

1621

STATE OF ALABAMA)
)
BALDWIN COUNTY) IN THE CIRCUIT COURT - LAW SIDE.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Lavern Ratcliff 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 Hubert J. Hale.

Witness my hand this 2nd day of March, 1951.

Arif. Resch
Clerk.

HUBERT J. MALE,
Plaintiff,
vs.
Lavern Ratcliff,
Defendant.

X
:
X
:
X

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
AT LAW, NO. _____

COUNT: ONE:

The plaintiff claims of the defendant Five Thousand Dollars (\$5,000.00), damages, for an assault and battery committed by the defendant on the plaintiff, viz.: defendant hit the plaintiff on the head with a french knife, meat cleaver, or other heavy deadly instrument, severely lacerating his scalp, on the 18th day of February, 1951.

COUNT TWO:

The plaintiff claims of the defendant Five Thousand Dollars (\$5,000.00), damages, for an assault and battery committed by the defendant on the plaintiff, viz.: defendant struck the plaintiff on the head with a french knife, meat cleaver, or other heavy deadly instrument, severely lacerating his scalp, on the 18th day of February, 1951. Plaintiff alleges that, as a proximate result thereof, he was caused to suffer great physical pain and mental anguish, he had to have six (6) stitches in his scalp; he will have a permanent scar on his forehead; and was caused to pay out or become liable for substantial sums of money for treatment of his said injuries; all to plaintiff's damage as aforesaid; hence this suit.

Albert V. Gaston
and
Ramon A. Stone
Attorneys for Plaintiff

Plaintiff demands a trial by jury.

Albert V. Garton
and
Hazen Stone

Defendant can be found weekends at Ratcliff's Restaurant, Gulf Shores.

HUBERT J. HALE

PLAINTIFF

VS

LAVERN RATCLIFF

DEFENDANT

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
AT LAW
NO. 1621

Now comes the Defendant and demurs to the Plaintiff's Complaint,
and to each count thereof separately and severally, and for grounds
thereof says:

1.

That said count does not state a cause of action.

2.

That said count is too vague and indefinite.

3.

That the language of said count is not sufficient to apprise the
Defendant of the nature of the claim against him.



Attorneys for Defendant

RECORDED

HUBERT J. HALE

PLAINTIFF

VS

LAVERN RATCLIFF

DEFENDANT

DEMURRERS

FILED

APR 13 1951

ALICE J. DUCK, Clerk

Received in Sheriff's Office
this 2 day of Mar 19 51
TAYLOR WILKINS, Sheriff

Executed 3 - 24 1951
by serving copy of within Summons and
Complaint on

Lavern Ratcliff

Taylor Wilkins Sheriff
By Edleigh Steadman Deputy Sheriff

RECORDED

SUMMONS AND COMPLAINT

HUBERT J. HALE,

Plaintiff,

vs.

LAVERN RATCLIFF,

Defendant.

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

Filed: March 2nd, 1951.

Desire J. French
Clerk.

LAW OFFICES
HYBART, CHASON & STONE
BAY MINETTE, ALABAMA