

ROBERT LEE PARKER

PLAINTIFF

VS

THOMAS NEEKS and ERNEST P. WEEKS

DEFENDANTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW.

CASE NO. 2675 2908

Plaintiff claims of the Defendants the sum of Six Hundred (\$600.00)

Dollars as damages, in this that heretofore on to-wit; 2hth day of April,

1955 the Defendants while engaged in a joint venture, and that Ernest P.

Meeks while so engaged, so negligently operated a motor vehicle southwardly
on Moran Street, near its intersection with Saw Will Road, both of which

are public streets in Bay Minette, Baldwin County, Alabama, as to cause or

allow said motor vehicle to collide with or run against the automobile of
the Plaintiff which was being driven in a southerly direction on said Moran

street, 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.

ROBERT LEE PARKET

PLAINTIFF

VS

THOMAS MEEKS and ERNEST P.

DEFENDANTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW.

CASE NO. 2908

Plaintiff claims of the Defendants the sum of Six Hundred (\$600.00)

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Meeks while so engaged, so negligently operated a motor vehicle southwardly

on Moran Street, near its intersection with Saw Fill Road, both of which

are public streets in May Minette, Baldwin County, Alabama, as to cause or

allow said motor vehicle to collide with or run against the automobile of

the Plaintiff which was being driven in a southerly direction on said Moran

Street, 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.

| ROBERT LEE PARKER,                | Q        |                         |
|-----------------------------------|----------|-------------------------|
| Plaintiff,                        | <b>Q</b> | IN THE CIRCUIT COURT OF |
| vs.                               | Ō        | BALDWIN COUNTY,         |
| THOMAS MEEKS AND ERNEST P. MEEKS, | Q        | ALABAMA                 |
| Defendants,                       | Q        | CASE NO. 2908           |

## MOTION TO QUASH SERVICE

Comes now the defendant, Thomas Meeks, and appearing specially and only for the purpose of making this motion and no other, and without waiving proper service, moves the court to quash and vacate the service in the above entitled cause made by the Sheriff of Montgomery County, Alabama upon the Secretary of State, State of Alabama, on, to-wit, April 27, 1956 as agent of said defendant as a non-resident of the State of Alabama under Title 7 Section 199 Code of Alabama (1940) and for grounds of said motion, this defendant says, that at the time the alleged cause of action sued on arose, to-wit, the 24th day of April, 1955, he was not a non-resident of the State of Alabama but was a resident of Baldwin County, Alabama.

THOMAS F. PARKER

By: A torney for Thomas Meeks

I hereby certify that I have this 20 day of June, 1956 mailed a copy of the foregoing motion to quash service, postage prepaid, to C. Le Noir Thompson, Bay Minette, Alabama, Attorney of Record for Plaintiff.

THOMAS F. PARKER

Attorney for Thomas Meeks

IN THE CIRCUIT COURT OF BALBWIN COUNTY, ALABAMA, AT LAW

VS.

THOMAS MEEKS and ERNEST P. MEEKS - Defendants

CASE NO. 2908

TO THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, AT LAW

I, Mary Texas Hurt, Secretary of State, hereby certify that on April 27, 1956 I sent by registered mail in an envelope addressed as follows:

"Mr. Thomas Meeks 775 Union Street Springfield, Massachusetts"

"Registered Mail— Return Receipt Requested Deliver to Addressee Only"

bearing sufficient and proper prepaid postage, a notice bearing my signature and the Great Seal of the State of Alabama in words and figures as follows:

"Mr. Thomas Meeks 775 Union Street Springfield, Massachusetts

You will take notice that on April 27, 1956 the Sheriff of Montgomery County, Alabama, served upon me, in my official capacity, Summons and Complaint in a case entitled: ROBERT LEE PARKER, Plaintiff VS THOMAS MEEKS and ERNEST P. MEEKS, Defendants

in the CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, AT LAW
Case No. 2908 a true copy of which Summons and Complaint is attached hereto
and the said service upon me as Secretary of State of the State of Alabama has the force
and effect of personal service upon you.

WITNESS MY HAND and the Great Seal of the State of Alabama this the day of April 1956.

Enclosure (1)

(Signed) Mary Texas Hurt Secretary of State"

I further certify that the notice above set out which was so mailed in the envelope addressed as above set forth had attached to it a true copy of the Summons and Complaint in the above-styled cause.

I further certify that on May 4, 1956

return card, showing receipt by the designated addressee of the aforementioned matter at Springfield, Mass.

on 5/1/56

WITNESS MY HAND and the Great Seal of the State of Alabama this the day of May 1956

Mary Texas Hurt
Secretary of State

Enclosures: Return Receipt Card and copy of Summons and Complaint.

cc: Hencrable C. LeNoir Thompson Attorney at Law Bay Minette, Alabama

| THE STATE OF ALABAMA,  | CIRCUIT COURT, BALDWIN COUNTY            |                                       |                 |  |  |
|--|--|---------------------------------------|-----------------|--|--|
| BALDWIN COUNTY   | No. 2900                                 |                                       |                 |  |  |
| Apple   45   1   | ii<br>An an an garanta an <del>ara</del> | April                                 | TERM, 19.56     |  |  |
| TO ANY SHERIFF OF THE STATE OF A   | TAPAMA.                                  |                                       |                 |  |  |
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| to appear and plead, answer or demur, within the the Circuit Court of Baldwin County, State of A   | Jabama, at Bay Minette                   | , against                             | plaint filed in |  |  |
| The state of the s | National Section                         | , D                                   | efendant        |  |  |
| by   |  |                                       |                 |  |  |
|  |  |                                       | Plaintiff       |  |  |
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| Witness my hand this   | day of April                             | 19                                    |                 |  |  |
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SECRETARY OF

STATE

ROBERT LES PARIER.

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TROMAS MEEKS AND MARKET P.

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IN THE CIRCUIT COURT OF BALLWAIN COUNTY, ALARAMA

AT TANO

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Bollars as damages, in this that heretofore on to-wit; 2hth day of April,

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allow said motor vehicle to collide with or rum against the automobile of

the Plaintiff which was being driven in a southerly direction on said Moran

Street, and as a prominate consequence thereof, Plaintiff's automobile was

badly bent, broken and damaged, all to the injury of the Plaintiff, hence

this suit.

Springfield, Massachusetts, his address being 775 Union Street, Springfield, Massachusetts; and that the defendant Ernest P. Feeks resides in Springfield, Massachusetts; his address being 775 Union Street, Springfield, Massachusetts; and that the said Defendants are and were on the date of said collision, to-wit: 2kth day of April, 1955 residing as stated and that the said Thomas Meeks and Ernest P. Meeks were non-residents of the State of Alabama on said date and that the present post office address of said non-resident defendants are as follows:

Thomas Mesks, 775 Union Street, Springfield, Massachusetts, Ermest P. Nesks, 775 Union Street, Springfield, Massachusetts.

AND Plaintiff prays that the service of process upon the non-resident defendants named herein may be had in accordance with the provisions of the 1940 Code of Alabama, Title 7, Section 199, as amended.

Whomas for Maintill.

Flaintiff demands a trial by jury.

Attorney for Reintiff.

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA AT LAW

VS.

THOMAS MEEKS and ERNEST P. MEEKS - Defendants

CASE NO. 2908

TO THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, at law

I, Mary Texas Hurt, Secretary of State, hereby certify that on I sent by registered mail in an envelope addressed as follows:

April 27, 1956

"Mr. Ernest P. Meeks
775 Union Street
Springfield, Massachusetts"

"Registered Mail— Return Receipt Requested Deliver to Addressee Only"

bearing sufficient and proper prepaid postage, a notice bearing my signature and the Great Seal of the State of Alabama in words and figures as follows:

"Mr. Ernest P. Meeks 775 Union Street Springfield, Massachusetts

You will take notice that on April 27, 1956 the Sheriff of Montgomery County, Alabama, served upon me, in my official capacity, Summons and Complaint in a case entitled: ROBERT LEE PARKER, Plaintiff VS Thomas Meeks and Ernest P. Meeks, Defendants

in the CIRCUIT COURT OF BALDWIN COUNTY ALABAMA, AT LAW
Case No. 2908 a true copy of which Summons and Complaint is attached hereto
and the said service upon me as Secretary of State of the State of Alabama has the force
and effect of personal service upon you.

WITNESS MY HAND and the Great Seal of the State of Alabama this the 27th day of April, 1956

Enclosure (1)

(Signed) Mary Texas Hurt Secretary of State"

I further certify that the notice above set out which was so mailed in the envelope addressed as above set forth had attached to it a true copy of the Summons and Complaint in the above-styled cause.

I further certify that on May 4, 1956

I received the return card, showing receipt by the designated addressee of the aforementioned matter at Springfield, Mass.

on 5/1/56

WITNESS MY HAND and the Great Seal of the State of Alabama this the of May 1956.

Mary Texas Hurt
Secretary of State

day

Enclosures: Return Receipt Card and copy of Summons and Complaint.

cc: Honorable C. Lenois Thompson Attorney at Law Bay Minette, Alabama

| BALDWIN                                       | COUNTY  | No.                | 2908  | + 1  |   |                                  |          |
|---|---|--------------------|---|--|---|----------------------------------|----------|
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| O ANY SHERIFF (                               | OF THE STAT   | TE OF ALABAM       | (A:   |  |   |                                  | 7 4 2    |
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| ou Are Hereby Comm                            | nanded to Sum   | mon                | And Annual Control And Control                  | aa se a signii dhig dhe gad  | oʻroning Quasi  | perfections are a granular and a |          |
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|   | THOMAS NEE  | ks and ernest      | P. MEEKS,                                       | 775 Unior  | 1 2 erea,   | , apring                         | <u> </u> |
| assachusetts;                                 |   | The state of       | ***************************************         |  |   | 1.757                            |          |
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|   | iswer or demur,   | within thirty days | s from the se                                   | rvice hereof,  | to the co   | nplaint file                     | ed       |
| o appear and plead, an                        |   |                    | ing the state of                                | ing the state of t |   | r<br>Santa Santa                 | 1.       |
| o appear and plead, an                        |   |                    | ing the state of                                | ing the state of t |   | r<br>Santa Santa                 | : -      |
| appear and plead, and                         | ldwin County,   | State of Alabama,  | at Bay Min                                      | ette, against  |   | r<br>Santa Santa                 | 1.       |
| appear and plead, and                         | ldwin County,   | State of Alabama,  | at Bay Min                                      | ette, against  |   | r<br>Santa Santa                 | A        |
| appear and plead, and                         | ldwin County,   | State of Alabama,  | at Bay Min                                      | ette, against  |   | S MEEKS                          | A        |
| appear and plead, and e Circuit Court of Ba   | ldwin County,   | State of Alabama,  | at Bay Min                                      | ette, against  |   | S MEEKS                          | A        |
| appear and plead, and e Circuit Court of Ba   | ldwin County,   | State of Alabama,  | at Bay Min                                      | ette, against  | **************************************                | S MEEKS Defendant                | <u> </u> |
| appear and plead, and e Circuit Court of Ba   | ldwin County,   | State of Alabama,  | at Bay Min                                      | ette, against  | **************************************                | S MEEKS                          | <u> </u> |
| o appear and plead, and e Circuit Court of Ba | ldwin County,   | State of Alabama,  | at Bay Min                                      | ette, against  | **************************************                | S MEEKS  Defendant               | <u> </u> |

APR 27 1956 SECRETARY OF IN

MORNE LAK PARKER

FLAINTIFF

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TROSAS MESKS AND BARKST P.

DEFINIDATES

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

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AND Plaintiff prays that the service of process upon the non-resident defendants named herein may be had in accordance with the provisions of the 1940 Gode of

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Altonor for Plaintiff.

Plaintiff demands a trial by jury.

| ROBERT LEE PARKER,                | Q  | IN THE CIRCUIT COURT OF |
|-----------------------------------|----|-------------------------|
| Plaintiff,                        |    | BALDWIN COUNTY,         |
| VS.                               | Q  | ALABAMA                 |
| THOMAS MEEKS AND ERNEST P. MEEKS, | Ŏ. | CASE NO. 2908           |
| Defendants,                       | Q. |                         |

## MOTION TO QUASH SERVICE

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THOMAS F. PARKER

y: Attorney for Ernest P. Meeks

I hereby certify that I have this <u>20</u> day of <u>June</u>, 1956 mailed a copy of the foregoing motion to <u>quash</u> service, postage prepaid, to C. Le Noir Thompson, Bay Minette, Alabama, Attorney of Record for Plaintiff.

THOMAS F. PARKER

Zorney for Ernest P. Meeks

## THOMAS F. PARKER

ATTORNEY AT LAW
201 CLAYTON STREET
MONTGOMERY, ALABAMA

June 20, 1956

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

Re: Parker vs. Meeks and Meeks

My File: I-3661

Dear Mrs. Duck:

Please file the enclosed motions to quash service in the above styled case and return a copy to me reflecting that the same have been filed.

Thank you very much.

Yours very truly,

70. Inaddeds Saim

JTS:kc

Enclosures

ROBERT LEE PARKER

PLAINTIFF

VS

THOMAS MEEKS AND ERNEST P. WEEKS

DEFENDANTS

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

AT LAW.

CASE NO. 2908

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the Plaintiff which was being driven in a southerly direction on said Moran

Street, 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.

AND Plaintiff further avers that the Defendants, Thomas Meeks is in Springfield, Massachusetts, his address being 775 Union Street, Springfield, Massachusetts; and that the defendant Ernest P. Meeks resides in Springfield, Massachusetts; his address being 775 Union Street, Springfield, Massachusetts; and that the said Defendants are and were on the date of said collision, to-wit: 24th day of April, 1955 residing as stated and that the said Thomas Meeks and Ernest P. Meeks were non-residents of the State of Alabama on said date and that the present post office address of said non-resident defendants are as follows:

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AND Plaintiff prays that the service of process upon the non-resident defendants named herein may be had in accordance with the provisions of the 1940 Code of Alabama, Title 7, Section 199, as amended.

Attorney for Plaintiff.

Plaintiff demands a trial by jury.

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|   | and |       |      |      |      |     |    |      |

CIRCUIT COURT, BALDWIN COUNTY

No. 2908 \_\_\_\_\_\_\_ TERM, 19 56.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

| VA: 3 **    |                                       |                                       | Sammon       | and after     |               |           |          |            | ·                |
|-------------|---------------------------------------|---------------------------------------|--------------|---------------|---------------|-----------|----------|------------|------------------|
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| Massachu    | setts;                                |                                       |              |               | V.            |           |          |            |                  |
|             |                                       |                                       |              |               |               |           |          |            |                  |
| o annear a  | beald bed                             | answer or o                           | lemur, with  | in thirty day | s from the se | rvice h   | ereof, t | o the con  | aplaint filed in |
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| the Circuit | Court of I                            | Baldwin Co                            | ounty, State | of Alabama    | , at Bay Min  | iette, ag | gainst - | PAMOHI     | MEEKS AND        |
| 100         |                                       |                                       |              |               |               |           |          | ***        |                  |
| TRNEST I    |                                       | 77E 11-                               |              |               |               |           |          |            |                  |
| 1 1         |                                       | سن حاا و                              | ron 2016e    | t, Spring     | field, Mas    | S.        |          | <u> </u>   | Defendant        |
|             | · · · · · · · · · · · · · · · · · · · | 9 112 011                             | rau 2 m.ee   | t, Spring     | field, Mas    | S.        |          | <u>,</u> , | Defendant        |
|             |                                       | LEE PAR                               |              | t, Spring     | field, Mas    | S         |          | ,          | Defendant        |
|             |                                       |                                       |              | t, Spring     | fleid, Mas    | S.        |          | ,          |                  |
|             |                                       |                                       |              | t, Spring     | fleid, Mas    | S+ .      |          | ,          | Defendant        |
| by          | ROBERT                                | TEE PAR                               |              |               |               |           |          | ,          | Plaintiff        |
| by          | ROBERT                                | TEE PAR                               | KER          |               |               |           |          | ,          | Plaintiff        |
|             | ROBERT                                | TEE PAR                               | KER          | day o         |               | J-ro      | ne       | ,<br>      | Plaintiff        |

|                                 | 519  |
|---------------------------------|--|
| No. 2.918 Page                  |  |
| THE STATE OF ALABAMA            | Defendant lives at   |
| BALDWIN COUNTY                  | RECEIVED IN OFFICE   |
| CIRCUIT COURT                   | RECEIVED IN OFFICE<br>APR 26 1956  |
| Robert Lee Parker               | M. S. BUTLER, Sheriff , 19   |
|                                 | Sheriff  |
| Plaintiffs                      | I have executed this summons   |
| vs.                             | this 722,1056  |
| Thomas Muks T Ernest            | by leaving beopy with  |
| P. Mucho                        | MARKEUTED BY SERVING AC  |
| Defendants                      |  |
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| Filed                           | 4-27-56  |
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| , Clerk                         | All the second sections and the second sections and the second sections are second sections as the second section sections are second sections as the second section s |
| Miles & South Wate              | **************************************   |
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|                                 | Sheriff Montgomery County  |
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|                                 | Deputy Sheriff   |
|                                 | s charle metili  |
|                                 |  |
| Plaintiff's Attorney            | Choulf   |
|                                 | Sheriff  |
| Defendant's Attorney            | Deputy Sheriff   |
|                                 |  |

ROBERT LEE PARKER

PLAINTIFF

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THOMAS MEEKS and ERNEST P. MEEKS

DEFENDANTS

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA AT LAW.

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