

STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons the Colonial Life and Accident Company, a Corporation, to appear and plead, answer or demur within thirty days from service hereto to the Bill of Complaint filed in the Circuit Court of Baldwin County, Alabama at law, by John J. Novak, as Plaintiff and against the Colonial Life and Accident Company, a corporation, as Defendant.

Witness my hand this the 6 day of June, 1960.

Alice J. Duck
Alice J. Duck, Register

--- E-4-6-22-60 on Sec. of State ---

JOHN J. NOVAK

Plaintiff

VS

COLONIAL LIFE AND ACCIDENT
COMPANY, a corporation

Defendant

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NO.

4275

1.

The Plaintiff claims of the Defendant the sum of TWO HUNDRED FIFTY DOLLARS (\$250.00), with interest due, on a policy of Insurance whereby the Defendant on, to-wit: July 18, 1956, agreed to indemnify the Plaintiff against lost time from his employment from injuries resulting directly, independently and exclusively of all other causes, solely through accidental means, and pay a monthly indemnity for total disability of ONE HUNDRED DOLLARS (\$100.00) per month, and Plaintiff avers that he was totally disabled from following his usual avacation for two and one-half months, and Plaintiff avers that on the 4th day of July, 1959, and while said policy was in full force and effect, Plaintiff was badly cut on his right foot and as a result thereof was wholly and continously disabled from performing any and every duty pertaining to his occupation, and while Plaintiff has

The State of Alabama

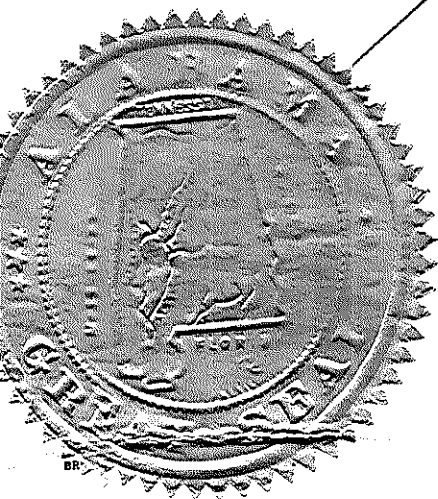
DEPARTMENT OF STATE

I, Bettie Frink, Secretary of State, of the State of Alabama, having custody of the Great and Principal Seal of said State, do hereby certify that the foreign corporation records on file in this office disclose that Colonial Life & Accident Insurance Company, a South Carolina corporation, qualified in the State of Alabama on March 6, 1946 and appointed the Superintendent of Insurance as attorney for service of process.

In Testimony Whereof, I have hereunto set my hand and affixed the Great Seal of the State, at the Capitol, in the City of Montgomery, this 2 *day of* June *One Thousand Nine Hundred and* Sixty *.*

Bettie Frink

Secretary of State



HARRY J. WILTERS, JR.
TOLBERT M. BRANTLEY
ASSOCIATE:
PHYLLIS S. NESBIT

LAW OFFICES OF
WILTERS & BRANTLEY
P. O. BOX 327
BAY MINETTE, ALABAMA
P. O. BOX 337
ROBERTSDALE, ALABAMA

PHONES
BAY MINETTE 5151
ROBERTSDALE WI 7-4682

June 3, 1960

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

Dear Mrs. Duck:


Enclosed is a complaint and carbon copy against the Colonial Life and Accident Company. Would you please file this for me.

You will note that attached to the complaint itself is a certificate ~~of~~ the Secretary of State that sets out that Statutory agent for the service of process is the Superintendent of Insurance. Please have the copy of the complaint sent to the Sheriff of Montgomery County in order that he may make service upon the statutory agent. I have noted on the second sheet of the complaint also where this complaint should be served.

Sincerely yours,

WILTERS, BRANTLEY & NESBIT

BY:



(Mrs.) Phyllis S. Nesbit
Attorney at Law
Robertsdale, Alabama

PSN/ag

Enclosures 2

HARRY J. WILTERS, JR.
TOLBERT M. BRANTLEY
ASSOCIATE:
PHYLLIS S. NESBIT

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August 2, 1960

Hon. Alice J. Duck
Clerk of Circuit Court
Baldwin County
Bay Minette, Alabama

Re: John J. Novak vs Colonial Life
and Accident Insurance Company

Dear Mrs. Duck:

You will find enclosed a check for \$17.70 for court costs in the above
styled cause.

Please dismiss this action.

Yours truly,

WILTERS, BRANTLEY & NESBIT

BY: 

Harry J. Wilters, Jr.

HJW:JR/ag

made due and legal proof of his said damage to said Defendant, said Defendant has failed and refused to pay said sum claimed, hence this suit.

WILTERS, BRANTLEY AND NESBIT

BY:

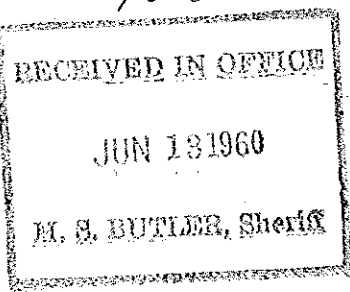
Phyllis S. Nesbit

Defendant may be served by service on their statutory agent and attorney for the service of process as registered in the Office of the Secretary of State, that attorney or agent being the SUPERINTENDENT OF INSURANCE OF THE STATE OF ALABAMA, MONTGOMERY, ALABAMA

FILED

JUN 6 1960

ALICE L. DUCK, Clerk



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Executed by serving 2 copies of
the within on Edman R. Rinehart
Superintendent
of Insurance, State of Alabama
This The 22 day of June 1960
Sheriff of Montgomery County
M. S. Butler,
By Kernes D. S.

The Sheriff claims 2
miles at 10c per mile for a total
of \$ 20
M. S. Butler, Sheriff
Montgomery County, Ala.

NO. 4275
THE STATE OF ALABAMA
BALDWIN COUNTY
IN THE CIRCUIT COURT
AT LAW

JOHN J. NOVAK
PLAINTIFF
VS
COLONIAL LIFE AND ACCIDENT COMPANY,
A CORPORATION
DEFENDANT

COMPLAINT

FILED
JUN 6 1960
ALICE J. DUCK, Clerk

WILTERS, BRANTLEY AND NESBIT
ATTORNEYS FOR PLAINTIFF