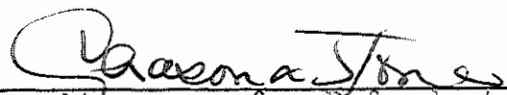


4190

MRS. ADA MILLER,	℥	
	℥	IN THE CIRCUIT COURT OF
Plaintiff,	℥	
	℥	
vs.	℥	BALDWIN COUNTY, ALABAMA
	℥	
"BUCK" MATTHEWS, d/b/a	℥	
MATTHEWS FURNITURE COMPANY,	℥	LAW SIDE
	℥	
Defendant.	℥	
	℥	

Comes the Defendant in the above styled cause and demurs to the complaint filed in said cause, and assigns the following separate and several grounds, viz:

1. That said complaint does not state a cause of action.
2. That it is not alleged where the accident occurred.
3. For aught that appears the injury complained of did not occur in Baldwin County, Alabama.
4. That it is not alleged that the Defendant is a resident citizen of Baldwin County, Alabama.
5. That the allegation in regard to a dog belonging to or under the control of the Defendant is but a conclusion of the pleader.
6. That said complaint does not allege that the Defendant negligently injured the Plaintiff.
7. That the injuries of the Plaintiff are not sufficiently set out.
8. That it is not alleged that the negligence of the Defendant was the proximate cause of the Plaintiff's injuries.
9. That said complaint does not allege any duty owing by the Defendant to the Plaintiff.


Attorneys for Defendant

MRS. ADA MILLER,

Plaintiff,

VS.

"BUCK" MATTHEWS, d/b/a MATTHEWS
FURNITURE COMPANY,

Defendant.

* * * * *

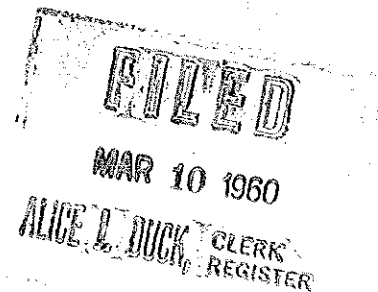
IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

* * * * *

DEMURRER

* * * * *



LAW OFFICES

CHASON & STONE

BAY MINETTE, ALABAMA

State of Alabama
County of Baldwin

To any Sheriff of the State of Alabama:

You are hereby commanded to summon "Buck" Matthews d/b/a Matthews Furniture Co. to appear and plead, answer or demur within thirty days to the Bill of Complaint filed in the Circuit Court of said County by Mrs. Ada Miller as Plaintiff and against "Buck" Matthews d/b/a Matthews Furniture Co. as Defendant.

Witness my hand, this 27 day of Feb. 1960.

Alice J. Duck
Clerk

Mrs. Ada Miller

Plaintiff

Vs

"Buck" Matthews d/b/a
Matthews Furniture Co.

Defendant

In the Circuit Court of
Baldwin County, Alabama
At Law. No. _____

The Plaintiff claims of the Defendant One Hundred Thousand Dollars as damages, for that on to wit November 3, 1959, while the Plaintiff was in the store belonging to the Defendant as an Invitee, to buy furniture from the Defendant, a dog belonging to, or under the control of the Defendant, which was in said store, due to the negligence of the Defendant, did run through, between and against the legs of the Plaintiff, a woman of the age of 66 years, tripping her and causing her to fall, striking her forehead and other parts of her body, arms and legs against a concrete floor, causing her great bodily injury, embarrassment and both Physical and mental Pain, Agony and Anguish, which said injury continues to cause her great physical and mental Pain, Agony and Anguish, requiring her to have to continue at great expense to herself, treatments for injuries resulting from said fall, all to the damage of the Plaintiff as aforesaid.

Robert F. McQuilley
Attorney for the Plaintiff

Plaintiff demands a trial by jury.

FILED

FEB 23 1960

ALICE J. DUCK, Clerk

Robert F. McQuilley
Attorney for the Plaintiff

4190

RECORDED

Received 23 day of Feb 1960
and on 29 day of Feb 1960
I served a copy of the within SVC
on Buck Matthews

By service on _____

TAYLOR, WILKINS, Sheriff

By W. A. Taylor D. S.

gmu

Mrs. Ada Miller

Plaintiff

Vs

"Buck" Matthews d/b/a
Matthews Furniture Co.

Defendant

Summons and Complaint

FILED

FEB 23 1960

ALICE J. DUCK, Clerk