

HUGH T. COSTELLO, JR.	:	IN THE CIRCUIT COURT OF
PLAINTIFF	:	BALDWIN COUNTY, ALABAMA
VS	:	AT LAW
ELLEN HARRISON DAWSON	:	
DEFENDANT	:	CASE NO: 9710

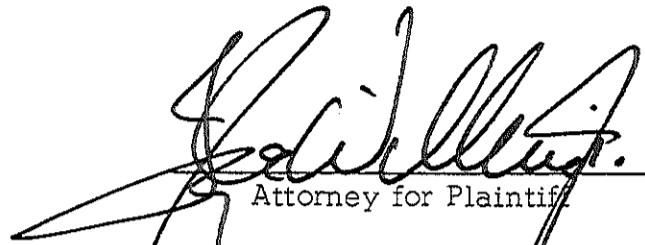
# COUNT I

Plaintiff claims of the Defendant, the sum of, FIVE THOUSAND (\$5,000.00) DOLLARS as damages for that heretofore and on, to-wit, January 10, 1971, Defendant, Ellen Harrison Dawson, so negligently operated an automobile on Alabama State Highway #59, a public road in the County of Baldwin, State of Alabama, at a point approximately 4.5 miles North of Loxley, Alabama, that the said automobile then and there collided with an automobile the Plaintiff was then and there operating on said Alabama Highway #59, and as a proximate result of the negligence of the Defendant as aforesaid, Plaintiff was made sick, sore and lame, his ribs were injured, he suffered severe lacerations to his head, arms and legs, and was caused to incur medical expenses for the treatment of his injuries, and lost time from his employment for all of which the Plaintiff brings this suit.

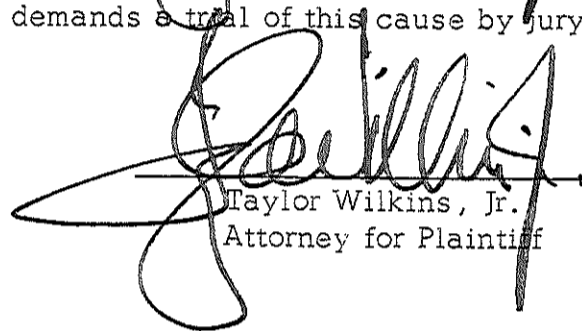
# COUNT II

Plaintiff claims of the Defendant, the sum of, FIVE THOUSAND (\$5,000.00) DOLLARS as damages for that heretofore and on, to-wit, January 10, 1971, Defendant, Ellen Harrison Dawson, so wantonly operated an automobile on Alabama State Highway #59, a public road in the County of Baldwin, State of Alabama, at a point approximately 4.5 miles North of Loxley, Alabama, that the said automobile then and there collided with an automobile the Plaintiff was then and there operating on said Alabama Highway #59, and as a proximate result of the wantonness of the Defendant as aforesaid, Plaintiff was made sick, sore and lame, his ribs were injured, he suffered severe

lacerations to his head, arms and legs, and was caused to incur medical expenses for the treatment of his injuries, and lost time from his employment for all of which the Plaintiff brings this suit.

  
Attorney for Plaintiff

Plaintiff respectfully demands a trial of this cause by jury.

  
Taylor Wilkins, Jr.  
Attorney for Plaintiff

FILED

FEB 21 1971

LUNICE B. BLACKMON CIRCUIT CLERK

SUMMONS AND COMPLAINT

**THE STATE OF ALABAMA**  
**BALDWIN COUNTY**

Circuit Court, Baldwin County

No. ....

.....TERM, 19.....

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon ELLEN HARRISON DAWSON

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.....

ELLEN HARRISON DAWSON....., Defendant.....

by HUGH T. COSTELLO, JR......

....., Plaintiff.....

Witness my hand this 24 day of Feb 1971

Ernie L. Blackburn Clerk

Ex 2-25-71

No. 9210

Page.....

**THE STATE OF ALABAMA**  
**BALDWIN COUNTY**

**CIRCUIT COURT**

HUGH T. COSTELLO, JR.

Plaintiffs

vs.

ELLEN HARRISON DAWSON

Defendants

**SUMMONS AND COMPLAINT**

**FILED**

Filed ..... 19.....

FEB 24 1971

Clerk

EUNICE D. BLACKMON  
CIRCUIT CLERK

Taylor Wilkins, Jr.

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

ROUTE 1

Monroeville, Alabama.....

Received In Office

Feb. 24

1971

Taylor Wilkins

Sheriff

I have executed this summons

this February 25

1971

by leaving a copy with

Ellen Harrison Dawson

E. C. Watson, Sheriff of Monroe County,

Ala., claims \$1.50 ea. for services

Process(es). And 10¢ per mile for  
miles.

Total \$ 3.50

L. Skner

Deputy Sheriff

E. C. Watson

Sheriff

Larry Skner

Deputy Sheriff

HUGH T. COSTELLO, JR.

PLAINTIFF

VS

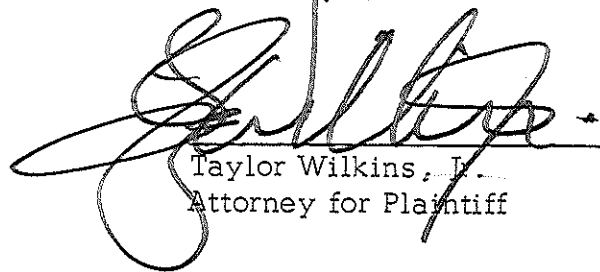
ELLEN HARRISON DAWSON

DEFENDANT

X IN THE CIRCUIT COURT OF  
X BALDWIN COUNTY, ALABAMA  
X AT LAW  
X  
X CASE NO: 9710

Comes now the Plaintiff, Hugh T. Costello, Jr., and withdraws his demand for jury in accordance with Title 7, Section 260 of the Code of Alabama, 1940, as amended, and request this Honorable Court to transfer this cause to the Civil Non-jury docket, there being no appearance filed by the Defendant, Ellen Harrison Dawson.

Respectfully requested:



Taylor Wilkins, Jr.  
Attorney for Plaintiff


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ORDER OF COURT

The Court having considered the petition of the Plaintiff in the above styled cause requesting that the above case be transferred to the civil non-jury docket, there being no appearance filed by the Defendant, it is, therefore,

ORDERED, ADJUDGED AND DECREED by the Court that this cause be and the same is hereby transferred to the Court's Civil Non-jury docket.

DONE this the 18<sup>th</sup> day of January, 1972.

  
Honorable Telfair J. Mashburn  
Judge of the Circuit Court  
Baldwin County, Alabama