

MARION J. SANDELL.

Plaintiff.

VS.

KATHRIN J. DOBBINS.

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW.

NO. 2689

Comes now the defendant in the above styled cause and pro-
pounds to the plaintiff the following interrogatories to be an-
swered under oath by plaintiff as in such cases by law provided:

1. (a) State your name, age, and residence address.
2. (a) State whether or not you are now employed.
(b) If so, give the name and address of your employer.
(c) Give the hours and number of days per week you work and the amount of your average weekly earnings.
3. (a) Give the name and address of each and every person, firm or corporation by whom you have been employed since the date of the accident which is made the basis of your complaint.
(b) State with reference to each of said employers, the date or dates on which you worked for said employer.
(c) State with reference to each of said employers, what kind of work you did.
(d) State with reference to each of said employers, the amount of your average weekly earning from said employer.
4. (a) State whether or not you were employed at the time this accident occurred.
(b) If so, give the name and address of your employer.
(c) State what kind of work you did for said employer.
(d) State for how long you had been so employed prior to this accident.
(e) State the number of hours and days per week which you worked and your average weekly earnings from said employer.
5. (a) Give the name and address of each and every hospital in which you were confined as a result of injuries sustained in this accident.
(b) Give the date or dates on which you were so confined.
(c) Attach to your answers a true and correct copy of any and all hospital bills received by you for confinement in or treatment at any such hospital.
(d) State the amount of any and all hospital bills incurred by you or for which you have obligated yourself as a result of such treatment.
6. (a) Give the name and address of each and every doctor who treated you as a result of injuries sustained in this accident.
(b) State with reference to each of said doctors how many times he treated you, giving the approximate date or dates as best you can.
(c) Attach to your answers a true and correct copy of each and every doctor's bill received by you for treatment rendered as a result of injuries sustained in this accident.
(d) State the amount of any and all doctor bills incurred by you or for which you have obligated yourself as a result of such treatment.
7. (a) Give the name and address of each and every nurse who treated you or rendered any service to you as a result of injuries sustained in this accident.
(b) State with reference to each of said nurses, where and when said nurse treated you, giving the approximate date or dates.
(c) Attach to your answers a true and correct copy of any and all nurses' bills received by you for such treatment.

7. (d) State the amount of nurses' bills incurred by you, or for which you have obligated yourself for such treatment.

8. (a) Give a complete itemize list of all medical supplies purchased by you in and about the treatment of your injuries as averred in your complaint.

(b) State with reference to each of said items, when, where and from whom it was purchased and how much it cost.

9. (a) Were you confined to your bed as a result of injuries sustained in this accident?

(b) If so, state for how long you were so confined, giving the approximate date or dates.

(c) Give the address at which you were so confined.

10. (a) Were you confined to your home as a result of injuries sustained in this accident.

(b) If so, state for how long you were so confined, giving the approximate date or dates.

(c) Give the address at which you were so confined.

11. (a) Are you now under the care of any doctor or physician?

(b) If so, give his name and address, and state for what he is treating you.

(c) Give the date on which you were last treated by any Doctor or physician for injuries sustained in this accident, and give the name and address of the doctor who last treated you.

12. (a) Give the date on which the accident occurred which is made the basis of your complaint.

(b) State at what time of day or night said accident occurred.

(c) State whether it was daylight or dark at said time.

(d) State what the weather conditions were at said time, whether it was foggy, raining, or clear.

13. (a) State whether or not you had consumed any kind of alcoholic beverages within six hours prior to the time of this accident.

(b) State where and when you consumed said beverages.

(c) State what kind of beverages you consumed and how much.

14. (a) At the time of this accident, state where you were in the car in which you were riding, that is, whether or not you were on the front seat or back seat, and what part of whichever seat you were in you were occupying.

(b) Who was driving the automobile in which you were riding?

(c) State where the other occupants of said car were sitting at the time of the accident.

15. (a) State where the vehicle in which you were riding at the time of the accident had last stopped prior to the accident.

(b) State how far from the scene of the accident this last stop was made.

(c) State for what purpose said stop was made.

(d) State whether or not any of the occupants of the vehicle in which you were riding, including yourself, got out of the vehicle at said place.

(e) If so, state who got out of said vehicle, and for how long they stayed out of said vehicle.

16. (a) State whether or not prior to the collision you saw the vehicle which collided with the vehicle in which you were riding.

(b) If so, state what, if anything was done or said by the driver of the vehicle in which you were riding from the time you first saw the other vehicle until the collision occurred.

(c) What, if anything, was said or done by you during said interval of time.

17. (a) At the time you first saw the vehicle of the defendant on the occasion of this accident, how fast was the vehicle in which you were riding traveling?

(b) How far was the vehicle in which you were riding from the point of impact at said time?

18. (a) At the time you first saw the defendant's vehicle, how fast was it traveling?

(b) In which direction was it traveling?

(c) How far was said vehicle from the point of impact at said time?

19. (a) What part of the vehicle in which you were riding collided with the defendant's vehicle?

(b) What part of the defendant's vehicle collided with the vehicle in which you were riding?

20. (a) When the vehicle in which you were riding was 400 feet from the point of impact:

1. State your best judgment of its speed in miles per hour.

2. State in which direction it was traveling.

3. State how far the left side of your vehicle was from the center line of the highway it was traveling and the direction from said center line.

4. State how far the right hand side of said vehicle was from the right hand edge of said highway at said time.

21. (a) When the vehicle in which you were riding was 200 feet from the point of impact:

1. State your best judgement of its speed in miles per hour.

2. State in which direction it was traveling.

3. State on which side, and how far from the center line of the highway it was.

22. (a) When the vehicle in which you were riding was 100 feet from the point of impact:

1. State your best judgment of its speed in miles per hour.

2. State in which direction it was traveling.

3. State on which side of, and how far from, the center line of the highway it was traveling.

23. (a) When the vehicle in which you were riding was 50 feet from the point of impact:

1. State your best judgment of its speed in miles per hour.

2. State in which direction it was traveling.

3. State on which side of, and how far from, the center line of the highway it was traveling.

24. (a) When the vehicle in which you were riding was at the point of impact:

1. State your best judgment of its speed in miles per hour.

2. State in which direction it was traveling.

3. State on which side of, and how far from, the center line of the highway it was traveling.

25. State as nearly as you can in detail just how the accident occurred which is made the basis of your complaint.

26. (a) To whom did the vehicle in which you were riding belong?

(b) Describe in detail the damage to the vehicle in which you were riding.

(c) Was the vehicle in which you were riding repaired?

(d) If your answer to the preceding is yes, state who repaired the vehicle and how much it cost.

27. (a) Prior to this accident, did you have a reputation as a fast and reckless driver?

(b) Prior to this accident, had your Mother warned you that, if you did not drive slower, you were going to have an accident.

27. (c) Prior to this accident, had one of the girls who worked with you warned you that, if you did not drive slower, you were going to have an accident?

28. (a) State whether or not you were rendered unconscious as a result of the injuries you sustained in this accident.

(b) If so, state for how long you were unconscious.

(c) State where you were at the time you first regained consciousness after this accident.

Telfair J. Mashburn, Jr.
ATTORNEY FOR DEFENDANT.

STATE OF ALABAMA, 0

COUNTY OF BALDWIN. 0

Before me, the undersigned authority, a Notary Public, in and for said County and State, personally appeared Telfair J. Mashburn, Jr., who is known to me and who, being by me first duly sworn, on oath, deposes and says: that he is of counsel for the defendant in this cause; and that the plaintiff's answers to the foregoing interrogatories, when well and truly made, will be material evidence for the defendant on the trial of this cause.

Telfair J. Mashburn, Jr.

Sworn to and subscribed before
me this 8th day of February, 1956.

John R. On
Notary Public, Baldwin County,
Alabama.

MARION J. SANDELL : IN THE CIRCUIT COURT OF
Plaintiff : BALDWIN COUNTY, ALABAMA
vs. : AT LAW
KATHRIN J. DOBBINS : CASE NO. 2689
Defendant :

PLEAS

Comes now the defendant in the above styled cause, by her attorney, and for answer to the Complaint heretofore filed against her, and to each count thereof, separately and severally, pleads as follows:

1. The allegations of the Complaint are untrue.
2. The allegations of the "COUNT ONE" are untrue.
3. The allegations of the "COUNT TWO" of the Complaint are untrue.
4. For further answer to the Complaint, and separately and severally each count thereof, defendant says that at the time of the alleged collision and at the place set out in the Complaint and immediately prior to the alleged collision, at the place and time complained of, the plaintiff was guilty of negligence which proximately contributed to her own injury and damage, WHEREFORE, the plaintiff ought not to recover in this cause of action.

Jeffrey H. MacDermott
Attorney for Defendant

2689 RECORDED

MARION J. SANDELL
Plaintiff

VS

KATHRIN J. DOBBINS
Defendant

DUMIRER
TO BILL OF COMPLAINT

FILED

SEP 9 1955

ALICE L. DUCK, CLERK

ERNEST M. BAILEY
ATTORNEY AT LAW
FAIRHOPE, ALABAMA

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon KATHRIN J. DOBBINS 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 MARION J. SANDELL.

WITNESS my hand this 4th day of Aug., 1955.

Alison J. Deek
Clerk

MARION J. SANDELL

PLAINTIFF

VS

KATHRIN J. DOBBINS

DEFENDANT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

AT LAW

1.

The Plaintiff claims of the defendant, the sum of TEN THOUSAND (\$10,000.00) DOLLARS as damages for that on, to-wit, June 1, 1955, the Defendant, Kathrin J. Dobbins, so negligently operated a motor vehicle on the Belforest road, at a point where it intersects with Alabama Highway No. 104; a public highway in Baldwin County, Alabama, as to cause or allow said motor vehicle to run into, over or against an automobile which was then and there being driven along said highway No. 104, by the Plaintiff, where she had a right to be, and as a proximate result of such negligence the Plaintiff was injured in this: her pelvis was fractured in several places; the left side of her face was badly cut; her right shoulder and back were injured; and sprained; her arms and legs were bruised and lacerated and she suffered shock; she was caused to suffer and incur large hospital and medical expenses which included doctors bills and X-ray and medicine and she was caused to lose at least three months from her work and was caused to suffer great physical and mental pain and anguish, all to the damage of the Plaintiff aforesaid, wherefore Plaintiff brings this suit and asks judgment in the above amount.

2.

The Plaintiff claims of the Defendant the sum of FIFTEEN HUNDRED (\$1500.00) DOLLARS as damages for that on, to-wit, June 1, 1955, the Defendant Kathrin J. Dobbins, so negligently operated a motor vehicle on the Belforest road, at a point where it intersects with Alabama Highway No. 101; a public highway in Baldwin County, Alabama, as to cause or allow the said motor vehicle to run into, over or against an automobile belonging to the Plaintiff, which was then and there being driven along said highway no. 101 by the Plaintiff, where she had a right to be, and as a proximate result of such negligence the Plaintiff's automobile was damaged in this: it was almost completely destroyed; its only value after such wreck being a small amount of salvage, all to the damages to the Plaintiff aforesaid wherefore the Plaintiff brings this suit and ask judgment in the above amount.

Walters & Brantley

BY:

Ray J. Walters
Attorneys for the Plaintiff

The Plaintiff demands a trial by jury.

Walters & Brantley

BY:

Ray J. Walters
Attorneys for the Plaintiff