

WENDY JUNE BARNES, a minor,	)	IN THE CIRCUIT COURT
suing by next friend and	)	
father, HARLEY BARNES,	)	
	)	OF
Plaintiff,	)	
vs.	)	BALDWIN COUNTY, ALABAMA
	)	
D. J. McDANIEL and DELCHAMPS	)	
INC., a Corporation,	)	
	)	
Defendants.	)	AT LAW NO. _____

Come now the Defendants in the above entitled cause, separately and severally, and in answer to Plaintiff's complaint and each and every count thereof file the following separate and several pleas:

1. Not guilty.

INGE, TWITTY, ARMBRECHT & JACKSON

By Marshall J. DeMurray
Attorneys for Defendants.

accept service 5/21/54
Ray J. Wilkins
attorney Wendy June Barnes

FILED

5-21-54

ALICE J. DUCK, Clerk

SUMMONS AND COMPLAINT

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons D. J. McDANIEL and DELCHAMPS INC., a corporation, to appear within thirty days from the service of this writ in the Circuit Court to be held for said county at the place of holding the same, then and there to answer the complaint of Wendy June Barnes, a minor, suing by next of friend and father, Harley Barnes.

Witness my hand, this _____ day of May, 1954.

Clerk

WENDY JUNE BARNES, AS MINOR,
SUIING BY NEXT FRIEND AND FATHER,
HARLEY BARNES,

PLAINTIFF

VS

D. J. McDANIEL AND DELCHAMPS INC.,
A CORPOR ATION,

DEFENDANTS

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,

AT LAW

CASE NO. _____

The Plaintiff claims of the Defendants the sum of SEVEN HUNDRED FIFTY (\$750.00) DOLLARS ad damages, for that heretofore, on, to-wit: February 13, 1954, the Plaintiff was lawfully riding in her father's automobile along a public Highway in Baldwin County, Alabama, a place where she had a right to be, to-wit: U. S. Highway Number 91 about 3 miles West of the Town of Loxley, Alabama, and that then and there D. J. McDaniel, the servant, agent or employee of the Defendant, Delchamps Inc., a corporation, while acting within the line and scope of his employment negligently did run the automobile he was driving into automobile the Plaintiff was riding in and as a direct proximate consequence and result of said negligence the Plaintiff was injured, her nervous system was greatly shocked and impaired and was permanently shocked and impaired, she was made sick and sore for a long period of time, she suffered bruises, cuts and contusions, her right leg was broken, her physical stamina was impaired and permanently impaired, she was caused

to suffer great physical pain and mental anguish. She was put to much trouble, annoyances, inconvenience, and loss of time in an effort to heal and cure her wounds and injuries all to the loss of the Plaintiff in the aforesaid amount.

WILTERS & BRANTLEY

BY: *Walter J. Wilters*
Attorneys for the Plaintiff

FILED

5-14-54

ALICE L. DUCK, Clerk

Service accepted

5/21/54

M. J. DeMarey

Chgo, T. Smith, Winkrecht &

Jackson - Attys for defendant -