

2691

STATE OF ALABAMA
CO UNTY OF BALDWIN

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Seymour Hadley 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 John W. Hadley.

Witness my hand, this 8th day of Aug. 1955.

Alice J. Deek
Clerk D.V.

John W. Hadley
Plaintiff
Vs
Seymour Hadley
Defendant

1
1 IN THE CIRCUIT COURT OF
1 BALDWIN COUNTY, ALABAMA
1 AT LAW NO. _____
1

The Plaintiff claims of the Defendant One Hundred Fifty and ~~no~~ 00/100 Dollars due from him for money with which the Plaintiff cashed a check for the Defendant on to-wit May 18, 1954 which said check was valueless, void and workless, the Defendant having no money in the Bank the check was drawn upon, which said money with the interest thereon is still due and unpaid .

Paul F. McQuinn
Attorney for the Plaintiff

The Plaintiff demands a trial by Jury.

Paul F. McQuinn
Attorney for the Plaintiff

JOHN W. HADLEY

Plaintiff

vs.

SEYMOUR HADLEY

Defendant

In The Circuit Court

Of

Mobile County, Alabama

At Law No 2691.

Now comes defendant Seymour Hadley in the above styled cause, and appearing specially for the purpose of filing of this motion and for no other and different purpose says as follows:

That heretofore before the filing of this action in this court, your defendant did file his petition in the United States Federal District court for the Southern Division of Alabama, praying that he be allowed to pay his debts under Chapter XLIII of the Federal Bankruptcy Acts, and said petition was duly allowed, of which fact plaintiff in this cause was duly notified, and required to appear and present his claim in said cause. That a hearing was had in said matter, and an order granting his petition was duly allowed, of which fact plaintiff in this cause had notice.

That on August 24th 1955, after the filing of this suit, and a service of a copy on the same, Honorable Sidney Gray, as Referee in Bankruptcy for said United States District court has entered an order in this cause, requiring plaintiff herein to appear before said court on September 6, 1955 at 2.30 P.M. and show cause why he as plaintiff in this cause should not be restrained from prosecuting this action.

WHEREFORE defendant prays that this court will enter an order staying this suit until such time as plaintiff shall be authorized by said United States District Court to proceed to a prosecution of the same.

State Of Alabama
County Of Mobile,

Before me the undersigned authority on this day personally appeared Seymour Hadley who after being duly sworn says that the facts contained in the foregoing motion are true and correct.

Subscribed and sworn to before me this 26th day of August 1955.

John Earle Curry
Notary Public, Mobile County, Alabama

Paul Z. Wood
Attorney for Defendant
Graystone Bldg.
Mobile, Alabama

