

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

CASE NO. 30031 - GAILLARD

JURY

JOHN S. GONAS, JR.

BUDGET RENT-A-CAR

VS. Suit for \$1,799.79 damages to auto
(TORT)

N.J.

WILTERS & BRANTLEY
By; Tolbert M. Brantley
P.O. Box 96, Bay Minette, Alabama 36507

CHARLES C. BRANTLEY

PLEADINGS, PROCESS, ETC, * FILING DATE *

1. Complaint & Summons * 11-6-69 *

C & S served on Defendant on November 13, 1969.

2. Plea in Abatement * 11-24-69 *

January 9, 1970 - Plea in Abatement confessed and sustained and case
ordered transferred to the Circuit Court of Baldwin
County, Alabama. /s/ Roy Mayhall, Judge

40-211

I, JOHN E. MANDEVILLE, in my capacity as Clerk of the Circuit Court of Mobile County, Alabama, hereby certify that the above
is a true and correct transcript of all the minutes, orders and other proceedings in the above styled case in this Court.
In Witness whereof I have hereunto set my hand and attached my Official Seal as such Clerk of said Court at Mobile, Mobile
County, Alabama, on this the 12th day of January 1970.

Clerk

FILED

JAN 12 1970

ALICE J. DUCK
CLERK
REGISTER

VOL 65 PAGE 466

BUDGET RENT-A-CAR,

Plaintiff,

VS

CHARLES C. BRANTLEY,

Defendant.

* IN THE CIRCUIT COURT OF

* MOBILE COUNTY, ALABAMA.


*

* NO. 30031

*

COUNT ONE

The Plaintiff claims of the Defendant the sum of One Thousand Seven Hundred Ninety-Nine and 79/100 (\$1,799.79) Dollars as damages for that heretofore and on, to-wit, March 2, 1969, while the Plaintiff's automobile was being driven on Highway 31 at or near its intersection with Country Club Driveway, both being public roads in the County of Baldwin, State of Alabama, the Defendant so negligently operated an automobile on Highway 31 at the time and place mentioned that it collided with the Plaintiff's automobile; and as a direct and proximate result of such negligence as aforesaid, the Plaintiff's automobile was damaged, bent, broken. Hence this suit.


Attorney for Plaintiff

The Plaintiff demands that this case be tried by jury.


Attorney for Plaintiff

Serve the Defendant at

1401 Armstrong Avenue
Bay Minette, Alabama

STATE OF ALA. MOBILE CO.
I CERTIFY THIS PLEADING
WAS FILED ON

Nov 6 9 26 AM '69

THE STATE OF ALABAMA
MOBILE COUNTY

CIRCUIT COURT

To Any Sheriff of the State of Alabama:

You are hereby commanded to summon

CHARLES C. BRANTLEY

to appear within thirty days from service of this process, in the Circuit Court of Mobile County, Alabama,
at the place of holding the same, then and there to answer the complaint of _____

BUDGET RENT-A-CAR

WITNESS: John E. Mandeville, Clerk of said Court, this 6th day of November, 1969

Attest:

John E. Mandeville

Clerk

SHERIFF'S RETURN

Received _____ day of _____, 19____ and on _____ day
of _____, 19____, I served a copy of
the within _____ on _____

by service on _____

RAY D. BRIDGES, SHERIFF

By _____ D.S.

Received 10 day of Nov 1969
and on 13 day of Nov 1969
I served a copy of the within By C
on Charles C. Brantley

By service on _____

TAYLOR WILKINS, Sheriff
By W A Talbert S.S.
3 miles East of B K

Sherriff claims 6 miles in
Ten Cents per mile Travel
TAYLOR WILKINS, Sheriff
BY Talbert
DEPUTY SHERIFF

ALBANY SHERIFF DEPT.
TOWNE COUNTY, ALA.
NOV 6 3 25 PM '69
BY _____

E Mail
No. 30031 - 9
JUDGE _____ DOCKET _____
CIVIL DIVISION

CIRCUIT COURT
MOBILE COUNTY

Budget Rent-A-Car

VS. } Complaint and Summons

Charles C. Brantley

Issued 6th day of November, 1969

Defendant's Address

1401 Armstrong Avenue
Bay Minette, Alabama

JOHN S. GONAS, JR.

Plaintiff's Attorney

HARRY J. WILTERS, JR.
TOLBERT M. BRANTLEY

LAW OFFICES OF
WILTERS & BRANTLEY
P. O. BOX 968
BAY MINETTE, ALABAMA 36507
November 14, 1969

PHONE
BAY MINETTE 937-5533

30031-g

Mr. John E. Mandeville,
Clerk of the Circuit Court
Mobile County,
Mobile, Alabama

Dear Sir,

Please see that a copy of the enclosed Plea in Abatement
is handed to Mr. John S. Gonas, Jr., attorney at law.
I was unable to locate his address.

Yours truly,


Tolbert M. Brantley

STATE OF ALABAMA
CLERK OF THE CIRCUIT COURT
MOBILE COUNTY
THIS PLEA IN ABATEMENT
WAS FILED FOR
RECORD

Nov 24 8 05 AM '69


John E. Mandeville
CLERK

TMB/jcw
encls.

BUDGET RENT-A-CAR,)	
Plaintiff,)	IN THE CIRCUIT COURT OF
)	MOBILE COUNTY, ALABAMA
VS.)	
CHARLES C. BRANTLEY,)	No. 30031
Defendant.)	

Comes now the Defendant and appearing specially and only for the purpose of this Plea in Abatement, files the following Plea in Abatement:

That, at the time this suit was commenced, and for a period of time in excess of ten (10) years prior to said date, the Defendant was and has been a resident citizen of Bay Minette, Baldwin County, Alabama; that he has never lived in Mobile County; that the accident complained of occurred in Baldwin County and the Court is without jurisdiction over said suit. The venue is improperly laid in Mobile County and this cause of action should be abated.

Charles C. Brantley
Charles C. Brantley

STATE OF ALABAMA

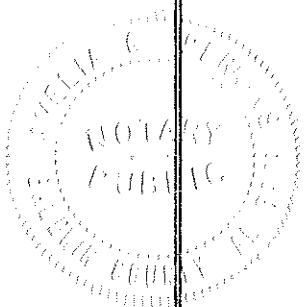
BALDWIN COUNTY

Before me, the undersigned authority, personally appeared Charles C. Brantley, who is known to me and who being by me first duly sworn, deposes and says: That he has read the foregoing Plea in Abatement and that the matters set out therein are true and correct.

Charles C. Brantley
Charles C. Brantley

Sworn to and subscribed before me on this the 19th day of November, 1969.

Paula G. Perkins
Notary Public



STATE OF ALA. MOBILE CO.
I CERTIFY THIS PLEADING
WAS FILED ON

Nov 24 8 05 AM '69

BUDGET RENT-A-CAR)	PLEA IN ABATEMENT CONFESSED AND
)	SUSTAINED, AND CASE ORDERED TRANS-
MAYHALL -vs- 30031)	FERRED TO THE CIRCUIT COURT OF
)	BALDWIN COUNTY, ALABAMA
CHARLES C. BRANTLEY)	

This day in open Court came the parties by their attorneys, and plaintiff in open Court on this day confessed defendant's Plea in Abatement, filed November 24, 1969, to the complaint in this cause; It is, therefore, ordered and adjudged by the Court that defendant's said Plea in Abatement filed November 24, 1969, to the complaint in this cause, be, and the same is hereby sustained.

It is, therefore, ordered and adjudged by the Court that this cause be, and the same is hereby ordered transferred to the Circuit Court of Baldwin County, Alabama.

Minute Book 40

Page 211

STATE OF ALABAMA, }
COUNTY OF MOBILE }

IN THE CIRCUIT COURT OF MOBILE COUNTY, ALABAMA

I, JOHN E. MANDEVILLE, Clerk of the Circuit Court of Mobile County, Alabama, do hereby
certify that the foregoing is a full, true and correct copy of ORDER OF COURT

as rendered by the said Circuit Court on the 9th day of January, 1970, in the cause
entitled No. 30031 - BUDGET RENT-A-CAR

_____, Plaintiff,
— versus — CHARLES C. BRANTLEY

Defendant, (~~Together with the other parties hereto~~), as the same remains of record in this office in
Minute Book No. 40, Page No. 211.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Court at office
in the City of Mobile, Alabama, on this the 12th day of January, 19 70.

ATTEST:


Clerk, Circuit Court, Mobile County, Alabama.

CIVIL DIVISION, CIRCUIT COURT, MOBILE COUNTY

No. 30031 BUDGET RENT-A-CAR Plaintiff
VS.
CHARLES C. BRANTLEY Defendant

(Act No. 740, Reg. Session Ala. Legislature 1957
Appvd. Sept. 20, 1957)
(Amend Sec. 21, Title 11, Code Ala. 1940)

BILL OF COST

(Act No. 571, Reg. Ses. Leg. 1955)
(Amend Sec. 34 and 100, Title 11, Code Ala. 1940)

CLERK'S FEES	Pltff.	Deft.	SHERIFF'S FEES	Pltff.	Deft.
Suits for \$100 or less\$ 6.00			Mileage 60¢ Serving Summons & Complaint\$ 1.50	2 10	
Suits for over \$100 but less than \$1,000 10.00			Serving Writ of Garnishment 1.50		
Suits for \$1,000 and over 20.00	20 00		Serving Sci Fa.-Notices 1.50		
Suits in detinue, ejectment, etc. 10.00			Levying Attachment & Return 6.25		
Suits not otherwise provided 10.00			Executing Writ Possession 5.00		
Writs, Mandamus, Prohibition, etc. 15.00			Seizing personal property under Writ of Detinue 6.00		
Appeals from Court General Sessions 15.00			Serving subpoenas, each75		
Appeals from Probate Court 20.00			Impanelling Jury75		
Appeals from JP Courts 6.00			Taking & Approving Bond 2.00		
Appeals from State Dept of Pub. Safety, and other State Agencies 10.00			Collecting Costs Execution 1.50		
Workmen's Compensation Settle. 10.00			Serving Contempt Writ 1.50		
Garnishment on Judgment 6.00			Making Deed for Property sold 2.50		
Order of Sale, Motions to sell. 6.00			Commission, collecting money on executions, 1st \$200 5%; \$200 to \$500 4%; over \$500 3% \$		
Recording executions from State Agencies 3.00					
Cert. Copy of Record - per 100 words15	00		Total\$	2 10	
Taking Appeal Bond75					
Record for Supreme Court etc., per 100 words15			RECAPITULATION		
Add'l Copies of Record for Supreme Court, per 100 words05			Clerk 20 00		
Checking - including Reporters Transcript of Evidence 10.00			Sheriff 2 10		
Certifying Abstract in lieu of Transcript on Appeal 5.00			Inferior Civil Court		
Collecting Money on Judgments over 30 days old, ½ the per- centage allowed Sheriffs \$			Justice Peace fees		
			Witness fees		
			Commissioner's fees		
			Certificate of Judgment		
			Judgment		
			10% Damages		
			Interest		
			Stenographer's fees (\$10.00 Day)	1 50	
			Library fee 1.50	1 50	
			Trial Tax (County) 1.50	1 50	
			Trial Tax (State) 1.50		
			Advertisement		
			Garnishee's fees		
Total\$	20 00			27.40	

I respectfully beg to advise that if this bill
for costs is not paid before
19____, it will be my unpleasant duty to issue
execution for same.

JOHN E. MANDEVILLE, Clerk

BUDGET RENT-A-CAR,

Plaintiff,

VS.

CHARLES C. BRANTLEY,

Defendant.

)

IN THE CIRCUIT COURT OF

)

BALDWIN COUNTY, ALABAMA

)

AT LAW

)

CASE NO. _____

)

Comes now the Defendant in the above styled cause and demurs to the Plaintiff's Bill of Complaint and as grounds therefor says:

1.

The Plaintiff does not show the capacity in which it sues.

2.

The damages complained of are not set out with sufficient particularity.

WILTERS & BRANTLEY

BY: *Robert M Brantley*
Attorneys for Defendant

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 10th day of January, 1970, 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.

WILTERS & BRANTLEY

By: *Robert M Brantley*

FILED

JAN 21 1970

ALICE J. DUCK

CLERK
REGISTER

TO THE HONORABLE
MEMBERS OF THE
HOUSE OF REPRESENTATIVES
WASHINGTON, D.C.
JANUARY 1954

U.S. HOUSE OF REPRESENTATIVES
COMMITTEE ON LABOR AND HUMAN RESOURCES
WASHINGTON, D.C.
JANUARY 1954

90 74

Enclosed for the Committee are two copies of a report
on the activities of the American Labor Union in the
United States during the period from 1945 to 1953.
The report was prepared by the American Labor Union
and is being submitted to the Committee for its
information.

The report is being submitted to the Committee
for its information.

Very truly yours,
[Signature]
[Name]
[Title]

REPORT OF THE AMERICAN LABOR UNION

I do hereby certify that I have on this day of January 1954
sent a copy of the report of the American Labor Union
to the Committee on Labor and Human Resources, U.S. House of Representatives,
Washington, D.C.

WILLIAM E. DUNN

[Signature]
[Name]
[Title]

Law Offices
GONAS AND CONRAD
First National Bank Building
Suite 2411
MOBILE, ALABAMA 36602

John S. Gonas, Jr.
David S. Conrad

Telephone 433-3968
Area Code 205

December 23, 1970

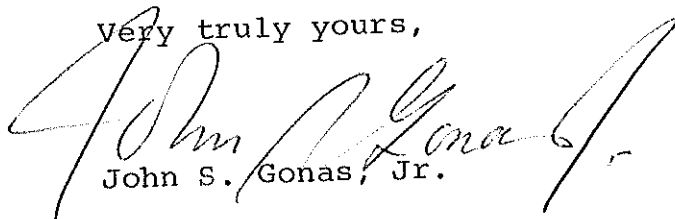
Hon. Alice J. Duck, Clerk
Circuit Court of Baldwin County
Bay Minette, Alabama

Re: Budget Rent-A-Car
v. Charles C. Brantley
Case No. 9074

Dear Mrs. Duck:

This is to advise you that I no longer represent Budget-Rent-A-Car in the above entitled case. Thank you for your attention in this matter.

Very truly yours,



John S. Gonas, Jr.

JSG:mg

FILED

DEC 29 1970

ALICE J. DUCK CLERK
REGISTER