

LUCILLE KENNEDY,)	
)	IN THE CIRCUIT COURT OF
Plaintiff,)	
vs.)	BALDWIN COUNTY, ALABAMA
CHARLES D. SANKS,)	
)	AT LAW.
Defendant.)	10,057

COUNT ONE:

The Plaintiff claims of the Defendant FIVE THOUSAND DOLLARS (\$5,000.00) damages, for wrongfully taking the following goods and chattels, the property of the Plaintiff, to-wit: a check in the sum of \$9,200.00.

COUNT TWO:

The Plaintiff claims of the Defendant FIVE THOUSAND DOLLARS (\$5,000.00) damages, for assault and battery, committed by Defendant on the Plaintiff, to-wit: on the ¹⁵~~12~~th day of October, 1970.

COUNT THREE:

The Plaintiff claims of the Defendant the sum of FIVE THOUSAND DOLLARS (\$5,000.00) damages, for that on October ^{to-wit:} ¹⁵~~12~~, 1970, the Defendant entered the dwelling house of the Plaintiff in Baldwin County, Alabama, in the absence of her husband, with the evident purpose of collecting an alleged claim and with full knowledge that the Plaintiff's husband was absent from home, forcibly ejected the Plaintiff from the house owned by her and her husband and locked said house, taking with him the keys to the same and kept her so evicted for a period of approximately twelve hours, until he received from the Plaintiff an endorsement and delivery of a check for approximately \$9,200.00, and as a proximate consequence of the acts of the Defendant aforesaid, the Plaintiff was thrown into a state of nervous excitement, was made sick, and caused to suffer emotional disorders, hence this suit.

REYNOLDS & LAUTEN

By: William R. Lauten

and J. Connor Owens, Jr.
Attorneys for Plaintiff.

FILED

OCT 4 1971

ELIJAH B. BLACKMON CIRCUIT CLERK

The Plaintiff demands a trial of
this cause by a Jury.

William N. Lawler
Attorney for Plaintiff.

FILED

OCT 4 1971

RENICE B. BLACKMON CIRCUIT
CLERK

We the Jury find
in favor of Defendant

A.R. Wilson

SUMMONS AND COMPLAINT

THE STATE OF ALABAMA
BALDWIN COUNTY

Circuit Court, Baldwin County

No. 10057

.....TERM. 19.....

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon CHARLES D. SANKS

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.....

CHARLES D. SANKS

Defendant.....

by LUCILLE KENNEDY

Plaintiff.....

Witness my hand this 4th day of October 19 71

Lucille B. Kennedy Clerk

24 11-11-71

No. 10,057

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THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT

LUCILLE KENNEDY

Plaintiffs

vs.

CHARLES D. SANKS

Defendants

SUMMONS AND COMPLAINT

FiledOctober 4, 1971..... 19.....

Eunice B. Blackmon Clerk

OCT 5 1971

JAMES
SHERIFF

WILLIAM R. LAUTEN
J. CONNOR OWENS, JR.

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Bay Minette, Alabama

Received In Office

Oct. 5 1971

Sheriff

I have executed this summons

this Oct 11 1971
by leaving a copy with

Charles D. Sanks

Sheriff claims 6 miles at
Ten Cents per mile Total \$.60
TAYLOR WILKINS Sheriff
BY Albert
DEPUTY SHERIFF

Taylor Wilkins
W. A. Talbert Sheriff

Deputy Sheriff

Moore Printing Co. - Bay Minette, Ala.

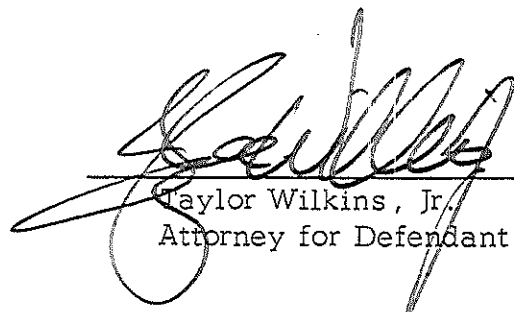
3 miles South of RV

LUCILLE KENNEDY	X	IN THE CIRCUIT COURT OF
	X	BALDWIN COUNTY, ALABAMA
VS	X	AT LAW
CHARLES D. SANKS	X	
DEFENDANT	X	CASE NO: 10,057

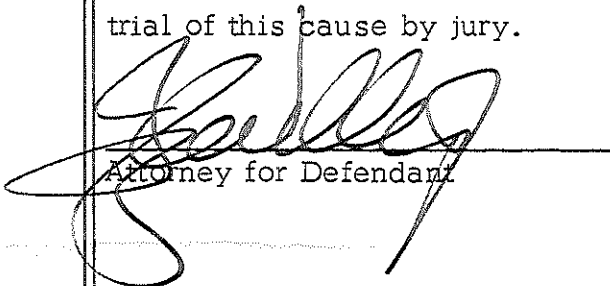
DEMURRER

Comes now the Defendant in the above styled cause and files this his demurrer to the Plaintiff's complaint and to each count thereof separately and severally and assigns the foregoing grounds separately and severally to each count:

1. The Plaintiff has failed to state a cause of action against the Defendant.
2. The allegation that the purpose of collecting an alleged claim as set out in Count Three of the Plaintiff's bill of complaint is a conclusion of the pleader.


Taylor Wilkins, Jr.
Attorney for Defendant

Defendant respectfully demands a trial of this cause by jury.


Attorney for Defendant

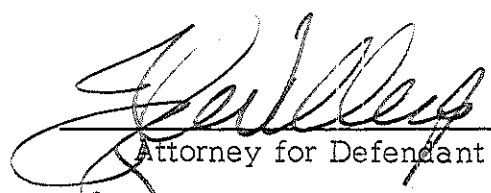
FILED

OCT 22 1971

EUNICE B. BLACKMON CIRCUIT CLERK

I, the undersigned, Taylor Wilkins, Jr., do hereby certify that I have on this the 21st day of October, 1971, forwarded a true and exact copy of the foregoing demurrer to Mr. William N. Lauten, attorney at Law, Waterman Building, Mobile, Alabama, and J. Connor Owens, Jr., attorney at Law, Bay Minette, Alabama, attorneys of record for the Plaintiff, by mailing the same in the United States Post Office, properly addressed, with the postage paid thereon.

DONE this the 21st day of October, 1971.


Attorney for Defendant


LUCILLE KENNEDY (IN THE CIRCUIT COURT OF
Plaintiff (BALDWIN COUNTY, ALABAMA
VS (AT LAW
CHARLES D. SANKS (
Defendant (CASE NO: 10,057

PLEA

Comes now the Defendant, Charles D. Sanks, in the above styled cause, and for plea to the Plaintiff's bill of complaint, and to each count thereof separately and severally, says as follows:

1. Not guilty

2. That the Nine Thousand Two Hundred (\$9,200.00) Dollars check referred to in said complaint was not the goods and chattels of the Plaintiff, but was a check drawn to the order of the Plaintiff and Defendant, as payment to the Defendant for constructing the Plaintiff a house in Stapleton, Alabama. That the Plaintiff moved into said house after completion thereof, but refused to endorse the \$9,200.00 check and pay the Defendant in accordance with the written contract between the parties. That the Defendant asked the Plaintiff to vacate said house until she endorsed said check and paid the Plaintiff for his work, which the Plaintiff agreed to.


Taylor Wilkins, Jr.
Attorney for Defendant

I, the undersigned, Taylor Wilkins, Jr., do hereby certify that I have on this the 10th day of January, 1973, forwarded a true and exact copy of the foregoing plea to Mr. William N. Lauten, Attorney at Law, Waterman Building, Mobile, Alabama, and J. Connor Owens, Jr., Attorney at Law, Bay Minette, Alabama, attorneys of record for the Plaintiff, by mailing the same in the United States Post office, properly addressed, with first class postage paid thereon.

DONE this 10th day of January, 1973.


FILED

JAN 16 1973

EUNICE B. BLACKMON CIRCUIT
CLERK

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Attorney for Defendant

- ~~1. Sims, Joel A., Farmer, Rabon, Alabama~~ *D3*
- ~~2. Slaughter, Wm. E., V-Pres Bacon McMillan, Pensaw, Star Rt. A Stockton~~
- ~~3. Leigh, Calvin D., Agt. Life of Georgia Ins., 361 Gaston Av. Fairhope~~
- ~~4. Kant, Wm. A., Supvr. Eastwood Nealy, 5 Ronger Rd. Spanish Fort, Bay Minette~~
- ~~5. Chandler, Al., Jr., Slmn. Baldwin Times, Silverhill, Bay Minette~~
- ~~6. Burt, Joyce, Housewife, Rt. 2 Box 20, Bay Minette~~
- ~~7. Gilbert, B. B., County Garage Mechanic, 104 W. Magnolia St. Bay Minette~~
- ~~8. Bell, Bennie, Farmer, Rt. 1 Perdido, Alabama~~ *P3*
- ~~9. Bates, Charles L., Jr., Acct. Bittner Ind. 33 Caisson Trace, Spanish Fort~~
- ~~10. Hartley, Dewey L., Kaiser Almn. 1900 McMillan, Bay Minette~~
- ~~11. Munnerlyn, Elmer, Laborer, Star Rt. A Stockton, Alabama~~
- ~~12. Robinson, Harold C., Electn. Scott Paper Co. 100 Berglin St. Fairhope, Mobile~~
- ~~13. Poser Walter L., Mgr. Poser Printing Co. 451 Boone La. Fairhope~~
- ~~14. Quinley, Nora G., Smstrs. Bay Slacks 206 N. White Av. Bay Minette~~
- ~~15. Ponder, Jack, Plumbing Contr. Box 96, Fairhope~~
- ~~16. Bryars, Ewing E., Mobile Reserve Fleet, 207 Clay St. Bay Minette~~ *P4*
- ~~17. Burden, Douglas, Survey Tech F'Hope Title & Survey, Montrose, Fairhope~~
- ~~18. Bryant, Prentis, Laborer Newport Ind., 807 Daphne Rd. Bay Minette~~
- ~~19. Corbett, Howard Dan Leigh Kisser Plant, 403 Moran St. Bay Minette~~ *P1*
- ~~20. Simmons, Kenneth J., Exec. Pilot Cont Mtrs. 125 Confederate Dr. Spanish Fort, Mobile~~ *D5*
- ~~21. Webb, Elroy, Eng. Ala. St. Dock, 203 Spanish Main St. Spanish Fort, Mobile~~
- ~~22. White, Harold A., Hales M.F. Co. Box 137 Foley,~~
- ~~23. Payne, Maxwell W., Housewife, 1601 Armstrong Av. Bay Minette~~ *D2*
- ~~24. Brabner, Martin J., Jr., South Central Bell, Rt. 2 Bay Minette, Mobile~~ *P2*
- ~~25. Sanks, Sarah, Clk. Tax Assec. 607 Moog Av. Bay Minette~~
- ~~26. Luther, Francis, Jr., Kaiser Almn, 1104 N. White Av. Bay Minette~~ *P4*
- ~~27. Wilson, A. Robert, Wilson's Pure Station, W lson Dr. Spanish Fort,~~
- ~~28. Ward, John E., Tech. Int. Paper Co., 121 Spanish Main St. Spanish Fort, Mobile~~
- ~~29. Childs, Jack F., Dept. Supt Warrior & Gulf Navigation, 131 Pineridge Rd. Daphne~~
- ~~30. Barnett, John E., St. Regis Paper Co., Rt. 4 Box 180 B Cantonment, Fla. Bay Minette~~
- ~~31. Moore, Byrd, III, Engineer, 151 Blue Island Ave. Fairhope~~ *D4*
- ~~32. Watts, Evelyn, Clerk, Bay Minette~~ *P5*
- ~~33. Bryars, Dollie, Clerk, Bay Minette~~ *D1*
- ~~34. Brown, Hilary, Retired, Bay Minette~~
- ~~35. Dean, Marvin A., Newport, Bay Minette~~
- ~~36. Hall, Orgin, Bay Minette~~
- ~~37. Reid, Bernice, Bookkeeping, Bay Minette~~

P XXXXX X - 6

D XXXX - 5

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