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Filed

January 2, 2009

8:01 A.M.

Janet Reno

Circuit

Clerk

Marvel

County

IN THE CIRCUIT COURT OF MARVEL COUNTY, ARKANSAS

J. WELLINGTON WIMPY, d/b/a WIMPY'S
WIGWAMS

PLAINTIFF

V.

NO. 09--0001

BLUTO'S WIDGET FACTORY, OLIVE OYL, d/b/a OLIVE'S WIDGET
EMPORIUM, POPEYE'S PRETTY SPEEDY SHIPPING
COMPANY, INTERNATIONAL BROTHERHOOD AND
SISTERHOOD OF WIDGET WORKERS, LOCAL 292, SCABS
R US, and THE SWEET HAVEN MILITIA

DEFENDANTS

COMPLAINT

Comes the Plaintiff, J. Wellington Wimpy, doing business as Wimpy's Wigwams, by and through his attorney, Ronald McDonald, and for his Complaint against the Defendants states:

1. Plaintiff is an individual resident of Marvel County, doing business as Wimpy's Wigwams, the premier tourist attraction in Marvel County, Arkansas.
2. Bluto's Widget Factory is an Arkansas corporation with its principal place of business in Marvel County, Arkansas.
3. Olive Oyl, doing business as Olive's Widget Emporium is an individual in the business of supplying widgets to the general public. Olive's holds itself out to be the finest widgetorium in Marvel County.
4. Popeye's Pretty Speedy Shipping Company is an Arkansas Corporation with its principal place of business in Marvel County Arkansas.
5. The International Brotherhood and Sisterhood of Widget Workers, Local 292 is an unincorporated association. The principal location of its activities is Marvel County, Arkansas.

6. Scabs R Us is an employment agency with its principal place of business in Marvel County, Arkansas.

7. The Sweet Haven Militia is a paramilitary organization attempting to overthrow the government in Marvel County, Arkansas.

8. On April 1, 2008, Plaintiff purchased twelve dozen widgets from Olive's Widget Emporium. Those widgets had been manufactured by Bluto's Widget Factory.

9. Plaintiff specifically told Defendant Olive Oyl that he intended to use the widgets on wigwams which he hoped to rent to tourists during the 2008 tourist season. Olive Oyl guaranteed Plaintiff that the widgets were fit for such use.

10. The widgets were defective, causing damage as set forth below.

11. The widgets were manufactured in a negligent manner. In particular, the flubber used to make the widgets was improperly heated during manufacture. The negligence resulted from the fact that Local 292 was on an illegal strike, and Scabs R Us provided incompetent widget workers to Bluto's factory. The widgets were worsened when Popeye's Pretty Speedy Shipping Service negligently subjected the widgets to force in excess of 5 g's. Finally, Olive Oyl stored the widgets next to a vat of plutonium illegally owned by the Sweet Haven Militia. All parties were guilty of negligence, which was the proximate cause of damages as set forth below.

12. Olive's breached express warranties, as well as implied warranties of merchantability and fitness for a particular purpose.

13. Bluto's provided a defective product as that concept is understood under the Arkansas Products Liability Act of 1979, Ark. Code Ann. § 16-116-101, in that the widgets were unsafe for reasonably foreseeable use and consumption.

14. As a result of the negligence and breach of warranty as set forth above, and defective condition of the widgets, Plaintiff was unable to rent wigwams to the tourists during the tourist season. The worksheet, attached hereto as Exhibit A, sets forth the losses, which total

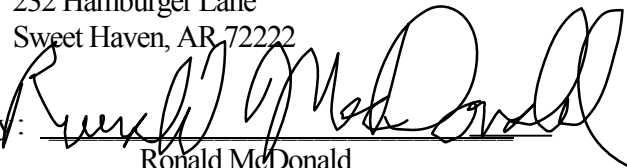
\$122,532.92. Further, Plaintiff slipped on the wet floor of a wigwam and injured his back. He suffered pain, and incurred medical expenses, and will continue to suffer pain and incur medical expenses in the future.

WHEREFORE, Plaintiff prays damages against all defendants an amount sufficient to compensate him for his losses as alleged above. Plaintiff demands a jury trial, and requests all other just and proper relief.

Respectfully submitted,

MCDONALD, KING, AND WENDY
232 Hamburger Lane
Sweet Haven, AR 72222

by:

A handwritten signature in black ink, appearing to read "Ronald McDonald", written over a horizontal line.

Ronald McDonald
Attorney for Plaintiff

Filed

January 15,
2009
3:00 P.M.
Janet Reno
Circuit Clerk
Marvel County

IN THE CIRCUIT COURT OF MARVEL COUNTY, ARKANSAS

J. WELLINGTON WIMPY, d/b/a WIMPY'S
WIGWAMS

PLAINTIFF

V.

NO. 09--0001

BLUTO'S WIDGET FACTORY, OLIVE OYL, d/b/a OLIVE'S WIDGET EMPORIUM,
POPEYE'S PRETTY SPEEDY SHIPPING
COMPANY, INTERNATIONAL BROTHERHOOD AND
SISTERHOOD OF WIDGET WORKERS, LOCAL 292, SCABS
R US, and THE SWEET HAVEN MILITIA

DEFENDANTS

ANSWER OF OLIVE OYL d/h/a. OLIVE'S WIDGET EMPORIUM

Comes the Defendant, Olive Oyl, doing business as Olive's Widget Emporium, by and through her attorneys, Kirk, Spock, & McCoy, and for her Answer to the Complaint of J. Wellington Wimpy, doing business as Wimpy's Wigwams, states:

1. Defendant admits all the allegations of paragraph 1 of Plaintiff's Complaint, except that Defendant has no information as to whether Wimpy's Wigwams is the premier tourist attraction in Marvel County, and therefore denies that allegation.
2. Defendant admits the allegations of paragraph 2 of Plaintiff's Complaint.
3. Defendant admits the allegations of paragraph 3 of Plaintiff's Complaint.
4. Defendant admits the allegations of paragraph 4 of Plaintiff's Complaint.

5. Defendant has no knowledge as to the allegations of paragraphs 5, 6, 7, and 8 of Plaintiff's Complaint, and therefore denies them.

6. Defendant admits the allegations of paragraph 8 of Plaintiff's Complaint

7. Defendant denies the allegations of paragraphs 9 through 14 of *Plaintiff's* Complaint.

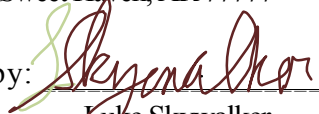
8. Olive's further moves to dismiss on the grounds of insufficiency of process and insufficiency of service of process in that service was had by delivery of the summons and complaint to an infant residing at the home of Defendant Olive Oyl.

WHEREFORE, Plaintiff's Complaint should be dismissed.
Defendant prays for costs and all other just and proper relief.

Respectfully Submitted,

Kirk, Spock, & McCoy
1701 Enterprise Lane
Sweet Haven, AR 77777

by:



Luke Skywalker
Attorney for Defendant Olive Oyl,
d/b/a Olive's Widget Emporium

Filed

**January 16, 2009 3
:4 5 P.M. Janet
Reno
Circuit Clerk
Marvel County**

IN THE CIRCUIT COURT OF MARVEL COUNTY, ARKANSAS

J. WELLINGTON WIMPY, d/b/a WIMPY'S
WIGWAMS

PLAINTIFF

V.

NO. 09--0001

BLUTO'S WIDGET FACTORY, OLIVE OYL, d/b/a OLIVE'S WIDGET
EMPORIUM, POPEYE'S PRETTY SPEEDY SHIPPING
COMPANY, INTERNATIONAL BROTHERHOOD AND
SISTERHOOD OF WIDGET WORKERS, LOCAL 292, SCABS
R US, and THE SWEET HAVEN MILITIA

DEFENDANTS

ANSWER AND MOTION TO DISMTSS

Comes the Defendant, International Brotherhood and Sisterhood of Widget Workers,
Local 292, by and through their attorney, Rush Limbaugh, and for their Answer and Motion to
Dismiss state:

1. Plaintiff's complaint should be dismissed for failure to state a cause of action.
2. Otherwise, Defendant admits the allegations of paragraph 5 of Plaintiff's Complaint and otherwise denies each and every material allegation of Plaintiff's complaint.

WHEREFORE this matter should be dismissed for failure to state a cause of action, or in the alternative, upon trial of this matter, this case should be dismissed. Defendant further

Filed

March 4, 2009

3 : 4 5 P.M.

**Janet Reno
Circuit Clerk
Marvel County**

IN THE CIRCUIT COURT OF MARVEL COUNTY, ARKANSAS

J. WELLINGTON WIMPY, d/b/a WIMPY'S
WIGWAMS

PLAINTIFF

V. NO. 09--0001
BLUTO'S WIDGET FACTORY, OLIVE OYL, d/b/a OLIVE'S
WIDGET EMPORIUM, POPEYE'S PRETTY SPEEDY SHIPPING
COMPANY, INTERNATIONAL BROTHERHOOD AND
SISTERHOOD OF WIDGET WORKERS, LOCAL 292,
SCABS' R US, and THE SWEET HAVEN MILITIA

DEFENDANTS

ORDER

On this fourth day of March, 2009, comes on to be heard the motion of Local 292 to dismiss for failure to state a cause of action. I find that Plaintiff and Cross-Defendant Bluto's fail to state a ground for recovery under the law. I would further note, that although the issue is not before me, the cases cited by Local 292 would also seem to exonerate Scabs R Us.

Therefore, Local 292's motion to dismiss for failure to state a cause of action is granted. Any party may file an amended complaint against Local 292 within 30 days of the service of this order.

It is so Ordered.

N. Deane
Circuit Judge

March 4, 2009
Date

Filed

April 17,
2009
3:45
P.M.

**Janet Reno
Circuit
Clerk Marvel
County**

IN THE CIRCUIT COURT OF MARVEL COUNTY, ARKANSAS

J. WELLINGTON WIMPY, d/b/a WIMPY'S
WIGWAMS


PLAINTIFF

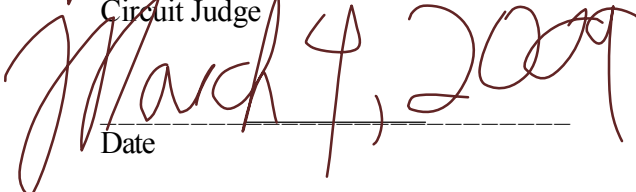
V. NO. 96--0001
BLUTO'S WIDGET FACTORY, OLIVE OYL, d/b/a OLIVE'S WIDGET
EMPORIUM, POPEYE'S PRETTY SPEEDY SHIPPING
COMPANY, INTERNATIONAL BROTHERHOOD AND
SISTERHOOD OF WIDGET WORKERS, LOCAL 292,
SCABS R US, and THE SWEET HAVEN MILITIA

DEFENDANTS

The motion of the Sweet Haven Militia is hereby GRANTED. I hereby direct entry
of judgment and find there is no just reason for delay.

IT IS SO ORDERED.



Circuit Judge


Date

IN THE CIRCUIT COURT OF MARVEL COUNTY, ARKANSAS

J. WELLINGTON WIMPY, d/b/a WIMPY'S
WIGWAMS

PLAINTIFF

V. NO. 09--0001
BLUTO'S WIDGET FACTORY, OLIVE OYL, d/b/a OLIVE'S WIDGET
EMPORIUM, POPEYE'S PRETTY SPEEDY SHIPPING
COMPANY, INTERNATIONAL BROTHERHOOD AND
SISTERHOOD OF WIDGET WORKERS, LOCAL 292,
SCABS R US, and THE SWEET HAVEN MILITIA

DEFENDANTS

C

MOTION IN LIMINEE

Comes the Plaintiff, J. Wellington Wimpy, d/b/a Wimpy's Wigwams, by and through his Attorney, Ronald McDonald, and for his Motion in Limine states:

1. Plaintiff moves the Court in limine to instruct the Defendants, Defendants' counsel, and defendants' witnesses, not to make any remarks, statements, or testimony of any nature which might inform the jury or imply to the jury the above mentioned circumstances. Were these circumstance made known to the jury, it would be improper and prejudicial, and such prejudice could not be cured by the Court's sustaining the Plaintiff's objections at the time said evidence was offered or by instructing the jury to disregard some.

2 Plaintiff moves the Court in liminee to prohibit any remarks, statements, or testimony of any nature which might inform the jury or infer to the jury the following:

a. No argument, testimony, or insinuation that Plaintiff has been reluctant to go to trial or that Plaintiff was obdurate in discovery proceedings should be allowed because such statements would be untrue and irrevelant, prusuant to Rules 401, 402, 403 and 408 of the Arkansas rules of Evidence as well as other Arkansas law relating to the admissibility of such

evidence at trial.

b. That Plaintiff's expert witnesses or their employers have professional liability insurance. Such evidence is irrelevant to the issues in the pending action and oughta be excluded pursuant to Rule 401, 402, and 403 of the Arkansas Rules of evidence as well as other Arkansas Statutes Annotated relating to the admissibility of such evidence at trial. It is true that Dr. Wottasnozzle has liability insurance, but it is not wise to work in any scientific field today without purchasing liability insurance. The undersigned himself has had to shell out an unconscionable amount of money to buy liability insurance, but that's the breaks in this business. Occasionally, you screw up. It came in very handy when the explosion—which was not Dr. Wottasnozzle's fault either—happened. By the way, the Defendants should not be permitted to mention the explosion at the university either. It is irrelevant to this case.

c. That settlement negotiations, if any, have occurred in this case prior to trial. Such Evidence is irrelevant to the Issues in the preceding action and should be included pursuant to Rules 401, 402, 403 and 408 of the Arkansas Rules of Evidence as well as other Arkansas law relating to the admissibility of such evidence trial. Noone could in good conscience argue that the fact that plaintiff was willing to settle this case for a certain amount of money before he even filed his lawsuit and even before he hired a lawyer to tell him what damages he might be entitled to recover in this action is a fair comment on the amount of damages he ought to be able to recover in this action once the jury hears all the evidence as properly developed and proven and expounded upon by the expert witnesses and shown by all the testimony and elucidated by argument.

d. That Plaintiff's expert witness, Dr. O. G. Wottasnozzle, has in the past and is currently involved in the anti-mopery movement. Dr. Wottasnozzle is the president of the Workers' and Farmers' Anti-Mopery League of Chenal Valley. As the Court may be aware, that organization has recently been the victim of a smear campaign. The Farmers' and Workers' Anti-Mopery League of Chenal Valley has been falsely denounced as a Communist front organization by pressure groups financed by wealthy individuals and corporations such as Bananaberry Enterprises, Incorporated. These defamatory lies are untrue, but they have no relevance to this lawsuit and would take too much time and effort to distract the jury from the facts relevant to this case. Any marginal relevance that might exist because of the ties that some labor organizations have with the anti-mopery movement is non-existent in this case at bar, because the only labor union involved in this case has never been involved in the anti-mopery movement. Exhibit A, Affidavit of Joseph Dzhughashvili.

e. Counsel for Defendants should not be allowed to exhibit any document, writing, material object, or exhibitionist to the jury or any witness without first tendering it to opposing counsel so that appropriate objections, if any, could be made outside the hearing of the jury.

f. Counsel for Defendants should be prohibited from mentioning or arguing any facts or opinions other than those admitted by the Court at trial.

Ark. R. Evid. 401, 402 and 403.

g. The Defendants and their lay witnesses should be prohibited from giving testimony of any kind which is scientific in nature or which gives a scientific opinion as to the casual connection between various events or to the damages incurred by Plaintiff in this case. Such opinions may only be

given by witnesses qualified as expert witnesses under Arkansas law. Ark. R. Evid. 702.

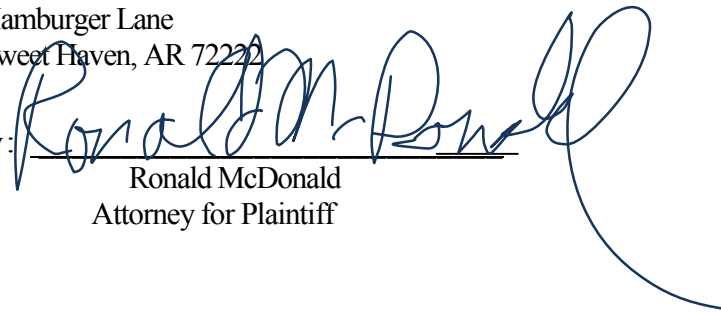
h. Counsel for Defendants should be prohibited from mentioning the probable testimony or name of any witness who is absent, unavailable, or who will not be called to testify in this cause or that the counsel for Plaintiff did not call to testify any witness during trial is not relevant and should not be mentioned. Ark. R. Evid. 401, 402 and 403.

WHEREFORE, Plaintiff prays that his Motion in Limine be granted, and for all other proper relief.

Respectfully submitted,

MCDONALD, KING, AND WENDY 232
Hamburger Lane
Sweet Haven, AR 72222

by:

A handwritten signature in blue ink, appearing to read "Ronald McDonald", is written over a horizontal line. The signature is stylized and extends to the right of the line.

Ronald McDonald
Attorney for Plaintiff

Filed

August 14, 2009

11:59 P.M.

Janet Reno

Circuit Clerk

Marvel County

IN THE CIRCUIT COURT OF MARVEL COUNTY, ARKANSAS

J. WELLINGTON WIMPY, d/b/a WIMPY'S
WIGWAMS

PLAINTIFF

V.

NO. 09--0001

BLUTO'S WIDGET FACTORY, OLIVE OYL, d/b/a OLIVE'S WIDGET
EMPORIUM, POPEYE'S PRETTY SPEEDY SHIPPING
COMPANY, INTERNATIONAL BROTHERHOOD AND
SISTERHOOD OF WIDGET WORKERS, LOCAL 292, SCABS
R US, and THE SWEET HAVEN MILITIA

DEFENDANTS

NOTICE OF APPEAL

1. The Defendant, Bluto's Widget Factory by and through its attorneys, Piggee & theFrog, hereby gives notice of its appeal to the Supreme Court of Arkansas from judgment in favor of J. Wellington Wimpy, the Plaintiff against Bluto's Widget Factory, the Defendant, entered on August 14, 2009.

2. Appellant hereby designates the entire record and all proceedings, exhibits, evidence and documents introduced into evidence to be contained in the record on appeal. The transcript has been ordered from Selena Kyle, whose address is Room 6, Marvel County Courthouse, Sweet Haven, Arkansas, 72222, the reporter of the proceedings in this case.

3. The appeal is taken to the Supreme Court of Arkansas pursuant to Rule 1-2(a)(16) of the Rules of the Supreme Court because it involves the interpretation of the law of torts.

Filed this fourteenth day of August, 2009.

Respectfully submitted,

Piggee & theFrog
3233 Muppet Way
Sweet Haven, AR 72222

by:


Kermit theFrog

Filed

August 14, 2009

12:00 Noon

**Janet Reno
Circuit Clerk
Marvel County**

IN THE CIRCUIT COURT OF MARVEL COUNTY, ARKANSAS

J. WELLINGTON WIMPY, d/b/a WIMPY'S
WIGWAMS

PLAINTIFF

V.

NO. 96--0001

BLUTO'S WIDGET FACTORY, OLIVE OYL, d/b/a OLIVE'S WIDGET
EMPORIUM, POPEYE'S PRETTY SPEEDY SHIPPING
COMPANY, INTERNATIONAL BROTHERHOOD AND
SISTERHOOD OF WIDGET WORKERS, LOCAL 292, SCABS
R US, and THE SWEET HAVEN MILITIA

DEFENDANTS

JUDGMENT

On the 14th day of August, this cause came on to

be heard, Plaintiff, J. Wellington Wimpy, appearing in person and by his attorney, Ronald McDonald, and the Defendant, Olive Oyl, appearing in person and by her attorney, Luke Skywalker, and the Defendant Popeye's Pretty Speedy Shipping Company, appearing by its Chief Executive Officer Pablo Popeye and by its attorney, Jacqueline Hyde, and Defendant Bluto's Widget Factory, appearing by its Chief Executive Officer Ettu Bluto and its attorney, Kermit theFrog, and all parties being prepared for trial, a jury composed of twelve members of the regular panel of petit jurors of this Court was selected, empaneled and sworn according to law to try the issues of fact arising in this case. After hearing all of the evidence introduced, the instructions of the Court and the arguments of counsel, the jury retired to consider its verdict and after deliberating thereon, returned the following responses to interrogatories:

INTERROGATORY NO. 1: Do you find from a preponderance of the evidence that there was negligence upon the part of Olive Oyl doing business as Olive's Widget Emporium which was a proximate cause of any damages?

ANSWER. Y e s
(Yes or No)

INTERROGATORY NO. 2. Do you find from a preponderance of the evidence that there was negligence on the part of Bluto's Widget Factory which was a proximate cause of any damages?

ANSWER: Y e s
(Yes or No)

Yes;
(Yes or No)

INTERROGATORY NO. 3. Do you find from a preponderance of the evidence that there was negligence on the part of Popeye's Pretty Speedy Shipping Company which was a proximate cause of any damages?

ANSWER-

INTERROGATORY NO. 4. Use this interrogatory only if you have answered "Yes" to one or more of Interrogatories 1 through 3:

Using 100% to represent the total responsibility for the occurrence and any injuries or damages resulting from it, apportion the responsibility between the parties whom you

have found to be responsible.

| | |
|------------------------|---------------------------|
| Olive Oyl | <u> 22.5 % </u> |
| Bluto's Widget Factory | <u> 60.3 % </u> |
| Popeye's Pretty Speed | |

Shipping Co.

17.2 %

4. State the amount of any damages which you find from a preponderance of the evidence were sustained by J. Wellington Wimpy as a result of the occurrence.

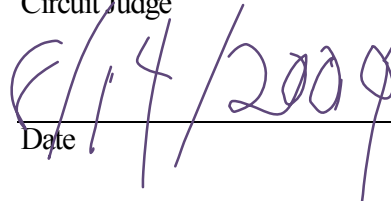
\$ 57 , 293 . 44

IT IS, THEREFORE, BY THE COURT CONSIDERED, ORDERED AND ADJUDGED that Plaintiff, J. Wellington Wimpy doing business as Wimpy's Wigwams, have and recover of and from defendants, Olive Oyl doing business as Olive's Widget Emporium, Bluto's Widget Factory, and Popeye's Pretty Speedy Shipping Company the sum of \$57,293.44, with interest thereon from this date until paid at the rate of 10 per cent per annum, together with all costs herein expended, for all of which execution may issue.

IT IS SO ORDERED.



Circuit Judge



Date

Filed

September 30, 2009

12:00 Noon
Janet Reno
Circuit Clerk
Marvel County

IN THE CIRCUIT COURT OF MARVEL COUNTY, ARKANSAS

J. WELLINGTON WIMPY, d/b/a WIMPY'S
WIGWAMS

PLAINTIFF

V.

NO. 09--0001

BLUTO'S WIDGET FACTORY, OLIVE OYL, d/b/a OLIVE'S WIDGET
EMPORIUM, POPEYE'S PRETTY SPEEDY SHIPPING
COMPANY, INTERNATIONAL BROTHERHOOD AND
SISTERHOOD OF WIDGET WORKERS, LOCAL 292, SCABS
R US, and THE SWEET HAVEN MILITIA

DEFENDANTS

NOTICE OF APPEAL

1. Defendant Popeye's Pretty Speedy Shipping Company, by and through its attorneys, Runne, Laquelle, and Hyde, hereby gives notice of its appeal to the Arkansas Court of Appeals from the Order Denying All Motions for New Trial in favor of J. Wellington Wimpy, the Plaintiff, against Popeye's Pretty Speedy Shipping Company, a Defendant, entered herein on September 24, 2009. Defendant Popeye's Pretty Speedy Shipping Company further appeals all other intermediate orders of the Trial Court, including but not limited to the Court's failure to rule on Olive Oyl's Motion for New Trial, which was deemed to have occurred on or about September 20, 2009, the Judgment entered herein on August 14, 2009, the Order denying Popeye's Pretty Speedy Shipping Company's Motion for Summary Judgment entered on May 2, 2009, the Order granting the Motion for Summary Judgment of Sweet Haven Militia entered on April 17, 2009, and the Order Dismissing Complaint Against Local 292 entered on March 4, 2009.

2 . Appellant hereby designates the entire record and all proceedings, exhibits, evidence, and documents introduced into evidence to be contained in the record on appeal.

3 . The transcript has been ordered from Selina Kyle, whose address is Room 6, Marvel County Courthouse, Sweet Haven, Arkansas, 72222, the reporter of the proceedings in this case.

4 . Defendant/Appellant Popeye's Pretty Speedy Shipping Company has tendered a check in the amount of \$450.00 to Ms. Kyle, which is 50% of the estimated cost of preparing the transcription of the record in this case.

5 . This appeal is taken to the Arkansas Court of Appeals.

Respectfully Submitted,

RUNNE LAQUELLE & HYDE
1313 Mockingbird Lane
Sweet Haven, AR 72222

by: _____
Jacqueline Hyde
Attorney at Law

Certificate of Service

I, Jacqueline Hyde, hereby certify that I have mailed a true and correct copy of the above Notice of Appeal to Ronald McDonald, MCDONALD, KING, AND WENDY, 232 Hamburger Lane, Sweet Haven, AR 72222; Luke Skywalker, KIRK, SPOCK, & MCCOY, 1701 Enterprise Lane, Sweet Haven, AR 77777, Rush Limbaugh, LIMBAUGH & KENNEDY, EIB Building, Suite 4200, First and Main, Sweet Haven, AR 72222, and Alan Dershowitz, 444 Harvard Lane, Sweet Haven, AR 72222, by regular mail, with the required postage prepaid, this 30th day of September, 2009.

Jacqueline Hyde