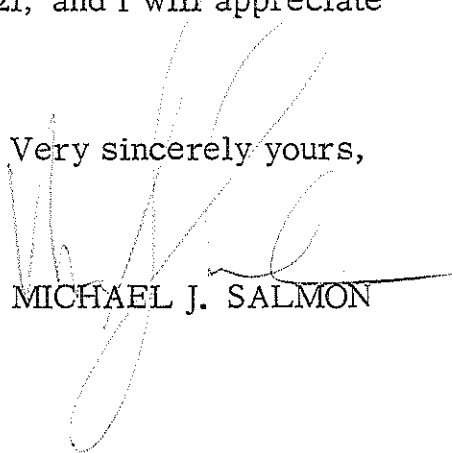
Re: Rector v. Luxury Motels, Inc.
At Law Case No. 8719

Dear Mrs. Duck:

Please dismiss the above cause in which I represent the plaintiff with prejudice. Mr. Hodnette has already forwarded you a check for the court costs.

The matter is set Friday, November 21, and I will appreciate your marking it off the call after you dismiss it.

Very sincerely yours,



MICHAEL J. SALMON

jes

cc: Mr. Robert E. Hodnette, Jr.

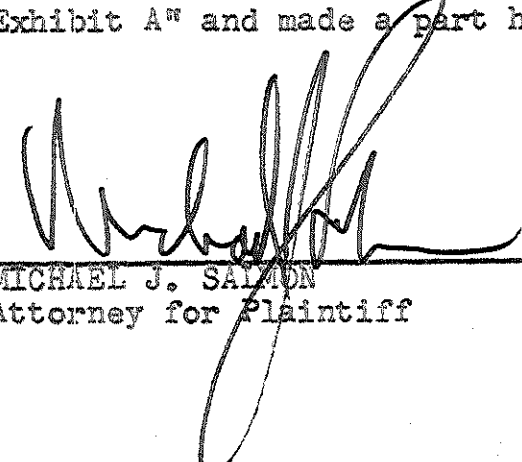
BERTIE M. RECTOR, : IN THE CIRCUIT COURT OF
Plaintiff, : BALDWIN COUNTY, ALABAMA
-vs- : AT LAW
LUXURY MOTELS, INC., a :
corporation, :
Defendant. : CASE NUMBER 8719

COUNT I

The Plaintiff claims of the Defendant the sum of
FOUR HUNDRED TWENTY-SIX AND TWENTY/HUNDREDTHS DOLLARS (\$426.20)
for money paid by the Plaintiff for the Defendant from, to-wit,
January, 1967, through February, 1969, at the Defendant's request,
which sum of money, with the interest thereon, is still unpaid.

COUNT II

The Plaintiff claims of the Defendant the sum of
FOUR HUNDRED TWENTY-SIX AND TWENTY/HUNDREDTHS DOLLARS (\$426.20)
due from it by account on, to-wit, February 28, 1969, which sum
of money, with the interest thereon, is still unpaid. An itemized
statement of the account sued on, verified by the affidavit of
Plaintiff, is attached hereto as "Exhibit A" and made a part hereof.


MICHAEL J. SALMON
Attorney for Plaintiff

Defendant may be served at:

c/o Holiday Inn East
Star Route
Daphne, Alabama

FILED

MAY 25 1969

ALICE J. BUCK CLERK
REGISTER

STATE OF ALABAMA

COUNTY OF MOBILE

Before me, the undersigned Notary Public in and for said State and County, personally appeared BERTIE M. RECTOR, known to me, who, being by me duly sworn, deposes and says that the attached statement is a true and correct statement as to the account of the Defendant, Luxury Motels, Inc.


BERTIE M. RECTOR

Subscribed and sworn to
before me this 22nd day
of May, 1969.



NOTARY PUBLIC, STATE OF ALABAMA AT LARGE

EXPENSES NOT PREVIOUSLY REIMBURSED MRS. BERTIE M. RECTOR

January, 1967 through February, 1969

Two weekly trips to ABC store in Fairhope,
round trip 24 miles, 104 trips 2,496 miles

Three trips to Bay Minette to purchase bed-
spreads 52 miles, three trips 156 miles

One trip to Pensacola to Restaurant Supply
Company to pick up china, round trip 100
miles, one trip 100 miles

Two trips to Mr. Holberg's office for pre-
trial conferences, round trip 14 miles, two
trips 28 miles

Three trips to the bank and to Loyal American
building for banking and check signing during
Gloria Murphy's one week vacation, round trip
24 miles, three trips 72 miles

Six trips to bank and to Loyal American
building for banking and check signing during
two weeks of Gloria Murphy's illness,
round trip 24 miles, six trips 144 miles

Approximately 15 trips to Holiday Inn, Down-
town for check signing and conferences with
Frank L. Hawkins, round trip 12 miles, 15
trips 180 miles

Approximately 10 trips to Holiday Inn, West
to sign checks, round trip 28 miles, 10 trips 280 miles

One trip to Loxley, Alabama to check road
signs, May, 1968, round trip 40 miles, one
trip 40 miles

Two trips to Bay Minette, to check road signs,
May, 1968, round trip 52 miles, two trips 104 miles

One trip to Plateau to check road signs, May,
1968, round trip 30 miles, one trip 30 miles

One trip to Highway 98 near Barber's Dairy
May, 1968, round trip 32 miles, one trip

32 miles

TOTAL NUMBER OF MILES

3,662 miles

Misc. expenses in connection with travel,
tunnel tolls, downtown parking, etc.

\$ 60.00

AMOUNT DUE ON MILEAGE @10¢ PER MILE

\$366.20

TOTAL AMOUNT DUE

\$426.20

SUMMONS AND COMPLAINT

Moore Printing Co. - Bay Minette, Ala.

STATE OF ALABAMA
Baldwin County

Circuit Court, Baldwin County

No. 8719

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

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Luxury Motels, 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.....

Luxury Motels, Inc. a corp Defendant.....

by Bertie M. Rector

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

Witness my hand this 26 day of May 19 69.

Alvin J. Albrecht Clerk

No. 8719.....

Page.....

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

BERTIE M. Rector

Plaintiffs

vs.

Luxury Motels, Inc., a corp

Defendants

SUMMONS AND COMPLAINT

Filed 5-26-69 19.....

Alice J. Duck Clerk

Michael Salmon

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

RECEIVED

MAY 26 1969

Received In Office

~~WILKINS~~

~~SHERIFF~~

19.....

Sheriff

I have executed this summons

this 28-May 1969

by leaving a copy with

Luxury Motels, Inc.
Sec. Hawkens
Sec. Treas.

...Sheriff claims 60 miles at

Ten Cents per mile Total \$ 6.00

TAYLOR WILKINS, Sheriff

BY

H. J. Brown
DEPUTY SHERIFF

Taylor Wilkins Sheriff

H. J. Brown Deputy Sheriff

60 miles R. T.
Cameron

BERTIE M. RECTOR,) IN THE CIRCUIT COURT OF
Plaintiff,) BALDWIN COUNTY, ALABAMA
vs.) AT LAW. NO. 8719.
LUXURY MOTELS, INC.,)
a corporation,)
Defendant.)

ORDER:

271
This cause coming on to be heard on the motion of the parties hereto and it appearing that the same having been settled, it is, therefore,

ORDERED, ADJUDGED AND DECREED by the Court that this cause be, and the same is hereby dismissed and the Defendant taxed with the costs of these proceedings.

DONE at Bay Minette, Alabama, this 12th day of November, 1969.

Jelfair J. Maddalena
Circuit Judge.

OWENS & PATTON
ATTORNEYS AT LAW

November 11, 1969

J. CONNOR OWENS, JR.
DAHLBERG BUILDING
P. O. BOX 729
BAY MINETTE, ALABAMA 36507
TELEPHONE NO. 937-4661
AREA CODE 205

WALTER S. PATTON, III
302 DE LA MARE STREET
FAIRHOPE, ALABAMA 36532
TELEPHONE NO. 928-9881
AREA CODE 205

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

Subject: Rector vs. Luxury Motels, Inc.
Case No. 8719

Dear Mrs. Duck:

This is with reference to the above styled matter
which should be dismissed as settled between the parties.

I am associated with Mr. Robert Hodnette of Mobile
in this case.

I have enclosed herewith an order in the matter and
I would appreciate it if you would forward to me a cost
bill in this case.

Thank you for your aid and consideration in this
matter.

Sincerely yours,



J. Connor Owens, Jr.

JCO:am
Encl: 1

LAW OFFICES
HOLBERG, TULLY AND HODNETTE

1107 MILNER BUILDING

P.O. BOX 47

MOBILE, ALABAMA

36601

RALPH G. HOLBERG, JR.
ALBERT J. TULLY
ROBERT E. HODNETTE, JR.
A. NEIL HUGGENS
RALPH G. HOLBERG, III
JACK W. MORGAN

TELEPHONE
432-8863

June
11th,
1969

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

RE: Bertie M. Rector vs. Luxury Motels, Inc.
At Law - Case No. 8719

Dear Mrs. Duck:

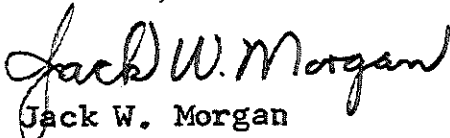
Please be advised that we have the pleasure of representing the defendant, Luxury Motels, in the above mentioned action. Enclosed herewith is an answer which we request be filed in this suit.

A copy of the answer is also enclosed and it would be appreciated if you would stamp the same indicating the day the answer is filed and return the carbon copy to our office for our records.

Your cooperation and assistance is appreciated.

Sincerely yours,

HOLBERG, TULLY AND HODNETTE


Jack W. Morgan

J
W
M
/
sk

Encls.

FILED