

SUMMONS AND COMPLAINT

Moore Printing Co. - Bay Minette, Ala.

STATE OF ALABAMA
Baldwin County

Circuit Court, Baldwin County
10,240
No.....

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

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Frank Michael Stewart, & John Doe, & Richard Roe, whose
names are otherwise unknown but will be added by amendment when ascertained,
.....
.....

to appear and plead, answer or demur, within thirty days from the service hereof, to the complaint

Frank Michael

filed in the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against.....

Stewart, & John Doe, & Richard Roe, whose names are unknown but will be added by amendment when
..... Defendant...ascertained

J. W. Gresham, who sues as father & next friend of Debra Gresham, a minor, deceased
by

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

18th

Feb.

72

Witness my hand this.....day of..... 19.....

Eunice B. Blackmon, Clerk

No.....

Page.....

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

Plaintiffs

vs.

Defendants

SUMMONS AND COMPLAINT

Filed 19.....

Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

19.....

Sheriff

I have executed this summons

this 19.....

by leaving a copy with

Sheriff

Deputy Sheriff

J.W. GRESHAM, who sues as
father and next friend of
DEBRA GRESHAM, a minor,
deceased
Plaintiff,

:
:
:
:

IN THE CIRCUIT COURT OF
BALDWIN COUNTY
ALABAMA

-vs-

FRANK MICHAEL STEWART, and
JOHN DOE, and RICHARD ROE,
whose names are otherwise
unknown but will be added
by amendment when ascertained,
Defendants.

:
:
:
:
:

CASE NO. 10,240

COMPLAINT

COUNT ONE

Plaintiff, who sues as father and next friend of DEBRA GRESHAM, a minor, deceased, claims of the Defendants the sum of SEVENTY-FIVE THOUSAND AND NO/100 (\$75,000.00) DOLLARS, as damages, for that heretofore, on to-wit, February 19, 1971, the Defendants so negligently operated an automobile on U.S. Highway 225, a public highway in Baldwin County at or near a point 8.7 miles East of Bay Minette, Alabama, that the same was run up on or against both sides of the pavement of said Highway so that the automobile was overturned and as a proximate result thereof the Plaintiff's minor daughter, age seventeen (17), a passenger in said automobile sustained severe injuries from which she died, and Plaintiff avers that said injuries and death and said damages to Plaintiff's deceased minor daughter was proximately caused by the aforesaid negligence of the Defendants, Wherefore Plaintiff sues.

COUNT TWO

Plaintiff, who sues as father and next friend of DEBRA GRESHAM, a minor, deceased, claims of the Defendants the sum of SEVENTY-FIVE THOUSAND AND NO/100 (\$75,000.00) DOLLARS, as damages, for that heretofore, on to-wit, February 19, 1971, the Defendants so wantonly operated an automobile on U.S. Highway

225, a public highway in Baldwin County at or near a point 8.7 miles East of Bay Minette, Alabama, that the same was run up on or against both sides of the pavement of said Highway so that the automobile was overturned and as a proximate result thereof the Plaintiff's minor daughter, age seventeen (17), a passenger in said automobile sustained severe injuries from which she died, and Plaintiff avers that said injuries and death and said damages to Plaintiff's deceased minor daughter was proximately caused by the aforesaid wantonness of the Defendants, Wherefore Plaintiff sues.


Y.D. LOTT, JR., Attorney for
Plaintiff

PLAINTIFF RESPECTFULLY DEMANDS A TRIAL BY JURY.

FILED

FEB 18 1972

EUNICE B. BLACKMON CIRCUIT
CLERK


Y.D. LOTT, JR., Attorney for
Plaintiff

Frank Michael Stewart may be served at:
820 Brundidge Blvd.
Troy, Alabama 36081

J. W. GRESHAM, who sues as	:	IN THE CIRCUIT COURT OF
father and next friend of DEBRA	:	
GRESHAM, a minor, deceased,	:	BALDWIN COUNTY, ALABAMA
Plaintiff,	:	
VS.	:	
FRANK MICHAEL STEWART,	:	
ET AL,	:	
Defendants.	:	CASE NO. 10, 240

MOTION TO REINSTATE

Comes now Y. D. Lott, Jr., Attorney for the Plaintiff herein and shows unto the Court the following:

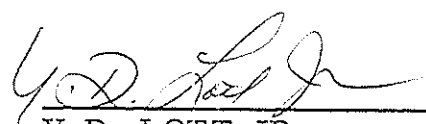
1. The above case was set down for trial several months ago and the Plaintiff was unable to attend Court because he was out of town on business. The Court was advised that he would be unable to be present but recently received notice that said case had been dismissed. The Plaintiff is very active in his business and is unable to attend court on a moment's notice but is presently ready to attend court and give testimony at the Court's convenience.
2. Plaintiff further wishes to withdraw his plea for a jury trial.

WHEREFORE, Plaintiff prays that this matter be reinstated on the trial docket and that the Court notify Plaintiff of a convenient date to give testimony. Your Plaintiff prays for additional relief he may be entitled to the premises considered.

FILED

JUN 10 1974

EUNICE B. BLACKMON CLERK


Y. D. LOTT, JR.
Attorney for Plaintiff

SUMMONS AND COMPLAINT

Moore Printing Co. - Bay Minette, Ala.

STATE OF ALABAMA

Baldwin County

Circuit Court, Baldwin County
10,240

No.....

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

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Frank Micheel Stewart, & John Doe, & Richard Roe, whose
names are otherwise unknown but will be added by amendment when ascertained,
.....
.....

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.....
Frank Michael
Stewart, & John Doe, & Richard Roe, whose names are unknown but will be added by amendment when
....., Defendant.....ascertained

J. W. Gresham, who sues as father & next friend of Debra Gresham, a minor, deceased
by

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

Witness my hand this.....18th.....day of.....Feb.....19.....

72

Emmie B. Blackmon Clerk

No..... Page.....

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

Plaintiffs

vs.

Defendants

SUMMONS AND COMPLAINT

Filed 19.....

Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

19.....

Sheriff

I have executed this summons

this 19.....

by leaving a copy with

Sheriff

Deputy Sheriff

J.W. GRESHAM, who sues as : IN THE CIRCUIT COURT OF
father and next friend of :
DEBRA GRESHAM, a minor, : BALDWIN COUNTY
deceased

Plaintiff, : ALABAMA

-vs-

:
FRANK MICHAEL STEWART, and :
JOHN DOE, and RICHARD ROE, :
whose names are otherwise :
unknown but will be added :
by amendment when ascertained, :
Defendants. :

CASE NO. 10,240

COMPLAINT

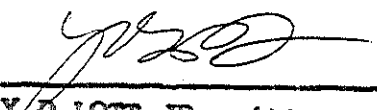
COUNT ONE

Plaintiff, who sues as father and next friend of DEBRA GRESHAM, a minor, deceased, claims of the Defendants the sum of SEVENTY-FIVE THOUSAND AND NO/100 (\$75,000.00) DOLLARS, as damages, for that heretofore, on to-wit, February 19, 1971, the Defendants so negligently operated an automobile on U.S. Highway 225, a public highway in Baldwin County at or near a point 8.7 miles East of Bay Minette, Alabama, that the same was run up on or against both sides of the pavement of said Highway so that the automobile was overturned and as a proximate result thereof the Plaintiff's minor daughter, age seventeen (17), a passenger in said automobile sustained severe injuries from which she died, and Plaintiff avers that said injuries and death and said damages to Plaintiff's deceased minor daughter was proximately caused by the aforesaid negligence of the Defendants, Wherefore Plaintiff sues.

COUNT TWO

Plaintiff, who sues as father and next friend of DEBRA GRESHAM, a minor, deceased, claims of the Defendants the sum of SEVENTY-FIVE THOUSAND AND NO/100 (\$75,000.00) DOLLARS, as damages, for that heretofore, on to-wit, February 19, 1971, the Defendants so wantonly operated an automobile on U.S. Highway

225, a public highway in Baldwin County at or near a point 8.7 miles East of Bay Minette, Alabama, that the same was run up on or against both sides of the pavement of said Highway so that the automobile was overturned and as a proximate result thereof the Plaintiff's minor daughter, age seventeen (17), a passenger in said automobile sustained severe injuries from which she died, and Plaintiff avers that said injuries and death and said damages to Plaintiff's deceased minor daughter was proximately caused by the aforesaid wantonness of the Defendants, Wherefore Plaintiff sues.



Y.D. LOTT, JR., Attorney for
Plaintiff

PLAINTIFF RESPECTFULLY DEMANDS A TRIAL BY JURY.

FILED

FEB 18 1972

EUNICE B. BLACKMON CIRCUIT
CLERK


Y.D. LOTT, JR., Attorney for
Plaintiff

Frank Michael Stewart may be served at:
820 Brundidge Blvd.
Troy, Alabama 36081

J.W. GRESHAM, who sues as	:	IN THE CIRCUIT COURT OF
father and next friend of	:	
DEBRA GRESHAM, a minor,	:	BALDWIN COUNTY
deceased	:	
Plaintiff,	:	ALABAMA
-vs-	:	
FRANK MICHAEL STEWART, and	:	
JOHN DOE, and RICHARD ROE,	:	
whose names are otherwise	:	
unknown but will be added	:	
by amendment when ascertained,:	:	CASE NO. <u>10,240</u>
Defendants.	:	

COMPLAINT

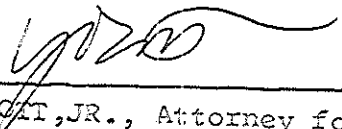
COUNT ONE

Plaintiff, who sues as father and next friend of DEBRA GRESHAM, a minor, deceased, claims of the Defendants the sum of SEVENTY-FIVE THOUSAND AND NO/100 (\$75,000.00) DOLLARS, as damages, for that heretofore, on to-wit, February 19, 1971, the Defendants so negligently operated an automobile on U.S. Highway 225, a public highway in Baldwin County at or near a point 8.7 miles East of Bay Minette, Alabama, that the same was run up on or against both sides of the pavement of said Highway so that the automobile was overturned and as a proximate result thereof the Plaintiff's minor daughter, age seventeen (17), a passenger in said automobile sustained severe injuries from which she died, and Plaintiff avers that said injuries and death and said damages to Plaintiff's deceased minor daughter was proximately caused by the aforesaid negligence of the Defendants, Wherefore Plaintiff sues.

COUNT TWO

Plaintiff, who sues as father and next friend of DEBRA GRESHAM, a minor, deceased, claims of the Defendants the sum of SEVENTY-FIVE THOUSAND AND NO/100 (\$75,000.00) DOLLARS, as damages, for that heretofore, on to-wit, February 19, 1971, the Defendants so wantonly operated an automobile on U.S. Highway

225, a public highway in Baldwin County at or near a point 8.7 miles East of Bay Minette, Alabama, that the same was run up on or against both sides of the pavement of said Highway so that the automobile was overturned and as a proximate result thereof the Plaintiff's minor daughter, age seventeen (17), a passenger in said automobile sustained severe injuries from which she died, and Plaintiff avers that said injuries and death and said damages to Plaintiff's deceased minor daughter was proximately caused by the aforesaid wantonness of the Defendants, Wherefore Plaintiff sues.



Y.D. LOTT, JR., Attorney for
Plaintiff

PLAINTIFF RESPECTFULLY DEMANDS A TRIAL BY JURY.

FILED

FEB 18 1972

EUNICE B. BLACKMON CIRCUIT
CLERK


Y.D. LOTT, JR., Attorney for
Plaintiff

Frank Michael Stewart may be served at:
820 Brundidge Blvd.
Troy, Alabama 36081

882 VOL. ~~100~~ 381
69

SUMMONS AND COMPLAINT

MOORE PRINTING CO. BAY MINETTE ALA.

STATE OF ALABAMA

Baldwin County

Circuit Court, Baldwin County

No. 10,240

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

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Frank Michael Stewart, & John Doe, & Richard Roe, whose names are otherwise unknown but will be added by amendment when ascertained,

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 Frank Michael

Stewart, & John Doe, & Richard Roe, whose names are unknown but will be added by amendment when Defendant ascertained

by J. W. Gresham, who sues as father & next friend of Debra Gresham, a minor, deceased

Plaintiff.....

witness my hand this 18th day of Feb. 1972

Eunice B. Blackburn Clerk

No. 10,240

Page.....

STATE OF ALABAMA

BALDWIN COUNTY

CIRCUIT COURT

J. W. GRESHAM, who sues as father &

next friend of Debra Gresham, a minor,
deceased

Plaintiffs

VS.

FRANK MICHAEL STEWART, & JOHN DOE, & RICHARD ROE,
whose names are otherwise unknown but will be added
by amendment when ascertained

Defendants

SUMMONS AND COMPLAINT

Filed Feb. 18, 1972

Eunice B. Blackmon Clerk

FEB 22 1972

Y. D. Lott, Jr.

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

Feb. 22 1972

Sheriff

I have executed this summons

this 23rd Feb 1972

by leaving a copy with

Frank M. Stewart
John Doe - NF
Richard Roe - NF

Sheriff's Office

Ten Cents per mile Total \$

STAYLOR WILKINS, Sheriff

DEPUTY SHERIFF

Presley Davis Sheriff

Ed Taylor Deputy Sheriff