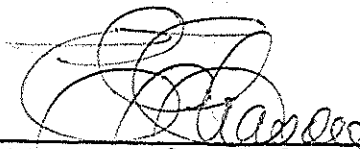


MACK J. MOORE,)	
)	IN THE CIRCUIT COURT OF
Plaintiff,)	BALDWIN COUNTY, ALABAMA
vs.)	AT LAW
ROBERT CONER and L. J.)	NO. 2118
EARLY,)	
Defendants.)	

Come the defendants in the above styled cause and as answer to the bill of complaint heretofore filed therein, and to each county thereof, separately and severally, say as follows:

1. The defendants are not guilty.

2. For further plea, defendants say that plaintiff's wife, Mrs. Winnie D. Moore, was guilty of negligence which contributed proximately to the damages complained of in the Complaint in that, on said day and date, she knew or should have known, that the truck driven by the defendant, Robert Coner, was approaching from the rear and that it would be unsafe for her to turn to the left, however, the said Winnie D. Moore did, with no signal, and at the time the truck driven by the defendant, Robert Coner, was more than half way past the automobile driven by the said Winnie D. Moore, turn into, upon or against the said truck and, as a consequence of her said negligence, the automobile of the plaintiff was damaged.


 Attorney for Defendants.

ANSWER

MACK J. MOORE

RECORDED

Plaintiff,

vs.

ROBERT CONER and L. J.
EARLY,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

NO. 2118

FILED

JAN 19 1954

ALICE J. DUCK, Clerk

DR. W. C. HOLMES
PHYSICIAN AND SURGEON
FOLEY, ALABAMA

January 26, 1954

To Whom It May Concern:

This is to certify that Mr. Neil C. Stanley has been under my care and that he has a thirty to sixty day leave from the State Highway Patrol, due to Hypertension and Valvular heart disease.

He is unable to appear in court for the reasons stated above.



W. C. Holmes, M. D.

Filed 1-27-54
Alice F. Munk
Clerk

CECIL G. CHASON

ATTORNEY AT LAW

FOLEY, ALABAMA

December 10, 1953

Mrs. Alice J. Duck, Clerk
Bay Minette, Alabama

Dear Mrs. Duck:

Enclosed herewith is an appearance in the case of Moore -vs-
Coner and Early.

Yours very truly,



C. G. Chason

CGC:fm

encls. 1

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon ROBERT CONER and L. J. EARLY, 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 MACK J. MOORE.

WITNESS my hand, this 24th day of October, 1953.

Reigel. H. H. H.
Clerk

MACK J. MOORE

PLAINTIFF

VS

ROBERT CONER AND L.
J. EARLY,

DEFENDANTS

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,

AT LAW

NO. _____

1.

The Plaintiff claims of the Defendant the sum of FIVE HUNDRED EIGHTY and 54/100 (\$580.54) DOLLARS as damages for that heretofore on, to-wit, April 23, 1953, the Plaintiff's wife, Mrs. Winnie D. Moore, was operating the Plaintiff's automobile along Alabama Highway No. 89, a public highway in Baldwin County, Alabama, at approximately 3.6 miles West of Foley, in Baldwin County, Alabama, that at said time and place the Defendant, L. J. Early, acting by and through Robert Coner, his agent, servant or employee, who was then and there acting within the line and scope of his employment so negligently operated his truck as to cause it to run into or against the automobile the Plaintiff's wife was driving and as a proximate result of said negligence the Plaintiff's automobile was damaged as follows: the hood was mashed and twisted; the left front fender was bent; the left front door was mashed; the left rear door was mashed; the whole left side of the car was bent and mashed in; the paint was scraped off the left side of the automobile; rendering the Plaintiff's automobile less valuable all to the loss of the Plaintiff in the aforesaid amount.

2.

The Plaintiff claims of the Defendant the sum of FIVE HUNDRED EIGHTY DOLLARS and 54/100 (\$580.54), as damages for that heretofore, to-wit April 23, 1953, the Plaintiff's wife was operating the Plaintiff's automobile along Alabama Highway No. 89, a public highway in Baldwin County, Alabama, approximately 3.6 miles West of Foley, in Baldwin County, Alabama; that at said time and place the Defendant, L. J. Early, acting by and through Robert Coner, his agent, servant or employee who was acting within the line and scope of his employment so negligently operated an automobile which he was driving along said Highway at said time and place so as to cause it to run into or collide with the said automobile the Plaintiff's wife was driving and as a proximate result of said negligence of the agent, servant or employee of the Defendant, while acting within the line and scope of his employment, the Plaintiff's automobile was damaged as follows: the hood was mashed and twisted; the left front fender was bent; the left front door was mashed; the left rear door was mashed; the whole left side of the car was bent and mashed in; the paint was scraped off the left side of the automobile; rendering the Plaintiff's automobile less valuable all to the loss of the Plaintiff in the aforesaid amount,

3.

The Plaintiff claims of the Defendant the sum of FIVE HUNDRED EIGHTY DOLLARS and 54/100 (\$580.54), as damages, for that heretofore, on, to-wit April 23, 1953, the Plaintiff's wife was lawfully driving the Plaintiff's automobile along and upon a public highway in Baldwin County, a place where she had a right to be, to-wit, Alabama Highway Numbered 89 about 3.6 miles West of the Town of Foley, Alabama, and that then and there ^{Robert Coner} the servant, agent or employee of the Defendant L. J. Early, while acting within the line and scope of his employment did wantonly run the truck he was driving into the Plaintiff's automobile and as a direct proximate consequence and result of said wanton act the Plaintiff's automobile was wantonly damaged as follows: the hood was mashed and twisted; the left front fender was bent; the left front door was mashed; the left rear door was mashed; the whole left side of the car was bent and mashed in; the paint was scraped off the left side of the automobile; rendering the Plaintiff's automobile less valuable all to the loss of the Plaintiff in the aforesaid amount.

WILTERS & BRANTLEY

by Robert M Brantley

Received in Sheriff's Office
this 24 day of Oct, 1933
TAYLOR WILKINS, Sheriff

11-20-53
702118

RECORDED

Received _____ day of _____ 1933

and on 20 day of November 1933

I served a copy of the within _____

on _____

By service on L. J. Early
Robert Coner

TAYLOR WILKINS, Sheriff
By Ellen G. Steadman D.S.

MARK J. MOORE

PLAINTIFF

VS

ROBERT CONER AND L.
J. EARLY

DEFENDANTS

BILL OF COMPLAINT

FILED
OCT 28 1953
ALICE J. DICK, Clerk

1800.00
2000.00
800.00

[Handwritten signature]

MACK J. MOORE,

Plaintiff,

-vs-

ROBERT CONER AND L. J.
EARLY,

Defendants.

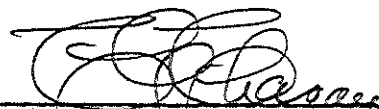
IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

No. 2118

Come the Defendants in the above styled cause and demur to the Bill of Complaint heretofore filed therein, and each count thereof, separately and severally, and as ground for demurerset out the following separate and several grounds.

1. The Bill of Complaint does not state a cause of action.



Attorney for Defendants

2118

RECORDED

DEMURRER

MACK J. MOORE,

Plaintiff,

-VS-

ROBERT CONER AND L. J.
EARLY,

Defendants.

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IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

No. 2118

(())(())(())(())(())(())

*Filed 12-18-53
Atty Genl
Clark*

CIVIL SUBPOENA—ORIGINAL—In case witness shall wish to charge for attendance, he shall produce to the Clerk in term this Subpoena, or within five days after adjournment of Court, else he will be barred.

THE STATE OF ALABAMA, Baldwin County.

S. D. Page No. _____

CIRCUIT COURT

TO ANY SHERIFF of the STATE of ALABAMA—Greetings:

Case No. 2118

Term, 1954

You Are Hereby Commanded to Summon

Mr. Stanley
N. P.

if to be found in your County, at the instance of the Plaintiff
to be and appear before the Honorable, the Judge of the Circuit Court of Baldwin County, at the Court House thereof,
by 10 o'clock of the forenoon, on the 27th day of March, 1954 and from day to day
and term to term of said Court until discharged by law, then and there to testify, and the truth to say, in a certain cause
pending, wherein Moore, Plaintiff and Crowe, Defendant.
Herein fail not, and have you then and there this Writ.

Given under my hand and seal, this 25th day of

Jan., 1954
Allen J. Duche Clerk.