

STATE OF ALABAMA
BALDWIN COUNTY

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

CASE # 1545

PERRY CONER,
Plaintiff

vs.

HARRY SWAINNEY,
Defendant

Now comes the Plaintiff in the above styled cause and
moves the Court as follows:

1. The Defendant being in default of appearance, the Plaintiff requests the Court to enter the default in the records and notify said Defendant as required by law that Plaintiff will ask for judgment by default upon the hearing of this cause.
2. The Plaintiff requests that the hearing of this cause be set for the next non-jury term of court.

A. B. Miller
Attorney for Plaintiff

CASE NO. 1545

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
LAW SIDE

PERRY COKER, Plaintiff

vs.

HARRY SWAINY, Defendant

MOTION FOR HEARING

Filed... 9-19-50

.....
Alice J. Duck
.....
Clerk

STATE OF ALABAMA
BALDWIN COUNTY

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

CASE # 1545

PERRY COKER,
Plaintiff

vs.

HARRY SWAINY,
Defendant

Now comes the Plaintiff in the above styled cause and moves the Court as follows:

1. The Defendant being in default of appearance, the Plaintiff requests the Court to enter the default in the records and notify said Defendant as required by law that Plaintiff will ask for judgment by default upon the hearing of this cause.
2. The Plaintiff requests that the hearing of this cause be set for the next non-jury term of court.

R. B. Miller
Attorney for Plaintiff

CASE NO. 1545

RECORDED

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
LAW SIDE

PERRY COKER, Plaintiff

vs.

HARRY SWAINY, Defendant

MOTION FOR HEARING

Filed.....9-19-50.....

.....*Arcy. Welch*.....
Clerk

A. B. MILLER
ATTORNEY AT LAW
ROBERTSDALE, ALABAMA

October 10, 1950

Mrs. Alice J. Duck
Clerk of the Circuit Court
Baldwin County
Bay Minette, Alabama

Re: Coker v. Swainey
#s 1543-1545

Dear Mrs. Duck:

Please have execution issued on the judgment granted in the above case as soon as possible.

Enclosed is the venditioni exponas form for sale on the items attached for security of the judgment. Have the Sheriff cause the sale to be made as required by law.

Thanks for your cooperation.

Sincerely,

A. B. Miller
A. B. Miller

ABM/sm

A. B. MILLER
ATTORNEY AT LAW
ROBERTSDALE, ALABAMA

September 20, 1950

Mrs. Alice J. Duck
Clerk of the Circuit Court
Baldwin County
Bay Minette, Alabama

Re: Perry Coker vs. Harry Swainey
Case # 1545

Dear Mrs. Duck:

Enclosed is my motion for a Judgment by Default in the above case. Thanks for the information. I was under the impression that the case would have to be set down for a hearing before I could enter such motion. However, there is a lot I don't know about this legal business, but I am learning a little along.

Thanks again for your cooperation.

Sincerely,

A. B. Miller
A. B. Miller

ABW/sm

A. B. MILLER
ATTORNEY AT LAW
ROBERTSDALE, ALABAMA

August 7, 1950

Mrs. Alice J. Duck
Clerk of the Circuit Court
Baldwin County
Bay Minette, Alabama

Dear Mrs. Duck:

Please file the enclosed complaint and have service of
the same on the Defendant at Holmes Memorial Hospital, Foley.

Thank you for your fine cooperation with me to date.

Sincerely,

A. B. Miller
A. B. Miller

ABM/sm

15-45

Perry Coker
vs.
Harry Swainey

Damages
Filed 8-8-50

A.B. Miller

STATE OF ALABAMA
BALDWIN COUNTY

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

CASE NO. 1545

PERRY COKER,
Plaintiff

vs.

HARRY SWAINY,
Defendant

Now comes the Plaintiff in the above styled cause and moves the Court to enter a Judgment by Default in his behalf, and for reason for said motion shows unto the Court as follows:

1. The Defendant, being called, has not appeared to answer, plead or demur within the time required by law.

P. B. Miller
Attorney for Plaintiff

CASE NO. 1545

RECORDED

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
LAW SIDE

PERRY COKER,
Plaintiff

vs.

HARRY SWAINY,
Defendant

MOTION FOR JUDGMENT BY
DEFAULT

Filed: 9-21-50...

... Alice J. Ruck
Clerk

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 HARRY SWAINY

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 _____

HARRY SWAINY

_____, Defendant _____

by PERRY COKER

_____, Plaintiff _____

Witness my hand this

8th

day of

Aug

1940

Alice J. Duck, Clerk

No. _____ Page _____

THE STATE of ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT

Plaintiffs

vs.

Defendants

SUMMONS and COMPLAINT

Filed _____, 194_____

Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

RECEIVED IN OFFICE

_____, 194_____

Sheriff

I have executed this summons

this _____ 194_____
by leaving a copy with

Sheriff

Deputy Sheriff

STATE OF ALABAMA
COUNTY OF BALDWIN

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

CASE # 1543

PERRY COKER,

Plaintiff

vs.

HARRY SWAINNEY,

Defendant

Comes the plaintiff in the above styled cause and for his cause of action against the defendant, complains and says as follows:

COUNT I

Plaintiff claims of the defendant the sum of Two Thousand and Five Hundred (\$2,500.00) Dollars damages for that heretofore, on, to-wit; August 3, 1950, plaintiff was lawfully driving his automobile in a Southerly direction on U. S. Highway 90, between the town of Loxley and the town of Robertsdale, in the county of Baldwin, State of Alabama, and that defendant, while driving his automobile in a Northerly direction along said highway in said location, negligently, suddenly and without warning turned his automobile across the course that plaintiff was traveling; the said turn being made with such suddenness as to negligently cause the said automobiles to collide, as a proximate consequence whereof, plaintiff's automobile was damaged and demolished, and plaintiff's forehead was cut, his body was greatly bruised and he was caused to suffer great physical and mental pain and anguish, and he was caused to incur expense in and about curing and healing his said injuries, and he was caused to lose time from his work, and his clothes were ruined beyond repair. And plaintiff avers that he suffered said injuries and consequent damages as a proximate consequence of the aforesaid negligence of the defendant, hence this suit.

A. B. Miller
Attorney for Plaintiff

RECORDED

CASE NO. 1545

SUMMONS AND COMPLAINT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

LAW SIDE

PERRY COKER,

Plaintiff

vs.

HARRY SWAINNEY,

Defendant

Filed: 8-8-50

Clerk

Received in Sheriff's Office
this 8 day of August 1950
TAYLOR WILKINS Sheriff

8-11-50

Returned _____ day of _____ 19____
Not found in my county after diligent search and in-
quiry.

Goulet Wilkins Sheriff

By _____ Deputy Sheriff

Executed 8-11 1950
by serving copy of within Summons and
Complaint on

Harry Swainney

Taylor Wilkins Sheriff
cc O. G. Jackson Deputy Sheriff