

STATE OF ALABAMA

IN THE CIRCUIT COURT-LAW SIDE

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Edward P. Shavers 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 same, then and there to answer the Complaint of Ronald Selden Brown.

Witness my hand this 14 day of July, 1969.


Clerk

RONALD SELDEN BROWN,
Plaintiff,

X

IN THE CIRCUIT COURT OF

X

vs.

X

BALDWIN COUNTY, ALABAMA

X

EDWARD P. SHAVERS,
Defendant.

X

AT LAW

X

880/

The Plaintiff claims of the Defendant One Thousand Dollars (\$1,000.00) damages for that on, heretofore, to-wit: the 14th day of July, 1968, at a point on Alabama Highway No. 59 in Baldwin County, Alabama, where said Highway intersects with Dixie Road within the Town limits of Summerdale, Alabama, the Defendant, Edward P. Shavers, so negligently operated a motor vehicle as to cause or allow the same to run into, upon or against a motor vehicle being then and there operated on and along said public highway by the Plaintiff, Donald Selden Brown, and as a proximate consequence and result of such negligence, the automobile of the Plaintiff was damaged in that the right side of the car, including the right door, the right front and rear fender, the right front and rear wheels, the hood and the trunk were all bent, damaged and

broken, all to the damage to the Plaintiff in the sum above mentioned, hence this suit.

CHASON, STONE & CHASON

By: Charles E. Ball
Attorneys for Plaintiff

Defendant's Address:

Alton Avenue
Foley, Alabama.

FILED

JUL 14 1969

ALICE J. DUCK CLERK
REGISTER

VOL 00 PAGE 234

Ex
7-18-69

Case No. 8801

Ronald Elden Brown
^{1/2}
Edward P. Havers

Sheriff claims 72 miles at
Ten Cents per mile Total \$ 7.20
TAYLOR WILKINS, Sheriff
BY Baker
DEPUTY SHERIFF

TAYLOR WILKINS, Sheriff
By Baker
D. S.

Received 14 day of July 1969
and on 14 day of July 1969
I served a copy of the within check
on Edward P. Havers
By service on _____

FILED

JUL 14 1969

ALICE J. DUCK CLERK
REGISTER

Chas on, Ave & Chas on

RONALD SELDEN BROWN,

Plaintiff,

Vs.,

EDWARD P. SHAVERS,

Defendant.

X

X

X

X

X

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

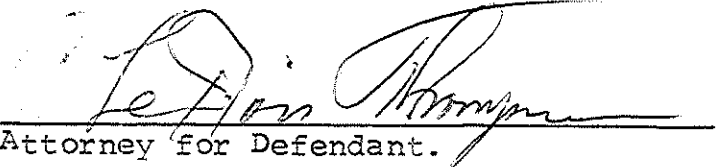
AT LAW

CASE NUMBER: 8801

Comes Edward P. Shavers and for answer to complaint in said cause respectfully shows as follows:

1. Not guilty.

2. That the said action is barred by Title 7, Section 26 in that more than one year had expired since said action complained of.


Attorney for Defendant.

FILED

OCT 3 1969

ALICE J. DUCK

CLERK
REGISTER

RONALD SELDEN BROWN,
Plaintiff,
Vs.,
EDWARD P. SHAVERS,
Defendant.

X
X
X
X
X

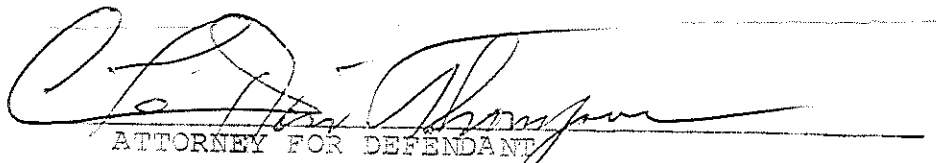
IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

CASE NUMBER: 8801

AMENDED ANSWER

Comes Edward P. Shavers and amends his answer
heretofore filed to read as follows:

1. Not guilty.
2. That the said action is barred by Title 7, Section 26, in that more than one year had expired since said action complained of.
3. For further answer to Count 1 your defendant, Edward P. Shavers, says that the plaintiff ought not to recover in this cause for that on the occasion complained of plaintiff himself was guilty of negligence proximately contributing to his alleged damages in that the plaintiff was operating his said automobile on a public road at or about the place complained of at the time alleged while said plaintiff was driving south in a careless, heedless or negligent manner, and defendant, Edward P. Shavers, avers that the plaintiff was so driving his said automobile at said time and place that said plaintiff collided with said automobile of defendant and plaintiff's negligence proximately contributed to his alleged damages. Hence, the plaintiff ought not to recover in this suit.



ATTORNEY FOR DEFENDANT

I hereby certify that I have this day mailed a copy of the above amended answer to Honorable E.E. Ball, Attorney at Law, Bay Minette, Alabama, at his office by depositing same in U.S. Mail, postage prepaid.

FILED

FEB 2 1970

ALICE J. DUCK CLERK
REGISTER


ATTORNEY FOR DEFENDANT
VOL 03 PAGE 200

RONALD SELDEN BROWN,	X	
Plaintiff,	X	IN THE CIRCUIT COURT OF
	X	
vs.	X	BALDWIN COUNTY, ALABAMA
EDWARD P. SHAVERS,	X	
Defendant.	X	AT LAW NO: 8801

Comes now the Plaintiff in the above styled cause, by his attorneys, and demurs to the Answer as last amended heretofore filed by the Defendant and as grounds therefor, re-assigns, separately and severally, to each paragraph of the said Answer as last amended, separately and severally, each and every ground contained in the Demurrer heretofore filed by the Plaintiff.

CHASON, STONE & CHASON

By: Edward E Ball

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing pleading has been served upon counsel for all parties to this proceeding, by mailing the same to each by First Class United States Mail, properly addressed and postage prepaid on this 2nd day of Feb, 19 70.

Edward E Ball

FILED

FEB 2 1970

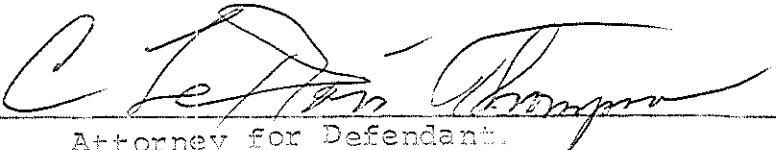
ALICE J. DUCK CLERK
REGISTER

RONALD SELDEN BROWN,	X	IN THE CIRCUIT COURT OF
Plaintiff,	X	BALDWIN COUNTY, ALABAMA
Vs.,	X	AT LAW
EDWARD P. SHAVERS,	X	CASE NUMBER: 8801
Defendant.	X	

AMENDED ANSWER

Comes Edward P. Shavers, and amends his answer heretofore filed to read as follows:

1. Not guilty.
2. That the said action is barred by Title 7, Section 26, in that more than one year had expired since said action complained of before the filing of this action.
3. For further answer to Count 1 your defendant, Edward P. Shavers, says that the plaintiff ought not to recover in this cause for that on the occasion complained of plaintiff himself was guilty of negligence proximately contributing to his alleged damages in that the plaintiff was negligently operating his said automobile on a public road at or about the place complained of at the time alleged and said plaintiff was driving south in a careless, heedless and negligent manner at said time and place and said plaintiff collided with said automobile of defendant and plaintiff's negligence proximately contributed to his alleged damages. Hence, the plaintiff ought not to recover in this suit.


Attorney for Defendant.

I hereby certify that I have this day served a copy of the above amended answer to Honorable E.E. Ball, Attorney at Law, Bay Minette, Alabama, at his office by depositing same in the United States Mail, postage prepaid.

Done this 2 day of February, 1970.

FILED

FEB 2 1970

ALICE J. DUCK CLERK
REGISTER



RONALD SELDEN BROWN,

Plaintiff,

vs.

EDWARD P. SHAVERS,

Defendant.

X

X

X

X

X

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NO. 8801

Comes now the Plaintiff in the above styled cause by his attorneys and demurs to the amended answer heretofore filed by the Defendant and as grounds therefor assigns the following separately and severally:

1. The said answer states no defense to the Plaintiff's cause of action.

2. The paragraphs of said answer are vague, indefinite and uncertain.

3. The averments as to the Plaintiff's negligence in paragraph "3." of said answer are mere conclusions of the pleader.

CHASON, STONE & CHASON

By:

Edward E Ball

Attorneys for Plaintiff

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing pleading has been served upon counsel for all parties to this proceeding, by mailing the same to each by First Class United States Mail, properly addressed and postage prepaid on this 2nd day

of FEB, 1970.

Edward E Ball

FILED

FEB 2 1970

ALICE J. BUEK

CLERK
REGISTER