

DONALD GENE PARMER,

Plaintiff,

Vs.

JOHN FREDERICK HOLLAND, individually,
and JAMES A GARLAND and J. P.
COLLINSWORTH, individually and d/b/a
JAMES GARLAND DISTRIBUTING COMPANY of
DALLAS, TEXAS,

Defendants.

IN THE CIRCUIT COURT OF MOBILE

COUNTY, ALABAMA.

AT LAW

NO. 2153

COUNT ONE

The Plaintiff claims of the Defendants the sum of Twenty Five Thousand and NO/100 (\$25,000.00) Dollars as damages, for that heretofore and on to-wit: the 22nd day of June 1953, the Defendant, John Frederick Holland, while acting within the line and scope of his employment as the agent, servant or employee of the Defendants, James A. Garland and J. P. Collinsworth, individually and d/b/a James Garland Distributing Company of Dallas, Texas, did so negligently operate a truck trailer in an Eastwardly direction on U. S. Highway 90, about to-wit: one and one-half ($1\frac{1}{2}$) miles East of Robertsedale, Baldwin County, Alabama, said road or highway being a public road or highway in the County of Baldwin, State of Alabama, as to cause said truck trailer to collide with, run over, upon or against an automobile in which the Plaintiff was a passenger, and as a direct and proximate consequence of said negligence of said Defendant, John Frederick Holland, while acting within the line and scope of his employment as the agent, servant or employee of the Defendants, James A. Garland and J. P. Collinsworth, individually and d/b/a James Garland Distributing Company of Dallas, Texas, the Plaintiff was injured and damaged, in that, he was caused to suffer acute shock; acute concussion of the brain; contusions and lacerations of the forehead, face and scalp, a six inch (6") laceration of the right forearm, requiring many sutures; dislocated shoulder, anterior; sprain and ligaments pulled in right elbow; partial loss of sight both eyes; was caused to suffer ocular headaches; high esophoria in eyes; possible post traumatic arthritis from shoulder injury and head injury; was bruised about the head, face, limbs and body; was made sick and sore and will require plastic surgery on his face; was caused to suffer great physical and mental pain and anguish; to incur great hospital bills, doctor bills, medicine bills and nurses' bills; was caused to spend time in the hospital and to lose time from his employment and to expend great sums of money for the care and cure of said above injuries, all as a proximate cause of said negligence of the Defendant, John Frederick Holland, while acting within the line and scope of his employment as

the agent, servant or employee of the Defendants, James A. Garland and J. P. Collinsworth, individually and d/b/a James Garland Distributing Company of Dallas, Texas, hence this suit.

COUNT TWO

The Plaintiff claims of the Defendants the sum of Twenty Five Thousand and NO/100 (\$25,000.00) Dollars as damages, for that heretofore and on to-wit: the 22nd day of June 1953, the Defendant, John Frederick Holland, while acting within the line and scope of his employment as the agent, servant or employee of the Defendants, James A. Garland and J. P. Collinsworth, individually and d/b/a James Garland Distributing Company of Dallas, Texas, while driving a truck trailer in an Eastwardly direction on a public road or highway commonly known as U. S. Highway 90, said public road or highway being in the County of Baldwin, State of Alabama, at a point to-wit: one and one-half ($1\frac{1}{2}$) miles East of Robertsedale, Baldwin County, Alabama, did so wilfully or wantonly drive said truck trailer over, upon or against an automobile in which the Plaintiff was a passenger, and as a direct and proximate consequence of the said wilful and wanton act on the part of the Defendant, John Frederick Holland, while acting within the line and scope of his employment as the agent, servant or employee of the Defendants, James A. Garland and J. P. Collinsworth, individually and d/b/a James Garland Distributing Company of Dallas, Texas, the Plaintiff was injured and damaged in that he was caused to suffer acute shock; acute concussion of the brain; contusions and lacerations of the forehead, face and scalp; a six inch (6") laceration of the right forearm, requiring many sutures; dislocated shoulder, anterior; sprain and ligaments pulled in right elbow; partial loss of sight both eyes; was caused to suffer ocular headaches; high esophoria in eyes; possible post traumatic arthritis from shoulder injury and head injury; was bruised about the face, head, limbs and body; was made sick and sore and will require plastic surgery on his face; was caused to suffer great physical and mental pain and anguish; to incur great hospital bills, doctor bills, medicine bills and nurses' bills; was caused to spend time in the hospital and to lose time from his employment and to expend great sums of money for the care and cure of said above injuries, all as a proximate consequence of said wilful and wanton act on the part of the Defendant, John Frederick Holland, while acting within the line and scope

of his employment as the agent, servant or employee of the Defendants, James A. Garland and J. P. Collinsworth, individually and d/b/a James Garland Distributing Company of Dallas, Texas, hence this suit.

Maurice D. Downing
Attorney for Plaintiff
507 First National Bank Bldg
Mobile, Ala.

Defendants' address:

John Frederick Holland
927 Hawood Avenue
Dallas, Texas

James A. Garland and
J. P. Collinsworth
Dallas, Texas.
James Garland Distributing Co.

NOTE: Serve Secretary of State
on all three of these men
who are non-residents

Plaintiff demands a trial by jury.

Maurice D. Downing

SUMMONS AND COMPLAINT

Moore Printing Co.

THE STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT, BALDWIN COUNTY

No. 2153

TERM, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon JOHN FREDERICK HOLLAND, individually, and
JAMES A GARLAND and J. P. COLLINSWORTH, individually and d/b/a JAMES GARLAND
DISTRIBUTING COMPANY OF DALLAS, TEXAS.

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 JOHN FREDERICK HOLLAND,
individually, and JAMES A GARLAND, and J.P. COLLINSWORTH, individually and d/b/a JAMES
GARLAND DISTRIBUTING COMPANY of DALLAS, TEXAS

Defendant

by DONALD GENE PARMER

Plaintiff

Witness my hand this 23rd day of December 19 53

Rice J. Duck

Clerk

No. 2153

Page

THE STATE OF ALABAMA

BALDWIN COUNTY

CIRCUIT COURT

DONALD GENE PARMER

Plaintiffs

vs.

JOHN FREDERICK HOLLAND, individually,
and JAMES A GARIAND and J.P.
COLLINSWORTH, INDIVIDUALLY AND d/b/a
JAMES GARLAND DISTRIBUTING
COMPANY OF DALLAS, TEXAS

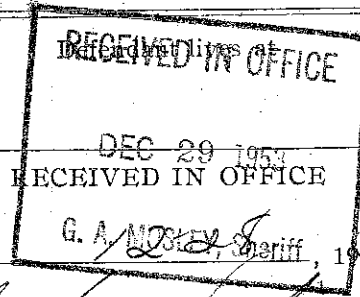
SUMMONS and COMPLAINT

Filed , 19

Clerk

Plaintiff's Attorney

Defendant's Attorney



G. A. Mosley, Sheriff

I have executed this summons

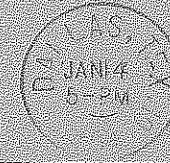
this 12/29, 1953
by leaving 9 copy with

Byron Ruggitt
Deputy of State

G. R. Mosley Sheriff
William D. Guy Deputy Sheriff

Post Office Department
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, \$300
(GPO)



POSTMARK OF DELIVERING
OFFICE

Return to

Secretary of State

Street and Number,
or Post Office Box,

(NAME OF SENDER)
Montgomery, Alabama

REGISTERED ARTICLE

54308

No

INSURED PARCEL

No

MONTGOMERY,

ALABAMA.

Donald Gene Farmer vs James A. Garland d/b/a Garland
Form 3811
Rev. 1-52
RETURN RECEIPT Distributing Co.

*Received from the Postmaster the Registered or Insured Article, the number
of which appears on the face of this Card.*

1 *James A. Garland*
(Signature or name of addressee)

2 DELIVER TO ADDRESSEE ONLY
(Signature of addressee's agent—Agent should enter addressee's name on line ONE above)

Date of delivery MAY 4 1979

IN THE CIRCUIT COURT

of

BALDWIN COUNTY, ALABAMA

Donald Gene Parmer, Plaintiff

VS

John Frederick Holland, Individually
and James A. Garland, Individually,
Et Als, Defendants

Case No. 2153

TO THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA:

I, Agnes Baggett, Secretary of State, hereby certify that on December 29, 1953,
I sent by registered mail in an envelope addressed as follows:

" James A. Garland, Individually and d/b/a
James Garland Distributing Company of
Dallas, Texas "

"Registered mail
Return Receipt Requested
Deliver to Addressee only"

bearing sufficient and proper prepaid postage, a notice bearing my signature and the
Great Seal of the State of Alabama in words and figures as follows:

" James A. Garland, Individually and d/b/a
James Garland Distributing Company of
Dallas, Texas

You will take notice that on December 29, 1953 the Sheriff of
Montgomery County, Alabama served upon me, in my official capacity,
summons and complaint in a case entitled Donald Gene Parmer, Plaintiff vs John
Frederick Holland, individually and James A. Garland and J.P. Collinsworth, in-
dividually and d/b/a James Garland Distributing Company of Dallas, Texas,
Defendants in the Circuit Court of Baldwin

County, Alabama, Case No. 2153, a true copy of which summons and
complaint is attached hereto and the said service upon me as Secretary of
State of the State of Alabama has the force and effect of personal service
upon you.

WITNESS MY HAND and the Great Seal of the State of Alabama this the
29 day of December, 1953.

Signed) Agnes Baggett

Mrs. Agnes Baggett
Secretary of State "

Enclosures - 1

I further certify that the notice above set out which was so mailed in the
envelope addressed as above set forth had attached to it a true copy of the summons
and complaint in the above-styled cause.

I further certify that on January 6, 1954, I received the return card,
showing receipt by the designated addressee of the aforementioned matter, at
Dallas, Texas on January 4, 1954.

WITNESS MY HAND and the Great Seal of the State of Alabama this the 6 day
of January, 1954.

Mrs. Agnes Baggett

Mrs. Agnes Baggett
Secretary of State

Enclosures - (Return card
and copy of summons and
complaint)

DONALD GENE PARKER,

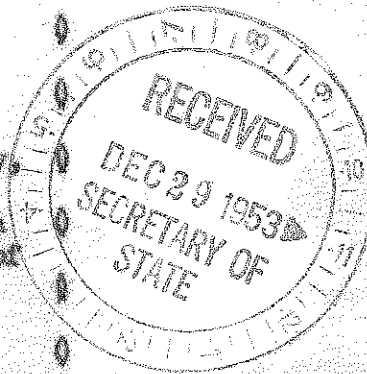
Plaintiff,

Vs.

JOHN FREDERICK HOLLAND, individually,
and JAMES A. GARLAND and J. P.
COLLINSWORTH, individually and d/b/a
JAMES GARLAND DISTRIBUTING COMPANY of
DALLAS, TEXAS,

Defendants.

IN THE CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA.



AT LAW

NO. _____

COUNT ONE

The Plaintiff claims of the Defendants the sum of Twenty Five Thousand and NO/100 (\$25,000.00) Dollars as damages, for that heretofore and on to-wit: the 22nd day of June 1953, the Defendant, John Frederick Holland, while acting within the line and scope of his employment as the agent, servant or employee of the Defendants, James A. Garland and J. P. Collinsworth, individually and d/b/a James Garland Distributing Company of Dallas, Texas, did so negligently operate a truck trailer in an Eastwardly direction on U. S. Highway 90, about to-wit: one and one-half (1½) miles East of Robertsdale, Baldwin County, Alabama, said road or highway being a public road or highway in the County of Baldwin, State of Alabama, as to cause said truck trailer to collide with, run over, upon or against an automobile in which the Plaintiff was a passenger, and as a direct and proximate consequence of said negligence of said Defendant, John Frederick Holland, while acting within the line and scope of his employment as the agent, servant or employee of the Defendants, James A. Garland and J. P. Collinsworth, individually and d/b/a James Garland Distributing Company of Dallas, Texas, the Plaintiff was injured and damaged, in that he was caused to suffer acute shock; acute concussion of the brain; contusions and lacerations of the forehead, face and scalp, a six (6") inch laceration of the right forearm, requiring many sutures; dislocated shoulder, anterior; sprain and ligaments pulled in right elbow; partial loss of sight of both eyes; was caused to suffer ocular headaches; high esophoria in eyes; possible post traumatic arthritis from shoulder injury and head injury; was bruised about the head, face, limbs and body; was made sick and sore and will require plastic surgery on his face; was caused to suffer great physical and mental pain and anguish; to incur great hospital bills, doctor bills, medicine bills and nurses' bills; was caused to spend time in the hospital and to lose time from his employment and to expend great sums of money for the care and cure of said above injuries, all as a proximate cause of said negligence of the Defendant, John Frederick Holland, while acting within the line and scope of his employment as

the agent, servant or employee of the Defendants, James A. Garland and J. P. Collinsworth, individually and d/b/a James Garland Distributing Company of Dallas, Texas, hence this suit.

COUNT TWO

The Plaintiff claims of the Defendants the sum of Twenty Five Thousand and NO/100 (\$25,000.00) Dollars as damages, for that heretofore and on to-wit: the 22nd day of June 1953, the Defendant, John Frederick Holland, while acting within the line and scope of his employment as the agent, servant or employee of the Defendants James A. Garland and J. P. Collinsworth, individually and d/b/a James Garland Distributing Company of Dallas, Texas, while driving a truck trailer in an Eastwardly direction on a public road or highway commonly known as U. S. Highway 90, said public road or highway being in the County of Baldwin, State of Alabama, at a point to-wit: one and one half ($1\frac{1}{2}$) miles East of Robertsedale, Baldwin County, Alabama, did so wilfully or wantonly drive said truck trailer over, upon or against an automobile in which the Plaintiff was a passenger, and as a direct and proximate consequence of said wilful and wanton act on the part of the Defendant, John Frederick Holland, while acting within the line and scope of his employment as the agent, servant or employee of the Defendants, James A. Garland and J. P. Collinsworth, individually and d/b/a James Garland Distributing Company of Dallas, Texas, the Plaintiff was injured and damaged in that he was caused to suffer acute shock; acute concussion of the brain; contusions and lacerations of the forehead, face and scalp; a six (6") inch laceration of the right forearm; requiring many sutures; dislocated shoulder, anterior; sprain and ligaments pulled in right elbow; partial loss of sight of both eyes; was caused to suffer ocular headaches; high esophoria in eyes; possible post traumatic arthritis from shoulder injury and head injury; was bruised about the face, head, limbs and body; was made sick and sore and will require plastic surgery on his face; was caused to suffer great physical and mental pain and anguish; to incur great hospital bills, doctor bills, medicine bills and nurses' bills; was caused to spend time in the hospital and to lose time from his employment and to expend great sums of money for the care and cure of said above injuries, all as a proximate consequence of said wilful and wanton act on the part of the Defendant, John Frederick, while acting within the line and scope of his employment as the agent, servant or

employee of the Defendants James A. Garland and J. P. Collinsworth d/b/a
James Garland Distributing Company of Dallas, Texas, hence this suit.

Maurice P. Downing
Attorney for Plaintiff

Defendants' address:

John Frederick Holland
927 Hawood Avenue
Dallas, Texas.

James A. Garland and
J. P. Collinsworth d/b/a
James Garland Distributing Company
of Dallas, Texas.

Plaintiff demands trial by jury

Maurice P. Downing

NOTE: Serve Secretary of State on
all three of these men who
are non-residents

FILED
DEC 23 1932
NEW YORK

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 JAMES PETERSON WILLIAMS, individually, and JAMES
A. WILLIAMS and J. P. COLLINGSWORTH, individually and c/o JAMES WILLIAMS ENTERPRISES
COMPANY OF DALLAS, TEXAS

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 JAMES PETERSON WILLIAMS,
individually, and JAMES A. WILLIAMS and J. P. COLLINGSWORTH, individually and c/o
JAMES WILLIAMS ENTERPRISES COMPANY OF DALLAS, TEXAS

_____, Defendant ____

by DONALD W. RAY

_____, Plaintiff ____

Witness my hand this 23rd day of December 1953

Archie A. Smith, Clerk

No. _____ Page _____

THE STATE OF ALABAMA

BALDWIN COUNTY

CIRCUIT COURT

Plaintiffs

vs.

Defendants

SUMMONS and COMPLAINT

Filed _____, 19 _____

_____, Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

RECEIVED IN OFFICE

_____, 19 _____

_____, Sheriff

I have executed this summons

this _____, 19 _____

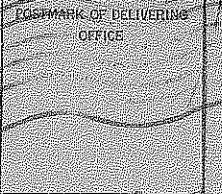
by leaving a copy with

_____, Sheriff

_____, Deputy Sheriff

Post Office Department
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, \$300
(GPO)



Return to Secretary of State

Street and Number, 1 (NAME OF SENDER)
or Post Office Box, Montgomery, Alabama

REGISTERED ARTICLE 54306

No. _____
INSURED PARCEL

MONTGOMERY,
ALABAMA.

No. _____

Donald Gene Farmer vs J. P. Collinsworth, individually and
d/b/a/ James Garland Distributing
Form 3911
Rev. 1-52
RETURN RECEIPT Company

Received from the Postmaster the Registered or Insured Article, the number
of which appears on the face of this Card.

1 J. P. Collinsworth
(Signature or name of addressee)

2 _____
DELIVER TO ADDRESSEE ONLY
(Signature of addressee's agent—Agent should enter addressee's name on line ONE above)

Date of delivery 7/20 5 1954

IN THE CIRCUIT COURT

of

Donald Gene Parmer, Plaintiff

BALDWIN COUNTY, ALABAMA
Case No. 2153

VS

John Frederick Holland, et als and
J.P.Collinsworth, Et Als, Defendants

TO THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA:

I, Agnes Baggett, Secretary of State, hereby certify that on December 29, 1953,
I sent by registered mail in an envelope addressed as follows:

" J.P.Collinsworth, individually and d/b/a
James Garland Distributing Company of
Dallas, Texas "

"Registered mail
Return Receipt Requested
Deliver to Addressee only"

bearing sufficient and proper prepaid postage, a notice bearing my signature and the
Great Seal of the State of Alabama in words and figures as follows:

" J. P. Collinsworth, individually and d/b/a
James Garland Distributing Company of
Dallas, Texas

You will take notice that on December 29, 1953 the Sheriff of
Montgomery County, Alabama served upon me, in my official capacity,
summons and complaint in a case entitled Donald Gene Parmer, Plaintiff vs
J.Frederick Holland, individually, and James A. Garland and J.P.Collinsworth,
individually and d/b/a James Garland Distributing Company of Dallas, Texas
Defendants in the Circuit Court of Baldwin

County, Alabama, Case No. 2153, a true copy of which summons and
complaint is attached hereto and the said service upon me as Secretary of
State of the State of Alabama has the force and effect of personal service
upon you.

WITNESS MY HAND and the Great Seal of the State of Alabama this the
29 day of December, 1953.

Signed) Agnes Baggett

Mrs. Agnes Baggett
Secretary of State "

Enclosures - 1

I further certify that the notice above set out which was so mailed in the
envelope addressed as above set forth had attached to it a true copy of the summons
and complaint in the above-styled cause.

I further certify that on January 7, 1954, I received the return card,
showing receipt by the designated addressee of the aforementioned matter, at
Dallas, Texas on January 5, 1954.

WITNESS MY HAND and the Great Seal of the State of Alabama this the 7 day
of January, 1954.



Mrs. Agnes Baggett
Secretary of State

Enclosures - (Return card
and copy of summons and
complaint)

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 JAMES DEWEY BELL, individually, and JAMES A. BELL and J. P. BELL, individually, and d/o JAMES DEWEY BELL, CURTIS BELL, CURTIS of DALLAS, TEXAS

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 JAMES DEWEY BELL, CURTIS BELL, CURTIS of DALLAS, TEXAS

_____, Defendant_____

by _____

DEWEY BELL

_____, Plaintiff_____

Witness my hand this 23rd day of September 1933

Archie L. L. L., Clerk

No. _____ Page _____

THE STATE OF ALABAMA

BALDWIN COUNTY

CIRCUIT COURT

Plaintiffs

vs.

Defendants

SUMMONS and COMPLAINT

Filed _____, 19 _____

_____, Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

RECEIVED IN OFFICE

_____, 19 _____

_____, Sheriff

I have executed this summons

this _____, 19 _____

by leaving a copy with

_____, Sheriff

_____, Deputy Sheriff

DONALD CENE PARKER,

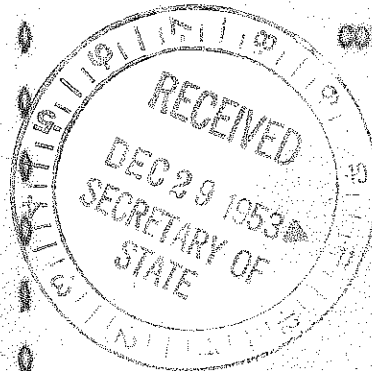
Plaintiff,

Vs.

JOHN FREDERICK HOLLAND, individually,
and JAMES A. GARLAND and J. P.
COLLINSWORTH, individually and d/b/a
JAMES GARLAND DISTRIBUTING COMPANY of
DALLAS, TEXAS,

Defendants.

IN THE CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA.



AT LAW

NO. _____

COUNT ONE

The Plaintiff claims of the Defendants the sum of Twenty Five Thousand and NO/100 (\$25,000.00) Dollars as damages, for that heretofore and on to-wit: the 22nd day of June 1953, the Defendant, John Frederick Holland, while acting within the line and scope of his employment as the agent, servant or employee of the Defendants, James A. Garland and J. P. Collinsworth, individually and d/b/a James Garland Distributing Company of Dallas, Texas, did so negligently operate a truck trailer in an Eastwardly direction on U. S. Highway 90, about to-wit: one and one-half (1½) miles East of Robertsdale, Baldwin County, Alabama, said road or highway being a public road or highway in the County of Baldwin, State of Alabama, as to cause said truck trailer to collide with, run over, upon or against an automobile in which the Plaintiff was a passenger, and as a direct and proximate consequence of said negligence of said Defendant, John Frederick Holland, while acting within the line and scope of his employment as the agent, servant or employee of the Defendants, James A. Garland and J. P. Collinsworth, individually and d/b/a James Garland Distributing Company of Dallas, Texas, the Plaintiff was injured and damaged, in that he was caused to suffer acute shock; acute concussion of the brain; contusions and lacerations of the forehead, face and scalp, a six (6") inch laceration of the right forearm, requiring many sutures; dislocated shoulder, anterior; sprain and ligaments pulled in right elbow; partial loss of sight of both eyes; was caused to suffer ocular headaches; high esophoria in eyes; possible post traumatic arthritis from shoulder injury and head injury; was bruised about the head, face, limbs and body; was made sick and sore and will require plastic surgery on his face; was caused to suffer great physical and mental pain and anguish; to incur great hospital bills, doctor bills, medicine bills and nurses' bills; was caused to spend time in the hospital and to lose time from his employment and to expend great sums of money for the care and cure of said above injuries, all as a proximate cause of said negligence of the Defendant, John Frederick Holland, while acting within the line and scope of his employment as

the agent, servant or employee of the Defendants, James A. Garland and J. P. Collinsworth, individually and d/b/a James Garland Distributing Company of Dallas, Texas, hence this suit.

COUNT TWO

The Plaintiff claims of the Defendants the sum of Twenty Five Thousand and NO/100 (\$25,000.00) Dollars as damages, for that heretofore and on to-wit: the 22nd day of June 1953, the Defendant, John Frederick Holland, while acting within the line and scope of his employment as the agent, servant or employee of the Defendants James A. Garland and J. P. Collinsworth, individually and d/b/a James Garland Distributing Company of Dallas, Texas, while driving a truck trailer in an Eastwardly direction on a public road or highway commonly known as U. S. Highway 90, said public road or highway being in the County of Baldwin, State of Alabama, at a point to-wit: one and one half (1½) miles East of Robertsdale, Baldwin County, Alabama, did so wilfully or wantonly drive said truck trailer over, upon or against an automobile in which the Plaintiff was a passenger, and as a direct and proximate consequence of said wilful and wanton act on the part of the Defendant, John Frederick Holland, while acting within the line and scope of his employment as the agent, servant or employee of the Defendants, James A. Garland and J. P. Collinsworth, individually and d/b/a James Garland Distributing Company of Dallas, Texas, the Plaintiff was injured and damaged in that he was caused to suffer acute shock; acute concussion of the brain; contusions and lacerations of the forehead, face and scalp; a six (6") inch laceration of the right forearm; requiring many sutures; dislocated shoulder, anterior; sprain and ligaments pulled in right elbow; partial loss of sight of both eyes; was caused to suffer ocular headaches; high esophoria in eyes; possible post traumatic arthritis from shoulder injury and head injury; was bruised about the face, head, limbs and body; was made sick and sore and will require plastic surgery on his face; was caused to suffer great physical and mental pain and anguish; to incur great hospital bills, doctor bills, medicine bills and nurses' bills; was caused to spend time in the hospital and to lose time from his employment and to expend great sums of money for the care and cure of said above injuries, all as a proximate consequence of said wilful and wanton act on the part of the Defendant, John Frederick, while acting within the line and scope of his employment as the agent, servant or

employee of the Defendants James A. Garland and J. P. Collinsworth d/b/a
James Garland Distributing Company of Dallas, Texas, hence this suit.

Maurice A. Downing
Attorney for Plaintiff

Defendants' address:

John Frederick Holland
927 Hawood Avenue
Dallas, Texas.

James A. Garland and
J. P. Collinsworth d/b/a
James Garland Distributing Company
of Dallas, Texas.

Plaintiff demands trial by jury

M. A. Downing

NOTE: Serve Secretary of State on
all three of these men who
are non-residents

FILED
DEC 28 1932
U.S. DIST. CT.
DALLAS, TEX.

FILED
DEC 23 1953
ALICE J. DICK, CLERK

The undersigned
all three of these men who
were Secretary of State on

President George Washington

John Adams

of James, Jones,
James O'Connell Insurance Company
41 N. Colburn Street
James A. O'Connell and

John, Jones,
351 Union Street
John Frederick Hoffman

Reference is made to

Reference to Plaintiff
James A. O'Connell

James O'Connell Insurance Company of James, Jones, hence this and.
employees of the Insurance James A. O'Connell and 41 N. Colburn Street q/p/o

In the Matter of the Removal to
the District Court of the United
States for the Southern District
of Alabama, Southern Division,
of the case of:

DONALD GENE PARMER,

Plaintiff,

vs.

JOHN FREDERICK HOLLAND, individually,
and JAMES A. GARLAND and J. P. COLLINS-
WORTH, individually and d/b/a JAMES
GARLAND DISTRIBUTING COMPANY of DALLAS,
TEXAS,

Defendants.

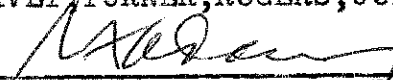
TO: Mrs. Alice J. Duck
Clerk of the Circuit Court of Baldwin County
Bay Minette, Alabama

Pursuant to the provisions of law in such cases made
and provided, there is hereby filed with you a copy of the
petition of the defendants, John Frederick Holland, indi-
vidually, and James A. Garland and J. P. Collinsworth, indi-
vidually and d/b/a James Garland Distributing Company of
Dallas, Texas, in the above entitled cause to remove said cause
to the United States District Court for the Southern District
of Alabama, Southern Division. The said petition, accompanied
by a bond with good and sufficient surety, conditioned as is
required by law, was on the 19th day of January, 1954, filed in
the said United States District Court for the Southern District
of Alabama, Southern Division.


Written notice of the filing of said petition and bond
has this day been given to the attorney for the plaintiff here-
in, and you are hereby notified that the filing of a copy of
the aforesaid petition with you as Clerk of the Circuit Court
of Baldwin County, Alabama, effects the removal of said cause
to the said United States District Court.

Dated this 19th day of January, 1954.

MCCORVEY TURNER, ROGERS, JOHNSTONE & ADAMS

BY: 
Attorneys for the Defendants

I, R. F. Adams, hereby certify that on
this 19th day of January, 1954, I have
served the above notice on Mrs. Alice J.
Duck, by mailing a copy addressed to her in
Bay Minette, Alabama, postage prepaid.



IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ALABAMA, SOUTHERN DIVISION

DONALD GENE FARMER,

Plaintiff,

vs.

JOHN FREDERICK MOLLARD, indi-
vidually and JAMES A. GARLAND
and J. P. COLLINSWORTH, indi-
vidually and c/o/s JAMES GARLAND
DISTRIBUTING COMPANY OF DALLAS,
TEXAS,

Defendants.

IN THE CIRCUIT COURT OF

DALE COUNTY, ALABAMA

AT LAW

NO. _____

PETITION FOR REMOVAL OF CIVIL ACTION FROM THE CIRCUIT COURT OF
DALE COUNTY IN THE STATE OF ALABAMA TO THE DISTRICT COURT OF
THE UNITED STATES FOR THE SOUTHERN DISTRICT OF ALABAMA, SOUTHERN
DIVISION

TO THE HONORABLE DANIEL H. HARRIS, JUDGE OF SAID DISTRICT COURT
OF THE UNITED STATES:

Your Petitioners, John Frederick Mollard, individually, and
James A. Garland and J. P. Collinsworth, individually and c/o/s
James Garland Distributing Company of Dallas, Texas, Defendants
in the above styled cause, respectfully show:

ONE

That a civil action has been brought and is now pending in
the Circuit Court of Dale County, in the State of Alabama,
a State court, wherein Donald Gene Farmer is Plaintiff and your
Petitioners are Defendants.

TWO

That said action is a civil action of which the District
Courts of the United States have original jurisdiction, in that
the said action is one to recover damages for personal injuries
alleged to have been received in an automobile accident.

THREE

That Petitioners hereby petition to remove said action to
this Court upon the ground and for the reason that the above
action involves a controversy which is wholly between citizens
of different states, in that Donald Gene Farmer, the said Plaintiff
was at the time of commencement of said suit and still is a

citizen of the State of Alabama residing at 707 Augusta Street, Mobile, Alabama, and that your Petitioners, John Frederick Holland, James A. Garland and J. P. Collinsworth, the Defendants in said suit, were at the time of commencement thereof and still are citizens of the State of Texas, the address of John Frederick Holland being 927 Harwood Avenue, Dallas, Texas, and the address of James A. Garland and James P. Collinsworth being 1132 South Preston Avenue, Dallas, Texas.

FOUR

That the matter in controversy in said action at the time of commencement of said action and at the present time exceeds the sum of \$3,000.00, exclusive of interest and costs.

FIVE

That said action was commenced on the 23rd day of December, 1953, and process therein was served on Petitioners through service on the Secretary of State of Alabama on December 29, 1953, a copy of said complaint being sent to Petitioners by registered mail by said Secretary of State on December 29, 1953.

SIX

Your Petitioners herewith present a good and sufficient bond as provided by the statute, conditioned that your Petitioners, the Defendants, will pay all costs and disbursements incurred by reason of the removal proceedings should it be determined that the case was not removable or was improperly removed.

WHEREFORE, Petitioners pray that the said action may be removed from said State Court into this Court for trial and determination; that this Court accept said bond and make and enter an order of removal of said action.

JOHN FREDERICK HOLLAND, individually, and
JAMES A. GARLAND and J. P. COLLINSWORTH, indi-
vidually and o/a JAMES GARLAND DISTRIBUTION
COMPANY OF DALLAS, TEXAS
Petitioners

McCORVAY, TURNER, ROGERS, JOHNSTONE & ADAMS

BY: _____

As their Attorney

State of Alabama
Mobile County

R. F. Adams, being duly sworn, says that he is one of the attorneys for the Petitioners in the above petition, that he has read the foregoing petition, and that he is informed and believes that the allegations therein are true and correct, and on such information and belief he avers them to be true and correct.

Sworn to and subscribed before me

on this the _____ day of January, 1954.

Notary Public, Mobile County, Alabama

STATE OF ALABAMA
OFFICE OF SECRETARY OF STATE

Montgomery 4, Alabama

December 29, 1953

REGISTERED MAIL
RETURN RECEIPT REQUESTED
DELIVER TO ADDRESSEE ONLY

James A. Garland, Individually
and d/b/a James Garland Distributing Company of
Dallas, Texas

You will take notice that on December 29, 1953, the Sheriff of Montgomery County, Alabama, served upon me, in my official capacity, summons and complaint in a case entitled Donald Gene Parmer, Plaintiff vs. John Frederick Holland, individually and James A. Garland and J. P. Collinsworth, individually and d/b/a James Garland Distributing Company of Dallas, Texas, Defendants in the Circuit Court of Baldwin County, Alabama, Case No. 2153, true copy of which summons and complaint is attached hereto and the said service upon me as Secretary of State of the State of Alabama has the force and effect of personal service upon you.

WITNESS MY HAND and the Great Seal of the State of Alabama this the 29th day of December, 1953.

/s/ Mrs. Agnes Baggett
MRS. AGNES BAGGETT
Secretary of State

encl. 1 copy of summons and complaint

CC - Honorable Maurice A. Downing
Attorney-at-Law
529 First National Bank Building
Mobile, Alabama

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 JOHN FREDERICK HOLLAND, individually, and JAMES A. GARLAND and J. P. COLLINSWORTH, individually and d/b/a JAMES GARLAND DISTRIBUTING COMPANY of DALLAS, TEXAS 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 JOHN FREDERICK HOLLAND, individually and JAMES A. GARLAND and J. P. COLLINSWORTH, individually and d/b/a JAMES GARLAND DISTRIBUTING COMPANY OF DALLAS, TEXAS Defendant by DONALD GENE PARTER, Plaintiff. WITNESS my hand this 23rd day of December, 1953.

/s/ Alice J. Duck, Clerk

DONALD GENE PARMER,

Plaintiff,

vs.

JOHN FREDERICK HOLLAND, indi-
vidually, and JAMES A. GARLAND
and J. P. COLLINSWORTH, indi-
vidually and d/b/a JAMES GARLAND
DISTRIBUTING COMPANY of DALLAS,
TEXAS,

Defendants

IN THE CIRCUIT COURT OF BALDWIN

COUNTY, ALABAMA

AT LAW

NO. _____

COUNT ONE

The Plaintiff claims of the Defendants the sum of Twenty Five Thousand and No/100 (\$25,000.00) Dollars as damages, for that heretofore and on to-wit: the 22nd day of June 1953, the Defendant, John Frederick Holland, while acting within the line and scope of his employment as the agent, servant or employee of the Defendants, James A. Garland and J. P. Collinsworth, individually and d/b/a James Garland Distributing Company of Dallas, Texas, did so negligently operate a truck trailer in an Eastwardly direction on U. S. Highway 90, about to-wit: one and one-half (1½) miles East of Robertsedale, Baldwin County, Alabama, said road or highway being a public road or highway in the County of Baldwin, State of Alabama, as to cause said truck trailer to collide with, run over, upon or against an automobile in which the Plaintiff was a passenger, and as a direct and proximate consequence of said negligence of said Defendant, John Frederick Holland, while acting within the line and scope of his employment as the agent, servant or employee of the Defendants, James A. Garland and J. P. Collinsworth, individually and d/b/a James Garland Distributing Company of Dallas, Texas, the Plaintiff was injured and damaged, in that he was caused to suffer acute shock; acute concussion of the brain; contusions and lacerations of the forehead, face and scalp, a six (6") inch laceration of the right forearm, requiring many sutures; dislocated shoulder, anterior sprain and ligaments pulled in right elbow; partial loss of sight of both eyes; was caused to suffer ocular headaches; high esophoria in eyes; possible post traumatic arthritis from shoulder injury and head injury; was bruised about the head, face, limbs and body; was made sick and sore and will require plastic surgery on his face; was caused to suffer great physical and mental pain and anguish; to incur great hospital bills, doctor bill medicine bills and nurses' bills; was caused to spend time in the hospital and to lose time from his employment and to expend great sums of money for the care and cure of said above injuries, all as a proximate cause of said negligence of the Defendant, John Frederick Holland, while acting

within the line and scope of his employment as the agent, servant or employee of the Defendants, James A. Garland and J. P. Collinsworth, individually and d/b/a James Garland Distributing Company of Dallas, Texas, hence this suit.

COUNT TWO

The Plaintiff claims of the Defendants the sum of Twenty Five Thousand and No/100 (\$25,000.00) Dollars as damages, for that heretofore and on to-wit: the 22nd day of June 1953, the Defendant, John Frederick Holland, while acting within the line and scope of his employment as the agent, servant or employee of the Defendants James A. Garland and J. P. Collinsworth, individually and d/b/a James Garland Distributing Company of Dallas, Texas, while driving a truck trailer in an Eastwardly direction on a public road or highway commonly known as U. S. Highway 90, said public road or highway being in the County of Baldwin, State of Alabama, at a point to-wit: one and one half (1½) miles East of Robertsdale, Baldwin County, Alabama, did so wilfully or wantonly drive said truck trailer over, upon or against an automobile in which the Plaintiff was a passenger, and as a direct and proximate consequence of said wilful and wanton act on the part of the defendant, John Frederick Holland, while acting within the line and scope of his employment as the agent, servant or employee of the Defendants, James A. Garland and J. P. Collinsworth, individually and d/b/a James Garland Distributing Company of Dallas, Texas, the Plaintiff was injured and damaged in that he was caused to suffer acute shock; acute concussion of the brain; contusions and lacerations of the forehead, face and scalp; a six (6") inch laceration of the right forearm; requiring many sutures; dislocated shoulder, anterior; sprain and ligaments pulled in right elbow; partial loss of sight of both eyes; was caused to suffer ocular headaches; high esophoria in eyes; possible post traumatic arthritis from shoulder injury and head injury; was bruised about the face, head, limbs and body; was made sick and will require plastic surgery on his face; was caused to suffer great physical and mental pain and anguish; to incur great hospital bills, doctor bills, medicine bills and nurses' bills; was caused to spend time in the hospital and to lose time from his employment and to expend great sums of money for the care and cure of said above injuries all as a proximate consequence of said wilful and wanton act on the part of the Defendant, John Frederick, while acting within the line and scope of his employment as the agent, servant or employee of the Defendants James A. Garlan

and J. P. Collinsworth d/b/a James Garland Distributing Company of Dallas,
Texas, hence this suit.

/s/ Maurice A. Downing
Attorney for Plaintiff

Defendants' address:

John Frederick Holland
927 Hawood Avenue
Dallas, Texas.

James A. Garland and
J. P. Collinsworth d/b/a
James Garland Distributing Company
of Dallas, Texas

Plaintiff demands trial by jury.

/s/ Maurice A. Downing

NOTE: Serve Secretary of State on
all three of these men who
are non-residents

In the Matter of the Removal to
the District Court of the United
States for the Southern District
of Alabama, Southern Division,
of the case of:

DONALD GENE PARKER,

Plaintiff,

Vs.

JOHN FREDERICK HOLLAND, individually,
and JAMES A. GARLAND and J. P. COLLINS-
WORTH, individually and d/b/a JAMES
GARLAND DISTRIBUTING COMPANY of DALLAS,
TEXAS,

Defendants.

TO: Mr. Maurice A. Downing
Attorney for Plaintiff
First National Bank Building
Mobile, Alabama

Please take notice that John Frederick Holland, individually,
and James A. Garland and J. P. Collinsworth, individually and d/b/a
James Garland Distributing Company of Dallas, Texas, the defendants
in the above styled cause, have on the 19th day of January, 1954,
filed their petition to remove the above entitled action to the
United States District Court for the Southern Division of the
Southern District of Alabama, a copy of the said petition being
attached to this said notice, and that said defendants have on the
19th day of January, 1954, filed in the United States District
Court a bond with good and sufficient surety conditioned as is
provided by law with respect to said proceedings. You are hereby
further notified that a copy of the said petition is being filed
this day with Mrs. Alice J. Duck, Clerk of the Circuit Court of
Baldwin County, Alabama, wherein said cause is now pending, which
shall effect the removal of said cause from said Court.

This said notice is given to you as attorney for the Plaintiff
in compliance with the provisions of Title 28 U.S.C.A., Sec. 1446 (e).

Dated this 19th day of January, 1954.

McCONVEY, TURNER, ROGERS, JOHNSONS & ADAMS

BY:

R. F. Adams
Attorneys for defendants

I, R. F. Adams, hereby certify that on
this date I have served the above notice
on the Honorable Maurice A. Downing.
This the 19th day of January, 1954.

R. F. Adams

In the Matter of the Removal to
the District Court of the United
States for the Southern District
of Alabama, Southern Division,
of the case of:

DONALD CORNE PARKER,

Plaintiff,

vs.

JOHN FREDERICK HOLLAND, individually,
and JAMES A. GARLAND and J. P. COLLINS-
WORTH, individually and d/b/a JAMES
GARLAND DISTRIBUTING COMPANY of DALLAS,
TEXAS,

Defendants.

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

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Filed 1-20-54
Arief Luck
Clerk

JOHN FREDERICK HOLLAND, ET AL.

IN THE
CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA.

This cause coming on to be heard upon the petition of the Defendants herein for an order removing the same to the District Court of the United States for the Southern District of Alabama, Southern Division, in which district and division the County in which said suit is pending is embraced, and it appearing to the Court that the Defendants have filed their petition for such removal in due form and according to law, and that the Defendants have filed their bond duly conditioned and with good and sufficient surety, as provided by law, and it further appearing to the Court that this is a proper cause for removal to said District Court of the United States for the Southern District of Alabama, Southern Division, and that written notice of said petition and bond was duly given to the Plaintiff, in accordance with the law in said case, prior to the filing of the same, and said bond is accepted and approved;

IT IS, THEREFORE, ORDERED AND ADJUDGED by the Court that this cause be, and the same hereby is removed to the District Court of the United States for the Southern District of Alabama, Southern Division, in which said County is embraced, and the Clerk of this Court is hereby ordered and directed to make up and certify the entire record in said cause for transmission to said District Court of the United States for the Southern District of Alabama, Southern Division.

Dated this 22nd day of January, 1954.

Hubert M. Hare
Circuit Judge

SECRET

Filed 1-22-44
Avery J. Jensen
Clerk

IN THE CIRCUIT COURT

of
BALDWIN COUNTY, ALABAMA

Donald Gene Parmer, Plaintiff

VS

Case No. 2153

John Frederick Holland, et als,
Defendants

TO THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA:

I, Agnes Baggett, Secretary of State, hereby certify that on December 29 1953,
I sent by registered mail in an envelope addressed as follows:

" John Frederick Holland
927 Hawood Avenue
Dallas, Texas "

"Registered mail
Return Receipt Requested
Deliver to Addressee only"

bearing sufficient and proper prepaid postage, a notice bearing my signature and the
Great Seal of the State of Alabama in words and figures as follows:

" John Frederick Holland
927 Hawood Avenue
Dallas, Texas
e

You will take notice that on December 29, 1953 the Sheriff of
Montgomery County, Alabama served upon me, in my official capacity,
summons and complaint in a case entitled **Donald Gene Parmer, Plaintiff vs
John Frederick Holland, individually, and James A. Garland and J. P. Collinsworth,
individually and d/b/a James Garland Distributing Company of Dallas, Texas,**
Defendants in the **Circuit Court of Baldwin**

County, Alabama, Case No. 2153, a true copy of which summons and
complaint is attached hereto and the said service upon me as Secretary of
State of the State of Alabama has the force and effect of personal service
upon you.

WITNESS MY HAND and the Great Seal of the State of Alabama this the
29th day of December, 1953.

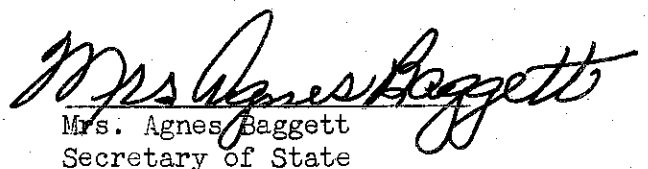
Signed) Agnes Baggett
Mrs. Agnes Baggett
Secretary of State "

Enclosures - 1

I further certify that the notice above set out which was so mailed in the
envelope addressed as above set forth had attached to it a true copy of the summons
and complaint in the above-styled cause.

I further certify that on January 4, 1954, I received the return card,
showing receipt by the designated addressee of the aforementioned matter, at
Dallas, Texas on January 2, 1954.

WITNESS MY HAND and the Great Seal of the State of Alabama this the 4 day
of January, 1954.


Mrs. Agnes Baggett
Secretary of State

Enclosures - (Return card
and copy of summons and
complaint)

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 JOHN FREDERICK HOLLAND, individually, and JAMES
A. GARLAND and J. P. COLLINGSWORTH, individually and d/o/e JAMES GARLAND DISTRIBUTING
COMPANY OF DALLAS, TEXAS

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 JOHN FREDERICK HOLLAND,
individually and JAMES A. GARLAND and J. P. COLLINGSWORTH, individually and d/o/e
JAMES GARLAND DISTRIBUTING COMPANY OF DALLAS, TEXAS

_____, Defendant_____

by DONALD GENE PRINER

_____, Plaintiff_____

Witness my hand this 23rd day of December 19 53

Reice J. Newell, Clerk

No. _____ Page _____

THE STATE OF ALABAMA

BALDWIN COUNTY

CIRCUIT COURT

Plaintiffs

vs.

Defendants

SUMMONS and COMPLAINT

Filed _____, 19 _____

_____, Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

RECEIVED IN OFFICE

_____, 19 _____

_____, Sheriff

I have executed this summons

this _____, 19 _____

by leaving a copy with

_____, Sheriff

_____, Deputy Sheriff

DONALD GENE PARKER,

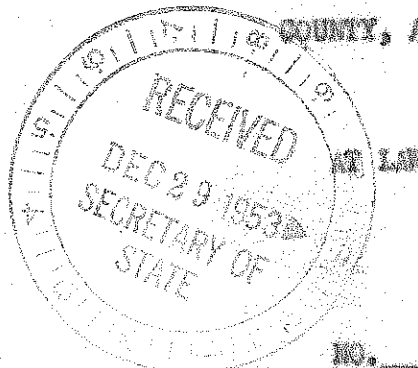
Plaintiff,

Vs.

JOHN FREDERICK HOLLAND, individually,
and JAMES A. GARLAND and J. P.
COLLINSWORTH, individually and d/b/a
JAMES GARLAND DISTRIBUTING COMPANY of
DALLAS, TEXAS,

Defendants.

IN THE CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA.



NO. _____

COUNT ONE

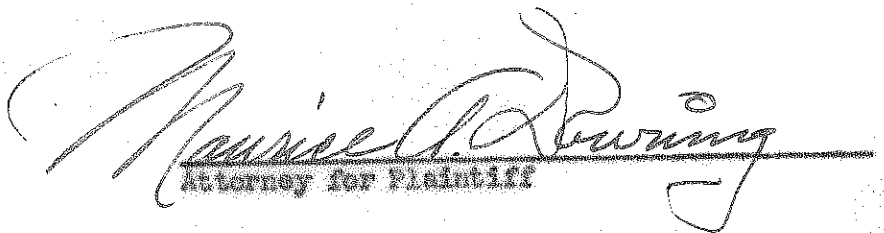
The Plaintiff claims of the Defendants the sum of Twenty Five Thousand and NO/100 (\$25,000.00) Dollars as damages, for that heretofore and on to-wit: the 22nd day of June 1953, the Defendant, John Frederick Holland, while acting within the line and scope of his employment as the agent, servant or employee of the Defendants, James A. Garland and J. P. Collinsworth, individually and d/b/a James Garland Distributing Company of Dallas, Texas, did so negligently operate a truck trailer in an Eastwardly direction on U. S. Highway 90, about to-wit: one and one-half (1½) miles East of Robertsdale, Baldwin County, Alabama, said road or highway being a public road or highway in the County of Baldwin, State of Alabama, as to cause said truck trailer to collide with, run over, upon or against an automobile in which the Plaintiff was a passenger, and as a direct and proximate consequence of said negligence of said Defendant, John Frederick Holland, while acting within the line and scope of his employment as the agent, servant or employee of the Defendants, James A. Garland and J. P. Collinsworth, individually and d/b/a James Garland Distributing Company of Dallas, Texas, the Plaintiff was injured and damaged, in that he was caused to suffer acute shock; acute concussion of the brain; contusions and lacerations of the forehead, face and scalp, a six (6") inch laceration of the right forearm, requiring many sutures; dislocated shoulder, anterior; sprain and ligaments pulled in right elbow; partial loss of sight of both eyes; was caused to suffer ocular headaches; high esophoria in eyes; possible post traumatic arthritis from shoulder injury and head injury; was bruised about the head, face, limbs and body; was made sick and sore and will require plastic surgery on his face; was caused to suffer great physical and mental pain and anguish; to incur great hospital bills, doctor bills, medicine bills and nurses' bills; was caused to spend time in the hospital and to lose time from his employment and to expend great sums of money for the care and cure of said above injuries, all as a proximate cause of said negligence of the Defendant, John Frederick Holland, while acting within the line and scope of his employment as

the agent, servant or employee of the Defendants, James A. Garland and J. P. Collinsworth, individually and d/b/a James Garland Distributing Company of Dallas, Texas, hence this suit.

COUNT TWO

The Plaintiff claims of the Defendants the sum of Twenty Five Thousand and NO/100 (\$25,000.00) Dollars as damages, for that heretofore and on to-wit: the 22nd day of June 1953, the Defendant, John Frederick Holland, while acting within the line and scope of his employment as the agent, servant or employee of the Defendants James A. Garland and J. P. Collinsworth, individually and d/b/a James Garland Distributing Company of Dallas, Texas, while driving a truck trailer in an Eastwardly direction on a public road or highway commonly known as U. S. Highway 90, said public road or highway being in the County of Baldwin, State of Alabama, at a point to-wit: one and one half ($1\frac{1}{2}$) miles East of Robertsedale, Baldwin County, Alabama, did so wilfully or wantonly drive said truck trailer over, upon or against an automobile in which the Plaintiff was a passenger, and as a direct and proximate consequence of said wilful and wanton act on the part of the Defendant, John Frederick Holland, while acting within the line and scope of his employment as the agent, servant or employee of the Defendants, James A. Garland and J. P. Collinsworth, individually and d/b/a James Garland Distributing Company of Dallas, Texas, the Plaintiff was injured and damaged in that he was caused to suffer acute shock; acute concussion of the brain; contusions and lacerations of the forehead, face and scalp; a six (6") inch laceration of the right forearm; requiring many sutures; dislocated shoulder, anterior; sprain and ligaments pulled in right elbow; partial loss of sight of both eyes; was caused to suffer ocular headaches; high esophoria in eyes; possible post traumatic arthritis from shoulder injury and head injury; was bruised about the face, head, limbs and body; was made sick and sore and will require plastic surgery on his face; was caused to suffer great physical and mental pain and anguish; to incur great hospital bills, doctor bills, medicine bills and nurses' bills; was caused to spend time in the hospital and to lose time from his employment and to expend great sums of money for the care and cure of said above injuries, all as a proximate consequence of said wilful and wanton act on the part of the Defendant, John Frederick, while acting within the line and scope of his employment as the agent, servant or

employee of the Defendants James A. Garland and J. P. Collinsworth d/b/a
James Garland Distributing Company of Dallas, Texas, hence this suit.

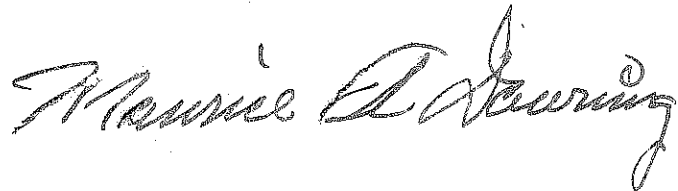
82/15

Attorney for Plaintiff

Defendants' address:

John Frederick Holland
927 Hawood Avenue
Dallas, Texas.

James A. Garland and
J. P. Collinsworth d/b/a
James Garland Distributing Company
of Dallas, Texas.

Plaintiff demands trial by jury



NOTE: Serve Secretary of State on
all three of these men who
are non-residents

FILED
NOV 23 1934
U.S. DIST. CT.
DALLAS, TEX.

FILED
DEC 28 1955
ALICE L. BUCK, Clerk

are non-residents,
all three of these men who
were: Texas Secretary of State and

Principal Secretary of the State

James B. [unclear]

of Dallas, Texas.
James [unclear] [unclear] [unclear]
J. B. [unclear] [unclear] [unclear]
James V. [unclear] [unclear] [unclear]

Dallas, Texas.
All [unclear] [unclear]
[unclear] [unclear] [unclear]

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CG/c

Forwarded for [unclear]
[Signature]

James [unclear] [unclear] [unclear] of Dallas, Texas, [unclear] [unclear] and
[unclear] of the [unclear] [unclear] [unclear] and J. B. [unclear] [unclear] [unclear]

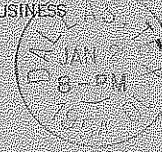
Post Office Department

OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, \$500

(GPO)

POSTMARK OF DELIVERING
OFFICE



Secretary of State

Return to

Street and Number,
or Post Office Box,

(NAME OF ADDRESSEE) Alabama

REGISTERED ARTICLE 54311

No.

INSURED PARCEL

No.

MONTGOMERY,

ALABAMA.

Donald Gene Farmer vs John Frederick Holland

Form 3811
Rev. 1-62

RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the number of which appears on the face of this Card.

1

John Frederick Holland
(Signature or name of addressee)

2

DELIVER TO ADDRESSEE ONLY

(Signature of addressee's agent—Agent should enter addressee's name on line ONE above)

Date of delivery

JAN 2 1954
19