

| | | | |
|------------------------|---|---|-------------------------|
| LORENA C. MINCHEW, | X | | |
| | | X | IN THE CIRCUIT COURT OF |
| Plaintiff, | X | | |
| | | X | |
| vs. | | X | BALDWIN COUNTY, ALABAMA |
| | | X | |
| JOSEPH K. FOUNTAIN, | X | | |
| individually and doing | | X | AT LAW |
| business as FOUNTAIN | X | | NO. 9047 |
| MOVING & STORAGE, and | | X | |
| WILLIAM E. PARKS, | X | | |
| | | X | |
| Defendants. | X | | |

AMENDED COMPLAINT

Comes now the Plaintiff in the above styled cause, by her attorneys, and amends her complaint so that the same shall read as follows:

The Plaintiff claims of the Defendants the sum of Twenty Thousand Dollars (\$20,000.00) as damages for that heretofore on, to-wit: the 20th day of June, 1969, at the intersection of Milwaukee Street and Palmer Street in the City of Robertsdale, Baldwin County, Alabama, and which place is a public street or highway in Robertsdale, Alabama, the Defendant, William E. Parks, who was then and there the agent, servant or employee of the Defendant, Joseph K. Fountain, individually and doing business as Fountain Moving & Storage, while acting within the line and scope of his employment as such agent, servant or employee, so negligently operated a motor vehicle at said time and place as to force the Plaintiff to leave the street or highway in the motor vehicle being then and there operated by her and to cause the Plaintiff's motor vehicle to overturn; and as a proximate consequence and result of the negligence of the Defendant, William E. Parks aforesaid, while acting within the line and scope of his employment as the agent, servant or employee of the Defendant,

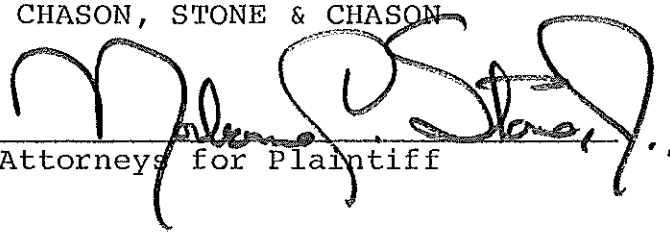
Joseph K. Fountain, individually and doing business as Fountain Moving & Storage, the Plaintiff sustained severe personal injuries in this: her spine was injured, she received a severe blow to her head which resulted in a concussion, her left shoulder was injured, her left ankle was injured, she was made sick, sore and lame, and she was caused to suffer and continues to suffer great pain and suffering. She lost and continues to lose income from the operation of her store, she was caused to incur medical expenses and her nerves were affected, all as a proximate consequence and result of the Defendants aforesaid, wherefore, Plaintiff brings this suit and asks judgment in the above amount.

CHASON, STONE & CHASON

By: 
Attorneys for Plaintiff

The Plaintiff respectfully demands
a trial of this cause by a jury.

CHASON, STONE & CHASON

By: 
Attorneys for Plaintiff

Filed 1-14-71
Arling Duke
Clerk

We the Jury find for the defendant

D. J. R. M.

| | | |
|------------------------|---|-------------------------|
| LORENA C. MINCHEW, |) | IN THE CIRCUIT COURT OF |
| | (| |
| Plaintiff, |) | BALDWIN COUNTY, ALABAMA |
| | (| |
| VS. |) | |
| | (| AT LAW |
| |) | |
| JOSEPH K. FOUNTAIN, | (| |
| individually and doing |) | |
| business as FOUNTAIN |) | |
| MOVING & STORAGE, and | (| |
| WILLIAM E. PARKS, |) | |
| | (| |
| Defendants. |) | CASE NO. 9047 |

M O T I O N T O P R O D U C E

Come now the Defendants in the above styled cause and move the Court to compel, by order, the Plaintiff to produce at the trial of the above cause all books, papers, documents, records, invoices and receipts dealing with Plaintiff's business activities at Plaintiff's grocery store from January 1, 1967 to the present time, and also moves that the Plaintiff produce at the trial copies of Plaintiff's State and Federal Income Tax Returns for the years 1967, 1968 and 1969, and in support of this Motion the Defendants aver that the materials mentioned above constitute evidence pertinent to the issues in this cause, that they are in the Plaintiff's possession or control, and that their production is necessary and material to a proper disposition of this cause.

LYONS, PIPES AND COOK
Attorneys for the Defendants.

BY: James B. Kierce, Jr.
JAMES B. KIERCE, JR.

1-8-71 See above motion granted on this date. Jeffrey G. Mashburn Judge **FILED**

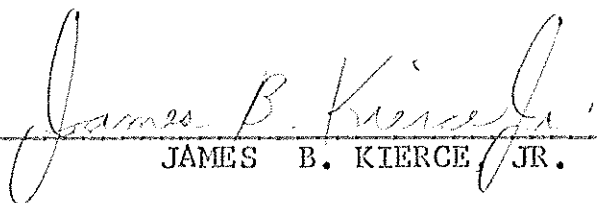
JAN 7 1971

ALICE J. DUCK CLERK REGISTER

STATE OF ALABAMA

COUNTY OF MOBILE

Before me, the undersigned authority in and for said County and said State, personally appeared James B. Kierce, Jr., who being by me first duly sworn on oath deposes and says that he is one of the attorneys for the Defendants in the above styled cause and as such has knowledge of the facts set forth in the foregoing Motion; that the documents mentioned in said Motion contain evidence pertinent to the issues in this cause; that their production is necessary and material to a proper disposition of this cause; and that the Plaintiff has them in her possession or power.



JAMES B. KIERCE JR.

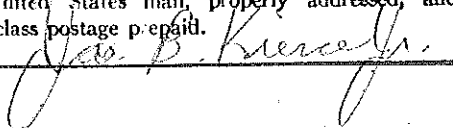
Subscribed and sworn to before me on this 6th day of
January, 1971.



NOTARY PUBLIC, MOBILE COUNTY, ALABAMA

CERTIFICATE OF SERVICE *pb*

I do hereby certify that I have on this 6th
day of Jan, 1971, served a
copy of the for-going pleading on counsel for all
parties to this proceeding by mailing the same
by United States mail, properly addressed, and
first class postage prepaid.



FILED

JAN 7 1971

Alice J. Duck CLERK
REGISTER

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| LORENA C. MINCHEW, |) | IN THE CIRCUIT COURT OF |
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| Plaintiff, |) | |
| | (| BALDWIN COUNTY, ALABAMA |
| VS. |) | |
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| JOSEPH K. FOUNTAIN, |) | AT LAW |
| individually and doing | (| |
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| MOVING & STORAGE, and | (| |
| WILLIAM E. PARKS, |) | |
| | (| |
| Defendants. |) | CASE NO. 9047 |

DEMURRER

Come now the Defendants in the above styled cause, separately and severally, and demur to the Plaintiff's Complaint as last amended as a whole, and to each and every Count thereof, separately and severally, and, for separate and several grounds of Demurrer, assign, separately and severally, each ground of Demurrer heretofore assigned, being grounds one through eight inclusive, separately and severally.

LYONS, PIPES AND COOK
Attorneys for the separate and
several Defendants.

BY: James B. Kierce Jr.
JAMES B. KIERCE, JR.

CERTIFICATE OF SERVICE
I do hereby certify that I have on this 2nd day of Nov, 19 70, served a copy of the foregoing pleading on counsel for all parties to this proceeding by mailing the same by United States mail, properly addressed, and first class postage prepaid.

James B. Kierce Jr.

FILED

NOV 3 1970

ALICE J. DUCK CLERK REGISTER

Refiled
1-14-71
Alice J. Duck
Clerk

9047

RECEIVED
JAN 10 1954
U.S. DEPARTMENT OF AGRICULTURE
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