

RONALD S. DAVIS, a minor,  
by his father and next friend,  
CALVIN C. DAVIS,

Plaintiff,

VS.

BALDWIN POLE AND PILING COMPANY,  
a corporation,

Defendant.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

AT LAW

5082

ANSWER

Now comes the defendant and for answer to the complaint,  
says:

1. Not guilty.
2. The allegations of the complaint are untrue.

*J. B. Threlkeld*  
Attorney for Defendant

ANSWER

RONALD S. DAVIS, a minor, by his  
father and next friend, CALVIN C.  
DAVIS,

Plaintiff,

VS.

BALDWIN POLE AND PILING COMPANY,  
a corporation,

Defendant.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW

STATE OF ALABAMA     )  
                              \*  
BALDWIN COUNTY        )

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon BALDWIN POLE AND PILING COMPANY, 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 RONALD S. DAVIS, a minor, by his father and next friend, CALVIN C. DAVIS.

WITNESS my hand this 19 day of March, 1962.

*Alice J. Herich*  
Clerk of the Circuit Court

RONALD S. DAVIS, a minor,  
by his father and next friend,  
CALVIN C. DAVIS,

Plaintiff,

VS.

BALDWIN POLE AND PILING  
COMPANY, a corporation,

Defendant.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

AT LAW

NO. 5082

### COMPLAINT

The plaintiff, who is a minor eight years of age and who sues by his father and next friend, Calvin C. Davis, claims of the defendant Nine Thousand Dollars (\$9,000.00) as damages for that heretofore on, to-wit, December 10, 1961, the plaintiff was injured through the negligence of the defendant in the following manner: The defendant had at and before the said date on its premises east of Bay Minette in Baldwin County, Alabama, a pole yard on which was situated pine poles which had been peeled and rounded, which pole yard was exceedingly dangerous when left unguarded by a fence, and plaintiff avers that the defendant then and there negligently permitted the said poles to remain unprotected or unguarded, although the defendant well knew that the plaintiff and other children were constantly playing about the said premises and in close proximity to the said poles; that the said poles were of such character that the operation thereof was liable to attract a child of the plaintiff's age and that the plaintiff was liable to receive serious injuries. Plaintiff avers that as a proximate result of the said negligence of the said defendant the plaintiff, while playing on the said premises and at or near the said poles, was attracted thereby and while standing on the said poles and while the said poles were unguarded, uncovered and unprotected, one or more of the said poles rolled on or over the plaintiff, which crushed plaintiff's body, fractured his left hand, which injuries necessitated an emergency operation to correct damages to plaintiff's intestinal tract and small bowel; there was a double tear of the proximal portion of the jejunum; plaintiff's colon was injured and a diversional colostomy was established, all of which caused a

large amount of pain and suffering, and that thereafter and on, to-wit, February 2, 1962, the colostomy was closed, which operation caused plaintiff further and additional pain and suffering, all to his damage in the sum aforesaid.



Attorney for Plaintiff

SUMMONS AND COMPLAINT

RONALD S. DAVIS, a minor, by his  
father and next friend, CALVIN C.  
DAVIS,

Plaintiff,

VS.

BALDWIN POLE AND PILING COMPANY,  
a corporation,

Defendant.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW                      NO. \_\_\_\_\_