

THE STATE OF ALABAMA,

GENEVA COUNTY.

ALBERT R. SIRMON,
PLAINTIFF

IN THE CIRCUIT COURT OF

VS

BALDWIN COUNTY, ALABAMA,

MILTON T. HARRIS,
DEFENDANT

AT LAW

CASE NO. 2716

NOW COMES THE DEFENDANT MILTON T. HARRIS AND FOR ANSWER TO THE COMPLAINT HERETOFORE FILED IN THIS SUIT, ANSWERS AS FOLLOWS:

1. NOT GUILTY
2. THE GENERAL ISSUE

3. FURTHER ANSWERING THE COMPLAINT, THE DEFENDANT AVERS AND ASSERTS THAT THE SAID ALBERT R. SIRMON'S OWN NEGLIGENCE PROXIMATELY CONTRIBUTED TO HIS DAMAGES, IF ANY, AS SET OUT IN THE COMPLAINT IN THAT ON THE 10TH DAY OF APRIL, 1955, THE SAID PLAINTIFF SO NEGLIGENTLY OPERATED A MOTOR VEHICLE EASTWARDLY ON U. S. HIGHWAY No. 90, A PUBLIC HIGHWAY IN BALDWIN COUNTY, ALABAMA, IN BALDWIN COUNTY, ALABAMA, AT A POINT APPROXIMATELY 24 MILES WEST OF LOXLEY AS TO CAUSE OR ALLOW SAID MOTOR VEHICLE TO COLLIDE WITH OR RUN AGAINST THE AUTOMOBILE OF THE DEFENDANT WHICH WAS THEN BEING DRIVEN IN A WESTWARDLY DIRECTION ON SAID U. S. HIGHWAY 90 BY THE DEFENDANT AND AS A PROXIMATE CONSEQUENCE THEREOF THE PLAINTIFF'S AUTOMOBILE WAS BENT AS ALLEGED IN THE COMPLAINT.

FILED

Sept. 8, 1955

ALICE J. DUCK, Clerk

CHARLES R. PAUL, ATTORNEY

Charles R. Paul

ATTORNEY FOR MILTON T. HARRIS,
DEFENDANT.

ALBERT R. SIRMON,) IN THE CIRCUIT COURT
Plaintiff, (OF BALDWIN COUNTY,
-vs-) ALABAMA.
MILTON T. HARRIS, (AT LAW.
Defendant.) CASE NO. _____

COUNT ONE

Plaintiff claims of the Defendant the sum of One Thousand (\$1,000.00) Dollars as damages, in this that heretofore on to-wit: the 10th day of April, 1955, the Defendant so negligently operated a motor vehicle westwardly on U. S. Highway 90, a public highway in Baldwin County, Alabama, at a point approximately twenty-four miles west of Loxley, Baldwin County, Alabama, as to cause or allow said motor vehicle to collide with or run against the automobile of the Plaintiff which was then being driven in an easterly direction on said U. S. Highway 90, and as a proximate consequence thereof, Plaintiff's automobile was badly bent, broken and damaged, all to the injury of the Plaintiff, hence this suit.


ATTORNEYS FOR PLAINTIFF

STATE OF ALABAMA)
COUNTY OF BALDWIN)

CIRCUIT COURT

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Milton T. Harris to appear within thirty days from service of this process in the Circuit Court of Baldwin County, Alabama, at the place of holding same, then and there to answer the complaint of Albert R. Sirmon.

Witness: Alice J. Duck, Clerk of said Court, this 1st day of Sept, 1955.

Attest: Alice J. Duck
CLERK

* * * * *

SHERIFF'S RETURN

Received 3 day of Sept, 1955, and on the 5 day of Sept, 1955, I served a copy of the within complaint on Milton T. Harris by service on him.

J. C. Woodham
SHERIFF

A. FLETCHER GORDON
VERNOL R. JANSEN, JR.

GORDON & JANSEN
ATTORNEYS AT LAW
1607-1610 MERCHANTS NATIONAL BANK BUILDING
MOBILE 11, ALABAMA

August 30, 1955

Mrs. Alice J. Duck, Clerk
Circuit Court of Baldwin County
Bay Minette, Alabama

Dear Mrs. Duck:

We herewith enclose original and copy of summons and complaint which we wish to file in your court.

Please acknowledge receipt of these papers and advise us when service of process has been accomplished on the defendant.

Very truly yours,

GORDON & JANSEN

BY: 

VRJ jr/pjb
Encls.

GORDON & JANSEN
ATTORNEYS AT LAW

1607-1610 MERCHANTS NATIONAL BANK BUILDING

MOBILE 11, ALABAMA

October 20, 1955

A. FLETCHER GORDON
VERNOL R. JANSEN, JR.
OF COUNSEL:
ROBERT E. GORDON
1325 DAUPHIN STREET

Mrs. Alice J. Duck, Clerk
Circuit Court of Baldwin County
Bay Minette, Alabama

RE: Albert R. Sirmon vs. Milton T. Harris
Case No. 2716

Dear Mrs. Duck:

We will appreciate your dismissing the above styled
cause on motion of the Plaintiff.

Please tax the costs against the Plaintiff and forward
your bill to this office.

Very truly yours,

GORDON & JANSEN

BY: 

VRJjr/pjb