

LORENZO ANDERSON,	)	
Plaintiff,	)	IN THE CIRCUIT COURT OF
vs	)	BALDWIN COUNTY, ALABAMA.
BACON-McMILLAN VENEER	)	AT LAW
MANUFACTURING CO., a	)	
partnership,	)	
Defendant.	)	No. 2542

ANSWER

Comes now the defendant, Bacon-McMillan Veneer Manufacturing Company, a partnership, in the above entitled cause and for answer to the plaintiff's complaint denies that the plaintiff was employed by the defendant at the time of the accident complained of; the defendant admits that it was then subject to the Workmens Compensation Laws of the State of Alabama but denies that the plaintiff was then subject to said Workmens Compensation Laws of the State of Alabama; the defendant denies that the plaintiff sustained any injury that arose out of and in the course of his employment with this defendant.

The defendant neither admits nor denies that at the time of the said accident complained of that the plaintiff's left hand was caught in a gasoline motor powered saw and as a proximate result his third, fourth, and little fingers were so injured and damaged that they had to be amputated at the first joint and that the plaintiff has been caused to lose the use of his left hand; and the defendant further neither admits or denies that it had prompt and immediate notice of said accident and has failed or refused to pay the plaintiff any compensation under the said Workmens Compensation Laws of the State of Alabama.

The defendant further denies that at the time of the alleged injury of the plaintiff that the plaintiff was receiving wages from the defendant at the rate of approximately \$40.00 per week.

WHEREFORE, the defendant says that the plaintiff is not entitled to maintain or prosecute this action under the Workmens Compensation Laws of the State of Alabama.

LORENZO ANDERSON,

Plaintiff,

vs.

BACON-McMILLAN VENEER
MANUFACTURING CO., a
partnership,

Defendant.

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IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

AT LAW

NO. 2542

INTERROGATORIES PROPOUNDED TO THE DEFENDANT, BACON-McMILLAN
VENEER MANUFACTURING CO., A PARTNERSHIP, PURSUANT TO TITLE
7, SECTION 477 OF THE CODE OF ALABAMA, 1940:

1 (a). Please state your correct partnership name and your residence address. (b). Give the name and address of each partner composing the partnership. (c). Describe the business in which you are engaged. (d). Do you employ in your said business eight (8) or more employees? (e). Were you employing eight (8) or more employees in your said business on March 5th, 1954?

2 (a). During March, 1954 was the plaintiff, Lorenzo Anderson, employed by you? (b). If so, in what capacity was he employed? (c). What duties or work were required of him in connection with his employment? (d). How long prior to March, 1954 had the plaintiff been employed by you? (e). What kind of work had been required of him in connection with his said employment? (f). Where was he engaged in his employment by you? (g). On what date did the plaintiff first enter your employment? (h). Over what period of time, giving the months and years, was the plaintiff employed by you?

3 (a). Did Lorenzo Anderson, the plaintiff, sustain an accident while in your employ on or about March 5, 1954? (b). Was he at the time of the said accident sustained by him engaged in and about his employment by you? (c). Was he at said time carrying out instructions given to him by you?

(d). Was he injured as a result of the said accident? (e). If so, what injury did he sustain? (f). If you state that the plaintiff sustained an injury as a result of an accident, did said accident arise out of and in the course of his employment by you on or about March 5, 1954? (g). If you state that Lorenzo Anderson, the plaintiff, sustained an injury as a result of an accident, then please state when and at what time of day said accident occurred. (h). Please describe the accident. (i). Was the plaintiff injured as the result of his left hand being cut in a gasoline motor-powered saw? (j). Who directed Lorenzo Anderson to carry out the acts which he was performing when said accident occurred? (k). Please state as nearly as you can what happened to Lorenzo Anderson when the accident occurred. (l). Did anyone in your employ witness the accident in which Lorenzo Anderson was involved on or about March 5, 1954? (m). If so, please give the names and addresses of each person who witnessed said accident.

4 (a). Have you furnished medical attention to Lorenzo Anderson? (b). Please give the names and addresses of the doctors who attended Lorenzo Anderson. (c). Did these doctors treat Lorenzo Anderson at your direction? (d). When was he first treated by a doctor under directions from you?

5 (a). Were you on or about March 5, 1954 subject to the Workmen's Compensation Act of Alabama? (b). Was the said Lorenzo Anderson, while engaged in your employment at the time of the accident referred to herein, likewise subject to the Workmen's Compensation Act of Alabama? (c). Did you at the time of the said accident carry Workmen's Compensation insurance? (d). Were you at said time insured by the Fidelity Casualty Company of New York against injuries sustained by your employees while subject to the Workmen's Compensation Act of Alabama? (e). Were you notified of the accident in which Lorenzo Anderson was involved on March 5, 1954? (f). If so,

who notified you? (g). How were you notified? (h). When did you first learn of the accident referred to herein? (i). How did you learn of said accident? (j). Has claim been made upon you by the plaintiff for compensation benefits on account of the injury sustained by him? (k). If so, when did the plaintiff make claim upon you? (l). Have you paid compensation benefits of any nature on account of the injury sustained by Lorenzo Anderson?

6 (a). What were the average weekly wages of Lorenzo Anderson at the time of his injury? (b). Please state his gross weekly wage for each of the fifty-two (52) weeks immediately preceding March 5, 1954.

John T. McCall & John T. McCall
Attorneys for the Plaintiff

STATE OF ALABAMA }
COUNTY OF MOBILE }

Before me, the undersigned notary public in and for said county in said state, personally appeared DAN T. McCALL, JR., who, upon being first duly sworn, on oath, deposes and says that answers to the above and foregoing interrogatories, if well and truly made by the defendant, will be material evidence for the plaintiff in the trial of this cause.

Dan T. McCall, Jr.

Subscribed and sworn to before me
this 21st day of February, 1955.

Laura S. Finch
NOTARY PUBLIC, MOBILE COUNTY, ALABAMA

Received 26 day of Feb 1955
and on 3 day of March 1955
served a copy of the within Interrogatories
Bacon McMillan Veneer Mfg Co.

service on Norman M. Dennis

TAYLOR WILKINS, Sheriff
By J. D. Harn D. S.

Lorenzo Anderson
vs
Bacon McMillan Veneer Mfg Co.

Interrogatories

FILED
FEB 26 1955
ALICE J. DUCK, Clerk

at Stockton, Alabama in operating a gasoline motor-powered saw, had his left hand caught in said saw, and as a proximate result, his third, fourth and little fingers were so injured and damaged that they had to be amputated at the first joints, and plaintiff has been caused to lose the use of his left hand.

3. That the defendant, Bacon-McMillan/Veneer Manufacturing Co., a partnership, had prompt and immediate notice of said accident and has failed or refused to pay the plaintiff any compensation to which he is entitled under said Workmen's Compensation Act.

4. That the said plaintiff, Lorenzo Anderson, at the time of his said injury, was receiving wages from the defendant at the rate of approximately \$40.00 per week.

WHEREFORE, plaintiff claims of the defendant such compensation benefits as he may be entitled to receive under the Workmen's Compensation Act of the State of Alabama, the same being Title 26, Section 262, et seq., Code of Alabama, 1940, as amended, after first giving notice to the defendant of the filing of this suit as now prescribed by law and hearing evidence in support thereof.

Lorenzo Anderson
Plaintiff

John T. McCall & John T. McCall
Attorneys for the Plaintiff

STATE OF ALABAMA |
COUNTY OF MOBILE |

Before me, the undersigned, a Notary Public in and for said county in said state, personally appeared LORENZO ANDERSON, who, upon being first duly sworn by me, on oath, deposes and says that he has had the above and foregoing petition read to him and understands the statements made therein, and that said statements contained in said petition are true and correct.

Lorenzo Anderson

Subscribed and sworn to before me
this 21st day of February, 1955.

Laura B. Finch
NOTARY PUBLIC, MOBILE COUNTY, ALABAMA

STATE OF ALABAMA I

COUNTY OF BALDWIN I

TO THE HONORABLE HUBERT M. HALL, JUDGE OF THE CIRCUIT COURT
OF BALDWIN COUNTY, ALABAMA:

Your petitioner, Lorenzo Anderson, represents and shows unto your Honor that he sustained an injury to his left hand on to-wit, the 5th day of March, 1954 as the proximate result of an accident arising out of and in the course of his employment as an employee of the Bacon-McMillan Veneer Manufacturing Co., a partnership, while engaged as such employee at Stockton in the County of Baldwin, State of Alabama, and that petitioner is married to Exaline Anderson, who, together with six (6) minor children under the age of eighteen (18) years, are wholly dependent upon him for their support and maintenance.

That although said Bacon-McMillan Veneer Manufacturing Co., a partnership, which at the time of said accident complained of was subject to Article 2, Chapter 5 of the Code of Alabama of 1940, as amended, the same being known as the Workmen's Compensation Act of Alabama, has had actual notice of said accident and of the injury sustained by your petitioner, it has failed or refused to pay him any compensation as provided for under the provisions of said Act.

WHEREFORE, your petitioner prays that he may be authorized to employ the law firm of Johnston, McCall & Johnston, Mobile, Alabama, as his attorneys at law to represent him in a claim against said Bacon-McMillan Veneer Manufacturing Co., a partnership, for compensation as provided for under said Workmen's Compensation Act on account of the injury sustained by him as aforesaid.

SIGNED at Mobile, Alabama on this 21st day of February,
1955.

Lorenzo Anderson

The foregoing petition having been submitted, the petitioner, Lorenzo Anderson, is hereby authorized to employ the law firm of Johnston, McCall & Johnston to represent him as his attorneys in the claim referred to in said petition, the employment of which attorneys is hereby approved, their compensation to be fixed by the Court at a later date.

DONE at Bay Minette, Alabama this 26 day of February,
1955.

Hubert M. Hall
JUDGE OF THE CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA.