

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama,
Baldwin County.

}

Circuit Court, Baldwin County

No. 2523

----- TERM, 19-----

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Floyd Eyerly Condit, Jr

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-----

Floyd Eyerly Condit, Jr-----, Defendant-----

by Anthony Emogene Muller-----

-----, Plaintiff-----

Witness my hand this 27th day of January 1935

Archie J. Henshaw, Clerk

ANTHONY EMOGENE MULLER, * IN THE CIRCUIT COURT OF
 Plaintiff, * BALDWIN COUNTY, ALABAMA
 Vs. * AT LAW
 FLOYD BYERLY CONDIT, JR., *
 Defendant. * NO. 2523

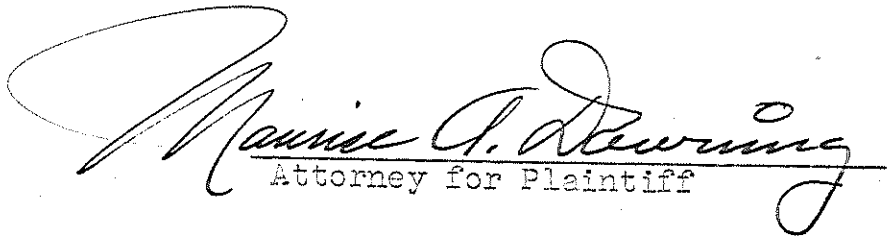
COUNT ONE

Plaintiff claims of the defendant the sum of FIFTY THOUSAND and NO/100 (\$50,000.00) DOLLARS as damages, for that heretofore and on, to-wit: The 23rd day of July, 1954, the defendant, Floyd Byerly Condit, Jr., did so negligently operate an automobile in an eastwardly direction on Alabama Highway #89, approximately one (1) mile west of Foley, Baldwin County, Alabama, said road or highway being a public road or highway in the County of Baldwin, State of Alabama, as to cause said automobile to collide with, run over, upon or against an automobile then and there operated by the plaintiff, and as a direct and proximate consequence of said negligence of the defendant, Floyd Byerly Condit, Jr., the plaintiff was injured and damaged, in that she was caused to suffer acute shock; severe contusions of the left breast; palpation of the ribs on either side which rendered her severe pain; fractures of the right fourth, fifth, sixth, seventh and eighth ribs, the eighth rib containing two fractures, one on the scapula line and the other on the anterior axillary line; fractures on the left side of the third, fourth, fifth, sixth, seventh and eighth ribs, all on the anterior axillary line; aggravation of her asthmatic condition; she was caused to suffer two large incisional hernias in a lower abdominal midline scar which necessitated surgery for repair; she was bruised about the head, limbs and body; made sick and sore and caused to suffer great physical and mental pain and anguish; to incur large hospital bills, doctor bills, medical bills and nurses' bills; she was caused to spend a great length of time in the hospital and to lose time from her chores, and to expend large sums of money for the care and cure of said injuries; she was compelled to hire a housekeeper for and in the care of her convalescence at home; all as a proximate consequence of said negligence of the defendant, Floyd Byerly Condit, Jr., hence this suit.

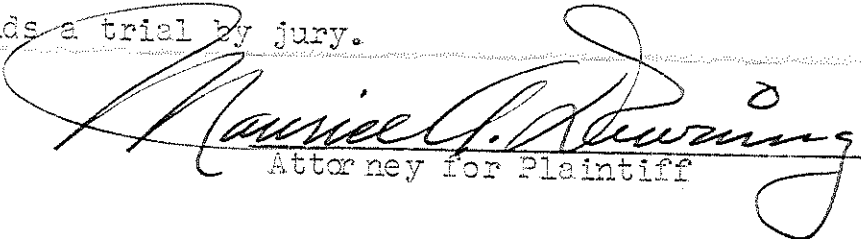
COUNT TWO

The plaintiff claims of the defendant, the sum of FIFTY THOUSAND and NO/100 (\$50,000.00) DOLLARS as damages, for that, heretofore and on, to-wit: The 23rd day of July, 1954, the defendant, Floyd Byerly Condit, Jr., while driving an automobile in an eastwardly direction on a public road or highway commonly known as Alabama Highway #89, said public road or highway being in the County of Baldwin, State of Alabama, at a point to-wit, approximately one (1) mile west of Foley, Baldwin County, Alabama, did wilfully or wantonly injure the plaintiff by wilfully or wantonly driving said automobile over, upon or against and automobile which was then and there operated by the plaintiff, and as a direct and proximate consequence of the said wilfull or wanton act on the part of the defendant, Floyd Byerly Condit, Jr., the plaintiff was injured and damaged, in that she was caused to suffer acute shock; severe contusions of the left breast; palpation of the ribs on either side which rendered her severe pain; fractures of the right fourth, fifth, sixth, seventh and eighth ribs, the eighth rib containing two fractures, one on the scapula line and the other on the anterior axillary line; fractures on the left side of the third, fourth, fifth, sixth, seventh and eighth ribs, all on the anterior axillary line; aggravation of her asthmatic condition; she was caused to suffer two large incisional hernias in a lower abdominal midline scar which necessitated surgery for repair; she was bruised about the head, limbs and body; made sick and sore and caused to suffer great physical and mental pain and anguish; to incur large hospital bills, doctor bills, medical bills and nurses' bills; she was caused to spend a great length of time in the hospital and to lose time from her chores, and to expend large sums of money for the care and cure of said injuries; she was compelled to hire a housekeeper for and in the care of her convalescence at home; all as a proximate consequence of said wilfull or

wanton act on the part of the defendant, Floyd Byerly Condit, Jr.,
hence this suit.


Attorney for Plaintiff

Plaintiff demands a trial by jury.


Attorney for Plaintiff

Defendant's Address:

Floyd Byerly Condit, Jr.
4107 Ridge Lawn Dr
Springhill, Alabama

FILED

1-27-55

ALICE J. [illegible]

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ALICE I. GUNN

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