

STANLEY WHITE, )  
Plaintiff, )  
vs. )  
RAZORBACK FARMS, INC., )  
a corporation, and )  
JIM SHELL, jointly and )  
severally, )  
Defendants. )

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW

10,269

COUNT ONE

Plaintiff claims of the Defendants the sum of NINE THOUSAND FIVE HUNDRED (\$9,500.00) DOLLARS as damages for that heretofore and on, to-wit: the 29th day of May, 1971, JIM SHELL, the Defendant, as agent, servant or employee of the Defendant, RAZORBACK FARMS, INC., a corporation, was operating a beanpicker on County Highway No. 55, at a point thereon between County Highway No. 28 and County Highway No. 32, which was then and there a public highway in Baldwin County, Alabama, and while acting within the line and scope of his employment as such agent, servant or employee, so negligently operated the said beanpicker as to allow the same to run into, upon or against an automobile owned and driven by the Plaintiff, and by reason thereof and as a proximate result and consequence thereof, the Plaintiff received personal injuries in this, to-wit: he suffered contusions and abrasions, his head was injured, his body was bruised, that he was made sick, sore and lame, that he was bruised and lacerated, and that he suffered and continues to suffer great mental anguish and physical pain, that he lost and continues to loose much time from his employment, that his automobile was damaged in that the front end of the said automobile was completely demolished, that the windshield was broken, that the water pump was broken, that the fan was bent and otherwise smashed and torn, that the frame was knocked out of alignment, and that his automobile was otherwise bent, smashed and torn, for all of which he claims damages as aforesaid.

  
ATTORNEY FOR PLAINTIFF

Plaintiff respectfully demands a trial by jury.

**FILED**

MAR 2 1972

EUNICE B. BLACKMON CIRCUIT CLERK

  
ATTORNEY FOR PLAINTIFF

EVOL

71 PAGE 55



SUMMONS AND COMPLAINT

Moore Printing Co. - Bay Minette, Ala.

STATE OF ALABAMA  
Baldwin County

Circuit Court, Baldwin County

No. ....

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

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon ..... RAZORBACK FARMS, INC. and .....  
..... JIM SHELL .....

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.....  
..... RAZORBACK FARMS, INC., and JIM SHELL ..... Defendant.....

by ..... STANLEY WHITE .....  
..... Plaintiff.....

Witness my hand this ..... 2 ..... day of ..... March ..... 1972 .....  
..... Ernie B. Blackman Clerk .....

No. 10,269 Page.....

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

STANLEY WHITE

Plaintiffs

vs.

RAZORBACK FARMS, INC., a corporation,  
and JIM SHELL

Defendants

SUMMONS AND COMPLAINT

**FILED**

Filed ..... 19.....

MAR 2 1972

Clerk

M. EUNICE B. BLACKMON CIRCUIT CLERK

County, Alabama, Claim \$1.50 each for  
serving 2 process(es) and \$1.00

travel expense on each of 2  
process(es), or a total of \$5.00

JOHN V. DUCK

*John V. Duck*  
Plaintiff's Attorney

Defendant's Attorney

1524  
Defendant lives at  
Razorback Farms, Inc., P.O. Box 291  
Springdale, Arkansas;  
Jim Shell, Box 600, Stillwell, Oklahoma

RECEIVED IN OFFICE

Received In Office

MAR 7 1972

M. S. BUTLER, Sheriff

I have executed this summons

this ..... 19.....

by leaving a copy with

Executed by serving 6 copies of  
the within on M. Curry  
Secretary of State of The State of

ALABAMA.  
This day 8 of Mar 1972

Sheriff of Montgomery County

M. S. Butler,

By M. S. Butler S.

Sheriff

Deputy Sheriff

**FILED**

MAR 24 1972

EUNICE B. BLACKMON CIRCUIT  
CLERK

March 20, 1972

STANLEY WHITE, Plaintiff

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

VS

JIM SHELL, et al, Defendants

CASE NO. 10,269

TO THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, AT LAW

I, Mabel Amos, Secretary of State, hereby certify that on March 8, 1972  
I sent by certified mail in an envelope addressed as follows:

" Jim Shell  
Box 600  
Stillwell, Oklahoma 74960"

"Certified Mail—  
Return Receipt Requested  
Deliver to Addressee Only"

bearing sufficient and proper prepaid postage, a notice bearing my signature and the Great Seal of the State of Alabama in words and figures as follows:

" Jim Shell  
Box 600  
Stillwell, Oklahoma 74960

You will take notice that on March 8, 1972 the Sheriff of Montgomery County, Alabama, served upon me, in my official capacity, summons and complaint in a case entitled: STANLEY WHITE, Plaintiff VS JIM SHELL, et al, Defendants

in the CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, AT LAW  
Case No. 10,269 a true copy of which summons and complaint is attached hereto and the said service upon me as Secretary of State of the State of Alabama has the force and effect of personal service upon you.

WITNESS MY HAND and the Great Seal of the State of Alabama this the 8th day of March, 1972

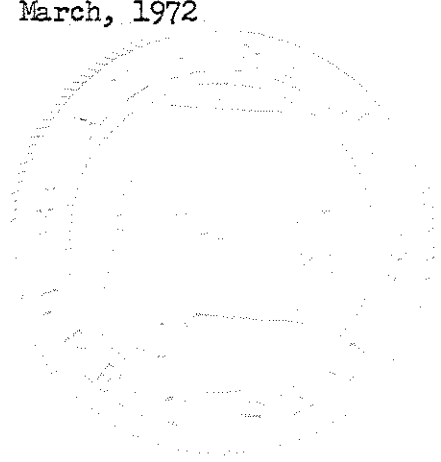
Enclosure (1)

(Signed) Mabel S. Amos  
Secretary of State"

I further certify that the notice above set out which was so mailed in the envelope addressed as above set forth had attached to it a true copy of the summons and complaint in the above-styled cause.

I further certify that on March 17, 1972 I received the return card, showing receipt by the designated addressee of the aforementioned matter at Stillwell, Ok.  
on 3/15/72

WITNESS MY HAND and the Great Seal of the State of Alabama this the 20th day of March, 1972



*Mabel S. Amos*  
MABEL S. AMOS  
Secretary of State

Enclosures: Return Receipt Card and copy  
of Summons and Complaint.  
CC: Honorable John V. Duck  
319 Magnolia Avenue  
Fairhope, Alabama 36532

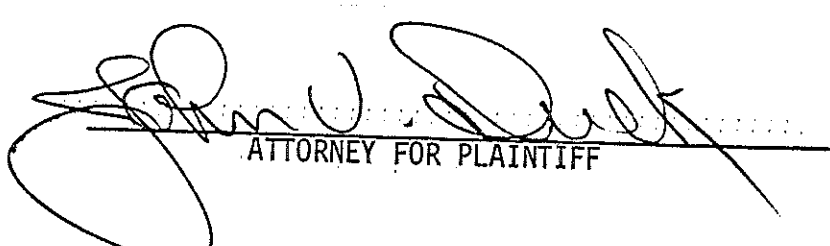
STANLEY WHITE, )  
Plaintiff, )  
vs. )  
RAZORBACK FARMS, INC., )  
a corporation, and )  
JIM SHELL, jointly and )  
severally, )  
Defendants. )

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW

10, 26 9

COUNT ONE

Plaintiff claims of the Defendants the sum of NINE THOUSAND FIVE HUNDRED (\$9,500.00) DOLLARS as damages for that heretofore and on, to-wit: the 29th day of May, 1971, JIM SHELL, the Defendant, as agent, servant or employee of the Defendant, RAZORBACK FARMS, INC., a corporation, was operating a beanpicker on County Highway No. 55, at a point thereon between County Highway No. 28 and County Highway No. 32, which was then and there a public highway in Baldwin County, Alabama, and while acting within the line and scope of his employment as such agent, servant or employee, so negligently operated the said beanpicker as to allow the same to run into, upon or against an automobile owned and driven by the Plaintiff, and by reason thereof and as a proximate result and consequence thereof, the Plaintiff received personal injuries in this, to-wit: he suffered contusions and abrasions, his head was injured, his body was bruised, that he was made sick, sore and lame, that he was bruised and lacerated, and that he suffered and continues to suffer great mental anguish and physical pain, that he lost and continues to loose much time from his employment, that his automobile was damaged in that the front end of the said automobile was completely demolished, that the windshield was broken, that the water pump was broken, that the fan was bent and otherwise smashed and torn, that the frame was knocked out of alignment, and that his automobile was otherwise bent, smashed and torn, for all of which he claims damages as aforesaid.

  
ATTORNEY FOR PLAINTIFF

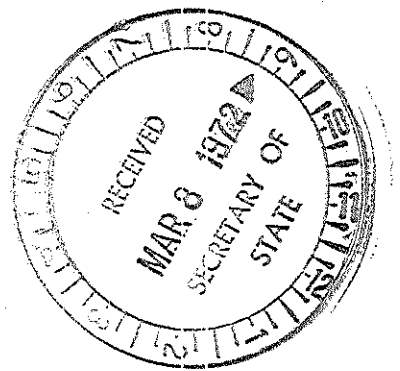
Plaintiff respectfully demands a trial by jury.

**FILED**

MAR 2 1972

EUNICE B. BLACKMON CIRCUIT  
CLERK

  
ATTORNEY FOR PLAINTIFF



SUMMONS AND COMPLAINT

Moore Printing Co. - Bay Minette, Ala.

STATE OF ALABAMA  
Baldwin County

Circuit Court, Baldwin County

No. 10,269

TERM, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon RAZORBACK FARMS, INC. and  
JIM SHELL

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  
RAZORBACK FARMS, INC., and JIM SHELL, Defendant.

by STANLEY WHITE

Plaintiff.

Witness my hand this

2

day of

March

1972

Ernie B. Blackmon, Clerk



No. 10,269

Page.....

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

STANLEY WHITE

Plaintiffs

vs.

RAZORBACK FARMS, INC., a corporation,  
and JIM SHELL

Defendants

SUMMONS AND COMPLAINT

**FILED**

Filed ..... 19.....

MAR 2 1972

Clerk

EUNICE B. BLACKMON  
CIRCUIT CLERK

JOHN V. DUCK

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at  
Razorback Farms, Inc., P.O. Box 291  
Springdale, Arkansas;  
Jim Shell, Box 600, Stillwell, Oklahoma

Received In Office

..... 19.....

..... Sheriff

I have executed this summons

this ..... 19.....

by leaving a copy with



Sheriff

Deputy Sheriff

**FILED**

MAR 23 1972

March 20, 1972

EUNICE B. BLACKMON CIRCUIT  
CLERK

STANLEY WHITE, Plaintiff

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

VS

RAZORBACK FARMS, INC., A CORPORATION  
et al Defendants

CASE NO. 10,269

TO THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, AT LAW

I, Mabel Amos, Secretary of State, hereby certify that on March 8, 1972  
I sent by certified mail in an envelope addressed as follows:

" Razorback Farms, Inc.,  
a Corporation  
P. O. Box 291  
Springdale, Arkansas 72764"

"Certified Mail—  
Return Receipt Requested  
~~Deliver to Addressee Only~~"

bearing sufficient and proper prepaid postage, a notice bearing my signature and the Great Seal of the State of Alabama in words and figures as follows:

" Razorback Farms, Inc.  
a Corporation  
P. O. Box 291  
Springdale, Arkansas 72764"

You will take notice that on March 8, 1972 the Sheriff of Montgomery County, Alabama, served upon me, in my official capacity, summons and complaint in a case entitled: STANLEY WHITE, Plaintiff VS RAZORBACK FARMS, INC., A CORPORATION, et al Defendants

in the CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, AT LAW  
Case No. 10,269 a true copy of which summons and complaint is attached hereto and the said service upon me as Secretary of State of the State of Alabama has the force and effect of personal service upon you.

WITNESS MY HAND and the Great Seal of the State of Alabama this the 8th day of March, 1972

(Signed) Mabel Amos  
Secretary of State"

Enclosure (1)

I further certify that the notice above set out which was so mailed in the envelope addressed as above set forth had attached to it a true copy of the summons and complaint in the above-styled cause.

I further certify that on 3/20/72 I received the return card, showing receipt by the designated addressee of the aforementioned matter at Arkansas on 3/17/72

WITNESS MY HAND and the Great Seal of the State of Alabama this the 20th day of March, 1972

*Mabel S. Amos*  
MABEL S. AMOS  
Secretary of State

Enclosures: Return Receipt Card and copy of Summons and Complaint.

CC: Honorable John V. Duck  
319 Magnolia Avenue  
Fairhope, Alabama 36532

SUMMONS AND COMPLAINT

Moore Printing Co. - Bay Minette, Ala.

STATE OF ALABAMA  
Baldwin County

Circuit Court, Baldwin County

No. 10,269

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

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon RAZORBACK FARMS, INC. and

JIM SHELL

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.....

RAZORBACK FARMS, INC., and JIM SHELL  
..... Defendant.....

by STANLEY WHITE  
.....

..... Plaintiff.....

Witness my hand this 2 day of March 1972

Ernie B. Blackmon, Clerk

No.....

Page.....

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

STANLEY WHITE

Plaintiffs

vs.

RAZORBACK FARMS, INC. a corporation, and  
JIM SHELL

Defendants

SUMMONS AND COMPLAINT

Filed ..... 19.....

Clerk

JOHN V. DUCK

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at  
Razorback Farms, Inc., P.O. Box 291  
Springdale, Arkansas;  
Jim Shell, Box 600, Stillwell, Oklahoma

Received In Office

19.....

Sheriff

I have executed this summons

this ..... 19.....

by leaving a copy with

Sheriff


Deputy Sheriff

STANLEY WHITE, )  
Plaintiff, )  
vs. )  
RAZORBACK FARMS, INC., )  
a corporation, and )  
JIM SHELL, jointly and )  
severally, )  
Defendants. )

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW

COUNT ONE

Plaintiff claims of the Defendants the sum of NINE THOUSAND FIVE HUNDRED (\$9,500.00) DOLLARS as damages for that heretofore and on, to-wit: the 29th day of May, 1971, JIM SHELL, the Defendant, as agent, servant or employee of the Defendant, RAZORBACK FARMS, INC., a corporation, was operating a beanpicker on County Highway No. 55, at a point thereon between County Highway No. 23 and County Highway No. 32, which was then and there a public highway in Baldwin County, Alabama, and while acting within the line and scope of his employment as such agent, servant or employee, so negligently operated the said beanpicker as to allow the same to run into, upon or against an automobile owned and driven by the Plaintiff, and by reason thereof and as a proximate result and consequence thereof, the Plaintiff received personal injuries in this, to-wit: he suffered contusions and abrasions, his head was injured, his body was bruised, that he was made sick, sore and lame, that he was bruised and lacerated, and that he suffered and continues to suffer great mental anguish and physical pain, that he lost and continues to lose much time from his employment, that his automobile was damaged in that the front end of the said automobile was completely demolished, that the windshield was broken, that the water pump was broken, that the fan was bent and otherwise smashed and torn, that the frame was knocked out of alignment, and that his automobile was otherwise bent, smashed and torn, for all of which he claims damages as aforesaid.

  
ATTORNEY FOR PLAINTIFF

Plaintiff respectfully demands a trial by jury.

**FILED**

MAR 2 1972

EUNICE B. BLACKMON  
CIRCUIT CLERK

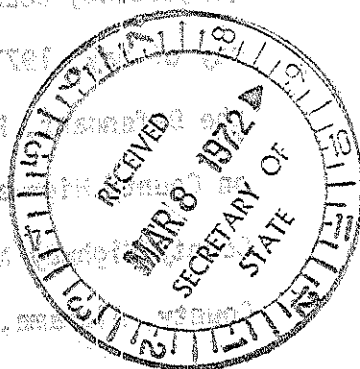
  
ATTORNEY FOR PLAINTIFF

IN THE CIRCUIT COURT OF  
SALINE COUNTY, ALABAMA  
AT LAW

STANLEY WHITE,  
Plaintiff,  
vs.  
SALONBACK FARM, INC.,  
a corporation, and  
JIM SMITH, jointly and  
severally,  
Defendants.

COUNT ONE

Plaintiff claims of the Defendants the sum of FIVE THOUSAND FIVE HUNDRED (\$5,500.00) DOLLARS as damages for that hereinafter and on, to-wit: the 22nd day of March, 1972, JIM SMITH, the Defendant, as agent, servant or employee of SALONBACK FARM, INC., a corporation, was operating a passenger automobile, No. 55, at a point between County Highway No. 22 and County Highway No. 32, which was then and there a public highway in Baldwin County, Alabama, and while acting within the line and scope of his employment as such agent, servant or employee, so negligently operated the said passenger automobile as to allow the same to run into, upon or against an automobile owned and driven by the Plaintiff, and by reason thereof and as a proximate result and consequence thereof, the Plaintiff received personal injuries to wit: he suffered contusions and abrasions, his head was injured, his body was bruised, that he was made sick, sore and lame, that he was bruised and lacerated, and that he suffered and continues to suffer great mental anguish and physical pain, that he lost and continues to lose much time from his employment, that his automobile was damaged in that the front end of the said automobile was completely demolished, that the windshield was broken, that the water pump was broken, that the fan was bent and otherwise smashed and torn, that the frame was knocked out of alignment, and that his automobile was otherwise bent, smashed and torn, for all of which he claims damages as aforesaid.



*[Signature]*  
ATTORNEY FOR PLAINTIFF

Plaintiff respectfully demands a trial by jury.

*[Signature]*  
ATTORNEY FOR PLAINTIFF

FILED

MAR 2 1972

EUNICE B. BLACKMON  
CLERK

STANLEY WHITE,

Plaintiff,

VS.

RAZORBACK FARMS, INC.,  
ET AL.,

Defendants.

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Ø  
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IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW NO. 10,269

DEMURRER

Now come the defendants, each separately and severally, and demur to the complaint and as grounds of such demurrer, set down and assign, separately and severally, the following:

1. It does not state a cause of action.
2. The negligence therein alleged is merely a conclusion of the pleader.
3. It is vague, indefinite and uncertain in that it does not apprise these defendants with sufficient certainty against what act or acts of negligence they are called on to defend.
4. It is vague, indefinite and uncertain in that it does not allege with sufficient certainty where the alleged accident occurred.
5. No facts are alleged to show that the defendants violated any duty which they may have owed to the plaintiff.
6. It does not allege that the defendants owed any duty to the plaintiff which they negligently failed to perform.
7. No facts are alleged to show sufficient causal connection between the defendants' said breach of duty and the plaintiff's alleged injuries and damages.
8. No facts are alleged to show that the plaintiff sustained any damage or injury as the proximate result of any negligence or breach of duty on the part of the defendants.

*J. T. Blackburn*  
Attorney for Defendants

I hereby certify that I mailed a copy of the above and foregoing demurrer to John V. Duck, attorney for the plaintiff, at Fairhope, Alabama, by first class mail, postage prepaid, on this the 3rd day of April, 1972.

J. B. Blackburn  
Attorney for Defendants

FILED

APR 3 1972

EUNICE B. BLACKMON CIRCUIT  
CLERK



STANLEY WHITE,	)	IN THE CIRCUIT COURT
Plaintiff,	)	OF BALDWIN COUNTY,
vs.	)	ALABAMA
RAZORBACK FARMS, INC.,	)	AT LAW
a corporation, and	)	
JIM SHELL, jointly and	)	
severally,	)	CASE NO. 10,269
Defendants.	)	

INTERROGATORIES TO THE DEFENDANT  
RAZORBACK FARMS, INC.

---

Comes now the plaintiff in the above styled cause and propounds the following separate and several interrogatories to the defendant, Razorback Farms, Inc., to be answered, separately and severally, viz:

1. Is your name correctly stated in the complaint on file in this cause?
2. If you state your name is not correctly stated, then state the exact name under which you do business.
3. State whether you are a person, firm, corporation or partnership.
4. If you state you are a corporation, state the date and place of incorporation.
5. (a) If you state you are a partnership, give the name and address of each and every partner composing said partnership now and on May 29<sup>th</sup>, 1971.  
(b) If a partnership, give the exact name under which the partnership now does business and the exact name under which it was doing business on May 29<sup>th</sup>, 1971.
6. (a) State whether or not you were the owner of a motor vehicle operated by one Jim Shell that was involved in an accident on May 29<sup>th</sup>, 1971 on County Highway No. 55, at a point thereon between County Highway No. 28 and County Highway No. 32 in Baldwin County, Alabama.  
(b) By whom was said driver employed at the time of said accident?  
(c) State on whose business or behalf he was acting at the time said accident occurred.

(d) State the time he started work for said employer on said date and the time he got off from work.

(e) State fully the purpose of the trip he was making at the time of said accident.

(f) State the point from which he had just departed and his destination.

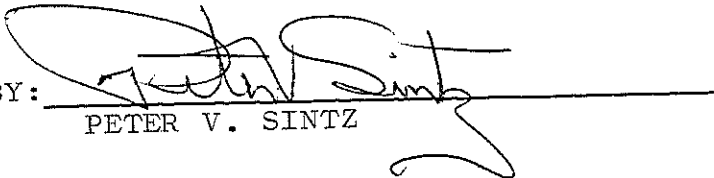
7. State whether or not said driver, at the time of said accident, was performing a mission, errand or duty for you.

8. State whether or not, at the time of said accident, said driver was acting as you agent, servant or employee.

9. State whether or not, at the time of said accident, said driver was acting within the line and scope of his authority as you agent, servant or employee.

BROWN, HUDGENS, FULFORD,  
SINTZ AND RICHARDSON  
Attorneys for Plaintiff  
210 Van Antwerp Building  
Mobile, Alabama 36602

BY:

  
PETER V. SINTZ


STATE OF ALABAMA)

COUNTY OF MOBILE)

Before me, the undersigned authority, personally appeared PETER V. SINTZ, who, after being first duly sworn, doth depose and say that he is attorney for the plaintiff in the above styled cause and that if the answers to the foregoing interrogatories are truthfully answered, the answers will be material evidence in a trial of said cause.

  
PETER V. SINTZ

Sworn to and subscribed  
to before me this 13<sup>th</sup>  
day of Feb, 1973.

  
NOTARY PUBLIC, ALABAMA STATE AT LARGE

FILED

FEB 14 1973

EUNICE B. BLACKMON  
CLERK

PLEASE SERVE THE FOREGOING INTERROGATORIES  
ON J. B. BALCKBURN, ESQUIRE, Attorney for  
the defendant Razorback Farms, Inc., Post  
Office Drawer 59, Bay Minette, Alabama 36507

2-16-1973

*Servire accepted  
J. B. Blackburn  
Attorney for Defendant*

STANLEY WHITE,

Plaintiff,

vs.

RAZORBACK FARMS, INC.,  
et al

Defendant.

\* IN THE CIRCUIT COURT OF

\* BALDWIN COUNTY, ALABAMA

\* AT LAW

\*

\*

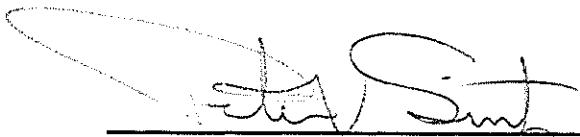
\* CASE NO. 10,269


MOTION FOR A DEFAULT JUDGMENT

Comes now the Plaintiff, STANLEY WHITE, and moves this honorable court to enter a judgment by default against the defendants, RAZORBACK FARMS, INC. and JIM SHELL and as grounds for said motion shows under the court as follows:

That said complaint was filed in this cause in 1972 to which the Plaintiff demured on April 3, 1972, which demurrers were overruled by this honorable court. Since that time, Plaintiff has failed or totally refused to plead further.

Wherefore, Plaintiff prays that this court will enter and order requiring these Defendants to plead further within twenty days (20) or suffer a judgment against them by default.

  
PETER V. SINTZ

  
JOHN V. DUCK

**CERTIFICATE OF SERVICE**

I do hereby certify that I have on this 17th day of April, 1973 served a copy of the foregoing pleading on counsel for all parties to this proceeding by mailing the same by United States mail, properly addressed, and first class postage prepaid.

  
**FILED**

APR 19 1973

EUNICE B. BLACKMON CIRCUIT CLERK

STANLEY WHITE,

Plaintiff,

vs.

RAZORBACK FARMS, INC.,  
et al

Defendant.

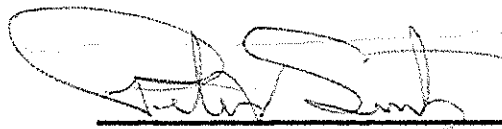
\* IN THE CIRCUIT COURT OF  
\* BALDWIN COUNTY, ALABAMA  
\* AT LAW  
\*  
\*  
\* CASE NO. 10,269

MOTION FOR A DEFAULT JUDGMENT

Comes now the Plaintiff, STANLEY WHITE, and moves this honorable court to enter a judgment by default against the defendants, RAZORBACK FARMS, INC. and JIM SHELL and as grounds for said motion shows under the court as follows:

That said complaint was filed in this cause in 1972 to which the Plaintiff demured on April 3, 1972, which demurrers were overruled by this honorable court. Since that time, Plaintiff has failed or totally refused to plead further.

Wherefore, Plaintiff prays that this court will enter and order requiring these Defendants to plead further within twenty days (20) or suffer a judgment against them by default.



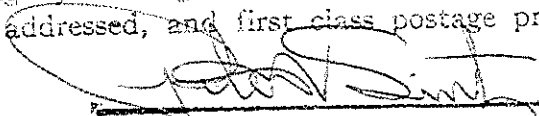
PETER V. SINTZ



JOHN V. DUCK

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 17 day of April, 1973, served a copy of the foregoing pleading on counsel for all parties to this proceeding by mailing the same by United States mail, properly addressed, and first class postage prepaid.



**FILED**

APR 19 1973

EUNICE B. BLACKMON CIRCUIT CLERK

STANLEY WHITE,

Plaintiff,

VS.

Defendants.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

AT LAW NO. 10,269

PLEAS

Now comes the defendants, each separately and severally, by their attorney, and for plea to the complaint file, separately and severally, the following:

1. Not guilty.
2. The allegations of the complaint are untrue.

3. At the time and place alleged in the complaint, the plaintiff was guilty of negligence which proximately contributed to his alleged injuries and damages in that he then and there so negligently operated the automobile which he was driving as to cause it to run into or against the tractor of the defendants.

J. B. Blackburn  
Attorney for Defendants

STATE OF ALABAMA      0  
\*  
BALDWIN COUNTY      0

I hereby certify that I mailed a copy of the foregoing pleas to John V. Duck and to Peter V. Sintz by first class mail, postage prepaid, on this the 9th day of May, 1973.

FILED

MAY 9 1973

J. B. T. Slack  
Attorney for Defendants

EUNICE B. BLACKMON CIRCUIT  
CLERK