

# In The United States Court of Appeals

NORTHERN

DISTRICT OF

GEORGIA

WILLIAM ANTHONY FAGNES  
(Plaintiff)

SUMMONS IN A CIVIL ACTION

V.

CASE NUMBER: 09-13160-F

District Court # 09-CV-1258-RWS

MARY LEE ABELE et. Al  
(Defendants)

TO: (Name and Address of Defendant)

Christina K. Decker RPR, CRR  
Federal Official Court Reporter  
101 - Holmes Avenue, N.E.  
Huntsville, Alabama 35801

YOU ARE HEREBY SUMMONED and required to file with the Clerk of this Court and serve upon

PLAINTIFF'S ATTORNEY (name and address)

William Anthony Fagnes, 22619-001  
Federal Prison Camp  
P.O. Box 150160  
Atlanta, Georgia 30315  
Unit - H

an answer to the complaint which is herewith served upon you, within 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.

CLERK

DATE

January 19, 2010

BY DEPUTY CLERK

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

WILLIAM ANTHONY FAGNES

(PLAINTIFF)

V.

FILED IN CLERK'S OFFICE  
U.S.D.C. Atlanta

MAY - 8 2009

JAMES N. HATTEN, CLERK  
By *[Signature]* Deputy Clerk

- 1) Mary Lee Abale, Trustee of the Estate
- 2) Judge O. H. Florence, Jefferson County Probate Judge
- 3) William (Bill) Dawson, Atty. and husband of Trustee
- 4) F.B.I. Agent Jeffery Burgass,
- 5) Asst. U.S. Attorney Billy Lee Barnett,
- 6) Asst. U.S. Attorney Robert P. McGregor,
- 7) Attorney Randy Dempsey, Jr.,
- 8) Congressman Spencer T. Bachus III,
- 9) Magistrate T. Michael Putnam,
- 10) Deputy Clerk Yolanda Berry,
- 11) F.B.I. agent Raymond Smith, Jr.,
- 12) Magistrate Judge R. Hopkins Kidd, Jr.,
- 13) Detective U.D. Rios,
- 14) F.B.I. Agent Jay Bartholomew,
- 15) Christina K. Decker, Federal Court Reporter
- 16) U.S. Attorney Alice H. Martin,
- 17) Ms. Sharon Harris, Deputy Chief Federal Clerk
- 18) Ms. Elaine Terry, Counselor, Federal Camp
- 19) Warden Grayer,
- 20) Mr. Gee, Camp Administrator Atl. Federal Camp
- 21) Gary T. Simmons, Coroner for Jefferson County
- 22) Annie Bushelon, Funeral Director for Bushelon Funeral Home
- 23) Federal Judge C. Lynwood Smith (DEFENDANTS)

1 09-CV-1258

RWS

i.

COMES NOW, WILLIAM ANTHONY FAGNES, hereinafter referred to as the Plaintiff.  
Do hereby swear under the penalty of perjury that the following information  
herein is the truth to the best of my ability.

ii.

The Plaintiff is a natural born citizen of the United States of America,  
and a residence of the state of Georgia at 601 McDonough Blvd., Atlanta, Georgia  
30315, where I am presently being held in peonage against my will.

i.



SEP 10 2009

IN THE UNITED STATES ELEVENTH CIRCUIT COURT  
COURT OF APPEALSWILLIAM ANTHONY FAGNES,  
(Plaintiff)

v.

MARY LEE ABELE, et. Al  
(Defendant))  
) District Court #:1:09-CV-1258-RWS  
)  
)  
)  
)  
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RULE 26.1

INTERROGATORY QUESTIONS

NOW COMES, Mr. William Anthony Fagnes, Pro Se, herein referred to as the Plaintiff. The Plaintiff provides this Honorable Court with a list of names that are Defendants in the aforementioned case which will receive Interrogatory Questions that will allow the Plaintiff to receive relevant information as evidence to be used in discovery. The Rules of Criminal Procedure do not permit the Defendants to plead the (Fifth Amendment), as only (11) of the (23) twenty three Defendants are presented with Interrogatory Questions, as they are central players in the Murder and cover up of Ms. Ada Mays Jones, and recipients of the estate in which the Plaintiff is the true heir. Some of the Defendants have aid and abett to create a fraudulent indictment.

Pursuant to Rule 26.1, this rule allows the Defendants the opportunity to tell the truth before this Honorable Court under the penalty of perjury, as evidence and witnesses have already verified and documented events and other pertinent information that qualifies the Defendants are participant's in the Continuing Criminal Enterprise operating "Under the Color of Law".

The Questions that are directed to each individual Defendant is structured and asked to give their account of the situation that they have participated in individually as it relates to the Murder, Cover up, Aid and abetting, suppression and concealment of evidence, or the set up of the Plaintiff through forgery scheme of the Grand Jury Foreman's signature, and the signature of the Plaintiff himself.

The Petitioner contends, evidence and witnesses support the foundation of the questions asked each Defendant, and if the Defendants do not respond to the questions, it will be deemed that they admit to the actions accused. The Plaintiff respectfully asks this Court for (30) thirty days to allow the Defendants to respond with their answers from the questions presented. The Defendant respectfully requires that the answers be submitted directly to the Honorable United States Court of Appeals, as well as the Plaintiff, as the information will be forwarded to the Honorable Office of the United States Attorney General just as this entire case has been presented thus far.

The Plaintiff declares, the questions are directed to each individual that has participated in the conspiracy to embezzle the estate of Ms. ADA MAYS JONES, and the Plaintiff's truly is the truthful heir of that estate. Evidence provides, from the coroner to the Probate Court that foul play is evident. Each Defendant plays a role that is covered in their legal capacity as Lawyers, F.B.I. agents, U.S. Attorney's, Coroner's and judicial capacities. Each role that is identified is linked to another player in this scheme, which qualifies this Continuing Criminal Enterprise as a Racketeering Criminal Organization as identified under Title 18 U.S.C. §1961 (1 through 5).

#### IDENTITY OF THE DEFENDANTS

- 1) Attorney Mary Lee Abele - Trustee for the estate of Ms. Ada Mays Jones.
- 2) Probate Judge Orris H. Florence - Alabama, Jefferson County
- 3) Attorney William (Bill) Dawson - Partner of Mary Lee Abele
- 4) Asst. U. S. Attorney Billy Lee Barnett
- 5) Asst. U.S. Attorney Robert P. McGregor -
- 6) Attorney Randy Dempsey - Former lawyer for the Plaintiff
- 7) Jefferson County Medical Examiner, Gary T. Simmons
- 8) Bushelon Funeral Home, Ms. Annie Bushelon Holt
- 9) Federal Court Reporter, Ms. Christina L. Decker
- 10) Ms. Yolanda N. Berry
- 11) F.B.I. Agent, Jeffery Burgess



Federal Official Court Reporter

Ms. Christina K. Decker RPR, CRR  
101 - Holmes Avenue, N.E. Suite 305  
Huntsville, Alabama 35801

Residence

2300 Meadow Wood Circle  
Guntersville, Alabama 35976

The following information is requested from you regarding the transcripts from case#CR-01-S-414-S, and Civil Case #2:05-CV-8065 CLS - TMP.

On October 23, 2004, the Plaintiff received transcripts from you regarding a plea agreement hearing that was purportedly held on March 18, 2002, and the Plaintiffs sentencing hearing that was held on October 28, 2002.

As you are aware, each court room has a back up system for transcribed court reportings that are registered and protected on disc in case of power failure, or any other problems that might occur. These transcriptions can and will be sought by the proper courts and the United States Justice Department in this investigation, and a Criminal Investigation to follow. Your honest response will prove to be invaluable as to whether you are charged with a single crime, or several Criminal Acts, as conspiracy carries a minimum of ten years in prison. These question will determine exactly where your future in this criminal investigation begins and ends.

Question (1)

Ms. Christina K. Decker, did you receive a check for \$350.00 around September 3, 2004 from attorney Jeffery M. Brandt to prepare the Plea Agreement & sentencing hearing transcript for Mr. William Anthony Fagnes in case #01-CR-414-All?

Question (2)

On October 7, 2004, you were once again contacted by attorney Jeffery M. Brandt, because you did not respond after you received the \$350.00. Isn't it a fact that you were once again ignored Attorney Jeffery M. Brandt. for an update, and you never responded to her request as well?

Question (3)

On or about October 23, 2004, you sent the trial transcripts from the March 18, 2002 and the October 28, 2002 sentencing hearings to the office of attorney Jeffery M. Brandt at 11331 Grooms Road, Suite 3000, Cincinnati, Ohio 45242, inclusive of the plea hearing, is this correct?

Question (4)

Ms. Decker, did you sign the copy of each of the transcripts as true and correct copy of the "entire" proceeding under the penalty of perjury?

Question (5)

You were contacted by the Plaintiff, William Anthony Fagnes on March 30, 2005, requesting that you assist him with a problem. The problem was, on October 23, 2004, you transcribed a change of plea and sentencing hearing transcripts in the case U.S.A. v. William Anthony Fagnes, case #CR-01-S-414-S, before judge C. Lynwood Smith, Jr. The problems were, the transcripts had additions and deletions in verbage during the proceedings and the fact that they were never signed by your self as certified and authentic copy. Will you please re-send a copy of the entire transcribed transcripts to this Honorable Court with signature and full responsibility under the penalty of perjury?

Question (6)

After two years, and you did not respond to my request, it was obvious that there was some problem that you did not want to address. As I explained to you in the letter, there were obvious misinterpretations and representations by those in government office, U.S. Asst Attorney, Robert P. McGregor, Asst. U.S. Attorney Billy Lee Barnett, and F.B.I. Jeffery L Burgess. These criminals have also received a long list of questions regarding the criminal enterprise that will soon face Justice. It is obvious that you were coerced to participate along with the criminal enterprise, and this is your opportunity to provide the truth, as it will soon come to light and your honesty will either support the justice department in providing you relief, or prosecution. Will you present this Honorable Court with a true and correct copy of the transcripts?