

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 Michael W. Baldwin, individually and doing business as Baldwin Supply Company, and James William Hileman 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, Alabama, At Law by Ronald Helton.

Witness my hand this 30 day of July, 1969.

Ronald Helton

RONALD HELTON,

X

Plaintiff,

X

IN THE CIRCUIT COURT OF

vs.

X

BALDWIN COUNTY, ALABAMA

MICHAEL W. BALDWIN,
individually and doing
business as BALDWIN SUPPLY
COMPANY, and JAMES WILLIAM
HILEMAN,

X

X

X

AT LAW

No. 8825

Defendants.

X

COUNT ONE:

The Plaintiff claims of the Defendant Thirty Thousand Dollars (\$30,000.00) as damages for that, on heretofore, to-wit: the 8th day of January, 1969, the Defendant James William Hileman, who was then and there acting as the agent, servant or employee of the Defendant, Michael W. Baldwin, individually and doing business as Baldwin Supply Company, so negligently operated a motor vehicle on Alabama Highway 182 at a point 7.7 miles East of the center of Gulf Shores, Baldwin County, Alabama, as to cause or allow the same to swerve into the path of or in front of, an automobile in which Amelia Helton, who was then and is now the wife of the Plaintiff, was a passenger, forcing and causing said car to leave the roadway

upon which it was traveling and to overturn, and as a proximate consequence and result of the negligence of the Defendant, James William Hileman, while acting within the line and scope of his employment as the agent, servant or employee of the Defendant, Michael W. Baldwin, individually and doing business as Baldwin Supply Company, the said Amelia Helton suffered severe and permanent personal injuries. As a proximate consequence and result of the injuries and sickness of the Plaintiff's wife, the Plaintiff lost the services and society of his said wife for a long period of time, and will likely continue to lose her said services and society for a long time, and the Plaintiff was put to great trouble, inconvenience and expense for medicine, medical attention, care and nursing in and about his efforts to heal and cure his said wife's injuries and sickness; all to his damage aforesaid, hence this suit.

COUNT TWO:

The Plaintiff claims of the Defendant Thirty Thousand Dollars (\$30,000.00) as damages for that on heretofore, to-wit: the 8th day of January, 1969, the Defendant, James William Hileman, the agent, servant or employee of the Defendant, Michael W. Baldwin, individually and doing business as Baldwin Supply Company, who was then and there acting within the line and scope of his agency and employment as such, so negligently operated a motor vehicle on Alabama Highway 182 at a point 7.7 miles East of the center of Gulf Shores, Baldwin County, Alabama, as to cause or allow the same to swerve into the path of or in front of an automobile which the Plaintiff was driving thereby forcing and causing the said car which the Plaintiff was driving to leave the roadway upon which it was traveling and to overturn, and as a proximate consequence and result of the negligence of the Defendant, James William Hileman, aforesaid, while acting within the line and scope of his employment as the agent, servant or employee of the Defendant, Michael W. Baldwin,

individually and doing business as Baldwin Supply Company, the Plaintiff's said automobile was almost totally demolished and rendered less valuable and the Plaintiff sustained serious personal injury in this, to-wit: his right arm was lacerated and torn, he was bruised, contused and lacerated over his entire body, he was made sick, sore and lame, he was caused to incur medical, hospital and drug bills in and about the care and treatment of his injuries, he was caused great mental and physical pain and anguish all to his damage aforesaid, hence this suit.

COUNT THREE:

Plaintiff claims of the Defendant Thirty Thousand Dollars (\$30,000.00) as damages for that on heretofore, to-wit: the 8th day of January, 1969, on Alabama Highway 182 at a point 7.7 miles East of the center of Gulf Shores, Baldwin County, Alabama, the Defendant, Michael W. Baldwin, individually and doing business as Baldwin Supply Company, acting by and through its agent, servant or employee, the Defendant James William Hileman, who was then and there acting within the line and scope of his employment as such wantonly injured the Plaintiff by then and there willfully and wantonly operating a motor vehicle so as to cause or allow the same to swerve into the path of or in front of an automobile which the Plaintiff was driving thereby forcing and causing the said car which the Plaintiff was driving to leave the roadway upon which it was traveling and to overturn, and as a proximate consequence and result of the willful and wanton conduct of the Defendants aforesaid, the Plaintiff was injured in this, to-wit: his right arm was lacerated and torn, he was bruised, contused and lacerated over his entire body, he was made sick, sore and lame, he was caused to incur medical, hospital and drug bills in and about the care and treatment of his injuries, and he was caused great mental and physical pain and suffering all to his damage aforesaid, hence this suit.

COUNT FOUR:

The Plaintiff claims of the Defendants Thirty Thousand Dollars (\$30,000.00) as damages for that on heretofore, to-wit: the 8th day of January, 1969, the Defendant, James William Hileman, the agent, servant or employee of the Defendant, Michael W. Baldwin, individually and doing business as Baldwin Supply Company, Inc., who was then and there acting within the line and scope of his agency and employment as such, so negligently operated a motor vehicle on Alabama Highway 182 at a point 7.7 miles East of the center of Gulf Shores, Baldwin County, Alabama, as to cause or allow the same to swerve into the path of or in front of, an automobile in which the Plaintiff's minor daughter, Lisa Helton, was a passenger, thereby forcing and causing the said car in which the Plaintiff's said minor daughter was riding as a passenger, to leave the roadway upon which it was traveling and to overturn, and as a proximate consequence and result of the negligence of the Defendant, James William Hileman, aforesaid, while acting within the line and scope of his employment as the agent, servant or employee of the Defendant, Michael W. Baldwin, individually and doing business as Baldwin Supply Company, the Plaintiff's said minor daughter sustained serious personal injury in this, to-wit: her mouth and lips were cut and torn, the back of her neck and head sustained a severe abrasion, she received bruises, contusions and lacerations over her entire body, she was made sick, sore and lame, she was made extremely nervous, she was caused to suffer and continues to suffer great mental and physical pain and anguish, and she was confined to her bed for several days. And the Plaintiff avers that as a result and consequence of said injuries sustained by his said minor daughter he was put to the expense of doctors' bills and hospital expenses and he was forced to lose the companionship of his said minor daughter, for all of which he claims damages as afore-

said, hence this suit.

CHASON, STONE & CHASON

By: Richard E Ball
Attorneys for Plaintiff

The Plaintiff respectfully demands a
trial of this cause by a jury.

CHASON, STONE & CHASON

By: Richard E Ball

DEFENDANTS MAY BE SERVED AT
ROBERTSDALE, ALABAMA.

FILED
JUL 30 1969
ALICE J. DICK
CLERK
REGISTER

Received on 1st day of July 1969
served a copy of the within SEC
on Michael W. Baldwin
~~James William Hileman~~
By service on _____

TAYLOR WILKINS, Sheriff
By Hall D. S.
Robert Dale 50 mi.
Returned 4 day of August 1969
Not found in my county after diligent search and in-
quiry. as to James William Hileman
Taylor Wilkins, Sheriff
By Hall Deputy Sheriff

Sheriff claims 50 miles at
Ten Cents per mile Total \$ 5.00
TAYLOR WILKINS, Sheriff
BY Hall Deputy Sheriff

70 6825

RONALD HELTON,

Plaintiff,

vs.

MICHAEL W. BALDWIN, individually
and doing business as BALDWIN SUPPLY
COMPANY and JAMES WILLIAM HILEMAN,

Defendants.

* * * * *

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

* * * * *

SUMMONS AND COMPLAINT

* * * * *

FILED

JUL 30 1969

ALICE J. BUCK
REGISTER

CHASON, STONE & CHASON
ATTORNEYS AT LAW
P. O. Box 120
BAY MINETTE, ALABAMA

STATE OF ALABAMA

IN THE CIRCUIT COURT - LAW SIDE

BALDWIN COUNTY

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1969.

Rice J. Duck

RONALD HELTON,

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Plaintiff,

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IN THE CIRCUIT COURT OF

vs.

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BALDWIN COUNTY, ALABAMA

MICHAEL W. BALDWIN,
individually and doing
business as BALDWIN SUPPLY
COMPANY, and JAMES WILLIAM
HILEMAN,

X

X

AT LAW

720.8825

X

Defendants.

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upon which it was traveling and to overturn, and as a proximate consequence and result of the negligence of the Defendant, James William Hileman, while acting within the line and scope of his employment as the agent, servant or employee of the Defendant, Michael W. Baldwin, individually and doing business as Baldwin Supply Company, the said Amelia Helton suffered severe and permanent personal injuries. As a proximate consequence and result of the injuries and sickness of the Plaintiff's wife, the Plaintiff lost the services and society of his said wife for a long period of time, and will likely continue to lose her said services and society for a long time, and the Plaintiff was put to great trouble, inconvenience and expense for medicine, medical attention, care and nursing in and about his efforts to heal and cure his said wife's injuries and sickness; all to his damage aforesaid, hence this suit.

COUNT TWO:

The Plaintiff claims of the Defendant Thirty Thousand Dollars (\$30,000.00) as damages for that on heretofore, to-wit: the 8th day of January, 1969, the Defendant, James William Hileman, the agent, servant or employee of the Defendant, Michael W. Baldwin, individually and doing business as Baldwin Supply Company, who was then and there acting within the line and scope of his agency and employment as such, so negligently operated a motorvehicle on Alabama Highway 182 at a point 7.7 miles East of the center of Gulf Shores, Baldwin County, Alabama, as to cause or allow the same to swerve into the path of or in front of an automobile which the Plaintiff was driving thereby forcing and causing the said car which the Plaintiff was driving to leave the roadway upon which it was traveling and to overturn, and as a proximate consequence and result of the negligence of the Defendant, James William Hileman, aforesaid, while acting within the line and scope of his employment as the agent, servant or employee of the Defendant, Michael W. Baldwin,

individually and doing business as Baldwin Supply Company, the Plaintiff's said automobile was almost totally demolished and rendered less valuable and the Plaintiff sustained serious personal injury in this, to-wit: his right arm was lacerated and torn, he was bruised, contused and lacerated over his entire body, he was made sick, sore and lame, he was caused to incur medical, hospital and drug bills in and about the care and treatment of his injuries, he was caused great mental and physical pain and anguish all to his damage aforesaid, hence this suit.

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COUNT FOUR:

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By: Edward E Ball
Attorneys for Plaintiff

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CHASON, STONE & CHASON

By: Edward E Ball

DEFENDANTS MAY BE SERVED AT
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ALICE J. DUCK

CLERK
RECEIVED