

CHARLES DUDLEY GRICE

PLAINTIFF

VS

DENNIS C. HARE, DAVIDSON-  
TAYLOR, a partnership,  
composed of EMANUEL DAVIDSON,  
AND H. LESLIE TAYLOR, individ-  
ually and jointly,

DEFENDANTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

AT LAW

INTERROGATORIES PROPOUNDED TO THE DEFENDANT,  
EMANUEL DAVIDSON

Comes now the Plaintiff and pursuant to the provisions of Title 7,  
Sections 477, et seq., of the 1940 Code of Alabama, propounds the following  
interrogatories to the Defendant, Emanuel Davidson.

1. Please state your name in full and the name of your partner Mr.  
Leslie Taylor.

2. Were you and H. Leslie Taylor doing business jointly on the 7th  
day of September, 1957?

3. Were you doing business jointly as a corporation, partnership or  
joint venture?

4. If you and H. Leslie Taylor were doing business as partners on the  
7th day of September, 1957, what name did you use and operate under?

5. Was Dennis C. Hare working for you individually on the 7th day of  
September, 1957?

6. Was he working for you and Leslie Taylor in any capacity on the  
7th day of September, 1957?

7. If you know, please state for whom Dennis C. Hare was working on  
the 7th day of September, 1957.

8. For whom was Dennis C. Hare working at the time he was involved  
in a wreck on the 7th day of September, 1957?

9. Whose truck was he driving on the aforesaid date?

10. For whom was Dennis C. Hare working at the time he was involved  
in a wreck on the 7th day of September, 1957?

Wiltors & Brantley

BY:

*Robert M Brantley*  
Attorney for the Plaintiff



STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority, within and for said County in said State, personally appeared Tolbert M. Brantley, who, after being by me first duly and legally sworn, deposes and says: That he is attorney for the Plaintiff in the above entitled cause; that the answers to the foregoing interrogatories, truthfully made, will be material evidence for the Plaintiff in the trial of said cause.

Tolbert M. Brantley

Sworn to and subscribed before me on this the 30 day of April, 1958.

Evelyn Watts  
Notary Public, Baldwin County, Alabama



3449

Received 5 day of May 1958  
and on 9 day of May 1958  
I served a copy of the within Interrogatory  
on Chason & Stone

By service on Mr Stone

TAYLOR WILKINS, Sheriff  
By W.A. Tolbert D. S.  
O m

CHARLES DUDLEY GRICE

PLAINTIFF

VS

DENNIS C. HARE, DAVIDSON-  
TAYLOR, a partnership composed  
of EMANUEL DAVIDSON and H.  
LESLIE TAYLOR, individually  
and jointly,

DEFENDANTS

INTERROGATORIES TO EMANUEL DAVIDSON

FILED

APR 5 1958

ALICE J. DUCK, Clerk

to be served on  
Chason & Stone



CHARLES DUDLEY GRICE,

PLAINTIFF

VS

DENNIS C. HARE, DAVIDSON-  
TAYLOR, a partnership,  
composed of EMANUEL DAVIDSON  
AND H. LESLIE TAYLOR, individ-  
ually and jointly,

DEFENDANTS

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

INTERROGATORIES PROPOUNDED TO THE DEFENDANT  
DENNIS C. HARE.

Comes now the Plaintiff and pursuant to the provisions of Title 7, Sections 477 et seq., of the 1940 Code of Alabama, propounds the following interrogatories to the Defendant, Dennis C. Hare.

1. Please state your full name.
2. If you know, state the name of the partnership wherein Emanuel Davidson and Leslie Taylor were partners in September 1957.
3. Were you working for Emanuel Davidson or Leslie Taylor or both of them on the 7th day of September, 1957?
4. For whom were you working September 7, 1957?
5. Were you involved in an automobile accident in Baldwin County on September 7, 1957?
6. If the answer to the above question is yes, for whom were you working on this date?
7. Who owned the vehicle which you were driving?

Winters & Brantley

BY:

Tolbert M. Brantley  
Attorney for the Plaintiff

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority, within and for said County in said State, personally appeared Tolbert M. Brantley, who, after being by me first duly and legally sworn, deposes and says: That he is attorney for the Plaintiff in the above entitled caused; that the answers to the foregoing interrogatories, truthfully made, will be material evidence for the Plaintiff in the trial of said cause.



Iddene M Brantley

Sworn to and subscribed before me on this the 30th day of April,  
1958.

Evelyn Watts  
Notary Public, Baldwin County, Alabama



RECORDED

CHARLES DUDLEY GRICE,  
Plaintiff,  
vs.  
DENNIS C. HARE ET AL.,  
Defendants.

\*\*\*\*\*

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW NO. 3449

\*\*\*\*\*

DEMURRER  
(E. Davidson and H. Taylor)  
\*\*\*\*\*

FILED  
FEB 21 1958  
ALICE L. BUCK, CLERK

LAW OFFICES  
CHASON & STONE  
BAY MINETTE, ALABAMA



RECORDED

CHARLES DUDLEY GRICE,  
Plaintiff,

vs.

DENNIS C. HARE ET AL.,  
Defendants.

\*\*\*\*\*

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW NO: 3449

\*\*\*\*\*

DEMURRER  
(Dennis C. Hare)

\*\*\*\*\*

FILED  
FEB 21 1958:  
ALICE A. BUCK, Clerk

LAW OFFICES  
CHASON & STONE  
BAY MINETTE, ALABAMA



RECORDED

CHARLES DUDLEY GRICE,  
Plaintiff,

VS.

DENNIS C. HARE ET AL.,  
Defendants.

\*\*\*\*\*

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW NO. 3449

\*\*\*\*\*

PLEA OF MISNOMER

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FILED

FEB 21 1958

Alice L. Buck, Clerk

LAW OFFICES  
CHASON & STONE  
BAY MINETTE, ALABAMA



CHARLES DUDLEY GRICE

PLAINTIFF

VS

DENNIS C. HARE, DAVIDSON-  
TAYLOR, a partnership,  
composed of EMANUEL DAVIDSON  
AND H. LESLIE TAYLOR, individ-  
ually and jointly,

DEFENDANTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

AT LAW

AMENDED COMPLAINT

Comes now the Plaintiff in the above styled cause and amends his Com-  
plaint by striking therefrom the words "Turpentine Company" as they appear  
in the styling in this cause after the words Davidson-Taylor and just  
before the words a partnership. The Plaintiff amends Count 1 of his  
Complaint by striking therefrom the words "Turpentine Company" where they  
appear in the fifth line thereof after the words Davidson-Taylor and before  
the words a partnership.

Walters & Brantley

BY:

*Robert M Brantley*  
Attorneys for the Plaintiff



CHARLES DUDLEY GRICE	Ø	
	Ø	IN THE CIRCUIT COURT OF
PLAINTIFF	Ø	BALDWIN COUNTY, ALABAMA,
	Ø	
VS	Ø	AT LAW
DENNIS HARE ET AL,	Ø	
	Ø	
DEFENDANTS	Ø	

Comes now the Plaintiff in the above styled cause and amends his complaint by striking Davidson-Taylor Turpentine Company, a partnership, composed of Emanuel Davidson and H. Leslie Taylor, individually and jointly as parties thereto and amends his complaint by adding Davidson-Taylor, a partnership, composed of Emanuel Davidson and H. Leslie Taylor, individually and jointly, as parties Defendants to this cause.

Plaintiff amends his complaint further to read as follows:

#### AMENDED COMPLAINT

CHARLES DUDLEY GRICE	Ø	
	Ø	IN THE CIRCUIT COURT OF
PLAINTIFF	Ø	BALDWIN COUNTY, ALABAMA,
	Ø	
VS	Ø	AT LAW
DENNIS C. HARE,	Ø	
DAVIDSON-TAYLOR, A PARTNERSHIP	Ø	
COMPOSED OF EMANUEL DAVIDSON,	Ø	
AND H. LESLIE TAYLOR, Individually	Ø	
and jointly,	Ø	
	Ø	
DEFENDANTS	Ø	

#### COUNT ONE

Plaintiff claims of the Defendants the sum of TWENTY FIVE THOUSAND (\$25,000.00) DOLLARS, as damages, for that heretofore, and on, to-wit, the 7th day of September, 1957, Defendant, Dennis C. Hare, hereinafter called Defendant Hare, while acting as the agent, servant or employee of Defendant, Davidson-Taylor, a partnership, composed of Emanuel Davidson and H. Leslie Taylor, hereinafter called Defendant Davidson-Taylor, within the line and scope of the employment of Defendant Hare as such agent, servant or employee of Defendant, Davidson-Taylor, so negligently operated a motor truck in an Eastwardly direction on Baldwin County Highway Number 63, sometimes called Old Pensacola Road, at or near its intersection with High Pine Road, sometimes called Phillippsville Road, both said Baldwin County Highway Number 63 and High Pine Road being then and there public highways in Baldwin County,



Alabama, as to cause said motor truck to collide with, run into or run against the automobile of the Plaintiff, which automobile of the Plaintiff was being then and there operated by the Plaintiff in an Eastwardly direction on said Baldwin County Highway Number 63 at or near its said intersection with High Pine Road, and as a proximate result of the negligence of Defendant Hare, as aforesaid, while acting as the agent, servant or employee of Defendant, Davidson-Taylor, within the line and scope of his employment as such agent, servant or employee, the Plaintiff received the following injuries and damages, to-wit: his neck was jerked and was injured; he developed nerve spasms in and about his neck and shoulders; his back was injured; his neck was made sore and he has been caused to suffer excruciating pain in his back and neck; his back was injured; his spine was injured; he was caused to develop numbness in his arms and hands; his arms were caused to be painful and sore; a previous injury in his neck and was caused to be aggravated; the motion of his head and neck was caused to be curtailed and limited; he has been caused to have severe muscle spasms in the back of his neck and his shoulders; he has been caused to suffer severe headaches; there is a narrowing of one of the interspaces between two of the vertebrae in his neck and osteophyte formation has developed in the surrounding vertebrae, and this condition was aggravated, causing him to have severe pain and nervous strain; his neck and back have been permanently injured, and he avers that his neck will be stiff, sore and painful and his back will be sore and painful for the rest of his life; his nerves and muscles in and about his neck and shoulders were severely contused, and he has suffered great discomfort; his nervous system has been greatly upset; one of his legs was injured, and a blood clot developed on one of his legs; his false teeth were caused to be cracked; he was confined to his bed on account of his injuries for a long period of time; he lost a great amount of time from his employment; his ability and capacity to work and earn a living have been greatly curtailed on account of said injuries; he has been caused to incur great expenses for doctors, medicines, drugs, x-rays, medical treatment and medical tests, and he avers that he will incur expenses in the future, both medical and otherwise, in his attempts to heal and cure his said injuries; his automobile was greatly damaged, the



rear end of his automobile was smashed, bent and broken; the frame, rear fenders, trunk, seat, one of the wheels, the muffler, the gasoline tank and the rear lights were broken or bent, and the automobile was otherwise badly broken, bent or damaged.

Wilters & Brantley

BY:

Albert M Brantley  
Attorneys for Plaintiff

Defendant Davidson-Taylor, a partnership  
may be served at Bay Minette, Alabama.

Emanuel Davidson individually can be served  
at Bay Minette, Alabama.

Defendant H. Leslie Taylor may be served  
at Robertsedale, Alabama.



SUMMONS AND COMPLAINT

- Moore Ptg. Co.

The State of Alabama, }

Baldwin County.

Circuit Court, Baldwin County

No. 3449-----

-----TERM, 19-----

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon DENNIS C. HARE ET AL

to appear and plead, answer or demur, within thirty days from the service hereof, to the complaint filed in  
the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against-----

DENNIS C. HARE ET AL

-----, Defendant-----

by CHARLES DUDLEY GRICE

-----, Plaintiff-----

Witness my hand this 24 day of June 1958

-----, Clerk



CHARLES DUDLEY GRICE,	)	IN THE CIRCUIT COURT OF
	(	
Plaintiff,	)	BALDWIN COUNTY, ALABAMA,
	(	
VS.	)	AT LAW.
	(	
DENNIS C. HARE, et al.,	)	NO. _____
	(	
Defendants.	)	

Now comes the Plaintiff in the above styled cause and amends the complaint heretofore filed in this case, so that the complaint as amended shall read as follows:

CHARLES DUDLEY GRICE,	(	IN THE CIRCUIT COURT OF
	)	
Plaintiff,	(	BALDWIN COUNTY, ALABAMA,
	)	
VS.	(	AT LAW.
	)	
EMANUEL DAVIDSON and H.	(	NO. _____
LESLIE TAYLOR, doing business	)	
as partners under the name of	(	
DAVIDSON-TAYLOR, a partner-	)	
ship; and DENNIS C. HARE,	(	
individually and jointly,	)	
	(	
Defendants.	)	

#### COUNT ONE

Plaintiff claims of the Defendants the sum of TWENTY-FIVE THOUSAND and NO/100 (\$25,000.00) DOLLARS, as damages, for that heretofore and on, to-wit, the 7th day of September, 1957, Defendant Dennis C. Hare, hereinafter called the Defendant Hare, while acting as the agent, servant or employee of the Defendants, Emanuel Davidson and H. Leslie Taylor, doing business as partners under the name of Davidson-Taylor, a partnership within the line and scope of the employment of the Defendant Hare as such agent, servant or employee of the Defendants, Emanuel Davidson and H. Leslie Taylor, doing business as partners under the name of Davidson-Taylor, a partnership, so negligently operated a motor truck in an Eastwardly direction on Baldwin County Highway No. 63, sometimes called Old Pensacola Road, at or near its intersection with High Pine Road, sometimes called Phillipsville Road, both Baldwin County Highway No. 63 and High Pine Road being then and there public highways in Baldwin County, Alabama, as to cause said motor truck to



collide with, run into or run against the automobile of the Plaintiff, which automobile of the Plaintiff was being then and there operated by the Plaintiff in an Eastwardly direction on said Baldwin County Highway No. 63 at or near its intersection with High Pine Road, and as a proximate result of the negligence of Defendant Hare, as aforesaid, while acting as the agent, servant or employee of the Defendants, Emanuel Davidson and H. Leslie Taylor, doing business as partners under the name of Davidson-Taylor, a partnership, within the line and scope of his employment as such agent, servant or employee, the Plaintiff received the following injuries and damages, to-wit: his neck was jerked and was injured; his back was injured; his neck was made sore and he has been caused to suffer excruciating pain in his shoulders and neck; he was caused to develop numbness in his arms and hands; his arms were caused to be painful and sore; an arthritic condition in his neck was caused to be aggravated; the motion of his head and neck was caused to be curtailed and limited; he has been caused to have severe muscle spasms in and about his neck and shoulders; he has been caused to suffer severe headaches; there is a narrowing of one of the interspaces between two of the vertebrae in his neck, and osteophyte formation has developed in the surrounding vertebrae, and this condition was aggravated, causing him to have severe pain and nervous strain; and he avers that his neck and back will be stiff, sore and painful for a long time; his nerves and muscles in and about his neck and shoulders were severely contused, and he has suffered great discomfort; his nervous system has been greatly upset; one of his legs was injured, and a blood clot developed on one of his legs; his false teeth were caused to be cracked; he was confined to his bed on account of his injuries for a long period of time; he lost a great amount of time from his employment; his ability and capacity to work and earn a living have been greatly curtailed on account of said injuries; he has been caused to incur great expenses for doctors, medicines, drugs, x-rays, medical treatment and medical tests, and he avers that he will incur expenses in the future, both medical and otherwise, in his attempts to heal and cure his said injuries; his automobile was greatly damaged, the rear end of his

LAW OFFICES

J. Terry Reynolds, Jr.

AND

William R. Lauten

1ST NAT'L BANK BLDG.

MOBILE, ALA.



automobile was smashed, bent and broken; the frame, rear fender, trunk, seats, one of the wheels and tires, the muffler, the gasoline tank, front fender, floor, right and left wheel housing, windshield wiper, hub cap, rear springs, bumpers and sides and the rear lights were broken, bent or otherwise damaged, and the automobile was otherwise badly broken, bent or damaged, and the Plaintiff lost the use of his said automobile while it was laid up for repairs.

Telfair J. Mashburn, Jr.  
Telfair J. Mashburn, Jr.

J. Terry Reynolds, Jr.  
J. Terry Reynolds, Jr.

William R. Lauten  
William R. Lauten  
Attorneys for Plaintiff

Defendant Emanuel Davidson may be served at Bay Minette, Alabama.

Defendant H. Leslie Taylor may be served at Robertsedale, Alabama.

Davidson-Taylor, a partnership may be served by service on Emanuel Davidson, Bay Minette, Alabama,

or

by service on H. Leslie Taylor, Robertsedale, Alabama.

Defendant Dennis C. Hare may be served by service on his attorneys, Messrs. Chason and Stone, Bay Minette, Alabama.

I, Norborne C. Stone, Jr, one of the attorneys for the Defendants in the within amended complaint, do hereby accept service of a copy of the same for the Defendants named therein this 5<sup>th</sup> day of September, 1958.

Norborne C. Stone, Jr.



CHARLES DUDLEY GRICE,

Plaintiff,

VS.

DENNIS C. HARE; DAVIDSON-  
TAYLOR TURPENTINE COMPANY,  
a partnership, composed of  
EMANUEL DAVIDSON and H.  
LESLIE TAYLOR, individually and  
jointly,

Defendants.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA,

AT LAW

NO. \_\_\_\_\_

COUNT ONE

Plaintiff claims of the Defendants the sum of TWENTY-FIVE THOUSAND AND NO/100 (\$25,000.00) DOLLARS, as damages, for that heretofore, and on, to-wit, the 7th day of September, 1957, Defendant, Dennis C. Hare, hereinafter called Defendant Hare, while acting as the agent, servant or employee of Defendant, Davidson-Taylor Turpentine Company, a partnership, composed of Emanuel Davidson and H. Leslie Taylor, hereinafter called Defendant Davidson-Taylor, within the line and scope of the employment of Defendant Hare as such agent, servant or employee of Defendant, Davidson-Taylor, so negligently operated a motor truck in an Eastwardly direction on Baldwin County Highway Number 63, sometimes called Old Pensacola Road, at or near its intersection with High Pine Road, sometimes called Phillipsville Road, both said Baldwin County Highway Number 63 and High Pine Road being then and there public highways in Baldwin County, Alabama, as to cause said motor truck to collide with, run into or run against the automobile of the Plaintiff, which automobile of the Plaintiff was being then and there operated by the Plaintiff in an Eastwardly direction on said Baldwin County Highway Number 63 at or near its said intersection with High Pine Road, and as a proximate result of the negligence of Defendant Hare, as aforesaid, while acting as the agent, servant or employee of Defendant, Davidson-Taylor, within the line and scope of his employment as such agent, servant or employee, the Plaintiff received the following injuries and damages, to-wit: his neck was jerked and was injured; he developed nerve spasms in and about his neck and shoulders; his back was injured; his neck was made sore and he has been caused to suffer excruciating pain in his back and neck; his back was injured; his spine was injured; he was caused to develop numbness in his arms and hands; his arms were caused to be painful and sore; a previous injury in his

LAW OFFICES

J. Terry Reynolds, Jr.

AND

William R. Lauten

1ST NAT'L BANK BLDG.

MOBILE, ALA.



neck and was caused to be aggravated; the motion of his head and neck was caused to be curtailed and limited; he has been caused to have severe muscle spasms in the back of his neck and his shoulders; he has been caused to suffer severe headaches; there is a narrowing of one of the interspaces between two of the vertebrae in his neck and osteophyte formation has developed in the surrounding vertebrae, and this condition was aggravated, causing him to have severe pain and nervous strain; his neck and back have been permanently injured, and he avers that his neck will be stiff, sore and painful and his back will be sore and painful for the rest of his life; his nerves and muscles in and about his neck and shoulders were severely contused, and he has suffered great discomfort; his nervous system has been greatly upset; one of his legs was injured, and a blood clot developed on one of his legs; his false teeth were caused to be cracked; he was confined to his bed on account of his injuries for a long period of time; he lost a great amount of time from his employment; his ability and capacity to work and earn a living have been greatly curtailed on account of said injuries; he has been caused to incur great expenses for doctors, medicines, drugs, x-rays, medical treatment and medical tests, and he avers that he will incur expenses in the future, both medical and otherwise, in his attempts to heal and cure his said injuries; his automobile was greatly damaged, the rear end of his automobile was smashed, bent and broken; the frame, rear fenders, trunk, seat, one of the wheels, the muffler, the gasoline tank and the rear lights were broken or bent, and the automobile was otherwise badly broken, bent or damaged.

WILTERS AND BRANTLEY

BY: *William M Brantley*  
*J. Terry Reynolds, Jr.*  
J. TERRY REYNOLDS, JR.  
*William R. Lauten*  
WILLIAM R. LAUTEN  
Attorneys for Plaintiff

The Plaintiff respectfully demands a trial by jury in this case.

WILTERS AND BRANTLEY

BY: *William M Brantley*

LAW OFFICES

J. Terry Reynolds, Jr.

AND

William R. Lauten

1ST NAT'L BANK BLDG.

MOBILE, ALA.



*J. Terry Reynolds, Jr.*  
J. TERRY REYNOLDS, JR.

*William R. Lauten*  
WILLIAM R. LAUTEN  
Attorneys for Plaintiff

Defendant Dennis C. Hare may be served at  
Gateswood, Alabama

Defendant Davidson-Taylor Turpentine Company and  
Emanuel Davidson may be served at  
Bay Minette, Alabama

Defendant H. Leslie Taylor may be served at  
Robertsdale, Alabama

LAW OFFICES

J. Terry Reynolds, Jr.

AND

William R. Lauten

1ST NAT'L BANK BLDG.

MOBILE, ALA.



3449

CHARLES DUDLEY GRICE

PLAINTIFF

VS

DENNIS C. HARE, DAVIDSON-  
TAYLOR TURPENTINE COMPANY,  
a partnership composed of  
EMANUEL DAVIDSON and H.  
LESLIE TAYLOR, individually  
and jointly,

DEFENDANTS

BILL OF COMPLAINT

FILED

JAN 24 1958

ALICE L. DICK, *clerk*

LAW OFFICES OF  
WILTERS & BRANTLEY  
BAY MINETTE, ALABAMA

11357



SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama, }

Baldwin County.

Circuit Court, Baldwin County

No. 3449

TERM, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon DENNIE C. HARE, DAVIDSON-TAYLOR TURPENTINE

COMPANY, a partnership composed of EMANUEL DAVIDSON and H. LESLIE TAYLOR,

Individually and jointly.

to appear and plead, answer or demur, within thirty days from the service hereof, to the complaint filed in

the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against

DENNIE C. HARE, DAVIDSON-TAYLOR TURPENTINE COMPANY ET ALS, Defendant

by CHARLES DUDLEY GRICE

, Plaintiff

Witness my hand this 24 day of January 19 58

Charles Dudley Grice, Clerk