

OTIS WASHINGTON,

Plaintiff,

v.

MELVIN JOHNSON,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

: AT LAW

1

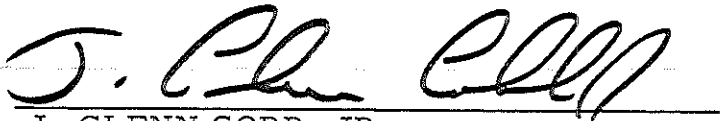
CASE NO.

9394

1 1 1

The Plaintiff claims of the Defendant TWENTY THOUSAND AND 00/100 (\$20,000.00) DOLLARS damages for an assault and battery committed by the Defendant on the Plaintiff on, to-wit: The 4th day of July, 1970.

And Plaintiff further avers that the Defendant did wrongfully and unlawfully beat and cruelly treat, bruise, wound and injure the Plaintiff.



J. GLENN COBB, JR.  
Attorney for Plaintiff

Defendant may be served:

City Hall  
Daphne, Alabama

Plaintiff respectfully demands trial by jury.



J. GLENN COBB, JR.

FILED

JUL 22 1970

ALICE J. DUCK CLERK  
REGISTER

SUMMONS AND COMPLAINT

THE STATE OF ALABAMA  
BALDWIN COUNTY

Circuit Court, Baldwin County

No. 9394

TERM, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon MELVIN JOHNSON

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

MELVIN JOHNSON

Defendant

by OTIS WASHINGTON

Plaintiff

Witness my hand this 22nd day of July 19 70

Alice J. Luck Clerk

No. 9394

Page.....

THE STATE OF ALABAMA

BALDWIN COUNTY

CIRCUIT COURT

OTIS WASHINGTON

Plaintiffs

vs.

MELVIN JOHNSON

Defendants

SUMMONS AND COMPLAINT

Filed July 22, 1970.

Alice J. Duck Clerk

J. GLENN COBB, JR.

P. O. Box 6164 Plaintiff's Attorney  
Mobile, Ala.

Defendant's Attorney

Defendant lives at

City Hall - Daphne

Received In Office

July 22, 1970

Taylor Wilkins Sheriff

I have executed this summons

this 23 July 1970

by leaving a copy with

Melvin Johnson

Sheriff claims

34 miles

Ten Cents per mile Total \$ 5.40

TAYLOR WILKINS, Sheriff

BY

DEPUTY SHERIFF

Sheriff

W.O.P.

Deputy Sheriff

Moore Printing Co. - Bay Minette, Ala.

54 miles

OTIS WASHINGTON,

X

Plaintiff,

X

IN THE CIRCUIT COURT OF

X

vs.

X

BALDWIN COUNTY, ALABAMA

X

MELVIN JOHNSON,

X

AT LAW

NO.

9394

Defendant.

X

PLEAS

Comes now the Defendant in the above styled cause, by his attorneys, and for answer to the Complaint heretofore filed against him, pleads as follows:

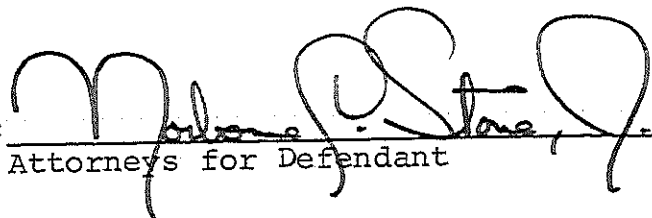
1. Not guilty.

2. The Defendant alleges that he is a police officer of the Town of Daphne, Alabama, a municipal corporation, and that at the time complained of in the Complaint, the Plaintiff was under arrest by lawful officers of the Town of Daphne, Alabama, and he did at that time, forcibly resist arrest and interfere with the exercise of their authority as police officers of the Town of Daphne, Alabama, and the Defendant used such force as was reasonably necessary to carry out and complete the arrest of the Plaintiff, hence he should not recover.

Respectfully submitted,

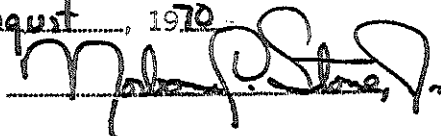
CHASON, STONE & CHASON

By:

  
Attorneys for Defendant

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing pleading has been served upon counsel for all parties to this proceeding, by mailing the same to each by First Class United States Mail, properly addressed and postage prepaid on this 7 day of August, 1970.



**FILED**

AUG 7 1970

**ALICE J. DUCK**

CLERK  
REGISTER

OTIS WASHINGTON,

Plaintiff,

v.

MELVIN JOHNSON,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

: AT LAW

§

§ CASE NO.

9395

§ § §

The Plaintiff claims of the Defendant TWENTY THOUSAND AND 00/100 (\$20,000.00) DOLLARS damages for an assault and battery committed by the Defendant on the Plaintiff on, to-wit: The 13th day of July, 1970.

And Plaintiff further avers that the Defendant did wrongfully and unlawfully beat and cruelly treat, bruise, wound and injure the Plaintiff.

J. Glenn Cobb, Jr.  
J. GLENN COBB, JR.  
Attorney for Plaintiff

Defendant may be served:

City Hall  
Daphne, Alabama

Plaintiff respectfully demands trial by jury.

J. Glenn Cobb, Jr.  
J. GLENN COBB, JR.

FILED

JUL 22 1970

ALICE J. DUCK CLERK  
REGISTER

SUMMONS AND COMPLAINT

THE STATE OF ALABAMA  
BALDWIN COUNTY

Circuit Court, Baldwin County

No. 9395

TERM, 19.....

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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.....

MELVIN JOHNSON .., Defendant.....

by OTIS WASHINGTON

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

Witness my hand this.....22nd.....day of.....July.....1970...

*Allice J. Huck* Clerk

**THE STATE OF ALABAMA****BALDWIN COUNTY****CIRCUIT COURT**

OTIS WASHINGTON

Plaintiffs

vs.

MELVIN JOHNSON

Defendants

**SUMMONS AND COMPLAINT**

Filed July 22, 1970

Alice J. Duck

Clerk

J. GLENN COBB, JR.

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Recieved In Office

July 22, 1970

Taylor Wilkins Sheriff

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this 23 July 1970

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Melvin Johnson

Sheriff claims 54 miles

Ten Cents per mile Total \$ 5.40

TAYLOR WILKINS, Sheriff

BY

DEPUTY SHERIFF

Sheriff

W.E. D.P. Deputy Sheriff

Moore Printing Co. - Bay Minette, Ala.

54 miles

OTIS WASHINGTON,	X	
Plaintiff,	X	IN THE CIRCUIT COURT OF
	X	
vs.	X	BALDWIN COUNTY, ALABAMA
	X	
MELVIN JOHNSON,	X	AT LAW
Defendant.	X	NO. 9395

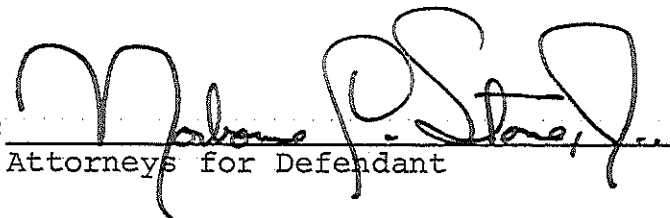
PLEAS

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1. Not guilty.
2. The Defendant alleges that he is a police officer of the Town of Daphne, Alabama, a municipal corporation, and that at the time complained of in the Complaint, the Plaintiff was under arrest by lawful officers of the Town of Daphne, Alabama, and he did at that time forcibly resist arrest and interfere with the exercise of their authority as police officers of the Town of Daphne, Alabama, and the Defendant used such force as was reasonably necessary to carry out and complete the arrest of the Plaintiff, hence he should not recover.

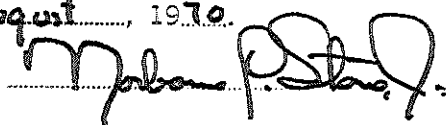
Respectfully submitted,

CHASON, STONE & CHASON

By:   
Attorneys for Defendant

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**ALICE J. DUCK**

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