STATE OF ALABAMA)

. . . IN THE CIRCUIT COURT . . LAW SIDE .

BALDWIN COUNTY)

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

day of

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 the reon, 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.

Attorney for Plaintiff

Defendant may be served at:

Foley, Alabama

SEP 1 7 1970

ALUE d. SIGN CLERK REGISTER SHEET NO._

RATING

CREDIFILIMA

NAME RHODES RODUCE COMPANY 305000

ž Douglas Rhodes Foley, alabama, 36535

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RATING

CREDIT LIMIT

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NAME RHODES RODUCE COMPANY Touglas Rhodes

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FOLEY, ALABAMA, 36535

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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

SEP 1 7 1970

CLERK REGISTER

CECIL G. CHASON

Attorney at Law-

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

Sheriff claims 72 miles a Ten Cents permile Total \$727
Ten Cents permile Total \$722

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BALDWIN OIL MILLS, INC., Ĭ IN THE CIRCUIT COURT A corporation, Ĭ OF BLADWIN COUNTY, Plaintiff, Ĭ ALABAMA VS AT LAW Ĭ DOUGLAS RHODES, doing business as RHODES PRODUCE COMPANY, Defendant. ĭ 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.

Subscribed and sworn to before me on this / 4th day of October, 1970.

NOTARY PUBLIC, MOBILE COUNTY, ALABAMA

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

JAMES E. ATCHISON

CERTIFICATE OF SERVICE

This is to certify that I have this day served counsel for the opposing purity in the foreg ing m ther with a copy of this plead or by expositing in the U Ite! States Mail a copy of sam in a properly accressed envelope with adequate p stage

0CT 151970

Attorney for

IN THE CIRCUIT COURT Ĭ BALDWIN OIL MILLS, INC., A Corporation, OF BALDWIN COUNTY, Ĭ Plaintiff, ALABAMA Ĭ VS AT LAW Ĭ DOUGLAS RHODES, doing business as RHODES PRODUDE COMPANY, CASE NO. 9485 χ.... Defendant.

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.

Defendant demands trial by jury

JAMES E.

CERTIFICATE OF SERVICE

This is to comify 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

OCT 6 1970

Attorney at Law

THOMAS W. UNDERWOOD, JR. ASSOCIATE

September 16, 1970

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

A A

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. Chasor

CGC:jc

Encls.

BALDWIN OIL MILLS, INC.

: IN THE CIRCUIT COURT OF

a corporation

BALDWIN COUNTY, ALABAMA

Plaintiff

VS

DOUGLAS RHODES d/b/a RHODES PRODUCE COMPANY

Defendant

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.

Mus 14

This 190

FILED

JUL 20 1971

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,

Chason

CGC/vd

cc: Hon. Charles S. Street

Suite 2700

First National Bank Building

Mobile, Alabama 36600

BALDWIN OIL MILLS, INC., a corporation,)))	IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA
Plaintiff,)	
vs.))	
DOUGLAS RHODES d/b/a RHODES PRODUCE COMPANY,)	
Defendant,)	CASE NUMBER 9485

MOTION FOR DISMISSAL

WHEREAS, notification has been received that the Defendant in the above styled cause has been adjudged a bankrupt by the Federal Court in Mobile of the Southern District of Alabama for bankrupts, motion is hereby made for dismissal.

CHASON

Attorneys for Plaintif
Post Office Drawer 458
Foley, Alabama 36535

FILED

MAR 221977

EUNICE B. BLACKMON CIRCUIT

BALDWIN OIL MII a corporation,	LLS, INC.,)	IN	THE	CIRCU	IT	COURT	OF
	Plaintiff,)))	BAI	IIWG	OUN COUN	TY,	ALABA	AMA
vs.)						
DOUGLAS RHODES RHODES PRODUCE	, ,)))						
	Defendant.	ý	CAS	E NU	JMBER	948	35	

ORDER

Motion to Dismiss the above styled cause having been presented and the same being understood, it is hereby ADJUDGED, ORDERED, and DECREED that the above styled cause be dismissed and the costs be taxed against the Plaintiff, for which let execution issue.

DONE this 28 day of March, 1977.

Judge, Twenty-eighth Judicial Circuit

FILED

MAR 29 1977

EUNICE B. BLACKMON CIRCUIT