

original

Bert L. Madden
Box 376 Fairhope, Ala.
Plaintiff.

v

Corrie S. Godwin
164 Ethel St.
Fairhope, Ala.
in his official capacity
as Justice of the Peace
and also as an individual
Defendant

In the Circuit Court
of Baldwin County
Alabama.

Case No 9756

Complaint

A Justice of the Peace has the authority and the duty to issue a show-cause order when requested. My request of Jan. 11th 1971 was carefully written and was notarized. Also it was supported by several citations from the Alabama State Code. The defendant refused to issue this order. He deliberately and knowingly refused to carry out the duties of his office. This refusal, as was decided by the United States District Court in Jackson, Miss., "deprives citizens of their federally guaranteed rights."

Original

2

Further, by refusing to issue a show-cause order the defendant has interrupted a constitutional rights trial and this interruption still continues. The plaintiff is caused needless expense, loss of time, and both physical and mental distress.

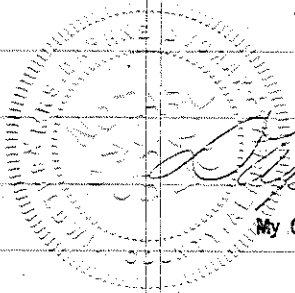
The plaintiff claims damages of \$25000.00 plus legal expenses calculated according to the Code of Ethics of the Mobile Bar Association plus treble punitive damages. The right to prompt jury trial is expected.

Verification

I, the plaintiff wrote the above complaint and believe that all matters asserted are true.

Signed and subscribed before me this 10th day of March, 1971.

But L. Madden



Stephen D. Groat, notary filed 3-15-71

My Commission Expires April 23, 1971

Ernie B. Blackman
Circuit Clerk

SUMMONS AND COMPLAINT

THE STATE OF ALABAMA
BALDWIN COUNTY

Circuit Court, Baldwin County

No. 9756

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

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Arrie S. Godwin

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.....

Arrie S. Godwin .., Defendant.....

by Bert L. Madden

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

Witness my hand this 15th day of March 1971.....

Ernie L. Blackman Clerk

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT

BERT L. MADDEN

Plaintiffs

vs.

ARRIE S. GODWIN

Defendants

SUMMONS AND COMPLAINT

Filed March 15, 1971

Eunice B. Blackmon Clerk

none

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Recieved In Office

Mar. 22 1971

Taylor Wilkins Sheriff

I have executed this summons

this 23 March 1971

by leaving a copy with

CR

Arrie S. Godwin

Sheriff claims 70 miles at

Ten Cents per mile Total \$ 7.00

TAYLOR WILKINS, Sheriff

BY W. Crook DEPUTY SHERIFF

Taylor Wilkins Sheriff

W. Crook Deputy Sheriff

Bert L. Madden
Box 376 Fairhope, Ala.
Plaintiff

In the Circuit Court
of Baldwin County, Alabama

versus

Arrie S. Godwin
164 Ertle St.
Fairhope, Ala.
in his official capacity
as Justice of the Peace
and also as an individual
Defendant

Case No. 9756

DEMURRERS

Comes now the defendant in the above styled cause and demurrers to the complaint heretofore filed in said cause and to each count thereof seperately and severly and assigns as grounds therefor the following:

- 1- Said complaint failed to state a cause of action against defendant
- 2- Said complaint is vague and indefinite
- 3- The defendant cannot tell by said complaint what he is being sued for or what the grounds for said complaint are.



Arrie S. Godwin
Defendant

FILED

MAR 24 1971

EUNICE B. BLACKMON CIRCUIT
CLERK

11-22-71

The Clerk
The Circuit Court of Baldwin County
Bay Minette, Ala., 36507

Re Demurrers in Cases 9756, 9757, 9759, copy
of my petition of 11-1-71 and your appended note.

It is too late for any Demurrers to be pending
and nobody knows any better than I do
what it means to be too late.

But L. Madden
Box 376
Fairhope, Ala., 36532

My sworn notice of 11-11-71 is being returned
herewith. You may need it for your record,

"Nothing will bring you peace but the triumph
of principle." Emerson.

FILED

DEC 4 1971

EUNICE B. BLACKMON CIRCUIT
CLERK

11-11-71

The Clerk
Circuit Court of Baldwin County
Bay Minette, Ala. 36507

Re Cases 9756, 9757, & 9759
and your appended note.

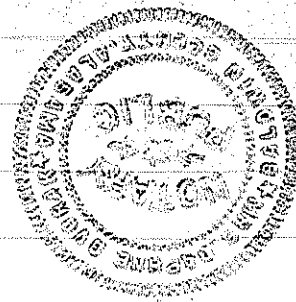
As no demurrers or objections have
been received my Petition for Judgment
is being returned herewith.

Sworn and subscribed before me this 12th
day of November, 1971

Bert L. Mackey

Daphne Doarak
notary

My Commission Expires April 23, 1975



FILED

DEC 4 1971

EUNICE B. BLACKMON CIRCUIT
CLERK

submitted
12-6-71

11-1-71

The Clerk

The Circuit Court of Baldwin County
Bay Minette, Ala., 36507

Re Cases 9756, 9757 & 9759

Petition for Judgment

Bert L. Wadden, Plaintiff - Petitioner.

Each of the above cases was served more than six months ago. There have been no objections.

The Plaintiff - Petitioner requests that the defendants in these cases be judged guilty of the charges made in the complaint and the matter be closed.

Respectfully submitted
Bert L. Wadden

Sworn and subscribed before me this 1st day of November, 1971

Bert L. Wadden

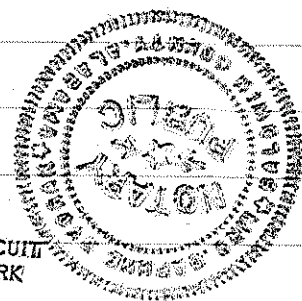
Daphne Doarak, notary

My Commission Expires April 23, 1975

FILED

NOV 2 1971

EUNICE B. BLACKMON
CLERK



BERT L. MADDEN
Box 376, Fairhope, Alabama

PLAINTIFF

VS

ARRIE S. GODWIN, IN HIS official
capacity as Justice of the Peace and
also as an individual,

DEFENDANT

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

CASE NO: 9756

MOTION

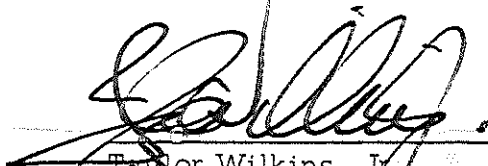
Comes now the Defendant in the above styled cause and moves this
Honorable Court to set down for hearing, to test the sufficiency thereof, the
demurrer heretofore filed in this cause by the Defendant.

FILED

FEB 10 1972

EUNICE B. BLACKMON CIRCUIT
CLERK

Respectfully submitted:

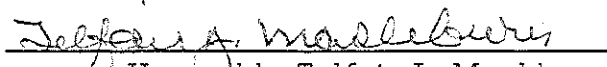

Taylor Wilkins, Jr.
Attorney for Defendant

ORDER

The foregoing motion having been presented unto this Court for considera-
tion thereof, it is, therefore,

ORDERED, ADJUDGED AND DECREED that the demurrer is set down to
test the sufficiency thereof at 9:00 o'clock, A.M, on the 9th day of
March, 1972.

DONE this the 10th day of February, 1972.


Honorable Telfair J. Mashburn
Circuit Judge
Baldwin County, Alabama

RECEIVED COUNTY CLERK
CLERK'S OFFICE
JAN 10 1972

DONE AND THE
JAN 10 1972
TO THE
TO THE
TO THE

ORDER

EDWARD S. GODWIN, JR.

RECEIVED THE CLERK
JAN 10 1972

RECEIVED
JAN 10 1972

RECEIVED THE CLERK
JAN 10 1972

RECEIVED THE CLERK
JAN 10 1972

BERT L. MADDEN

VS:

ARRIE S. GODWIN, In His Official
capacity as Justice of the Peace and
also as an individual

CASE # 9756

NOTION & ORDER

FEB 10 1972

TAYLOR WILKINS
SHERIFF

Taylor Wilkins, Jr.

Received 10 day of Feb. 1972 Sheriff claims 70 miles at
and on 11 day of Feb. 1972 Ten Centy per mile Total \$ 7.00
I served a copy of the Not. + Order
on Bert L. Madden BY W. Crook
By service on BERT L. MADDEN
TAYLOR WILKINS, JR.
W. Crook