

AETNA CASUALTY AND SURETY
COMPANY, a corporation,

Plaintiff,

vs.

JOHN MIXON,

Defendant.

) IN THE CIRCUIT COURT

) OF

) BALDWIN COUNT , ALABAMA

) AT LAW 10, 191

Plaintiff claims of the defendant EIGHT THOUSAND NINE
HUNDRED FORTY-NINE AND 36/100 (\$8,949.36) DOLLARS, plus
interest due by him for money on ^{to-wit} the 7th day of April, 1970
received by the defendant to the use of the plaintiff, which
sum of money, with interest thereon, is still unpaid.

BROWN, HUDGENS, FULFORD, SINTZ
AND RICHARDSON

By

Peter V. Sintz

Serve the Defendant:

John Mixon
373 Pecan Street
Fairhope, Alabama 36532

FILED

JAN 12 1972

EUNICE B. BLACKMON CIRCUIT
CLERK

SUMMONS AND COMPLAINT

Moore Printing Co. - Bay Minette, Ala.

STATE OF ALABAMA

Baldwin County

Circuit Court, Baldwin County

No. 10,191

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

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon John Mixon

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.....

John Mixon, Defendant.....

by Aetna Casualty & Surety Company, A Corporation

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

Witness my hand this 12th day of January 1972..

Eunice B. Blakeman, Clerk

No. 10,191

Page.....

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

AETNA CASUALTY & SURETY COMPANY, A CORP.

Plaintiffs

vs.

JOHN MIXON

Defendants

SUMMONS AND COMPLAINT

Filed January 12, 1972

Eunice B. Blackmon Clerk

JAN 13 1972

TAYLOR WILKINS
SHERIFF

Brown, Hudgens, Fulford, Sintz & Richardson

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

January 13, 1972
Taylor Wilkins Sheriff

I have executed this summons

this 14 JAN. 1972

by leaving a copy with

John Mixon

Sheriff claims 20 miles at

Ten Cents per mile Total \$ 2.00

TAYLOR WILKINS, Sheriff

BY W. Creed DEPUTY SHERIFF

Taylor Wilkins Sheriff
W. Creed Deputy Sheriff

AETNA CASUALTY AND SURETY COMPANY,
a corporation,

Plaintiff,

vs.


JOHN MIXON,

Defendant.

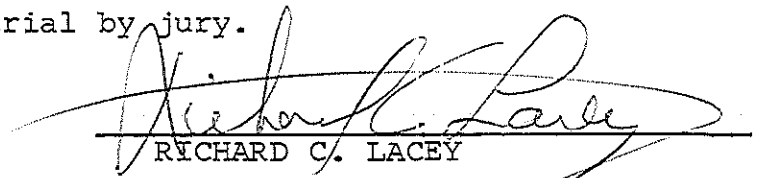
) IN THE CIRCUIT COURT
)
) OF
)
) BALDWIN COUNTY, ALABAMA
)
) AT LAW #10,191
)
)
)

COMES NOW the Defendant in the above styled cause and demurs the said Bill of Complaint and each count thereof as follows:

1. The Complaint fails to set a cause of action.
2. The Complaint fails to ~~cte~~ sufficient facts to apprise the defendant of the matters complained of.
3. The allegations contained in the Complaint are not sufficient to set a cause of action.
4. The Complaint is vague and unclear.
5. The Complaint is multifarious.

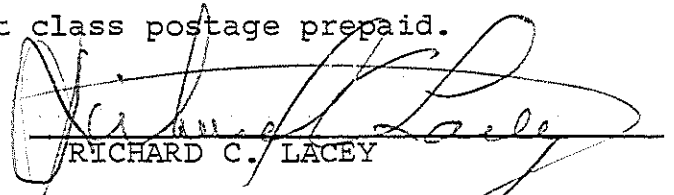

RICHARD C. LACEY
Attorney for the Defendant

The Defendant demands trial by jury.


RICHARD C. LACEY

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 1st day of February, 1972, served a copy of the foregoing Demurrer on Peter V. Sintz, Attorney at Law, Mobile, Alabama, by mailing the same by United States mail, properly addressed, and first class postage prepaid.


RICHARD C. LACEY

FILED

FEB 2 1972

EUNICE B. BLACKMON CIRCUIT CLERK

RICHARD C. LACEY

Attorney-At-Law

P. O. DRAWER A-J

FAIRHOPE, ALABAMA 36532

TELEPHONE 928-2373

March 29, 1973

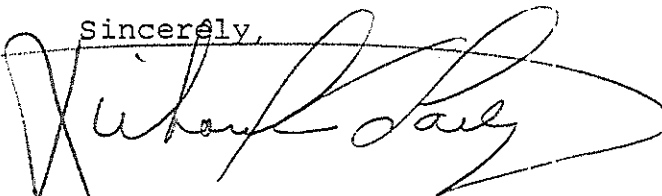
Mrs. Eunice B. Blackmon
Clerk, Circuit Court
Baldwin County Court House
Bay Minette, Alabama 36507

Re: Aetna Casualty and Surety Company vs.
John Nixon, Case No. 10,191

Dear Mrs. Blackmon:

Please find enclosed Answer in subject cause.

Sincerely,

A handwritten signature in dark ink, appearing to read "Richard C. Lacey", written over a horizontal line.

RCLacey

mr

Enclosure

AETNA CASUALTY AND SURETY
COMPANY, a corporation,

Plaintiff,

V S .

JOHN MIXON,

Defendant.

) IN THE CIRCUIT COURT
)
) OF
)
) BALDWIN COUNTY, ALABAMA
)
) AT LAW
)
) CASE NO. 10,191

Comes now the Defendant in above styled cause and files this
his answer to said Bill of Complaint and each and every count thereof
as follows:

I

Not Guilty.

II

General Issue.

III

Defendant for defense states that the only money received by
him from the Plaintiff was as a result of an action filed by the
Defendant against Hearin-Miller Transporters, Inc., for injuries
received while in the employment of said Hearin Miller Transporters,
Inc. which said money was paid by the Plaintiff to the Defendant
as liability carrier for Hearin-Miller Transporters, Inc. as
compensation for injuries received by Defendant while in the em-
ployment of Hearin Miller Transporters, Inc.


Attorney for Defendant

MAILING CERTIFICATE

I do hereby certify that I have on this 29th day of March,
1973, served a copy of the foregoing Answer on counsel for the
Plaintiff, Peter V. Sintz, Brown, Hudgens, Fulford, Sintz and
Richardson, by mailing the same by United States mail, properly
addressed, and first class postage prepaid.

FILED

MAR 30 1973

EUNICE B. BLACKMON CIRCUIT
CLERK