

Mercer Quarterly Court

Clell, Walter, Lee James  
and T. C. Coleman, doing  
business under the firm  
name and style of Cogar  
Grain & Coal Company,

Plaintiffs,

vs--- Motion and Grounds for a New Trial

Thomas Patterson,

Defendant.

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Comes now the plaintiff, Cogar Grain & Coal Company  
and moves the Court to set aside the decision rendered herein  
and to grant the plaintiff a new trial for the following rea-  
sons--First:

FIRST: That the decision is not sustained by the evidence and  
is contrary to law;

SECOND: That the Court errored in permitting incompetent and ir-  
relevant evidence which was objected to by plaintiff herein;

THIRD: That the Court errored in refusing to dismiss defendant's  
Counter-claim on motion of plaintiff and by refusing to give a  
directed verdict or decision for plaintiff.

And on this he prays the judgment of the Court.

*Rufus Graves*  
ATTORNEY FOR PLAINTIFF COGAR  
GRAIN & COAL COMPANY.