

THELMA GIBSON	X	IN THE CIRCUIT COURT OF
PLAINTIFF	X	BALDWIN COUNTY, ALABAMA
VS	X	AT LAW
GULF LUMBER COMPANY, INCOR-	X	
PORATED, a corporation, MILFORD		
HOMAN, and JOHNNIE LEE RAY,	X	
jointly and severally,		
DEFENDANTS	X	
	X	CASE NO: 10,630

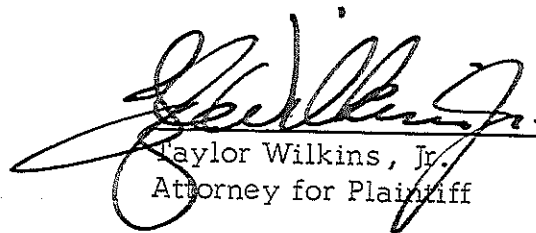
# COUNT I.

Plaintiff claims of the Defendants, jointly and severally, the sum of, FIFTY THOUSAND (\$50,000.00) DOLLARS, as damages forthat heretofore and on, to-wit, October 8, 1971, the Defendant, Johnnie Lee Ray, while acting as an agent, servant or employee of the Defendants, Gulf Lumber Company, Incorporated, a corporation, and Milford Homan, and who was then and there acting within the line and scope of his authority as such, so negligently operated a motor vehicle on Alabama Highway Number 59, a public road in the County of Baldwin, State of Alabama, at a point approximately, to-wit, 1.5 miles north of Stockton, Baldwin County, Alabama, as to cause said motor vehicle which he was then and there operating to run over, upon or against a motor vehicle which the Plaintiff was then and there operating, at said time and place, and as a proximate consequence and result of the negligence of the Defendants as aforesaid, the Plaintiff sustained injuries in this, to-wit: she suffered an injury to her back, she suffered an injury to the muscles in her neck and back, she was caused to go into a state of shock, she was bruised, contused and lacerated over her body, she was made sick, sore and lame, she suffered and continues to suffer great mental and physical pain and anguish, she was caused to be hospitalized and incurred medical, hospital and drug bills in and about the care and treatment of her injuries, and she was caused to lose time from her work with Stockton Candy Company, all to her damage as aforesaid, hence this suit.

# COUNT II.

The Plaintiff claims of the Defendants, jointly and severally, the sum of,

FIFTY THOUSAND (\$50,000.00) DOLLARS, as damages for that on, heretofore, to-wit, October 8, 1971, the Defendant, Johnnie Lee Ray, while acting as an agent, servant or employee of the Defendants, Gulf Lumber Company, Incorporated, a corporation, and Milford Homan, and who was then and there acting within the line and scope of his authority as such, wantonly injured the Plaintiff by then and there willfully and wantonly operating a motor vehicle on Alabama Highway Number 59, a public road, within the County of Baldwin, State of Alabama, at a point approximately, to-wit, 1.5 miles north of Stockton, Baldwin County, Alabama, so as to cause or allow the same to run over, upon or against a motor vehicle which the Plaintiff was then and there operating, at said time and place, and as a proximate consequence and result of the willful and wanton conduct of the Defendants as aforesaid, the Plaintiff was injured in this, to-wit: she suffered an injury to her back, she suffered an injury to the muscles in her neck and back, she was caused to go into a state of shock, she was bruised, contused and lacerated over her body, she was made sick, sore and lame, she suffered and continues to suffer great mental and physical pain and anguish, she was caused to be hospitalized and incurred medical, hospital and drug bills in and about the care and treatment of her injuries, and she was caused to lose time from her work with Stockton Candy Company, all to her damage as aforesaid, hence this suit.

  
Taylor Wilkins, Jr.  
Attorney for Plaintiff

Plaintiff respectfully demands a  
trial of this cause by jury.

  
Attorney for Plaintiff

OCT 3 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. 10636

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

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Comanded to Summon .....GULF LUMBER COMPANY, INCORPORATED.,

MILFORD HOMAN and JOHNNIE LEE RAY

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 Gulf Lumber

Company, Inc., Milford Homan and Johnnie Lee Ray

Defendant.....

by Thelma Gibson

Plaintiff.....

witness my hand this 3rd day of

Oct

1972

Eunice B. Blackmon Clerk

No. 10,630

Page.....

STATE OF ALABAMA  
BALDWIN COUNTY

CIRCUIT COURT

THELMA GIBSON

Plaintiffs

011X VS.

GULF LUMBER CO, INC., et al

Defendants

SUMMONS AND COMPLAINT

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

Clerk

FILED

OCT 3 1972

EUNICE B. BLACKMON CIRCUIT  
CLERK

Taylor Wilkins, Jr.

Plaintiff's Attorney

Defendant's Attorney

Gulf Lumber Company, Inc.  
Conception St. Rd., Mobile  
Milford Homan, 303 Banyan St.,  
Bay Minette, Alabama  
Defendant lives at  
Johnnie Lee Ray - see Jimmy Hinote  
Ray Minette, Alabama.

Received 10 Day of Oct 19 72  
and on 11 Day of Oct 19 72  
I served a Copy of the within on  
Gulf Lumber Co.

by service on Mrs. R. Wilkins, Lee

RAY D. BRIDGES, CLERK  
By J. D. Bridges

Taylor Wilkins Sheriff  
W. A. Zeller Deputy Sheriff

**TAYLOR D. WILKINS, JR.**

ATTORNEY AT LAW  
P. O. Box 546      Court House Square  
Telephone 937-7024  
BAY MINETTE, ALABAMA 36507

May 2, 1973

Mrs. Eunice B. Blackmon  
Circuit Clerk  
Baldwin County Court House  
Bay Minette, Alabama 36507

RE: Thelma Gibson and Howard  
Gibson versus  
Gulf Lumber Company  
Cases #10630, 10631

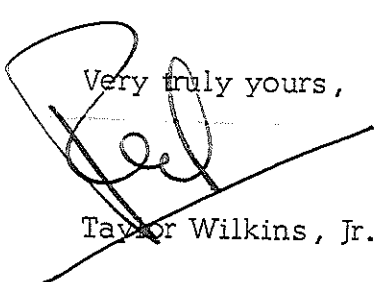
Dear Eunice:

Please find enclosed herewith the court cost in these cases. Please have the judge enter a consent judgment on behalf of Thelma Gibson against the Defendant in the amount of \$4,000.00, and a consent judgment on behalf of Howard Gibson against the Defendant in the amount of \$1500.00.

I would appreciate you forwarding copies of these judgments to Mr. Alton R. Brown, Jr., Van Antwerp Building, Mobile, Alabama, 36602.

Thanking you for your consideration in this matter and with kindest regards, I am

Very truly yours,

  
Taylor Wilkins, Jr.

TWJr:sp

Enclosure

*Cases marked 4-13-73  
Settled between Parties*

TAYLOR D. WILKINS, JR.

ATTORNEY AT LAW

P. O. Box 546 Court House Square

Telephone 937-7024

BAY MINETTE, ALABAMA 36507

May 21, 1973

Mr. Alton R. Brown, Jr.  
Attorney at Law  
Suite 210, Van Antwerp Building  
Mobile, Alabama 36602

RE: Thelma Gibson, et al  
vs  
Gulf Lumber Company

10,630

Dear Al:

In reference to your letter of May 18, 1973, regarding the above file, please be advised we have settled these cases with the Workmen's compensation insurance carrier, the American Liberty Insurance Company.

I have also requested Mrs. Blackmon send you the orders of the judgments and the same having been paid.

With kindest regards, I am

Very truly yours,

Taylor Wilkins, Jr.

TWJr:sp

CC: Mrs. Eunice B. Blackmon

THELMA GIBSON,

Plaintiff,

Vs

GULF LUMBER COMPANY, INCORPORATED,  
a Corporation, MILFORD HOMAN and  
JOHNNIE LEE RAY, jointly and  
severally,

Defendants.

\* IN THE CIRCUIT COURT

OF

\* BALDWIN COUNTY, ALABAMA

\* AT LAW

CASE NUMBER: 10630

\*

A N S W E R

Come now the Defendants, Gulf Lumber Company, Incorporated, a Corporation, Milford Homan and Johnnie Lee Ray, separately and severally, in the above styled cause and for Answer to the Complaint, and each and every Count thereof, separately and severally, files the following separate and several pleas:

1. Not guilty.

2. The Defendants allege that at the time and place referred to in the Complaint the Plaintiff was herself guilty of negligence which proximately contributed to the Plaintiff's alleged injuries and damages in that the Plaintiff so negligently operated a motor vehicle at the time and place referred to in the Complaint as to cause or allow it to collide with the motor vehicle being operated at the time and place referred to in the Complaint by the Defendant, Johnnie Lee Ray, wherefore, the Plaintiff should have and recover nothing of the Defendants.

BROWN, HUDGENS, FULFORD,  
SINTZ & RICHARDSON,  
Attorneys for Defendants

by

Alton R. Brown, Jr.

FILED

JAN 9 1973

UNICE B. BLACKMON CIRCUIT CLERK

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 4<sup>th</sup> day of Jan, 19 73 served a copy of the foregoing pleading on counsel for all parties to this proceeding by mailing same by United States mail, properly addressed, and first class postage prepaid.

Alton R. Brown, Jr.