

PLAINTIFF'S REQUESTED JURY CHARGE NO. 1

The Court charges the Jury that under the evidence in this case you must return a verdict for the Plaintiff, Felton Roberts, against the Defendant, Sam Brown.

*Refused
Jury of 12, judge*

PLAINTIFF'S REQUESTED JURY CHARGE NO. 2

The Court charges the Jury that if you reasonably believe
that evidence in this case then you must return the verdict for
Plaintiff, Felton Roberts, against Defendant, Sam Brown.

Refused
Wm. H. McLaughlin, Judge

PLAINTIFF'S REQUESTED JURY CHARGE NO. 3

The Court charges the Jury that under the evidence in this case you must return a verdict for the Plaintiff, Felton Roberts.

Refused
Wm. H. McLean, Judge

PLAINTIFF'S REQUESTED JURY CHARGE NO. 1

I charge you members of the Jury, that if you are reasonably satisfied from all the evidence that Plaintiff's injuries were the proximate result of the negligence of the Defendant, then your verdict should be for the Plaintiff.

*Refused
Jury 4/10/41
Judge*

PLAINTIFF'S REQUESTED JURY CHARGE NO. 5

I charge you members of the Jury, that violation of a rule
of the road constitutes negligence as a matter of law.

*Given
Perit H. H. H. Judge*

PLAINTIFF'S REQUESTED JURY CHARGE NO. 6

I charge you members of the Jury, that one using a public thoroughfare may assume that another so using the same thoroughfare will observe the law of the road under the circumstances present.

Agnes
Levitt M. San, Judge.

PLAINTIFF'S REQUESTED JURY CHARGE NO. 7

I charge you members of the Jury, that a motorist is chargeable with knowledge of what prudent and diligent drivers would have seen and is negligent if he fails to discover a vehicle in time to avoid any exercise of reasonable care, have discovered in time to avoid injury.

Wm. H. McArthur, Judge

PLAINTIFF' REQUESTED JURY CHARGE NO. 8

The Court charges the Jury that if, after considering all the evidence in this case, you are reasonably satisfied that the Plaintiff, Felton Roberts, was damaged as a sole and proximate result of some wrong act or omission on the part of the Defendant, Sam Brown, then your verdict should be for the Plaintiff, Felton Roberts.

Refused
Samuel H. McLean, Judge

PLAINTIFF'S REQUESTED JURY CHARGE NO. 9

The Court instructs the Jury that if you believe from the evidence that Defendant, Sam Brown, ran into the rear of the automobile owned by Felton Roberts, approximately causing the collision, then you shall find the Defendant, Sam Brown, guilty of negligence as a matter of law.

Refused
Wm. H. Jones

PLAINTIFF'S REQUESTED JURY CHARGE NO. 10

The Court instructs the Jury that if you believe from the evidence that Defendant, Sam Brown, ran into the rear-end of the automobile owned by Felton Roberts at the time the automobile of Felton Roberts was lawfully stopped for traffic light on Ann Avenue at the intersection of Hand Avenue and Fifth Street, approximately causing the collision, then you shall find the Defendant, Sam Brown, guilty of negligence as a matter of law.

Edward M. Mac, Judge

PLAINTIFF'S REQUESTED JURY CHARGE NO. 11

The Court instructs the Jury that, if you believe from the evidence that Defendant, Sam Brown, negligently failed to obey the red traffic light on Hand Avenue and Fifth Street and the negligence of the Defendant in failing to observe the traffic signal approximately caused the collision with the automobile owned by Felton Roberts, then you shall return a verdict for the Plaintiff, Felton Roberts.

*Represented
by
Wm. H. Miller, Judge*

PLAINTIFF'S REQUESTED JURY CHARGE NO. 12

I charge you members of the Jury, that a person owes his fellowman the general duty not to negligently damage him; and where one breaches this duty; he is liable for any damages sustained approximately caused by his negligence.

Refused
Levi M. Lee, Judge

PLAINTIFF'S REQUESTED JURY CHARGE NO. 13

The Court instructs the Jury if you reasonably find from all the evidence that the Plaintiff, Felton Roberts, is entitled to recover damages sustained to his automobile, that the measure of damages to his automobile is the decrease in the fair market value of the automobile as a result of the accident. This is to say, the difference between the fair market value of the automobile immediately before the collision and the fair market value of the automobile immediately after the collision.

Revised
Ferrill J. McNamee, Judge

PLAINTIFF'S REQUESTED JURY CHARGE NO. 14

The Court charges the Jury that the duty of care owed by Defendant, Sam Brown, in this case is that care which a reasonable and prudent man would have exercised under the same or similar circumstances, and if you believe from the evidence in this case, that Defendant failed to use the same degree of care that a reasonable and prudent man would have used under the same or similar circumstances at the time and place referred to in the Complaint, then your verdict should be for the Plaintiff.

*Referred
Jury 4/16/61 Sam. Judge*

PLAINTIFF'S REQUESTED JURY CHARGE NO. 15

I charge you, members of the Jury, that the Code of Alabama, Title 36, Sec. 58 (36) reads as follows: "The driver of any vehicle and the motorman of any streetcar shall obey the instructions of any official traffic-controlled device applicable thereto place in accordance with law, unless otherwise directed by a traffic or police officer, provided however, this section shall not apply to the driver of an authorized emergency vehicle."

*Refused
Jury Trial*

Defendant's Charge No. 1

The Court charges the
jury that if you believe
the evidence you must
find for the Defendant.

Respectfully,
William H. Taylor, Judge

Defendant's Charge No. 2

The Court charges the
jury that if you believe
the evidence you cannot
find for the Plaintiff.

Refused
James H. Mc