

LINDA HARRELL, suing by and
through her Father and next
friend, FRANCIS E. HARRELL,

PLAINTIFF

VS

HOWARD DOZIER HALL

DEFENDANT

: IN THE CIRCUIT COURT OF
: BALDWIN COUNTY, ALABAMA

: AT LAW

: NO

2070

COUNT ONE

Plaintiff claims of the Defendant FIFTY THOUSAND AND NO/100
(\$50,000.00) DOLLARS as damages for that heretofore on, to-wit,
the 3rd day of February, 1953 the Defendant willfully and wantonly
operated a motor vehicle on Highway 3, North of Foley, Alabama,
being a public highway in the State of Alabama, so as to cause said
automobile to run into, upon or against another automobile which
was then and there being driven or was parked on said public highway
at said time and place and Plaintiff avers that she was a passenger
riding in said automobile which Defendant was then and there operating
as stated above at said time and place and that she suffered bodily
injuries as a direct and proximate result of the said willful and
wanton act of said Defendant herein complained of and she was thereby
made sick, sore, lame and disabled, she suffered a severe concussion
of her head or her brain, her body was bruised and contused, her face,
forehead and head was cut, bruised and battered and permanently
scarred, hence this suit.


ATTORNEY FOR PLAINTIFF


ATTORNEY FOR PLAINTIFF

Plaintiff demands trial by jury.

Defendant can be served at:

Foley, Alabama

FILED

RECEIVED

U.S. DEPARTMENT OF JUSTICE

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U.S. DEPARTMENT OF JUSTICE

FILED

AUG 24 1953

ALICE J. DUCK, Registrar

llk

SUMMONS AND COMPLAINT

Moore Printing Co.

THE STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT, BALDWIN COUNTY

No.

-----TERM, 19-----

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Howard Dozier Hall

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 _____

Howard Dozier Hall

_____, Defendant

by Linda Harrell, suing by and through her father and next friend

Frances E. Harrell

_____, Plaintiff

Witness my hand this

24th

day of

June

1953

David L. ...

_____, Clerk

RECORDED

No. 2070

Page

THE STATE OF ALABAMA

BALDWIN COUNTY

CIRCUIT COURT

LINDA HARRELL, suing by and through ~~her Father~~

her Father and Next friend

FRANCES E. HARRELL
vs.

Plaintiffs

HOWARD DOZIER HALL

Defendants

SUMMONS and COMPLAINT

Filed 8-24, 1953

W. J. French, Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

RECEIVED IN OFFICE

August 24, 1953

Taylor Wilkins, Sheriff

I have executed this summons

this 5 Sept, 1953
by leaving a copy with

Howard Dozier Hall

Taylor Wilkins, Sheriff
Elleigh Stauden, Deputy Sheriff

LINDA HARRELL, suing by and
through her Father and next
friend, FRANCIS E. HARRELL,

Plaintiff,

vs.

HOWARD DOZIER HALL,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

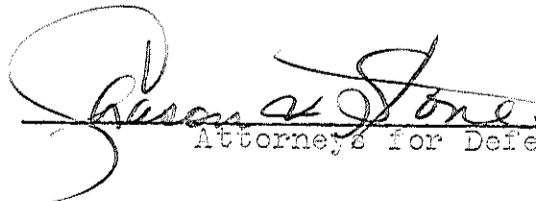
AT LAW.

NO. _____

DEMURRER

Comes the Defendant in the above styled cause and demurs to the Complaint filed in said cause and assigns the following separate and several grounds, viz:

1. That said Complaint does not state a cause of action.
2. That nothing is alleged in said Complaint to show why Linda Harrell is suing by and through her Father and next friend.
3. That said Complaint does not allege any duty owing by the Defendant to the Plaintiff.
4. That said Complaint does not allege at what place on Highway #3 North of Foley, Alabama the Defendant was operating a motor vehicle.
5. That said Complaint does not state with sufficient certainty the point where the accident is supposed to have occurred.
6. That said Complaint does not allege that the accident occurred in Baldwin County, Alabama.
7. That said Complaint does not allege that the Defendant willfully or wantonly injured the Plaintiff.
8. That said Complaint affirmatively shows that the alleged negligence of the Defendant was not the proximate cause of the injury complained of.


Attorneys for Defendant.

2070

RECORDED

DEMURRER

LINDA HARRELL, suing by and
through her Father and next
friend, FRANCIS E. HARRELL,

Plaintiff,

vs.

HOWARD DOZIER HALL,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW.

NO. _____

Filed the 21st day of September,
1953.

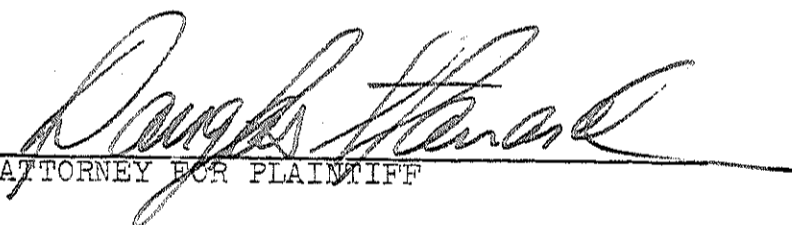
Alice J. Duck.
Clerk.

LINDA HARRELL, suing by and : IN THE CIRCUIT COURT OF
through her Father and next : BALDWIN COUNTY, ALABAMA
friend, FRANCIS E. HARRELL, :
PLAINTIFF : AT LAW
VS : NO _____
HOWARD DOZIER HALL, :
DEFENDANT :

AMENDMENT

Comes the Complainant with leave of Court first having
been obtained and amends her original Complaint by changing
the style of said Complaint to read as follows:

LINDA HARRELL, a minor, suing : IN THE CIRCUIT COURT OF
by and through her Father and :
next friend, FRANCIS E. HARRELL : BALDWIN COUNTY, ALABAMA
PLAINTIFF : AT LAW
VS : NO _____
HOWARD DOZIER HALL :
DEFENDANT :


ATTORNEY FOR PLAINTIFF


ATTORNEY FOR PLAINTIFF

Defendant can be served through his
Attorneys of Record, Chason & Stone

2070

RECORDED

FILED

OCT 14 1953

ALICE L. DUCK, Clerk

LINDA HARRELL, a minor, suing : IN THE CIRCUIT COURT OF
by and through her Father and : BALDWIN COUNTY, ALABAMA
next friend, FRANCIS E. HARRELL, :
PLAINTIFF : AT LAW
VS : NO _____
HOWARD DOZIER HALL, :
DEFENDANT :

AMENDMENT

Comes the Complainant with leave of Court first having been obtained and amends her original Complaint by adding the following counts hereto:

COUNT TWO

The Plaintiff, who is a minor child under the age of 14 years, and who sues by her next friend and Father, Francis E. Harrell, claims of the Defendant the sum of FIFTY THOUSAND AND NO/100 (\$50,000.00) DOLLARS as damages for that on, to-wit, the 3rd day of February, 1953 while Plaintiff was riding in an automobile on State Highway 3, a public highway located in Baldwin County, Alabama, approximately 2 miles North of Foley, Alabama the Defendant willfully and wantonly injured the Plaintiff by wantonly running a motor vehicle on, upon and against the said vehicle that said Plaintiff was riding as afore stated, and as a proximate consequence of the said willful and wanton conduct on the part of the said Defendant the Plaintiff was thereby made sick, sore, lame and disabled, she suffered a severe concussion of her head or her brain, her body was bruised and contused, her face, forehead and head was cut, bruised and battered and permanently scarred, hence this suit.


ATTORNEY FOR PLAINTIFF


ATTORNEY FOR PLAINTIFF

Defendant can be served through his
Attorneys of Record, Chason & Stone.

RECORDED

FILED

OCT 14 1953

ALICE J. DUCK, Clerk

LINDA HARRELL, a minor, suing
by and through her Father and
next friend, FRANCIS E. HARRELL, I

Plaintiff, I

vs.

HOWARD DOZIER HALL, I

Defendant. I

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW NO. _____

Comes the Defendant in the above styled cause and demurs to
Count Two of the Amended Complaint filed in said cause and assigns
the following separate and several grounds, viz:

1. That said Complaint does not state a cause of action.

CHASON & STONE

BY: *[Signature]*
Attorneys for Defendant.

RECORDED

DEMURRER

LINDA HARRELL, a minor, suing
by and through her Father and
next friend, FRANCIS E. HARRELL,

Plaintiff,

vs.

HOWARD DOZIER HALL,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW.

NO. 2070

Filed this 19th day of October,
1953.


Clerk

LINDA HARRELL, a minor suing : IN THE CIRCUIT COURT OF
 by and through her Father and : BALDWIN COUNTY, ALABAMA
 next friend, FRANCIS E. HARRELL, :
 PLAINTIFF, : AT LAW
 VS : NO _____
 HOWARD DOZIER HALL, :
 DEFENDANT. :

AMENDMENT

Comes the Complainant with leave of Court first having been obtained and amends her original Complaint by adding the following count hereto:

COUNT THREE

Plaintiff, who is a minor child under the age of 14 years, and who sues by her next friend and Father, Francis E. Harrell, claims of the Defendant the sum of FIFTY THOUSAND AND NO/100 (\$50,000.00) DOLLARS as damages for that on, to-wit, the 3rd day of February, 1953 while the Plaintiff was a passenger riding in an automobile which Defendant was then and there operating on State Highway 3, a public highway located in Baldwin County, Alabama, approximately 2 miles North of Foley, Alabama the Defendant willfully and wantonly injured the Plaintiff by wantonly running said motor vehicle which Defendant was then and there driving and in which Plaintiff was then and there riding as aforesaid, into, upon or against another automobile which was then and there being driven or was parked on said public highway at said time and place, and as a proximate consequence of the said willful and wanton conduct on the part of said Defendant Plaintiff was thereby made sick, sore, lame and disabled, she suffered a severe concussion of her head or her brain, her body was bruised and contused, her face, forehead and head was cut, bruised and battered and permanently scarred, hence this suit.


 ATTORNEY FOR PLAINTIFF


 ATTORNEY FOR PLAINTIFF

Defendant can be served through his
 Attorneys of Record, Chason & Stone.

RECORDED

FILED

OCT 22 1953

ALICE J. DUCK, Clerk

LINDA HARRELL, a minor suing
by and through her Father and
next friend, FRANCIS E. HARRELL,

Plaintiff,

vs.

HOWARD DOZIER HALL,

Defendant.

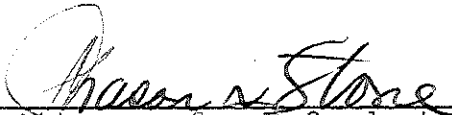
IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW NO. 2070

Comes the Defendant in the above styled cause and for plea
to the Complaint filed in said cause as last amended says:

1. Not guilty.


Attorney for Defendant.

2070

RECORDED

PLEA

LINDA HARRELL, a minor suing
by and through her Father and
next friend, FRANCIS E. HARRELL,

Plaintiff,

vs.

HOWARD DOZIER HALL,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NO. 2070

Filed the 23rd day of November,
1953.

David J. Stone
Clerk

LAW OFFICES

CHASON & STONE

BAY MINETTE, ALABAMA