

MERCER QUARTERLY COURT

W S Gabhart

Plff

-vs- Motion

Ott Voorhies,

Deft

Comes the Defendant, Ott Voorhies, for the purpose herein expressed and for no other purpose and moves the Court to quash the summons herein and dismiss the plaintiff's petition because the said petition was filed and the summons served upon this defendant while attending the Mercer Circuit Court in obedience to a subpoena issued by the Clerk of said Court and served upon the defendant in Washington County, by the Sheriff of Washington County, commanding him to attend said Court and testify as a witness for the Plaintiff in an then pending in this Court wherein Ollie Lowry's Admr was plaintiff and the plaintiff herein, W S Gabhart, was defendant.

~~Rkxinx~~ Defendant files herewith his affidavit in support of this motion.

*E. N. Gaither*

Atty for Defendant