

WYETH LABORATORIES,  
DIVISION OF AMERICAN HOME  
PRODUCTS CORPORATION,  
a Corporation

Plaintiff

VS

William Macon,  
Individually and doing  
business as MACON'S DRUG  
STORE

Defendant

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

AT LAW

4276

INTERROGATORIES TO DEFENDANT

Comes the Plaintiff in the above entitled cause, and desires the testimony of the Defendant, William Macon, propounds to the Defendant the following interrogatories.

1. Under what name do you do business?

2. Did you or your agent or any part of this order the goods shown by the itemized statement of account filed in this cause?

3. Were any of these goods shipped to you or your business?

(a) If any of the goods listed in the itemized statement were not shipped, please list them.

4. Were these goods satisfactory?

(a) If not satisfactory list what goods were not satisfactory and how they were unsatisfactory.

5. Did you send any of the goods back?

(a) If so, give a list of the goods that you shipped back together with the dates upon which they were shipped and the name of the transportation company through which they were shipped.

6. Have you sold any of these goods?

(a) If you have not sold any of these goods state what you are doing with said goods and where they are.

7. Have you made any payments not shown on this itemized and verified statement?

(a) If you have, please give the amounts and dates and how said payments were made together with your receipts or canceled checks for the same.

8. Do you have any other credits against this account?

(a) If so, please explain in detail how you arrived

WYETH LABORATORIES,  
DIVISION OF AMERICAN HOME  
PRODUCTS CORPORATION,  
a Corporation

Plaintiff

VS

William Macon,  
Individually and doing  
business as MACON'S DRUG  
STORE

Defendant

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW

Comes now the Defendant in the above styled cause and answers to  
the Plaintiff's Complaint on each count separately and severally saying:

1.

Not Guilty

WILTERS & BRANTLEY

BY [Signature]  
Attorney for the Defendant

The Defendant demands trial by jury.

WILTERS & BRANTLEY

BY [Signature]  
Attorney for the Defendant

*Filed 7-6-60*

4276

KYETH LABORATORIES,  
DIVISION OF AMERICAN HOME  
PRODUCTS CORPORATION,  
a Corporation

Plaintiff

VS

William Macon,  
Individually and doing  
business as MACON'S DRUG  
STORE

Defendant

ANSWER

WILFERS & BRANTLEY

FILED

JUL 6 1960

ALICE J. DUCK, CLERK  
REGISTER

WYETH LABORATORIES,  
DIVISION OF AMERICAN HOME  
PRODUCTS CORPORATION,  
a corporation,

Plaintiff,

VS

WILLIAM MACON, Individually  
and doing business as MACON'S  
DRUG STORE,

Defendant.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 4276

M O T I O N

Comes the Plaintiff in the above mentioned cause and shows to the Court that Interrogatories in this cause have been served upon the Defendant on the 9th day of June, 1960 and the Defendant has failed to answer same within sixty (60) days, the time required by law.

Plaintiff moves that the Court will enter judgment by default for the Plaintiff against the Defendant in the sum sued for or give the Plaintiff other such relief as is appropriate under Section 483, of Title 7, Code of Alabama.

  
ATTORNEY FOR PLAINTIFF

FILED

AUG 18 1960

ALICE I. DUCK, CLERK  
REGISTER

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 William Macon, Individually and  
doing business as MACON'S DRUG STORE

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 William Macon  
Individually and doing business as MACON'S DRUG STORE, Defendant...

by WYETH LABORATORIES, DIVISION OF AMERICAN HOME PRODUCTS  
CORPORATION, a Corporation, Plaintiff...

Witness my hand this 7 day of June 19 60  
Kaiser, Clerk

No. 1276

Page \_\_\_\_\_

The State of Alabama

Baldwin County

CIRCUIT COURT

Wyeth Laboratories,

Division of American Home  
Products, a Corporation Plaintiffs

vs.

William Macon, Individually

and doing business as

MACON'S DRUG STORE Defendants

Summons and Complaint

Filed \_\_\_\_\_

FILED

19 \_\_\_\_\_

JUN 7 1960

Clerk

ALICE J. DUCK, CLERK  
REGISTER

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

ROBERTSDALE, Alabama

Received In Office

6/7 19 60

\_\_\_\_\_, Sheriff

I have executed this summons

this 6-9 19 60

by leaving a copy with

William Macon  
d/b/a  
Macon Drug Store

Sheriff claims 50 miles at

Ten Cents per mile Total \$ 5.00

TAYLOR, Sheriff

BY 608

DEPUTY SHERIFF

Taylor Wehms Sheriff

Edleigh Steadman Deputy Sheriff

Robertsdale, Ala

WYETH LABORATORIES,  
DIVISION OF AMERICAN HOME  
PRODUCTS CORPORATION,  
a Corporation

Plaintiff

VS

William Macon,  
Individually and doing  
business as MACON'S DRUG  
STORE

Defendant

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

AT LAW

C O M P L A I N T

COUNT I


The Plaintiff claims of the Defendant the sum of SIX HUNDRED TWENTY TWO DOLLARS AND 55/100 (\$622.55) due from it by account on the 3rd of December, 1959; which sum of money with interest thereon is still unpaid.

COUNT II

The Plaintiff claims of the Defendant the sum of SIX HUNDRED TWENTY TWO DOLLARS AND 55/100 (\$622.55) due from it for merchandise, goods and chattels sold by the Plaintiff to the Defendant on, to-wit, the 3rd of December, 1959; which sum of money with interest thereon is still unpaid.

COUNT III

The Plaintiff claims of the Defendant the sum of SIX HUNDRED TWENTY TWO DOLLARS AND 55/100 (\$622.55) due from it on accounts stated between the Plaintiff and the Defendant on, to-wit, the 3rd day of December, 1959; which sum of money with interest thereon is still unpaid.

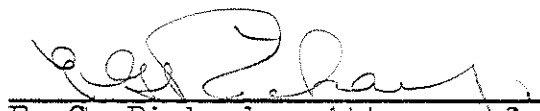
  
E. G. RICKARBY, Attorney for the  
Plaintiff

Note: The account sued on is evidenced by an itemized and verified statement of account, filed herewith.

FILED

JUN 21 1960

ALICE J. DICK, CLERK  
REGISTER

  
E. G. Rickarby, Attorney for the  
Plaintiff

MANOVA: A MULTIVARIATE ANALYSIS PROGRAM FOR VARIATION

1. 70  
2. 2.5  
3. 1.5  
4. 2.0

70

DATE \_\_\_\_\_

SHIPPED FROM  
BRANCH OFFICE NO

SEE REVERSE SIDE FOR  
LOCATIONS

PLEASE RETURN TO WYETH LABORATORIES

MICHIGAN STATE  
 N. W. CH. CLUB & ONTO ST.  
 MONTREAL, ILL.

TERMS: 2% TEN DAYS - NET 30 DAYS FROM DATE OF INVOICE

Doc # 259125

SHIPPING INFORMATION								SHIPMENT CHECKED BY
DATE SHIPPED	LOCAL	FRT	EXP.	P. P.	NO. CASES	LIBS	OZS.	TRANS. CHARGE
SIGNATURE OF SHIPPER								

CT. 2

REMOVE EXTENDED COPIES BEFORE WRITING BILL OF LADING-SHIPPING ORDER

SHIPPED FROM  
BRANCH OFFICE NO.

FILED COPY TO NY 100-100000000

[illegible]

TERMS: 2% TEN DAYS- NET 30 DAYS FROM DATE OF INVOICE

[illegible]

72

DO NOT EXTEND COPIES BEFORE WRITING BILL OF LADING-SHIPING ORDER



TERMS: 2% TEN DAYS--NET 30 DAYS FROM DATE OF INVOICE

NAR RES. NO.		CUST. PURCHASE ORDER NO.		SERV. OR.		TERRITORY		CUST. NO. - SUFFS.		CUST. CL.		ST. TX. CITY	
LINE NO.	SIZE	DESCRIPTION		NET UNIT PRICE		LSP CODE		QUANTITY	AMOUNT				
<div style="text-align: right;"> <b>T</b> </div> <div style="text-align: right;"> <b>101</b> </div> <div style="text-align: right;"> <b>104.1500</b> </div>													

4361 - pt. phenoxan w/cd. - w  
control # 1591922

[illegible]

5

7.2

## SHIPPING ORDER

WATER WIND STAY  
 10% - 100% 2 100 375  
 100% 100% 100%

2-3-59

DATE	DESCRIPTION	AMOUNT	DEBIT	CREDIT	BALANCE
1-1-59	WATER WIND STAY	1.00			1.00
1-1-59	WATER WIND STAY	1.00			2.00
1-1-59	WATER WIND STAY	1.00			3.00
1-1-59	WATER WIND STAY	1.00			4.00
1-1-59	WATER WIND STAY	1.00			5.00
1-1-59	WATER WIND STAY	1.00			6.00
1-1-59	WATER WIND STAY	1.00			7.00
1-1-59	WATER WIND STAY	1.00			8.00
1-1-59	WATER WIND STAY	1.00			9.00
1-1-59	WATER WIND STAY	1.00			10.00
1-1-59	WATER WIND STAY	1.00			11.00
1-1-59	WATER WIND STAY	1.00			12.00
1-1-59	WATER WIND STAY	1.00			13.00
1-1-59	WATER WIND STAY	1.00			14.00
1-1-59	WATER WIND STAY	1.00			15.00
1-1-59	WATER WIND STAY	1.00			16.00
1-1-59	WATER WIND STAY	1.00			17.00
1-1-59	WATER WIND STAY	1.00			18.00
1-1-59	WATER WIND STAY	1.00			19.00
1-1-59	WATER WIND STAY	1.00			20.00
1-1-59	WATER WIND STAY	1.00			21.00
1-1-59	WATER WIND STAY	1.00			22.00
1-1-59	WATER WIND STAY	1.00			23.00
1-1-59	WATER WIND STAY	1.00			24.00
1-1-59	WATER WIND STAY	1.00			25.00
1-1-59	WATER WIND STAY	1.00			26.00
1-1-59	WATER WIND STAY	1.00			27.00
1-1-59	WATER WIND STAY	1.00			28.00
1-1-59	WATER WIND STAY	1.00			29.00
1-1-59	WATER WIND STAY	1.00			30.00
1-1-59	WATER WIND STAY	1.00			31.00
1-1-59	WATER WIND STAY	1.00			32.00
1-1-59	WATER WIND STAY	1.00			33.00
1-1-59	WATER WIND STAY	1.00			34.00
1-1-59	WATER WIND STAY	1.00			35.00
1-1-59	WATER WIND STAY	1.00			36.00
1-1-59	WATER WIND STAY	1.00			37.00
1-1-59	WATER WIND STAY	1.00			38.00
1-1-59	WATER WIND STAY	1.00			39.00
1-1-59	WATER WIND STAY	1.00			40.00
1-1-59	WATER WIND STAY	1.00			41.00
1-1-59	WATER WIND STAY	1.00			42.00
1-1-59	WATER WIND STAY	1.00			43.00
1-1-59	WATER WIND STAY	1.00			44.00
1-1-59	WATER WIND STAY	1.00			45.00
1-1-59	WATER WIND STAY	1.00			46.00
1-1-59	WATER WIND STAY	1.00			47.00
1-1-59	WATER WIND STAY	1.00			48.00
1-1-59	WATER WIND STAY	1.00			49.00
1-1-59	WATER WIND STAY	1.00			50.00

27-2  
 59-3

217 260-10

3



WYETH LABORATORIES

DIVISION OF AMERICAN HOME PRODUCTS CORPORATION

P.O. BOX 4365

ATLANTA 2, GEORGIA

5/4/60

Macon Drug Store  
N. W. Chicago & Olive Sts  
Roberts Hall, Ala.

TERMS:-2% 10 DAYS-NET 30 DAYS FROM DATE OF INVOICE.

DATE		CHARGES	CREDITS	BALANCE
9-16-59		247.89		
10/5/59		164.19		
12/2/59		210.47		
				622.55

I CERTIFY THAT THE ABOVE BILL IS  
 CORRECT AND IN FULL PAYMENT  
 THEREOF TO THE ORDER OF  
 AMERICAN HOME ROODS CORPORATION  
 H.S. Jones  
 CR. Mgr

# AFFIDAVIT

State of Georgia }  
(Your State)  
County of Fulton } SS:  
(Your County)

BE IT REMEMBERED, That on this day the undersigned affiant personally appeared before me, who being duly sworn,  
states that he is Branch Credit Manager

(your position with company)  
of Wyeth Laboratories, Division of American Home Products Corp.  
(name of your company)

FILL  
in  
one  
of  
these  
SPACES

1. (If a Corporation, use this space)

A CORPORATION, organized and doing business under the laws of the

State of Delaware

(State in which you are incorporated)

2. (If a Partnership, use this space)

A PARTNERSHIP composed of

(names of partners)

3. (If an individual or doing business as a sole owner, use this space)

A SOLE TRADER doing business as

and that as such he makes this affidavit; that he is familiar with the books and business of said Plaintiff (creditor) and  
that the annexed statement of account against Macon Drug Store

(name of debtor)

doing business at Robertsdale  
(debtor's City)

in the State of Alabama

(debtor's State)

is just, true and correct; that there is now due the said Plaintiff (creditor) the sum of:

Six hundred twenty two and 55/100

Dollars (\$ 622.55);

(amount debtor owes you)

that no part thereof has been paid or satisfied, and that there are no set-offs or counter claims thereto to the knowledge  
of the deponent.

SIGN HERE X

Subscribed and sworn to before me this 23rd day of February

1960

Notary Public, Georgia. State at Large  
My Commission Expires Jan. 27, 1963

Hibernia Hayes  
Notary Public

Notarize  
Here

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

November 7, 1960

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

Dear Mrs. Duck:

RE: Wyeth Lab  
vs Macon Drug Store  
Case #4276

In this case I find that there is a motion for  
a judgment by default for failure to answer  
interrogatories.

Would you be sure that it is set up on the  
docket so that this will come up next law  
day.

Yours very truly,



EGR/wr

cc: Mr. Harry Wilters

54.03

622.55  
54.03  
568.52

LAW OFFICES  
**E. G. RICKARBY**  
BANK BUILDING  
FAIRHOPE, ALABAMA

P. O. BOX 71

June 6, 1960

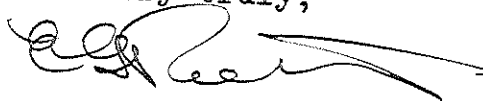
Mrs. Alice Duck  
Clerk of Circuit Court  
Bay Minette, Alabama

Dear Mrs. Duck:

Inre: Wyeth Laboratories  
Vs: Macon Drug Store  
~~XXXX~~: Case: 5029-Our File

Enclsoed find suit with itemized and verified statement  
of account and interrogatories. Please process and  
oblige.

Yours very truly,



EGR/wr

Enc:

cc: Client


INTERROGATORIES TO DEFENDANT

continued

at said credits, the dates of the accrued, and the amounts of said credits.

9. Have you ever given any checks for this account?

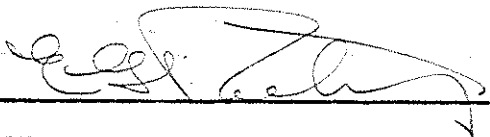
(a) If so, have said checks been cashed by client?

  
\_\_\_\_\_  
E. G. RICKARBY, Attorney for the  
Plaintiff

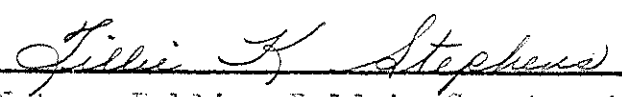
STATE OF ALABAMA

BALDWIN COUNTY

Before me the undersigned Notary Public personally appeared E. G. RICKARBY, who being first duly sworn proposes and says that he the Attorney for the Plaintiff in the above mentioned cause and the Plaintiff desires the testimony of the Defendant and files with the claim interrogatories to be propounded to the Defendant and states that the answer to the foregoing interrogatories will be material testimony for the Plaintiff in the said cause.

  
\_\_\_\_\_  
AFFIANT

SUBSCRIBED AND SWORN TO, before me, this the 6th day  
of June, 1960.

  
\_\_\_\_\_  
Notary Public, Baldwin County, Alabama

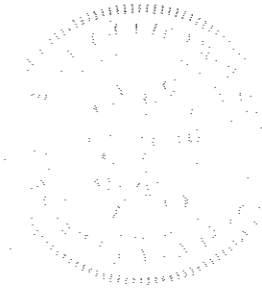
4276

25yith Laboratories

15

William Macon

Interrogatories



Received 7 day of June 1960  
and on 7 day of June 1960  
I served a copy of the within Interrog  
on William Macon

By service on \_\_\_\_\_

TAYLOR WILKINS, Sheriff

By Edleigh Steadman

Robertsdale, Ala

Sheriff claims 50 miles at

Ten Cents per mile Total \$ 5.00

TAYLOR WILKINS, Sheriff

BY Ed  
DEPUTY SHERIFF

FILED

JUN 7 1960

ALICE J. DUCK, CLERK  
REGISTER