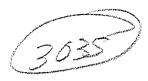
D. R. COLEY, JR.

CHRIS C. DE LANEY D. R. COLEY, III JOSEPH M. HOCKLANDER 302-6 FIRST FEDERAL SAVINGS BUILDING

106 ST. JOSEPH STREET

MOBILE, ALABAMA

September 18, 1956



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

Dear Mrs. Duck:

We would appreciate it if you will cause the enclosed bill of complaint to be filed in the Circuit Court of Baldwin County.

Very truly yours,

Joseph M. Hocklander

JMH - pnm

Admin	LEE GRAY, istratrix of	the Estate	Ž A	IN THE CIRCUIT	COURT OF
Or mu	gene Gray, D	eceased, Plaintiff,	X N	BALDWIN COUNTY,	ALABAMA
CONTRACTOR OF THE CONTRACTOR O	vs.	* *** *** *** *** *** *** *** *** ***	x I	AT LAW.	NO. 3035
D. C.	LAMBERT,		Ž.		
		Defendant.	X.		

PLEA:

Now comes the Defendant in the above styled cause, and for plea to the Complaint heretofore filed in said cause says spearately and severally:

- 1. Not guilty.
- 2. Plaintiff's intestate, at the time and place complained of, was guilty of negligence which proximately contributed to his injuries and death in this: That he walked from the East shoulder of Alabama Highway #59, and from a point of safety onto the said highway upon which he was walking, and which the deceased well knew was usually and rightfully used for automobile traffic, and that at said time and place, not withstanding the fact that he was coming from the East shoulder of said highway from the point of safety, he walked immediately in front of and in such close proximity with the automobile referred to in the Complaint, which was then and there rightfully traveling along said highway and being operated by the Defendant, D. C. Lambert, that said automobile could not stop or be stopped, without striking the deceased and injuring him.

Attorneys for Defendant.

ETHEL LEE GRAY	Y, x of the Estate)		
	y, Deceased,)		
VS.	Plaintiff,)	IN THE CIRC	CUIT COURT OF
V D 4)	BALDWIN COL	JNTY, ALABAMA
D. C. LAMBERT	•)	AT LAW	No. 3035
	Defendant.	}		

DEMURRER TO COMPLAINT

Now comes the defendant and for demurrer to the complaint assigns, separately and severally, the following:

- 1. It does not state a cause of action.
- 2. It does not describe the place where the alleged accident happened with sufficient certainty.
- 3. No facts are alleged to show that the alleged accident occurred in Baldwin County, Alabama.

Attorneys for defendant.

ETHEL LEE GRAY, Administratrix of the estate of Eugene Gray, deceased,

Plaintiff,

VS.

D. C. LAMBERT,

Defendant.

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

COUNT ONE

Ethel Gray, who sues as administratrix of the estate of Eugene Gray, deceased, claims of the Defendant the sum of, to-wit, \$50,000.00 damages for that heretofore, on to-wit, the 17th day of October 1955, the Degendant so negligently operated a motor vehicle in a northwardly direction on Alabama Highway 59, at a point on said Highway 20.2 miles north of Bay Minette, Alabama, as to cause or allow said motor vehicle to run into and against Flaintiff's intestate knocking him to the ground and severely injuring his head and chest and legs and causing him to die; and the Plaintiff avers that the death of her said intestate was the prox mate consequence of the negligent operation of said motor vehicle at said time and said place, hence this suit.

Attorney for the Floriff

John Jokland

Plaintiff respectfully demands a trial by jury.

Attorney for t

e/ 9/laintii

Attorney for the Flaintiff

Defendant's address is:

Route 1, Uriah, Alabama

THE STATE OF ALABAMA,

	CIRCUIT	COURT,	BALDWIN	COUNTY
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o appear an	d plead, ar	nswer or demur,	within thirty days	s from the ser	vice hereof,	to the con	nplaint filed i	in
		J.	State of Alabama,	at Bay Minette	e, against _			_
		J.		at Bay Minette	e, against _		nplaint filed i	_
	Court of Ba	aldwin County, (State of Alabama, D.C. LAMBER	at Bay Minetto	e, against _		Defendant	_
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oy	Court of Ba	LEE GRAY, A	State of Alabama, D.C. IAMBER dministratrix day of	at Bay Minetto	e, against	gene Gra	Defendant	_ ed