

BERNARD WHITE and
BERNARD WHITE, as
next friend of JAMES
WHITE, minor,

Plaintiff,

vs.

JAMES McAFFEE AND
RANDOLPH L. SELLARS,

Defendants.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NO. 5079

Come the Defendants in the above styled cause and for plea
to the Complaint filed in said cause say:

1. Not guilty.

CHASON & STONE

By:

Attorneys for Defendants

FILED

JUN 28 1962

WILLIAM L. BRYAN, CLERK
REGISTER

PLEA

* * * * *

BERNARD WHITE and
BERNARD WHITE, as
next friend of JAMES
WHITE, minor,

Plaintiff,

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JAMES McAFFEE AND
RANDOLPH L. SELLARS,

Defendants.

* * * * *

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NO. 5079

* * * * *

FILED

JUN 28 1962

ALICE J. DUCK, CLERK
REGISTERED

BERNARD WHITE and	X		
BERNARD WHITE, as	X	IN THE CIRCUIT COURT OF	
next friend of JAMES	X		
WHITE, minor	X	BALDWIN COUNTY, ALABAMA	
Plaintiff	X		
vs	X	AT LAW	NO. <u>5029</u>
JAMES McAFFEE AND	X		
RANDOLPH L. SELLARS	X		
Defendants	X		

COUNT ONE:

The plaintiff claims of the defendants the sum of Twenty-five Hundred (\$2500.00) Dollars as damages, for that, heretofore, on, to-wit, the 15th day of March, 1961, plaintiff's minor son was a passenger in an automobile pickup truck, on a public highway, U. S. Highway numbered 31 approximately 12 miles East of the City Limits of Bay Minette, Baldwin County, Alabama, near the Community of Perdido, where he had a right to be, and the defendant, Randolph L. Sellars, an agent, servant or employee of the defendant, James McAfee, while acting within the line and scope of his employment, so negligently operated his motor vehicle, to-wit, a truck tractor and trailer, then and there, as to cause said motor vehicle, to-wit, a truck tractor and trailer, he was operating to run over, upon or against the automobile pickup truck in which plaintiff's minor son was then and there a passenger; and plaintiff avers that as a proximate consequence thereof his said son was injured suffering bruises and contusions and suffering from fright that his nerves are damaged creating a nervous condition so that said minor son is unable to sleep at night crying out frequently in the nighttime and awakening with screams believing himself to still be involved in the wreck and that said minor son has been under the care of doctors and suffers great mental anguish continually since said accident occurred and plaintiff avers that all of his said injuries were proximately caused by the said negligence of the said defendant, Randolph L. Sellars, agent, servant or employee of the defendant, James McAfee, while acting within the line and scope of his employment as such agent, servant, or employee in and about the negligent operation of said motor vehicle at the time and place and on the occasion aforesaid.

And plaintiff avers that as the result and consequence of said injuries sustained by his said minor son he was put to the expense of doctors' bills, hospital expenses; he was forced to lose the services and companionship of his said minor son; for all of which he


claims damages as aforesaid.

THOMPSON & WHITE

BY: 
Attorneys for plaintiff

Plaintiff respectfully requests trial by jury.

THOMPSON & WHITE

by: 
Attorneys for plaintiff

FILED
MAR 15 1962
ALICE J. DUCK, CLERK
REGISTER

SUMMONS AND COMPLAINT

Moore Printing 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 James McAfee and Randolph L. Sellars

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 _____

James McAfee and Randolph L. Sellars, Defendant. S

by Bernard White and Bernard White, as next friend of James White,
minor, Plaintiff. _____

Witness my hand this 15 day of March 1962

Alice J. Suck, Clerk

No. _____

Page _____

THE STATE OF ALABAMA

BALDWIN COUNTY

CIRCUIT COURT

BERNARD WHITE and BERNARD
WHITE, as next friend of
JAMES WHITE, minor

Plaintiffs

VS.

JAMES MCAFFEE

RANDOLPH L. SELLARS

Defendants

SUMMONS and COMPLAINT

Filed _____, 19__

, Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at
Randolph L. Sellars, Rt. 2
Acworth, Georgia
James McAffee, Roswell, Ga.

RECEIVED IN OFFICE

- 19

Sheriff

I have executed this summons

this _____, 19____
by leaving a copy with _____

Sheriff

Deputy Sheriff