

BREATHITT CIRCUIT COURT.

Thee Robinson,

Plaintiff.

V. ANSWER.

Louisville & Nashville Railroad Co.,

Defendant.

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(1) Defendant, Louisville & Nashville Railroad Company, without waiving but relying and insisting upon its General Demurrer to plaintiff's Petition, for Answer to so much of said Petition as defendant is advised it is necessary or material to answer, denies that the plaintiff ever requested the Foreman in charge of the hand-car mentioned in the Petition or in charge of plaintiff himself to stop said car in order to allow plaintiff to alight with safety or at all, and denies that he ever requested said Foreman to stop said car at all. Defendant denies that the Foreman or other person in charge of said hand-car assured plaintiff that it was perfectly safe or safe at all for him to get off while the hand-car was in motion, or told him to do so or take the consequences or told him to get off at all while the car was in motion. Defendant denies that the person in charge of said car was a Foreman of the defendant and denies that plaintiff relied upon the superior or any knowledge of said Foreman or obeyed his orders, or that as plaintiff alighted and while exercising ordinary care for his own safety, defendant or any of its agents, servants or employees, in gross or any carelessness or negligence ran or caused said car to be run onto or against plaintiff, and denies that said car was so run upon or against plaintiff,