

ERA JACKSON)	IN THE CIRCUIT COURT OF
)	
PLAINTIFF)	BALDWIN COUNTY, ALABAMA
)	
VS)	AT LAW
)	
NATHAN HARVILLE)	CASE NO. 8746
)	
DEFENDANT)	

Comes now the Defendant, Nathan Harville, in the above styled cause and desiring the testimony of the Plaintiff, propounds the following interrogatories, to be answer by the Plaintiff under oath:

1. State your correct name, age, address and occupation on the date of the accident and the date of answering these interrogatories.
2. Were you, at the time of the accident, the owner of an automobile involved in the accident the subject of this suit?
3. Give the make, model, registration tag number and description of the automobile.
4. Give the name and address of the driver.
5. At the date and time of the accident where were you?
6. At the date and time of the accident in whose care had you left your automobile? Please state the name and address of that person.
7. Are you related to Sallye Clarke of 478 Winslow Drive, Mobile, Alabama?
8. For what use did you have your automobile?
9. Was your automobile damaged in the accident complained of in this suit, one used in any business by you?
10. Are you acquainted with Robert Lemuel Meader?
11. Did you see Robert Lemuel Meader get into your automobile on January 25, 1969?
12. Before the accident when was the last time you saw your automobile?
13. Do you have other automobiles if so please list their description and registration tag number.
14. Are you married to John Jackson or related to him in any way?
15. Do you know whether he owns one or more automobiles?
16. If the answer to question number 15 is yes please list ^{the} description and registration tag number.

W. H. Hays
Attorney for Defendant

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority in and for said State and County personally appeared Wilson Hayes, who being known to me, stated under oath that he is the attorney for Defendant in this cause; that the answer to the foregoing interrogatories when well and truly made, will be material evidence for the said Defendant on the trial of the said cause.

Wilson Hayes
Wilson Hayes

Sworn to and subscribed to before me this the 1st day of

July, 1969.

Ruth K. Howell
Notary Public,

Service of a copy of the foregoing interrogatories is hereby acknowledged, this 10 day of July, 1969.

FILED

JUL 11 1969

ALICE J. DUCK

CLERK
REGISTER

William L. Howell
William L. Howell, Attorney of
Record for Plaintiff

ERA JACKSON,

Plaintiff

VS:

NATHAN HARVILLE,

Defendant

) IN THE CIRCUIT COURT OF

) BALDWIN COUNTY,

) ALABAMA

) AT LAW

) CASE NO. 8746

AMENDED COMPLAINT

Comes now the Plaintiff in the above styled cause, with leave of Court first had and obtained, amends her complaint heretofore filed in the following, separate and several, respects:

1. By adding Robert L. Meador, Jr. as a party Defendant so that the styled of the cause shall now be:

ERA JACKSON,

Plaintiff

VS:

NATHAN HARVILLE and
ROBERT L. MEADOR, JR.,
jointly and individually,


Defendants

2. By deleting Count One and substituting therefore, the following Count Two:


COUNT TWO

The Plaintiff claims of the Defendants, jointly and individually, \$1,350.00 damages for that heretofore on, to-wit, January 25, 1969 the Defendants, jointly and individually, so negligently operated motor vehicles being driven by them on U. S. Highway 90, at or near the Sea Ranch Banquet Hall located on said highway, as to cause or allow the motor vehicle being operated by Defendant Nathan Harville to run into, upon and against the motor vehicle then and there being operated by the Defendant Robert L. Meador, Jr. And Plaintiff avers that the motor vehicle then and there being operated by the Defendant Robert L. Meador, Jr. was, at the time and place complained of, the property of the Plaintiff; and Plaintiff

further avers that Plaintiff's motor vehicle was then and there being operated by the Defendant Robert L. Meador, Jr. without the permission of the Plaintiff in that the said Defendant Robert L. Meador, Jr. was not, at the time and place complained of, the agent, servant or employee of the Plaintiff. Plaintiff avers that as a direct and proximate result and consequence of the concurring negligence of the Defendants, Plaintiff's motor vehicle was bent, broken, smashed and rendered less valuable and Plaintiff was caused to lose the use of Plaintiff's motor vehicle. Hence this suit.


WILLIAM L. HOWELL
Attorney for the Plaintiff

Plaintiff demands that this cause be tried by a jury.


WILLIAM L. HOWELL

Plaintiff is informed and believes upon such information and belief states that Robert L. Meador, Jr. is a minor and Plaintiff prays the appointment of a guardian ad litem to represent and defend the interest of the said minor and Plaintiff further prays the service of process upon Robert L. Meador, Jr. and his father, Robert L. Meador, Sr. at 62 West Wimbledon Dr., Mobile, Alabama.

FILED

NOV 10 1969

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
WILLIAM L. HOWELL

November 10, 1969

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

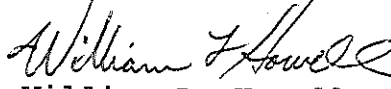
Mrs. Alice J. Duck, Clerk
Circuit Court
Baldwin County Courthouse
Bay Minette, Alabama

Re: Era Jackson vs. Nathan Harville and Robert L.
Meador, Jr., Case No. 8746

Dear Mrs. Duck:

Pursuant to your endorsement to my letter of October 29th, enclosed is a copy of the amended complaint. The matter is tentatively set for November 21st and the amended complaint will make it impossible for the matter to be tried on that date. Kindly advise.

Sincerely yours,


William L. Howell

WLH:mi
Encl.

ERA JACKSON) IN THE CIRCUIT COURT OF BALDWIN
Plaintiff) COUNTY, ALABAMA
VS) AT LAW
NATHAN HARVILLE)
Defendant) CASE NO. 8746

Comes now the Plaintiff and for answer to the interrogatories hereto propounded to her by the Defendant and sets down and assigns the following:

1. Mrs. Era S. Jackson, age 46, 5604 Judson Drive, Mobile, Alabama, 36608, housewife.
2. Yes
3. 1968 Opel Kadett, 2 door Sedan (blue) Tag #2-67952
4. Robert L. Meador, Jr., 62 W. Wimbledon, Mobile, Alabama
5. Birmingham, Alabama
6. Left automobile at home with Greg and John Jackson (my sons)
5604 Judson Drive, Mobile, Alabama 36608
7. No - I do not know her
8. General use
9. Yes
10. No.
11. No.
12. About 10:30 A.M. the day of the accident (January 25, 1969)
13. Immaterial
14. John Jackson is my son
15. Does not own any
16. Immaterial


ERA JACKSON

FILED

JUL 23 1969

ALICE J. DUCK CLERK
REGISTER

STATE OF ALABAMA)

COUNTY OF MOBILE)

Before me, the undersigned Notary Public in and for said State and County, appeared Era Jackson who under oath deposes and says that she has read the foregoing which constitutes answers to interrogatories heretofore filed by the defendant in said cause, and that the same are true.

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

Allen Levine
NOTARY PUBLIC

FILED

JUL 23 1969

ALICE J. DUCK CLERK
REGISTER

CERTIFICATE OF SERVICE

I certify that on this 22 day of July, 1969, a copy of the foregoing pleading has been served upon counsel for all adverse parties to this proceeding by mailing the same to each by first class U. S. mail, properly addressed and postage prepaid.

William F. Howell
ATTORNEY FOR Plaintiff

WILSON HAYES

LAWYER

P. O. BOX 300

BAY MINETTE, ALABAMA

36507

TELEPHONE 937-5506

JANUARY 12, 1970

MRS. ALICE DUCK
CLERK
CIRCUIT COURT
BAY MINETTE, ALA.

DEAR MRS. DUCK:

PLEASE FIND ENCLOSED THE ORIGINAL COPY OF
THIRD-PARTY COMPLAINT.

YOURS VERY TRULY,

Wilson Hayes —
WILSON HAYES

WH/MS
ENC.

ERA JACKSON,	*	IN THE CIRCUIT COURT OF
Plaintiff,	*	BALDWIN COUNTY, ALABAMA
VS.	*	AT LAW
NATHAN HARVILLE,	*	
Defendant and	*	
Third-Party-	*	
Plaintiff,	*	
VS	*	
ROBERT LEMUEL MEADOR,	*	
Third-Party-	*	
Defendant.		CASE NO. 8746

NOTICE OF DEPOSITION

TO: Allan Cameron, Esq.	Wilson Hayes, Esq.
Attorney at Law	Attorney at Law
Post Office Box 275	Bay Minette, Alabama
Mobile, Alabama 36601	
William L. Howell, Esq.	Samuel M. Johnston, Jr.
Attorney at Law	Attorney at Law
Post Office Box 293	Post Office Box 550
Mobile, Alabama 36601	Mobile, Alabama

Please take notice that at 2:30 on Friday, September 11, 1970, the Defendant, Robert L. Meador will take the deposition of Mr. Allan Cameron in his office at 2512 First National Bank Bldg., Mobile, Alabama, pursuant to Act No. 375 of the Legislature of the State of Alabama, September 8, 1955, before Charles Howard, or such other officer authorized to administer oaths in the County of Mobile, State of Alabama, and duly authorized to take depositions and swear witnesses in said County in said State. The oral examination will continue from day to day until completed and you are invited to attend and participate in the taking of said deposition.

Dated this 9th day of September, 1970.

FOREMAN, BROWN & HUDGENS
Attorneys for the Defendant,
Robert L. Meador

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 10 day of Sept, 1970 served a copy of the foregoing pleadings on counsel for all parties to this proceeding by mailing same by United States mail, properly addressed, and first class postage prepaid.

By Peter V. Sintz
Peter V. Sintz

FILED

SEP 11 1970

ERA JACKSON

IN THE CIRCUIT COURT OF

PLAINTIFF

VS

BALDWIN COUNTY, ALABAMA

NATHAN HARVILLE

DEFENDANT and
THIRD-PARTY-
PLAINTIFF

AT LAW

VS

NUMBER: 8746

ROBERT LEMUEL MEADOR

THIRD-PARTY-
DEFENDANT

I

The Third-Party-Plaintiff claims of the Third-Party-Defendant ONE-THOUSAND THREE-HUNDRED FIFTY and NO/100 (\$1,350.00) DOLLARS damages for that heretofore on to-wit, January 25, 1969, the Third-Party-Defendant so negligently operated the motor vehicle of the Plaintiff herein on U. S. Highway 90 at or near the Sea Ranch Banquet Hall fronting on said highway as to drive the said automobile into the path of Third-Party-Plaintiff's motor vehicle which was then and there traveling West on U. S. Highway 90 where it had a right to be and that as a direct and proximate resulting consequence of the aforesaid negligence of the Third-Party-Defendant, the Plaintiff's motor vehicle was bent, broken, smashed and rendered less valuable and Plaintiff was caused to lose the use of her motor vehicle, for which Third-Party-Plaintiff and Defendant herein may be liable and for which Third-Party-Defendant is liable to Third-Party-Plaintiff, hence this suit.

Third-Party-Plaintiff further shows that a copy of the original complaint whereunder Third-Party-Plaintiff may be liable to Plaintiff herein is attached hereto and by reference made a part hereof.

II

The Third-Party-Plaintiff claims of the Third-Party-Defendant ONE-THOUSAND THREE-HUNDRED FIFTY and NO/100 (\$1,350.00) DOLLARS damages for that heretofore on to-wit, January 25, 1969,

the Third-Party-Defendant so wilfully and wontonly operated the motor vehicle of the Plaintiff herein on U. S. Highway 90 at or near the Sea Ranch Banquet Hall fronting on said highway as to drive the said automobile into the path of Third-Party-Plaintiff's motor vehicle which was then and there traveling West on U. S. Highway 90 where it had a right to be and that as a direct and proximate resulting consequence of the aforesaid wilful and wonton misconduct of the Third-Party-Defendant, the Plaintiff's motor vehicle was bent, broken, smashed and rendered less valuable and Plaintiff was caused to lose the use of her motor vehicle, for which Third-Party-Plaintiff and Defendant herein may be liable and for which Third-Party-Defendant is liable to Third-Party-Plaintiff, hence this suit.

Third-Party-Plaintiff further shows that a copy of the original complaint whereunder Third-Party-Plaintiff may be liable to Plaintiff herein is attached hereto and by reference made a part hereof.

III

The Third-Party-Plaintiff claims of the Third-Party-Defendant TWO-THOUSAND and NO/100 (\$2,000.00) DOLLARS damages for that heretofore, on, to-wit January 25, 1969, the Third-Party-Defendant so negligently operated a motor vehicle on U. S. Highway 90 at or near the Sea Ranch Banquet Hall fronting on said highway as to place or allow the same to be placed into the path of Third-Party-Plaintiff's vehicle which was then and there traveling Westward on U. S. Highway 90 and where it had a right to be and that as a direct and proximate resulting consequence of the said negligence of the Third-Party-Defendant, the Third-Party Plaintiff's motor vehicle was bent, broken, smashed and rendered less valuable and Third-Party-Plaintiff was caused to lose the use of his motor vehicle, hence this suit.

IV

The Third-Party-Plaintiff claims of the Third-Party-Defendant TWO-THOUSAND and NO/100 (\$2,000.00) DOLLARS damages for that heretofore, on, to-wit January 25, 1969, the Third-Party-Defendant so wilfully and wontonly operated a motor vehicle on U. S. Highway 90 at or near the Sea Ranch Banquet Hall fronting on said highway as to place or allow the same to be placed into the path of Third-Party-Plaintiff's vehicle which was then and there traveling Westward on U. S. Highway 90 and where it had a right to be and that as a direct and proximate resulting consequence of the said wilful and wonton misconduct of the Third-Party-Defendant, the Third-Party-Plaintiff's motor vehicle was bent, broken, smashed and rendered less valuable and Third-Party-Plaintiff was caused to lose the use of his motor vehicle, hence this suit.

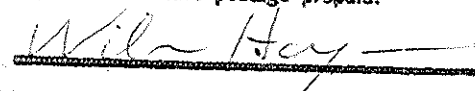

Attorney for Defendant and
Third Party Plaintiff

Third-Party-Defendant may
be served at:

62 W. Wimbledon Drive
Mobile, Alabama

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 12th day of January, 1970 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.


Wilb Hay

FILED

JAN 13 1970

ALICE J. BUCK

CLERK
REGISTER

SUMMONS AND COMPLAINT

THE STATE OF ALABAMA
BALDWIN COUNTY

Circuit Court, Baldwin County

No. 8746

.....TERM. 19.....

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Robert Lemuel Meador

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.....

.....Robert Lemuel Meador..... Third- Party- Defendant.....

~~and Nathan Harville, Defendant~~

by Nathan Harville, Defendant and Third Party Plaintiff

and Era Jackson, Plaintiff.....

Witness my hand this.....17th.....day of.....June.....19 70.....

Alise D. Luck Clerk

gills
No. 8746

8/9/ Page.....

gills
THE STATE OF ALABAMA
BALDWIN COUNTY
CIRCUIT COURT

ERA JACKSON,

Plaintiff

NATHAN HARVILLE, Defendant and
Third Party Plaintiffs

295 gills
ROBERT LEMUEL MEADOR

Defendants

SUMMONS AND COMPLAINT

Filed June 17 1970

Alice J. Duck Clerk

Wilson Hayes for Defendant & third
Party Plaintiff's Attorney

Defendant's Attorney

Defendant lives at
serve: Robert Lemuel Meador
62 W Wimbledon Drive
Mobile, Ala.

Received In Office

June 17 1970

Taylor Hickins Sheriff

I have executed this summons

this June 29 1970

by leaving a copy with

Robt. L. Meador

Ray L. Bridges Sheriff

J. Gills Deputy Sheriff

Moore Printing Co. - Bay Minette, Ala.

ERA JACKSON,

Plaintiff

VS:

NATHAN HARVILLE and
ROBERT L. MEADOR, JR.,

Defendants

) IN THE CIRCUIT COURT OF
) BALDWIN COUNTY,
) ALABAMA
)
) AT LAW

) CASE NO. 8746

D E M U R R E R

Comes now the Plaintiff in the above styled cause and demurs to Ground Two of the plea in abatement heretofore filed by the Defendant Robert L. Meador, Jr. and as grounds for said demurrer, sets down and assigns the following, separately and severally:

1. Said plea does not state a matter sufficient in law to abate this instant action.
2. Said plea totally fails to state a matter of abatement.

William L. Howell
WILLIAM L. HOWELL
Attorney for the Plaintiff

FILED

NOV 26 1969

CERTIFICATE OF SERVICE

I certify that on this 25 day of Nov, 1969, a copy of the foregoing pleading has been served upon counsel for all adverse parties to this proceeding by mailing the same to each by first class U. S. mail, properly addressed and postage prepaid.

W. L. Howell
ATTORNEY FOR

CLERK
REGISTER

63 NOV 23 1969

ERA JACKSON,
Plaintiff
VS:
NATHAN HARVILLE and
ROBERT L. MEADOR, JR.,
Defendants

) IN THE CIRCUIT COURT OF
) BALDWIN COUNTY,
ALABAMA
)
AT LAW
)
) CASE NO. 8746

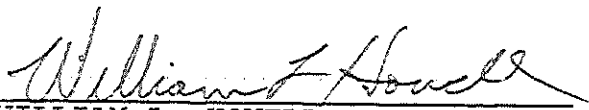
MOTION FOR WITHDRAWAL OF ANSWER TO PLEA IN ABATEMENT

Comes now the Plaintiff in the above styled cause and shows and represents unto your Honor as follows:

1. That on November 17, 1969 attorney of record for the Plaintiff joined issue on the plea in abatement theretofore filed by the Defendant.

2. Attorney of Record for the Plaintiff moves your Honor to permit withdrawal of the answer heretofore filed by the Plaintiff to the plea in abatement and allow Plaintiff to present a demurrer to ground two of said plea in abatement.

3. Plaintiff would join issue on Grounds one and three of the plea in abatement heretofore filed by the Defendant.


WILLIAM L. HOWELL
Attorney for the Plaintiff

CERTIFICATE OF SERVICE

I certify that on this 25 day of Nov,
19 69 a copy of the foregoing pleading has been
served upon counsel for all adverse parties to this
proceeding by mailing the same to each by first class
U. S. mail, properly addressed and postage prepaid.


ATTORNEY FOR

FILED

NOV 26 1969

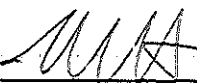
ALICE J. TAYLOR

ERA JACKSON,) IN THE CIRCUIT COURT OF
Plaintiff) BALDWIN COUNTY,
ALABAMA
VS:)
AT LAW
NATHAN HARVILLE and)
ROBERT L. MEADOR, JR.,)
Defendants) CASE NO. 8746


JOINDER OF ISSUE AND MOTION TO SET PLEA IN ABATEMENT
DOWN FOR HEARING

Comes now the Plaintiff in the above styled cause and
for answer to the Plea in Abatement heretofore filed by the
Defendant, Robert L. Meador, Jr., says as follows:

1. Plaintiff joins issue on said plea.


WILLIAM L. HOWELL
Attorney for Plaintiff

Comes now the Plaintiff and moves your Honor to set
the matter of the Plea in Abatement heretofore filed by
Robert L. Meador, Jr. down for hearing at the earliest
appropriate date.


WILLIAM L. HOWELL

CERTIFICATE OF SERVICE

I certify that on this 17 day of Nov,
1969, a copy of the foregoing pleading has been
served upon counsel for all adverse parties to this
proceeding by mailing the same to each by first class
U. S. mail, properly addressed and postage prepaid.


ATTORNEY FOR

FILED

NOV 18 1969

ALICE J. DUCK CLERK
REGISTER

va. 68 Nov 23 1969

ERA JACKSON, * IN THE CIRCUIT COURT OF
Plaintiff, * BALDWIN COUNTY, ALABAMA
VS * AT LAW
NATHAN HARVILLE and *
ROBERT L. MEADOR, JR. *
Defendant. * CASE NO. 8746

PLEA IN ABATEMENT

Comes now the Defendant, Robert L. Meador, Jr., and files
this Plea in Abatement / and appearing specially for no other purpose.
to the Plaintiff's amended Complaint
and as grounds therefore assigns the following:

1. That the Plaintiff has a suit pending in the Mobile
County Circuit Court being Case No. 28765 against this
Defendant claiming the same damages as a result of the same
accident.

2. That the suit filed against this Defendant in the
Mobile County Circuit Court was issued out of the Clerk's office
on the 6th day of June, 1969 wherein this suit pending before
this Honorable Court was filed against this Defendant on
October 10, 1969.

3. That both suits claim the same damages arising out of
the same incident or occurrence and that the suit filed against
this Defendant in the Circuit Court of Mobile County was first
filed and first served against this Defendant; that this
Defendant has appeared by and through his attorneys of record,
Foreman, Brown and Hudgens and his guardian ad litem, Sam M.
Johnstone, Jr., all prior to the time of the filing of the
Plaintiff's amended Complaint before this Honorable Court.

WHEREFORE, the Defendant, Robert L. Meador, Jr., moves this
Honorable Court to abate the action pending against him in this
Court.

Robert L. Meador Jr.
ROBERT L. MEADOR, JR.

STATE OF ALABAMA:

COUNTY OF MOBILE:

Personally appeared before me, the undersigned authority, the above named Defendant, Robert L. Meador, Jr. and who, after first being duly sworn, deposes and says that the facts contained in the Plea In Abatement are true and correct according to his information, knowledge and belief.

Robert L. Meador Jr.
ROBERT L. MEADOR, JR.

Sworn and subscribed to before me this 7 day of November, 1969.

Bothy W. Roach
NOTARY PUBLIC, ALABAMA STATE AT LARGE

FOREMAN, BROWN & HUDGENS
Attorneys for the Defendant, Robert L.
Meador, Jr.

My Commission Expires Feb. 24, 1971

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 12th day of Sept, 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.

Peter V. Smit

FILED

NOV 13 1969

ALICE J. DUCK CLERK
REGISTER

ERA JACKSON,) IN THE CIRCUIT COURT OF
Plaintiff) BALDWIN COUNTY,
) ALABAMA
VS:)
) AT LAW
NATHAN HARVILLE,)
Defendant) CASE NO. 8746

AMENDED COMPLAINT

Comes now the Plaintiff in the above styled cause, with leave of Court first had and obtained, amends her complaint heretofore filed in the following, separate and several, respects:

1. By adding Robert L. Meador, Jr. as a party Defendant so that the style of the cause shall now be:

ERA JACKSON,
Plaintiff

VS:

NATHAN HARVILLE and
ROBERT L. MEADOR, JR.,
jointly and individually,

Defendants

2. By deleting Count One and substituting therefore, the following Count Two:

COUNT TWO

The Plaintiff claims of the Defendants, jointly and individually, \$1,350.00 damages for that heretofore on, to-wit, January 25, 1969 the Defendants, jointly and individually, so negligently operated motor vehicles being driven by them on U. S. Highway 90, at or near the Sea Ranch Banquet Hall located on said highway, as to cause or allow the motor vehicle being operated by Defendant Nathan Harville to run into, upon and against the motor vehicle then and there being operated by the Defendant Robert L. Meador, Jr. And Plaintiff avers that the motor vehicle then and there being operated by the Defendant Robert L. Meador, Jr. was, at the time and place complained of, the property of the Plaintiff; and Plaintiff

further avers that Plaintiff's motor vehicle was then and there being operated by the Defendant Robert L. Meador, Jr. without the permission of the Plaintiff and that the said Defendant Robert L. Meador, Jr. was not, at the time and place complained of, the agent, servant or employee of the Plaintiff. Plaintiff avers that as a direct and proximate result and consequence of the concurring negligence of the Defendants, Plaintiff's motor vehicle was bent, broken, smashed and rendered less valuable and Plaintiff was caused to lose the use of Plaintiff's motor vehicle. Hence this suit.

William L. Howell
WILLIAM L. HOWELL
Attorney for the Plaintiff

Plaintiff demands that this cause be tried by a jury.

William L. Howell
WILLIAM L. HOWELL

Plaintiff is informed and believes upon such information and belief states that Robert L. Meador, Jr. is a minor and Plaintiff prays the appointment of a guardian ad litem to represent and defend the interest of the said minor and Plaintiff further prays the service of process upon Robert L. Meador, Jr. and his father, Robert L. Meador, Sr. at 62 West Wimbledon Dr., Mobile, Alabama.

FILED

OCT 10 1969

ALICE J. DUCK CLERK
REGISTER

VOL 65 PAGE 231

26-10-28-69

Received 14 Day of Oct 1969
at on 28 Day of Oct 1969

I served a Copy of the within Amended Complaint
on Robert L Meader Jr. and
Robert L Meader Jr.
by service on _____

RAY D. BRIDGES, Sheriff

R. Harbin D. S.

July
to the undersigned
Robert L. Meader
Robert L. Meader
6200, Philadelphia Ave
Middletown, Del

7814
6144
Cra. Jackson

15.

Nathan Starnile

187

Robert L. Meader Jr.

OCT 14 7 34 AM '69

Amended Complaint

FILED

OCT 10 1969

ALICE J. DICK CLERK
REGISTER

Wm L. Howell

ERA JACKSON,) IN THE CIRCUIT COURT OF
Plaintiff) BALDWIN COUNTY,
ALABAMA
VS:)
AT LAW
NATHAN HARVILLE,)
Defendant) CASE NO. 8746

MOTION FOR DEFAULT JUDGMENT

Comes now the Plaintiff in the above styled cause and shows and represents unto Your Honor as follows:

1. That on June 11, 1969 the Defendant was served with a copy of the Plaintiff's complaint and summons.
2. That on August 11, 1969 the Plaintiff filed a motion for default judgment for the failure of the Defendant to demur, plead or answer to the Plaintiff's complaint.
3. That your Honor denied the motion for default judgment, thereby affording the Defendant an additional opportunity to plead, answer or demur to the Plaintiff's complaint.
4. That one hundred and ten days have elapsed since the date of service of the complaint and summons upon the Defendant, but that the Defendant still fails or refuses to demur, plead or answer to the Plaintiff's complaint.

WHEREFORE, the premises considered, Plaintiff prays that your Honor will enter a judgment by default in favor of the Plaintiff and against the Defendant with leave to the Plaintiff to prove damages.

William L. Howell
WILLIAM L. HOWELL
Attorney for the Plaintiff
P. O. Box 293
Mobile, Alabama 36601

CERTIFICATE OF SERVICE
I certify that on this 1st day of Oct
1969, a copy of the foregoing pleading has been
served upon counsel for all adverse parties to this
proceeding by mailing the same to each by first class
U. S. mail, properly addressed and postage prepaid.

Thalamb
ATTORNEY FOR

FILED

OCT 2 1969

ALICE J. ENCK CLERK
REGISTER

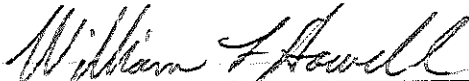
65 OCT 22 1969

ERA JACKSON) IN THE CIRCUIT COURT OF
Plaintiff) BALDWIN COUNTY, ALABAMA
VS) AT LAW
NATHAN HARVILLE)
Defendant) CASE NO. 8746

MOTION FOR DEFAULT JUDGMENT

Comes now the Plaintiff in the above styled cause and respectfully represents and shows unto Your Honor that the Defendant in this cause was served with a copy of the plaintiff's complaint on July 11, 1969 but has filed or refused to plead, answer or demur to said complaint.

WHEREFORE Plaintiff respectfully requests that this court enter a default judgment against the defendant with leave to the plaintiff to prove damages.


WILLIAM L. HOWELL
Attorney for Plaintiff

FILED

AUG 13 1969

ALICE J. DUCK CLERK
REGISTER

ERA JACKSON,)	IN THE CIRCUIT COURT OF
)	
PLAINTIFF)	BALDWIN COUNTY, ALABAMA
)	
VS)	AT LAW
)	
NATHAN HARVILLE,)	CASE NO. 8746
)	
DEFENDANT)	

..-.-.-.

Comes now the Defendant in the above cause and for answer to the Complaint hereinbefore filed says as follows:

1. Not guilty.

W. L. Hays
Attorney for Defendant

Defendant demands trial by jury.

Done this 16th day of June, 1969.

W. L. Hays
Attorney for Defendant

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 23rd day of June, 1969, served a copy of the foregoing pleading counsel for all parties to this proceeding by mailing the same by United States Mail, properly addressed, with first class postage prepaid.

W. L. Hays

FILED

JUN 24 1969

ALICE J. DUCK CLERK
REGISTER

ERA JACKSON,) IN THE CIRCUIT COURT OF
 Plaintiff) BALDWIN COUNTY, ALABAMA
 VS.) AT LAW
 NATHAN HARVILLE,)
 Defendant) CASE NO. 8746

The Plaintiff claims of the Defendant \$1,350.00 damages for that heretofore, on, to-wit, January 25, 1969, the Defendant so negligently operated a motor vehicle on U. S. Highway 90 at or near the Sea Ranch Banquet Hall fronting on said highway as to cause or allow same to run into, upon or against the Plaintiff's motor vehicle which was then and there where it had a right to be and as a direct and proximate resulting consequence of the aforesaid negligence of the Defendant, the Plaintiff's motor vehicle was bent, broken, smashed, and rendered less valuable and Plaintiff was caused to lose the use of Plaintiff's motor vehicle. Hence, this suit.

William L. Howell
 William L. Howell
 Attorney for the Plaintiff

Plaintiff demands that this cause be tried by a jury.

William L. Howell
 William L. Howell

Serve the Defendant at Route 1, Box 420, Bay Minette, Alabama.

FILED

JUN 6 1969

ALICE J. DUCK CLERK
 REGISTER

GIBBONS & STOKES

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

8746

E. GRAHAM GIBBONS
BEN STOKES

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

October 9, 1970

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

Circuit Court Clerk
Baldwin County Courthouse
Bay Minette, Alabama

Re: Era Jackson, Plaintiff vs. Nathan Harville, Defendant,
and Third-Party Plaintiff, vs. Robert Lemuel Meador,
Third-Party Defendant, Circuit Court Case # 8746

Dear Sir:

Please non-suit the above case on motion of the
plaintiff.

Very truly yours,


WILLIAM L. HOWELL

WLH:dh

SUMMONS AND COMPLAINT

Moore Printing Co. - Bay Minette, Ala.

STATE OF ALABAMA
Baldwin County

Circuit Court, Baldwin County

No. 8746

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

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Nathan Harville

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.....

Nathan Harville Defendant.....

by Era Jackson

Plaintiff.....

Witness my hand this 6th day of June 19 69.

Alice J. Luck Clerk

24: 6-6-69

No. 8746

Page

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

ERA JACKSON,

Plaintiffs

vs.

NATHAN HARVILLE

Defendants

SUMMONS AND COMPLAINT

Filed June 6, 1969

Alice J. Duck Clerk

William L. Howell

Gibbons & Stokes Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received in Office

JUL 6 1969

Sheriff

I have executed this summons

this June 11 1969

by leaving a copy with

Nathan Harville

Sheriff claims 14 miles at

Ten Cents per mile Total \$ 1.40

TAYLOR WILKINS Sheriff

BY Tolbert

DEPUTY SHERIFF

Taylor Wilkins Sheriff

W.A. Tolbert Deputy Sheriff

Crossroad