

MARY O'NEAL,

Plaintiff,

VS.

L. L. RADCLIFF,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

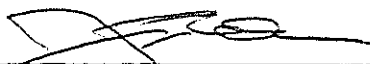
NO. 9914

AMENDED COMPLAINT

Now comes the plaintiff in the above styled cause and amends the complaint heretofore filed in said cause by adding thereto the following:

COUNT TWO

The plaintiff claims of the defendant Ten Thousand Dollars (\$10,000.00) damages for an assault and battery committed by the defendant on the plaintiff, viz: on the 14th day of June, 1971, and as a proximate result of said assault and battery committed upon her by said defendant, she was caused to incur doctor, medical and drug bills in excess of \$200.00 and caused to suffer pain and mental anguish and was caused to miss long periods of time from her employment, all to her damages aforesaid, hence this suit.


Attorney for Plaintiff

FILED

APR 7 1972

EUNICE B. BLACKMON CIRCUIT
CLERK

TO ANY SHERIFF OF THE STATE OF ALABAMA:

WITNESS my hand this 9th day of July, 1971.

Ernest L. Blackburn
Clerk

* * * * *

Defendant.

AT LAW 9914

COUNT ONE

~~Attorney for Plaintiff~~

~~Attorney for Plaintiff~~

FILED

Jul 9 1921

LEONICE B. BLACKMON CIRCUIT
CLERK

9914

Mary O'Neal

vs:

L. L. Radcliff

FILED

JUL 9 1971

EUNICE B. BLACKMON CIRCUIT CLERK

J. R. Owen

Sheriff claims 160 miles at
Ten Cents per mile Total \$16.00
TAYLOR WILKINS, Sheriff
By Robert F. Starnes
DEPUTY SHERIFF

Received 9 day of July 19 71
and on 11 day of July 19 71
I served a copy of the within Set C
on L. L. Radcliff

By service on L. L. Radcliff

TAYLOR WILKINS, Sheriff
By Robert F. Starnes D. S.

MARY O'NEAL,)	IN THE CIRCUIT COURT OF
)	
Plaintiff,)	BALDWIN COUNTY, ALABAMA
)	
vs.)	
)	AT LAW. NO. 9914.
L. L. RATCLIFF,)	
Defendant.)	

AMENDED ANSWER:

Now comes the Defendant in the above styled cause and for answer to the complaint as last amended and to each count thereof, both separately and severally, says as follows:

PLEA ONE:

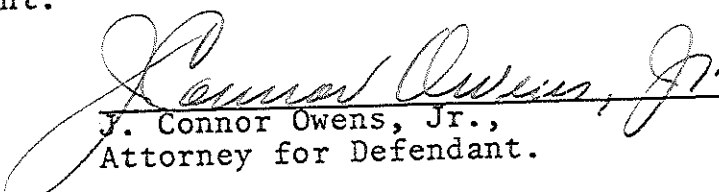
Not guilty.

PLEA TWO:

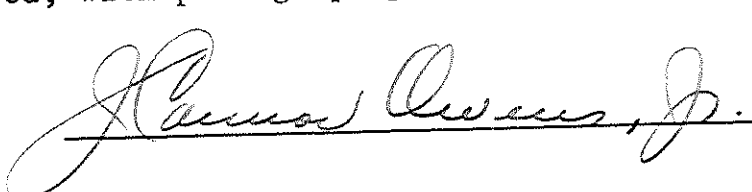
The allegations of the amended complaint are untrue.

PLEA THREE:

For further plea and answer to Plaintiff's complaint as last amended, says: That the Defendant, on the occasion complained of, was operating a restaurant at Gulf Shores, Alabama, for the sale of divers goods and drinks, and Plaintiff, on the 14th day of June, 1971, came to and entered the Defendant's restaurant as aforesaid, which was located in the Town of Gulf Shores, Alabama, and failed and refused, without legal cause or excuse, to immediately leave upon being ordered to do so by the Defendant, and Defendant further avers that he employed no more force than was reasonably necessary in ejecting, or attempting to eject, the Plaintiff from Defendant's restaurant.


J. Connor Owens, Jr.,
Attorney for Defendant.

I, the undersigned Attorney of Record for the Defendant in the foregoing cause, do hereby certify that I have caused a copy of the foregoing answer to be served on James R. Owen, the attorney of record for the Plaintiff, by placing the same in the United States Mail, properly addressed, with postage prepaid, this 10th day of April, 1972.



FILED

APR 12 1972

CLERK
JUNICE B. BLACKMON

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW
CASE NO. 9914

NOTICE OF DEPOSITION

Please take notice that the Defendant in the above styled cause will take the testimony on oral examination of the Plaintiff, Mary O'Neal, at 3:00 P.M., Wednesday, December 15, 1971, in the offices of Johnstone, Adams, May, Howard & Hill, Ninth Floor, Merchants National Bank Building, Mobile, Alabama, in accordance with Section 474(1)-474(18) of Title 7, Code of Alabama, 1940, as amended, before Walter W. Wise, a Notary Public, or before some other officer authorized by law to administer oaths. Such oral examination shall continue from day to day until completed.

JOHNSTONE, ADAMS, MAY, HOWARD & HILL

By

Attorneys for Defendant

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 30th day of November, 1971, 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

DEC 3 1971

EUNICE B. BLACKMON CIRCUIT CLERK

JOHNSTONE, ADAMS, MAY, HOWARD & HILL

ATTORNEYS AT LAW

NINTH FLOOR MERCHANTS NATIONAL BANK BUILDING
PHONE 433 5561 AREA CODE 205 P. O. BOX 1988

MOBILE, ALABAMA 36601

C. A. L. JOHNSTONE, JR.
R. F. ADAMS
JAMES L. MAY, JR.
ALEX T. HOWARD, JR.
J. JEPHTHA HILL
C. B. BAILEY, JR.
BROCK B. GORDON
BEN H. HARRIS, JR.
WILLIAM H. HARDIE, JR.
DOUGLAS INGE JOHNSTONE
E. WATSON SMITH
JACK MCLENDON PATE

August 17, 1971

GESSNER T. MCCORVEY (1882-1965)
BEN D. TURNER (1886-1968)

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

Re: Mary O'Neal v. L. L. Ratcliff
Case No. 9914

Dear Mrs. Blackmon:

I am enclosing an answer to the amended complaint in the above.
I would appreciate your giving me some idea when this case
might be set for trial. Thank you.

Yours very truly,


Ben H. Harris, Jr.

BHHjr:hs

Enclosure

MARY O'NEAL,

Plaintiff,

-vs-

L. L. RATCLIFF,

Defendant.

) IN THE CIRCUIT COURT OF

) BALDWIN COUNTY, ALABAMA

) AT LAW

) CASE NO. 9914

Comes now the Defendant in the above styled cause and for answer to the amended complaint sets forth the following pleas, jointly and separately:

PLEA ONE

Not guilty.

PLEA TWO

The allegations of the amended complaint are untrue.

JOHNSTONE, ADAMS, MAY, HOWARD & HILL

By [Signature]

Attorneys for Defendant

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 17 day of Aug, 1971, 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.

[Signature]

FILED

AUG 19 1971

CLARENCE B. BLACKMON CIRCUIT CLERK

Jimmy Owens
Call & wants
this case dismissed

9914