

BAILEY & TAYLOR
ATTORNEYS AT LAW
61 NORTH SECTION STREET
P. O. BOX 361
FAIRHOPE, ALABAMA 36532

ERNEST M. BAILEY
LLOYD E. TAYLOR

PHONE
FAIRHOPE 928-2393

DECEMBER
22ND
1970

MRS. ALICE J. DUCK,
CLERK OF CIRCUIT COURT
BALDWIN COUNTY
BAY MINETTE, ALABAMA, 36507

RE: RITZ INSTRUMENTS, INC.,
VS. BRUCE B. BYRD
AT LAW # 9573

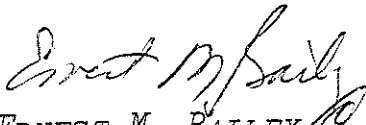
DEAR MRS. DUCK:

I WOULD APPRECIATE YOU FILING THE ATTACHED DEMURRER IN
THE ABOVE CASE.

I HAVE FORWARDED A COPY OF SAME TO JOHN V. DUCK, ATTORNEY
FOR THE PLAINTIFF.

THANKING YOU FOR YOUR ASSISTANCE IN THIS MATTER, I AM

VERY TRULY YOURS,


ERNEST M. BAILEY

EMB/w
INCL: AS NOTED

RITZ INSTRUMENTS, INC.,
A CORPORATION,

PLAINTIFF

VS

BRUCE B. BYRD,

DEFENDANT

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IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO: 9573

DEMURRER

COMES NOW THE DEFENDANT IN THE ABOVE STYLED CAUSE AND DEMURS
TO THE BILL OF COMPLAINT HERETOFORE FILED IN SAID CAUSE, AND AS
REASON THEREFOR, SAYS:

1. THE BILL OF COMPLAINT DOES NOT STATE A CAUSE OF ACTION.
2. FOR AUGHT THAT APPEARS THE INDEBTEDNESS IS NOT DUE AND
PAYABLE.
3. IT AFFIRMATIVELY APPEARS FROM THE BILL OF COMPLAINT THAT
THE INDEBTEDNESS IS NOT DUE AND PAYABLE.
4. THE BILL OF COMPLAINT DOES NOT STATE ANY DEMAND OF THIS
DEFENDANT.

FILED

DEC 23 1970

ALICE J. DUCK CLERK
REGISTER

BAILEY & TAYLOR

By: [Signature]
ATTORNEY FOR THE DEFENDANT

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 22ND DAY OF DECEMBER, 1970
served a copy of the foregoing on JOHN V. DUCK
By mailing the same by United States Mail, Properly addressed, and First
Class Postage Prepaid.

BAILEY & TAYLOR

By: [Signature]

319 MAGNOLIA AVE

JOHN V. DUCK
ATTORNEY AT LAW
P. O. BOX Y
FAIRHOPE, ALABAMA 36532

March 5, 1971

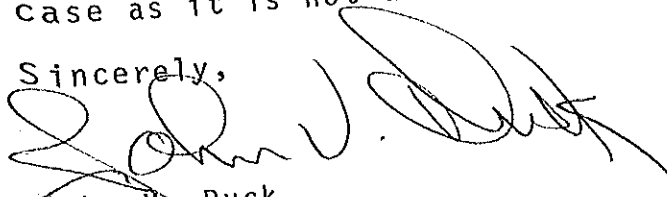
Honorable Telfair J. Mashburn
Judge of the Circuit Court
Bay Minette, Ala.

Re: Ritz Instruments
vs. Bruce B. Byrd
Civil Case No. 9573

Dear Judge Mashburn:

Would you please continue the above captioned
case as it is not at issue.

Sincerely,



John V. Duck

JVD:lh

cc: Bailey & Taylor

RITZ INSTRUMENTS, INC.,
a corporation,

Plaintiff,

vs.

BRUCE B. BYRD,

Defendant.

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IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

COUNT ONE

Plaintiff claims of the Defendant the sum of ONE THOUSAND (\$1,000.00) DOLLARS due by promissory note made by him on the 30th day of January, 1970 and payable on the 1st day of February, 1970, with the interest thereon.

That in and by the terms of said note, the Defendant agreed to pay all costs of collection of said note, including a reasonable attorneys fee, and the Plaintiff now claims the further and additional sum of TWO HUNDRED (\$200.00) DOLLARS as a reasonable attorneys fee.

That in and by the terms of said note, the Defendant waived all rights under the Constitution and Laws of the State of Alabama, and the Plaintiff now claims the benefit of said waiver.


ATTORNEY FOR PLAINTIFF

FILED

NOV 30 1970

ALICE J. DUCK CLERK
REGISTER

JOHN V. DUCK
Attorney at Law
P. O. DRAWER Y - FAIRHOPE, ALABAMA

M E S S A G E

R E P L Y

TO Mrs. Alice J. Duck

Bay Minette, Ala.

DATE

DATE November 24, 1970

Re: Ritz Instruments, Inc. vs. Bruce B. Byrd

Dear Mrs. Duck:

Enclosed please find Bill of Complaint to
be filed, together with copy of same and
summond to be served.

Sincerely,

John V. Duck
(H)

SIGNED

SIGNED

SUMMONS AND COMPLAINT

THE STATE OF ALABAMA
BALDWIN COUNTY

Circuit Court, Baldwin County

No. 9572

TERM. 19.....

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon BRUCE B. BYRD

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.....

BRUCE B. BYRD .., Defendant.....

by RITZ INSTRUMENTS, INC.

Plaintiff.....
Witness my hand this 30 day of Nov 1970

Clerk

No. 9573

Page.....

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT

RITZ INSTRUMENTS, INC.

a corporation,

Plaintiffs

vs.

BRUCE B. BYRD

Defendants

SUMMONS AND COMPLAINT

FILED

Filed 19.....

NOV 30 1970

Clerk

ALICE J. DUCK

CLERK
REGISTER

JOHN V. DUCK

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at
Daphne, Alabama and works at
"Jeanne's", 2nd floor of Town
& Country building, So. Section
St., Fairhope, Ala.
Recieved In Office

Nov. 30 1970

Taylor Wilkins Sheriff

I have executed this summons

this 1 Dec. 1970

by leaving a copy with

W

Bruce B. Byrd

Sheriff claims 70 miles at

Ten Cents per mile Total \$ 7.10

TAYLOR WILKINS, Sheriff

W. Crook
DEPUTY SHERIFF

Taylor Wilkins Sheriff
W. Crook Deputy Sheriff