

ENGEL AND SMITH
ATTORNEYS AT LAW
SUITE 910 VAN ANTWERP BUILDING
P. O. BOX 1045
MOBILE, ALABAMA 36601

MYLAN R. ENGEL
LEO A. SMITH, JR.
DAVID L. BARNETT

TELEPHONE
AREA CODE 205
438-3625

July 25, 1972

Mrs. Eunice Blackmon, Clerk
Circuit Court of Baldwin County
Baldwin County Courthouse
Bay Minette, Alabama

Dear Mrs. Blackmon:

We represent the Plaintiff, Sharon W. Nelson and Charlie Nelson in two cases vs. Homera A. Schnitzer. The case numbers are 9841 and 9842 respectively.

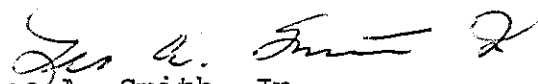
We would sincerely appreciate if you would dismiss these cases with prejudice on the motion of the Plaintiff and forward the cost bills to Attorney Larry Sims of the Hand, Arendall firm. Their address is the 30th Floor, First National Bank Building, Mobile, Alabama. I am forwarding a copy of this letter to Mr. Larry Sims as we are in accord with reference to dismissal and payment of the costs.

We sincerely appreciate your cooperation in this matter and request that you dismiss the case as requested and send the cost bill in both cases to Mr. Larry Sims as suggested.

If I can be of further assistance in this matter please let me know.

Sincerely yours,

ENGEL AND SMITH


Leo A. Smith, Jr.

LASjr/d

cc: Mr. Larry Sims

CHARLIE NELSON,) IN THE CIRCUIT COURT OF
 Plaintiff) BALDWIN COUNTY, ALABAMA
 vs. : AT LAW
 HOMERA A. SCHNITZER,)
 Defendant) CASE NO. 9842

COUNT ONE

Plaintiff claims of the Defendant the sum of TWENTY THOUSAND AND NO/100 (\$20,000.00) DOLLARS, for that heretofore and on to-wit: May 23, 1970, the Defendant so negligently operated an automobile on Church Street at its intersection with White Avenue, both of said streets being public streets in the City of Fairhope, Baldwin County, Alabama, as to cause the same to run into the side of the automobile then and there driven and operated by Sharon W. Nelson, the wife of the Plaintiff, on White Avenue, and as a direct and proximate result of the negligence of the Defendant as aforesaid, Plaintiff sustained the following damages: the automobile of Plaintiff was smashed, bent, and damaged and Plaintiff avers that his wife, Sharon W. Nelson, who was driving their motor vehicle at the time of said accident, was injured and was made sick, sore and lame; her back was strained, and sprained and otherwise injured and damaged; she sustained an injury to her spine resulting in the ligaments, muscles and other internal parts of her back being sprained, strained, pulled, torn and otherwise injured and damaged; she was caused to suffer physical pain and mental anguish; she was permanently injured; she was caused to incur considerable medical expenses in and about her efforts to cure her said wounds and injuries and was caused to lose time from her employment. Plaintiff was caused to incur medical expenses for her care and treatment and will incur further such expenses in the future; he was

caused to lose her services and consortium and will lose her services and consortium in the future; she was permanently injured.

ENGEL, SMITH & TOLER
Attorneys for Plaintiff

By: *Leo A. Smith, Jr.*
Leo A. Smith, Jr.

The Plaintiff respectfully demands a trial by jury.

Leo A. Smith, Jr.
Leo A. Smith, Jr.

Defendant's Address:

115 Fairhope Avenue
Fairhope, Alabama

FILED

MAY 19 1971

EUNICE B. BLACKMON CIRCUIT CLERK

ENGEL, SMITH
& TOLER

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A/C 205-438-3625

69-194

SUMMONS AND COMPLAINT

THE STATE OF ALABAMA
BALDWIN COUNTY

Circuit Court, Baldwin County

No. 9842

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

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Homera A. Schnitzer

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.....

Homera A. Schnitzer
....., Defendant.....

by Charlie Nelson

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

Witness my hand this 19th day of May 19 71

Eunice B. Blackmon, Clerk

245-20-71

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THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT

CHARLIE NELSON

Plaintiffs

vs.

HOMERA A. SCHNITZER

Defendants

SUMMONS AND COMPLAINT

Filed5/19/71..... 19.....

Clerk

MAY 19 1971

Engel, Smith, & Toler

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

19.....

Sheriff

I have executed this summons

this 19.....

by leaving a copy with

Sheriff

Deputy Sheriff