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ANNE U. RICKARBY,

Plaintiff,

VS.

FRED J. NEWMAN, JR., doing
business as ~~an~~ Ambulance
Service Company.

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

AT LAW.

Comes the Defendant in the above styled cause and demurs to the Complaint filed in said cause and each and every Count thereof, separately and severally, and assigns the following separate and several grounds, viz:-

1.

That said Complaint does not state a cause of action.

2.

That the allegation in said Complaint "that on said date the said place" is vague and indefinite.

3.

That said Complaint fails to state that the injuries alleged were the proximate result of the Defendant's alleged negligence.

4.

That the allegation in the Complaint "that she was otherwise injured; she was permanently injured; she suffered fiscal and mental shock and mental anguish" are vague and indefinite.

5.

That said Complaint fails to state in what manner she is permanently injured.

6.

That said Complaint fails to state how much time she lost from her work.

Ampright, Lutz, Smith & Jackson
by Paul Jackson
ATTORNEYS FOR DEFENDANT.

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DEMURRER

ANNE U. RICKARBY,

Plaintiff,

VS.

FRED J. NEWMAN, JR., doing
business as an Ambulance Service
Company.

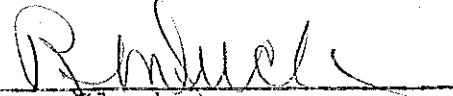
Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW.

FILED: March 19, 1946


Clerk.


LAW OFFICES
HYBART & CHASON
Bay Minette, Alabama

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby COMMANDED TO summons FRED J. NEWMAN, JR., doing business as Ambulance Service Company, to appear within thirty days from the service of this writ in the Circuit Court, to be held for said ~~Company~~ at the place of holding the same, then and there to answer the complaint of ANNE U. RICKARBY.

WITNESS my hand this the 8th day of February, 1946.


Clerk

ANNE U. RICKARBY

PLANTIFF

VS

FRED J. NEWMAN, JR., doing
business as an Ambulance
Service Company.

DEFENDANT

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

-ONE-

The Plaintiff claims of the Defendant Five Thousand (\$5000.00) dollars, as damages, for that, heretofore on to wit, August 30th, 1945, the Plaintiff was a guest in an automobile riding along the Daphne-Fairhope highway, a public highway in Baldwin County, Alabama, at a point of approximately two miles north of Fairhope in Baldwin County, Alabama; that on said date, ^{at} ~~the~~ said place the Defendant acting by and through his Agent, Servant or employee, who was then and there acting within the line and scope of his employment so negligently operated an automobile ambulance along said highway, at said time and place, as to cause it to run into or against the automobile in which the Plaintiff was then and there riding as a guest and as a proximate ^{cause} ~~cause~~ of said negligence, the Plaintiff was seriously injured as follows: Four ribs broken; a clavicle broken; she was bruised about the body; ~~she was otherwise injured~~; she was permanently injured; she suffered ^(physical) ~~physical~~ and mental shock and mental anguish; that she was caused to lose time from her work; that she was caused to incur Doctor bill; that she was caused to incur drug bill; that she was caused to incur Hospital bill; that she suffered and will continue to suffer serious physical pain and mental anguish.

Plaintiff avers that her said injuries and damages were approximately caused by the negligence of the Defendant, acting by and through his Agent, Servant or employee, who was then and there acting within the line and scope of his employment in so negligently operating said automobile ambulance, at said time and place as to cause it to run into or against the said automobile, as which the plaintiff was riding as a guest.

- TWO -

The Plaintiff claims of the Defendant Five Thousand (\$5000.00) dollars, as damages, for that, heretofore on to wit, August 30th, 1945, the Plaintiff was

was a guest in an automobile riding along the Daphne-Fairhope highway, a public highway in Baldwin County, Alabama, at a point of approximately two miles north of Fairhope in Baldwin County, Alabama; that on said date the said place the Defendant acting by and through his Agent, Servant or employee, who was then and there acting within the line and scope of his employment so negligently operated an automobile ambulance along said highway, at said time and place, as to cause it to collide with the automobile in which the Plaintiff was then and there riding as a guest and as a proximate cause of said negligence, the Plaintiff was seriously injured as follows: Four ribs broken; a clavicle broken; she was bruised about the body; ~~she was otherwise injured~~; she was permanently injured; she suffered ^{physical} ~~physical~~ and mental shock and mental anguish; that she was caused to lose time from her work; that she was caused to incur Doctor bill; that she was caused to incur drug bill; that she was caused to incur Hospital bill; that she suffered and will continue to suffer serious physical pain and mental anguish.

Plaintiff avers that her said injuries and damages were approximately caused by the negligence of the Defendant, acting by and through his agent, Servant or employee, who was then and there acting within the line and scope of his employment in so negligently operating said automobile ambulance, at said time and place as to cause it to run into or against the said automobile, as which the plaintiff was riding as a guest.

BEEBE & HALL

By: *J. L. Luce*
Attorneys for Complainant

*Plaintiff demands a trial by jury
Bebe & Hall
by Huntress*

1275
es.

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ANNE U. RICKARBY

PLANTIFF

VS

FRED J. NEWMAN, JR., doing
business as an Ambulance
Service Company

DEFENDANT

SUMMONS AND COMPLAINT

Filed February 8 1946
[Signature]

BEEBE & HALL
LAWYERS
BAY MINETTE, ALABAMA

Received 1/15 Day of February 1946
and on 13 Day of February 1946
I served a Copy of the within Summons and Complaint
on Fred J. Newman, Jr.

by service on _____

W. H. HODGSON, Clerk

W. H. Hodgson

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