

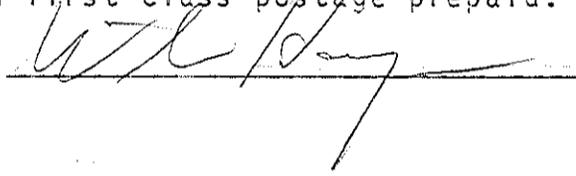
FELTON ROBERTS, JR.,                    |       IN THE CIRCUIT COURT  
                  Plaintiff,                   |       BALDWIN COUNTY, ALABAMA  
                  Vs.                         |       AT LAW  
SAM BROWN,                               |  
                  Defendant.               |       NUMBER: \_\_\_\_\_

Comes now Defendant in the above styled case and demands trial by Jury.

  
\_\_\_\_\_  
Attorney for Defendant  
Wilson Hayes

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 15<sup>th</sup> day of Sept, 1970, served a copy of the foregoing pleading on counsel for all Parties to this proceeding by mailing the same by United States Mail, properly addressed, with first class postage prepaid.

  
\_\_\_\_\_

**FILED**

SEP 16 1970

**ALICE J. DUCK**   CLERK  
REGISTER

THE COURT OF GENERAL SESSIONS OF MOBILE COUNTY, ALABAMA

CASE NO. 88997

Felton Roberts, Jr. Plaintiff

VS

Sam Brown Defendant

Amount Claim: \$350.00

Filed: August 4, 1970

Issued: August 5, 1970

Returnable: September 15, 1970

Service Had: 8-12-70

Cause of Action: Accident

Attorney for Plaintiff: Foreman, Brown & Hudgens

Attorney for Defendant: Wilson Hayes (Bay Minette)

9-2-70 Deft's Plea in Abatement filed.

9-15-70 Plea Confessed transfer to Circuit Court of Baldwin County, Alabama.

*Thomas F. Sweeney*

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 22ND DAY OF SEPTEMBER, 1970.

*J.D. Richardson*

CLERK OF THE COURT OF GENERAL SESSIONS OF MOBILE COUNTY, ALABAMA.

WILSON HAYES

LAWYER

P. O. BOX 300

BAY MINETTE, ALABAMA

36507

TELEPHONE 937-5506

November 16, 1970

\* Clerk, Circuit Court  
Baldwin County  
Bay Minette, Alabama 36507

Re: Felton Roberts, Jr.  
Vs. Sam Brown

\* Dear Mrs. Duck:

Please file the enclosed pleading in the  
above referenced case.

With kind regards, I am

Yours very truly,



Wilson Hayes

WH/ms  
Enc.

# 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 Sam Brown

to be and appear before the Court of General Sessions of Mobile County at the Courthouse of Mobile County, on the 15 day of September, 1970 at the hour of 9:00 A.M., then and there to answer a complaint of Felton Roberts, Jr.

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 \_\_\_\_\_ 19\_\_\_\_\_

Clerk of the Court of General Sessions of Mobile County.

Cause of Action \_\_\_\_\_

# COMPLAINT AND SUMMONS

Atty. for Plaintiff: Foreman, Brown & Hudgens

Atty. for Defendant:

THE COURT OF GENERAL SESSIONS  
OF MOBILE COUNTY

No. 88997

Ret. September 15, 1970

Fulton Roberts, Jr.

Sam Brown  
Standard Furniture Co  
Bay Minette, Ala.



Continued To

SR

Executed by Service on

*Sam Brown*  
Defendant

This 12 day Aug 1970

Sheriff of Mobile County

By *W. A. Zallock*  
Deputy Sheriff

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

AUG 8 11 54 AM '70

Received 1 day of Aug 1970  
and on \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_  
I served a copy of the within C.L.S.  
on Sam Brown  
BY \_\_\_\_\_

Executed on \_\_\_\_\_  
T. J. WALKING, Sheriff  
BY \_\_\_\_\_ D. S.

REC'D. SHERIFF  
MOBILE COUNTY

AUG 14 9 00  
BY \_\_\_\_\_

WILSON HAYES

LAWYER

P. O. BOX 300

BAY MINETTE, ALABAMA

36507

TELEPHONE 937-5506

September 1, 1970

o Clerk, Court of General  
Sessions of Mobile County  
Mobile, Alabama

Dear Sir:

o Please file the enclosed Plea in Abatement in  
Case #88997, Felton Roberts, Jr., Vs. Sam Brown.

With kind regards, I am

Yours very truly,

  
Wilson Hayes

WH/ms  
Enc.

FELTON ROBERTS, JR.,	¶	IN THE COURT OF GENERAL
Plaintiff,	¶	SESSIONS OF MOBILE COUNTY,
Vs.	¶	ALABAMA
SAM BROWN,	¶	
Defendant.	¶	CASE NO. 88997

PLEA IN ABATEMENT

Comes now Defendant by his Attorney solely for the purpose of filing this Plea in Abatement herein and says that the Plaintiff ought not to have and maintain his cause of action in this Court for that

1. It affirmatively appears on the face of the complaint that the said action occurred in Baldwin County, Alabama and not in Mobile County, Alabama.

2. That Defendant resides and did on the date of the said accident reside and has all of his lifetime to the date of filing this plea reside in Baldwin County, Alabama and that he has never and does not now reside in Mobile County, Alabama.

Wherefore Defendant prays that this cause be abated and Defendant go hence without day.

Respectfully submitted.

SEP 2 12 15 PM '70  
 COURT OF GENERAL SESSIONS  
 BALDWIN COUNTY ALABAMA

*Wilson Hayes*  
 \_\_\_\_\_  
 Wilson Hayes  
 Attorney for Defendant

Before me, the undersigned authority, this day personally appeared Wilson Hayes, who is known to me and who being by me first duly sworn to speak the truth, deposes and says he has read the foregoing instrument and knows the facts therein stated are true to the best of his information and belief.

*Wilson Hayes*  
 \_\_\_\_\_  
 Wilson Hayes

Sworn to and subscribed before me this the 1st day of September, 1970.

*Mary C. Stiers*  
 \_\_\_\_\_  
 Mary C. Stiers, Notary Public

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 1st day of September, 1970, served a copy of the foregoing pleading on counsel for all parties to this proceeding by mailing the same by United States Mail, properly addressed, with first class postage prepaid.

*Wilson Hayes*  
 \_\_\_\_\_

Faint, illegible text at the top of the page, possibly a header or introductory paragraph.

Second section of faint, illegible text, appearing to be a list or series of entries.

Third section of faint, illegible text, continuing the list or series of entries.

Fourth section of faint, illegible text at the bottom of the page.

88997



TRANSFER

# NOTICE of ~~APPEAL~~

STATE OF ALABAMA, }  
MOBILE COUNTY }

Felton Roberts, Jr.

Plaintiff

VS.

Sam Brown

Defendant

To Sam Brown

in said Cause: Felton Roberts, Jr. VS Sam Brown

You are hereby notified that

Felton Roberts, Jr.

the plaintiff in the above entitled cause has prayed and ob-

tained a transfer to the Circuit Court of Baldwin County, Alabama

from ~~the~~ 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 Baldwin Mobile County, to be held for

said County, you are hereby notified accordingly.

Given under my hand this the 22 day of September 19 70



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

Case No. 88997

Felton Roberts, Jr.

Plaintiff,

VS

Sam Brown  
Standard Furniture Co.  
Bay Minette, Alabama

Defendant.

TRANSFER

NOTICE OF ~~ARREST~~

Returnable To The Circuit Court  
OF BALDWIN COUNTY

Issued: September 22, 1970

Serve On: Sam Brown or Attorney Wilson Hayes Bay Minette, Alabama

VOL 68 PAGE 284

*We the jury find for the Plaintiff and assess the damages in the sum of \$15,000*  
*De Kennedy*  
*Foreman*

FELTON ROBERTS, JR.,  
Plaintiff,  
VS  
SAM BROWN,  
Defendant.

\* IN THE CIRCUIT COURT OF  
\* BALDWIN COUNTY, ALABAMA  
\* AT LAW  
\*  
\* CASE NO. 9499

MOTION

Comes now the Plaintiff by his Attorney in the above styled cause and strikes the suffix, JR., appearing immediately following the Plaintiff's name, Felton Roberts, where that Name appears in the caption of the Complaint.

FOREMAN, BROWN & HUDGENS  
Attorneys for the Plaintiff

By Claude Harrell  
Claude D. Harrell

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 24  
day of November, 1970, served a copy of the  
foregoing pleading on counsel for all parties to this proceeding  
by mailing the same by United States mail, properly addressed,  
and first class postage prepaid.

Claude Harrell

FILED

NOV 25 1970

ALICE J. DUCK CLERK  
REGISTER



FILED

SEP 24 1970

88999  
7/15

FELTON ROBERTS, JR.,  
Plaintiff,  
VS  
SAM BROWN,  
Defendant.

\*  
\*  
\*  
\*  
\*

IN THE COURT OF GENERAL REGISTER  
SESSIONS, OF MOBILE COUNTY,  
ALABAMA  
CASE NO: ~~77777~~

COUNT ONE

Plaintiff claims of the Defendant THREE HUNDRED FIFTY AND NO/100 (\$350.00) DOLLARS, as damages, for that heretofore and on, to-wit: the 13th day of July, 1970, the Plaintiff was driving his automobile at a place where it had a right to be on to-wit: on Hand Avenue at <sup>or near</sup> its intersection with Fifth Street both streets being public streets in Baldwin County, Alabama, and the Defendant did then and there negligently drive an automobile into, upon and against the automobile of the Plaintiff and as a direct and proximate result of the negligence of the Defendant as aforesaid, the Plaintiff's automobile was bent, broken, torn, twisted and greatly depreciated; hence this suit.

COUNT TWO

Plaintiff claims of the Defendant THREE HUNDRED FIFTY AND NO/100 (\$350.00) DOLLARS, as damages, for that heretofore and on, to-wit, the 13th day of July, 1970, the Plaintiff was driving his automobile at a place where he had a right to be on to-wit: on Hand Avenue at <sup>or near</sup> its intersection with Fifth Street both streets being public streets in Baldwin County, Alabama, and the Defendant did then and there willfully or wantonly damage the Plaintiffs automobile by willfully or wantonly driving another automobile into, upon and against the automobile of the Plaintiff at said time and place and as a direct and proximate result of the willful or wanton conduct of the Defendant in the operation of the automobile he was driving as aforesaid the Plaintiffs automobile was greatly damaged in that it was bent, broken, torn, twisted and greatly depreciated; hence this suit.

FOREMAN, BROWN & HUDGENS  
Attorneys for the Plaintiff  
COURT OF GENERAL  
SESSION

Serve Defendant: Aug 4 8 35  
Sam Brown  
Standard Furniture Co.  
Bay Minette, Alabama

BY Claude D. Harrell  
Claude D. Harrell

# 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 Sam Brown

to be and appear before the Court of General Sessions of Mobile County at the Courthouse of Mobile County, on the 15 day of September, 19 70 at the hour of 9:00 A.M., then and there to answer a complaint of Felton Roberts, Jr.

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....., 19.....

AUG 5 1970

Clerk of the Court of General Sessions of Mobile County.

Cause of Action .....

# COMPLAINT AND SUMMONS

Atty. for Plaintiff: Foreman, Brown & Hudgens

Atty. for Defendant:

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THE COURT OF GENERAL SESSIONS  
OF MOBILE COUNTY

---

No. 88997

---

Ret. September 15, 1970

Felton Roberts, Jr.

---

VS.

Sam Brown  
Standard Furniture Co  
Bay Minette, Ala.

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Continued To

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Executed by Service on

Defendant

This ..... day ....., 19.....

Sheriff of Mobile County

By .....  
Deputy Sheriff

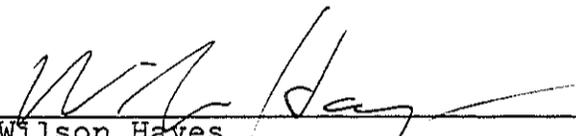
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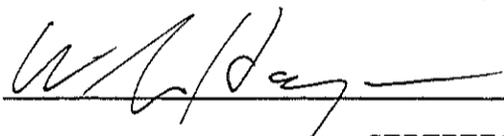
FELTON ROBERTS, JR.                    Ø       IN THE CIRCUIT COURT  
  Ø       BALDWIN COUNTY, ALABAMA  
Plaintiff,                               Ø  
  Ø       AT LAW  
Vs.                                       Ø  
  Ø  
SAM BROWN,                             Ø  
  Ø  
Defendant.                             Ø       NUMBER: 9499

Comes now Defendant in the above styled cause and for answer to the Complaint says:

- 1. Not guilty.

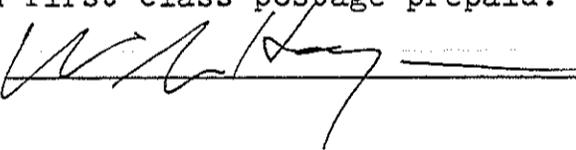
  
\_\_\_\_\_  
Wilson Hayes  
Attorney for Defendant

Defendant demands trial by Jury.

  
\_\_\_\_\_

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 17 day of Nov, 1970, served a copy of the foregoing pleading on counsel for all Parties to this proceeding by mailing the same by United States Mail, properly addressed, with first class postage prepaid.

  
\_\_\_\_\_

**FILED**  
NOV 18 1970  
ALICE J. DUCK CLERK REGISTER



JURY LIST - JULY SESSION CIVIL TERM, 1971 - JULY 12, 1971

1. Andrews, Guy C., Natural Gas Co, 410 5th St., Bay Minette, Ala.
2. Arnette, Opal, Housewife, Rt. 2, Bay Minette ~~1 P2~~
3. Bigham, William, Retired Serviceman, P. O. Silverhill
4. Chandler, Ace, R.E.A., Silverhill, Robertsdale ~~D6~~
5. Childress, J. Bruce, Fisherman, Rt. 3, Foley ~~D8~~
6. Cooper, James I, Merchant, P. O. Box., Silverhill
7. Davison, Johnnie Mae, Cafe Operator, Robertsdale, ~~D7~~
8. Dickman, Peggy T., Housewife, Brady Rd., Bay Minette ~~P4~~
9. Eddins, Rachael, Housewife, Hurricane Rd., Bay Minette
10. Gandy, Bobby Carol, Housewife, Bay Minette ~~P5~~
11. Gandy, Tom, Gulf Lumber Co., Stockton Hwy, Bay Minette, ~~D10~~
12. Hart, Jerry B., Faulkner State University 400 Mixon Ave., Bay Minette
13. Hogan, C. J., Furniture Store, 117 W. 12th St., Bay Minette ~~P9~~
14. Hollinger, Louise B., Board of Education, Bay Minette
15. Jones, Willie, Hogan Furniture, 1101 Lower St., Bay Minette ~~P1~~
16. Jones, Sanford, Retired, Pensacola Hwy., Bay Minette, Ala.
17. Kennedy, J. C., Insurance Agent, 603 E 6th Bay Minette
18. Means, Henry, RTD, Cross Road, Bay Minette ~~P2~~
19. Moorer, Lee Ella, Housewife, 412 Old Hurricane Rd., Bay Minette ~~P3~~
20. Normand, Sage A., Entertainer Grand Hotel, Fairhope, Ala. ~~D12~~
21. Ponder, Ellis C., Mgr. Steber Chev., Point Clear, Fairhope
22. Reid, Larry M., Kaiser Allum. Hwy 31 S. Bay Minette ~~P10~~
23. Rider, Daniel T., Forester, Stapleton, Ala., ~~D9~~
24. Rider, Raymond D., Elec., 61 Mershon St., Fairhope ~~D1~~
25. Riggs, Stephen S., Radio Sta. Opr., Fairhope ~~D2~~
26. Rogers, Claude M., Insurance Salesman Cross Roads, Bay Minette ~~P12~~
27. Sheldon, Edwin, Brick Layer 553 Mobile St., Fairhope, Ala ~~D3~~
28. Slaughter, June M., Nurse Bay Minette Inf., Tensaw, Ala
29. Watts, Evelyn K., Civil Defense, 101 Banyan St., Bay Minette
30. Wiggins, James, Merchant, Stapleton, Ala. ~~D11~~
31. Overstreet, Earl A., Newport Pine Grove Rd, Bay Minette ~~D4~~
32. Page, Glenn A., Jr. Insurance 802 E. 5th St. Bay Minette ~~P11~~
33. Taylor, Bennie W., Office Stephens Acceptance Loan Co 810 E. 9th St. Bay Minette
34. Melton Mary D., Bay Slacks, Box 117 Stapleton, Ala. ~~P8~~
35. Dean, Joh, Clk, Bald. Co. Tax Collector, Stapleton
36. Ryan, Kathleen E., Housewife, Hwy 31 S. Bay Minette
37. Kennedy, Eloise D., Housewife, 603 E. 6th St. Bay Minette
38. Vick, Mary K., Cash, Greer Gro 600 W. 7th St. Bay Minette
39. Miller, Harold J., Jr. 6 White Ave. Fairhope ~~D5~~
40. McMillan, Mimmie Lou, Widow, Stockton, Alabama ~~P6~~

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12  
52442

P XXXXX XXXXX XI - 12

D XXXXX XXXXX XI 12

# NOTICE of ~~APPEAL~~

STATE OF ALABAMA, }  
MOBILE COUNTY }

Felton Roberts, Jr.

Plaintiff

VS.

Sam Brown

Defendant

To Sam Brown

in said Cause: Felton Roberts, Jr. VS Sam Brown

You are hereby notified that

Felton Roberts, Jr.

the plaintiff in the above entitled cause has prayed and obtained a transfer to the Circuit Court of Baldwin County, Alabama

from 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 Baldwin Mobile County, to be held for said County, you are hereby notified accordingly.

Given under my hand this the 22 day of September 19 70

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

Case No. 88997

Felton Roberts, Jr.

Plaintiff,

VS

Sam Brown  
Standard Furniture Co.  
Bay Minette, Alabama

Defendant.

**TRANSFER**

NOTICE OF ~~ARREST~~

Returnable To The Circuit Court  
OF BALDWIN COUNTY

Issued: September 22, 1970

Serve On: Sam Brown or Attorney Wilson Hayes Bay Minette, Alabama

Received 28 day of Sept 1970  
and on 2 day of Oct 1970  
I served a copy of the within Notice of Transfer  
on Sam Brown

By service on

TAYLOR WILKINS Sheriff  
BY T. J. Tolbert

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

OCT 6 9 05 AM '70 4 19 PM '70

BY \_\_\_\_\_

Over

20  
22  
1970  
9

T

Call  
ask what # →

9499

WILSON HAYES  
LAWYER  
P. O. BOX 300  
BAY MINETTE, ALABAMA  
36507

TELEPHONE 937-5506

September 15, 1970

\* Clerk, Circuit Court  
Baldwin County  
Bay Minette, Alabama 36507

Dear Mrs. Duck:

\* Please file the enclosed pleading in the case  
of Felton Roberts, Jr. V Sam Brown:

With kind regards, I am

Yours very truly,

  
Wilson Hayes

WH/ms  
Enc.