

WAYNE MORRIS GASKEY,

Plaintiff,

vs.

SARAH LEE PRUITT,

Defendant.

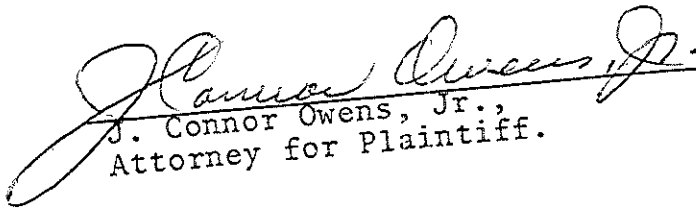
) IN THE CIRCUIT COURT OF
)
) BALDWIN COUNTY, ALABAMA
)
)

AT LAW.

10,225

The Plaintiff claims of the Defendant, the sum of ONE THOUSAND DOLLARS (\$1,000.00) as damages for that on, to-wit, the 3rd day of December, 1971, at approximately 12:00 o'clock Noon, while the Plaintiff was operating his vehicle along Highway 31 South (McMeans Avenue), at a point thereon, within the City Limits of the City of Bay Minette, Alabama, the Defendant, who was then and there operating a motor vehicle at the same time and place, so negligently operated such motor vehicle so as to cause or allow the same to collide with the motor vehicle of the Plaintiff, and as a proximate consequence and result of said negligence, the Plaintiff's vehicle was injured and damaged as follows: the right frond end and fender was severely damaged, broken, bent and torn; the front bumper was severely damaged, broken, bent and torn; the hood, grill, radiator and battery was severely damaged, broken, bent and torn;

And Plaintiff alleges that all his said injuries and damages were caused as a proximate result of the negligence of the Defendant aforesaid in and about the operation of said motor vehicle at said time and place, hence this suit.


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

FILED

FEB 7 1972

EUNICE B. BLACKMON
CIRCUIT CLERK

SUMMONS AND COMPLAINT

THE STATE OF ALABAMA
BALDWIN COUNTY

Circuit Court, Baldwin County

No.

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

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to SummonSARAH LEE PRUITT.....

.....ROUTE I, BOX 288, BAY MINETTE, ALA.....

.....
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.....

.....Sarah Lee Pruitt....., Defendant.....

byWAYNE MORRIS GASKEY.....

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

Witness my hand this.....^{7th}~~28th~~.....day of.....~~January~~^{February}.....19.72..

Cornice B. Blackman....., Clerk

Ex 2-14-72

No. 10,225

(B)

Page.....

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT

WAYNE MORRIS GASKEY

Plaintiffs

vs.

SARAH LEE PRUITT

Defendants

SUMMONS AND COMPLAINT

Filed **FILED** 19.72

FEB 7 1972 Clerk

EUNICE B. BLACKMON **CIRCUIT CLERK**

FEB 8 1972

J. CONNOR OWENS, JR.
Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Route I, Box 288
Bay Minette, Alabama

Received In Office

Feb. 8 1972

Taylor Welkins Sheriff

I have executed this summons

this Feb 14 1972

by leaving a copy with

Sarah Lee Pruitt

Sheriff claims 30

Ten Cents per mile Total 3.00

TAYLOR WELKINS

BY T. A. Zeller Deputy Sheriff

Taylor Welkins Sheriff

T. A. Zeller Deputy Sheriff

Moore Printing Co. - Bay Minette, Ala.

Bromley

WILSON HAYES

LAWYER

P. O. BOX 300

BAY MINETTE, ALABAMA

36507

TELEPHONE 937-5506

March 24, 1972

Clerk, Circuit Court
Baldwin County
Bay Minette, Alabama 36507

Re: Gasque Vs. Pruett
Law #10,225

Dear Eunice:

Please file the enclosed withdrawal of Jury Demand
in the above case.

With kind regards, I am


Yours very truly,


Wilson Hayes

pk
Enc.

WAYNE MORRIS GASKEY, X IN THE CIRCUIT COURT OF
Plaintiff, X BALDWIN COUNTY, ALABAMA
Vs. X AT LAW
SARAH LEE PRUITT, X
Defendant. X NUMBER: 10,225

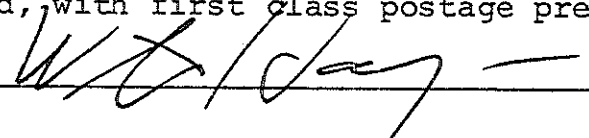
Comes now Defendant in the above styled cause and prays
leave of the Court and withdraws her demand for jury trial in
this cause.



Wilson Hayes
Attorney for Defendant

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 23 day of March,
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, with first class postage prepaid.



FILED

MAR 28 1972

EUNICE B. BLACKMON CIRCUIT
CLERK

WAYNE MORRIS GASKEY,	¶	IN THE CIRCUIT COURT OF
Plaintiff,	¶	BALDWIN COUNTY, ALABAMA
Vs.	¶	AT LAW
SARAH LEE PRUITT,	¶	
Defendant.	¶	NUMBER: 10,225

AMENDED ANSWER

Comes now the Defendant in the above styled cause and amends her answer to the complaint and says as follows:

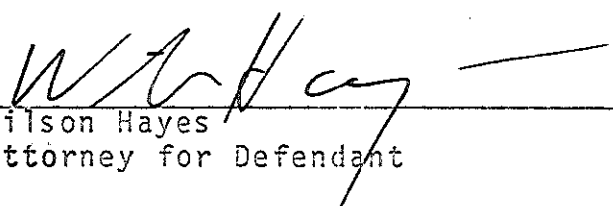
1. Not guilty.

2. The Defendant avers that the time and place alleged in the Plaintiff's complaint, to-wit approximately 12:00 noon, December 3, 1971, the Plaintiff was guilty of negligence which proximately contributed to his alleged injuries and damages and that at the time the said Plaintiff's motor vehicle was being operated on or upon U. S. Highway 31 South (McMeans Avenue) within the City Limits of the City of Bay Minette, Alabama, that the Plaintiff so negligently operated his motor vehicle as to cause or allow the same to collide with Defendant's motor vehicle; hence, Plaintiff ought not to recover.

3. As a further defense, the Defendant claims of the Plaintiff the sum of Seven Hundred Fifty and No/100 (\$750.00) Dollars, by way of recoupment for that heretofore and on, to-wit December 3, 1971 Defendant's motor vehicle was being operated on U. S. Highway 31 South (McMeans Avenue) at a point within the City Limits of the City of Bay Minette, Alabama, at said time and place the Plaintiff so negligently operated his motor vehicle as to cause or allow the same to collide with Defendant's motor vehicle. Defendant further avers that as a proximate result of the negligence of the Plaintiff as aforesaid, Defendant's motor vehicle was broken, bent, smashed and damaged; hence this plea of recoupment.

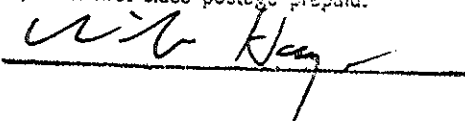
4. The Defendant, as a defense to the action of the Plaintiff saith that at the time the action was commenced, the Plaintiff was indebted to her in the sum of Seven Hundred Fifty (\$750) Dollars for that heretofore on to-wit the 3rd day of December, 1971 the Defendant's motor vehicle was being operated on or upon U. S. Highway 31 South (McMeans Avenue) at a point within the City Limits of the City of Bay Minette, Alabama and that Defendant at that time and place so negligently operated his motor vehicle as to cause or allow the same to collide with the automobile of Defendant. Defendant further avers that as a proximate result of the negligence of the Plaintiff as aforesaid, Defendant's motor vehicle was broken, bent, smashed, damaged and rendered less valuable. Defendant hereby offers to set off her said claim against the demand of Plaintiff and claims judgment for the excess.

5. As a further defense, the Defendant claims of the Plaintiff the sum of Five Hundred (\$500) Dollars, by way of recoupment for that heretofore and on, to-wit December 3, 1971 Defendant's motor vehicle was being operated on U. S. Highway 31 South (McMeans Avenue) at a point within the City Limits of the City of Bay Minette, Alabama, at said time and place the Plaintiff no negligently operated his motor vehicle as to cause or allow the same to collide with Defendant's motor vehicle in which Defendant was riding. Defendant further avers that as a proximate result of the negligence of the Plaintiff as aforesaid, Defendant was injured, in that she was bruised, lacerated and battered; hence this plea of recoupment.


Wilson Hayes
Attorney for Defendant

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 26 day of May 1972 served a copy of the foregoing on counsel for all parties to this proceeding by mail by United States Mail, properly addressed, with first class postage prepaid.



FILED

MAY 26 1972

E. B. BLACKMON DEPUTY CLERK

WAYNE MORRIS GASQUE,
Plaintiff,
Vs.

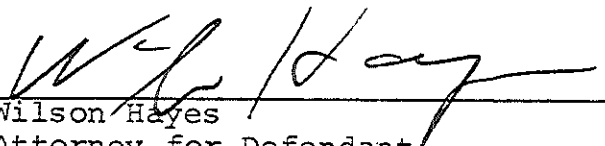
X IN THE CIRCUIT COURT OF
X BALDWIN COUNTY, ALABAMA
X AT LAW

SARAH LEE PRUETT,
Defendant.


X
X NUMBER: 10,225

Comes now Defendant in the above styled cause and for
answer to the Bill of Complaint says:

1. Not guilty.

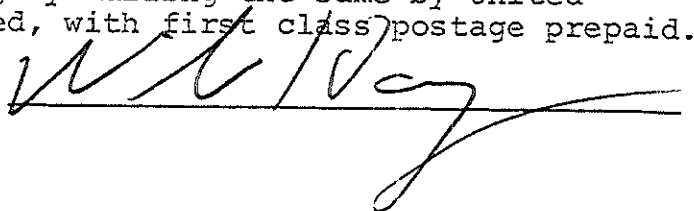

Wilson Hayes
Attorney for Defendant

Defendant demands trial
by Jury.



CERTIFICATE OF SERVICE

I do hereby certify that I have on this 24 day of Feb,
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, with first class postage prepaid.



FILED

FEB 22 1972

EUNICE B. BLACKMON CIRCUIT
CLERK

WILSON HAYES

LAWYER

P. O. BOX 300

BAY MINETTE, ALABAMA

36507

TELEPHONE 937-5506

February 21, 1972

Clerk, Circuit Court
Baldwin County
Bay Minette, Alabama 36507

Re: Gasque Vs. Pruett
Law #10,225

Dear Eunice:

Please file the enclosed answer and Jury
Demand in the above noted case.

With kind regards, I am

Yours very truly,


Wilson Hayes

mm
Enc.