

STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA

You are hereby commanded to summon Charles C. Green to appear within thirty days from the service of this Writ in the Circuit Court to be held for said County at the place of holding same, then and there to answer the complaint of Joseph H. Hamilton, a minor, suing herein by Mary V. Hamilton, as his next friend.

Witness my hand this the 7 day of July, 1958.

Alice J. Duck
Clerk

Ex-9-11-58

JOSEPH H. HAMILTON,
a minor, suing herein
by MARY V. HAMILTON, as
his next friend,

Plaintiff,

vs.

CHARLES C. GREEN,

Defendant.

X
X
X
X
X
X
X

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

COUNT ONE:

The Plaintiff claims of the Defendant the sum of Fifty Thousand Dollars (\$50,000.00) as damages for that on, heretofore, to-wit: the 14th day of June, 1958, at about 2:00 oclock A. M. at a point approximately four (4) miles South of Bay Minette, Baldwin County, Alabama, on U. S. Highway #31, a public highway in said County, the Defendant so negligently operated a motor vehicle as to cause or allow the same to run into, upon and against an automobile being then and there operated by the said Joseph H. Hamilton and as a proximate consequence and result of the negligence of the Defendant, aforesaid, the said Joseph H. Hamilton sustained serious permanent personal injuries in this: Three vertebra in his back were broken, he sustain-

ed a cut over his right eye requiring eight (8) stitches and leaving a scar about one and one-half inches long, his left knee was cut and bruised, he sustained a cut on his left leg, his left ankle was cut, he suffered internal injuries which caused him to pass blood, he was caused to suffer and continues to suffer great pain and mental anguish and to suffer from numbness in both of his legs, he suffered multiple contusions and abrasions over his entire body and he was made sick, sore and lame and was permanently disabled, he was caused to incur hospital and doctors bills in the treatment of his injuries and will continue to incur medical expenses in the treatment of his injuries and to suffer pain from said injuries; wherefore Plaintiff brings this suit and asks judgment in the above amount.

COUNT TWO:

The Plaintiff claims of the Defendant the sum of Fifty Thousand Dollars (\$50,000.00) as damages for that on, heretofore, to-wit: June 14, 1958, at about 2:00 o'clock A. M. at a point approximately four (4) miles South of Bay Minette, on U. S. Highway #31, a public road in Baldwin County, Alabama, the Defendant willfully and wantonly injured the Plaintiff by then and there willfully and wantonly driving an automobile into an automobile then and there being operated by the Plaintiff and as a proximate consequence and result of the willfullness and wantonness of the Defendant, aforesaid, the Plaintiff suffered serious personal injuries in this: three vertebra in his back were broken, he sustained a cut over his right eye requiring eight (8) stitches and leaving a scar about one and one-half inches long, his left knee was cut and bruised, he sustained a cut on his left leg, his left ankle was cut, he suffered internal injuries which caused him to pass blood, he was caused to suffer and continues to suffer with numbness in both of his legs, he suffered multiple contusions and abrasions over his entire body and he was made sick, sore and lame and was permanently injured, he was caused to incur hospital and doctors bills and will continue to incur doctors bills and to suffer pain from said injuries, wherefore Plaintiff brings this suit and asks judgment in the above amount.

CHASON & STONE

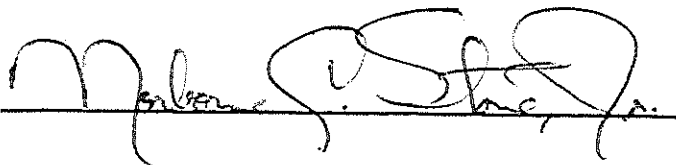
276

By: 

Attorneys for Plaintiff

Plaintiff respectfully demands a trial
of this cause by jury.

CHASON & STONE

By: 

The Defendants Address: Range, Conecuh County, Alabama

3620

JOSEPH H. HAMILTON, a minor,
suing herein by Mary V.
Hamilton, as his next friend

Plaintiff,

VS.

CHARLES C. GREEN

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

SUMMONS AND COMPLAINT

FILED

JUL 7 1958

ALICE J. DUCK, Clerk

LAW OFFICES

CHASON & STONE

BAY MINETTE, ALABAMA

Received 8 day of July 1958
d on 11 day of Sept 1958

served a copy of this within
Charles C. Green

service on
James M. Brock
TAYLOR-WILKES, Sheriff
By W. J. Kent D. S.

THE SHERIFF CLAIMS 50
MILES AT 10¢ PER MILE FOR
A TOTAL OF \$ 5.00
James M. Brock SHERIFF
BY W. J. Kent D. S.

JOSEPH H. HAMILTON, a minor,)
suing herein by MARY V.)
HAMILTON, as his next friend,)
Plaintiff,)
VS.)
CHARLES C. GREEN,)
Defendant.)

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW NO. 3608

PLEAS

Now comes the defendant and for plea to the complaint and to each and every count thereof, separately and severally, assigns, separately and severally, the following:

1. The defendant for answer to the complaint saith that he is not guilty of the matters alleged therein.
2. The defendant for answer to the complaint saith that the plaintiff was guilty of negligence which proximately contributed to his alleged injuries and damages, in that he at the time and place alleged in the complaint so negligently operated the automobile which he was then and there driving as to cause it to run into, upon or against the automobile which was being then and there driven by the defendant.

J. B. Blackburn
Attorney for defendant

Filed
10-31-58