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1079

IN THE SUPERIOR COURT OF <sup>1923</sup>  
BALTIMORE CITY

SAMUEL O. STALLINGS

vs.

RAYMOND COATES

BOX No. 256A

DECLARATION.

Mr. Clerk:

Please file and issue.

*Marbury Gosnell Williams*  
Attorneys for Plaintiff

MARBURY, GOSNELL & WILLIAMS  
ATTORNEY AT LAW  
BALTIMORE

*Filed 22<sup>nd</sup> Nov 1923*

SAMUEL O. STALLINGS :  
 :  
 vs. : IN THE  
 :  
 RAYMOND COATES : SUPERIOR COURT OF BALTIMORE CITY.  
 :

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Samuel O. Stallings, plaintiff, by Marbury, Gosnell  
and Williams, his attorneys, sues Raymond Coates, defendant,

For that at the time of the injuries hereinafter com-  
plained of, on or about the 26th day of July, in the year 1923,  
the plaintiff was lawfully walking across the Severn River  
timber bridge, said bridge connecting the northern bank of the  
Severn River with the southern bank of said river, being the  
continuation of the Annapolis Boulevard running from the north-  
ern bank of the said Severn River to the southern bank of  
said river and into the City of Annapolis. That a certain por-  
tion of said bridge is a draw-bridge, which said portion being  
in length about one hundred (100) feet. That said portion of  
draw-bridge is covered or enclosed by iron railings or girders  
and extending from the base of said draw-bridge up each side  
thereof and across the top. Said portion so designated or pro-  
perly termed Draw-Bridge is about twelve (12) feet in width, that  
the width of the draw-bridge is less than the width of the  
main bridge connecting and running to both sides of the draw-  
bridge. That said draw-bridge is designated as a one way  
bridge, necessitating or requiring that motor traffic can travel  
in only one direction at a given time, that is to say, that  
traffic over said draw-bridge can move only in one direction  
and after a reasonable length of time traffic in that direction  
is stopped and traffic in the opposite direction permitted to  
move.

That on or about the date aforesaid, the plaintiff  
was exercising and using all due and proper care and caution

while on and upon said draw-bridge walking in a northerly direction and near the west rail of said draw-bridge; that while so walking across said draw-bridge in a careful and prudent manner, and after plaintiff had reached about the center of the distance across said draw-bridge, an automobile bearing a Maryland license number 121685 owned and operated by said defendant was proceeding in a southerly direction, that is to say, toward the plaintiff, and in a negligent and careless manner and without the exercise of due care and caution at an excessive rate of speed; that by reason of said negligence and unskillfulness and want of ordinary care and caution on the part of said defendant, the said automobile without notice or warning was driven or run against and struck and injured the plaintiff as he was then and there walking across said draw-bridge, being the proper place for plaintiff to be in crossing said draw-bridge on foot and using all due and ordinary care and caution, and that as a result thereof the plaintiff was dragged a considerable distance, ten (10) or twelve (12) feet more or less, against the iron rail and sides of said draw-bridge, in consequence whereof, the plaintiff received lacerations and contusions about the face, head, arms and body and was otherwise bruised and shocked and sustained diverse internal and external injuries and that plaintiff has suffered and will continue to suffer great physical pain and mental anguish; that plaintiff has suffered great financial loss and damage; and claims that the injuries aforesaid were directly caused by the negligence and want of care on the part of the defendant and without any negligence or want of care on the part of the plaintiff directly thereunto contributing.

Wherefore, this suit is brought and the plaintiff claims ten thousand (10,000) dollars damages.

*Marbury Gosnell & Piersant*  
Attorneys for Plaintiff.

SAMUEL O. STALLINGS

vs.

RAYMOND COATES

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:  
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:

IN THE

SUPERIOR COURT OF BALTIMORE CITY

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To the Defendant:

Take notice that on the day of your appearance to this action in the Superior Court of Baltimore City, a rule will be entered requiring you to plead to the aforesaid declaration within thirty days thereafter.

*Marbury Gomez Sullivan*  
Attorneys for Plaintiff.

SAMUEL O. STALLINGS :  
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                                  :  
                                  :  
                                  :  
                                  :  
RAYMOND COATES :

IN THE  
SUPERIOR COURT OF BALTIMORE CITY.

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The plaintiff elects to have this case tried before  
a jury and prays leave of Court so to do.

Marbury Gosnell & William  
Attorneys for Plaintiff.

1079/1923

You have been summoned to appear in Court on the Second Monday of.....Dec.....1923 Personal attendance in Court on the day named is not required; but, unless within such number of days thereafter as the law limits, legal defense is made to the above mentioned suit, a judgment by default may be entered against you.

No. 131.....

Su. Ct.

Samuel O. Stallings

vs.

Raymond Coates

Writ of Summons

Copy of War, and Notice to Plead Within to be served on Defendant.

Marbury, Gosnell & Williams  
Attorney.

Filed DEC 10 1923 day of 192

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*(Ring)  
11/22-23*  
*Summons and a copy of War and Notice to plead left with the defendants.*  
*Shaw*  
*Shaw*

(WRIT OF SUMMONS)

# STATE OF MARYLAND,

BALTIMORE CITY, to wit:

TO THE SHERIFF OF BALTIMORE CITY, GREETING:

You are hereby commanded to summon.....

*Raymond Coates* *11/22/22 (Ray)*

of Baltimore City, to appear before the Superior Court of Baltimore City, to be held at the Court House in the same city, on the second Monday of..... *December* .....next, to answer an action at the suit of..... *Samuel O. Stallings* .....

and have you then and there this writ.

Witness, the Honorable JAMES P. GORTER, Chief Judge of the Supreme Bench of Baltimore City,

the..... *10"* .....day of..... *Sept.* .....192 *3*

Issued..... *22"* .....day of..... *Nov.* .....192 *3*

*Stephen L. Little* .....Clerk.

1079  
IN THE SUPERIOR COURT OF  
BALTIMORE CITY.

SAMUEL O. STALLINGS

VS.

RAYMOND COATES

DEFENDANT'S ANSWER

Mr. Clerk:-

Please file.

*J. Steward Davis*  
ATTORNEY FOR DEFENDANT.

J STEWARD DAVIS  
ATTORNEY AT LAW  
215 SAINT PAUL PLACE  
BALTIMORE, MD.



SAMUEL O. STALLINGS : IN THE SUPERIOR COURT

VS. : OF

RAYMOND COATES : BALTIMORE CITY.

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TO THE HONORABLE, THE JUDGE OF SAID COURT:

The defendant by his attorney, J. Stewart Davis says:

(I)

That the defendant did not commit the wrong alleged.

*J. Stewart Davis*  
ATTORNEY FOR DEFENDANT.