(444)

ORA CHESTER BARBER,

PLAINTIFF.

versus

JOSEPH VACCARO and GEORGE VACCARO, individually and doing business under the trade name and style of JOSEPH VACCARO & SON,

and

C. J. CLARK,

DEFENDANTS

IN THE CIRCUIT COURT
OF BAIDWINCOUNTY, ALABAMA

AT LAW NO.

COUNT I

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Plaintiff claims of the defendants the sum of Ten Thousand Dollars (\$10,000) damages for that on, to-wit, the 20th day of April, 1938, the defendant C. J. Clark who was then and there an agent or servant of the defendants, Joseph Vaccaro and George Vaccaro, doing business as Joseph Vaccaro & Son, and while acting within the line and scope of his employment as such agent or servant, parked an automobile truck on Highway U. S. 90 in Baldwin County, Alabama, at or near the Alabama-Florida State Line, and so negligently allowed same to remain parked that an automobile driven by one Earle Smith on said Highway and approaching said parked truck ran into and collided with an automobile in which the plaintiff was then and there riding on said Highway, and as a proximate result of said negligence of said defendant, C. J. Clark, plaintiff was then and there painfully and permanently injured and sustained lacerations, contusions, and bruises in and about the face, head, body, and limbs, and was caused to incur and will incur considerable expense in and about the treatment of said injuries; WHEREFORE PLAINTIFF SUES.

COUNT II

Plaintiff claims of the defendants the sum of One Thousand Dollars (\$1,000) damages for that on, to-wit, the 20th day of April, 1938, the defendant C. J. Clark who was then and there an agent or servant of the defendants, Joseph Vaccaro and George

Vaccaro, doing business as Joseph Vaccaro & Son, while acting within the line and scope of his employment as such agent or servant, parked an automobile truck on Highway U. S. 90 in Baldwin County, Alabama, at or near the Alabama-Florida State Line, and so negligently allowed same to remain parked that an automobile driven by one Earle Smith on said Highway and approaching said parked truck ran into and collided with an automobile in which the plaintiff was then and there riding, and plaintiff avers that as a proximate result of the said negligence of said C. J. Clark, said automobile, which was and is the property of the plaintiff was broken and badly bent; the wheels, axle, engine, body, radiator, frame, grill, bumper, front fenders, windshield, and steering wheel thereof were bent, torn, and damaged, and said car was depreciated in value by reason thereof and was otherwise damaged.

Attorneys for Plaintiff

Plaintiff demands that said cause be tried by jury.

Attorneys for Plaintiff

Each of the defendants may be found at 2226 Ninth Avenue, Tampa, Florida. Please serve by registered mail under Code Section 9454 (1).

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA RECORDING NO. 8.238 JOSEPH VACCARO and GEORGE VACCARO individually and doing business under the trade name and style of JOSEPH VACCARO & SON ORA CHESTER BARBER, PLAINTIFF, DEFENDANTS を養み and C. J. CLARK by serving copy of within Summon Exacuted May & B

COMPLAINT

Complaint on

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Latter R. Mer Demiy She.

Filed this 5 day May 1938 Mr. S. Lher & Marie

Armbrecht, Twitty & Jackson Attorneys for Plaintiff

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	Plaintiff versus	CO JOSE VECCARO & SOM . mms
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I, R. S. DUCK,	, Cl	erk of the Circu	it Court of Bal	ldwin Cou	nty,
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Alabama, do hereby certify that on the	10th	day of	<u>April</u>	, 19-	<u> 59</u>
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a Judgment was rendered by said Court in the	e above st	ated cause, wh	nerein		
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ORA CHESTER BARBER,					
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was Plaintiff and JOSEPH VACCARO &	SON, a	Partnershi	p composed	l of Jo	<u>s/</u>
Vaccaro and Geo. Vaccaro, and			72 17 pv	:	/ (N
JOSEPH VACCARO and GEORGE VACC	ARO; ir	wividually	· Teres	Defendant	,sin
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favor of the said Plaintiff and against the said	l Defendai	nt for the sum	of		
TWO THOUSAND AND NO/100	_{\$2 , 00	00:00)	<u> </u>	DOLLA	ARS.
and for the sum of FIFTEEN & 90/100	0 ([([5.90)		DOLLA	ARS.
			· · · · · · · · · · · · · · · · · · ·		
the costs in said suit and that ARMBRE	CHT, IN	GE, TWITTY	& JACKSON	,	, <i>i</i>
are the Attorneys of record for the Plair	ntiff in sa	id cause.			
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Witness my hand this 24th	——dav o	fWay		19 <u>39</u>	- [
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By:	3.4				
	Dept	ity Clerk.			'/

ent			/ Plaintiff				Defendant	
Of Judgmen		BARBER,	[B]		& SON,	· ·	, Defe	
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ORA CHESTER BARBER,

Plaintiff,

Vs.

JOSEPH VACCARO and GEORGE VACCARO, individually and doing business under the trade name and style of JOSEPH VACCARO & SON,

and

C. J. CLARK,

Defendants.

IN THE CIRCUIT COURT
OF BAIDWIN COUNTY,
ALABAMA

AT LAW NO.

TO JOSEPH VACCARO and
GEORGE VACCARO, individually
and doing business under the
trade name and style of
JOSEPH VACCARO & SON, and
C. J. CLARK,
GREETINGS:

You, and each of you, will please take notice that in the foregoing stated cause, pending in our Circuit Court of Baldwin County, Alabama, interrogatories to be propounded to Ora Chester Barber of 1670 Cherry Street, Denver, Colorado, (a copy of which herewith issues) a witness in her own behalf, have been this day filed in my office, which said interrogatories will remain on file as aforesaid ten days after the mailing of this notice to you, during which time you can file cross-interrogatories if you think proper.

Clara C. Alvey, whose address is Cosmopolitan Hotel, Denver, Colorado, has been suggested as the Commissioner to take said deposition.

Witness my hand as Clerk of said Court this / day of March, A.D., 1939.

Clerk of Circuit Court, Baldwin County, Alabama.

By-Maslie Thompson,

STATE OF ALABAMA,)
BALDWIN COUNTY.)

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I, R. S. DUCK, Clerk of the Circuit Court of Baldwinn County, Alabama, do hereby certify that I have, on this date, mailed a copy of the within Notice of Filing Interrogatories, together with copy of Interrogatories, to each of the defendants in the above styled case at 2226 Ninth Avenue, Tampa, Florida.

هغوري المستقدة في مراجع والمستقدة و كان المراجعة السام والي الكي المراجعة هي المراجعة السياب والمراجعة والمستق المناف المعرف في المناف التي يراجع المراجعة والمراجعة المناف المنافعة والمراجعة والمراجعة والمراجعة والمراجعة

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This, the 18th day of March, 1939.

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R. S. DUCK, Clerk
By: Mulicology
Deputy Clerk.

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THE STATE OF ALABAMA,))
BALDWIN COUNTY,))

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA.

TO......CLARA C. ALVEY, Cosmopolitan Hotel, Denver, Colorado:-

KNOW YE: That, we, having full faith in your prudence and competency, have appointed you commissioner, and by these presents do authorize you, or any one or more of you, at such time and place as you may appoint, to call before you and examine ORA CHESTER BARBER, witness in behalf of the plaintiff in a cause pending in our Circuit Court of Baldwin County, Alabama, wherein ORA CHESTER BARBER is Plaintiff, and GOSEPH VACCARO & SON, ET AL., Defendants, on oath to be by you administered, upon interrogatories annexed to this commission, to take and certify the deposition of the witness and return the same to our said Court, to be holden on the lOth day of April, next, under your hand and seal.

WITNESS this 29th day of March, 1939.

R. S. DUCK, Clerk of the Circuit Court of Baldwin County, Alabama.

By: Muffice Harry.
Deputy Clerk.

ORA CHESTER BARBER, Plaintiff,

Vs.

JOS. VACCARO & SON, Defendants.

DEPOSITION ON INTERROGATORIA

ORA CHESTER BARBER,		
AGT BAGE	IN THE CIRCUIT COUNT	
JOSEPH VACCARO and GROBGE VACCARO, individually	BALDWIN CONTRACTA	
trace name and style of		
JOSEPH VACCAMO & SOM,		
C. J. CLARK,		
Notation with the state of the		

COGNI I

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