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Apr

IN THE BALTIMORE CITY

COURT

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MARY HALL

BOA 1323

VS.

THE UNITED RAILWAYS &
ELECTRIC COMPANY, a body
corporate

DECLARATION

Mr. Clerk:-

Please file.

Davis Evans

ATTORNEYS FOR PLAINTIFF

DAVIS & EVANS
ATTORNEYS AT LAW

OCT 27 1926

BAUMGARTEN & CO., INC.

24 3/25/27

MARY HALL : IN THE BALTIMORE CITY

VS. :

THE UNITED RAILWAYS & : COURT
ELECTRIC COMPANY,
a body corporate

Mary Hall, plaintiff sues The United Railways and Electric Company, a corporation, defendant.

1. For that heretofore to wit: on or about the 30th day of September, 1926 The United Railways and Electric Company was a public carrier of passengers along and upon the streets or highways of Baltimore City by means of electrical or motor propelled vehicles.

2. That the plaintiff on the aforesaid date boarded one of the cars of the defendant, said car being then and there operated along and upon one of the lines of the defendant by the then servants, agents or employees of the defendants. That the plaintiff was brutally assaulted, struck and knocked from the step or platform of one of the cars of the defendant by the then servant, agent or employee of the defendant, said servant being commonly called conductor.

3. That as a result of having been so assaulted, the plaintiff was knocked or thrown from the rear platform or steps of the car down to and against the street; and as a result thereof she was permanently injured about the head, limbs and body and divers bones in her body were broken and she became and was sick, sore, lame and disordered and so remained for a long time, to wit: from thence hitherto, during all of which time she was prevented from performing her usual occupation

and was forced to and did spend large sums of money in attempting to cure herself of her hurts and wounds occasioned as aforesaid.

4. And the plaintiff says that she did nothing to provoke the brutal assault.

WHEREFORE suit is brought and the plaintiff claims \$25,000 damages.



ATTORNEYS FOR PLAINTIFF

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



Attorneys for Plaintiff

TO THE DEFENDANT:

TAKE NOTICE: That on the day of your appearance to this action in The Baltimore City Court, a rule will be entered requiring you to plead to the above declaration within the time required by law.



ATTORNEYS FOR PLAINTIFF

No. I39 *P 707*. ~~I279~~₅₉---

Nov. R D. 192 6

Baltimore City Court.

Mary Hall

vs.

The United Railways and Electric
Company of Baltimore

WRIT OF SUMMONS

with copy

Copy of Nar and Notice to plead
within to be served on defendant.

Davis & Evans
Attorney for Plaintiff

Filed day of 192

FILED NOV 8 1926 *12*

STATE OF MARYLAND

BALTIMORE CITY TO WIT:

To the Sheriff of Baltimore City, Greeting:

You are commanded to summon

The United Railways and Electric Company of Baltimore, a body corporate

*of Baltimore City, to appear before the Baltimore City Court, to be held at the Court House in the same
city, on the second Monday of November next, to answer an action at the
suit of Mary Hall*

and have you then and there this writ.

Witness the Honorable JAMES P. GORTER, Chief Judge of the Supreme Bench of Baltimore
City, the 14th day of September 1926
Issued the day of in the year 192

Geo. Carey Lindsay Clerk.

SHERIFF'S RETURN

SUMMONED THE UNITED RAILWAYS AND ELECTRIC COMPANY OF BALTIMORE, A CORPORATION, BY SERVICE ON ^{Edward Early Assistant} ~~JOHN T. STAUB~~, TREASURER, AND A COPY OF NAR AND NOTICE TO PLEAD WITH A COPY OF THE PROCESS LEFT WITH SAID ^{assistant} TREASURER.

Fees \$20

1 Budasz)
11/6/26

John E. Potter
SHERIFF

1279

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BEFORE THE JUDGE AT LARGE. No. 3.

1009 5th—3 Weeks January Term, 1927

Q

(Beginning Monday, April 4, 1927)

BALTIMORE CITY COURT

Mary Hall

Wanted Ry. Electric Co.
at body Corporate

Jury Sworn ~~Feb~~ 1927

Purcell T. Hardin Foreman.

- 2. JOHN E. DRUERY, Floor Mngr., Hutzler Bros. Co.,
Plymouth Hall Apts.
- ~~HARRY HEYMAN, Merchant, 3302 Auchentoroly Ter.~~
- ~~SAMUEL D. SHIPLEY, Reformed, 781 Reservoir St.~~
- 3. LOUIS PEPLER, Clerk, Baldwin & Prida,
3419 Liberty Heights Ave.
- 4. JOHN H. SCHISLER, Solicitor, Mercantile Trust & Deposit Co.,
2105 Atlantic Ave.
- 5. EDWARD C. SHIPLEY, Salesman, C. D. Kenny Co.,
531 E. 23rd St.
- 6. DONALD McCURLEY, Salesman, The Eska Co.,
1710 E. Lanvale St.
- 7. ALFRED R. SYLVESTER, Bookkeeper, Balto. Trust Co.,
2716 Baker St.
- 8. A. M. SULLIVAN, Special Agt., Home Ins. Co.,
Calvert Court Apts.
- 9. THOMAS W. HARRISON, JR., Life Underwriter, Connecticut
Mutual Life Ins. Co., 2843 St. Paul St.
- ~~ISIDORE MEYER, Salesman, 1722 Ruxton Ave.~~
- 9. GEORGE W. REINHARDT, Salesman, King Coal & Supply Co.,
4145 Ardmore Way.
- J. HENRY ANNEN, Shipping Clerk, H. J. Heinz Co.,
3035 Barclay St.
- ~~EMIL G. FORTHUBER, JR., Engr., Bartlett Hayward & Co.,
8 Beechwood Ave.~~
- 11. BERNARD FAISTENHAMER, Merchant, 411 Cedarcroft Rd.
- HUGH HOLT, Clerk, American Whol. Corp.,
2600 Reisterstown Rd.
- PURCELL T. HARDIN, Commission Merchant,
3402 Auchentoroly Ter.
- 12. FREDK. W. MEISER, Merchant, 2549 Edmondson Ave.
- MONTAGUE MARKS, Ins. Agent, 904 Newington Ave.
- ~~ARNOLD BENESCH, Furniture, Gomprecht & Benesch,
Esplanade Apts.~~
- 10. FRANK WILLENBURG, JR., Accountant, Balto. Tube Co., Inc.,
2790 1/2 Alameda Blvd.
- ~~RICHARD E. LANE, Credit Mngr., Gomprecht & Benesch,
Stuart Ave., Mt. Wash.~~
- JOHN T. PERINE, Branch Mngr., Henry G. Von Heine,
1006 N. Whitmore Ave.
- DWIGHT D. HARTLOVE, Lumber, Price & Heald,
3504 Fairview Ave.
- ~~REUBEN E. OTTENHEIMER, Pres., Ottenheimer Bros. Inc.,
Park Heights Ave., opp. Taney Rd.~~

Edmund B. Poffay, Salesman
Standard Oil Co.
2227 Cecil Ave.

1009
Defendants
Gury List

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BEFORE THE JUDGE AT LARGE. No. 3.

5th—3 Weeks January Term, 1927

(Beginning Monday, April 4, 1927)

BALTIMORE CITY COURT

Mary Hall

Wanted Ryland Electric Co.
Abody Corporate

Jury Sworn 11 Apr 1927

Purcell J. Hardin Foreman.

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- SAMUEL D. SHIPLEY, Retired, 731 Reservoir St.
- 3- LOUIS PEPLER, Clerk, Baldwin & Frick, 3419 Liberty Heights Ave.
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- PURCELL T. HARDIN, Commission Merchant,
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MONTAGUE MARKS, Ins. Agent, 904 Newington Ave.
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- REUBEN E. OTTENHEIMER, Pres., Ottenheimer Bros., Inc.,
Park Heights Ave., opp. Taney Rd.
- Edmund B. Coffey, Salesman
Standard Oil Co.
2227 Cecil Ave.

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Plaintiff
Jury Trial

Verfor
Defendant

139 Nov 12 1926
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In the

BALTIMORE CITY COURT.

MARY HALL

vs.

THE UNITED RAILWAYS AND
ELECTRIC COMPANY OF
BALTIMORE.

P L E A .

Mr. Clerk:

Please file.

J. Pembroke Thom
Attorney for Defendant.

✓
FILED NOV 12 1926

MARY HALL

VS.

THE UNITED RAILWAYS AND
ELECTRIC COMPANY OF
BALTIMORE,
a corporation.

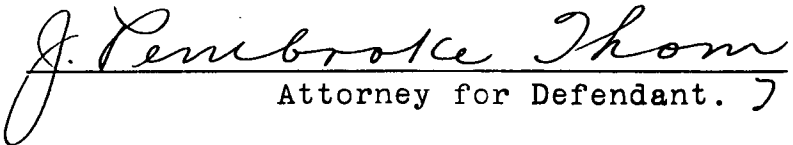
In the

BALTIMORE CITY COURT.

P L E A .

The Defendant, The United Railways and Electric Company
of Baltimore, by J. Pembroke Thom, its attorney, for Plea, says:

That it did not commit the wrongs alleged.


Attorney for Defendant. }

Baltimore City Court.

ROOM 226

Gandy 1927

The Sheriff will please summon the following witnesses:

Returnable on Tuesday the 5th day of April
1927, at 10 o'clock A. M.

no 1009

MARY HALL

:

IN THE BALTIMORE CITY

mt

VS.

THE UNITED RAILWAYS &
ELECTRIC COMPANY,
a body corporate

:

COURT

Mr. Clerk:-

Please issue summons for the following witnesses in
the above entitled cause, making the same returnable before the
Court on Tuesday, April 5th, 1927 at 10 A.M.:

- 70* Mary Hall *sh* 2702 Reese St.,
- 50* Milbourne Williams *sd* 2654 Boone St.,
- 30* Garland White, *sd* 2639 Boone St.,
- 70* James Ramey *sd* 2645 Boone St.
- 20* Margaret Blackwell, *sd* 2704 Reese St.

Jawis Evans
ATTORNEYS FOR PLAINTIFF.

RECEIVED AT
THE SHERIFFS OFFICE OF

APR 4 1927 3 3 PM

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Baltimore City Court.

ROOM 226

January 1927

The Sheriff will please summon the following witnesses:

Returnable on Wednesday the 6th day of April
1927, at 10 o'clock A. M.

Form A-139 8-29-25 1M

#1009

MARY HALL

vs.

The United Railways & Electric Co.
of Baltimore

In the

BALTIMORE CITY COURT #3

Mr. Clerk,—

Please have summoned the below mentioned witnesses to testify for the defendant in the above entitled case, returnable **Wednesday, April 6, 1927, at 10 A.M.**

- 20 Mrs. Irvin Bremer *sd* 3507 Old York Road
- 6 Elmer G. Schaefer *sd* 623 N. Collington Avenue
- 19 Thomas H McVay *SP* 302 Radnor Avenue
- 19 T Harold McVay *SP* 302 Radnor Avenue
- 20 Mrs. Catherine Warfield *sd* 5110 St. George Road, Govans
- 16 Donald T. Zimmerman *SP* 425 Yale Avenue
- 19 John A. Hahneman *SP* 328 Whitridge Avenue
- 20 John O'Brien *sd* 606 E. 28th Street

R. Lee Shingler
Attorney for defendant.

RECEIVED
THE SHERIFFS' OFFICE

APR 5 1927 4 3 PM

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Baltimore City Court.

ROOM 226

January 1927

The Sheriff will please summon the following witnesses:

Returnable on Thursday the 7th day of April
1927, at 10 o'clock A. M.

81009

Form A-139 8-29-25 1M

MARY HALL

vs.

The United Railways & Electric Co.
of Baltimore

In the

BALTIMORE CITY COURT #3

Mr. Clerk,—

Please have summoned the below mentioned witnesses to testify for the
defendant in the above entitled case, returnable **Thursday, March 7, 1927, at**
10 A.M.

20
Mrs. Irvin Bremer *Ad*

3507 Old York Road.

R. Lee Slingluff
Attorney for defendant.

RECEIVED
THE SHERIFFS

APR 6 1927 4 2 PM

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PART 3

Baltimore City Court.

ROOM 226

January 1927

The Sheriff will please summon the following witnesses:

Returnable on Wednesday the 6 day of April
1927, at 10 o'clock A. M.

- 20 Mary Hall Sd 2702 Reese St.
- 20 Milbourn Williams 2654 Boone St.
- 20 Garland White 2639 Boone St.
- 20 James Farmer Sd 2645 Boone St.
- 20 Margaret Blackwell 2704 Reese St.

To testify for Mary Speed

vs. United Ryland Co.

Geo. Carey Dindary
Clerk of the Baltimore City Court.

RECEIVED AT
THE SHERIFFS OFFICE OF

APR 18 1927 4 07 PM

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THE DEFENDANT'S and PRAYER.

The court instructs the jury that there can be no recovery under the pleadings in this case unless the jury find from the evidence that the plaintiff has affirmatively shown by a fair preponderance of testimony that she was assaulted and beaten by the conductor of the defendant's car mentioned in the evidence while she was a passenger on said car or in the act of alighting therefrom.

4/7/29 Grant
Charles F. [unclear]

DEFENDANT'S 3- PRAYER.

The court instructs the jury that the burden of establishing by a preponderance of proof satisfactory to them the fact that the plaintiff was assaulted and beaten by the conductor of the defendant's car while she was a passenger on said car or in the act of alighting therefrom, rests upon the plaintiff, and if the testimony in this case should be such as to leave the minds of the jury in a state of equipoise or even balance as to the truth of the alleged assault and battery the verdict of the jury must be for the defendant.

4/12/27
Charles F. Brown

DEFENDANT'S 4, PRAYER.

The court instructs the jury that if they find from the evidence that the plaintiff was assaulted and beaten after she had alighted from the street car and while on the street or sidewalk by some person other than an agent or employee of the defendant that then the plaintiff is not entitled to recover against the defendant and the verdict of the jury must be in favor of the defendant.

4/27
H. H. Brown
Charles H. Brown

Grouted

Prayer

DEFENDANT'S / - PRAYER.

The court instructs the jury that if there is no evidence in this case legally sufficient under the pleadings to entitle the plaintiff to recover therefor their verdict must be for the defendant.

4/27/27 *Refused*
Charles F. Owen

Refused
Prayer