

STATE OF ALABAMA)
BALDWIN COUNTY) IN THE CIRCUIT COURT . . LAW SIDE .

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon DOUGLAS RHODES, doing business as RHODES PRODUCE COMPANY, to appear within thirty (30) days from the service of this writ in the Circuit Court to be held for said County in the place of holding same, then and there to answer the Complaint of BALDWIN OIL MILLS, INC.

WITNESS my hand this the 17 day of Sept, 1970.

Alice J. Duck
Clerk

BALDWIN OIL MILLS, INC.,
a corporation,

Plaintiff,

-vs-

DOUGLAS RHODES, doing business
as RHODES PRODUCE COMPANY,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,

AT LAW

CASE NO. 9485

The Plaintiff claims of the Defendant Two Thousand, Four Hundred Ninety and 50/100 Dollars (\$2,490.50) due from him by account on, to-wit, the 28th day of July, 1970, which sum of money, with interest thereon, is still unpaid.

An itemized statement of account, verified by affidavit, is attached hereto pursuant to Section 378 of Title 7 of the Code of Alabama 1940, Recompiled 1958.

Ed. Carson
Attorney for Plaintiff

Defendant may be served at:

Foley, Alabama

FILED

SEP 17 1970

ALICE J. DUCK CLERK
REGISTER

RATING _____

NAME RHODES & RODUCE COMPANY

CREDIT LIMIT _____

DOUGLAS RHODES
FOLEY, ALABAMA, 36535

TERMS _____



DATE	ITEMS	FOLIO	DEBITS
69 - 70			
9 1	BALANCE		2090.50
	2,090.50		
7 9	17034	CR-72	200.00
24	17120	CR-76	75.00
28	17138	CR-76	125.00
	2,490.50		

STATE OF ALABAMA
BALDWIN COUNTY

Before me, the undersigned Notary Public in and for said County and State, personally appeared Ed Purvis, who, after being by me first duly and legally sworn, deposes and says under oath as follows: That his name is Ed Purvis; that he is President of Baldwin Oil Mills, Inc., a corporation; that as such President he is familiar with the books and records of said corporation; that he has personal knowledge of the correctness of the account of Douglas Rhodes, doing business as Rhodes Produce Company, and there is due from the said Douglas Rhodes, d/b/a Rhodes Produce Company, the sum of \$2,490.50, as above set out, plus accrued interest, after allowing all just credits and offsets.

Sworn to and subscribed before me on this
15th day of September, 1970.

Notary Public, Baldwin County
State of Alabama

RATING _____

NAME RHODES PRODUCE COMPANY
X DOUGLAS RHODES
FOLEY, ALABAMA, 36535

CREDIT LIMIT _____

TERMS _____



DATE	ITEMS	FOLIO	DEBIT
69 - 70			
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	2,090.50		
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24	17120	CR-76	75.00
28	17138	CR-76	125.00
	2,490.50.		

DATE	ITEMS	FOLIO	CREDIT
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STATE OF ALABAMA
BALDWIN COUNTY

Before me, the undersigned Notary Public in and for said County and State, personally appeared Ed Purvis, who, after being by me first duly and legally sworn, deposes and says under oath as follows: That his name is Ed Purvis; that he is President of Baldwin Oil Mills, Inc., a corporation; that as such President he is familiar with the books and records of said corporation; that he has personal knowledge of the correctness of the account of Douglas Rhodes, doing business as Rhodes Produce Company, and there is due from the said Douglas Rhodes, d/b/a Rhodes Produce Company, the sum of \$2,490.50, as above set out, plus accrued interest, after allowing all just credits and offsets.

Sworn to and subscribed before me on this
15th day of September, 1970.

James L. Childress
Notary Public, Baldwin County
State of Alabama

9485

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

BALDWIN OIL MILLS, INC.,
a corporation,

Plaintiff,

- VS -

DOUGLAS RHODES, d/b/a RHODES
PRODUCE COMPANY,

Defendant.

SUMMONS AND COMPLAINT

FILED

SEP 17 1970

ALICE J. DUCK CLERK
REGISTER

CECIL G. CHASON

Attorney at Law

P. O. DRAWER 458
216 W. LAUREL AVENUE
FOLEY, ALABAMA 36535

Sheriff claims 12 miles at
Ten Cents per mile Total \$ 1.20
TAYLOR WILKINS, Sheriff
BY [Signature]
DEPUTY SHERIFF

Received 18 day of Sept 1970
and on 23 day of Sept 1970
I served a copy of the within 840
on Douglas Rhodes
By service on _____

TAYLOR WILKINS Sheriff
[Signature]
C.S.

72

CH

Defendant.

X IN THE CIRCUIT COURT
X OF BLADWIN COUNTY,
X ALABAMA
X AT LAW
X
X
X CASE NO. 9485

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 County and State, 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.

x Douglas Rhodes
DOUGLAS RHODES

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

Martha J. Lechner
NOTARY PUBLIC, MOBILE COUNTY, ALABAMA

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

by:

James E. Atchison

CERTIFICATE OF SERVICE

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.

This 16 day of October, 1970

day of October
James E. Atchison
Attorney for

FILED

OCT 15 1970

ALICE J. DUCK CLERK. ...
REGISTER

BALDWIN OIL MILLS, INC.,
A Corporation,

Plaintiff,

VS

DOUGLAS RHODES, doing business
as RHODES PRODUCE COMPANY,

Defendant.

I

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I

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IN THE CIRCUIT COURT

OF BALDWIN COUNTY,

ALABAMA

AT LAW

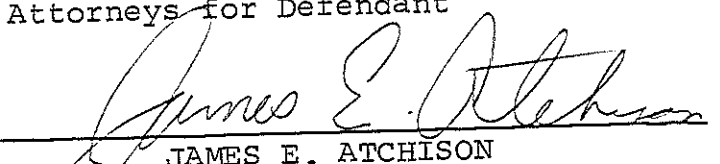
CASE NO. 9485

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.

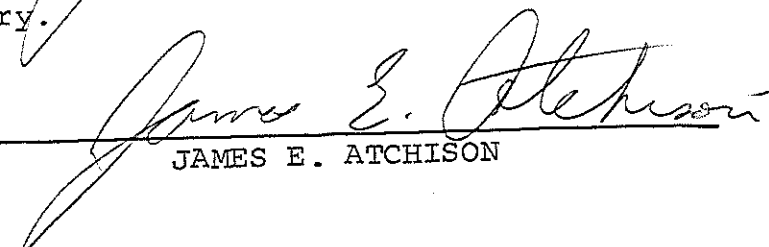
M. A. MARSAL and JAMES E. ATCHISON
Attorneys for Defendant

by:


JAMES E. ATCHISON

Defendant demands trial by jury.

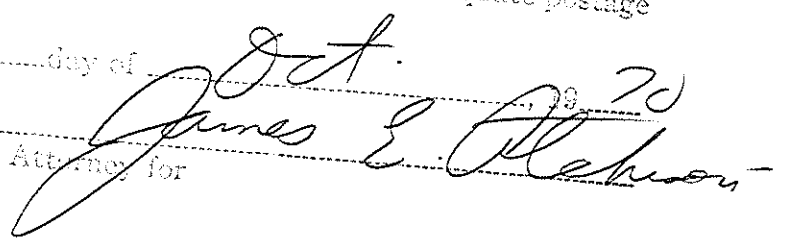
by:


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 in the United States Mail a copy of
same in a properly addressed envelope with adequate postage
thereon.

This 5 day of Oct.


Attorney for

FILED

OCT 6 1970

ALICE J. DUCK

CLERK
REGISTER

CECIL G. CHASON

Attorney at Law

THOMAS W. UNDERWOOD, JR.
ASSOCIATE

P. O. DRAWER 458
216 W. LAUREL AVENUE
FOLEY, ALABAMA 36535
PHONE 205/943-3171

September 16, 1970

MO 9485

Mrs. Alice J. Duck
Clerk of Court
Bay Minette, Alabama

Re: Baldwin Oil Mills, Inc., vs.
Douglas Rhodes, d/b/a Rhodes
Produce Company

Dear Mrs. Duck:

I am enclosing original and one copy of Summons and Complaint in the above styled cause. Please deliver to the Sheriff for service.

Yours very truly,


C. G. Chason

CGC:jc

Encls.

BALDWIN OIL MILLS, INC.
a corporation

Plaintiff

VS

DOUGLAS RHODES d/b/a
RHODES PRODUCE COMPANY

Defendant

: IN THE CIRCUIT COURT OF
: BALDWIN COUNTY, ALABAMA

:

:

:

: CASE NO. 9485

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.

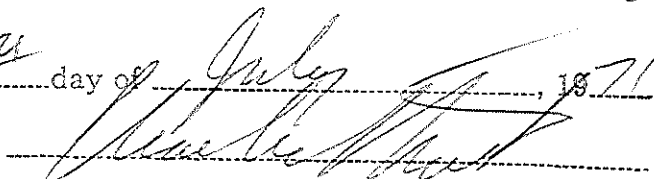
CHARLES S. STREET
Attorney for defendant



CERTIFICATE OF SERVICE

This is to certify that I have this day served counsel 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.

This 19th day of July, 1971



FILED

JUL 20 1971

EUNICE B. BLACKMON CIRCUIT
CLERK

CHASON & UNDERWOOD

Attorneys at Law

CECIL G. CHASON
THOMAS W. UNDERWOOD, JR.

March 21, 1977

P. O. DRAWER 458
216 W. LAUREL AVENUE
FOLEY, ALABAMA 36535
PHONE 205 / 943-3171

Ms. Eunice B. Blackmon
Clerk of the Circuit Court
Baldwin County Courthouse
Bay Minette, Alabama 36507

Re: Baldwin Oil Mills, Inc., vs.
Douglas Rhodes d/b/a Rhodes
Produce Co, Case Number 9485

Dear Eunice:

We are enclosing a Motion for Dismissal and an Order to
be filed in the above case.

Yours very truly,


C. G. Chason

CGC/vd
cc: Hon. Charles S. Street
Suite 2700
First National Bank Building
Mobile, Alabama 36600

Defendant,

CASE NUMBER 9485

C & U