

September 29, 1917.

Hattie Hubbard v. L&N RR Co.,
Perry Circuit Court.

J. J. Donohue, Esq.,
Asst. Dist. Atty., L&N RR Co.,
Louisville, Kentucky.

Dear Sir:

In the above case, Morgan & Nuckols are asking to be furnished with the report of the investigation, etc. This suit was filed July 29, 1916, and reported by me to your office August 2, 1916, but I have, as yet, received no formal report of the investigation. From the correspondence in the file, however, it would appear that the crew in charge of the train on which the plaintiff claims to have been riding and by the negligent operation of which she claims to have been hurt know nothing whatever of the occurrence. The file also indicates that a Dr. Boone, of Harlan County, can testify that the ailment of which plaintiff complains is of long standing and existed prior to the date of her alleged injury on our train. I have not a copy of Dr. Boone's statement in my file, but Morgan & Nuckols advise that there is such a statement in their file by Dr. L. H. Boone, of Coxton, Kentucky, to the effect that he had treated the plaintiff for the injury ^{of} which she complains some time prior to the time she claims to have received the injury on our train. Morgan & Nuckols also ask to be advised whether Dr. Boone will be produced at the trial to testify in behalf of the L&N, or whether his deposition should be taken.

Will you please write them direct on this subject, and oblige,

SMW/a
Cy - M&N

Yours truly,

Counsel.