

SEALE, MARSAL, SEALE & DUKE

LAWYERS

2410 FIRST NATIONAL BANK BUILDING

MOBILE, ALABAMA

36601

HARRY SEALE

M. A. MARSAL

A. J. SEALE

LEON G. DUKE

JAMES E. ATCHISON

MAILING ADDRESS

POST OFFICE BOX 1746

432-6666

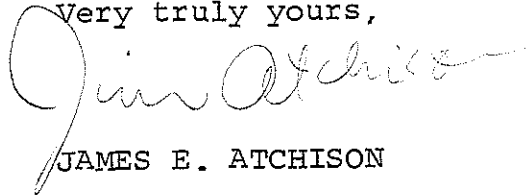
October 5, 1970

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

Dear Mrs. Duck:

Please file the enclosed and acknowledge when you
have done so. Thanking you, I am,

Very truly yours,

A handwritten signature in cursive script, appearing to read "Jim Atchison", written over the typed name "JAMES E. ATCHISON".

JAMES E. ATCHISON

JEA:mam

Enc.

UNION OIL COMPANY, a
California Corporation,

Plaintiff,

VS

D. D. RHODES, also known
as Douglas D. Rhodes,

Defendant.

IN THE CIRCUIT COURT
OF BALDWIN COUNTY,
ALABAMA
AT LAW
CASE NO. 9445

Comes now the defendant in the above styled cause and
for answer to the plaintiff's complaint says as follows:

Before me, the undersigned authority, in and for said State
and County, personally appeared Douglas Rhodes who was first made
known to me, and who being by me first duly sworn, doth depose
and say: that he is the defendant in the above styled cause and
denies the correctness of the account sued on; denies liability
to the plaintiff and denies and disputes the whole account set
forth in the items of the alleged itemized, verified account sued
on.

Douglas Rhodes
DOUGLAS RHODES

Subscribed and sworn to before me on this 14th day of
October, 1970.

M. A. Marsal
NOTARY PUBLIC, MOBILE COUNTY, ALABAMA

M. A. MARSAL and JAMES E. ATCHISON
Attorneys for Defendant

by: James E. Atchison
JAMES E. ATCHISON

CERTIFICATE OF SERVICE

This is to certify that I have this day served counsel for the
opposing party in the foregoing matter with a copy of this
pleading by depositing in the United States Mail a copy of
same in a properly addressed envelope with adequate postage
thereon.

To 15th October 1970
James E. Atchison
Attorney for

FILED

OCT 15 1970

ALICE J. DICK
CLERK
REGISTER

UNION OIL COMPANY,
A California Corporation

Plaintiff

VS

D. D. RHODES a/k/a
DOUGLAS D. RHODES

Defendant

: IN THE CIRCUIT COURT OF

: BALDWIN COUNTY, ALABAMA

:

:

: CASE NO. 9445

MOTION TO STAY

Comes now Douglas Devon Rhodes and says and shows unto this Honorable Court that on the 8th day of July, 1971, he filed a proceeding in the United States District Court for the Southern District of Alabama under the National Bankruptcy Act, that plaintiff was listed therein as a creditor and is entitled to file a claim therein, and that defendant's property and wages are presently under the jurisdiction of said Bankruptcy Court.

WHEREFORE, defendant moves that this cause be abated and all proceedings stayed pending said proceeding, and defendant prays for such other, further and different relief to which he may be entitled, premises considered.

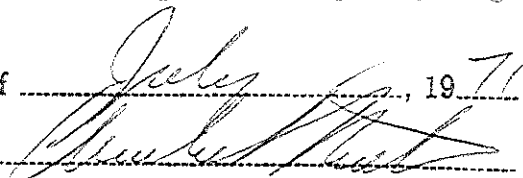


CHARLES S. STREET
Attorney for defendant

CERTIFICATE OF SERVICE

This is to certify that I have this day served counsel of the opposing party in the foregoing matter with a copy of this pleading by depositing in the United States Mail a copy of same in a properly addressed envelope with adequate postage thereon.

This 19th day of July, 1971



FILED

JUL 20 1971

EUNICE B. BLACKMON CIRCUIT
CLERK

UNION OIL COMPANY, a
California Corporation,

Plaintiff,

VS

D. D. RHODES, also known
as Douglas D. Rhodes,

Defendant.

§

Y

Y

Y

Y

Y

IN THE CIRCUIT COURT

OF BALDWIN COUNTY,

ALABAMA

AT LAW

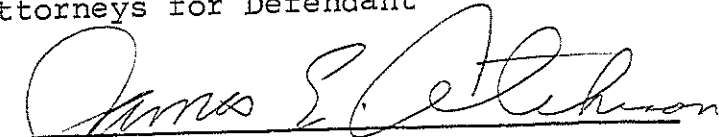
CASE NO. 9445

Comes now the defendant in the above styled cause and
files this his answer to the plaintiff's complaint and each
count thereof, separately and severally, and as grounds therefor
sets down and assigns the following:

1. Not Guilty.

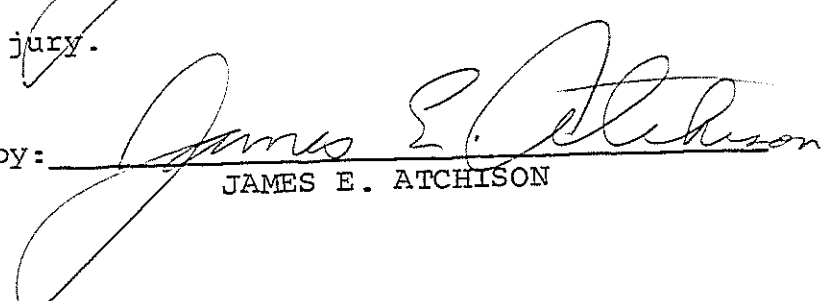
M. A. MARSAL and JAMES E. ATCHISON
Attorneys for Defendant

by:


JAMES E. ATCHISON

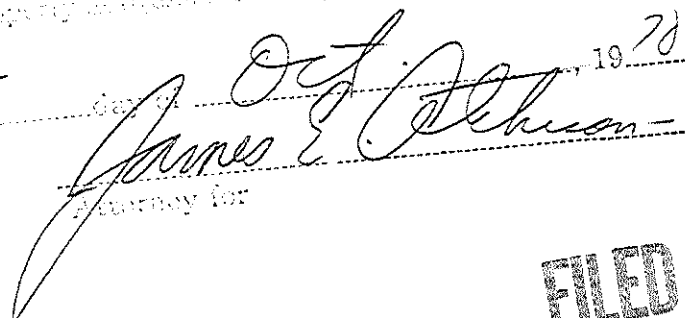
Defendant demands trial by jury.

by:


JAMES E. ATCHISON

CERTIFICATE OF SERVICE

This is to certify that I have this day served counsel for the
opposing party in the foregoing matter with a copy of this
pleading by depositing it in the United States Mail a copy of
sent in a properly addressed envelope with adequate postage
thereon.

7 1 5 day of Oct. 19 70

Attorney for

FILED

OCT 6 1970

ALICE J. DUCK

CLERK
REGISTER

FOREST A. CHRISTIAN
ATTORNEY AT LAW
P. O. DRAWER 190
AREA CODE 205 - PHONE 943-2201
FOLEY, ALABAMA 36535

October 11, 1975

Hon. Telfair J. Mashburn
Circuit Judge
Bay Minette, Alabama 36507

Re: Union Oil Co.
vs: D. D. Rhodes, a/d/a Douglas Rhodes
On Account # 9445

Dear Judge Mashburn:

I see by the October 13 -16, 1975 Civil Jury Docket that I have an old case set for trial, and from information that I have obtained by telephone, this case was filed back in 1970, and is in the original amount of \$2,500.00, more or less, and that the case was continued approximately one year ago due to the Defendant being in bankruptcy. It is set for Oct. 13, and is # 2 on the docket.

Although I have not received a late report from the Bankruptcy Court, I have checked on the defendant, and for the past year or two, he has been working on two different shrimp boats. He is out of the farming business, therefore, it appears that he has no property which would satisfy this judgment.

Accordingly, I assume that it would be proper to remove this case from the docket.

Cordially yours,


FOREST A. CHRISTIAN

cc Clerk of Court

Kindly attach to docket sheet.

FILED

OCT 14 1975

EUNICE B. BLACKMON Circuit Clerk

SUMMONS

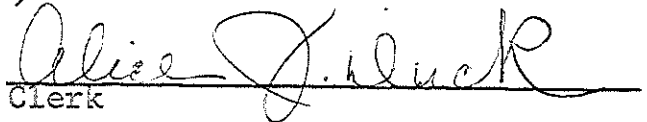
STATE OF ALABAMA,)

COUNTY OF BALDWIN.)

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

You are hereby commanded to summons D. D. RHODES, also known as Douglas D. Rhodes 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, Alabama, at the place of holding same by Union Oil Company of California, A California Corporation.

Witness my hand this the 24 day of August, 1970.


Clerk

** ** *

COMPLAINT

UNION OIL CO., a
California corporation,

PLAINTIFF,

VS:

D. D. RHODES, also known as
Douglas D. Rhodes
DEFENDANT.

X

X

X

X

X

X

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

9445

COUNT I:

The Plaintiff claims of the Defendant TWO THOUSAND FIVE HUNDRED TEN & 49/100 (\$2510.49), due from him by account on, to wit: the 11th day of August, 1970, which sum of money, with interest thereon, is still unpaid.

COUNT II:

The Plaintiff claims of the Defendant TWO THOUSAND FIVE HUNDRED TEN & 49/100 DOLLARS (\$2510.49), due from him on account stated between the Plaintiff and the Defendant on, to wit: the 11th day of August, 1970, which sum of money, with interest thereon, is still unpaid.

COUNT III:

The Plaintiff claims of the Defendant TWO THOUSAND FIVE HUNDRED TEN & 49/100 DOLLARS (\$2510.49), due from him for merchandise, goods and chattels sold by the Plaintiff and the Defendant on, to wit: the 11th day of August, 1970, which sum of money, with interest thereon, is still unpaid.

There is attached to the original hereof, an itemized statement of account, verified by the affidavit of a competent witness, sworn to before a notary public, which shows the amount due on this account as of the 11th day of August 1970.



Forest A. Christian, Attorney for
Plaintiff

Defendant's address:

Foley, Alabama

FILED

AUG 24 1970

ALICE J. DUCK

CLERK
REGISTER

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

W. R. Tucker Jr. being first duly sworn, says that he is Collection
Manager of Union 76 Division, Union Oil Company of California, A Cali-
fornia Corporation; that there is due and owing to Union Oil Company of California,
from D.W. & D.D. Rhodes on an account for goods, wares and merchan-
dise sold and delivered, statement of account showing balance due which is attached
hereto and made a part hereof; that there are no off-sets or counter claims, and that
no part of said claim has been paid; and that to the best of his knowledge, information
and belief, there is justly due and owing to Union Oil Company of California, from
said D.W. & D.D. Rhodes the sum of Two thousand, five hundred
ten and 49/100 dollars (\$ 2510.49).

Affiant further states that it is unable to determine whether or not the defendant herein is in the military service of the United States.

W. R. Tucker Jr.

Subscribed and sworn to before me

this 11th day of August, 19 70

Notary Public in and for

Cook County, Illinois
MY COMMISSION EXPIRES OCTOBER 24, 1972

FILED

AUG 24 1970

ALICE J. DUCK CLERK
REGISTER

9445

SUMMONS

UNION OIL CO.

PLAINTIFF,

VS:

D. D. RHODES, also known as
Douglas D. Rhodes

Foley, Ala DEFENDANT

FILED

AUG 24 1970

ALICE J. DUCK

CLERK
REGISTER

LAW OFFICE OF
FOREST A. CHRISTIAN

(205) 943-2201

P. O. DRAWER 190
FOLEY, ALABAMA 36535

Received 24 day Aug 1970
and on 23 day of Sept 1970
I served a copy of the within 8 x 0
on D. D. Rhodes
By service on _____

TAYLOR WILKINS
[Signature]

Sheriff claims 72 miles at
Ten Cents per mile Total \$ 7.20
TAYLOR WILKINS, Sheriff

DEPUTY SHERIFF

LAW OFFICE OF
FOREST A. CHRISTIAN
FOLEY, ALABAMA 36535