

In the Matter of the Removal to the
District Court of the United States
for the Southern District of Alabama,
Southern Division, of the case of:

EDWARD B. HINES,

Plaintiff,

v.

9819

HAROLD BOONE,

Defendant .

TO: Hon. Eunice B. Blackmon
Clerk, Circuit Court of Baldwin
County, Alabama


Pursuant to the provisions of law in such cases made
and provided, there is hereby filed with you a copy of the
petition of the defendant , Harold Boone

in the above entitled cause to remove said cause to the
United States District Court for the Southern Division of
the Southern District of Alabama. The said petition,
accompanied by a bond with good and sufficient surety
conditioned as is required by law, has been this day filed
in the said United States District Court for the Southern
Division of the Southern District of Alabama.

Written notice of the filing of the aforesaid petition
and bond has been this day mailed to the attorney for the
plaintiff herein, and you are hereby notified that the filing
of a copy of the aforesaid petition with you as Clerk of the
Circuit Court of Baldwin County, Alabama, effects the

removal of said cause to the aforesaid District Court
of the United States.

DATED this 23 day of May, 1971.


Trial Attorney for Defendant,
Harold Boone

30th Floor, First National Bank
Building, Mobile, Alabama

Of Counsel:

HAND, ARENDALL, BEDSOLE, GREAVES & JOHNSTON

FILED

MAY 31 1971

EUNICE B. BLACKMON CIRCUIT
CLERK

IN THE DISTRICT COURT OF THE UNITED STATES

FOR THE SOUTHERN DISTRICT OF ALABAMA

SOUTHERN DIVISION

EDWARD B. HINES,

Plaintiff,

vs.

HAROLD BOONE,

Defendant.

CIVIL ACTION NO. _____

PETITION OF DEFENDANT FOR REMOVAL
TO UNITED STATES DISTRICT COURT

TO THE HONORABLE JUDGES OF SAID COURT:


Comes now your petitioner, Harold Boone, defendant in the above styled cause, and respectfully shows unto this Honorable Court as follows:

1. That the defendant, Harold Boone, is now and was at the time of the commencement of this suit a resident citizen of the State of Tennessee, residing in Memphis, Tennessee; that the plaintiff, _____, is now and was at the time of the commencement of this suit a resident citizen of Alabama, residing in Magnolia Springs, Baldwin County, Alabama; that this is an action brought by a citizen of the State of Alabama against a citizen of the State of Tennessee and is wholly between citizens of different states and one which can be fully determined between the damages for an assault and battery allegedly committed by the defendant upon the plaintiff.

3. That the amount sued for and involved in this action exceeds the sum of TEN THOUSAND AND NO/100 (\$10,000.00) DOLLARS,

Court will enter such order as may be proper in the premises.

DATED this 28 day of May, 1971.


Attorney for Defendant, Harold Boone
30th Floor First National Bank Building
Mobile, Alabama

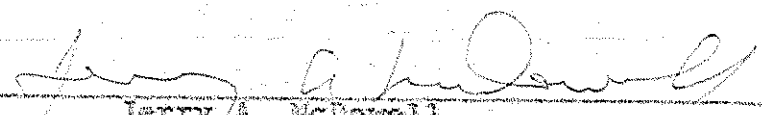
OF COUNSEL:

HAND, ARENDALL, BEDSOLE, GREAVES & JOHNSTON

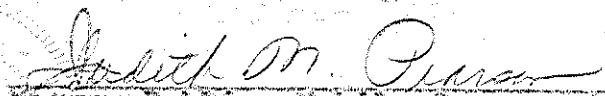
STATE OF ALABAMA:

COUNTY OF MOBILE:

Before me, the undersigned authority in and for said County in said State, personally appeared Jerry A. McDowell, who being by me first duly sworn, doth depose and say that he is one of the attorneys for the defendant, that as such he is authorized to execute this affidavit, that he has read the foregoing petition and knows the contents thereof, and that the facts set forth therein are true.


Jerry A. McDowell

Subscribed and sworn to before me
this 28 day of May, 1971.


Notary Public, Mobile County, Ala.

FILED

MAY 31 1971

EUNICE B. BLACKMON CIRCUIT CLERK

STATE OF ALABAMA

BALDWIN COUNTY

IN THE CIRCUIT COURT - LAW SIDE

You are hereby commanded to summon Harold Boone to appear within thirty days from the service of this Writ in the Circuit Court to be held for said County, at the place of holding same, then and there to answer the Complaint of Edward B. Hines.

Witness my hand this 3 day of May 1971.

Eunice B. Blackburn
Clerk

EDWARD B. HINES,

X

Plaintiff,

X

IN THE CIRCUIT COURT OF

X

vs.

BALDWIN COUNTY, ALABAMA

X

HAROLD BOONE,

X

AT LAW

Defendant.

X

9819

The Plaintiff claims of the Defendant the sum of Fifteen Thousand Dollars (\$15,000.00) as damages for that heretofore on, to-wit, the 15th day of November, 1970 at a point near Magnolia Springs, Baldwin County, Alabama, the Defendant did commit an Assault and Battery on the Plaintiff by wrongfully and unlawfully striking the Plaintiff on the face with his fists thereby causing the Plaintiff to suffer the following personal injuries and damages: His jaw was severely crushed or broken and he was caused the loss of several permanent teeth; he was made sick, sore and lame for a long period of time and was caused to incur hospital and medical

bills and expenses; the Plaintiff further claims punitive damages of the Defendant for and on account of said Assault and Battery.

CHASON, STONE & CHASON

BY: John E. Chason

The Plaintiff respectfully
demands a trial by jury of
this cause.

CHASON, STONE & CHASON

FILED

MAY 31 1971

EUNICE B. BLACKMON CIRCUIT
CLERK

BY: John E. Chason

FILED

MAY 3 1971

EUNICE B. BLACKMON CIRCUIT
CLERK

STATE OF ALABAMA

IN THE CIRCUIT COURT - LAW SIDE

BALDWIN COUNTY

You are hereby commanded to summon Harold Boone to appear within thirty days from the service of this Writ in the Circuit Court to be held for said County, at the place of holding same, then and there to answer the Complaint of Edward B. Hines.

Witness my hand this 3 day of ^{May}~~April~~, 1971.

Eunice B. Blackman
Clerk

EDWARD B. HINES,	X	
Plaintiff,	X	IN THE CIRCUIT COURT OF
	X	
vs.	X	BALDWIN COUNTY, ALABAMA
	X	
HAROLD BOONE,	X	AT LAW
Defendant.	X	

The Plaintiff claims of the Defendant the sum of Fifteen Thousand Dollars (\$15,000.00) as damages for that heretofore on, to-wit, the 15th day of November, 1970 at a point near Magnolia Springs, Baldwin County, Alabama, the Defendant did commit an Assault and Battery on the Plaintiff by wrongfully and unlawfully striking the Plaintiff on the face with his fists thereby causing the Plaintiff to suffer the following personal injuries and damages: His jaw was severely crushed or broken and he was caused the loss of several permanent teeth; he was made sick, sore and lame for a long period of time and was caused to incur hospital and medical

bills and expenses; the Plaintiff further claims punitive damages of the Defendant for and on account of said Assault and Battery.

CHASON, STONE & CHASON

BY: John E. Chason

The Plaintiff respectfully
demands a trial by jury of
this cause.

CHASON, STONE & CHASON

BY: John E. Chason

FILED

MAY 3 1971

EUNICE B. BLACKMON CIRCUIT
CLERK

9819

EDWARD B. HINES,

Plaintiff,

vs.

HAROLD BOONE,

Defendant.

* * * * *

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

* * * * *

SUMMONS AND COMPLAINT

* * * * *

FILED

MAY 3 1971

EUNICE B. BLACKMON
CIRCUIT CLERK

CHASON, STONE & CHASON
ATTORNEYS AT LAW
P. O. Box 120
BAY MINETTE, ALABAMA

By service on _____

Received 3 day of May 1971
and on 3 day of May 1971
I served a copy of the within (ENC)
on Harold Boone

TAYLOR WILKINS Sheriff
Baldwin County

10741