

STATE OF ALABAMA
BALDWIN COUNTY

IN THE CIRCUIT COURT IN LAW

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Fred P. Snowden to appear within thirty days from the service of this writ in the circuit court, to be held in and for said county at the place of holding same, then and there to answer the complaint of S. L. Leak.

Witness my hand, this 30 day of Aug, 1955.

Reese J. Wark
Clerk

S. L. LEAK,
PLAINTIFF
VS.
FRED P. SNOWDEN
DEFENDANT

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
CIVIL NO. 5711

The Plaintiff claims of the Defendant the sum of FIFTY THOUSAND DOLLARS (\$50,000.00), damage for maliciously, and without probable cause therefor, causing the Plaintiff to be arrested in Baldwin County, Alabama, under a warrant issued by T. C. Hand, a Justice of the Peace in and for Baldwin County, Alabama on the 2nd day of June, 1955, on a charge of issuing a worthless check, which charge, before the commencement of the action, was judicially investigated and the said prosecution ended, and the Plaintiff discharged.

Thomas Owens Jr.
Attorney for the Plaintiff

Received in Sheriff's Office

this 30 day of Aug, 1955

TAYLOR WILKINS, Sheriff

Executed the within

by serving a copy thereof on

This 5 day of 9, 1955

M. E. Moultrie Sheriff

H. L. Wilcox D. S.

Covington County, Alabama.

2711

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

CIVIL NO. 289

S. L. LEAK,

PLAINTIFF

VS.

FRED P. SNOWDEN,

DEFENDANT

SUMMONS AND COMPLAINT

left lines in
Andalusia, Ala.

J. CONNOR OWENS, JR.

ATTORNEY AT LAW

101 Court House Square

BAY MINETTE, ALABAMA

AUG 30 1955
ALICE J. DUCK, Clerk

S. L. Leak,

Plaintiff

vs.

Fred P. Snowden,

Defendant

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN LAW

NO. _____

Comes now the plaintiff in the above style cause and files the following demurrers, separately and severally to Paragraph 2 of the defendant's plea:

1. Paragraph 2 does not state a good, complete or proper defense.
2. Said Paragraph does not state when the advice of counsel was obtained.
3. Said Paragraph does not state from whom the advice was obtained.
4. Said Paragraph does not allege what, if any, facts were presented to counsel by the defendant, which said facts are the basis for this suit.
5. The allegation that the defendant had given a "full and fair statement of the facts on which the prosecution was based" to his counsel is but a conclusion of the pleader.


Attorney for Plaintiff

S. L. LEAK

PLAINTIFF

VS

FRED P. SNOWDEN

DEFENDANT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

AT LAW

CASE NO. 2711

Comes now the Defendant in the above styled cause and files the following Pleas to the Plaintiff's Complaint:

1.

Not guilty.

2.

That the Defendant brought the prosecution, the basis of this suit on advice of counsel, *Alvin Thompson* to whom he had given a full and fair statement of the facts on which the prosecution was based.

Winters & Brantley

BY:

John M Brantley
Attorney for the Defendant

S. I. LEAK

PLAINTIFF

VS

FRED P. SNOWDEN

DEFENDANT

Comes C. LeMoine Thompson Attorney of Record in the above cause and withdraws as such attorney for the defendant.

I certify that I have this day sent postage prepaid a notice on November 1st to said Defendant to his address at 209 River Falls Street, Andalusia, Alabama, and I further certify that I am this day sending a copy of this formal notice to the said Defendant at the same address.

C. LeMoine Thompson

S. L. LEAK

PLAINTIFF

VS

FRED P. SNOWDEN

DEFENDANT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

CIVIL NO. 2711

Comes the Defendant in the above styled cause and demurs to the bill of Complaint filed in said cause and to each phase thereof separately and severally and as grounds for said demurrers say:

1.

That for aught alleged in said complaint said plaintiff was not imprisoned.

2.

That said complaint fails to allege the plaintiff therein was unlawfully arrested and imprisoned.

3.

That said complaint fails to charge that the arrest and imprisonment of the said plaintiff were unlawfully caused by the defendant herein.

4.

That said complaint fails to state a cause of action.

5.

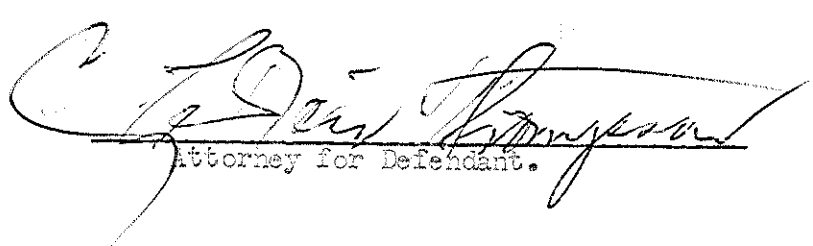
That said complaint fails to allege that said plaintiff was damaged.

6.

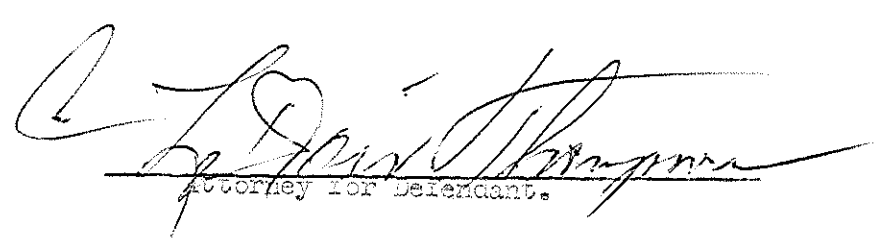
That said complaint fails to allege that said plaintiff was damaged by an unlawful act by the defendant.

7.

That said complaint fails to allege that said plaintiff was imprisoned by an illegal act of the said defendant.


Attorney for Defendant.

Defendant demands trial by jury.


Attorney for Defendant.