

TO: Judge
FROM: Donald
DATE: 9-27-83
RE: Roger Douglas Maynard v. Emerson Electric Co., et al.

PTC, Wed., 9-28-83, at 10:00.

Synopsis: This is the case of the \$2 Million ladder.

Plff was employed by the Pike County Board of Education, and while he was putting tar on a roof, the metal extension ladder which he was using, allegedly collapsed, resulting in injury to the plaintiff.

Plff sues on the theory of defective design and manufacture, breach of duty to warn, breach of warranty, etc.

Pending Motions:

1. #35 - Plff has moved to continue the trial herein because the alleged defective ladder cannot be located.
2. #36 - Plff has moved to dismiss the defendant, Pike County Board of Education on the grounds that the ladder has been surrendered to plff.

Comments:

1. None of the parties have filed PTC memos.

DIST.	OFF.	DOCKET YR. NUMBER	FILING DATE			J	N/S	O	D		R 23	\$ DEMAND	JUDGE/ MAG. NO.	COUNTY	JURY DEM.	DOCKET	
			MO	DAY	YEAR				PTF	DEF						YR.	NUM
0643	7	82 324	08	19	82	3	365	1				Nearest \$1,000 2	J 4308 M	21195		82	32

PLAINTIFFS

ROGER DOUGLAS MAYNARD

DEFENDANTS

EMERSON ELECTRIC COMPANY, a Missouri Corporation; JAMES T. DOTSON, Superintendent, Pike County School System; FOSTER BENTLEY; MONROE JONES; E. H. NICHOLS; CARL BILITER; GIFFORD VARNEY, and HOWARD HALL

CAUSE

(CITE THE U.S. CIVIL STATUTE UNDER WHICH THE CASE IS FILED AND WRITE A BRIEF STATEMENT OF CAUSE)

28 USC §1332 and 1343 -Alleged conspiracy to deprive plff of equal protection of laws, 42 USC §1981-Seeks judgments for severe and disabling injuries to use of alleged defective product.

ATTORNEYS

(PIKE)

Francis Dale Burke
P. O. Drawer 511
Pikeville, KY 41501
606/432-0181

<input type="checkbox"/> CHECK HERE IF CASE WAS FILED IN FORMA PAUPERIS	FILING FEES PAID			STATISTICAL	
	DATE	RECEIPT NUMBER	C.D. NUMBER	CARD	DATE
				JS-5	
				JS-6	