

ALUMINUM COMPANY OF AMERICA

ALCOA, TENNESSEE



1978 April 04

REFER REPLY
TO ATTENTION
OF WRITER
P.O. Box 9128

Mr. Joe C. Gamble
Goddard and Gamble, Attorneys
Suite 208, Bank of Maryville Building
Post Office Drawer P
Maryville, Tennessee 37801

RE: CORNELIUS J. HUNT vs ALUMINUM COMPANY OF AMERICA
CIVIL ACTION 4268 - CIRCUIT COURT OF BLOUNT COUNTY - EQUITY DIVISION
STATE OF TENNESSEE

Dear Mr. Gamble:

A summons and complaint in the above matter was served on Mr. Richard E. Ray for the Aluminum Company of America on 1978 April 03.

This employee was injured 1969 June 28 and was disabled from 1969 June 29 through 1977 April 03, a period of 405 weeks and one day, for which he was paid Temporary Total Disability Benefits at [REDACTED]
[REDACTED] He returned to work on 1977 April 04.

We expect to pay a Permanent Partial Disability Benefit to Mr. Hunt, and Dr. Kamperman expects to have him evaluated around 1978 May 01.

Please take the necessary steps to protect the Company's interest in this matter.

Yours very truly,

J. D. WALKER
Compensation Agent
Tennessee Operations

JDW:sjc

cc: K. Jacqueline Bernat/Dave Brown - Pittsburgh
E. B. Youngblut/J. E. Burns - Pittsburgh
C. L. Kamperman, M.D. - Alcoa, Tennessee
K. L. Paxton - SP, Alcoa, Tennessee
K. L. Fair/J. D. Walker, Alcoa, Tennessee
File Copy

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STATE OF TENNESSEE

Circuit Court of Blount County-Equity Division

AT MARYVILLE

CORNELIUS J. HUNT
Plaintiff
v.
ALUMINUM CO. OF AMERICA
Defendant

Civil Action

No. 4268

Summons

To the above named Defendant(s): ALUMINUM CO. OF AMERICA
K.You are hereby summoned and required to serve upon D. K. THOMASplaintiff's attorney, whose address is 206 High St., Maryville, Tenn.

an answer to the complaint which is herewith served upon you within thirty (30) days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

Witness, JOHN B. MORTON, Clerk and Master of said court, at office the 30 in March
A.D., 19 78.

John B. Morton

Clerk and Master

By [Signature]

Deputy Clerk and Master

No. 4268

STATE OF TENNESSEE

Cornelius J. Hunt

Vs.

A.C.O.A.

SUMMONS

IN CIVIL ACTION

Issued the 30 day of March, 19 78
at 9:00 A. M.
o'clock, 30 M.

JOHN B. MORTON, Clerk and Master

Deputy Clerk and Master

D. K. Thomas

Plaintiff's Attorney

Received this _____ day of _____, 19 _____, Deputy Sheriff.

(This summons is issued pursuant to Rule 4 of the Tennessee Rules of Civil Procedure.)

RETURN ON SERVICE OF SUMMONS

I HEREBY CERTIFY THAT I HAVE SERVED THE WITHIN SUMMONS:

By delivering on the 3 day of April, 1978 at _____ M. a copy of the summons and a copy of the Complaint to the following defendant(s) Richard E. Ray for Alum. Co. of America

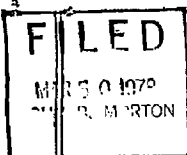
SHERIFF

By Mike Potts

Deputy Sheriff

ALTNOP 262913

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I, J. B. [illegible] Clerk of the
CIRCUIT COURT at Mayfield, Tenn. hereby
certify that the within is a true copy of the
Original Complaint
filed in case of Hunt
vs. Alcoa

on the 30 day of March 19 70
John B. Morton C.M.P.

IN THE CIRCUIT COURT FOR BLOUNT COUNTY, TENNESSEE
EQUITY DIVISION

CORNELIUS J. HUNT

v.

NO. 4268

ALUMINUM COMPANY OF AMERICA

COMPLAINT

Comes now your complainant, Cornelius J. Hunt, and would respectfully show unto the court:

I

That he is presently an employee of the defendant, the Aluminum Company of America, having first gone to work for this company on or about January 29, 1951, and where he continued to work until he was injured on the job on June 28, 1969. At the time your complainant was injured the defendant was employing an adequate number of employees to be subject to the provisions of the Workmen's Compensation Act of the State of Tennessee.

II

Your complainant would show unto the court that when he had his accident, as above alleged, he was struck by an ore bucket which was being carried by a crane, injuring his left leg severely, breaking it in four places, and on account of which he was hospitalized on three different occasions and went through a long and difficult recovery period. During the time your complainant was off work with his injuries, which covered a period of approximately seven years and ten months, the defendant company paid him the sum of \$42.00 per week as workmen's compensation benefits for his temporary-total disability.

After your complainant had been back at work for some two weeks he

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sustained an injury to his right hand when he caught his hand between an ore bucket and a roller, severely injuring his hand and on account of which he was disabled again for sometime; however, he was able by way of his own determination to continue working.

III

Your complainant would further show unto the court that he received his last check for initial temporary-total disability period with his left leg on or about April 7, 1977, he having received no compensation for his injury to his hand.

IV

Your complainant would further show that in addition to his long period of total disability he has sustained numerous and heavy medical and hospital bills, all of which have been paid by the defendant; however, your complainant avers that he continues to have difficulty with his leg, that his left leg is some one and one-half inches shorter than his right leg on account of his injuries, that he has suffered involvement with his back and hips and is unable at this time to lift, push or pull any weight and is unable to walk for any substantial distance.

V

Your complainant, on account of said injuries, his long period of disability and his complications relating thereto, is presently permanently-partially disabled and account of which he is entitled to future workmen's compensation benefits for his permanent-partial disability, and all of which has continued since he received his final compensation check on or about April 7, 1977.

VI

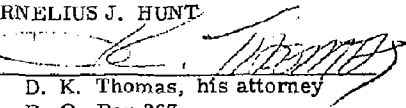
Your complainant avers that a true controversy has arisen between him and the defendant as to what his benefits should be and that this question should be decided by this court.

VII

PREMISES CONSIDERED, COMPLAINANT PRAYS:

1. That process issue and be served upon the defendant at its office in the City of Alcoa, Blount County, Tennessee, requiring it to appear and answer this petition, but its oath to its answer is waived.
2. That the defendant be directed to pay any unpaid medical expenses incurred by this complainant, if any, relating to the subject injury.
3. That the court hear the proof in this cause and determine the nature and extent of complainant's permanent-partial disability and direct the defendant to pay your complainant therefor, either in periodic payments or in a lump sum, whichever the court deems to be proper.
4. Complainant prays for general relief.

CORNELIUS J. HUNT

BY 

D. K. Thomas, his attorney
P. O. Box 367
Maryville, Tennessee 37801

~~I ACKNOWLEDGE DEPOSIT
SURETY FOR THE COSTS
UP TO \$250.00~~

~~3-30-78~~

~~J. C. Thomas~~

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