

KATHLEEN P. TAYLOR,	:	IN THE CIRCUIT COURT
Plaintiff,	:	OF BALDWIN COUNTY,
Vs.	:	ALABAMA
BEN D. BISHOP,	:	AT LAW
Defendant.	:	CASE NO. 9,611

DEMURRER

Comes now the Defendant in the above-styled cause and demurs to the Complaint, and to each Count thereof, separately and severally, and assigns the following separate and several grounds:

1. For that said Complaint does not state a cause of action.
2. For that it is not alleged that the Defendant owed any duty to the Plaintiff.
3. For that it is not alleged that the Defendant breached any duty owed to the Plaintiff.

JOHNSTON, JOHNSTON & KENDALL
Attorneys for Defendant


BY 
ROBERT G. KENDALL

CERTIFICATE OF SERVICE

FILED

This is to certify that I have this day served counsel for all parties in the foregoing matter with a copy of this pleading by depositing in the United States Mail a copy of EUNICE B. BLACKMON CIRCUIT CLERK same in a properly addressed envelope with adequate postage thereon.

FEB 1 1971

This 29th day of January, 1971

Attorney for

9611

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KATHLEEN P. TAYLOR,)	IN THE CIRCUIT COURT
Plaintiff.)	OF BALDWIN COUNTY,
-vs-)	ALABAMA.
BEN D. BISHOP,)	AT LAW.
Defendant.)	CASE NO. <u>9611</u>

COUNT ONE

Plaintiff claims of the Defendant the sum of THIRTY-FIVE THOUSAND (\$35,000.00) DOLLARS, damages, for that heretofore and on, to-wit, June 13, 1970, the Defendant so negligently operated a motor vehicle on County Road 32 at its intersection with Clay City Road, both of said roads being public roads in Baldwin County, Alabama, as to cause the same to collide with the motor vehicle in which the Plaintiff was then and there riding on said County Road 32, and as a direct and proximate result of the negligence of the Defendant as aforesaid, Plaintiff was injured and damaged as follows: her body was bruised and broken; she was made sick, sore and lame; she sustained severe lacerations about her face and body; she sustained a fractured fibula and a fractured finger; her neck and back were injured; she was caused to suffer severe physical pain and mental anguish; she was permanently injured; and she was caused to lose time from her employment.

CUNNINGHAM, BOUNDS & BYRD
ATTORNEYS FOR PLAINTIFF

BY: 
ROBERT T. CUNNINGHAM

Plaintiff demands a trial by jury.


ROBERT T. CUNNINGHAM

FILED
JUN 18 1970
CLERK
REGISTER

TRIAL ATTORNEY: Robert T. Cunningham

Address of Defendant:

Ben D. Bishop
Route 1, Box 42 (Clay City Road)
Fairhope, Alabama, Telephone No. 928-5231

FILED

DEC 18 1970

ALICE J. BUSH CLERK
REGISTER

SUMMONS AND COMPLAINT

THE STATE OF ALABAMA
BALDWIN COUNTY

Circuit Court, Baldwin County

No. 9611

TERM, 19.....

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Ben D. Bishop

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.....

Ben D. Bishop
Defendant.....

by

Kathleen P. Taylor
Plaintiff.....

Witness my hand this 18th day of December 1970

Alice J. Silver Clerk

EX
12-29-70

No. 9611

Page.....

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT

KATHLEEN P. TAYLOR

Plaintiffs

vs.

BEN D. BISHOP

Rt 1 Box 42 Clay City, Ala. Defendants

SUMMONS AND COMPLAINT

Filed 12/18/70 19.....

Clerk

CUNNINGHAM, BOUNDS & BYRD

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

Dec 18 1970

W. L. Wilkins Sheriff

I have executed this summons

this 29 Dec 1970

by leaving a copy with

Ben D. Bishop

~~Sheriff claims~~ 100 miles at
Ten Cents per mile Total \$ 10.00
TAYLOR, WILKINS, Sheriff
BY W. L. Wilkins
SHERIFF

Sheriff

Deputy Sheriff