

879

STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon the Fuel Oil Supply Company, a Corporation, 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 Denman L. Bailey.

Witness my hand this 45 day of August, 1944.

*Reid*

Circuit Clerk.

: :

DENMAN L. BAILEY,

Plaintiff,

VS.

FUEL OIL SUPPLY COMPANY,  
a Corporation,

Defendant.

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

1. The Plaintiff claims of the Defendant the sum of Five Thousand Dollars (\$5,000.00) damages for that heretofore on to-wit, February 19, 1944, the Plaintiff was driving his automobile along and over the public highway in Baldwin County, Alabama, known as U. S. Highway Number 90, at a point approximately three miles northwest of Loxley, Alabama, where he had a right to be and while Plaintiff's said automobile was being driven along the said highway a motor truck and trailer of Defendant which was being operated by its agent, servant or employee who was then and there acting within the line and scope of his authority, negligently ran upon, over or against the automobile which the Plaintiff was driving bending and breaking the fenders, running board and body of the said automobile thereby greatly damaging and injuring Plaintiff's

neck, inflicting a cut on his forehead over his left eye, a cut on his nose, cuts and scars under his mouth and leaving cuts and scars under his chin and also fracturing Plaintiff's left collar bone. Plaintiff was made sick and sore and suffered great mental pain and anguish and was caused to incur great expense for doctor bills, medicine and hospital expenses. Plaintiff further avers that all of his said injuries and damages were proximately caused by the negligence of the servant, agent or employee of the defendant, then and there in charge of the said truck for the defendant and acting within the line and scope of his duty in the employment of the defendant in this that the said servant, agent or employee negligently operated the said truck at the time and place of said collision.

J. B. Blackburn  
Cars - Cars  
Attorney for Plaintiff.

Plaintiff demands a trial of said cause by jury.

J. B. Blackburn  
Cars - Cars  
Attorney for Plaintiff.

Executed Aug 24 1944  
by serving copy of within Summons and  
Complaint on

J. W. Lamber  
Mgr of Fuel Oil  
Supply Company a  
Corporation  
W. S. Stuard  
Sheriff  
O. S. Stuard  
Deputy Sheriff

SUMMONS AND COMPLAINT

DENMAN L. BAILEY,

Plaintiff,

VS.

FUEL OIL SUPPLY COMPANY, a  
Corporation,

Defendant.

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

70000  
Rec'd  
Aug 11 1944

DENMAN L. BAILEY,

Plaintiff,

vs.

FUEL OIL SUPPLY COMPANY, a  
Corporation,

Defendant.

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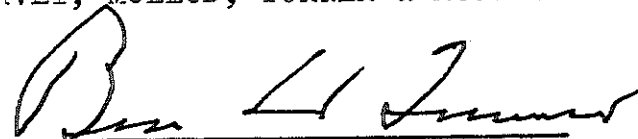
IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

AT LAW.

Comes the Defendant and files in this cause  
its unqualified appearance, reserving the right to demur,  
plead specially or answer herein.

McCORVEY, McLEOD, TURNER & ROGERS

By



Attorneys for Defendant.

879

648

Received Sept 2 1944  
R. L. Smith

McCORVEY, McLEOD, TURNER & ROGERS  
ATTORNEYS AT LAW  
NINTH FLOOR, MERCHANTS NATIONAL BANK BUILDING  
MOBILE, ALABAMA