

ROBERT P. BENDINI,
PLAINTIFF,
-VS-
L. B. BENBOW,
DEFENDANT.

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Grant
IN THE COURT OF GENERAL
BALDWIN
SESSIONS OF MOBILE COUNTY,
ALABAMA
CASE NUMBER: 9324

A N S W E R

Comes now the Defendant in above-styled cause, and for answer to the complaint, as amended, saith:

1. Not guilty.

Kenneth Cooper
ATTORNEY FOR DEFENDANT.

Defendant demands a trial by jury in this cause.

Kenneth Cooper
ATTORNEY FOR DEFENDANT.

I certify that I have mailed a copy of the foregoing Answer to Gibbons and Stokes, Attorneys at Law, 160 Congress Street, Mobile, Alabama, 36601, by depositing the same in United States Mail, postage pre-paid, at Bay Minette, Alabama, on the 28 day of July, 1970.

Kenneth Cooper
ATTORNEY FOR DEFENDANT.

FILED

JUL 29 1970

ALICE J. DUCK CLERK
REGISTER

FILED

JUL 29 1970

ALICE J. DUCK CLERK
REGISTER

ROBERT P. BENDINI,
PLAINTIFF,
-VS-
L. B. BENBOW,
DEFENDANT.

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Grant
IN THE COURT OF ~~GENERAL~~
BALDWIN
SESSIONS OF ~~MOBILE~~ COUNTY,
ALABAMA
CASE NUMBER: 9324

A N S W E R

Comes now the Defendant in above-styled cause, and for answer to the complaint, as amended, saith:

1. Not guilty.

Kenneth Cooper
ATTORNEY FOR DEFENDANT.

Defendant demands a trial by jury in this cause.

Kenneth Cooper
ATTORNEY FOR DEFENDANT.

I certify that I have mailed a copy of the foregoing Answer to Gibbons and Stokes, Attorneys at Law, 160 Congress Street, Mobile, Alabama, 36601, by depositing the same in United States Mail, postage pre-paid, at Bay Minette, Alabama, on the 28 day of July, 1970.

Kenneth Cooper
ATTORNEY FOR DEFENDANT.

FILED

JUL 29 1970

ALICE J. DUCK CLERK
REGISTER

ROBERT P. BENDINI,
Plaintiff

-VS-

L. B. BENBOW,
Defendant

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

ATLAW
~~IN EQUITY~~

CASE NO. 9,324

ANSWER

Comes now the Defendant in above styled cause and for further answer to the Answer heretofore filed in this cause, addeth the following paragraph 2:

2. That the damages complained of by the Plaintiff were caused by the contributory negligence of the Plaintiff in that he failed to heed the lawful signal given by Defendant to make a left turn, that the said accident complained of by the Plaintiff resulted from the failure to so heed the said left turn signal, and that it was this contributory negligence of the Plaintiff which caused the accident complained of and the damages suffered by the Plaintiff, hence he should not recover in this cause.

L. B. Benbow
DEFENDANT

STATE OF ALABAMA
BALDWIN COUNTY

Before me, the undersigned authority, personally appeared L. B. Benbow who is known to me and who, being by me first duly sworn, deposes and says that he has read the foregoing and that the matters contained therein are true and correct.

L. B. Benbow
L. B. BENBOW

Sworn to and subscribed before me on this 11th day of March, 1971.

Kenneth Cooper
NOTARY PUBLIC
STATE AT LARGE, STATE OF ALABAMA

My Commission Expires:
February 4, 1975

CERTIFICATE OF MAILING

I certify that I have mailed a copy of the foregoing Answer to Gibbons and Stokes, Attorneys at Law, Post Office Box 293, Mobile, Alabama, 36601, by depositing the same in the United States Mail, postage prepaid, at Bay Minette, Alabama, on this 30th day of March, 1971.

Kenneth Cooper
ATTORNEY FOR DEFENDANT

FILED

MAR 30 1971

EUNICE B. BLACKMON CIRCUIT
CLERK

~~FILED~~
~~MAR 30 1971~~
~~EUNICE G. TINDAL, Register~~
~~Baldwin Co., Ala.~~

ROBERT P. BANDINI) IN THE CIRCUIT COURT
 Plaintiff) OF BALDWIN COUNTY,
 VS) ALABAMA.
 L. B. BENBOW) AT LAW.
 Defendant) CASE NO. 9324

MOTION TO SET ASIDE THE ORDER OF DISMISSAL

Comes now the planitiff in the above styled cause and files this motion to set aside the order of dismissal and as grounds sets out as follows, separately and severally:

1. That the plaintiff was on vacation at the time he received notice of the trial and did not return until after setting.

GIBBONS & STOKES

BY: Robert F. Clark
 ROBERT F. CLARK
 Attorney for Plaintiff

FILED

JAN 12 1972

EUNICE B. BLACKMON CIRCUIT CLERK

CERTIFICATE OF SERVICE
 I certify that on this 11 day of Jan,
 1972 a copy of the foregoing pleading has been
 served upon counsel for all adverse parties to this
 proceeding by the undersigned in first class
 U. S. mail, postage, airfare, and premium prepaid.
Robert F. Clark
 ATTORNEY FOR

ROBERT P. BANDINI,	)	IN THE CIRCUIT COURT
Plaintiff	)	OF BALDWIN COUNTY
VS	)	ALABAMA
L. B. BENBOW	)	AT LAW
Defendant	)	CASE NO. <u>9324</u>

AMENDED COMPLAINT

Comes now the plaintiff in the above styled cause and with leave of court first had and obtained, amends his complaint heretofore filed in the following separate and several respects:

By adding after the word "Route" the following word, said U. S. Highway 98 Truck Route being a public road in Baldwin County, Alabama.

GIBBONS & STOKES

BY: William J. House
Attorney for Plaintiff

CERTIFICATE OF SERVICE

I certify that on this 28 day of July, 1970 a copy of the foregoing pleading has been served upon counsel for all adverse parties to this proceeding by mailing the same to each by first class U. S. mail, properly addressed and postage prepaid.

W. J. House
ATTORNEY FOR

FILED

JUL 31 1970

ALICE J. DUCK CLERK
REGISTER

ROBERT P. BANDINI,)
Plaintiff)
VS)
L. B. BENBOW)
Defendant)
IN THE CIRCUIT COURT
OF BALDWIN COUNTY
ALABAMA
AT LAW
CASE NO. 9324

AMENDED COMPLAINT

Comes now the plaintiff in the above styled cause and with leave of court first had and obtained, amends his complaint heretofore filed in the following separate and several respects:

By adding after the word "Route" the following word, said U. S. Highway 98 Truck Route being a public road in Baldwin County, Alabama.

GIBBONS & STOKES

BY: William H. Hance
Attorney for Plaintiff

CERTIFICATE OF SERVICE

I certify that on this 28 day of July, 1970 a copy of the foregoing pleading has been served upon counsel for all adverse parties to this proceeding by mailing the same to each by first class U. S. mail, properly addressed and postage prepaid.

Turn
ATTORNEY FOR

FILED

JUL 31 1970

ALICE J. DUCK CLERK
REGISTER

NOTICE of ~~XXXXXXXXXXXX~~

STATE OF ALABAMA, }
MOBILE COUNTY }

Robert P. Bandini

Plaintiff

VS.

L. B. Benbow

Defendant

To **L. B. Benbow**

in said Cause: **Robert P. Bandini VS L. B. Benbow**

You are hereby notified that.....

Robert P. Bandini

the **Plaintiff**.....in the above entitled cause has prayed and obtained **a transfer to the Circuit Court of Baldwin County, Alabama** ~~an appeal from the judgment therein rendered by~~
~~from~~
~~Judge~~ the COURT OF GENERAL SESSIONS OF MOBILE COUNTY, and having complied with the requirements of the law in such cases made and provided, the same has been granted to the next term of the CIRCUIT COURT of Mobile County, to be held for said County, you are hereby notified accordingly.

Given under my hand this the **10** day of **June**..... 19 **70**

.....
Clerk, Court of General Sessions of Mobile County, Civil Division

Case No. 05976

9324

Robert P. Bandini

Plaintiff,

VS

L. B. Benbow

Rt. 1, Box 468, Loxley, Alabama or
c/o Ala. Hwy. Dept., 1701 Beltline Hwy. Mobile, Alabama
Defendant.

**TRANSFER
NOTICE OF ~~ARREST~~**

Returnable To The Circuit Court
OF BALDWIN COUNTY

Issued: June 10, 1970

Serve On: L. B. Benbow

RECEIVED SHERIFF DEPT.
MOBILE COUNTY, ALA.

JUN 10 12 47 PM '70

BY _____

Received 15 day of June 19 70
and on 25 day of June 19 70
I served a copy of the within Notice of Transfer
on L. B. Benbow

By service on _____

TAYLOR WILKINS, Sheriff

L. B. Benbow D.S.
40 miles RT
Supply

GIBBONS & STOKES

ATTORNEYS AT LAW
160 CONGRESS STREET
MOBILE, ALABAMA
TELEPHONE 433-2611

E. GRAHAM GIBBONS
B. F. STOKES, III
WILLIAM L. HOWELL

August 28, 1970

MAILING ADDRESS
P. O. BOX 293
MOBILE, ALABAMA 36601

Clerk, Circuit Court
Baldwin County
Bay Minette, Alabama

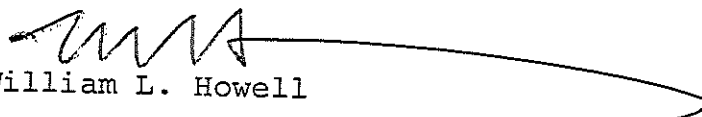
Re: Case #9324 Robert P. Bendini vs. L. B. Benbow

Dear Sir:

Please present the motion to strike jury demand in which I recently filed to the Judge for his consideration as it is necessary that I have a ruling on that motion before I can request the case be set down for trial.

An answer has been filed by the defendant and we to merely decide whether it is going to be set on the jury docket or the non-jury docket. As soon as the Judge is presented with the motion, I can assist you in having this matter pressed to trial.

Thanking you for your cooperation, I am,


William L. Howell

WLH:he

Case No. 05976

9324

Robert P. Bandini

Plaintiff,

VS

L. B. Benbow

Rt. 1, Box 468, Loxley, Alabama or
c/o Ala. Hwy. Dept., 1701 Beltline Hwy. Mobile, Alabama
Defendant.

TRANSFER
NOTICE OF ~~ARREST~~

Returnable To The Circuit Court
OF BALDWIN COUNTY

Issued: June 10, 1970

Serve On: L. B. Benbow

REC'D SHERIFF DEPT.
MOBILE COUNTY, ALA.

JUN 10 12 47 PM '70

BY

Received 15 day of June 19 70
and on 25 day of June 19 70
I served a copy of the within Notice of Seizure
on L.B. Benbow

By service on

TAYLOR WILKINS, Sheriff

D. B. Benbow
40 miles R. 7
Sally

ROBERT P. BENDINI,	)	IN THE CIRCUIT COURT OF
Plaintiff,	)	BALDWIN COUNTY, ALABAMA
VS.	)	AT LAW
L. B. BENBOW,)	
Defendant.	)	CASE NO. 9324

MOTION TO STRIKE JURY DEMAND

Comes now the plaintiff in the above styled cause and shows and represents unto Your Honor that the above styled cause was transferred to and docketed in the Baldwin County Circuit Court on June 11, 1970 and that on, to-wit, July 28, 1970, the defendant demanded a trial by jury.

WHEREFORE, plaintiff moves Your Honor to strike the demand for jury trial filed by defendant as same was demanded in excess of the thirty day limit set out in Title 7 Section 260 Code of Alabama, 1940 (Recompiled 1958).

GIBBONS & STOKES

BY: *Wm L Howell*
Attorneys for Plaintiff

CERTIFICATE OF SERVICE
I certify that on this 3 day of Aug, 1970 a copy of the foregoing pleading has been served upon counsel for all adverse parties to this proceeding by mailing the same to each by first class U. S. mail, properly addressed and postage prepaid.
Wm L Howell
ATTORNEY FOR

FILED

AUG 4 1970

ALICE J. DUCK CLERK
REGISTER

ROBERT P. BANDINI,
PLAINTIFF,
-VS-
L. B. BENBOW,
DEFENDANT.


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§

IN THE COURT OF GENERAL
SESSIONS OF MOBILE COUNTY,
ALABAMA
CASE NO. 9324

DEMURRER

Comes now the Defendant in above-styled cause and demurs to the Complaint, and to each and every Count thereof, and assigns as grounds therefor the following, separately and severally, the following.

1. The Complaint does not state a legal cause of action.
2. The Complaint does not allege that U. S. Highway 98 Truck route is a public road.
3. The Complaint does not allege venue in Baldwin County, Alabama.


ATTORNEY FOR DEFENDANT.

I certify that I have mailed a copy of the foregoing Demurrer to Gibbons and Stokes, Attorneys at Law, 160 Congress Street, Mobile, Alabama, 36601, by depositing the same in United States Mail, postage pre-paid, at Bay Minette, Alabama, on the 20th day of July, 1970.


ATTORNEY FOR DEFENDANT.

FILED

JUL 21 1970

ALICE J. DUCK

CLERK
REGISTER

ROBERT P. BENDINI,
PLAINTIFF,
-VS-
L. B. BENBOW,
DEFENDANT.

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IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
CASE NUMBER: 9324


A N S W E R

Comes now the Defendant in above-styled cause, and for answer to the complaint, as amended, saith:


1. Not guilty.


ATTORNEY FOR DEFENDANT.

Defendant demands a trial by jury in this cause.


ATTORNEY FOR DEFENDANT.

I certify that I have mailed a copy of the foregoing Answer to Gibbons and Stokes, Attorneys at Law, 160 Congress Street, Mobile, Alabama, 36601, by depositing the same in United States Mail, post-age pre-paid, at Bay Minette, Alabama, on the 30 day of July, 1970.


ATTORNEY FOR DEFENDANT.

FILED

AUG 3 1970

ALICE J. DUCK CLERK
REGISTER

ROBERT P. BANDIDI,) IN THE CIRCUIT COURT OF
Plaintiff,) BALDWIN COUNTY, ALABAMA
VS.) AT LAW
L. B. BENBOW,)
Defendant.) CASE NO. 9324

MOTION FOR JUDGMENT NIL DICIT

Comes now the plaintiff in the above styled cause and shows and represents unto Your Honor that heretofore on, to-wit, June 11, 1970, the above mentioned caused was transferred to this Honorable Court from the General Sessions Court of Mobile County, Alabama pursuant to a Plea In Abatement theretofore filed by the defendant and that since said date, namely, June 11, 1970, the defendant has failed or refused to demur, plea, or answer the complaint of the plaintiff.

WHEREFORE, the premises considered, plaintiff prays judgment nil dicit.

GIBBONS & STOKES

BY:

William Stokes
Attorneys for Plaintiff

CERTIFICATE OF SERVICE
I certify that on this 22 day of July,
1970 a copy of the foregoing pleading has been
served upon counsel for all adverse parties to this
proceeding by mailing the same to each by first class
U. S. mail, properly addressed and postage prepaid.

WAS
ATTORNEY FOR

mail fee to atty

1. The first part of the report is devoted to a general survey of the situation in the country. It is followed by a detailed analysis of the economic situation, which is the main part of the report. The third part of the report is devoted to a detailed analysis of the political situation, which is the main part of the report. The fourth part of the report is devoted to a detailed analysis of the social situation, which is the main part of the report. The fifth part of the report is devoted to a detailed analysis of the cultural situation, which is the main part of the report. The sixth part of the report is devoted to a detailed analysis of the scientific situation, which is the main part of the report. The seventh part of the report is devoted to a detailed analysis of the educational situation, which is the main part of the report. The eighth part of the report is devoted to a detailed analysis of the health situation, which is the main part of the report. The ninth part of the report is devoted to a detailed analysis of the environmental situation, which is the main part of the report. The tenth part of the report is devoted to a detailed analysis of the international situation, which is the main part of the report.

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9374

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COST BILL

Howell W. W.
ATTORNEYS FOR PLTF:—

General Sessions (Civil Div.) Court of Mobile, Mobile County Court House, Mobile, Ala.

Robert C. Barden
Plaintiff

L. B. Benton
Defendant

CASE NO. *85976*

Garnishee

COURT FEES

Summons and proceedings thereon to judgment

_____ \$1.00 _____

Docketing each cause _____

_____ .10 _____

Law Library Fee _____

_____ 1.00 _____

Garnishment _____

_____ TOTAL \$ _____

SHERIFF'S FEES

Levying Attachment _____

_____ 6.00 _____

Entering and returning same _____

_____ .25 _____

Summoning Garnishee and making return _____

_____ 1.50 _____

Serving Summons and other mesne process, and returning the same _____

_____ 1.50 _____

Collecting execution for costs only _____

_____ 1.50 _____

Serving any summons not herein provided for, and making return _____

_____ 1.50 _____

_____ TOTAL \$ _____

GRAND TOTAL \$ *6.35*

I respectfully call your attention to the above Court Cost Bill which if not paid by _____,
19_____, it will be my unpleasant duty to issue execution on your property for the recovery of the same.

J. D. Richardson, Clerk

NOTICE of ~~APPEAL~~

STATE OF ALABAMA, }
MOBILE COUNTY }

Robert P. Bandini

Plaintiff

VS.

L. B. Benbow

Defendant

To L. B. Benbow

in said Cause: Robert P. Bandini VS L. B. Benbow

You are hereby notified that.....

Robert P. Bandini

the Plaintiff.....in the above entitled cause has prayed and obtained a transfer to the Circuit Court of Baldwin County, Alabama ~~an appeal from the judgment therein rendered by~~
~~from~~
~~judges of~~ the COURT OF GENERAL SESSIONS OF MOBILE COUNTY, and having complied with the requirements of the law in such cases made and provided, the same has been granted to the next term of the CIRCUIT COURT of Mobile County, to be held for said County, you are hereby notified accordingly.

Given under my hand this the 10 day of June 19 70

J. D. Richardson
Clerk, Court of General Sessions of Mobile County, Civil Division

Case No. 85976

Robert P. Bandini

Plaintiff,

VS

L. B. Benbow

Rt. 1, Box 468, Loxley, Alabama or

c/o Ala. Hwy. Dept., 1701 Beltline Hwy. Mobile, Alabama

Defendant.

TRANSFER
NOTICE OF ~~APPEAL~~

Returnable To The Circuit Court
OF BALDWIN COUNTY

Issued: June 10, 1970

Serve On:

L. B. Benbow

FILED
JUN 20 1970
ALICE J. DICK
CLERK
REGISTER

THE COURT OF GENERAL SESSIONS OF MOBILE COUNTY, ALABAMA

Robert P. Bandini	Plaintiff	Case No. <u>85976</u>
VS		Filed: April 23, 1970
L. B. Benbow	Defendant	Issued: <u>April 24</u> , 1970
Amount of Claim: <u>697.83</u>		Returnable: June 3, 1970
		Service Had: 4-30-70
		Cause of Action: Damages (Accident)
		Attorney for Plaintiff: Wm. Howell
		Attorney for Defendant: Kenneth Cooper

5-28-70 Deft's Plea in Abatement filed.

6-3-70 Plea Confessed . Cause Transferred to Circuit Court of Baldwin County, Alabama.

[Handwritten signature]

I HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF THE ABOVE
STYLED CAUSE AS IT APPEARS ON RECORD AND IN THE FILES OF THE COURT OF GENERAL SESSIONS
OF MOBILE COUNTY, ALABAMA.

WITNESS MY HAND THIS THE 10TH DAY OF JUNE, 1970.

J. D. Richardson
CLERK OF THE COURT OF GENERAL SESSIONS OF MOBILE COUNTY, ALABAMA

ROBERT P. BANDINI,	§	IN THE COURT OF GENERAL
PLAINTIFF,	§	SESSIONS OF MOBILE COUNTY,
-VS-	§	ALABAMA
L. B. BENBOW,	§	
DEFENDANT.	§	CASE NO. <u>85976</u>

PLEA IN ABATEMENT

Comes now the Defendant in above-styled cause, appearing specially and only for the purpose of filing this plea, and says that Robert P. Bendini, Plaintiff in this cause, ought not to have and maintain its said action, for the Defendant L. B. Benbow, alleges and says, separately and severally, as follows, to-wit:

1. That at the time this suit was commenced, and at the time of the alleged occurrence of the matters complained of, if they did in fact ever occur, your Defendant was a legal resident of Baldwin County, Alabama, and he is still a legal resident of Baldwin County, Alabama.

2. Wherefore, your Defendant says that this Circuit Court of Mobile County, Alabama, is without jurisdiction to try and determine this cause. And your Defendant respectfully request this Honorable Court to transfer this cause to the Circuit Court of Baldwin, Alabama.

L. B. Benbow
DEFENDANT

STATE OF ALABAMA
BALDWIN COUNTY

Before me, Kenneth Cooper, Notary Public, State at Large, State of Alabama personally appeared L. B. Benbow, which being known to me, and by me first duly sworn, deposes and says under oath; that he is the defendant in this cause, and has personal knowledge of the facts in the foregoing plea and that the said statements of facts therein contained are true.

Sworn to and subscribed before me this 26th day of May, 1970.

Kenneth Cooper
NOTARY PUBLIC
STATE AT LARGE, STATE OF ALABAMA
COURT SESSION

My Commission Expires:
4 February, 1971

MAY 28 1 37 PM '70

85 976

GIBBONS & STOKES

ATTORNEYS AT LAW
160 CONGRESS STREET
MOBILE, ALABAMA
TELEPHONE 433-2611

June 2, 1970

E. GRAHAM GIBBONS
B. F. STOKES, III
WILLIAM L. HOWELL

MAILING ADDRESS
P. O. BOX 293
MOBILE, ALABAMA 36601

Mr. John D. Richardson,
Clerk, General Sessions
Mobile County Court House
Mobile, Alabama

Re: Robert P. Bandini vs L. B. Benbow, Case #85976

Dear Sir:

I confess the plea in abatement heretofore filed by the
defendant. Please transfer the matter to Baldwin County
at your earliest convenience.

Yours truly,

William L. Howell
William L. Howell

WLH:mp

COURT OF GENERAL
SESSION
JUN 4 10 01 AM '70

85976

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KENNETH COOPER
ATTORNEY AT LAW
109 EAST 1ST STREET
BAY MINETTE, ALABAMA 36507
TELEPHONE 937-7412
26 May, 1970

J. D. Richardson
Clerk,
Court of General Sessions
Mobile County Court House
Mobile, Alabama 36600

Re: Bandini vs Benbow
General Sessions Court
Case No. 85976

Dear Sir:

Please file the attached PLEA INABATEMENT in above-styled cause. A copy of this plea is this date being mailed to the law firm of Gibbons and Stokes, who represents the plaintiff.

Sincerely,


Kenneth Cooper

KC/ap
1 incl.

cc: Gibbons and Stokes
Attorneys At Law
160 Congress Street
Mobile, Alabama 36600

COMPLAINT AND SUMMONS

REPORT TO GENERAL SESSIONS
COURTROOM "B" FIRST FLOOR

The State of Alabama,
MOBILE COUNTY

TO THE SHERIFF OF MOBILE COUNTY—GREETINGS:

You are hereby commanded to summon.....L. B. BENBOW, Route 1, Box 468,.....
Loxley, Ala., or c/o Ala. Highway Dept., 1701 Beltline Highway, No., Mobile, Ala.....

to be and appear before the Court of General Sessions of Mobile County at the Courthouse of Mobile County, on the 3 day of June, 1960 at the hour of 9:00 A.M., then and there to answer a complaint of ROBERT P. BANDINI

of a debt or other demand not exceeding Seven Hundred Fifty Dollars.

Herein fail not and have you then and there this precept with your doings.

Witness my hand, this.....day of.....APR 24 1970....., 19.....

J. D. Richardson
Clerk of the Court of General Sessions of Mobile County.

Cause of Action

COMPLAINT AND SUMMONS

Atty. for Plaintiff: GIBBON & STOKES

Atty. for Defendant:

THE COURT OF GENERAL SESSIONS
OF MOBILE COUNTY

No....85976.....

Ret. June 3, 1970

ROBERT P. BANDINI

VS.

L. B. BENBOW, Rt. 1, Box 468
Loxley, Ala. or c/o Ala. Hwy Dept.,

Continued To 1701 Beltline Hwy, No., Mobile,
Ala.

Executed by Service on

Defendant

This day, 19.....

Sheriff of Mobile County

By
Deputy Sheriff

COMPLAINT AND SUMMONS

REPORT TO GENERAL SESSIONS
COURTROOM "B" FIRST FLOOR

The State of Alabama, }
MOBILE COUNTY

TO THE SHERIFF OF MOBILE COUNTY—GREETINGS:

You are hereby commanded to summon.....L. B. BENBOW, Route 1, Box 468,.....
Loxley, Ala., or c/o Ala. Highway Dept., 1701 Beltline Highway, No., Mobile, Ala.....

.....
to be and appear before the Court of General Sessions of Mobile County at the Courthouse of Mobile
County, on the.....3.....day of.....June....., 19..... at the hour of 9:00 A.M.,
then and there to answer a complaint of.....ROBERT P. BANDINI.....

.....
of a debt or other demand not exceeding Seven Hundred Fifty Dollars.

Herein fail not and have you then and there this precept with your doings.

Witness my hand, this.....day of.....APR 24 1970....., 19.....

J. D. Richardson
Clerk of the Court of General Sessions of Mobile County.

Cause of Action

COMPLAINT AND SUMMONS

REPORT TO GENERAL SESSIONS
COURTROOM "B" FIRST FLOORThe State of Alabama,
MOBILE COUNTY

TO THE SHERIFF OF MOBILE COUNTY—GREETINGS:

You are hereby commanded to summon.....L. B. BENBOW, Route 1, Box 468,
 Loxley, Ala., or c/o Ala. Highway Dept., 1701 Beltline Highway, No., Mobile, Ala.

to be and appear before the Court of General Sessions of Mobile County at the Courthouse of Mobile
 County, on the.....3...day of.....June....., 1960..... at the hour of 9:00 A.M.,
 then and there to answer a complaint of.....ROBERT P. BANDINI.....

of a debt or other demand not exceeding Seven Hundred Fifty Dollars.

Herein fail not and have you then and there this precept with your doings.

Witness my hand, this.....day of.....APR 24 1970....., 19.....

J. D. Richardson
 Clerk of the Court of General Sessions of Mobile County.

Cause of Action.....

COMPLAINT AND SUMMONS

Atty. for Plaintiff: GIBBON & STOKES

Atty. for Defendant:

THE COURT OF GENERAL SESSIONS
OF MOBILE COUNTY

No. 85976

Ret. June 3, 1970

ROBERT P. BANDINI

VS.

L. B. BENBOW, Rt. 1, Box 468
Loxley, Ala. or c/o Ala. Hwy Dept.,

Continued To 1701 Beltline Hwy, No., Mobile,
Ala.

Over

Sheriff's return

Executed by Service on

L. B. Benbow

Defendant

This 30 day April, 1970

Brief
Sheriff of Mobile County

By Deputy Sheriff

REC'D. SHERIFF DEPT.
MOBILE COUNTY, ALA.

APR 28 8 50 AM '70

BY

REC'D. SHERIFF DEPT.
MOBILE COUNTY, ALA.

MAY 4 9 40 AM '70

BY

Received 29 day of APRIL 1970

and on 30 day of April 1970

I served a copy of the within SVC

on L. B. BENBOW

By service on

TAYLOR WILKINS, Sheriff

Ar. B. Benbow
40 miles R.T.

Sally.

#9324

85976 June 3

ROBERT P. BANDINI,	)	IN THE COURT OF GENERAL
)	
Plaintiff,	)	SESSIONS OF MOBILE COUNTY,
)	
vs.	)	ALABAMA
)	
L. B. BENBOW,)	
)	
Defendant.	)	CASE NO. _____

Plaintiff claims of the defendant Six Hundred Ninety Seven and 83/100 (\$697.83) Dollars damages for that heretofore on to-wit, September 8, 1969, the defendant so negligently operated a motor vehicle on U. S. Highway 98 Truck route as to cause or allow said motor vehicle to run into, upon and against the plaintiff's motor vehicle which was then and there where it had a right to be and as a direct and proximate result and consequence of the aforesaid negligence of the defendant, plaintiff's motor vehicle was bent, broken, crushed and rendered less valuable, hence this suit.

GIBBONS & STOKES

By William L. Howell
William L. Howell
Attorney for Plaintiff

Defendant may be served at:

Route 1, Box 468
Loxley, Alabama

or

c/o employment
Alabama Highway Department
1701 Beltline Highway, North
Mobile, Alabama

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