

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)

Jeffery L. Burgess
F.B.I. Headquarters
1000 - 18th Street
Birmingham, Alabama 35203

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 Abela, 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 Burgess,
- 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 1993

09-13160-F

IN THE UNITED STATES ELEVENTH CIRCUIT COURT
COURT OF APPEALS

WILLIAM 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

F.B.I. Agent Jeffery Burgess
1000- 18th Street
Birmingham, Alabama 35203
Residence
1736 Chelsea Avenue
Birmingham, Alabama 35214-2706

These questions are being asked in an investigation in the murder, cover up of Ms. Ada Mays Jones, for the embezzlement of her (46)) million plus dollar estate. The other co-conspirators motives and actions are listed in the heading of this Criminal complaint.

Question (1)

F.B.I. agent Jeffery L. Burgess, are you still employed with the regional (6) as Supervisor in charge of the F.B.I. unit for the Northern District of Alabama?

Question (2)

If you are retired, what was the date of your retirement?

Question (3)

Mr. Burgess, were you one of the men who went to C.P.A. Gerald Vines office in 1990 with guns drawn and threatened his life if he exposed the murder and cover up of Ms. Ada Mays Jones, in protection of the embezzlement scheme?

Question (4)

If you were not present, which officer's did you order to go to Gerald Vines office and threaten his life?

Question (5)

Mr. Gerald L. Vines, the plaintiff accountant contacted assistant United States Attorney Billy Lee Barnett and Jefferson County Probate judge, Orris H. Florence to release the true estate of Ms. Ada Mays Jones to the Plaintiff and his wife, Iris Chinesa Hardy Fagnes, who was to received approximately (28) twenty eight million dollars from the estate of Ms. Ada Mays Jones "last Will and Testament."

In stead, CPA Gerald Vines life was threatened by Assistant U.S. Attorney Billy Lee Barnett with a \$50,000.00 contract if he ever exposed the criminal enterprise operating under the color of law from the Northern District of Alabama who stooped so low that they would violate their oath to office and use their police powers to intervene on the Jefferson County Coroner's office Birmingham Homicide Division and Jefferson County District Attorney's office investigation of the wealthiest African American woman in the State of Alabama in 1980's, which was the time of her murder.

The intervention of yourself, Jeffery L. Burgess, and Asst. U.S. Attorney Billy Lee Barnett, along with other corrupt F.B.I. agents in the area who would bring shame and dishonor to the Department of Justice to an all time low, where the foundation of corruption and malicious Asst. U.S. Attorney and F.B.I. team with original architects who fatally poison a 69 year old Christian who was the pillar of the community, who never done one human being wrong in her life.

The original architects to fatally poison Ms. Ada Mays Jones along with, Ms. Mary Lee Abele, Probate Judge Orris H. Florence, Attorney William (Bill) Dawson, Ms. Iris Elaine Hardy, and Ms. Gwendolyn Davis, who was given a pass to murder by the assistant U.S. Attorney Billy Lee Barnett and yourself, F.B.I. agent Jeffery L. Burgess. This was done so that you and Barnett would have a share in the estate proceeds of Ms. Ada Mays Jones estate.

Jeffery L. Burgess, will you deny under the penalty of perjury deny the Plaintiff's truthful accusations?

Question (6)

Mr. Burgess do you understand that a citizen such as the Plaintiff has publically published your name in the Birmingham Times Newspaper along with Attorney Mary Lee Abele, Attorney Randy Allen Dempsey, Congressman Spencer T. Bachus III, Asst. U.S. Attorney Billy Lee Barnett and Assistant United States Attorney Robert P. McGregor, Jr. and published these facts accusing you on June 13, 2008 of "Murder and the Cover Up of a Rich Citizen's death". Of conspiring to murder, then murder Ms. Ada Mays Jones so that your criminal enterprise could cash in on her estate and embezzle her (46) million dollars estate away from the true heirs, Iris Chinesea Hardy Fagnes and the Plaintiff.

The Plaintiff mailed a copy of the news paper article to Federal Judge Karen O. Bowdre, Attorney Randy Allen Dempsey, Jr., Attorney Mary Lee Abele, U.S. Attorney Alice H. Martin, and there has never been a response or charges of perjury brought up against the Plaintiff.

Jeffery L Burgess, are you going to bring perjury charges against the Plaintiff, or are you going to plead the "fifth"?

Question (7)

Jeffery L Burgess, how much money did you receive from the aforementioned members of the Criminal Enterprise directly, or indirectly from the estate of Ms. Ada Mays Jones?

Question (8)

What was your relationship with Iris Elaine Hardy and her sister Gwendolyn Davis?

Question (9)

How long did you know Iris Elaine Hardy before she was shot in the back of the head and spine on October 12, 1990, and died on October 29, 1990?

Question (10)

How much money was Iris Elaine Hardy demanding before she got shot in the back of the head when she was killed for demanding more money from the estate of Ms. Ada Mays Jones?

Question (11)

When Iris Elaine Hardy informed you about the threat on her role, as well as William Dawson, regarding exposing the forgeries she committed impersonating her daughter and cashing in the insurance policy at JONES LIFE, and also going into her safety Deposit Box, with the last "Will and Testament" of Ms. Ada Mays Jones. Is this why Iris Elaine Hardy was assassinated?

Question (12)

How much money did you receive being the muscle of the operation of concealing the murder of Ms. Ada Mays Jones?

Question (13)

In the very beginning of this Criminal Enterprise embezzlement scheme, there were Asst. U.S. Attorney Billy Lee Barnett, Trustee Atty. Mary Lee Abele, Attorney William Dawson, Probate Judge Orris H. Florence, Iris Elaine Hardy and yourself, Jeffery L. Burgess. Did you become offended when I told my attorney, Randy Dempsey about the fraud scheme that your team set up when he muscled himself into the scheme?

Question (14)

You appeared at the home of Ms. Ada Mays Jones approximately (21) months after the death of Ms. Ada Mays Jones 1124- 24th Avenue, North, Birmingham, Alabama with Congressman Spencer T. Bachus III, Attorney Randy Dempsey, Jr. at 9:00 p.m. Can you identify the other individuals that you were seen with at her home at that time?

Question (15)

As you are aware, that when you and the others were in the home of Ms. Ada Mays Jones, there was no one else there, as Gwendolyn Davis lived there alone. Can you explain who let you in the home, and why Gwendolyn Davis was not home when all of you and your criminal associates arrived?

Question (16)

In August of 1990, what was the reason that Randy Allen Dempsey, Congressman Bachus, III, and two other unidentified people were at the home of Ms. Ada Mays Jones at 9:00 p.m.?

Question (17)

Will you name the Birmingham Police Department Homicide Detectives that you interceded on to take over the murder investigation with Asst. U.S. Attorney Billy Barnett starting in December 1988?

Question (18)

During your investigation, how many times have you been to Ada Mays Jones residence?

Question (19)

How many times have you been to the home of Ms. Ada Mays Jones residence between the time that Ms. Ada Mays Jones was murdered and the time that Twis E. Hardy was murdered at in October 1990?

Question (20)

Will you provide list of all of your assets, the assets of your wife and children prior to the murder of Ms. Ada Mays Jones, and a list of the assets from 1988 until today?

Question (21)

What is your relationship with C.E.O. William Herbert Stockhams son, Herbert Stockham of the former Stockham, Valve, Pipe & Fitting, Inc.?

Question (22)

Will you provide this Honorable Court a copy of the tape recorder that you visibly had on the day of my arrest on September 07, 2001?

Question (23)

Will you provide the pictures to this Honorable Court that shows the Plaintiff at the trunk of the car that has the Plaintiff holding a box of drugs, along with any audio recordings?

Question (24)

Can you name the witness that you sent to me to set me up with what you stated were drugs in a box?

Question (25)

Were you aware that Asst. U.S. Attorney Billy Lee Barnett froze the estate of Ms. Ada Mays Jones until you all got the Plaintiff out of the way?

Question (26)

What is your relationship with Gary T. Simmons from the Jefferson County Medical Examiners Office?

Question (27)

What did you give Gary T. Simmons to alter the records of the murder of Ms. Ada Mays Jones to reflect that her death was from Natural causes?

Question (28)

Considering a lot of the evidence has been collected to charge you with the criminal activity that you have been accused with today, will you co-operate with this investigation and turn over the few missing documents and evidence that will determine whether this Honorable Court will hold you in contempt?