

STATE OF ALABAMA

BALDWIN COUNTY

IN THE CIRCUIT COURT - AT LAW

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Ivy Ann Reindl 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 Josephine R. Holman.

WITNESS my hand this 18 day of June, 1971.

Eunice B. Blackmon
Clerk

JOSEPHINE R. HOLMAN,

Plaintiff,

vs.

IVY ANN REINDL,

Defendant.

X

X

X

X

X

X

X

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

9888

COUNT ONE:

The Plaintiff claims of the Defendant Fifty Thousand Dollars (\$50,000.00) as damages for that on, heretofore, to-wit: the 30th day of January, 1971, at a point on U. S. Highway 98 approximately 0.4 of a mile North of the intersection of said Highway with Alabama Highway 104, and which point is a public highway in Baldwin County, Alabama, the Defendant so negligently operated a motor vehicle as to cause or allow the same to run into, upon and against an automobile being then and there operated by the Plaintiff and as a proximate consequence and result of the

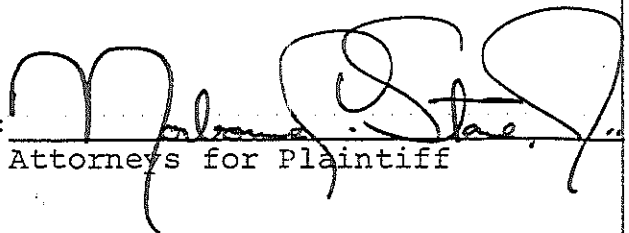
negligence of the Defendant aforesaid, the Plaintiff was severely and permanently injured and damaged in this: six of her ribs were broken, she suffered multiple fractures to her right knee cap, her left knee and leg were severely bruised, she received a blow to the left side of her head, she suffered shock, she was caused to suffer and continues to suffer a great mental and physical pain and anguish, she was made sick, sore and lame, she lost a great amount of time from her work and continues to lose time from her work, she was hospitalized and caused to incur hospital, medical and doctor bills in and about the care and treatment of her wounds, all as a proximate consequence and result of the negligence of the Defendant aforesaid, wherefore Plaintiff brings this suit and asks judgment in the above amount.

COUNT TWO

The Plaintiff claims of the Defendant Fifty Thousand Dollars (\$50,000.00) as damages for that on, heretofore, to-wit: the 30th day of January, 1971, at a point on U. S. Highway 98 approximately 0.4 of a mile North of the intersection of said Highway with Alabama Highway 104, and which point is a public highway in Baldwin County, Alabama, the Defendant wantonly injured the Plaintiff by then and there wantonly operating a motor vehicle as to caused the same to run into, upon and against an automobile being then and there operated by the Plaintiff and as a proximate consequence and result of the wanton misconduct of the Defendant, the Plaintiff was wantonly injured and damaged in this: six of her ribs were broken, she suffered multiple fractures to her right knee cap, her left knee and leg were severely bruised, she received a blow to the left side of her head, she suffered shock, she was caused to suffer and continues to suffer great mental and physical pain and anguish, she was made

sick, sore and lame, she lost a great amount of time from her work and continues to lose time from her work, she was hospitalized and caused to incur hospital medical and doctor bills in and about the care and treatment of her wounds, all as a proximate consequence and result of the wanton misconduct of the Defendant aforesaid, wherefore Plaintiff brings this suit and asks judgment in the above amount.

CHASON, STONE & CHASON

By: 
Attorneys for Plaintiff

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

CHASON, STONE & CHASON

By: 

Defendant's Address for Service:

3008 Curry Drive
Mobile, Alabama

FILED
JUN 18 1971
EUNICE B. BLACKMON CIRCUIT
CLERK

Received In Office

Date 10-25-71

WILSON BAKER

Sheriff, Dallas County, Ala.

By Beverly Milner

Executed this the 26 day of Oct, 1971

by leaving a copy of the within summons and complaint with

Iva Ann Reindle

Wilson Baker Defendant.
Sheriff of Dallas County, Ala.

A. A. Chason
Deputy Sheriff, Dallas County, Ala.

RETURNED 6/29/71

Not found in my County after diligent search and inquiry.

RAY D. BRIDGES, Sheriff

By C. B. Paquet D.S.

Mileage 1.00
Duty Fee 1.50
2.50

BY DEPUTY SHERIFF
SHERIFF OF DALLAS COUNTY
CLERK 10 DUES
AT TEN CENTS PER PAGE
TOTAL OF \$ 1.00
WILSON BAKER, SHERIFF

Swanson # 9888

8768

JUN 18 1971

JOSEPHINE R. HOLMAN,

Plaintiff,

VS.

NF

IVA ANN REINDL,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

OCT 22 1971

JAYLO
SHERIFF

SUMMONS AND COMPLAINT

***** FILED *****

JUN 18 1971

EUNICE B. BLACKMON
CIRCUIT CLERK

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

JOSEPHINE R. HOLMAN, : IN THE CIRCUIT COURT OF
 Plaintiff, : BALDWIN COUNTY, ALABAMA
 -VS- :
 IVY ANN REINDL, : AT LAW
 Defendant. : CASE NO. 9888

COMES NOW the Defendant, Ivy Ann Reindl and for answer to the Plaintiff's Complaint and to each count thereof, separately and severally, says as follows, separately and severally:

1. Not guilty.
2. The material allegations of the Complaint are untrue.
3. This defendant says that at the time and place complained of in the complaint the plaintiff so negligently operated a motor vehicle at said time and place averred in the complaint so as to proximately contribute to the injuries and damages of which she complains, hence she ought not have and recover of this defendant.

FILED

FEB 21 1972

EUNICE B. BLACKMON CIRCUIT CLERK

LYONS, PIPES AND COOK
 Attorneys for the Defendant

By:


 Gordon B. Kahn

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 21 day of FEB, 19 1972 served a copy of the foregoing pleading on counsel for all parties to this proceeding by mailing the same by United States mail, properly addressed, and first class postage prepaid.

JOSEPHINE R. HOLMAN,	:	IN THE CIRCUIT COURT OF
Plaintiff,	:	BALDWIN COUNTY, ALABAMA
-vs-	:	
	:	AT LAW
IVY ANN REINDL,	:	
Defendant.	:	CASE NO. 9888

COMES NOW the Defendant in the above-styled cause and demurs to the Plaintiff's Complaint and to each count thereof, separately and severally and as grounds therefor sets down and assigns the following grounds, separately and severally:

1. For aught that appears from said count there is no duty owed by this defendant to the plaintiff.
2. For aught that appears from said count there is no breach of any duty owed by this defendant to the Plaintiff.
3. For aught that appears from said count the injuries and damages of which the plaintiff complains were not the proximate result of any act or failure to act on the part of this defendant.
4. For aught that appears from said count the wantonness complained of describes the act and not the injury.

LYONS, PIPES AND COOK
Attorneys for the Defendant

By: _____

GORDON B. KAHN

CERTIFICATE OF SERVICE
I do hereby certify that I have on this _____ day of _____, 19____, served a copy of the foregoing pleading on counsel for all parties to this proceeding by mailing the same by United States mail, properly addressed, and first class postage prepaid.

FILED

NOV 10 1971

EUNICE B. BLACKMON CIRCUIT CLERK

Josephine R. Holman
Plaintiff

Vs.

Ivy Ann Reindl
Defendant

* IN THE CIRCUIT COURT OF
BALDWIN COUNTY
~~MOBILE COUNTY~~, ALABAMA

* AT LAW

* CASE NO: 9888

*

NOTICE OF DEPOSITION

TO: Mr. Norborne C. Stone, Jr.
Chason, Stone & Chason
P. O. Box 120
Bay Minette, Alabama 36507

Please take notice that at 3:45p.m on the 8th day of
August, 1972 in the office of Chason, Stone & Chason
situated at Bay Minette, Alabama the defendant Ivy Ann Reindl
will take the deposition of Alfred Holman, whose address is
Rt. 2, Box 168A, Fairhope, Ala upon oral examination pursuant
to an Act of the Legislature of the State of Alabama, designed
as Act No. 375, Regular Session 1955, Approved September 8, 1955,
before Mr. Walter Wise, an officer authorized to
administer oaths in the County of Mobile, State of Alabama, duly
authorized to take depositions and swear witnesses in said
County, in said State. The oral examination will continue
from day to day until completed and you are invited to attend
and examine the witness.

LYONS, PIPES AND COOK
Attorneys for Defendant.

By: Gordon B. Kahn

Gordon B. Kahn

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 19 day of July,
1972, served a copy of the foregoing Notice of Deposition on
counsel for all parties to this proceeding by mailing the same
by United States Mail, properly addressed, and first class
postage prepaid.

Gordon B. Kahn
Gordon B. Kahn

FILED

JUL 20 1972

EUNICE B. BLACKMON
CIRCUIT
CLERK

Josephine R. Holman,	*	IN THE CIRCUIT COURT OF
Plaintiff	*	BALDWIN COUNTY, MOBILE COUNTY , ALABAMA
Vs.	*	AT LAW
Ivy Ann Reindl	*	
Defendant	*	CASE NO: 9888

NOTICE OF DEPOSITION

TO: Mr. Norborne C. Stone, Jr.
Chason, Stone & Chason
P. O. Box 120
Bay Minette, Alabama

Please take notice that at 3 p.m. on the 8th day of
August, 1972 in the office of Chason, Stone & Chason
situated at Bay Minette, Alabama the defendant Ivy Ann Reindl
will take the deposition of Josephine Holman, whose address is
Rt. 2, Box 168 A, Fairhope, Alabama upon oral examination pursuant
to an Act of the Legislature of the State of Alabama, designed
as Act No. 375, Regular Session 1955, Approved September 8, 1955,
before Mr. Walter Wise, an officer authorized to
administer oaths in the County of Mobile, State of Alabama, duly
authorized to take depositions and swear witnesses in said
County, in said State. The oral examination will continue
from day to day until completed and you are invited to attend
and examine the witness.

LYONS, PIPES AND COCK
Attorneys for Defendant.

By: Gordon B. Kahn
Gordon B. Kahn

C E R T I F I C A T E O F S E R V I C E

I do hereby certify that I have on this 19 day of July,
1972, served a copy of the foregoing Notice of Deposition on
counsel for all parties to this proceeding by mailing the same
by United States Mail, properly addressed, and first class
postage prepaid.

FILED

JUL 20 1972

EUNICE B. BLACKMON CIRCUIT
CLERK

Gordon B. Kahn
Gordon B. Kahn

JOSEPHINE R. HOLMAN,
Plaintiff

Vs.
IVY ANN REINDL,
Defendant

* IN THE CIRCUIT COURT OF
BALDWIN
* ~~MOBILE~~ COUNTY, ALABAMA

* AT LAW

* CASE NO: 9,888

*

NOTICE OF DEPOSITION

TO: Hon. Norborne C. Stone, Jr.
Attorneys at Law
Bay Minette, Alabama

Please take notice that at 4:45 P.M. on the 6th day of
October, 1972 in the office of Dr. Gordon E. Carroll
2157 Airport Boulevard
situated at Mobile, Alabama the defendant Ivy Ann Reindl
will take the deposition of Dr. Carroll, whose address is
2157 Airport Boulevard,
Mobile, Alabama upon oral examination pursuant
to an Act of the Legislature of the State of Alabama, designed
as Act No. 375, Regular Session 1955, Approved September 8, 1955,
before Wise & Associates, an officer authorized to
administer oaths in the County of Mobile, State of Alabama, duly
authorized to take depositions and swear witnesses in said
County, in said State. The oral examination will continue
from day to day until completed and you are invited to attend
and examine the witness.

LYONS, PIPES AND COCK
Attorneys for Defendant.

By: Gordon B. Kahn

Gordon B. Kahn

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 4 day of October,
1972 served a copy of the foregoing Notice of Deposition on
counsel for all parties to this proceeding by mailing the same
by United States Mail, properly addressed, and first class
postage prepaid.

Gordon B. Kahn
Gordon B. Kahn

NOTE THE CLERK:

Please issue Subpoena Duces Tecum to Dr. Gordon E. Carroll to have with him all of his medical records, x-rays, memorandums, and pertinent medical information concerning Josephine R. Holman, formerly Josephine R. Conway.


Gordon B. Kahn

FILED

OCT 7 1972

EUNICE B. BLACKMON CIRCUIT
CLERK

JOSEPHINE R. HOLMAN, : IN THE CIRCUIT COURT OF
Plaintiff, : BALDWIN COUNTY, ALABAMA
vs- : AT LAW
IVY ANN REINDL, : CASE NO. 9,888
Defendant. :

TO: Hon. Norborne C. Stone, Jr.
Chason, Stone & Chason
Attorneys at Law
Bay Minette, Alabama

Please take notice that at 3:00 P.M. on the 6th day of
October, 1972 in the office of Illinois Central Railroad,
Yard Office, Mobile, Alabama, the Defendant, Ivy Ann
Reindl will take the deposition of Jimmy Sandifer,
Asst. to Supt. of Terminals, whose address is Beauregard
Street, Mobile, Alabama, upon oral examination
pursuant to an Act of the Legislature, designated as Act No.
375, Regular Session 1955, approved September 8, 1955, before
Walter Wise & Associates, officers authorized to Administer
oaths in the County of Mobile, State of Alabama, duly authorized
to take depositions and swear witnesses in said County, in said
State. The oral examination will continue from day to day until
completed and you are invited to attend and examine the witness.

LYONS, PIPES AND COOK
Attorneys for the Defendant

By: Gordon B. Kahn

Gordon B. Kahn

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 4 day of October,
1972, served a copy of the foregoing Notice of Deposition on
counsel for all parties to this proceeding by mailing the same
by United States Mail, properly addressed, and first class
postage prepaid.

Gordon B. Kahn
Gordon B. Kahn

NOTE TO THE CLERK:

Please issue subpoena duces tecum to bring with him all employment records, retirement records and medical records concerning Josephine R. Holman formerly Josephine R. Conway, returnable for 2:00 p.m. on October 6th, 1972 at 2510 First National Bank Building, Mobile, Alabama.


Gordon B. Kahn

FILED

OCT 7 1972

EUNICE B. BLACKMON CIRCUIT
CLERK

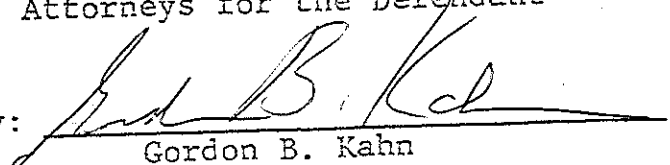
JOSEPHINE R. HOLMAN, : IN THE CIRCUIT COURT OF
Plaintiff, : BALDWIN COUNTY, ALABAMA
vs- : AT LAW
IVY ANN REINDL, : CASE NO. 9,888
Defendant. :

TO: Hon. Norborne C. Stone, Jr.
Chason, Stone & Chason
Attorneys at Law
Bay Minette, Alabama

Please take notice that at 2:00 P.M. on the 6th day of
October, 1972 in the office of Illinois Central Railroad Office,
Yard Office, Mobile, Alabama, the Defendant, Ivy Ann
Reindl will take the deposition of L. R. Abernathy,
Supt. of Terminals, whose address is Beauregard St.
Mobile, Alabama, upon oral examination
pursuant to an Act of the Legislature, designated as Act No.
375, Regular Session 1955, approved September 8, 1955, before
Walter Wise & Associates, officers authorized to Administer
oaths in the County of Mobile, State of Alabama, duly authorized
to take depositions and swear witnesses in said County, in said
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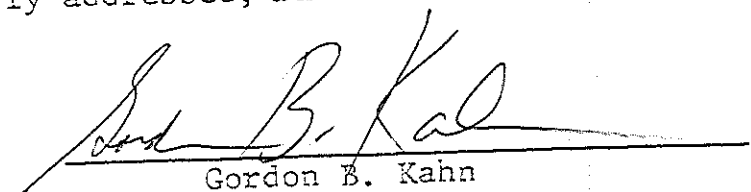
LYONS, PIPES AND COOK
Attorneys for the Defendant

By:


Gordon B. Kahn

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Gordon B. Kahn

FILED

OCT 7 1972

EUNICE B. BLACKMON CLERK