

BILLIE PETERS

PLAINTIFF

VS

JANNIE TEAL

DEFENDANT

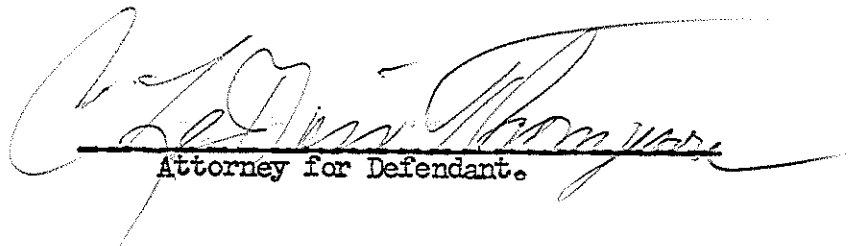
IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

LAW SIDE

Case No. 2971

Comes the Defendant and demands a trial by jury.


Attorney for Defendant.

BILLIE PETERS,

PLAINTIFF,

VS

JANNIE TEAL,

DEFENDANT.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

Comes the Defendant in the above styled cause and for answer to the Complaint filed therein and to each and every phase thereof shows unto this Honorable Court as follows:

1.

Not guilty.

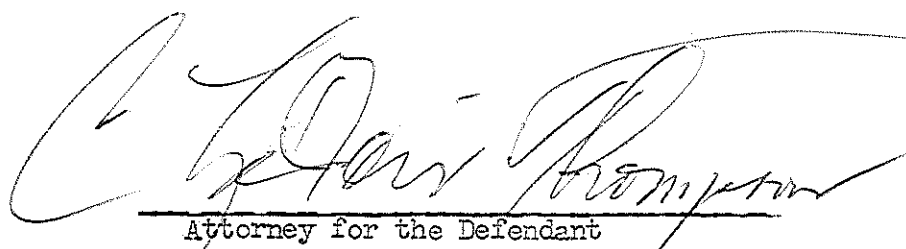
2.

For further answer to said Court this Defendant says that the Plaintiff ought not to recover in this case for that on the occasion complained of Plaintiff was himself guilty of negligence proximately contributing to his alleged damages, in this, that the Plaintiff was operating the said automobile in which he was riding at the Intersection of "O" Street and Pottery Road, a public highway in Escambia County, Florida, in such manner and such speed, and Defendant avers that Plaintiff's so driving his said automobile into and on said intersection running around the said Defendant at a high rate of speed and stopping suddenly in front of said Defendant without warning; that Defendant's said automobile colladed with Plaintiff's said automobile on said occasion and Plaintiff's action proximately contributed to the Plaintiff's said injuries and damages; hence the Plaintiff ought not to recover in this suit.

3.

Comes the Defendant, Jannie Teal, and claims of Plaintiff, Billie Peters, by way of recoupment, the sum of Five Hundred (\$500.00) Dollars, damages for that heretofore, on to-wit: The 11th day of August, 1955, at the intersection of "O" Street and Pottery Road, a public highway in Escambia County, Florida and that the said time and place referred to in the Plaintiff's complaint the said Billie Peters negligently operated an automobile in a reckless manner, to-wit: Ran around the car owned by the Defendant herein and stopped in front of said Defendant's car without warning and as a proximate consequent of said negligence the Defendant's said automobile was damaged as follows: bent and crushed front and damaged radiator, damaged fenders and hood, together

with other bent, damaged and destroyed items attached to said parts heretofore
named, and the market value thereof was permanently depreciated.


Attorney for the Defendant

BILLIE PETERS,	I	
Plaintiff,	I	IN THE CIRCUIT COURT OF
vs.	I	BALDWIN COUNTY, ALABAMA
JANNIE TEAL,	I	AT LAW
Defendant.	I	

Comes now the Plaintiff in the above styled cause and demurs to pleas number "2." and "3." heretofore filed in this cause by the Defendant and to each of said pleas, separately and severally, and assigns the following separate and several grounds in support thereof:

1. Said pleas filed do not show any duty owing from the Plaintiff to the Defendant and a breach thereof.
2. Said pleas are insufficient.
3. Plea "2." fails to allege with sufficient certainty in what the negligence of the Plaintiff consisted.
4. The allegations of plea "2." are vague, indefinite and uncertain.
5. The allegations of plea "3." are vague, indefinite and uncertain.
6. Said pleas fail to allege facts which constitute negligence as a matter of law.
7. Plea "2." fails to allege facts which constitute negligence as a matter of law.
8. Plea "3." fails to allege facts which constitute negligence as a matter of law.
9. Said pleas fail to allege that the alleged negligence was the proximate cause of the accident.
10. That plea "3." fails to allege with sufficient certainty in what manner the automobile of the Defendant was damaged.
11. Plea "3." seeks recovery of damages not authorized by law.

Respectfully submitted,

CHASON & STONE

By: 

2921

BILLIE PETERS,
Plaintiff

vs.

JANNIE TEAL,
Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

DEMURRER

FILED
AUG 24 1956

WILLIAM DUCK, Clerk

LAW OFFICES
CHASON & STONE
BAY MINETTE, ALABAMA

BILLIE PETERS,

PLAINTIFF

VS

JANNIE TEAL,

DEFENDANT.

§

§

§

§

§

§

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW.

Comes C. LeNoir Thompson, as attorney of record for Jannie Teal,
Defendant, and withdraws his appearance as attorney for said Defendant
in said cause.

C. LeNoir Thompson

BILLIE PETERS,

PLAINTIFF

VS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

JANNIE TEAL,

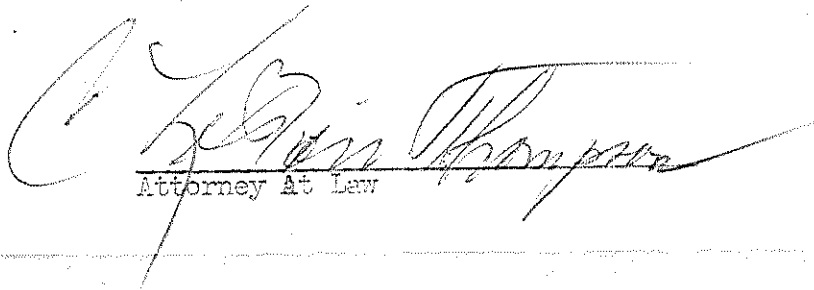
AT LAW

Now comes C. LeNoir Thompson, Attorney At Law, and files
this, his appearance in said cause.

FILED

SEP 10 1956

ALICE J. DUCK, Clerk


Attorney At Law

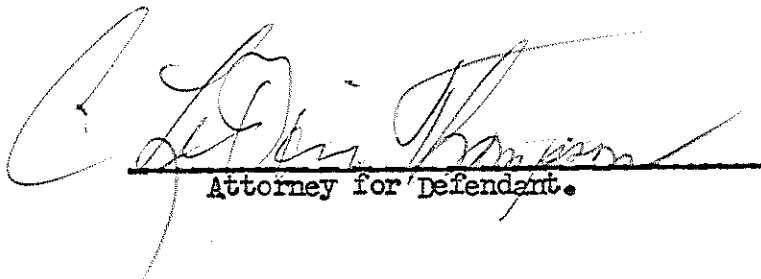
BILLIE PETERS,
PLAINTIFF
VS
JANNIE TEAL
DEFENDANT

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

LAW SIDE

Case no. 2971.

Comes the Defendant and moves this Honorable Court to require the Plaintiff in said cause, a non-resident of the State of Alabama to file proper and adequate security for the costs in said cause.


Attorney for Defendant.

We, Chason & Stone, do hereby acknowledge ourselves as
security for costs.

CHASON & STONE

By: Melrose G. Stone

Lopley

2971

RECORDED

1060

Received 2 day of July 1956
and on 9 day of July 1956
I served a copy of the within A & C
on Jannie Teal

By service on _____

TAYLOR WILKINS, Sheriff

By Edmund Steadham D. S.

Sheriff claims 40 miles at

Ten Cents per mile Total \$ 4.00

TAYLOR WILKINS, Sheriff

BY Steadham
DEPUTY SHERIFF

Lopley, Ala.

BILLIE PETERS,
Plaintiff,

vs.

JANNIE TEAL,
Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
LAW SIDE

SUMMONS AND COMPLAINT

FILED

JUL 2 1956

ALICE J. DUCK, Clerk

LAW OFFICES

CHASON & STONE
BAY MINETTE, ALABAMA