

DR. RAYMOND F. GASSER	X	
Plaintiff	X	IN THE CIRCUIT COURT OF
	X	
vs.	X	BALDWIN COUNTY, ALABAMA
	X	
ESTATE OF KENNETH HAYES, Dec'd; HEIRS OF KENNETH HAYES: JOHN DOE and RICHARD ROE, individuals; ABC a company; XYZ a corporation whose names are otherwise unknown but will be supplied b by amendment when ascertained	X X X X X X X	AT LAW CASE NO. 10,579
Defendants	X	

MOTION TO QUASH SERVICE

Come now the Defendants in the above styled cause, appearing specially by and through their attorney or record, and for no other object or purpose, to move to quash the service of the above styled cause, heretofore attempted on them, and as grounds therefor would show unto Your Honor and unto this Honorable Court as follows:

1. Service of process was attempted by serving John Earle Chason of the firm of Chason, Stone & Chason, Attorneys at Law, Bay Minette, Alabama, who is not a Defendant nor is he agent, servant or employee for any Defendant, either individual or corporate.

2. The service attempted herein is of a suit which is not a pending suit and is not sufficient under Title 7, Section 198, Code of Alabama Recompiled 1958.

CHASON, STONE & CHASON

BY: _____

John E. Chason

FILED


SEP 6 1972

EUNICE B. BLACKMON CIRCUIT CLERK

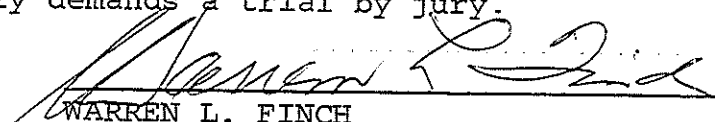
DR. RAYMOND F. GASSER)	IN THE CIRCUIT COURT OF
Plaintiff)	BALDWIN COUNTY,
VS.)	ALABAMA
ESTATE OF KENNETH HAYES,)	AT LAW
dec'd; HEIRS OF KENNETH)	
HAYES; JOHN DOE and RICHARD)	
ROE, individuals; ABC a)	
company; XYZ a corporation)	
whose names are otherwise)	
unknown but will be supplied)	
by amendment when ascertain-)	
ed)	
Defendants)	CASE NO. <u>10,579</u>

Comes now the Plaintiff, Dr. Raymond F. Gasser, and claims of the Defendants the sum of FIFTY THOUSAND DOLLARS (\$50,000.00) for that heretofore, on to-wit, the 30th day of August, 1971, the Defendant, Kenneth Hayes, did negligently drive an automobile on Alabama Highway 16 between Highway 66 and Jenkins Road, both of which are public roads in the County of Baldwin, State of Alabama, in that said defendant did negligently cause, allow or permit the said motor vehicle he was driving on said Alabama Highway 16 at said time and place to run into, upon or against the vehicle in which the Plaintiff's minor son, Christopher Gasser, was a passenger and as a direct and proximate consequence of said Defendant's negligence, the Plaintiff sustained the following damages:

Plaintiff's minor son was caused to suffer personal injuries and Plaintiff has had to expend large sums of money endeavoring to cure his son of his injuries; Plaintiff has incurred both hospital and doctor bills.


 WARREN L. FINCH
 Attorney for Plaintiff

Plaintiff respectfully demands a trial by jury.


 WARREN L. FINCH
 Attorney for Plaintiff

Defendant May Be Served:
 Mr. John Chason
 Chason, Stone & Chason
 Attorneys at Law
 Bay Minette, Alabama

FILED

AUG 29 1972

EUNICE B. BLACKMON CIRCUIT CLERK

SUMMONS AND COMPLAINT

MOORE PRINTING CO. BAY MINETTE ALA.

STATE OF ALABAMA

Baldwin County

Circuit Court, Baldwin County

No. 10,579

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

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Estate of Kenneth Hayes, dec'd; Heirs of Kenneth Hayes, John Doe & Richard Roe, individuals; ABC a company; XYZ a corporation whose names are otherwise unknown but will be supplied 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 Estate of Kenneth Hayes, dec'd; Heirs of Kenneth Hayes, John Doe and Richard Roe, individuals; ABC a company; XYZ a corporation whose names are otherwise unknown but will be supplied by amendment when ascertained Defendant.

by Dr. Raymond F. Gasser

Plaintiff.

witness my hand this 29th day of August

1972

Emmie B. Blackmon, Clerk

No. 10,579

Page.....

STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT

DR. RAYMOND F. GASSER

Plaintiffs

VS.

ESTATE OF KENNETH HAYES, dec'd; Heirs
of Kenneth Hayes; John Doe & Richard Roe,
a company; XYZ a corporation, whose names are
otherwise unknown but will be supplied by
amendment when ascertained

SUMMONS AND COMPLAINT

Filed August 29, 1972

Eunice B. Blackmon Clerk

Warren Finch

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

RECEIVED

AUG 30 1972

19.....

Sheriff

I have executed this summons

this Aug - 30 1972

by leaving a copy with
individuals; ABC

John Chason
Attorney for Heirs.

Sheriff claims..... miles in

Ten Cents per mile Total \$.....

TAYLOR WILKINS, Sheriff

BY DEPUTY SHERIFF

Taylor Wilkins Sheriff

W A Talley Deputy Sheriff