

LAW OFFICES
E. G. RICKARBY
392 FAIRHOPE AVENUE
FAIRHOPE, ALABAMA

August 12, 1960

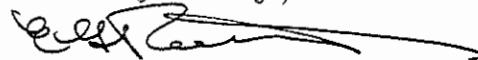
Mrs. Alice Duck
Clerk of Circuit Court
Bay Minette, Alabama

Dear Mrs. Duck:

RE: F. & L. Industrial
Electronics
Vs: Wallace Shrimp Co.
Case No. 4096
Our File: 4891

Enclosed find amendment in this case. Copy
of plea has been sent to Mr. James Brice.

Yours very truly,



EGR/wr

Enc:

cc: Mr. James Brice

F & L INDUSTRIAL ELECTRONICS
SERVICE,

Plaintiff

-vs-

EDWARD A. WALLACE, individually,
and doing business as WALLACE
SHRIMP CO.,


Defendant.

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

COMPLIANT


COUNT ONE

The Plaintiff claims of the Defendant the sum of ONE THOUSAND ONE HUNDRED FIFTEEN DOLLARS AND SEVENTY TWO CENTS (\$1115.72) due from him by account on to-wit the Second day of November, 1958, which sum of money with interest thereon, is still unpaid.


E. G. RICKARBY
Attorney for Plaintiff

The account sued on is evidenced by an itemized and verified statement filed herewith.

FILED
DEC 9 1958
ALICE L. DICK, CLERK
REGISTER


E. G. RICKARBY
Attorney for Plaintiff

Mr. E. A. Wallace has
Shrimp Boat at Gulf
Shores, Alabama.

Plaintiff,

Defendant.

COMPLIANT

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

Wallace Shrimp Co.
Empire, Louisiana

			172.29
3/18/57	Parts Carolyn W	14.58	186.87
3/18/57	Service "	38.40	225.27
4/15/57	Service "	64.27	289.54
4/21/57	Direction Finder	191.53	481.07
4/15/57	Loran & Install.	395.05	875.12
5/13/57	Depth Recorder	15.86	890.98
7/8/57			840.98
7/12/57		50.00	790.98
7/7/57	Service Wanda Demo	5.15	796.13
7/3/57	Service Florida Lady	13.54	814.67
7/18/57	Parts Carolyn W	15.72	830.39
7/29/57			780.39
7/29/57	Service Carolyn W	69.27	849.66
7/29/57	Repairs Tornado	12.36	862.02
7/29/57	Parts	19.98	882.00
7/8/57	Batteries	10.51	892.51
9/7/57			873.97
9/7/57		18.54	884.07
9/25/57	Parts	10.10	894.17
10/22/57	Service Carolyn	8.09	902.26
10/22/57	Radiotelephone	600.26	1492.42
11/20/57	Parts	7.86	1500.28
11/30/57			1491.28
11/20/57		9.00	1491.28
		250.00	1241.28

STATEMENT

By How Many Acre Service By Airplane Available How Many Hours 3 1/2

A. L. Industrial Electronics Service

SALES AND REPAIRS

TELEVISIONS - RADIOS - TRANSISTORS - COMMUNICATIONS EQUIPMENT - TRANSMITTERS
RECEIVERS - OPERATING EQUIPMENT - LEAFLET RECORDERS - RADAR, ETC.

3903 MAGAZINE LODGE

NEW ORLEANS 15, LA.

Wallace Shrimp Co.
Empire, La.

Page 1

DATE	INVOICE NO.	CHARGES	CREDIT	BALANCE
BALANCE FORWARD				1241.28

11/21/57	Part	6.43		1247.71
11/21/57	Service Tornado	50.60		1298.31
12/30/57	Parts Carolyn	12.83		1311.14
1/4/58	Parts Tornado	12.57		1323.71
1/4/58	Difference on Radio	155.54		1479.25
1/27/58			150.00	1329.25
2/1/58			100.00	1229.25
2/6/58	Parts	16.48		1245.73
2/1/58	Service Tornado	25.55		1271.58
2/6/58	Service Wanda Dene	20.75		1302.33
9/2/58			200.00	1102.33
10/12/58	Parts Florida Lady	14.42		1116.75
12.6.58			14.42	1102.33
11/2/58	Parts	13.39		1115.72

COUNTY OF.....Orleans.....

SG-188 (13743)

STATE OF.....Louisiana.....

Be it remembered, that on this.....30.....day of.....November.....
A. D., 19⁵⁹, personally appeared before me, the undersigned authority,
.....Frank Lensmyer, Jr.,.....known to me
who being duly sworn, upon his oath stated that he is.....Frank Lensmyer, Jr.,
of.....F & L Industrial Electronics Service.....
[a corporation organized and doing business under the laws of the State of.....
]and has been duly authorized by said corporation to make this affidavit
[a partnership composed of.....
].....
a sole trader doing business as.....F & L Industrial Electronics Service.....
and that as such he makes this affidavit; that he is familiar with the books and business of
said.....F & L Industrial Electronics Service.....; that the attached account against
.....Wallace Shrimp Co.,.....of.....Gulf Shores, Alabama.....
is just and correct, within the knowledge of this affiant, that the items thereon stated and com-
posing the said account were sold and delivered to said.....Wallace Shrimp Co.,
at { ~~XX~~ } special instance and request, that credit has been duly given for all payments and
{ ~~XX~~ }
just and lawful offsets to which said account is entitled as thereon stated, and that the balance
thereof, amounting to the sum of.....One thousand fifteen and 72/100.....Dollars
(\$1015.72.....) with interest from.....11/28/.....19⁵⁸.....is justly due and
remains unpaid.

Frank Lensmyer Jr.

X

I hereby certify under my official seal that I am authorized as a Notary Public to
administer oaths under the laws of the State of.....Louisiana.....
and that the foregoing was subscribed and sworn to before me on the day and year
first above stated.

Henry G. Ensenat

HENRY G. ESENAT Notary Public

Notary Public, Parish of Orleans, State of La.

My Commission is issued for life.

County of.....State of.....

My commission expires.....A. D. 19.....

175

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama,
Baldwin County.

Circuit Court, Baldwin County

No.-----

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

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon EDWARD A. WALLACE, individually,
and doing business as WALLACE SERIMP CO.,

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 EDWARD A.
WALLACE, individually, and d/b/a WALLACE SERIMP CO., Defendant.

by F & L INDUSTRIAL ELECTRONICS SERVICE

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

Witness my hand this 9 day of Dec 19 59

Dee J. Duck, Clerk

No. 4096 Page _____

The State of Alabama

Baldwin County

CIRCUIT COURT

F & L INDUSTRIAL ELECTRONICS

SERVICE

Plaintiffs

vs.

EDWARD A. WALLACE, individ-
ually, and d/b/a WALLACE
SHRIMP CO.

Defendants

Summons and Complaint

Filed _____ 19____

FILED
DEC 9 1959

CLERK
REGISTER

Clerk

E. G. RICKARBY

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at _____

Received In Office

12/9 1959

_____, Sheriff

I have executed this summons

this Jan 21 1960

by leaving a copy with _____

Edward A. Wallace

Sheriff claims 72 miles at

Ten Cents per mile Total \$ 7.20

TAYLOR WILKINS, Sheriff

BY _____
DEPUTY SHERIFF

Taylor Wilkins Sheriff

Charles D. [Signature] Deputy Sheriff

[Signature]

F & L INDUSTRIAL ELECTRONICS
SERVICE,

PLAINTIFF,

VS.

EDWARD A. WALLACE, individually,
and doing business as WALLACE
SHRIMP CO.,

DEFENDANT.

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

) CASE NO. _____
)
)

DEMURRER

Now comes the Defendant in the above styled cause and for demurrer to the Complaint assigns separately and severally the following:

1. It does not state a cause of action.
2. The allegations of the Complaint are vague, indifferent and uncertain.
3. The allegations of the Complaint do not set forth with certainty the legal status of the Plaintiff.
4. The allegations of the Complaint fail to show whether the Plaintiff is a corporation, partnership, sole proprietorship, or unincorporated association.


ATTORNEY FOR DEFENDANT

Defendant demands trial of said
cause by a Jury.


ATTORNEY FOR DEFENDANT

I certify I have mailed a copy of the above Demurrer to
E. G. Rickarby, Attorney for Plaintiff.


ATTORNEY FOR DEFENDANT

F. & L. INDUSTRIAL ELECTRONICS
SERVICE, being Frank Lensmyer,
individually and doing business
as such

PLAINTIFF

vs

EDWARD A. WALLACE, Individually
and doing business as WALLACE SHRIMP
COMPANY

DEFENDANT

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

ANSWER

Comes the Defendant and for answer to the amended
complaint heretofore filed in this cause by the Plaintiff says:

1. Not Guilty.


ATTORNEY FOR DEFENDANT

I certify that a copy of this answer has been mailed
to E. G. Rickarby, Attorney of record for the Plaintiff.


ATTORNEY FOR DEFENDANT

FILED

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ALICE J. DICKSON, CLERK
BALDWIN COUNTY, ALABAMA

F. & L. INDUSTRIAL ELECTRONICS
SERVICE, being Frank Lensmyer,
individually and doing business
as such

Plaintiff

VS

EDWARD A. WALLACE, Individually
and doing business as WALLACE
SHRIMP COMPANY

Defendant

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW. CASE # 4096

A M E N D M E N T

Comes the Plaintiff in the above styled cause and asks
leave to amend the Complaint to read as follows:

F. & L. INDUSTRIAL ELECTRONICS
SERVICE, being Frank Lensmyer,
Individually and doing business
as such

Plaintiff

VS

EDWARD A. WALLACE, Individually
and doing business as WALLACE
SHRIMP COMPANY

Defendant

C O M P L A I N T

COUNT II

The Plaintiff claims of the Defendant the sum of ONE
THOUSAND ONE HUNDRED FIFTEEN DOLLARS AND SEVENTY TWO CENTS
(\$1115.72) due from him by account on to-wit, the 2nd day of
November, 1958, which sum of money with interest thereon is
still unpaid.

COUNT III

The Plaintiff claims of the Defendant the sum of ONE
THOUSAND ONE HUNDRED FIFTEEN DOLLARS AND SEVENTY TWO CENTS
(\$1115.72) due from it for merchandise sold by the Plaintiff
to the Defendant on, to-wit, the 2nd day of November, 1958;
which sum of money with interest thereon is still unpaid.

COUNT IV

The Plaintiff claims of the Defendant the sum of ONE
THOUSAND ONE HUNDRED FIFTEEN DOLLARS AND SEVENTY TWO CENTS
(\$ 1115.72) due from him on accounts stated between the Plain-
tiff and the Defendant on, to-wit, the 2nd day of November,
1958; which sum of money with interest thereon is still unpaid.

Note: Since this original complaint was filed in this cause the Defendant has been credited with payments of THREE HUNDRED NINETY and 00/100 (\$390.00) Dollars, reducing the account to principal balance of SEVEN HUNDRED TWENTY FIVE and 72/100 Dollars (\$725.72).


PLAINTIFF