

Defendant.

AT LAW.

10,414

The Plaintiff claims of the Defendant the sum of FIVE THOUSAND DOLLARS (\$5,000.00) as damages for that heretofore, on, to-wit, the 29th day of May, 1971, the Plaintiff was operating a bean picker 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 at the same time and at the same place, the Defendant so negligently operated an automobile as to cause or allow the same to run into, upon or against the bean picker operated by the Plaintiff, and as a proximate consequence and results of said negligence of the Defendant, the Plaintiff was injured in this: the left side of the bean picker was bent, broken and torn, the use of said bean picker was loss to the Plaintiff for a period of nine days, hence this suit.

Attorney for Plaintiff.

Plaintiff demands a trial of this
cause by a Jury.

Attorney for Plaintiff.

FILED

MAY 19 1972

EUNICE B. BLACKMON CIRCUIT
CLERK

50-512

SUMMONS AND COMPLAINT

THE STATE OF ALABAMA
BALDWIN COUNTY

Circuit Court, Baldwin County
No. _____

TERM, 19. _____

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon STANLEY O'NEAL WHITE

Route 1, Box 74

Silverhill, Alabama

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.

Stanley O'Neal White Defendant.

by RAZORBACK FARMS, INC., a corporation,

Plaintiff.

Witness my hand this 19 May 1972

James B. Blackmon
Clerk

7-17-72

513

No. 10,414 Page.....

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT

RAZORBACK FARMS, INC., a
corporation

Plaintiffs

vs.

STANLEY O'NEAL WHITE

Defendants

SUMMONS AND COMPLAINT

Filed May 1972

Clerk

FILED

MAY 19 1972

MAY 19 1972

EUNICE B. BLACKMON CIRCUIT
CLERK

J. CONNOR OWENS, JR.,
Plaintiff's Attorney

Defendant's Attorney

40 Downey Refig &
aircondition
fanhope

Defendant lives at
Route 1, Box 74
Silverhill, Alabama

Received In Office

19.....

Sheriff

I have executed this summons

this 17 July 1972

by leaving a copy with

Stanley O'Neal White

Sheriff claims 70 miles at

Ten Cents per mile Total \$ 7.00

TAYLOR WILKINS, Sheriff

BY

DEPUTY SHERIFF

Sheriff

Deputy Sheriff

J. CONNOR OWENS, JR.

ATTORNEY AT LAW

DAHLBERG BUILDING

P. O. BOX 729

BAY MINETTE, ALABAMA 36507

Minutes

TELEPHONE 937-9473

May 28, 1973

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

Subject: Razorback Farms, Inc., vs. Stanley O'Neal White
Case No. 10,414

Dear Eunice:

This is with reference to the above matter which
has been settled between the parties and the case
should be dismissed.

Please prepare a cost bill and forward the same
to Mr. Robert Anderton, Adjuster, Alabama Farm Bureau
Insurance Company, Robertsdale, Alabama.

Thank you for your consideration in this matter.

Sincerely yours,

J. Connor Owens, Jr.
J. Connor Owens, Jr.

Done
JCO:am

Rayorback

P1 White

1. Sims, Joel A., Farmer, Rabon, Alabama D1
2. Slaughter, Wm. E., V-Pres Bacon-McMillan, Pensaw, Star Rt. A Stockton
3. Leigh, Calvin D., Agt. Life of Georgia Ins., 361 Gaston Av. Fairhope
4. Kane, Wm. A., Supvr. Eastwood Nealy, 5 Ranger Rd. Spanish Fort, Bay Minette
5. Chandler, Al., Jr., Slma. Baldwin Times, Silverhill, Bay Minette P10
6. Burt, Joyce, Housewife, Rt. 2 Box 20, Bay Minette P9
7. Gilbert, B. B., County Garage Mechanic, 104 W. Magnolia St. Bay Minette
8. Bell, Bennie, Farmer, Rt. 1 Perdido, Alabama D3
9. Bates, Charles L., Jr., Acct. Bittner Ind. 33 Caisson Trace, Spanish Fort
10. Hartley, Dewey L., Kaiser Almn. 1900 McMillan, Bay Minette D4
11. Munnerlyn, Elmer, Laborer, Star Rt. A Stockton, Alabama D2
12. Robinson, Harold C., Electn. Scott Paper Co. 100 Berglin St. Fairhope, Mobile
13. Poser Walter L., Mgr. Poser Printing Co. 451 Boone La. Fairhope
14. Quinley, Nora G., Smstrs. Bay Slacks 206 N. White Av. Bay Minette D6
15. Ponder, Jack, Plumbing Contr. Box 96, Fairhope P2
16. Bryars, Ewing E., Mobile Reserve Fleet, 207 Clay St. Bay Minette P6
17. Burden, Douglas, Survey Tech F Hope Title & Survey, Montrose, Fairhope P3
18. Bryant, Prentis, Laborer Newport Ind., 807 Daphne Rd. Bay Minette D8
19. Corbett, Howard Dan Leigh Kaiser Plant, 403 Moran St. Bay Minette P5
20. Simmons, Kenneth J., Exec Pilot Cont Mtrs. 125 Confederate Dr. Spanish Fort, Mobile
21. Webb, Elroy, Eng. Ala. St. Dock, 203 Spanish Main St. Spanish Fort, Mobile
22. White, Harold A., Hales M.F.G. Co. Box 137 Foley
23. Payne, Maxwell W., Housewife, 1601 Armstrong Av. Bay Minette
24. Brabner, Martin J., Jr., South Central Bell, Rt. 2 Bay Minette, Mobile
25. Sanks, Sarah, Clk. Tax Assec. 607 Moog Av. Bay Minette
26. Luther, Francis, Jr., Kaiser Almn., 1104 N. White Av. Bay Minette
27. Wilson, A. Robert, Wilson's Pure Station, W Ison Dr. Spanish Fort, P7
28. Ward, John E., Tech. Int. Paper Co., 121 Spanish Main St. Spanish Fort, Mobile
29. Childs, Jack F., Dept. Supt Warrior & Gulf Navigation, 131 Pineridge Rd. Daphne
30. Barnett, John E., St. Regis Paper Co., Rt. 4 Box 180 B Cantonment, Fla. Bay Minette
31. Moore, Byrd, III, Engineer, 151 Blue Island Ave. Fairhope
32. Watts, Evelyn, Clerk, Bay Minette P8
33. Bryars, Dollie, Clerk, Bay Minette
34. Brown, Hilary, Retired, Bay Minette
35. Dean, Marvin A., Newport, Bay Minette D7
36. Hall, Orvin, Bay Minette
37. Reid, Bernice, Bookkeeping, Bay Minette
38. Bateman, Dorothy J., Housewife 890 S. White Av. Bay Minette
39. Corley, Roy C., Kaiser Almn. (Mach), 18 Boulder Av. Bay Minette D5
40. Dent, Ann S. Bus Station, 10 S. Church St. Fairhope
41. Garner, Howard, Jr., Chemstrand, 808 Nixon Av. Bay Minette, Pensacola
42. Gibson, Ray G., Civil Eng. St. Hwy Dept. 606 Bellangee Av. Fairhope
43. Herron, Doreen B., Baldwin Tax Assessor, 1800 Armstrong Av., Bay Minette P4
44. Johnson, Jimmy Lee, Laborer, Star Rt. A Stockton D9
45. Lamar, Mark, Jr., Standard Furn. Co. 901 Brownwood Av. Bay Minette
46. Wright, Justice D., Forester US Steel, 103 W. 11th St. Bay Minette

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BROWN, HUDGENS, FULFORD, SINTZ & RICHARDSON
ATTORNEYS AT LAW

SUITE 210 VAN ANTWERP BUILDING

MOBILE, ALABAMA

36602

ALTON R. BROWN, JR.
A. NEIL HUDGENS
JAMES E. FULFORD
PETER V. SINTZ
JOHN D. RICHARDSON, III
J. GEORGE WHITFIELD, JR.
CLAUDE D. HARRELL

AREA CODE 205
432-2792

August 8, 1972

Mrs. Eunice Blackmon
Circuit Clerk
Baldwin County Courthouse
Bay Minette, Alabama 36507

RE: Razorback Farms, Inc. vs. Stanley O'Neal White
Case No. : 10,414

Dear Eunice:

Please add my name as representing the defendant along with Mr. Duck's. I would also appreciate very much receiving any copies of trial settings and docket sheets pertaining to this case.

Thanking you for your assistance, I remain

Yours very truly,



Peter V. Sintz
For the Firm

PVS/cdp

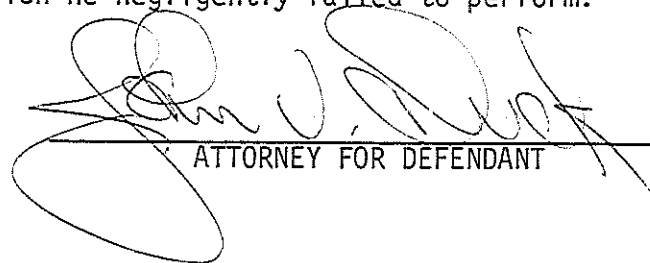
RAZORBACK FARMS, INC.,)
a corporation,)
Plaintiff,)
vs.)
STANLEY O'NEAL WHITE,)
Defendant.)

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW
CASE NO. 10,414

DEMURRER

Comes now the Defendant in the above styled cause, and as grounds of demurrer, sets downs and assigns, separately and severally, the following:

1. That the said Bill of Complaint fails to state a cause of action.
2. That the negligence alleged by the Plaintiff is merely a conclusion of the pleader.
3. That the said Bill of Complaint is vague, indefinite and uncertain in that it does not apprise the Defendant with sufficient certainty against what act or acts of negligence he is called on to defend.
4. That the said Bill of Complaint alleges no facts to show that the Defendant violated any duty which he may owed to the Plaintiff.
5. That the said Bill of Complaint is vague, indefinite and uncertain in that it does not allege with sufficient certainty where the alleged accident occurred.
6. That the said Bill of Complaint fails to allege that the Defendant owes any duty to the Plaintiff which he negligently failed to perform.


ATTORNEY FOR DEFENDANT

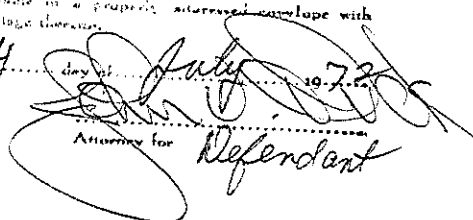
FILED

JUL 28, 1972

LUNICE B. BLACKMON CIRCUIT CLERK

CERTIFICATE OF SERVICE

This is to certify that I have this day served counsel for the opposing party in the foregoing matter with a copy of this pleading by depositing in the United States Mail a copy of same in a properly addressed envelope with adequate postage thereon.

This 24 day of July, 1972

Attorney for Defendant

RAZORBACK FARMS, INC.,
a corporation,

Plaintiff,

vs.

STANLEY O'NEAL WHITE,

Defendant.

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IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 10,414

ANSWER

Now comes the defendant, Stanley O'Neal White, and for answer to the plaintiff's complaint, heretofore filed, assigns the following pleas, separately and severally, as follows:

1. Not guilty.

2. For that at the time and place and on the occasion complained of the plaintiff was itself so guilty of negligence in and about the operation of its bean picker as to cause or allow the same to run into, upon and against the motor vehicle of the plaintiff and as a proximate result and consequence of the negligence of the plaintiff, as aforesaid, it proximately contributed to its own alleged damages wherefore, plaintiff should have and recover nothing.

BY: John V. Duck

JOHN V. DUCK

BROWN, HUDGENS, FULFORD, SINTZ AND
RICHARDSON

BY: Peter V. Sintz

PETER V. SINTZ

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 8
day of Aug, 1972 served a copy of the
foregoing pleading on counsel for all parties to this
proceeding by mailing the same by United States mail,
properly addressed, and first class postage prepaid.

FILED

AUG 9 1972

EUNICE B. BLACKMON CIRCUIT
CLERK