

MERCER QUARTERLY COURT.

Riker, Ensminger & Eastland Company,

Plaintiff.

--VS-- Answer and cross petition.

Marion Pinkston,

Defendant.

The defendant for answer to plaintiffs petition herein denies that he is indebted to the defendant in the sum of \$108.60, for goods, wares and merchandise sold and delivered to him at his special instance and request and which sum is long past due.

Defendant says that he did purchase some of the goods and merchandise set out in the account filed with plaintiffs petition and that some of the articles therein were sold without his permission to other parties and without his knowledge or consent; he says that a great deal of the rubber purchased by him from the plaintiff and which the plaintiff guaranteed to him was inferior and by reason of its condition he was compelled at various times to purchase other rubber to replace the same sold by plaintiffs to him and by reason thereof he was compelled to pay the sum of \$92.35 and that by reason of the said inferior rubber used by him in his work that he was compelled to loose and did loose the sum of \$42.50 in work done by him for various parties.

Wherefore defendant makes his answer a crosspetition against the plaintiff and asks that the petition herein be dismissed and for a judgment against the plaintiff in the sum of \$26.25, for his costs and all proper relief:

Chas. J. Dow  
Attorney for defendant.