

OSCAR HOLLAND SHARPLESS, JR.,

Plaintiff,

VS:

JAMES G. McCARTHA, individually
and D/B/A McCARTHA'S APPLIANCE
and FURNITURE or D/B/A McCARTHA'S
FURNITURE STORE; ERMA M. McCARTHA
individually and D/B/A McCARTHA'S
APPLIANCE and FURNITURE or D/B/A
McCARTHA'S FURNITURE STORE; McCARTHA'S
FURNITURE STORE or McCARTHA'S
APPLIANCE and FURNITURE, a co-partnership
composed of JAMES G. McCARTHA and ERMA
M. McCARTHA or owned by JAMES G.
McCARTHA individually or owned by ERMA
M. McCARTHA individually; and A. B. C.,
a person, firm or corporation, who was
the owner or operator or the employee
of the owner or operator of the motor
vehicle which collided with the vehicle
in which the plaintiff was riding as a
passenger on the occasion of the accident
made the basis of this suit, whose true
name or names are otherwise unknown to the
plaintiff at this time, but will be added
by amendment when ascertained; and,
ALPHONSE VALREE, individually and jointly,

Defendants.

(IN THE CIRCUIT
(COURT OF
(BALDWIN COUNTY,
(ALABAMA
(
(AT LAW
(
(CASE NO. 10,235

COUNT ONE

The Plaintiff, Oscar Holland Sharpless, Jr., claims of
the defendants the sum of ONE HUNDRED THOUSAND AND NO/100
(\$100,000.00) DOLLARS, as damages, for that, heretofore and on,
to-wit, the 11th day of May, 1971, the defendant, Alphonse
Valree, while acting as the agent, servant or employee of James
G. McCartha, individually and D/B/A McCartha's Appliance and
Furniture or D/B/A McCartha's Furniture Store; Erma M. McCartha
individually and D/B/A McCartha's Appliance and Furniture or
D/B/A McCartha's Furniture Store; McCartha's Furniture Store
or McCartha's Appliance and Furniture, a co-partnership composed
of James G. McCartha and Erma M. McCartha or owned by James G.
McCartha individually or owned by Erma M. McCartha individually

and A. B. C., a person, firm or corporation, who was the owner or operator or the employee of the owner or operator of the motor vehicle which collided with the vehicle in which the plaintiff was riding as a passenger on the occasion of the accident made the basis of this suit, whose true name or names are otherwise unknown to the plaintiff at this time, but will be added by amendment when ascertained, within the line and scope of his employment as such agent, servant or employee, so negligently operated a truck on McMeans Avenue, at or near its intersection with Hurricane Road, both of said highways or roads being then and there public highways or roads in the County of Baldwin, State of Alabama, as to cause or allow said truck to run into, upon or against the automobile in which the plaintiff was a passenger, which said automobile was operated at said time and place by Willie Houston Wolfe, in a southerly direction on McMeans Avenue, and as a proximate result of the negligence aforesaid, the plaintiff, Oscar Holland Sharpless, Jr., sustained the following personal injuries and damages: he was injured, lacerated, bruised, cut and damaged in and about his entire body; his nerves were greatly impaired; he was made sick and sore in and about his limbs and body; he suffered severe shock and was caused to suffer great discomfort and pain; he was greatly injured internally and externally; he was rendered temporarily and permanently disabled and disfigured; he was hospitalized in the Mobile General Hospital for many months; he was thereafter transferred to the Mobile Medcenter for many months during which time he was treated and completely incapacitated and suffered great physical and mental pain; his right hip was severely broken or suffered a severe fracture dislocation, resulting in his right leg being one inch or more shorter than the left leg that will eventually result in total hip replacement; his pelvis was severely fractured; his head went

through the windshield of the automobile in which he was riding and his face and forehead were badly cut causing the loss of much blood and the necessitation of many stitches to be taken in his head and face; his knees were driven into the dashboard of the car in which he was riding and as a result greatly damaged, injured and cut; he was required to seek the services of an orthopedic surgeon and general practitioner; a pin was inserted in his right leg above the knee resulting in permanent scars to the right leg; he suffers permanent facial disfigurement due to the stitches that were taken across his nose and between his eyes; he cannot stand on his right leg and suffers continuous pain in the leg; he is taking and been required to take enormous amounts of drugs and pills to relieve the pain and in order to force sleep; he has been required to have special built shoes to compensate for the shortness of his right leg; he suffers a ringing in his ears or head that did not exist before the accident; it was necessary to remove glass from his forehead due to the impact with the windshield of the car in which he was riding; he has been caused to suffer many therapy treatments and been in traction over a long period of time with his right leg; he has been required to have treatments and surgery and will be required to have further treatments and surgery in the future because of the condition of his right hip; he was caused to lose time and will be caused to lose time in the future from his place of employment; he has suffered many x-ray examinations and required to use linaments, sedatives and drugs and will be required to do so in the future; he has incurred great expenses for doctors, nurses, drugs, medicines, x-rays, sedatives, linaments, ambulance services and hospitalization and great expenses for transportation from Atmore, Alabama, to and from his doctors in Mobile, Alabama, and all of such expenses referred to will be incurred by the plaintiff in an attempt to heal and

cure his injuries and to alleviate the suffering and pain resulting from such injuries in the future; he has been permanently disfigured, injured and damaged and will remain so in the future and the plaintiff avers that all of his said injuries and damages were the proximate result of the negligence as aforesaid.

COUNT TWO

The Plaintiff, Oscar Holland Sharpless, Jr., claims of the defendants the sum of ONE HUNDRED THOUSAND AND NO/100 (\$100,000.00) DOLLARS, as damages, for that, heretofore and on, to-wit, the 11th day of May, 1971, the defendant, Alphonse Valree, while acting as the agent, servant or employee of James G. McCartha, individually and D/B/A McCartha's Appliance and Furniture or D/B/A McCartha's Furniture Store; Erma M. McCartha individually and D/B/A McCartha's Appliance and Furniture or D/B/A McCartha's Furniture Store; McCartha's Furniture Store or McCartha's Appliance and Furniture, a co-partnership composed of James G. McCartha and Erma M. McCartha or owned by James G. McCartha individually or owned by Erma M. McCartha individually and A. B. C., a person, firm or corporation, who was the owner or operator or the employee of the owner or operator of the motor vehicle which collided with the vehicle in which the plaintiff was riding as a passenger on the occasion of the accident made the basis of this suit, whose true name or names are otherwise unknown to the plaintiff at this time, but will be added by amendment when ascertained, within the line and scope of his employment as such agent, servant or employee, so wantonly operated a truck on McMeans Avenue, at or near its intersection with Hurricane Road, both of said highways or roads being then and there public highways or roads in the County of Baldwin, State of Alabama, as to cause or allow said truck to run into, upon or against the automobile in which the plaintiff was a

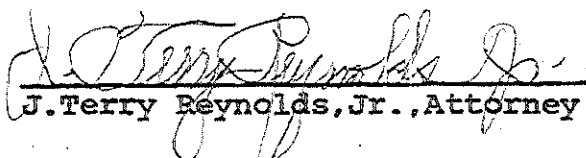
passenger, which said automobile was operated at said time and place by Willie Houston Wolfe, in a southerly direction on McMeans Avenue, and as a proximate result of the wanton negligence aforesaid, the plaintiff, Oscar Holland Sharpless, Jr., was wantonly injured and damaged as follows: he was injured, lacerated, bruised, cut and damaged in and about his entire body; his nerves were greatly impaired; he was made sick and sore in and about his limbs and body; he suffered severe shock and was caused to suffer great discomfort and pain; he was greatly injured internally and externally; he was rendered temporarily and permanently disabled and disfigured; he was hospitalized in the Mobile General Hospital for many months; he was thereafter transferred to the Mobile Mediacenter for many months during which time he was treated and completely incapacitated and suffered great physical and mental pain; his right hip was severely broken or suffered a severe fracture dislocation, resulting in his right leg being one inch or more shorter than the left leg that will eventually result in total hip replacement; his pelvis was severely fractured; his head went through the windshield of the automobile in which he was riding and his face and forehead were badly cut causing the loss of much blood and the necessitation of many stitches to be taken in his head and face; his knees were driven into the dashboard of the car in which he was riding and as a result greatly damaged, injured and cut; he was required to seek the services of an orthopedic surgeon and general practitioner; a pin was inserted in his right leg above the knee resulting in permanent scars to the right leg; he suffers permanent facial disfigurement due to the stitches that were taken across his nose and between his eyes; he cannot stand on his right leg and suffers continuous pain in the leg; he is taking and been required to take enormous amounts of drugs and pills to relieve the pain and in order to force sleep; he has been required to have special built shoes

to compensate for the shortness of his right leg; he suffers a ringing in his ears or head that did not exist before the accident; it was necessary to remove glass from his forehead due to the impact with the windshield of the car in which he was riding; he has been caused to suffer many therapy treatments and been in traction over a long period of time with his right leg; he has been required to have treatments and surgery and will be required to have further treatments and surgery in the future because of the condition of his right hip; he was caused to lose time and will be caused to lose time in the future from his place of employment; he has suffered many x-ray examinations and required to use linaments, sedatives and drugs and will be required to do so in the future; he has incurred great expenses for doctors, nurses, drugs, medicines, x-rays, sedatives, linaments, ambulance services and hospitalization and great expenses for transportation from Atmore, Alabama, to and from his doctors in Mobile, Alabama, and all of such expenses referred to will be incurred by the plaintiff in an attempt to heal and cure his injuries and to alleviate the suffering and pain resulting from such injuries in the future; he has been permanently disfigured, injured and damaged and will remain so in the future and the plaintiff avers that all of his said injuries and damages were proximately caused by the said wanton misconduct of the defendant in and about the operation of said motor vehicle at said time and place.

REYNOLDS & LAUTEN
Attorneys for Plaintiff

By: 
J. Terry Reynolds, Jr.

The plaintiff respectfully demands a trial by jury
in this cause.


J. Terry Reynolds, Jr., Attorney

Defendants may be served:

James G. McCartha,
individually and D/B/A, McCartha's
Appliance and Furniture or D/B/A McCartha's
Furniture Store, by serving him personally
South Hand Avenue
Bay Minette, Alabama

Erma M. McCartha,
individually and D/B/A, McCartha's
Appliance and Furniture or D/B/A McCartha's
Furniture Store, by serving her personally
South Hand Avenue or 302 East Second Street
Bay Minette, Alabama

McCartha's Furniture Store or McCartha's
Appliance and Furniture, a co-partnership
composed of James G. McCartha and Erma M.
McCartha or owned by James G. McCartha
individually or owned by Erma M. McCartha
individually, by serving one copy of the summons and
complaint on James G. McCartha and one copy of the summons
and complaint on Erma M. McCartha.
South Hand Avenue or 302 East Second Street
Bay Minette, Alabama

A. B. C., a person, firm or corporation, who
was the owner or operator or employee of the owner
or operator of the motor vehicle which collided
with the vehicle in which the plaintiff was riding as
a passenger on the occasion of the accident made the
basis of this suit, whose true name or names are
otherwise unknown to the plaintiff at this time, but
will be added by amendment when ascertained by
serving James G. McCartha and Erma M. McCartha, each.
South Hand Avenue or 302 East Second Street
Bay Minette, Alabama

Alphonse Valree
c/o McCartha's Appliance and Furniture Store, by serving
him personally
South Hand Avenue OR:
Route 2, Box 193
Bay Minette, Alabama 36507

THE STATE OF ALABAMA

MOBILE COUNTY

CIRCUIT COURT

To Any Sheriff of the State of Alabama:

You are hereby commanded to summon

James G. McCarthy, individually and d/b/a McCarthy's Appliance and Furniture or d/b/a McCarthy's Furniture Store

Erma M. McCarthy, individually and d/b/a McCarthy's Appliance and Furniture or d/b/a McCarthy's Furniture Store

McCarthy's Furniture Store or McCarthy's Appliance and Furniture, a co-partnership composed of James G. McCarthy and Erma M. McCarthy or owned by James G. McCarthy individually or owned by Erma M. McCarthy individually A.B.C., a person, firm or corporation, who was the owner or operator or employee of the owner or operator of the motor vehicle which collided with the vehicle in which the plaintiff was riding as a passenger on the occasion of the accident made the basis of this suit, whose true name or names are otherwise unknown to the plaintiff at this time, but will be added by amendment when ascertained,

Alphonse Valree

Baldwin

to appear within thirty days from service of this process, in the Circuit Court of ~~Mobile~~ Baldwin County, Alabama,

at the place of holding the same, then and there to answer the complaint of _____

Oscar Holland Sharpless, Jr. Vs: James G. McCarthy, individually and d/b/a McCarthy's Appliance and Furniture or d/b/a McCarthy's Furniture Store
Erma M. McCarthy, individually and d/b/a McCarthy's Appliance and Furniture or d/b/a McCarthy's Furniture Store

McCarthy's Furniture Store or McCarthy's Appliance and Furniture, a co-partnership composed of James G. McCarthy and Erma M. McCarthy or owned by James G. McCarthy individually or owned by Erma M. McCarthy individually.

A.B.C., a person, firm or corporation, who was the owner or operator or employee of the owner or operator of the motor vehicle which collided with the vehicle in which the plaintiff was riding as a passenger on the occasion of the accident made the basis of this suit, whose true name or names are otherwise unknown to the plaintiff at this time, but will be added by amendment when ascertained,

Alphonse Valree, defendants

WITNESS John E. Mandeville, Clerk of said Court, this 10 day of Feb., 1972

Attest: Junice B. Blackman
Junice Blackman, Clerk

SHERIFF'S RETURN

Received _____ day of _____, 19____ and on _____ day

of _____, 19____, I served a copy of

the within _____ on _____

by service on _____

TAYLOR WILLIAMS, RAY D. BRIDGES, SHERIFF

By _____ D.S.
(Baldwin County, Alabama)

Received 10 day of Feb 72
and on 11 day of Feb 72
I served a copy of the within S+C
on James B. McCartha + a/b/a
By service on

Received 10 day of Feb 72
and on 11 day of Feb 72
I served a copy of the within S+C
on Emma M. McCartha +
a/b/a
By service on

W A Talbert

W A Talbert

Received 10 day of Feb 72
and on 11 day of Feb 72
I served a copy of the within S+C
on McCartha's App. (James B. McCartha)

Received 10 day of Feb 72
and on 11 day of Feb 72
I served a copy of the within S+C
on McCartha's App. (Emma M. McCartha)

W A Talbert

W A Talbert

Received 10 day of Feb 72
and on 11 day of Feb 72
I served a copy of the within S+C
on A.B.C. Person, firm, corp. ect.
(James B. McCartha)

Received 10 day of Feb 72
and on 11 day of Feb 72
I served a copy of the within S+C
on A.B.C. Person, firm, corp. ect.
(Emma M. McCartha)

W A Talbert

W A Talbert

No. 14,235	DOCKET	CIVIL DIVISION	CIRCUIT COURT	MOBILE COUNTY	Bellview	Oscar Holland Haggard	VS. Complaint and Summons	James B. McCartha et al.	Issued day of 19	Defendant's Address	FEB 10 1972	TAYLOR VILLAGE SHERIFF	Plaintiff's Attorney

Received 10 day of Feb 72
and on 11 day of Feb 72
I served a copy of the within S+C
on Alphonse Vallee
By service on

W A Talbert

2. That each count of the Complaint is vague and indefinite.

3. That each count of the Complaint claims damages of all Defendants named in the style of said cause and affirmatively alleges that the driver of the motor vehicle which collided with the motor vehicle in which the Plaintiff was riding was Alphonse Valree but failed to allege affirmatively that he was acting as an agent, servant or employee of each other Defendant named therein, within the line and scope of his employment, at the time the accident occurred.

4. That each count of the Complaint alleges that Alphonse Valree was an agent, servant or employee of either James G. McCartha or Erma M. McCartha but fails to definitely state which one of them was his employer.

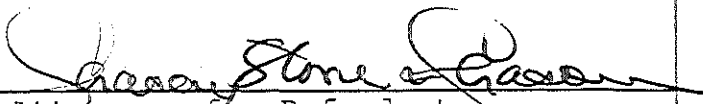
5. That each count of the Complaint alleges that James G. McCartha and Erma M. McCartha was doing business as McCartha's Appliance and Furniture or McCartha's Furniture Store without alleging in which name they were doing business.

6. That each count of the Complaint alleges that the business of McCartha's Appliance and Furniture was a co-partnership composed of James G. McCartha and Erma M. McCartha or was owned by each of them individually without alleging which state of facts is true.

7. That in each count of the Complaint, the Plaintiff sues A. B. C., a person, firm or corporation who was the owner or operator or the employee of the owner or operator of the vehicle which collided with the vehicle in which the Plaintiff was riding and alleges that the true names of such owner or operator are unknown to the Plaintiff which is contrary to the other allegation in such counts that such vehicle was being driven by Alphonse Valree.

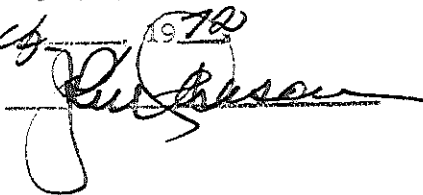
8. That the place where the accident occurred is not sufficiently set out.

9. That the Plaintiff claims damages for loss of time from his place of employment without any allegation that he was gainfully employed at the time the accident occurred.


Attorneys for Defendants

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing pleading has been served upon counsel for all parties to this proceeding, by mailing the same to each by First Class United States Mail, properly addressed and postage prepaid on this 29 day of Feb 1970



FILED

FEB 29 1972

EUNICE B. BLACKMON CIRCUIT
CLERK

OSCAR HOLLAND SHARPLESS, JR.,

Plaintiff,

VS.

JAMES G. McCARTHA, et al.,

Defendants.

* * * * *

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

* * * * *

DEMURRER

* * * * *

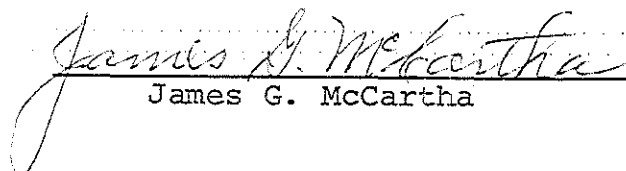
OSCAR HOLLAND SHARPLESS, JR.,	X	
Plaintiff,	X	IN THE CIRCUIT COURT OF
	X	
vs.	X	
		BALDWIN COUNTY, ALABAMA
JAMES G. McCARTHA, Individually	X	
and D/B/A McCARTHA'S APPLIANCE		
and FURNITURE or D/B/A McCARTHA'S	X	
FURNITURE STORE: ERMA M. McCARTHA,		
Individually and D/B/A McCARTHA'S	X	AT LAW NO:10,235
APPLIANCE and FURNITURE or D/B/A		
McCARTHA'S FURNITURE STORE and	X	
ALPHONSE VALREE, et als, individu-		
ally and jointly,	X	
Defendants.	X	

ANSWERS TO INTERROGATORIES

Comes now the Defendant, James G. McCartha, and for answer to the Interrogatories heretofore propounded to him in the above styled cause, says under oath as follows:

1. (a) James G. McCartha, Age 66, Resident Address:
East Second Street, Bay Minette, Alabama.
- (b) Yes.
- (c) Answered Above.
2. (a) Person.
- (b) Answered Above.
- (c) Answered Above.
3. (a) 1967 Ford Pick-Up Truck.
- (b) James G. McCartha, Bay Minette, Alabama.
- (c) Alphonse Valree, Bay Minette, Alabama.
- (d) The frame was bent, the entire right side was damaged, the right front wheel was bent and the windshield was broken.
- (e) The vehicle was a total loss, was not repaired, but was sold for junk.
- (f) Answered Above.
- (g) The brakes, signal device, steering apparatus, tires and lighting equipment were all in good condition.

4. (a) Unknown to me.
(b) Irma M. McCartha
(c) Irma M. McCartha
(d) Unknown to me.
5. (a) I do not know.
(b) I was not making a trip at the time of the accident.
(c) I was not present.
(d) I had no destination.
(e) No.
(f) Unknown.
6. Since I was not present, I am unable to answer this question.
7. Answered Above.
8. Answered Above.
9. Answered Above.
10. Answered Above.
11. Answered Above.
12. Answered Above.
13. Answered Above.
14. Answered Above.
15. Answered Above.
16. Answered Above.
17. Answered Above.
18. Answered Above.
19. Answered Above.
20. Answered Above.
21. Yes.

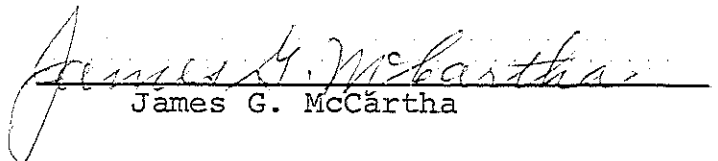

James G. McCartha

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority, personally appeared James G. McCartha, who is know to me and who, after being by me first duly and legally sworn, did depose and say under oath as follows:

That his name is James G. McCartha and that he executed the above Answers to Interrogatories and that such Answers are true and correct to the best of his knowledge and belief.


James G. McCartha

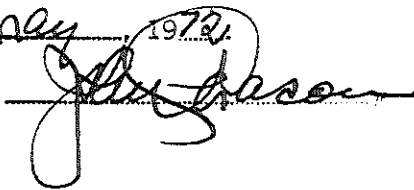
Sworn to and subscribed before me

this 11th day of May, 1972.


Notary Public, Baldwin County, Alabama

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing pleading has been served upon counsel for all parties to this proceeding, by mailing the same to each by First Class United States Mail, properly addressed and postage prepaid on this 12th of May, 1972.



FILED

MAY 12 1972

EUNICE B. BLACKMON CIRCUIT CLERK

OSCAR HOLLAND SHARPLESS, JR.,

Plaintiff

vs.

JAMES G. McCARTHA, et. al.,

Defendants

* * * * *

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW NO: 10,235

* * * * *

ANSWERS TO INTERROGATORIES

* * * * *

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

OSCAR HOLLAND SHARPLESS, JR.,	X	
Plaintiff,	X	IN THE CIRCUIT COURT OF
	X	
vs.	X	
		BALDWIN COUNTY, ALABAMA
JAMES G. McCARTHA, Individually	X	
and D/B/A McCARTHA'S APPLIANCE		
and FURNITURE or D/B/A McCARTHA'S	X	
FURNITURE STORE: ERMA M. McCARTHA,		
Individually and D/B/A McCARTHA'S	X	AT LAW NO: 10,235
APPLIANCE and FURNITURE or D/B/A		
McCARTHA'S FURNITURE STORE and	X	
ALPHONSE VALREE, et als, individu-		
ally and jointly,	X	
Defendants.	X	

ANSWERS TO INTERROGATORIES

Comes now the Defendant, Alphonse Valree, and for answer to the Interrogatories heretofore propounded to him in the above styled cause, says under oath as follows:

1. (a) Alphonse Valree, Age 53, Resident Address: Pine Grove Road, Bay Minette, Alabama
Business Address: None.
- (b) Yes.
- (c) Answered Above.
2. (a) Person.
- (b) Answered Above.
- (c) Answered Above.
3. (a) I was driving a Ford Pick-Up Truck and I believe it was a 1967 model.
- (b) I have no means of knowing who actually owned the vehicle that I was driving.
- (c) Answered Above.
- (d) The entire right side of the pick-up was severely damaged, the frame was bent, the windshield was broken out and right front wheel was bent under.
- (e) Unknown to me.
- (f) Unknown to me.
- (g) Brakes were in good condition, signal device was in proper condition, Steering was good,

tires were in good condition, almost new, and the lighting equipment was good.

4. (a) I was carrying O'Neal (Evie) Gandy home from work at the time of the accident.
(b) I understood that I was working for Mrs. Erma M. McCartha on the day of the accident.
(c) Answered Above.
(d) About three (3) hours.
5. (a) Two (2). I was on the left side of the pick-up truck and my passenger was on the right side.
(b) Answered Above.
(c) McCartha's Store in Bay Minette.
(d) McCartha's Store in Bay Minette.
(e) I was carrying O'Neal (Evie) Gandy home at the request of Mrs. Erma McCartha.
(f) The trip was being made at the request of Mrs. Erma McCartha. She requested that I go pick up two (2) dozen eggs from Jones Egg Farm and then carry O'Neal (Evie) Gandy home and then return to the store.
6. (a) See Attached Map.
(b) See Attached Map.
(c) I was stopped for a red light headed North.
(d) About in front of Slay's Restaurant.
(e) See Attached Map.
7. Yes.
(a) U. S. Highway 31, also known as 59, and Douglasville Street, I do not know the name of that street.
(b) No.
(c) About 50 feet off of the right-of-way on the street coming from the East and about 100 yards on the street coming from Douglasville.
(d) The land was level and the road was straight and it was intersected by a street that was straight. North of the intersection on the East side of Highway 59 about 100 feet from such intersection was Langham's Grocery Store and about 200 feet North of the intersection a little off the highway, there was an old building that since then has been made into a service station.

- (e) There was a light that turned red and green in the two (2) lanes for North bound travel and another light in the center of the two (2) lanes for South bound travel.
8. (a) When I first saw the car in which the Plaintiff was riding, it was coming South on the inside lane of the South bound traffic and it was about in front of Mr. Slay's Restaurant.
- (b) Yes.
- (c) About 600 feet.
- (d) 30 feet or 40 feet.
- (e) When I first saw the car in which the Plaintiff was riding, it was about in front of the Slay Restaurant on the inside lane of travel. I started across the two (2) lanes for South bound travel and had made it to the West lane when that car came into the West bound lane and struck the right front of my truck.
- (f) The wreck occurred at the right edge of the street on which the Plaintiff's car was traveling. I had almost gotten across highway 59 before his car hit me.
9. (a) I had been coming North on Highway 59 for a distance of some two (2) or three (3) miles. I came up to the street light that is just South of the Langham's Grocery Store. There is a lane for travel that is going to turn West through Douglasville. My light was red, I turned to my left into the turn-off lane and stopped to wait for the light to turn green. When the light turned green and before I started my turn to the left across the other two (2) lanes of Highway 59, also known as Highway 31, I looked to the North and saw a car coming South on the inside lane. It was about in front of Slay's Cafe. I did not think it was speeding at that time. The speed limit at that point is 30 miles an hour and I did not think that the car was going any faster than that. When I had crossed the strip between the lanes and got into the inside lane, I looked at this car again and it was less than 100 feet from me going over into his right lane. At that time it seemed to me that his car was traveling between 60 miles an hour and 70 miles an hour. I tried to get on across the road, but he hit me on my right front just as my front wheels were going off of the West side of Highway 31.
- (b) That driver caused the accident by speeding. There was nothing to keep him from seeing me crossing the road when he was about two (2) blocks away. If he had driven within the speed

limit, I would have been completely across the road before he reached the intersection. He failed to get his car under control when he saw me crossing the road.

- (c) Answered Above.
 - (d) I do not think that I caused the accident. I stopped in the turn-off when I had a red light. I had plenty of time to cross the highway if the car in which the Plaintiff was riding had been traveling at a legal and reasonable rate of speed. I do not think I was to blame.
 - (e) Answered Above.
10. (a) I was not drinking any intoxicating beverage at the time of the accident. I do not know what the driver of the other car was drinking, if anything. I did not talk to the driver of the other car after the accident.
- (b) Answered Above.
 - (c) Answered Above.
11. (a) I do not know how fast the driver of the other vehicle was traveling when I first saw him. He was about two (2) blocks away and I thought he was going at a reasonable rate of speed, but I found out later that I was mistaken.
- (b) I was not looking at this car when he was 300 feet from the place where the accident occurred. I had seen him at about 600 feet away but at this time I was looking at the road that I was turning off onto.
 - (c) Same as Above.
 - (d) About 60 miles an hour to 70 miles an hour.
 - (e) I could not answer how fast he was going then.
 - (f) I do not know.
 - (g) I do not know.
 - (h) From the force with which he struck my truck, he must have been going pretty fast when he hit me.
 - (i) Unknown.
12. (a) Answered Above.
- (b) Highway 59 or Highway 31 as it is also known, is a four lane highway at this point with a strip in between the two middle lanes. I would think that the entire road would be at least 50 feet wide or a little more. The road leading off to the West was a two lane road and probably about 30 feet wide.

- (c) See Attached Sketch.
13. (a) Answered Above.
(b) Answered Above.
(c) Answered Above.
14. (a) No.
(b) See Above.
(c) See Above.
(d) See Above.
15. (a) The front of the car in which the Plaintiff was riding struck the right front side of the truck that I was driving.
(b) It then knocked the truck which I was driving off the road.
16. (a) I believe that my truck was knocked 30 feet or 40 feet after the impact and I believe that the car that hit me went about 10 feet or 15 feet after the impact.
(b) My truck moved almost South and a little West, the car went almost West.
(c) I made no skid marks. I did not look at the skid marks made by the Plaintiff's car.
(d) Answered Above.
(e) Answered Above.
17. (a) About 18 miles an hour.
(b) About 15 miles an hour.
(c) About 10 miles an hour.
(d) I was about this far from point of impact when I stopped for the red light.
(e) 4 or 5 miles an hour.
(f) About 8 miles an hour.
(g) About 8 miles an hour.
(h) At that time I was stopped.
(i) I do not know.
18. (a) There was no signal of any kind given by the the driver of the car that the Plaintiff was riding in. The only signal I gave was a left turn signal which I gave with the car signal just before reaching the light. This left turn signal stayed on until just about the time that

he hit me.

(b) My left turn signal was turned on just before I turned into the lane that is to be used by vehicles turning to the left at that light. It stayed on as above stated.

(c) The car in which the Plaintiff was riding would have been more than two (2) blocks away from me when I started giving my left turn signal. I had not noticed it at the time I gave the signal but I did see it about two (2) blocks away while I was stopped for the red light and my left turn signal was still on.

(d) Answered Above.

19. (a) There were some other cars going North but I do not know the names of any of the drivers. I did not see any other cars going South besides the one the Plaintiff was riding in.

(b) I do not know.

(c) No.

(d) Unknown.

20. (a) No.

(b) Answered Above.

(c) No.

(d) Unknown.

(e) Answered Above.

21. Yes.

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing pleading has been served upon counsel for all parties to this proceeding, by mailing the same to each by First Class United States Mail, properly addressed and postage prepaid on this 12th day of May, 1972.

[Signature]

Alphonse Valree
Alphonse Valree

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority, personally appeared Alphonse Valree, who is known to me and who, after being by me first duly and legally sworn, did depose and say under oath as follows:

That his name is Alphonse Valree and that he executed the above Answers To Interrogatories. That such Answers are true and correct to the best of his knowledge and belief.

Alphonse Valree
Alphonse Valree

Sworn to and subscribed before me this 9th day of May, 1972.

FILED

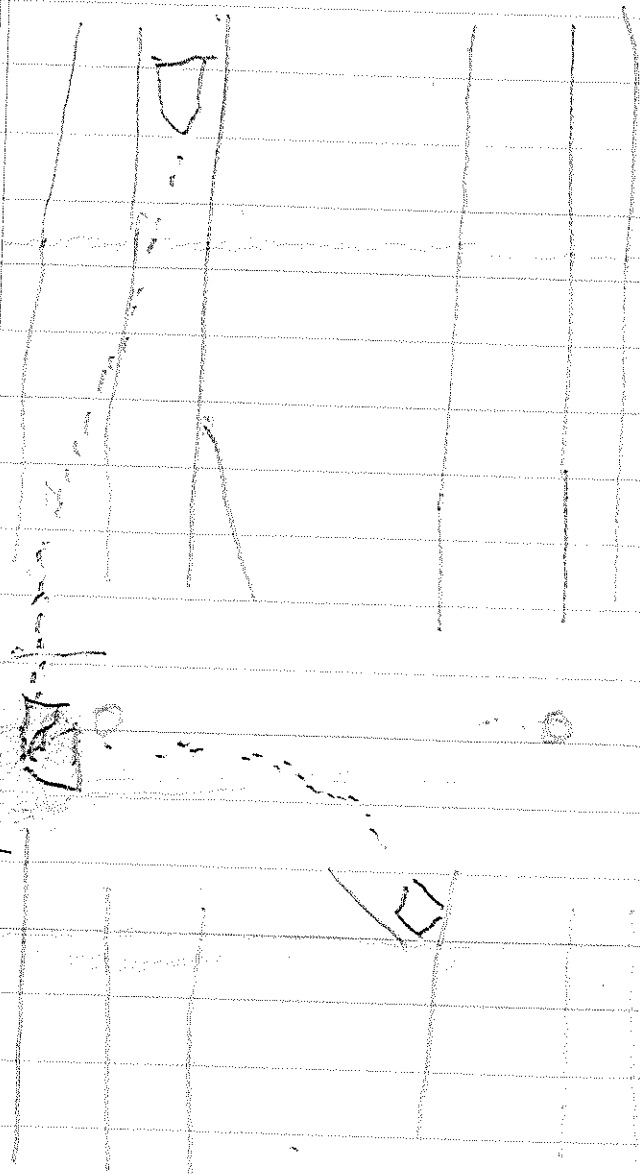
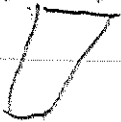
MAY 12 1972

[Signature]
Notary Public, Baldwin County, Alabama

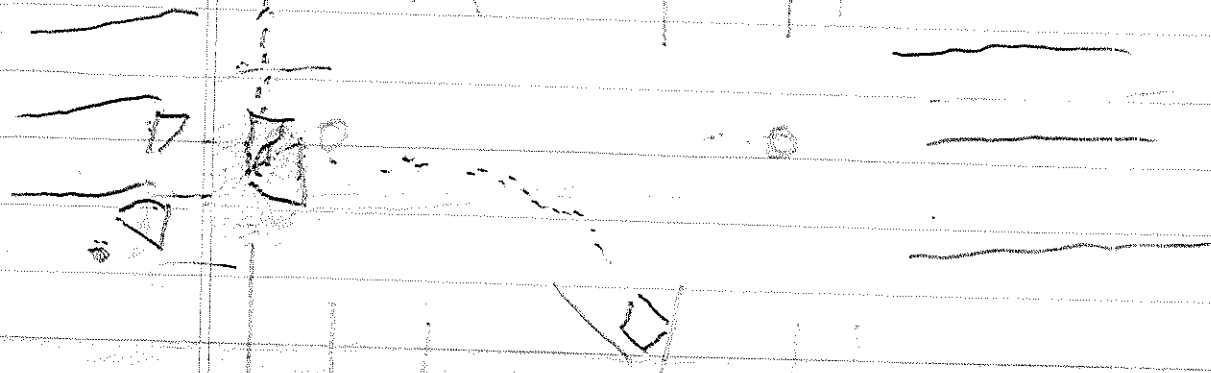
EUNICE B. BLACKMON CIRCUIT CLERK

North

Star



Star



OSCAR HOLLAND SHARPLESS, JR.,

Plaintiff

vs.

JAMES G. McCARTHA, et. al.,

Defendants

* * * * *

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW NO: 10,235

* * * * *

ANSWERS TO INTERROGATORIES

* * * * *

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

OSCAR HOLLAND SHARPLESS, JR.,	X	
Plaintiff,	X	IN THE CIRCUIT COURT OF
vs.	X	
	X	
JAMES G. McCARTHA, Individually	X	BALDWIN COUNTY, ALABAMA
and D/B/A McCARTHA'S APPLIANCE	X	
and FURNITURE or D/B/A McCARTHA'S	X	
FURNITURE STORE: ERMA M. McCARTHA,	X	
Individually and D/B/A McCARTHA'S	X	AT LAW NO: 10,235
APPLIANCE and FURNITURE or D/B/A	X	
McCARTHA'S FURNITURE STORE and	X	
ALPHONSE VALREE, et als, individu-	X	
ally and jointly,	X	
Defendants.	X	

ANSWERS TO INTERROGATORIES

Comes now the Defendant, Irma M. McCartha, and for answer to the Interrogatories heretofore propounded to her in the above styled cause, says under oath as follows:

1. (a) Irma M. McCartha, Age 62, Resident Address:
East Second Street, Bay Minette, Alabama
Business Address: Same.
- (b) Yes.
- (c) Answered Above.
2. (a) Person
- (b) Answered Above.
- (c) Answered Above.
3. (a) Did not own or occupy the vehicle involved
in the accident.
- (b) James G. McCartha, Bay Minette, Alabama
- (c) Alphonse Valree, Bay Minette, Alabama.
- (d) Unknown
- (e) Unknown
- (f) Unknown
- (g) Unknown
4. (a) I had sent Alphonse Valree to pick up two dozen
eggs from Jones Egg Farm and I had told him to
carry my maid, Evie Gandy, home.
- (b) I was.

- (c) He was attending to my business at the time he was driving the pick-up truck.
- (d) Probably about three (3) hours.
5. (a) I do not know of my own personal knowledge.
- (b) Answered Above.
- (c) I was not present when the accident occurred.
- (d) Answered Above.
- (e) No.
- (f) My maid was going home and I had sent for eggs.
6. I have no personal knowledge of how the accident occurred.
7. Answered Above.
8. Answered Above.
9. Answered Above.
10. Answered Above.
11. Answered Above.
12. Answered Above.
13. Answered Above.
14. Answered Above.
15. Answered Above.
16. Answered Above.
17. Answered Above.
18. Answered Above.
19. Answered Above.
20. Answered Above.
21. Yes.

Irma M. McCartha
Irma M. McCartha

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority, personally appeared Irma M. McCartha, who is known to me and who, after being by me first duly and legally sworn, did depose and say under oath as follows:

That her name is Irma M. McCartha and that she executed the above Answers To Interrogatories and that such Answers are true and correct to the best of her knowledge and belief.

Irma M. McCartha
Irma M. McCartha

Sworn to and subscribed before me
this 11th day of May, 1972.

Julian H. Brock
Notary Public, Baldwin County, Alabama

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing pleading has been served upon counsel for all parties to this proceeding, by mailing the same to each by First Class United States Mail, properly addressed and postage prepaid on this 12th day

of May, 1972

[Signature]

FILED

MAY 12 1972

EUNICE B. BLACKMON CIRCUIT CLERK

OSCAR HOLLARD SHARPLESS, JR.,

Plaintiff,

vs.

JAMES G. McCARTHA, et al.,

Defendants.

* * * * *

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW NO. 10,235

* * * * *

ANSWERS TO INTERROGATORIES

* * * * *

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

REYNOLDS & LAUTEN
ATTORNEYS AT LAW
SUITE 1401 WATERMAN BUILDING
MOBILE, ALABAMA 36602

J. TERRY REYNOLDS, JR.
WILLIAM R. LAUTEN

February 8, 1972

433-3661
AREA CODE 205

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

10,235

Re: Oscar Holland Sharpless, Jr.
Vs: James G. McCartha, et als

Dear Mrs. Blackmon:

Enclosed is an original and seven copies of a law suit which I wish to file against McCartha's as styled in the caption of the suit on behalf of Mr. Oscar Holland Sharpless, Jr., with the summons attached to the original and all copies for your signature and dating. It will be most sincerely appreciated if you will immediately file this suit and docket same and request the Sheriff to serve the copies as reflected at the bottom of the suit. Please ask Sheriff, Taylor Wilkins, to summons James G. McCartha, individually and d/b/a McCartha's Appliance and Furniture or d/b/a McCartha's Furniture Store, by serving James G. McCartha personally.

By serving Erma M. McCartha individually and d/b/a McCartha's Appliance and Furniture or d/b/a McCartha's Furniture Store, by serving Erma M. McCartha personally.

By serving McCartha's Furniture Store or McCartha's Appliance and Furniture, a co-partnership composed of James G. McCartha and Erma M. McCartha or owned by James G. McCartha individually or owned by Erma M. McCartha individually by serving one copy of the summons and complaint on James G. McCartha and by serving one copy of the summons and complaint on Erma M. McCartha.

Mrs. Eunice Blackmon
Page Two
February 8, 1972

By serving A. B. C., a person, firm or corporation, who was the owner or operator or employee of the owner or operator of the motor vehicle which collided with the vehicle in which the plaintiff was riding as a passenger on the occasion of the accident made the basis of this suit, whose true name or names are otherwise unknown to the plaintiff at this time, but will be added by amendment when ascertained by serving one copy of the summons and complaint on James G. McCartha and by serving one copy of the summons and complaint on Erma M. McCartha.

By serving Alphonse Valree, by serving one copy of the summons and complaint on him personally.

Therefore, seven copies of this summons and complaint are furnished you along with the original for delivery to the Sheriff. I am also enclosing a copy of this letter and request that you furnish the Sheriff with this copy along with the summons and complaints in order that his deputy may serve these people as requested.

I will thank you most kindly if you would acknowledge receipt of this law suit and advise that same has been filed and docketed for Mr. Sharpless. I would also appreciate it if you would call me long distance collect to advise me of this fact, telephone 433-3662.

Your usual prompt attention will be most sincerely appreciated and I thank you.

Yours very truly,


J. TERRY REYNOLDS, JR.

JTR/bt

Enc:8

REYNOLDS & LAUTEN
ATTORNEYS AT LAW
SUITE 1401 WATERMAN BUILDING
MOBILE, ALABAMA 36602

J. TERRY REYNOLDS, JR.
WILLIAM R. LAUTEN

March 27, 1972

433-3661
AREA CODE 205

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

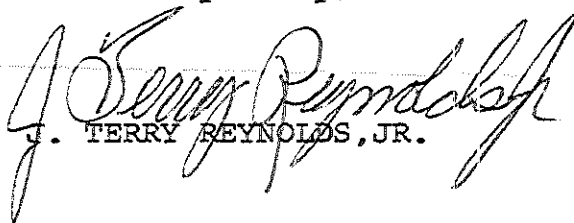
Re: Oscar Holland Sharpless, Jr.
Vs: James G. McCartha, et als
Case No. 10,235

Dear Mrs. Blackmon:

Enclosed is the original and one copy of
interrogatories propounded to defendant, Alphonse Valree,
defendant, Erma M. McCartha and defendant, James G. McCartha.
It will be appreciated if you will enter the interrogatories
as filed and have the Sheriff serve them on the respective
defendants and advise.

Warmest personal regards.

Yours very truly,


J. TERRY REYNOLDS, JR.

bt
Enclosures:6

OSCAR HOLLAND SHARPLESS, JR.,

Plaintiff,

VS:

JAMES G. McCARTHA, Individually
and D/B/A McCARTHA'S APPLIANCE and
FURNITURE or D/B/A McCARTHA'S
FURNITURE STORE; ERMA M. McCARTHA,
Individually and D/B/A McCARTHA'S APPLIANCE
and FURNITURE or D/B/A McCARTHA'S FURNITURE
STORE and ALPHONSE VALREE, et als, individually
and jointly,

Defendants.

(IN THE CIRCUIT COURT OF
(BALDWIN COUNTY, ALABAMA

(AT LAW

(CASE NO. 10,235

INTERROGATORIES TO DEFENDANT, ALPHONSE VALREE

Now comes the Plaintiff, in the above styled cause, and pursuant to provisions of Title 7, Section 477, et seq., of the 1958 Code of Alabama, Recompiled, propounds the following interrogatories to the Defendant, Alphonse Valree, to be answered separately and severally under oath and as provided by law, viz:

1. (a) State your correct name, age, residence address and business address.
(b) Is your name correctly stated in the complaint filed in this cause?
(c) If you state that your name is not correctly stated, then state the correct way that you could be designated as a party plaintiff or a party defendant in an action at law:
 - (1) At the time that the accident which is made the basis of this suit occurred;
 - (2) At the time that you answer these interrogatories.
2. (a) State whether you are a person, firm or corporation.
(b) If you state that you are a partnership, then state the name of each and every partner composing said partnership, and the name under which the partnership does business.
(c) If you state that you are a corporation, state on what date you were incorporated and at what place.
3. (a) Describe completely and in detail the vehicle occupied or owned by you on the occasion of the accident made the basis of this suit, stating in your answer the make, model, year, and body style of same.
(b) State the name and address of the owner of said motor vehicle on the date of said accident.
(c) State the name and address of the driver of said vehicle on said occasion.
(d) Describe completely and in full detail every item of damage sustained by said vehicle.

(e) Give the amount of each repair estimate obtained on said damage and give the name and address of the person making said repair estimate.

(f) State whether or not any of said damage was repaired, and, if so, give the amount of the repair bill and the name and address of the person, firm, or corporation who made said repairs.

(g) Describe the condition of the brakes, signal device, steering apparatus, tires, and lighting equipment on said motor vehicle at the time of the accident made the basis of this suit.

4. (a) If you have stated that the owner of the vehicle which collided with the vehicle in which plaintiff was riding was not the driver on the occasion of said accident, explain fully and in detail the presence of the driver in said vehicle.

(b) State who was the employer of the driver of the vehicle which collided with the vehicle in which plaintiff was riding at the time that said accident occurred.

(c) State on whose business or behalf said driver was acting at the time said accident occurred.

(d) State the hours of work which said driver had at the time of said accident.

5. (a) State the number of persons occupying the motor vehicle which collided with the vehicle in which plaintiff was riding and state specifically how and in what manner each of said occupants were located in said vehicle on said occasion.

(b) State fully the purpose of the trip you were making at the time of the accident made the basis of this suit.

(c) From what point had you departed?

(d) What was your destination?

(e) Were you performing a mission, errand, or duty for anybody whatsoever? If so, state the nature of same and the name and address of the person for whom you were performing it.

(f) Give the name and address of each and every person or firm who had any interest whatsoever in the trip that was being made by the driver of the vehicle which collided with the plaintiff on the occasion of said accident, and state the nature of said interest and the connection of said person or firm with the trip.

6. Prepare and attach to your answers to these interrogatories a map portraying the scene of the accident and the physical objects involved in the accident made the basis of this suit and designate on said map the following:

(a) The point of impact and skid marks leading up to and from same;

(b) The resting place of the vehicle after the accident;

(c) Where you were located when you first saw the plaintiff's vehicle;

(d) Where the plaintiff's vehicle was located when first seen by you;

(e) The placement of any other vehicles or physical objects which had anything to do with said accident.

7. State whether or not the accident made the basis of this suit occurred at an intersection of streets or avenues, and if so, then state:
 - (a) At what intersection of streets or avenues said accident occurred;
 - (b) Whether any buildings or objects were located within any of the four corners of the intersection which would obscure the vision of any person approaching the intersection;
 - (c) State how far you, in your judgment, could see to the left and right on each of the streets entering the intersection and down each of the intersecting streets when you approached from a point fifty feet from said intersection.
 - (d) Describe the locus of said accident with reference to the contour of the land, the grade or curve of the road, highway or intersection, and any physical structures located within two hundred feet of the place of the accident;
 - (e) Describe any traffic controls located at the scene of the accident and the operation of same, stating the directions in which said traffic signals or controls faced.
8.
 - (a) State where the motor vehicle in which plaintiff was riding was located with reference to the point of impact in the accident made the basis of this suit when you first observed same immediately prior to said accident.
 - (b) Did you see the motor vehicle in which plaintiff was riding before the actual collision?
 - (c) How many feet was the motor vehicle in which plaintiff was riding from the place of the impact when you first observed same?
 - (d) How many feet were you from the point of impact when you first observed the vehicle in which the plaintiff was riding?
 - (e) Where did the impact occur with reference to the center line of the street on which the vehicle in which plaintiff was traveling?
 - (f) Where did the impact occur with reference to the right edge of the street on which your vehicle was traveling?
9.
 - (a) State specifically and in detail exactly how the accident made the basis of this suit occurred and describe chronologically the events that occurred leading up to same as seen by you.
 - (b) Describe each and everything which the driver of the vehicle in which plaintiff was riding failed to do to avoid said accident.
 - (c) Describe each and everything done by the driver of the vehicle in which plaintiff was riding which contributed to the cause of said accident.
 - (d) State each and everything done by you or which you omitted to do, which contributed proximately to cause the accident.
 - (e) Describe each negligent act or omission of the driver of the vehicle in which plaintiff was riding on said occasion.
10.
 - (a) State whether or not any of the occupants in any of the vehicles involved in the accident made the basis of this suit were intoxicated or drinking intoxicating beverages at the time of the said accident.

- (b) Give the name and address of each of said persons who was drinking or who was intoxicated.
 - (c) State what each of said persons was drinking, where he or she had obtained same, the quantity or amount consumed, and the time and place where same was drank.
11. State, according to your best judgment the speed of the vehicle in which plaintiff was riding at the following points:
- (a) When you first observed same prior to the accident made the basis of this suit;
 - (b) At a point 300 feet from the place where the impact occurred;
 - (c) At a point 200 feet from the place where the impact occurred;
 - (d) At a point 100 feet from the place where the impact occurred;
 - (e) At a point 50 feet from the place where the impact occurred;
 - (f) At a point 25 feet from the place where the impact occurred;
 - (g) At a point 10 feet from the place where the impact occurred;
 - (h) At the time of impact;
 - (i) Immediately after the impact.
12. (a) State in what direction and along what street or avenue each of the motor vehicles involved in the accident made the basis of this suit was traveling on the occasion of said accident.
- (b) State in your best judgment, in number of feet, the width of each of said streets or avenues or highways.
- (c) If either of the vehicles involved in the accident made the basis of this suit was engaged in making a turn from a direct line of travel, describe same and the course followed with reference to the center of the intersection and also the four corners of same, and with reference to the center line of the street, avenue or highway on which said motor vehicle had been traveling prior to said turn.
13. (a) State fully, specifically and in detail each and every act or thing done by the operator of the vehicle owned or occupied by you at the time of the accident made the basis of this suit during the last 100 feet of said vehicle's approach to the point of said collision, stating in your answer the chronological order in which said operator did each of said acts or things.
- (b) Describe each change in the course of travel made by the vehicle in which plaintiff was riding immediately prior to said accident.
- (c) Describe each change in the course of travel made by the vehicle in which you were riding immediately prior to the accident herein sued on.
14. (a) State whether or not the brakes on the vehicle occupied by you or owned by you at the time of the accident sued on were applied prior to the collision.
- (b) If so, state in your best judgment the speed in miles per hour said vehicle was traveling at the moment the brakes were applied.

(c) State in your best judgment the distance in number of feet said vehicle traveled from the moment the brakes were applied until said collision occurred.

(d) State in your best judgment the distance in number of feet said vehicle traveled from the moment the brakes were applied until it came to a stop after the occurrence of said accident made the basis of this suit.

15. (a) State specifically what portion of the vehicles involved in the accident made the basis of this suit first came in contact with each other.

(b) Describe the portions which next came in contact after the initial impact.

16. (a) State in your best judgment the distance each of the vehicles involved in the accident made the basis of this suit traveled on said occasion from the moment of the collision to the point where each of said vehicles first came to a stop immediately thereafter.

(b) In what direction did each of said motor vehicles move from the point of said collision until they came to a complete stop?

(c) Describe each and every skid mark which led up to the point of collision.

(d) Describe each and every skid mark which extended from the point of collision toward the place where either of the motor vehicles involved in the accident came to rest.

(e) Locate the point where each motor vehicle came to rest with reference to the point of impact, the center of the intersection, the four corners of same and the right edge of the street on which it had been traveling.

17. State the speed of the motor vehicle which you owned or occupied, according to your best judgment, at the following points:

(a) When you were within a distance of 300 feet from the point of impact in the accident made the basis of this suit;

(b) When you were 200 feet from the point of impact;

(c) When you were 100 feet from the point of impact;

(d) When you were 50 feet from the point of impact;

(e) When you were 25 feet from the point of impact;

(f) When you were 10 feet from the point of impact;

(g) At the time of said impact;

(h) When you first observed the other vehicle involved in said accident.

(i) Immediately after impact.

18. (a) State whether any horn or other signal was given as a warning by the operator of the vehicles involved in the accident made the basis of this suit prior to the time of the collision.
- (b) If so, describe each of said signals given by each respective driver specifically and in detail.
- (c) State how far distant from the point of collision each vehicle was located at the time said signal was given.
- (d) If any signals for stopping or turning were given by each driver immediately prior to said collision, describe same, and state how far distant from the point of impact said signal was given by each driver respectively.
19. (a) State whether or not there were any other vehicles at or near the scene of the accident at the time of and immediately prior to the occurrence of same.
- (b) If so, state the number of such other vehicles and where they were located with reference to the point of the accident at the moment same occurred.
- (c) State whether or not any of the other vehicles located at or near the scene of the accident played any part, or contributed in any manner, to cause the collision made the basis of this suit.
- (d) Give the name and address of each driver or owner of each of said vehicles.
20. (a) Did you make any statements in the presence of the operator of any of the vehicles involved in the collision made the basis of this suit following the occurrence of same?
- (b) If so, state when, where and what was said by you.
- (c) Did the operator of the vehicle in which plaintiff was riding make any statements in your presence following the occurrence of the accident, and if so, state when, where and what was said by said driver.
- (d) Give the name and address of each and every person who was present when the accident made the basis of this suit occurred.
- (e) Give the name and address of each and every person who was present when any statements were made either by you or the driver of the vehicle in which plaintiff was riding following the occurrence of the accident made the basis of this suit.
21. Have you been informed that you are answering these interrogatories under oath, and that your answers may be used as evidence in the event of a trial?

FILED

MAR 28 1972

EUNICE B. BLACKMON CIRCUIT CLERK

REYNOLDS & LAUTEN
Attorneys for Plaintiff

By: J. Terry Reynolds, Jr.
J. Terry Reynolds, Jr.

STATE OF ALABAMA)

COUNTY OF MOBILE)

Personally appeared before me, a Notary Public in and for said County in said State, the undersigned, who, having been by me first duly sworn, deposes and says that he is of counsel for the plaintiff and as such has authority to make this affidavit, and that answers to the foregoing interrogatories, if well and truly made, will be material testimony for the plaintiff upon the trial of this cause.

J. Terry Reynolds, Jr.
Of Counsel for Plaintiff

Subscribed and sworn to before me this
27th day of March, 19 72.

Willie Ray Tucker
Notary Public, Mobile County, Alabama

Defendant Alphonse Valree, may be served:

South Hand Avenue or:
Route 2, Box 193
Bay Minette, Alabama 36507

FILED

MAR 28 1972

EUNICE B. BLACKMON CIRCUIT
CLERK

Received 28 day of March 1972
and on 28 day of March 1972
I served a copy of this on Alphonse Valree.
on Alphonse Valree

By service on
TAYLOR WILKINS, Sheriff
W. A. Taylor

OSCAR HOLLAND SHARPLESS, JR.

VS:

JAMES G. McCARTHA, et al

INTERROGATORIES TO DEFENDANT,
ALPHONSE VALREE

FILED

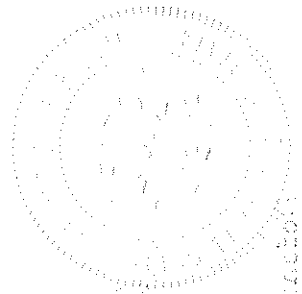
MAR 28 1972

EUNICE B. BLACKMON CIRCUIT
CLERK

Reynolds & Lauten
Attorneys for Plaintiff

MAR 28 1972

TAYLOR WILKINS
SHERIFF



RECEIVED 28 day of March 1972

RECEIVED 28 day of March 1972

OSCAR HOLLAND SHARPLESS,
JR.,

Plaintiff,

VS:

JAMES G. McCARTHA, Individually
and D/B/A McCARTHA'S APPLIANCE
and FURNITURE or D/B/A McCARTHA'S
FURNITURE STORE; ERMA M. McCARTHA,
Individually and D/B/A McCARTHA'S APPLIANCE
and FURNITURE or D/B/A McCARTHA'S FURNITURE)
STORE and ALPHONSE VALREE, et als, individually
and jointly,)

Defendants.)

) IN THE CIRCUIT COURT OF
) BALDWIN COUNTY, ALABAMA

AT LAW

) CASE NO. 10,235

INTERROGATORIES TO DEFENDANT, ERMA M. McCARTHA

Now comes the Plaintiff, in the above styled cause, and pursuant to provisions of Title 7, Section 477, et seq., of the 1958 Code of Alabama, Recompiled, propounds the following interrogatories to the Defendant, Erma M. McCartha, to be answered separately and severally under oath and as provided by law, viz:

1. (a) State your correct name, age, residence address and business address.
(b) Is your name correctly stated in the complaint filed in this cause?
(c) If you state that your name is not correctly stated, then state the correct way that you could be designated as a party plaintiff or a party defendant in an action at law:
 - (1) At the time that the accident which is made the basis of this suit occurred;
 - (2) At the time that you answer these interrogatories.
2. (a) State whether you are a person, firm or corporation.
(b) ~~If you state that you are a partnership, then state the name of~~ each and every partner composing said partnership, and the name under which the partnership does business.
(c) If you state that you are a corporation, state on what date you were incorporated and at what place.
3. (a) Describe completely and in detail the vehicle occupied or owned by you on the occasion of the accident made the basis of this suit, stating in your answer the make, model, year, and body style of same.
(b) State the name and address of the owner of said motor vehicle on the date of said accident.
(c) State the name and address of the driver of said vehicle on said occasion.
(d) Describe completely and in full detail every item of damage sustained by said vehicle.

(e) Give the amount of each repair estimate obtained on said damage and give the name and address of the person making said repair estimate.

(f) State whether or not any of said damage was repaired, and, if so, give the amount of the repair bill and the name and address of the person, firm, or corporation who made said repairs.

(g) Describe the condition of the brakes, signal device, steering apparatus, tires, and lighting equipment on said motor vehicle at the time of the accident made the basis of this suit.

4. (a) If you have stated that the owner of the vehicle which collided with the vehicle in which plaintiff was riding was not the driver on the occasion of said accident, explain fully and in detail the presence of the driver in said vehicle.

(b) State who was the employer of the driver of the vehicle which collided with the vehicle in which plaintiff was riding at the time that said accident occurred.

(c) State on whose business or behalf said driver was acting at the time said accident occurred.

(d) State the hours of work which said driver had at the time of said accident.

5. (A) State the number of persons occupying the motor vehicle which collided with the vehicle in which plaintiff was riding and state specifically how and in what manner each of said occupants were located in said vehicle on said occasion.

(b) State fully the purpose of the trip you were making at the time of the accident made the basis of this suit.

(c) From what point had you departed?

(d) What was your destination?

(e) Were you performing a mission, errand, or duty for anybody whatsoever? If so, state the nature of same and the name and address of the person for whom you were performing it.

(f) Give the name and address of each and every person or firm who had any interest whatsoever in the trip that was being made by the driver of the vehicle which collided with the plaintiff on the occasion of said accident, and state the nature of said interest and the connection of said person or firm with the trip.

6. Prepare and attach to your answers to these interrogatories a map portraying the scene of the accident and the physical objects involved in the accident made the basis of this suit and designate on said map the following:

(a) The point of impact and skid marks leading up to and from same;

(b) The resting place of the vehicle after the accident;

(c) Where you were located when you first saw the plaintiff's vehicle;

(d) Where the plaintiff's vehicle was located when first seen by you;

(e) The placement of any other vehicles or physical objects which had anything to do with said accident.

7. State whether or not the accident made the basis of this suit occurred at an intersection of streets or avenues, and if so, then state:
 - (a) At what intersection of streets or avenues said accident occurred;
 - (b) Whether any buildings or objects were located within any of the four corners of the intersection which would obscure the vision of any person approaching the intersection;
 - (c) State how far you, in your judgment, could see to the left and right on each of the streets entering the intersection and down each of the intersecting streets when you approached from a point fifty feet from said intersection.
 - (d) Describe the locus of said accident with reference to the contour of the land, the grade or curve of the road, highway or intersection, and any physical structures located within the two hundred feet of the place of the accident;
 - (e) Describe any traffic controls located at the scene of the accident and the operation of same, stating the directions in which said traffic signals or controls faced.
8.
 - (a) State where the motor vehicle in which plaintiff was riding was located with reference to the point of impact in the accident made the basis of this suit when you first observed same immediately prior to said accident.
 - (b) Did you see the motor vehicle in which plaintiff was riding before the actual collision?
 - (c) How many feet was the motor vehicle in which plaintiff was riding from the place of the impact when you first observed same?
 - (d) How many feet were you from the point of impact when you first observed the vehicle in which the plaintiff was riding?
 - (e) Where did the impact occur with reference to the center line of the street on which the vehicle in which plaintiff was traveling?
 - (f) Where did the impact occur with reference to the right edge of the street on which your vehicle was traveling?
9.
 - (a) State specifically and in detail exactly how the accident made the basis of this suit occurred and describe chronologically the events that occurred leading up to same as seen by you.
 - (b) Describe each and everything which the driver of the vehicle in which plaintiff was riding failed to do to avoid said accident.
 - (c) Describe each and everything done by the driver of the vehicle in which plaintiff was riding which contributed to the cause of said accident.
 - (d) State each and everything done by you or which you omitted to do, which contributed proximately to cause the accident.
 - (e) Describe each negligent act or omission of the driver of the vehicle in which plaintiff was riding on said occasion.
10.
 - (a) State whether or not any of the occupants in any of the vehicles involved in the accident made the basis of this suit were intoxicated or drinking intoxicating beverages at the time of the said accident.

(b) Give the name and address of each of said persons who was drinking or who was intoxicated.

(c) State what each of said persons was drinking, where he or she had obtained same, the quantity or amount consumed, and the time and place where same was drunk.

11. State, according to your best judgment the speed of the vehicle in which plaintiff was riding at the following points:

(a) When you first observed same prior to the accident made the basis of this suit;

(b) At a point 300 feet from the place where the impact occurred;

(c) At a point 200 feet from the place where the impact occurred;

(d) At a point 100 feet from the place where the impact occurred;

(e) At a point 50 feet from the place where the impact occurred;

(f) At a point 25 feet from the place where the impact occurred;

(g) At a point 10 feet from the place where the impact occurred;

(h) At the time of impact;

(i) Immediately after the impact.

12. (a) State in what direction and along what street or avenue each of the motor vehicles involved in the accident made the basis of this suit was traveling on the occasion of said accident.

(b) State in your best judgment, in number of feet, the width of each of said streets or avenues or highways.

(c) If either of the vehicles involved in the accident made the basis of this suit was engaged in making a turn from a direct line of travel, describe same and the course followed with reference to the center of the intersection and also the four corners of same, and with reference to the center line of the street, avenue or highway on which said motor vehicle had been traveling prior to said turn.

13. (a) State fully, specifically and in detail each and every act or thing done by the operator of the vehicle owned or occupied by you at the time of the accident made the basis of this suit during the last 100 feet of said vehicle's approach to the point of said collision, stating in your answer the chronological order in which said operator did each of said acts or things.

(b) Describe each change in the course of travel made by the vehicle in which plaintiff was riding immediately prior to said accident.

(c) Describe each change in the course of travel made by the vehicle in which you were riding immediately prior to the accident herein sued on.

14. (a) State whether or not the brakes on the vehicle occupied by you or owned by you at the time of the accident sued on were applied prior to the collision.

(b) If so, state in your best judgment the speed in miles per hour said vehicle was traveling at the moment the brakes were applied.

(c) State in your best judgment the distance in number of feet said vehicle traveled from the moment the brakes were applied until said collision occurred.

(d) State in your best judgment the distance in number of feet said vehicle traveled from the moment the brakes were applied until it came to a stop after the occurrence of said accident made the basis of this suit.

15. (a) State specifically what portion of the vehicles involved in the accident made the basis of this suit first came in contact with each other.
- (b) Describe the portions which next came in contact after the initial impact.
16. (a) State in your best judgment the distance each of the vehicles involved in the accident made the basis of this suit traveled on said occasion from the moment of the collision to the point where each of said vehicles first came to a stop immediately thereafter.
- (b) In what direction did each of said motor vehicles move from the point of said collision until they came to a complete stop?
- (c) Describe each and every skid mark which led up to the point of collision.
- (d) Describe each and every skid mark which extended from the point of collision toward the place where either of the motor vehicles involved in the accident came to rest.
- (e) Locate the point where each motor vehicle came to rest with reference to the point of impact, the center of the intersection, the four corners of same and the right edge of the street on which it had been traveling.
17. State the speed of the motor vehicle which you owned or occupied, according to your best judgment, at the following points:
- (a) When you were within a distance of 300 feet from the point of impact in the accident made the basis of this suit;
- (b) When you were 200 feet from the point of impact;
- (c) When you were 100 feet from the point of impact;
- (d) When you were 50 feet from the point of impact;
- (e) When you were 25 feet from the point of impact;
- (f) When you were 10 feet from the point of impact;
- (g) At the time of said impact;
- (h) When you first observed the other vehicle involved in said accident.
- (i) Immediately after impact.

18. (a) State whether any horn or other signal was given as a warning by the operator of the vehicles involved in the accident made the basis of this suit prior to the time of the collision.
- (b) If so, describe each of said signals given by each respective driver specifically and in detail.
- (c) State how far distant from the point of collision each vehicle was located at the time said signal was given.
- (d) If any signals for stopping or turning were given by each driver immediately prior to said collision, describe same, and state how far distant from the point of impact said signal was given by each driver respectively.
19. (a) State whether or not there were any other vehicles at or near the scene of the accident at the time of and immediately prior to the occurrence of same.
- (b) If so, state the number of such other vehicles and where they were located with reference to the point of the accident at the moment same occurred.
- (c) State whether or not any of the other vehicles located at or near the scene of the accident played any part, or contributed in any manner, to cause the collision made the basis of this suit.
- (d) Give the name and address of each driver or owner of each of said vehicles.
20. (a) Did you make any statements in the presence of the operator of any of the vehicles involved in the collision made the basis of this suit following the occurrence of same?
- (b) If so, state when, where and what was said by you.
- (c) Did the operator of the vehicle in which plaintiff was riding make any statements in your presence following the occurrence of the accident, and if so, state when, where and what was said by said driver.
- (d) Give the name and address of each and every person who was present when the accident made the basis of this suit occurred.
- (e) Give the name and address of each and every person who was present when any statements were made either by you or the driver of the vehicle in which plaintiff was riding following the occurrence of the accident made the basis of this suit.
21. Have you been informed that you are answering these interrogatories under oath, and that your answers may be used as evidence in the event of a trial?

FILED

MAR 28 1972

EUNICE B. BLACKMON CIRCUIT
CLERK

REYNOLDS & LAUTEN
Attorneys for Plaintiff

By:

J. Terry Reynolds, Jr.
J. Terry Reynolds, Jr.

STATE OF ALABAMA)

COUNTY OF MOBILE)

Personally appeared before me, a Notary Public in and for said County in said State, the undersigned, who, having been by me first duly sworn, deposes and says that he is of counsel for the plaintiff and as such has authority to make this affidavit, and that answers to the foregoing interrogatories, if well and truly made, will be material testimony for the plaintiff upon the trial of this cause.

J. Terry Reynolds, Jr.
Of Counsel for Plaintiff

Subscribed and sworn to before me this
27th day of March, 1972.

Billie Faye Vester
Notary Public, Mobile County, Alabama

Defendant Erma M. McCartha, may be served:

South Hand Avenue
Bay Minette, Alabama
or:
302 East Second Street
Bay Minette, Alabama

FILED

MAR 28 1972

EUNICE B. BLACKMON CIRCUIT
CLERK

10,235
OSCAR HOLLAND SHARPLESS, JR.

VS:

JAMES G. McCARTHA, et al

INTERROGATORIES TO DEFENDANT,
ERMA N. McCARTHA

FILED

MAR 28 1972

EUNICE B. BLACKMON
CIRCUIT CLERK

MAR 28 1972

Reynolds & Lauten
Attorneys for Plaintiff

Received 28 day of March 1972
end on 28 day of March 1972
I served a copy of the within on Erma N. McCarthy
by James M. McCarthy

By service on

TAYLOR WILLIAMS
By W. G. Sharpless, Jr.
D. C.

OSCAR HOLLAND SHARPLESS,
JR.,

Plaintiff,

VS:

JAMES G. McCARTHA, Individually
and D/B/A McCARTHA'S APPLIANCE
and FURNITURE or D/B/A McCARTHA'S
FURNITURE STORE; ERMA M. McCARTHA,
Individually and D/B/A McCARTHA'S
APPLIANCE and FURNITURE or D/B/A
McCARTHA'S FURNITURE STORE and
ALPHONSE VALREE, et als, individually
and jointly,

Defendants.

) IN THE CIRCUIT COURT OF
) BALDWIN COUNTY, ALABAMA

)

)

)

AT LAW

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) CASE NO. 10,235

)

)

INTERROGATORIES TO DEFENDANT, JAMES G. McCARTHA

Now comes the Plaintiff, in the above styled cause, and pursuant to provisions of Title 7, Section 477, et seq., of the 1958 Code of Alabama, Recompiled, propounds the following interrogatories to the Defendant, James G. McCarthy, to be answered separately and severally under oath and as provided by law, viz:

1. (a) State your correct name, age, residence address and business address.
(b) Is your name correctly stated in the complaint filed in this cause?
(c) If you state that your name is not correctly stated, then state the correct way that you could be designated as a party plaintiff or a party defendant in an action at law:
 - (1) At the time that the accident which is made the basis of this suit occurred;
 - (2) At the time that you answer these interrogatories.
2. (a) State whether you are a person, firm or corporation.
(b) If you state that you are a partnership, then state the name of each and every partner composing said partnership, and the name under which the partnership does business.
(c) If you state that you are a corporation, state on what date you were incorporated and at what place.
3. (a) Describe completely and in detail the vehicle occupied or owned by you on the occasion of the accident made the basis of this suit, stating in your answer the make, model, year, and body style of same.
(b) State the name and address of the owner of said motor vehicle on the date of said accident.
(c) State the name and address of the driver of said vehicle on said occasion.
(d) Describe completely and in detail every item of damage sustained by said vehicle.

(e) Give the amount of each repair estimate obtained on said damage and give the name and address of the person making said repair estimate.

(f) State whether or not any of said damage was repaired, and, if so, give the amount of the repair bill and the name and address of the person, firm, or corporation who made said repairs.

(g) Describe the condition of the brakes, signal device, steering apparatus, tires, and lighting equipment on said motor vehicle at the time of the accident made the basis of this suit.

4. (a) If you have stated that the owner of the vehicle which collided with the vehicle in which plaintiff was riding was not the driver on the occasion of said accident, explain fully and in detail the presence of the driver in said vehicle.

(b) State who was the employer of the driver of the vehicle which collided with the vehicle in which plaintiff was riding at the time that said accident occurred.

(c) State on whose business or behalf said driver was acting at the time said accident occurred.

(d) State the hours of work which said driver had at the time of said accident.

5. (a) State the number of persons occupying the motor vehicle which collided with the vehicle in which plaintiff was riding and state specifically how and in what manner each of said occupants were located in said vehicle on said occasion.

(b) State fully the purpose of the trip you were making at the time of the accident made the basis of this suit.

(c) From what point had you departed?

(d) What was your destination?

(e) Were you performing a mission, errand, or duty for anybody whatsoever? If so, state the nature of same and the name and address of the person for whom you were performing it.

(f) Give the name and address of each and every person or firm who had any interest whatsoever in the trip that was being made by the driver of the vehicle which collided with the plaintiff on the occasion of said accident, and state the nature of said interest and the connection of said person or firm with the trip.

6. Prepare and attach to your answers to these interrogatories a map portraying the scene of the accident and the physical objects involved in the accident made the basis of this suit and designate on said map the following:

(a) The point of impact and skid marks leading up to and from same;

(b) The resting place of the vehicle after the accident;

(c) Where you were located when you first saw the plaintiff's vehicle;

(d) Where the plaintiff's vehicle was located when first seen by you;

(e) The placement of any other vehicles or physical objects which had anything to do with said accident.

7. State whether or not the accident made the basis of this suit occurred at an intersection of streets or avenues, and if so, then state:
 - (a) At what intersection of streets or avenues said accident occurred;
 - (b) Whether any buildings or objects were located within any of the four corners of the intersection which would obscure the vision of any person approaching the intersection;
 - (c) State how far you, in your judgment, could see to the left and right on each of the streets entering the intersection and down each of the intersecting streets when you approached from a point fifty feet from said intersection.
 - (d) Describe the locus of said accident with reference to the contour of the land, the grade or curve of the road, highway or intersection, and any physical structures located within the two hundred feet of the place of the accident;
 - (e) Describe any traffic controls located at the scene of the accident and the operation of same, stating the directions in which said traffic signals or controls faced.
8.
 - (a) State where the motor vehicle in which plaintiff was riding was located with reference to the point of impact in the accident made the basis of this suit when you first observed same immediately prior to said accident.
 - (b) Did you see the motor vehicle in which plaintiff was riding before the actual collision?
 - (c) How many feet was the motor vehicle in which plaintiff was riding from the place of the impact when you first observed same?
 - (d) How many feet were you from the point of impact when you first observed the vehicle in which the plaintiff was riding?
 - (e) Where did the impact occur with reference to the center line of the street on which the vehicle in which plaintiff was traveling?
 - (f) Where did the impact occur with reference to the right edge of the street on which your vehicle was traveling?
9.
 - (a) State specifically and in detail exactly how the accident made the basis of this suit occurred and describe chronologically the events that occurred leading up to same as seen by you.
 - (b) Describe each and everything which the driver of the vehicle in which plaintiff was riding failed to do to avoid said accident.
 - (c) Describe each and everything done by the driver of the vehicle in which plaintiff was riding which contributed to the cause of said accident.
 - (d) State each and everything done by you or which you omitted to do, which contributed proximately to cause the accident.
 - (e) Describe each negligent act or omission of the driver of the vehicle in which plaintiff was riding on said occasion.
10.
 - (a) State whether or not any of the occupants in any of the vehicles involved in the accident made the basis of this suit were intoxicated or drinking intoxicating beverages at the time of the said accident.

(b) Give the name and address of each of said persons who was drinking or who was intoxicated.

(c) State what each of said persons was drinking, where he or she had obtained same, the quantity or amount consumed, and the time and place where same was drank.

11. State, according to your best judgment the speed of the vehicle in which plaintiff was riding at the following points:

(a) When you first observed same prior to the accident made the basis of this suit;

(b) At a point 300 feet from the place where the impact occurred;

(c) At a point 200 feet from the place where the impact occurred;

(d) At a point 100 feet from the place where the impact occurred;

(e) At a point 50 feet from the place where the impact occurred;

(f) At a point 25 feet from the place where the impact occurred;

(g) At a point 10 feet from the place where the impact occurred;

(h) At the time of impact;

(i) Immediately after the impact.

12. (a) State in what direction and along what street or avenue each of the motor vehicles involved in the accident made the basis of this suit was traveling on the occasion of said accident.

(b) State in your best judgment, in number of feet, the width of each of said streets or avenues or highways.

(c) If either of the vehicles involved in the accident made the basis of this suit was engaged in making a turn from a direct line of travel, describe same and the course followed with reference to the center of the intersection and also the four corners of same, and with reference to the center line of the street, avenue or highway on which said motor vehicle had been traveling prior to said turn.

13. (a) State fully, specifically and in detail each and every act or thing done by the operator of the vehicle owned or occupied by you at the time of the accident made the basis of this suit during the last 100 feet of said vehicle's approach to the point of said collision, stating in your answer the chronological order in which said operator did each of said acts or things.

(b) Describe each change in the course of travel made by the vehicle in which plaintiff was riding immediately prior to said accident.

(c) Describe each change in the course of travel made by the vehicle in which you were riding immediately prior to the accident herein sued on.

14. (a) State whether or not the brakes on the vehicle occupied by you or owned by you at the time of the accident sued on were applied prior to the collision.

(b) If so, state in your best judgment the speed in miles per hour said vehicle was traveling at the moment the brakes were applied.

(c) State in your best judgment the distance in number of feet said vehicle traveled from the moment the brakes were applied until said collision occurred.

(d) State in your best judgment the distance in number of feet said vehicle traveled from the moment the brakes were applied until it came to a stop after the occurrence of said accident made the basis of this suit.

15.
 - (a) State specifically what portion of the vehicles involved in the accident made the basis of this suit first came in contact with each other.
 - (b) Describe the portions which next came in contact after the initial impact.
16.
 - (a) State in your best judgment the distance each of the vehicles involved in the accident made the basis of this suit traveled on said occasion from the moment of the collision to the point where each of said vehicles first came to a stop immediately thereafter.
 - (b) In what direction did each of said motor vehicles move from the point of said collision until they came to a complete stop?
 - (c) Describe each and every skid mark which led up to the point of collision.
 - (d) Describe each and every skid mark which extended from the point of collision toward the place where either of the motor vehicles involved in the accident came to rest.
 - (e) Locate the point where each motor vehicle came to rest with reference to the point of impact, the center of the intersection, the four corners of same and the right edge of the street on which it had been traveling.
17. State the speed of the motor vehicle which you owned or occupied, according to your best judgment, at the following points:
 - (a) When you were within a distance of 300 feet from the point of impact in the accident made the basis of this suit;
 - (b) When you were 200 feet from the point of impact;
 - (c) When you were 100 feet from the point of impact;
 - (d) When you were 50 feet from the point of impact;
 - (e) When you were 25 feet from the point of impact;
 - (f) When you were 10 feet from the point of impact;
 - (g) At the time of said impact;
 - (h) When you first observed the other vehicle involved in said accident.
 - (i) Immediately after impact.

18. (a) State whether any horn or other signal was given as a warning by the operator of the vehicles involved in the accident made the basis of this suit prior to the time of the collision.
- (b) If so, describe each of said signals given by each respective driver specifically and in detail.
- (c) State how far distant from the point of collision each vehicle was located at the time said signal was given.
- (d) If any signals for stopping or turning were given by each driver immediately prior to said collision, describe same, and state how far distant from the point of impact said signal was given by each driver respectively.
19. (a) State whether or not there were any other vehicles at or near the scene of the accident at the time of and immediately prior to the occurrence of same.
- (b) If so, state the number of such other vehicles and where they were located with reference to the point of the accident at the moment same occurred.
- (c) State whether or not any of the other vehicles located at or near the scene of the accident played any part, or contributed in any manner, to cause the collision made the basis of this suit.
- (d) Give the name and address of each driver or owner of each of said vehicles.
20. (a) Did you make any statements in the presence of the operator of any of the vehicles involved in the collision made the basis of this suit following the occurrence of same?
- (b) If so, state when, where and what was said by you.
- (c) Did the operator of the vehicle in which plaintiff was riding make any statements in your presence following the occurrence of the accident, and if so, state when, where and what was said by said driver.
- (d) Give the name and address of each and every person who was present when the accident made the basis of this suit occurred.
- (e) Give the name and address of each and every person who was present when any statements were made either by you or the driver of the vehicle in which plaintiff was riding following the occurrence of the accident made the basis of this suit.
21. Have you been informed that you are answering these interrogatories under oath, and that your answers may be used as evidence in the event of a trial?

FILED

MAR 28 1972

EUNICE B. BLACKMON CIRCUIT
CLERK

REYNOLDS & LAUTEN
Attorneys for Plaintiff

By: J. Terry Reynolds, Jr.
J. Terry Reynolds, Jr.

STATE OF ALABAMA)

COUNTY OF MOBILE)

Personally appeared before me, a Notary Public in and for said County in said State, the undersigned, who, having been by me first duly sworn, deposes and says that he is of counsel for the plaintiff and as such has authority to make this affidavit, and that answers to the foregoing interrogatories, if well and truly made, will be material testimony for the plaintiff upon the trial of this cause.

J. Terry Reynolds, Jr.
Of Counsel for Plaintiff

Subscribed and sworn to before me this
27th day of March, 1972

Willie Jane Luck
Notary Public, Mobile County, Alabama

Defendant James G. McCartha, may be served:

South Hand Avenue
Bay Minette, Alabama

FILED

MAR 28 1972

EUNICE B. BLACKMON CIRCUIT
CLERK

Received 28 day of March 1972
and on 28 day of March 1972
I served a copy of the within Interrogatory to Mr. J. G. McCarthy
by James P. V. McCarthy

By service on _____

TAYLOR WALKING Sheriff
W. A. Zalkert

OSCAR HOLLAND SHARPLESS, JR.

VS:

JAMES G. McCARTHA, et al

INTERROGATORIES TO DEFENDANT,
JAMES G. McCARTHA

FILED

MAR 28 1972

EUNICE B. BLACKMON

CIRCUIT
CLERK

Reynolds & Lauten
Attorneys for Plaintiff

MAR 28 1972

SHARPLESS



U.S. DISTRICT COURT
DISTRICT OF COLUMBIA

U.S. DISTRICT COURT
DISTRICT OF COLUMBIA