

JERRY LUKENS,

Plaintiff,

VS.

PAUL E. THOMPSON,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NO. 2670

NOTICE

Pursuant to the provisions of Act Number 375 enacted by the Legislature of Alabama and approved September 8, 1955 (General Acts of Alabama, 1955 Session, Volume 2, pages 901-7), notice is hereby given that the defendant desires to take the testimony of the plaintiff by deposition upon oral examination for the purpose of discovery or for the use as evidence in the action or for both purposes.

Notice is further given that the said testimony will be taken in the office of Philip D. Beall, Attorney at Law, Florida National Bank Building, Pensacola, Florida at two o'clock P. M. on March 8, 1956.

J. B. Blackburn
Don R. O.
Attorneys for defendant.

I hereby certify that I delivered a copy of the foregoing notice to Dan T. McCall, Jr., Esquire, one of the attorneys for the plaintiff, on this the 23 day of February, 1956.

J. B. Blackburn
Of counsel for defendant.

JERRY L. LUKENS,

Plaintiff,

VS.

PAUL E. THOMPSON,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NO. 2670

PLEA

Now comes the Defendant in the above styled cause and
for plea to the Complaint heretofore filed in said cause says:

1. Not guilty.

J. B. Blackburn
James R. O.
Attorneys for Defendant.

JERRY L. LUKENS,)
Plaintiff,) IN THE CIRCUIT COURT OF
VS.) BALDWIN COUNTY, ALABAMA
PAUL E. THOMPSON,) AT LAW NO. 2670
Defendant.)

MOTION TO REQUIRE SECURITY FOR COSTS

Now comes the defendant and shows unto the court that plaintiff is a non-resident of the State of Alabama and that he has not deposited or secured the court costs to be incurred in this proceeding.

WHEREFORE, defendant moves the court to require the said plaintiff to deposit or secure the costs of this proceeding, or dismiss it.

J. B. Blackburn
James R. O...
Attorneys for defendant.

JERRY L. LUKENS,

Plaintiff,

vs.

PAUL E. THOMPSON,

Defendant.

I IN THE CIRCUIT COURT OF

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I BALDWIN COUNTY, ALABAMA.

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I AT LAW.

NO. 2670.

COUNT ONE

Plaintiff claims of the defendant the sum of TWENTY-FIVE THOUSAND and no/100 (\$25,000.00) DOLLARS as damages for that on, to-wit, the 26th day of April, 1955, the defendant wantonly injured the plaintiff by so wantonly operating an automobile over, along and upon U. S. Highway 90 Truck Route at or near its intersection with U. S. Highway 31 at a point approximately 2.5 miles north of Spanish Fort in Baldwin County, Alabama, as to cause said automobile to leave the travel portion of the roadway and collide with a tree, as a proximate result of which wantonness the plaintiff, who was then and there riding in said automobile being driven by the defendant, was seriously and permanently injured; both bones of his right leg below the knee were crushed and broken, his left eye was injured, he was cut and bruised about his head and body, he was rendered unconscious and was otherwise injured and made sick, sore and lame. The plaintiff has suffered great pain and mental anguish and will continue to suffer in the future from his said injury, plaintiff has had to remain in the hospital and undergo hospital and medical treatment for a long period of time, he has been rendered temporarily totally disabled and will suffer permanent disability on account of his said injury.

Johnston McCall & Johnston
Philip S. Beale
Attorneys for the Plaintiff

Plaintiff demands a trial by jury in the above entitled cause.

Johnston McCall & Johnston
Philip S. Beale
Attorneys for the Plaintiff

Defendant's address is:
120 Lyle Street
East Brewton, Alabama

The State of Alabama
~~MOBILE~~ COUNTY
BALDWIN

CIRCUIT COURT

To Any Sheriff of the State of Alabama:

You are hereby commanded to summon

Paul E. Thompson, defendant

to appear within thirty days from service of this process, in the Circuit Court of Baldwin ~~Mobile~~ County, Alabama, at the place of holding the same, then and there to answer the complaint of Jerry L. Lukens, plaintiff

Alice J. Duck
WITNESS: ~~John B. Mandeville~~, Clerk of said Court, this 21 day of July, 1955.

Attest: Alice J. Duck
Clerk

SHERIFF'S RETURN

Received _____ Day of _____, 19____, and on _____ Day of _____, 19____, I served a copy of the within _____ on _____

by service on _____

~~W. H. HOLCOMBE~~, SHERIFF

By _____ D. S.