

STATE OF ALABAMA:
BALDWIN COUNTY.

IN THE CIRCUIT COURT-LAW SIDE.

TO ANY SHERIFF OF THE STATE OF ALABAMA:-

You are hereby commanded to summon John Hons, Jim Hovorka, Vincent Pecher, Jim Kaiser, Charles Brom, Jim Volovecky and Independent Cooperative Growers & Shippers, a Corporation, 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 Martin Krehak.

Witness my hand this 9th day of January, 1932.

T. W. Reservoir
Clerk.

COMPLAINT.

MARTIN KREHAK,

Plaintiff,

-vs-

JOHN HONS, JIM HOVORKA,
VINCENT PECHER, JIM
KAISER, CHARLES BROM,
JIM VOLOVECKY, and IN-
DEPENDENT COOPERATIVE
GROWERS & SHIPPERS, a
Corporation,

Defendants.

IN THE CIRCUIT COURT-LAW SIDE

STATE OF ALABAMA

BALDWIN COUNTY.

The Plaintiff claims of the Defendants Fifteen Thousand Dollars (\$15,000.00) damages for maliciously, and without probable cause therefor, causing the Plaintiff to be arrested under a Warrant issued by J. J. Ganus, a Justice of the Peace, Baldwin County, Alabama, on to-wit, the 10th day of June, 1931, on a charge of embezzlement which charge, before the commencement of this action, has been judicially investigated and said prosecution ended and the Plaintiff discharged.

Hybart, Heard & Raso
Attorneys for Plaintiff.

Plaintiff demands trial by
Jury.

Hybart, Heard & Raso
Attorneys for Plaintiff.

MARTIN KRCHAK,

Plaintiff

vs.

JOHN HONS, JIM HOVORKA,
VINCENT PECHLER, JIM
KAISER, CHARLES BROM,
JIM VOLOVECKY and IN-
DEPENDENT CO-OPERATIVE
GROWERS & SHIPPERS, a
Corporation,

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

AT LAW.

DEFENDANTS

Now comes the defendants, each separately and severally, and file the following pleas, each separately and severally to the complaint in this cause, which said please are as follows:

1. Not guilty.
2. For further plea, defendant says that prior to the swearing out of said warrant that he made a full statement of facts in the case to an attorney-at-law, who was then and there licensed to practice in the County of Baldwin, and in the State of Alabama, and who was then and there a practicing attorney, and that after making such full statement to said attorney, the attorney advised him that the plaintiff was guilty of embezzlement and further advised him to have a warrant issued for the arrest of said plaintiff, charging him with embezzlement; and defendant further says that acting upon the advice of said attorney-at-law, and acting in good faith, the warrant was issued, wherefore, this defendant says that he is not liable for the matters complained of in law.

Garvey Elington Beigh
ATTORNEYS FOR EACH OF THE ABOVE
NAMED DEFENDANTS

NAMED DEFENDANTS
 ATTORNEYS FOR EACH OF THE ABOVE
James Simpson Clerk

matters complained of in law.

wherefore, this defendant says that he is not liable for the
 attorney-at-law, and acting in good faith, the warrant was issued,
 and defendant further says that acting upon the advice of said
 for the arrest of said plaintiff, charging him with embezzlement;
 of embezzlement and further advised him to have a warrant issued
 attorney, the attorney advised him that the plaintiff was British
 born, and that after making such full statement to said
 State of Alabama, and who was then and there a practicing at-
 torney licensed to practice in the County of Baldwin, and in the

Original
 RECORDED

Martin Krichak

John Hobbs

Allen

Filed Feb 6th 1932
W. B. Harrison
Clerk

DEFENDANTS

GEORGE S. SHIBERS, &
 DEFENDANT CO-OPERATIVE
 1114 VOLOVOCKY AND IN-
 KATZER, CHARLES BROWN,
 VINCENT BECHER, 111
 JOHN HOMS, 111 HOLOKKA,

as

Plaintiff

MARTIN KRICHAK

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

London Publishing Co

9579

Martin Krchak,
Plaintiff,

Vs.

John Hons, Jim Hovoraka,
Vincent Pecher, Jim Kaiser,
Charles Brom, Jim Volovecky,
and Independ Co-operative Growers
& Shippers, a Corporation,
Defendants.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

AT LAW.

Orvis M. Brown appears for the defendant, Corporation, in
the above styled cause and reserves the right to demur or
plead specially.



Attorney for Defendants.

RECORDED

Duck

7. 437

Filed Feb. 17, 1936
Robert A. Duck,
Clerk.

MARTIN KROCHAK,

Plaintiff

vs.

JOHN HONS, JIM HOVORKA,
VINCENT PECHER, JIM
KAISER, CHARLES BROM,
JIM VOLOVECKY AND IN-
DEPENDENT CO-OPERATIVE
GROWERS & SHIPPERS, a
Corporation,

Defendants.

IN THE CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA.

AT LAW.

Now comes the Plaintiff and files the following
demur to plea number 2, and assigns as grounds therefor:

1. That said plea is a mere conclusion of the
pleader.
2. That said plea presents no defense to this
cause of action.
3. That said plea fails to state that a full
statement of all of the facts in the case was made to an
attorney at law.
4. That said plea fails to state that a true and
fair statement of all of the facts in the case were made to
an attorney at law.
5. Said plea fails to state that a full and
true statement of all of the facts in the case were made to
an attorney at law.
6. That said plea fails to state that a true
statement of facts in the case were made to an attorney at
law.
7. That said plea fails to state that a fair
statement of the facts in the case were made to an attorney
at law.
8. That said plea fails to state that defendants
caused said warrant to issue.

9. That said plea fails to state that the defendants honestly sought the advice of said attorney at law.

10. That said plea fails to state that said defendants acted honestly upon the advice of said attorney at law.

11. That said plea fails to aver that defendants used reasonable diligence to ascertain all of the facts in the case, and that they fully and fairly advised said attorney at law as to all of the facts in the case that they knew or could have ascertained by reasonable diligence.

Hypert, Heard & Shaver
Attorneys for Plaintiff.

Dimmons

Filed Feb 28/93
J. M. Richmond
Clerk