

DUBAY INCORPORATED, a  
corporation,

Plaintiff,

VS.

SOUTHEASTERN METAL GUARD,  
INC., a corporation,

Defendant.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA,  
AT LAW.


C O M P L A I N T

COUNT I

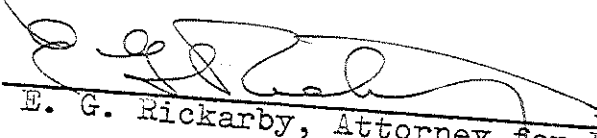
The Plaintiff claims of the Defendant the sum of FIVE HUNDRED FIFTY THREE AND NO/100 (\$553.00) DOLLARS due from it by account on, to-wit, the 31st day of January, 1961; which sum of money with the interest thereon is still unpaid.

COUNT II

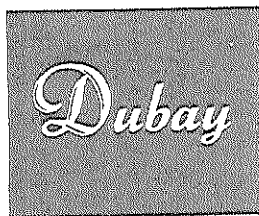
The Plaintiff claims of the Defendant the sum of FIVE HUNDRED FIFTY THREE AND NO/100 (\$553.00) DOLLARS due from it for merchandise, goods and chattels sold by the Plaintiff to the Defendant on, to-wit, the 31st day of January, 1961; which sum of money with the interest thereon is still unpaid.

  
E. G. Rickarby, Attorney for Plaintiff

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

  
E. G. Rickarby, Attorney for Plaintiff.

Copy of Statement

SPECIALISTS corrosion control  
industrial fluids

January 31, 1961

**DUBAY, INCORPORATED**

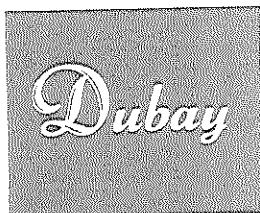
1015 SOUTH SIXTH ST., MINNEAPOLIS 4, MINN., U.S.A., FE 2-6581

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Southeastern Metal Guard Inc.  
P. O. Box 964  
Foley, Alabama

DATE	INVOICE NO.	DESCRIPTION	CHARGES	CREDITS	BALANCE
31/61		20 - 5 gallon cans Dubay Metal Guard Primer	\$ 553.00		\$ 553.00

SPECIALISTS | corrosion control  
industrial fluids



Nº 6276

January 31, 1961

## DUBAY, INCORPORATED

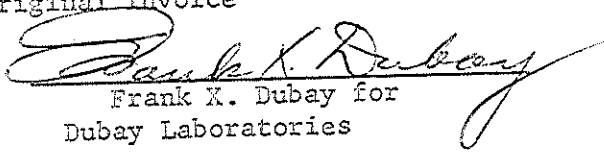
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Southeastern Metal Guard, Inc.  
P.O. Box 964  
Foley, Alabama.

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Same

SALESMAN		CUSTOMER NO.		F.O.B.	SHIPPED VIA	DATE SHIPPED	TERMS	
		Wire 1/27/61		Foley	Motor Freight	Jan. 31, 1961	1% 10 Net 30	
ITEM	QUANTITY SHIPPED	UNIT	DESCRIPTION			UNIT PRICE	AMOUNT	TOTAL
1	20	5 Gal. Cans	Dubay Metal Guard Primer			\$ 5.53 per gal.	\$ 27.65 per 5-gal. can	\$ 553.00
Icertify this is a true copy of the original invoice								
 Frank X. Dubay for Dubay Laboratories								

All goods at purchaser's risk after delivery, in good order, to Transportation Company. Please do not return goods for credit until you have secured our consent. Ⓢ Shortage or Damage to contents call to Transportation Agent's attention and have him note same on Freight Bill.

STATEMENTS SENT  
ONLY ON REQUEST

COUNTY OF Hennepin  
STATE OF Minnesota

86-188 (13743)

Be it remembered, that on this 3rd day of January  
A. D., 1962, personally appeared before me, the undersigned authority, Frank X. Dubay  
known to me  
who being duly sworn, upon his oath stated that he is President  
of Dubay Incorporated  
{ a corporation organized and doing business under the laws of the State of Minnesota.  
{ and has been duly authorized by said corporation to make this affidavit  
{ a partnership composed of  
a sole trader doing business as Dubay Incorporated  
and that as such he makes this affidavit; that he is familiar with the books and business of  
said Dubay Incorporated; that the attached account against  
Southeastern Metal Guard, Inc. of Foley, Alabama  
is just and correct, within the knowledge of this affiant, that the items thereon stated and com-  
posing the said account were sold and delivered to said Company  
at { its } special instance and request, that credit has been duly given for all payments and  
{ their }  
{ him }  
just and lawful offsets to which said account is entitled as thereon stated, and that the balance  
thereof, amounting to the sum of 553.00 Dollars  
(\$ 553.00) with interest from March 1st 1961 is justly due and  
remains unpaid.

Frank X. Dubay  
President, Dubay Incorporated

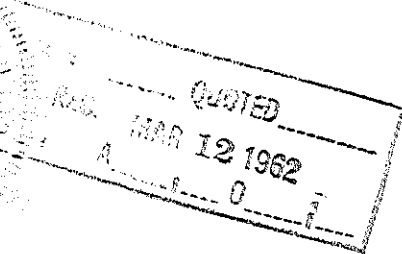
X

I hereby certify under my official seal that I am authorized as a Notary Public to  
administer oaths under the laws of the State of Minnesota  
and that the foregoing was subscribed and sworn to before me on the day and year  
first above stated.

H. D. Goldberg  
Notary Public

County of Ramsey State of Minn  
My commission expires Dec. 14 A. D. 1964

H. D. GOLDBERG  
Notary Public, Ramsey County, Minn.  
My Commission Expires Dec. 14, 1964.



141

SUMMONS AND COMPLAINT

Baldwin Times

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 Paul LaRue

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 \_\_\_\_\_

SOUTHEASTERN METAL GUARD, INC., a corporation, Defendant.

by DUBAY INCORPORATED, a corporation,

Plaintiff.

Witness my hand this 25 day of April 19 62

Archie J. Smith Clerk

No. 5119

Page

THE STATE OF ALABAMA  
BALDWIN COUNTY

CIRCUIT COURT

DUBAY INCORPORATED, a  
corporation,

vs.

Plaintiffs

SOUTHEASTERN METAL GUARD, INC.,

a corporation,

Defendants

SUMMONS and COMPLAINT

Filed

FILED

, 19

APR 25 1962

ALICE J. DUCK, CLERK  
REGISTER

, Clerk

E. G. Rickarby  
Attorney at Law  
P. O. Box 71  
Fairhope, Alabama

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Foley, Alabama

RECEIVED IN OFFICE

4-25, 1962

, Sheriff

I have executed this summons

this May 16, 1962  
by leaving a copy with

Southeastern Metal  
Guard Inc  
Paul L. Laine

Sheriff claims 7.2 miles at

Ten Cents per mile Total \$ 7.20  
TAYLOR WILKINS, Sheriff

BY

DEPUTY SHERIFF

Taylor Wilkins  
Deputy Sheriff

Foley

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

April 22, 1963

Honorable H. M. Hall  
Judge of the Circuit Court  
Bay Minette, Alabama

Dear Judge Hall:

Re: Dubay Laboratories  
Vs: Southeastern Metal Guard, Inc.  
Case No. 5119

In this case, my file shows that on January  
31st I took a non-suit; therefore, it shouldn't  
be set. You will remember, you set it for the  
8th of May. I am sending a copy of this letter  
to Mr. Brice.

Yours very truly,



EGR/wrt  
cc: Mr. James A. Brice

LAW OFFICES  
**E. G. RICKARBY**  
392 FAIRHOPE AVENUE  
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EGR/wrt  
cc: Mr. James A. Brice



**E. G. RICKARBY**

392 FAIRHOPE AVENUE

FAIRHOPE, ALABAMA

April 23, 1962

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

Dear Mrs. Duck:

Re: Dubay Incorporated, a corporation  
Vs: Southeastern Metal Guard, Inc., a  
corporation  
Our File #5571

Enclosed find summons and complaint, together with itemized  
and verified statement of account and my check in the sum of  
\$30.00 representing court costs in the above styled cause.

Please process and oblige.

Yours very truly,



WR

Encl.

cc: (dup) Client

DUBAY INCORPORATED, a  
corporation,

Plaintiff

VS

SOUTHEASTERN METAL GUARD,  
INC., a corporation

Defendant

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

ANSWER

Comes now the Defendant in the above styled cause, and for  
answer to the bill of complaint heretofore filed by the Plaintiff,  
says:

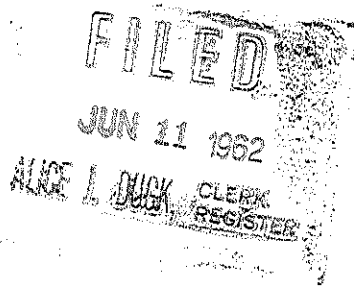
I

That the account, merchandise, goods and chattels sold by  
Plaintiff to the Defendant and the basis of this suit, has been  
paid in full.

*James A. Davis*  
Attorney for Defendant

A copy of the above pleading has been mailed to E. G. Rickarby,  
Attorney for Plaintiff, all on this 9th day of June 1962.

*James A. Davis*  
Attorney for Defendant



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

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EGR/wrt  
cc: Mr. James A. Brice

TELEPHONE WA 8-9836

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

P. O. BOX 71

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