

COLLINS, GALLOWAY & MURPHY
ATTORNEYS AT LAW
958 DAUPHIN STREET
MOBILE, ALABAMA 36604

FRED G. COLLINS
THOMAS M. GALLOWAY
M. THOMAS MURPHY (1924-1956)
JAMES H. LACKEY

August 18, 1970

P. O. BOX 4492
TELEPHONE
432-0568
AREA CODE 205

Mrs. Alice Duck, Clerk
Circuit Court
Baldwin County Court House
Bay Minette, Alabama

Re: Hilda Redlinger
vs: James W. Wilson, et als
Case No. 9250

Dear Mrs. Duck:

I enclose herewith interrogatories to plaintiff
which we are filing on behalf of the defendant J. M. Waters.

Please notify us that these have been filed.

Sincerely yours,

COLLINS, GALLOWAY & MURPHY

BY: 

Fred G. Collins

FGC/brm

Encl.

for Sher 8.20.70

HILDA REDLINGER,

PLAINTIFF,

-vs-

JAMES W. WILSON, J. M. WATERS
and A B C, a person, firm or
corporation who was the owner
or operator of the vehicle
involved in the accident made
the basis of this suit whose
true legal name or names is
otherwise unknown to the
Plaintiff at this time but
will be added by amendment
when ascertained, individually
and jointly,

DEFENDANTS.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. _____

COUNT ONE

Plaintiff claims of the Defendants the sum of FIFTEEN THOUSAND (\$15,000.00) DOLLARS, damages, for that heretofore and on, to-wit, July 26, 1969, the Defendant, James W. Wilson, an agent, servant or employee of the Defendant, J. M. Waters, while acting within the line and scope of his authority as such, negligently operated a motor vehicle on U. S. Highway 90 at a point, to-wit: 50 feet East of Bay Branch Bridge, said highway being a public highway in Baldwin County, Alabama, so as to cause said motor vehicle to collide with the rear of a motor vehicle in which Plaintiff was riding as a passenger on said U. S. Highway 90 and as a direct and proximate result of the negligence of the Defendants as aforesaid, Plaintiff suffered the following injuries and damages: she was made sick, sore and lame; she was caused to suffer severe mental and physical pain and anguish and will so suffer in the future; her neck and back were injured; she was permanently injured; she was caused to be disabled for a period of time; she

was caused to incur doctors bills, hospital bills and other medical expenses for the care and treatment of her injuries.

CUNNINGHAM, BOUNDS & BYRD
ATTORNEYS FOR PLAINTIFF

BY: Richard Bounds
RICHARD BOUNDS

Plaintiff demands a trial by jury.

Richard Bounds
RICHARD BOUNDS

Trial Attorney: Richard Bounds

Address of Defendants:

James W. Wilson
Lexley, Alabama

J. M. Waters
Rt. 1 Box 56 F
Lexley, Alabama

FILED

MAY 11 1970

ALICE J. DUCK CLERK
REGISTER

SUMMONS AND COMPLAINT

THE STATE OF ALABAMA
BALDWIN COUNTY

Circuit Court, Baldwin County

No. 9250

TERM. 19

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon James W. Wilson, J. M. Waters and A B C

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 W. Wilson, J. M. Waters and A B C Defendant

by Hilda Redlinger

Plaintiff

Witness my hand this 11th day of May 19

David J. White Clerk

COLLINS, GALLOWAY & MURPHY
ATTORNEYS AT LAW
958 DAUPHIN STREET
MOBILE, ALABAMA 36604

FRED G. COLLINS
THOMAS M. GALLOWAY
M. THOMAS MURPHY (1924-1956)
JAMES H. LACKEY

June 16, 1970

P. O. BOX 4492
TELEPHONE
432-0568
AREA CODE 205

Mrs. Alice Duck, Clerk
Circuit Court
Baldwin County Court House
Bay Minette, Alabama

Re: Kenneth P. Pierce
vs: James W. Wilson, et als
Case No. 9251
and
Hilda Redlinger
vs: James W. Wilson, et als
Case No. 9250

Dear Mrs. Duck:

We enclose original of an answer being filed on behalf of the defendant J. M. Waters.

This will confirm our telephone conversation wherein you advised that the defendant James W. Wilson has not been served and the Sheriff indicated that the summons and complaint for him in both of the referenced cases were returned not found.

Very truly yours,

COLLINS, GALLOWAY & MURPHY

BY: 

Fred G. Collins

FGC/brm

Encl.

HILDA REDLINGER,	)	IN THE CIRCUIT COURT OF
PLAINTIFF,	)	BALDWIN COUNTY, ALABAMA
-vs-	)	AT LAW
JAMES W. WILSON, et al,	)	CASE NO. 9250
DEFENDANTS.)	

Comes the Plaintiff in the above cause and for answer to the interrogatories propounded by the Defendant, J. M. Waters, says as follows:

1. Hildegard Redlinger, age 46, A-3334 Gaflenz - Austria.
2. No.
3. No.
4. A-4451 Garsten, Carlonestrasse 6, since 1955.
5. No other addresses.
6. I was employed at the telephone company from 1959 to 1960 and as a secretary from 1967 to 1969. I made about \$20.00 per week.- Reg. Zahl: 1029/1970

Die Echtheit der vorstehenden Unterschrift der Frau Hildegard (auch Hilda) Redlinger, Hausfrau, Garsten, Carlonestrasse 6, wird hiemit bestätigt. - - - - -

S t e v r , am vierundzwanzigsten November eintausendneuhundertsiebzig (24.11.1970). - - - - -

7. Not applicable.
8. Not applicable.
9. Not applicable.
10. Not applicable.
11. Not applicable.
12. Not applicable.
13. Not applicable.
14. Not applicable.
15. Not applicable.

Hilseord Redlinger
HILDA REDLINGER

Before me, the undersigned authority, personally appeared
HILDA REDLINGER, who, on oath deposes and says that the above
and foregoing answers to interrogatories are true and correct.

Hildegard Redlinger
HILDA REDLINGER

CUNNINGHAM, BOUNDS & BYRD
ATTORNEYS FOR PLAINTIFF

BY:

Richard Bounds
RICHARD BOUNDS



Beurk.- Reg. Zahl: 1029/1970

Die Echtheit der vorstehenden Unterschrift der Frau Hilde-
gard (auch Hilda) R e d l i n g e r , Hausfrau, Garsten,
Carlonestraße 6, wird hiemit bestätigt. - - - - -
S t e y r , am vierundzwanzigsten November eintausendneun-
hundertsiebzig (24.11.1970). - - - - -



Alfred Schneeweiss
by

FILED

DEC 8 1970

ALICE J. DUCK

CLERK
REGISTER

HILDA REDLINGER,

PLAINTIFF,

-vs-

JAMES W. WILSON, J. M. WATERS
and A B C, a person, firm or
corporation who was the owner
or operator of the vehicle
involved in the accident made
the basis of this suit whose
true legal name or names is
otherwise unknown to the
Plaintiff at this time but
will be added by amendment
when ascertained, individually
and jointly,

DEFENDANTS.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 9250

COUNT ONE

Plaintiff claims of the Defendants the sum of FIFTEEN THOUSAND (\$15,000.00) DOLLARS, damages, for that heretofore and on, to-wit, July 26, 1969, the Defendant, James W. Wilson, an agent, servant or employee of the Defendant, J. M. Waters, while acting within the line and scope of his authority as such, negligently operated a motor vehicle on U. S. Highway 90 at a point, to-wit: 50 feet East of Bay Branch Bridge, said highway being a public highway in Baldwin County, Alabama, so as to cause said motor vehicle to collide with the rear of a motor vehicle in which Plaintiff was riding as a passenger on said U. S. Highway 90 and as a direct and proximate result of the negligence of the Defendants as aforesaid, Plaintiff suffered the following injuries and damages: she was made sick, sore and lame; she was caused to suffer severe mental and physical pain and anguish and will so suffer in the future; her neck and back were injured; she was permanently injured; she was caused to be disabled for a period of time; she

was caused to incur doctors bills, hospital bills and other medical expenses for the care and treatment of her injuries.

CUNNINGHAM, BOUNDS & BYRD
ATTORNEYS FOR PLAINTIFF

BY: Richard Bounds
RICHARD BOUNDS

Plaintiff demands a trial by jury.

Richard Bounds
RICHARD BOUNDS

Trial Attorney: Richard Bounds

Address of Defendants:

James W. Wilson
Loxley, Alabama

J. M. Waters
Rt. 1 Box 56 F
Loxley, Alabama

FILED

MAY 11 1970

ALICE J. DUCK

CLERK
REGISTER

SUMMONS AND COMPLAINT

THE STATE OF ALABAMA
BALDWIN COUNTY

Circuit Court, Baldwin County

} No. 9250

.....TERM, 19.....

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon James W. Wilson, J. M. Waters and A B C

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 W. Wilson, J. M. Waters and A B C .., Defendant.....

by Hilda Redlinger

....., Plaintiff.....

Witness my hand this 11th day of May 1970.

Archie Duck, Clerk

VOL 67 PAGE 3

5-15-70

N.F. Wilson

Sofly.

No. 9250.....

Page.....

**THE STATE OF ALABAMA
BALDWIN COUNTY**

CIRCUIT COURT

HILDA REDLINGER

Plaintiffs

VS.

**JAMES W. WILSON and J. M. WATERS
& A B C** Defendants

SUMMONS AND COMPLAINT

Filed 5- 11th 1970

Alice J. Duck

Clerk

Returned 15 day of May 1970

Not found in my county after diligent search and in-

quiry as to James W. Wilson

Taylor Wilkins Sheriff

H. Brown

Sheriff claims Deputy Sheriff

Ten Cents per mile Total \$

TAYLOR WILKINS, Sheriff

BY H. Brown DEPUTY SHERIFF

Cunningham, Bounds & Byrd

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Recieved In Office

May 11 1970

Taylor Wilkins Sheriff

I have executed this summons

this May 15th 1970

by leaving a copy with

James W. Wilson NE

J. M. Waters 5-15-70

Sofly

Returned 15 day of May 1970

Not found in my county after diligent search and in-

quiry as to James W. Wilson

Taylor Wilkins Sheriff

H. Brown

Sheriff claims Deputy Sheriff

Ten Cents per mile Total \$

TAYLOR WILKINS, Sheriff

BY H. Brown DEPUTY SHERIFF

Taylor Wilkins Sheriff

H. Brown Deputy Sheriff

Moore Printing Co. - Bay Minette, Ala.

40 miles RT.
Sofly.

HILDA REDLINGER, : IN THE CIRCUIT COURT OF
Plaintiff, : BALDWIN COUNTY, ALABAMA
VS: : AT LAW
JAMES W. WILSON, ET ALS, :
Defendants : CASE NO. 9 2 5 0

Comes now the defendant J. M. Waters and for answer
to the bill of complaint says as follows:

1. Not guilty.

COLLINS, GALLOWAY & MURPHY

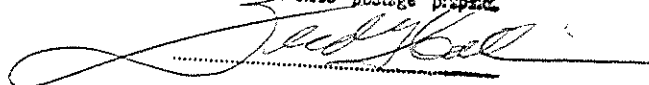
BY: 

Fred G. Collins

ATTORNEYS FOR ABOVE NAMED DEFENDANT

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 16
day of June, 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 ad-
dressed, and first-class postage prepaid.



FILED

JUN 17 1970

ALICE J. DUCK

CLERK
REGISTER

Case 9258

Hilda Rodinger
vs
James W. Wilson
et al

HILDA REDLINGER,	)	IN THE CIRCUIT COURT OF
PLAINTIFF,	)	BALDWIN COUNTY, ALABAMA
-vs-	)	AT LAW
JAMES W. WILSON, et al,	)	CASE NO. 9250
DEFENDANTS.)	
KENNETH P. PIERCE,	)	IN THE CIRCUIT COURT OF
PLAINTIFF,	)	BALDWIN COUNTY, ALABAMA
-vs-	)	AT LAW
JAMES W. WILSON, et al,	)	CASE NO. 9251
DEFENDANTS.)	

NOTICE OF TAKING OF ORAL DEPOSITION

TO: Mr. Fred G. Collins
 Attorney at Law
 P. O. Box 4492
 Mobile, Alabama

Please take notice that on the 4th day of December, 1970, in the office of DR. J. D. HODNETTE, 1750 N. Palafox Street, Pensacola, Florida, the Plaintiffs in the above causes will take the deposition of DR. J. D. HODNETTE at 4:00 P. M., upon oral examination, before a Notary Public or some other officer authorized by law to administer oaths, at such time and place and thereafter from day to day as the taking of the deposition may be adjourned. You are notified to appear and take such part in the examination as you may deem advisable and as shall be fit and proper.

Dated this the 10th day of November, 1970.

CUNNINGHAM, BOUNDS & BYRD
 ATTORNEYS FOR PLAINTIFFS

BY: 
 RICHARD BOUNDS

FILED

NOV 12 1970

ALICE J. DUCK CLERK
 REGISTER

HILDA REDLINGER, : IN THE CIRCUIT COURT OF
Plaintiff, : BALDWIN COUNTY, ALABAMA
VS: : AT LAW
JAMES W. WILSON, ET ALS, :
Defendants : CASE NO. 9 2 5 0

INTERROGATORIES TO PLAINTIFF

Comes now the defendant J. M. Waters and desiring the testimony of the plaintiff Hilda Redlinger, propounds to said plaintiff the following interrogatories, as is provided under Section 477, et seq., of Title 7 of the Code of Alabama of 1940, to-wit:

1. State your full name, age, and place of birth.

2. Have you ever been known by any other name?

If so, give the other name or names and state where and when you used such names.

3. Has your name ever been legally changed? If so, state when, where and through what procedure.

4. State your present residence address and the period during which you have resided at said address.

5. List all other addresses at which you have resided during the past 10 years and the dates of the use of each.

6. If self-employed at the time of the incident referred to in the complaint, state:

(a) The nature of your work.

(b) Your business address.

(c) Your average weekly earnings for the preceding year.

7. If self-employed since the incident referred to in the complaint, state:

(a) The nature of your work.

(b) Your business address or addresses.

(c) The hours worked per week.

(d) Your average weekly earnings.

8. For the ten years immediately preceding the date of the incident referred to in the complaint, state:

(a) The names and addresses of each of your employers.

(b) The dates of commencement and termination of each such source of employment.

(c) A detailed description of the services or work performed for each source of employment.

(d) Your average weekly wages or earnings from each place of employment.

(e) For each employer, whether a physical examination was required, and if so, state the date, place and person giving the physical examination.

(f) For each employer, whether you made any representations in writing or answered in writing any questions concerning your physical condition.

(g) The name of your immediate foreman or other superior to whom you were responsible at each of the places of employment listed above.

9. What was your business or occupation at the time of the incident referred to in the complaint and are you still engaged in such business or occupation? If not, state:

(a) When you ceased working in such business or occupation.

(b) Your present business or occupation, the date you entered it and your present income from such business.

(c) Any other business or occupations prior to your present one and after the date set out in answer to paragraph (a) above.

10. If employed at the time of the incident referred to in the complaint, state:

- (a) The name and address of the employer.
- (b) The position held and the nature of the work performed.
- (c) Average weekly wages for the preceding year.

11. If employed since the incident referred to in the complaint, state:

- (a) Name and address of present employer.
- (b) Position held and nature of work being performed.
- (c) Hours worked per week.
- (d) Present weekly wages, earnings, income or profit.
- (e) Name of your immediate boss, foreman or other superior to whom you are responsible.

(f) Whether a physical examination was required and if so, state the date, place and person giving the examination.

(g) For each employer, whether or not you made any representations in writing or answered in writing any questions concerning your physical condition.

12. Are you now receiving or have you ever received any disability pension, income or insurance or any workmen's compensation from any agency, company, person, corporation, state or government? If so, state:

- (a) The nature of any such payment.
- (b) Dates you received such income
- (c) For what injuries or disability you received it and how such injury occurred or disability arose.
- (d) By whom paid.
- (e) Whether you now have any present disability as a result of such injuries or disability.
- (f) If so, the nature and extent of such disability.
- (g) Whether you had any disability at the time of the incident referred to in the complaint.

(h) If so, the nature and extent of such disability.

13. Have you ever served in the Armed Forces or performed services for any branch of any governmental agency?

If so, state:

(a) The name of each such organization and the particular branch for whom you performed services.

(b) The dates and places of such services.

(c) Your serial or identification number.

(d) A detailed description of the services performed.

(e) Whether a physical examination was required, and if so, the dates and places of such examination.

(f) The date of termination of such services.

(g) A detailed description of the reason why the services were discontinued.

14. Have you ever been rejected for military or government service for physical reasons? If so, state:

(a) The date thereof.

(b) The condition for which rejected.

(c) The agency so rejecting you.

15. Have you ever received a discharge from military or government service for physical reasons? If so, state:

(a) The date thereof.

(b) The condition for which discharged.

(c) The agency so discharging you.

16. State the purpose of the automobile trip you were on at the time of the incident referred to in the complaint.

17. State your exact destination.

18. State your time and point of departure.

19. State the time and place of all stops and departures between the commencement of the trip and the time of the incident referred to in the complaint.

20. If you were a passenger, state:

(a) Whether or not you were paying any of the expenses of the trip.

(b) Whether or not you owned any interest, direct or indirect, in the vehicle.

(c) Whether or not you decided or controlled the route taken.

21. State whether there was any contract, agreement, or understanding between you and the driver and/or the owner of the vehicle in which you were riding at the time of the incident referred to in the complaint, as to compensation for permission to ride in said vehicle, sharing expenses thereof, control of the vehicle or pooling your respective vehicles for joint use or otherwise.

22. Give the name and address of the owner of the vehicle in which you were riding at the time of the incident referred to in the complaint.

23. State in detail the nature of the injury or injuries you allege that you suffered as a result of the incident referred to in the complaint.

24. If you received any treatment with respect to the injuries allegedly suffered, state:

(a) The name and address of each hospital at which you were treated or admitted.

(b) The dates on which said treatment was rendered, including the dates of entry into and discharge from said hospital or hospitals.

(c) Itemize the charges rendered by each of the hospitals listed above.

(d) State the name and address of each doctor or medical practitioner of any type whatsoever who has examined or treated you or conferred with you with respect to the injuries alleged.

(e) Itemize the cost and expenses of such examinations or treatments by the doctors listed above.

25. Since the date of the incident referred to in your complaint, have you been treated by or examined by or have you conferred with or consulted with any other doctor or medical practitioner of any type whatsoever whose name you have not heretofore supplied? If so, state:

(a) The name and address of each doctor or medical practitioner of any type whatsoever who has examined, treated, conferred, or consulted with you and the dates of the same.

26. If you have incurred any medical bills in connection with the alleged injuries not heretofore listed, state:

- (a) The total amount of each such bill.
- (b) The person to whom such amount was paid,
- (c) The service or thing for which the bill was rendered.

COLLINS, GALLOWAY & MURPHY

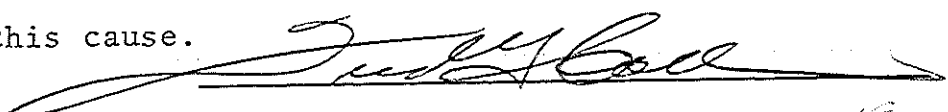
BY: 

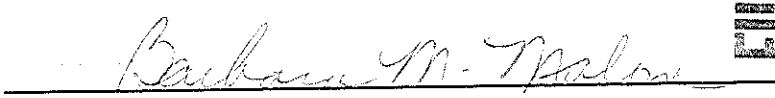
Fred G. Collins
ATTORNEYS FOR ABOVE NAMED DEFENDANT

STATE OF ALABAMA:

COUNTY OF MOBILE:

Before me, the undersigned authority in and for said county in said state, this day personally appeared Fred G. Collins, who is known to me, and who being by me first duly sworn, upon oath deposes and says that he is one of the attorneys for said specified defendant in the above entitled cause, and as such is authorized to make this affidavit; that the answers of the plaintiff to the foregoing interrogatories, when well and truly made and filed, will be material testimony for said defendant on the trial of this cause.


Subscribed and sworn to before me on this the 19
day of Aug, 1970.


Notary Public

PLEASE SERVE:
Hon. Richard Bounds, 1350 Dauphin St. Mobile, Alabama,
Attorney for Plaintiff

FILED

AUG 20 1970

CLERK
REGISTER
ALICE J. DUCK

Aug. 9250
Baldwin Co.
Ida Redlinger
8298
vs.

James W. Wilson
& J. M. Waters

REC'D. SHERIFF DEPT.
MOBILE COUNTY, ALA.
AUG 21 9 30 AM '70
BY _____

EXECUTED
This 24 day of Aug, 1970
serving a copy of the within on
Hon. Richard Bounds, Atty. Gen.
RAY D. BRIDGES, Sheriff
By T. Aspinwall D.S.

Interrogatories

RECEIVED
AUG 20 1970

Serve 24x
Richard Bounds
1350 Dauphin

Hon. Richard Bounds
Serve: 1350 Dauphin St.
Mobile