

1750

ALBERT J. CORNFIELD

PLAINTIFF

VS

ROBERT E. MITCHELL AND
CURTIS WILSON,

DEFENDANTS

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

Now comes the Defendants, separately and severally, and for answer to the Plaintiff's complaint and to each count thereof separately and severally, says:

1.


That they are not guilty.

2.

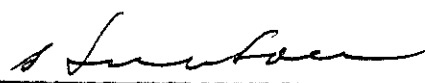
That the facts therein alleged are untrue.

3.

That the Plaintiff was guilty of negligence which proximately caused the damages alleged to have been suffered by the Plaintiff.


Attorney for the Defendants

The Defendants demand a trial by jury.


Attorney for the Defendants

7750
RECORDED

FILED
FEB 1 1952
ALICE L. DUCK, Clerk

SUMMONS AND COMPLAINT

STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA--GREETINGS:

You are hereby commanded to summon Robert E. Mitchell and Curtis Wilson 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 the same, then and there to answer the complaint of Albert J. Cornfield.

Witness my hand, this 29th day of Dec, 1951.

Benjamin A. Smith
Clerk

C O M P L A I N T

ALBERT J. CORNFELD,
PLAINTIFF,

VS.

ROBERT E. MITCHELL AND
CURTIS WILSON,
DEFENDANTS.

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

COUNT ONE: The Plaintiff claims of the Defendants the sum of FOUR HUNDRED SEVENTY-FOUR AND 50/100 (\$474.50) DOLLARS, as damages for that heretofore on to-wit: May 3, 1951, the Plaintiff's automobile was being lawfully driven along and upon a public highway in Baldwin County, Alabama, to-wit: U. S. Highway Numbered 90, at or near the west end of the Appalachee River bridge; on the Bay Bridge Causeway, and that then and there Robert E. Mitchell, the servant, agent or employee of the Defendant, Curtis Wilson, while acting within the line and scope of his employment, negligently did run the automobile he was driving into the Plaintiff's automobile and as a direct, proximate consequence and result thereof the Plaintiff's automobile was damaged and rendered less valuable all to the loss of the Plaintiff in the amount aforesaid.

COUNT TWO: The Plaintiff claims of the Defendants the sum of FOUR HUNDRED SEVENTY-FOUR AND 50/100 (\$474.50) DOLLARS as damages for that heretofore, on to-wit: May 3, 1951, the Plaintiff's automobile was being lawfully driven along and upon a public highway in Baldwin County, Alabama, to-wit: Alabama Highway Numbered 90, at or near the west end of the Appalachee River bridge; on the Bay Bridge Causeway, and then and there Robert E. Mitchell, the servant, agent or employee of the Defendant, Curtis Wilson, while acting within the line and scope of his employment, did wantonly damage the Plaintiff's automobile by wantonly running the automobile he was driving into the Plaintiffs automobile, and as a direct proximate consequence and result thereof the Plaintiff's automobile was damaged in the amount aforesaid.

HUGH ROZELLE AND
TOLBERT M. BRANTLEY

By:

Tolbert M. Brantley
Attorneys for Plaintiff

SUMMONS AND COMPLAINT **RECORDED**

Received in Sheriff's Office
this 29 day of Dec, 1951
TAYLOR WILKINS, Sheriff

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

Executed By Serving
Copy on

CASE NO. 1750.

Curtis Wilson Jan 4. 1952
Robert E. Mitchell
Jan 12. 1952

ALBERT J. CORNFIELD;
PLAINTIFF,

VS.

ROBERT E. MITCHELL AND
CURTIS WILSON,
DEFENDANTS.

Sheriff
Taylor Wilkins
By
Edleigh Steadham

FILED 12-29-51.

Alice L. Duck
Clerk

FILED

DEC 29 1951

ALICE L. DUCK, Clerk

RECEIPT FOR REGISTERED ARTICLE No.

Fee paid 30

(Date)

6-19, 1952

Class postage paid 1

Return receipt fee 07

Declared value, \$ None

Special delivery fee

Surcharge paid, \$

Restricted delivery
(Accepting employee will place
initials in proper space)

in person

or order

Fee paid

From

Alice J. Quirk

(Street and number)

Addressed to

George B. Gay

(Address)

3301 Marick St.

(Street and number)

GPO c9-15-12886-5

(Post office and State)

Houston, Tex.

Postmaster, per

