

J. F. BARNES,)	
)	
Plaintiff,)	IN THE CIRCUIT COURT OF
VS.)	BALDWIN COUNTY, ALABAMA
)	AT LAW
LOREN E. FLOWERS and)	
INTERNATIONAL UNION OF OIL,)	
CHEMICAL AND ATOMIC WORKERS,)	
AFL-CIO, an unincorporated)	
association,)	
)	
Defendants.)	

COMPLAINT

COUNT ONE

The plaintiff claims of the defendants, Loren E. Flowers and International Union of Oil, Chemical and Atomic Workers, AFL-CIO, an unincorporated association, Fifty Thousand Dollars (\$50,000.00) as damages for that heretofore on, to-wit, November 1, 1957, on United States Highway Number 31, a public highway in Baldwin County, Alabama, at a point approximately two and one-half miles south of the south corporate limits of the City of Bay Minette, Alabama, the defendant, Loren E. Flowers, who was then and there the agent, servant or employee of the defendant, International Union of Oil, Chemical and Atomic Workers, AFL-CIO, an unincorporated association, and who was then and there acting within the line and scope of his authority as such agent, servant or employee, so negligently operated the motor vehicle which he was then and there driving as to cause it to run into, upon or against the automobile which the plaintiff was then and there driving, and as a proximate consequence and result of the negligence of the said defendant, Loren E. Flowers, the plaintiff's left hip was bruised, contused, sprained and injured; his left wrist was bruised, contused, sprained and injured; his back was bruised, contused, sprained and injured; his chest was bruised, contused, sprained and injured; his nervous system was shocked and impaired; his nervous system was permanently shocked and impaired; and he was caused to suffer great physical pain and mental anguish, and also caused to expend large amounts for treatment of his said injuries.

COUNT TWO

The plaintiff claims of the defendants, Loren E. Flowers and International Union of Oil, Chemical and Atomic Workers, AFL-CIO, an unincorporated association, Fifty Thousand Dollars (\$50,000.00) as damages for that heretofore on, to-wit, November 1, 1957, on United States Highway Number 31, a public highway in Baldwin County, Alabama, at a point approximately two and one-half miles south of the south corporate limits of the City of Bay Minette, Alabama, the defendant, Loren E. Flowers, who was then and there the agent, servant or employee of the defendant, International Union of Oil, Chemical and Atomic Workers, AFL-CIO, an unincorporated association, and who was then and there acting within the line and scope of his authority as such agent, servant or employee, willfully and wantonly injured the plaintiff by then and there willfully and wantonly driving a motor vehicle into, upon or against the automobile that was then and there being operated by the plaintiff, and as a proximate consequence and result of the said willfulness and wantonness of the defendant, Loren E. Flowers, the plaintiff suffered serious personal injuries in this: the plaintiff's left hip was bruised, contused, sprained and injured; his left wrist was bruised, contused, sprained and injured; his back was bruised, contused, sprained and injured; his chest was bruised, contused, sprained and injured; his nervous system was shocked and impaired; his nervous system was permanently shocked and impaired; and he was caused to suffer great physical pain and mental anguish, and also caused to expend large amounts for treatment of his said injuries.

J. B. Blackburn
Attorney for plaintiff

Plaintiff demands a trial
of this cause by jury.

J. B. Blackburn
Attorney for plaintiff

J. F. BARNES,

Plaintiff,

VS.

LOREN E. FLOWERS and INTERNATIONAL
UNION OF OIL, CHEMICAL AND ATOMIC
WORKERS, AFL-CIO, an unincorporated
association,

Defendants.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

AFFIDAVIT

STATE OF ALABAMA)

*

BALDWIN COUNTY)

Before me, the undersigned authority, within and for said County in said State, personally appeared J. B. Blackburn, 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 defendant, Loren E. Flowers, is, in the belief of the affiant, a non-resident of the State of Alabama, whose place of residence and post office address is Post Office Box 14, Morris, Georgia; and that the International Union of Oil, Chemical and Atomic Workers, AFL-CIO, an unincorporated association, is a non-resident of the State of Alabama, whose residence or principal place of business is 1840 California Street, Denver 2, Colorado.

J. B. Blackburn

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

Alice L. Miller

Notary Public, Baldwin County, Alabama

*Exp. Nov. 3, 1958
Sec. of State*

SUMMONS AND COMPLAINT

J. F. BARNES,

Plaintiff,

VS.

LOREN E. FLOWERS and INTERNATIONAL
UNION OF OIL, CHEMICAL AND ATOMIC
WORKERS, AFL-CIO, an unincorporated
association,

Defendants.

1742
RECEIVED IN OFFICE
NOV 3 1958
M. S. BUTLER, Sheriff

Executed by serving 6 copies of
the within on Mary Texas Hurt,
Secretary of State of The State of
Alabama.

This the 3 day of Nov 1958

Sheriff of Montgomery County

M. S. Butler

By M. J. Hall D. S.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

NO. 4423
3693

FILED

OCT 30 1958

ALICE J. DUCK, Clerk

The Sheriff claims 2
miles at 10¢ per mile for a total
of \$ 2.00
M. S. Butler, Sheriff
Montgomery County, Ala.

J. B. BLACKBURN

ATTORNEY AT LAW

BAY MINETTE, ALABAMA

November 10, 1958

J. F. BARNES, Plaintiff
VSINTERNATIONAL UNION OF OIL, CHEMICAL AND
ATOMIC WORKERS, AFL-CIO, an unincorporated
association, et al, DefendantsIN THE CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA AT LAW

CASE NO. 4423

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

I, Mary Texas Hurt Garner, Secretary of State, hereby certify that on November 3, 1958
I sent by registered mail in an envelope addressed as follows:

" O. H. Knight, President or T. M. McCormick, Sec-Treas
International Union of Oil, Chemical
and Atomic Workers, AFL-CIO,
an unincorporated association
1840 California Street
Denver 2, Colorado"

"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:

" O. H. Knight, President or T. M. McCormick, Sec-Treas
International Union of Oil, Chemical
and Atomic Workers, AFL-CIO,
an unincorporated association
1840 California Street
Denver 2, Colorado"

You will take notice that on November 3, 1958 the Sheriff of Montgomery
County, Alabama, served upon me, in my official capacity, summons and complaint in a
case entitled: J. F. BARNES, Plaintiff VS INTERNATIONAL UNION OF OIL, CHEMICAL
AND ATOMIC WORKERS, AFL-CIO, an unincorporated association, et al, Defendants

in the CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA AT LAW
Case No. 4423 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 3
day of November 1958

Enclosure (1)

(Signed) Mary Texas Hurt Garner
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 November 10, 1958 I received the return card, showing
receipt by the designated addressee of the aforementioned matter at Denver Colo.
on Nov 6-1958

WITNESS MY HAND and the Great Seal of the State of Alabama this the 10 day
of November 1958

Mary Texas Hurt Garner
Mary Texas Hurt Garner
Secretary of State

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

cc: Honorable J. B. Blackburn
Attorney at Law
P. O. Box 59
Bay Minette, Alabama

STATE OF ALABAMA)


*

BALDWIN COUNTY)

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Loren E. Flowers and International Union of Oil, Chemical and Atomic Workers, AFL-CIO, an unincorporated association, 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 filed against them by J. F. Barnes.

WITNESS my hand this 30th day of October, 1956.


Clerk of the Circuit Court

The defendant, Loren E. Flowers, is a non-resident of the State of Alabama, whose place of residence is Morris, Georgia, and whose mailing address is Post Office Box 14, Morris, Georgia.

The defendant, International Union of Oil, Chemical and Atomic Workers, AFL-CIO, an unincorporated association, is a non-resident of the State of Alabama. Its principal place of business is 1840 California Street, Denver 2, Colorado. Process may be served on O. H. Knight, as its President, or T. M. McCormick, as its Secretary-Treasurer, at the above address.

J. F. BARNES,)	
)	
Plaintiff,)	
VS.)	IN THE CIRCUIT COURT OF
)	BALDWIN COUNTY, ALABAMA
LOREN E. FLOWERS and)	
INTERNATIONAL UNION OF OIL,)	AT LAW
CHEMICAL AND ATOMIC WORKERS,)	
AFL-CIO, an unincorporated)	
association,)	
)	
Defendants.)	

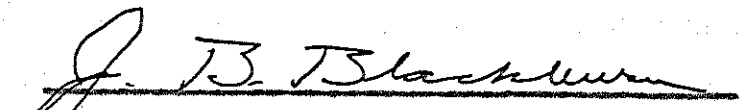
COMPLAINT

COUNT ONE


The plaintiff claims of the defendants, Loren E. Flowers and International Union of Oil, Chemical and Atomic Workers, AFL-CIO, an unincorporated association, Fifty Thousand Dollars (\$50,000.00) as damages for that heretofore on, to-wit, November 1, 1957, on United States Highway Number 31, a public highway in Baldwin County, Alabama, at a point approximately two and one-half miles south of the south corporate limits of the City of Bay Minette, Alabama, the defendant, Loren E. Flowers, who was then and there the agent, servant or employee of the defendant, International Union of Oil, Chemical and Atomic Workers, AFL-CIO, an unincorporated association, and who was then and there acting within the line and scope of his authority as such agent, servant or employee, so negligently operated the motor vehicle which he was then and there driving as to cause it to run into, upon or against the automobile which the plaintiff was then and there driving, and as a proximate consequence and result of the negligence of the said defendant, Loren E. Flowers, the plaintiff's left hip was bruised, contused, sprained and injured; his left wrist was bruised, contused, sprained and injured; his back was bruised, contused, sprained and injured; his chest was bruised, contused, sprained and injured; his nervous system was shocked and impaired; his nervous system was permanently shocked and impaired; and he was caused to suffer great physical pain and mental anguish, and also caused to expend large amounts for treatment of his said injuries.

COUNT TWO

The plaintiff claims of the defendants, Loren E. Flowers and International Union of Oil, Chemical and Atomic Workers, AFL-CIO, an unincorporated association, Fifty Thousand Dollars (\$50,000.00) as damages for that heretofore on, to-wit, November 1, 1957, on United States Highway Number 31, a public highway in Baldwin County, Alabama, at a point approximately two and one-half miles south of the south corporate limits of the City of Bay Minette, Alabama, the defendant, Loren E. Flowers, who was then and there the agent, servant or employee of the defendant, International Union of Oil, Chemical and Atomic Workers, AFL-CIO, an unincorporated association, and who was then and there acting within the line and scope of his authority as such agent, servant or employee, wilfully and wantonly injured the plaintiff by then and there wilfully and wantonly driving a motor vehicle into, upon or against the automobile that was then and there being operated by the plaintiff, and as a proximate consequence and result of the said wilfulness and wantonness of the defendant, Loren E. Flowers, the plaintiff suffered serious personal injuries in this: the plaintiff's left hip was bruised, contused, sprained and injured; his left wrist was bruised, contused, sprained and injured; his back was bruised, contused, sprained and injured; his chest was bruised, contused, sprained and injured; his nervous system was shocked and impaired; his nervous system was permanently shocked and impaired; and he was caused to suffer great physical pain and mental anguish, and also caused to expend large amounts for treatment of his said injuries.


Attorney for plaintiff

Plaintiff demands a trial
of this cause by jury.


Attorney for plaintiff

J. F. BARNES,

Plaintiff,

VS.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

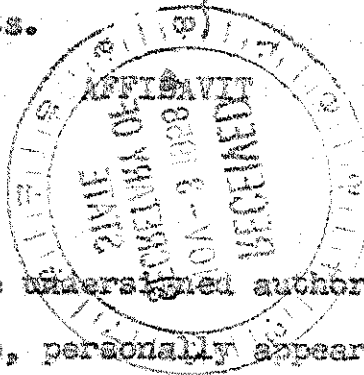
LOREN E. FLOWERS and INTERNATIONAL
UNION OF OIL, CHEMICAL AND ATOMIC
WORKERS, AFL-CIO, an unincorporated
association,

Defendants.

STATE OF ALABAMA)

*

BALDWIN COUNTY)



FILED

OCT 30 1958

WITNESSES

Before me, the undersigned authority, within and for
said County in said State, personally appeared J. B. Blackburn,
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 defendant, Loren E. Flowers, is, in the belief of
the affiant, a non-resident of the State of Alabama, whose place
of residence and post office address is Post Office Box 14, Morris,
Georgia; and that the International Union of Oil, Chemical and
Atomic Workers, AFL-CIO, an unincorporated association, is a non-
resident of the State of Alabama, whose residence or principal
place of business is 1840 California Street, Denver 2, Colorado.

J. B. Blackburn

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

Glice L. Miller

Notary Public, Baldwin County, Alabama

November 6, 1958

J. F. BARNES, Plaintiff
VS
LOREN E. FLOWERS, et al, Defendants

IN THE CIRCUIT COURT OF BALDWIN COUNTY,
ALABAMA AT LAW

CASE NO. 4423

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

I, Mary Texas Hurt Garner, Secretary of State, hereby certify that on November 3, 1958
I sent by registered mail in an envelope addressed as follows:

" Loren E. Flowers
Post Office Box 14
Morris, Georgia"

"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:

" Loren E. Flowers
Post Office Box 14
Morris, Georgia

You will take notice that on November 3, 1958 the Sheriff of Montgomery
County, Alabama, served upon me, in my official capacity, summons and complaint in a
case entitled: J. F. BARNES, Plaintiff VS LOREN E. FLOWERS, et al, Defendants

in the CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA AT LAW
Case No. 4423 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 3
day of November 1958

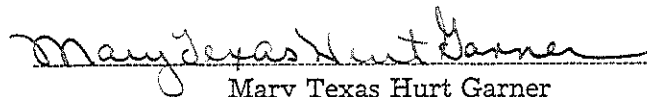
Enclosure (1)

(Signed) Mary Texas Hurt Garner
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 November 6, 1958 I received the return card, showing
receipt by the designated addressee of the aforementioned matter at Morris Ga.
on 11/5/58

WITNESS MY HAND and the Great Seal of the State of Alabama this the 6 day
of November 1958


Mary Texas Hurt Garner
Secretary of State

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

cc: Honorable J. B. Blackburn
Attorney at Law
P. O. Box 59
Bay Minette, Alabama



STATE OF ALABAMA)
*
BALDWIN COUNTY)

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Loren E. Flowers and International Union of Oil, Chemical and Atomic Workers, AFL-CIO, an unincorporated association, 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 filed against them by J. F. Barnes.

WITNESS my hand this 30th day of October, 1958.


Clerk of the Circuit Court

The defendant, Loren E. Flowers, is a non-resident of the State of Alabama, whose place of residence is Morris, Georgia, and whose mailing address is Post Office Box 14, Morris, Georgia.

The defendant, International Union of Oil, Chemical and Atomic Workers, AFL-CIO, an unincorporated association, is a non-resident of the State of Alabama. Its principal place of business is 1840 California Street, Denver 2, Colorado. Process may be served on O. H. Knight, as its President, or T. M. McCormick, as its Secretary-Treasurer, at the above address.

J. F. BARNES,)	
)	
Plaintiff,)	
VS.)	IN THE CIRCUIT COURT OF
)	BALDWIN COUNTY, ALABAMA
LOREN E. FLOWERS and)	
INTERNATIONAL UNION OF OIL,)	AT LAW
CHEMICAL AND ATOMIC WORKERS,)	
AFL-CIO, an unincorporated)	
association,)	
)	
Defendants.)	

COMPLAINT

COUNT ONE

The plaintiff claims of the defendants, Loren E. Flowers and International Union of Oil, Chemical and Atomic Workers, AFL-CIO, an unincorporated association, Fifty Thousand Dollars (\$50,000.00) as damages for that heretofore on, to-wit, November 1, 1957, on United States Highway Number 31, a public highway in Baldwin County, Alabama, at a point approximately two and one-half miles south of the south corporate limits of the City of Bay Minette, Alabama, the defendant, Loren E. Flowers, who was then and there the agent, servant or employee of the defendant, International Union of Oil, Chemical and Atomic Workers, AFL-CIO, an unincorporated association, and who was then and there acting within the line and scope of his authority as such agent, servant or employee, so negligently operated the motor vehicle which he was then and there driving as to cause it to run into, upon or against the automobile which the plaintiff was then and there driving, and as a proximate consequence and result of the negligence of the said defendant, Loren E. Flowers, the plaintiff's left hip was bruised, contused, sprained and injured; his left wrist was bruised, contused, sprained and injured; his back was bruised, contused, sprained and injured; his chest was bruised, contused, sprained and injured; his nervous system was shocked and impaired; his nervous system was permanently shocked and impaired; and he was caused to suffer great physical pain and mental anguish, and also caused to expend large amounts for treatment of his said injuries.

COUNT TWO

The plaintiff claims of the defendants, Loren E. Flowers and International Union of Oil, Chemical and Atomic Workers, AFL-CIO, an unincorporated association, Fifty Thousand Dollars (\$50,000.00) as damages for that heretofore on, to-wit, November 1, 1957, on United States Highway Number 31, a public highway in Baldwin County, Alabama, at a point approximately two and one-half miles south of the south corporate limits of the City of Bay Minette, Alabama, the defendant, Loren E. Flowers, who was then and there the agent, servant or employee of the defendant, International Union of Oil, Chemical and Atomic Workers, AFL-CIO, an unincorporated association, and who was then and there acting within the line and scope of his authority as such agent, servant or employee, willfully and wantonly injured the plaintiff by then and there willfully and wantonly driving a motor vehicle into, upon or against the automobile that was then and there being operated by the plaintiff, and as a proximate consequence and result of the said willfulness and wantonness of the defendant, Loren E. Flowers, the plaintiff suffered serious personal injuries in this: the plaintiff's left hip was bruised, contused, sprained and injured; his left wrist was bruised, contused, sprained and injured; his back was bruised, contused, sprained and injured; his chest was bruised, contused, sprained and injured; his nervous system was shocked and impaired; his nervous system was permanently shocked and impaired; and he was caused to suffer great physical pain and mental anguish, and also caused to expend large amounts for treatment of his said injuries.

J. B. Blackburn
Attorney for plaintiff

Plaintiff demands a trial
of this cause by jury.

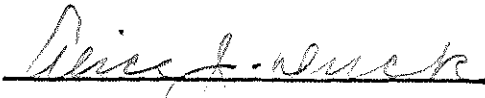
J. B. Blackburn
Attorney for plaintiff

STATE OF ALABAMA)
 *
BALDWIN COUNTY)

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Loren E. Flowers and International Union of Oil, Chemical and Atomic Workers, AFL-CIO, an unincorporated association, 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 filed against them by J. F. Barnes.

WITNESS my hand this 30th day of October, 1958.


Clerk of the Circuit Court

The defendant, Loren E. Flowers, is a non-resident of the State of Alabama, whose place of residence is Morris, Georgia, and whose mailing address is Post Office Box 14, Morris, Georgia.

The defendant, International Union of Oil, Chemical and Atomic Workers, AFL-CIO, an unincorporated association, is a non-resident of the State of Alabama. Its principal place of business is 1840 California Street, Denver 2, Colorado. Process may be served on O. H. Knight, as its President, or T. M. McCormick, as its Secretary-Treasurer, at the above address.

FILED
OCT 30 1958
ALICE J. DUCK, Clerk