

LLEWELLYN EDHEGARD,

)

IN THE CIRCUIT COURT OF

PLAINTIFF

)

BALDWIN COUNTY, ALABAMA

VS

)

AT LAW

CHARLIE HUFF, et al,

)

NO. 1210

DEFENDANTS

)

Now comes the Defendant, CHARLIE HUFF, and for answer to the
Plaintiffs complaint, and to each and every allegation, says:

1.

That he is not guilty.

2.

That the Defendant was guilty of negligence approximately con-
tributed to the injuries and damages complained of.

S. H. H. H.
Attorney for Defendant, Charlie Huff

The Defendant Charlie Huff demands a trial by Jury.

S. H. H. H.
Attorney for Defendant, Charlie Huff

1210

LLEWELLYN EDHEGARD,

PLAINTIFF

VS

CHARLIE HUFF, et al,

DEFENDANTS

Filed
8-17-48
Alice J. Duck
Clerk

LAW OFFICES

ELLIOTT G. RICKARBY

RICKARBY & RICKARBY
FAIRHOPE, ALABAMA

E. G. RICKARBY, JR.

July 16, 1948

Mrs. Alice J. Duck
Clerk Circuit Court
Bay Minette, Alabama

Dear Mrs. Duck:-

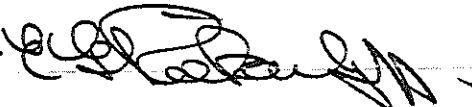
With this we hand you Summons and
Complaint of the Llewellyn Edhegard vs. James
J. DuBrock and Charlie Huff, et al.

Please issue Subpoena¹ and oblige.

Yours very truly,

RICKARBY & RICKARBY

by:-



EGR, jr:rs
408

LLEWELLYN EDHIGARD
Plaintiff
VS.

JAMES J. DUBROCK &
CHARLIE HUFF
Defendants

IN THE CIRCUIT COURT
OF BALDWIN COUNTY
ALABAMA

COUNT ONE

The plaintiff claims of the defendants a sum of three hundred fifty dollars (\$350.00) as damages for that heretofor on to-wit the twenty second day of April, 1948, the plaintiff was operating an automobile on a public highway to-wit, Alabama Highway number 164, near fourth street in Silverhill, Alabama where he had a right to be and the defendant James John DuBrock an agent, servant, or employee of the defendant Charlie Huff while acting within the line and scope of his employment so negligently operating a motor vehicle then and there as to cause said motor vehicle which he was operating to run over, upon or against the automobile in which the plaintiff then and there operating and the plaintiff avers that as a proximate consequence thereof his automobile was damaged causing great damage and injuries to the plaintiff's automobile. The back end of the Plaintiff's car was crushed in and bent the frame and then plaintiff lost the use of his automobile for two weeks which he used in his business, the reasonable value of which was at least two dollars and fifty cents per day. All to the damage of the plaintiff in the sum aforesaid and the plaintiff avers that all of said damage were proximately caused by the said negligence of the said defendant James John DuBrock and agent, servant or employee of the defendant Charlie Huff while acting within the line and scope of his employment as such agent, servant or employee in and about the negligence operation of said motor vehicle at the time and place and on the occasion aforesaid. Wherefore plaintiff sues both James John DuBrock and Charlie Huff.


Attorney's for Plaintiff

SUMMONS AND COMPLAINT

THE STATE OF ALABAMA, }
BALDWIN COUNTY

CIRCUIT COURT, BALDWIN COUNTY

No. _____

_____ TERM, 194____

TO ANY SHERIFF OF THE STATE OF ALABAMA :

You Are Hereby Commanded to Summon JAMES J. DUBROCK and
CHARLIE HUFF

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, State of Alabama, at Bay Minette, against JAMES J. DUBROCK
and CHARLIE HUFF, Defendant----

by LLEWELLYN EDHEGARD, Plaintiff----

Witness my hand this 17th day of July 1948

W. J. H. H. H., Clerk.

No. 12-10

Page _____

THE STATE of ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT

LIEWELLYN EDHEGARD

Plaintiffs

vs.

JAMES J. DUBROCK and

CHARLIE HUFF

Defendants

SUMMONS and COMPLAINT

Filed 7-17, 1948

W. J. Luck Clerk

RICKARBY & RICKARBY

Plaintiff's Attorney

Defendant's Attorney

Moore Printing Co.

Defendant lives at
James J. Dubrock Charlie Huff
Robertsdale, Ala. Foley, Ala.

RECEIVED IN OFFICE

7-16, 1948

Taylor Wilkins, Sheriff

Have executed this summons

this _____, 194____
by leaving a copy with

*Received 7-18 Day of July 1948
Not found in the records
of the Sheriff's office
No record search and in-
quiry made for the
Sheriff's office*

Sheriff

Deputy Sheriff

RECORDED

LLEWELLYN EDHEGARD,

PLAINTIFF

VS

CHARLIE HUFF, et al,

DEFENDANTS

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)

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NO. 1210

Now comes the Defendant, CHARLIE HUFF, and for answer to the Plaintiff's complaint, and to each and every allegation, says:

1.

That he is not guilty.

2.

That the Plaintiff was guilty of negligence which approximately contributed to the injuries and damages complained of.

Stmhall
Attorney for Defendant,
Charlie Huff.

The Defendant Charlie Huff demands a trial by Jury.

Stmhall
Attorney for Defendant,
Charlie Huff

RECORDED

Filed
8-17-48
Avery French
clerk

LLEWELLYN EDHEGARD,

PLAINTIFF

VS

CHARLIE HUFF, et al,

DEFENDANTS

) IN THE CIRCUIT COURT OF

) BALDWIN COUNTY, ALABAMA

) AT LAW

) NO. 1210

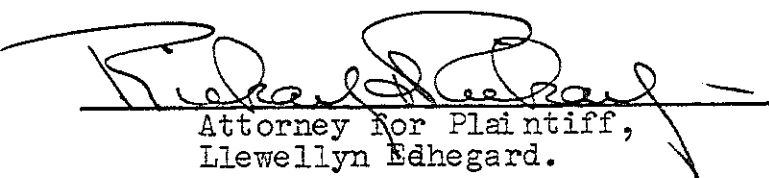
Comes the Plaintiff and assigns the following separate and several grounds of demurrer to Defendant CHARLIE HUFF, plea No. 2.

1.

That said plea alleges negligence on the part of the Defendant, without the particularities required by law.

2.

That the plea does not show the facts which constitutes the alleged negligence complained of.


Attorney for Plaintiff,
Llewellyn Edhegard.

being negligence consisting of:

1. The fact that the defendant has not shown the facts which constitute the negligence.

2. The fact that the defendant has not shown the facts which constitute the negligence.

3. The fact that the defendant has not shown the facts which constitute the negligence.

4. The fact that the defendant has not shown the facts which constitute the negligence.

5. The fact that the defendant has not shown the facts which constitute the negligence.

FILED

SEP 23 1948

ALICE J. DUCK, Clerk

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