

# 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) Ms. Annie Bushelon Holt  
Funeral Home Director  
800- 14th Street, S.W.  
Birmingham, Alabama 35211

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 Abala, 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 0 0 2009

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

Ms. Annie Bushelon Holt  
Funeral Home Director  
800-14th Street, S.W.  
Birmingham, Alabama 35211

These following question are being asked in an investigation into the murder of Ms. Ada Mays Jones. Bushelon Funeral Home conducted the burial services for the Home going of Ms. Ada Mays Jones in November of 1988.

Ada Mays Jones was born on December 23, 1919, and her certificate of death number is 88-038500. Her full name was Ada Mays Lee Jones. And the coroner was Mr. Jack Parker from Jefferson County.

Question (1)

Will you provide a copy of your signature to the Courts registered by a notary?

Question (2)

Prior to November 16, 1988, did you know Ms. Ada Mays Jones before she was murdered?

Question (3)

Did you know her niece, Iris Elaine Hardy prior to the time that she was gunned down on October 12, 1990, and passed away on October 29, 1990, and was buried by Bushelon Funeral Home on November 3, 1990.

Question (4)

Were you aware that your brother, Aubrey Bushelon, the proprietor and Iris Elaine Hardy were having an affair for many years before she was murdered?

Question (5)

Do you know the daughter of Iris Elaine Hardy, Iris Chinese Hardy personally?

Question (6)

Can you tell this Honorable Court how many years you knew Iris Elaine Hardy prior to her murder?

Question (7)

Can you tell this Honorable Court how many years that you knew Iris Elaine Hardy's daughter, Iris Chimesa Hardy prior to 1990?

Question (8)

Did you know Ms. Gwendolyn Davis, Iris Elaine Hardys oldest sister?

Question (9)

Can you tell this Honorable Court when you picked up the body of Ms. Ada Mays Jones from the Jefferson County coroner's office to prepare her for her funeral and burial?

Question (10)

Are you aware that murder is a Capital offense and has no statute of limitations?

Question (11)

Are you aware that Aiding and Abetting of a Capital crime is a Capital offense ... and when it is related to murder can carry life in prison?

Question (12)

Did three Homicide Detectives come to Bushelon Funeral Home from Birmingham to observe Ms. Ada Mays Jones, and ask specific questions?

Question (13)

When the Detectives came to the Funeral Home, do you recall contacting your brothers mistress, Iris Elaine Hardy making her aware that the Detectives from the Birmingham Police Department came to the Funeral Home investigating foul play in the death of Ms. Ada Mays Jones?

Question (14)

Are you aware that perjury in a criminal investigation can carry up to ten years in a Capital criminal investigation?

Question (15)

The Plaintiff has many documents regarding the conspiracy that have been registered with this Court and the United States Department of Justice in Washington D.C. Office of Information Policy, and this information that is being requested from you is directly related to inquiries for this Honorable Court. Are you aware that by providing the truthful documentation and answer the questions correctly, you can be exonerated from prosecution if you turn over the "Insurance Policy of Burial" and the "Jefferson County Coroner Report to this Honorable Court?

Question (16)

Is it correct that your signature appears on line (37e) and (37f) of the Funeral Directors Death Certificate of Ms. Ada Mays Jones, #88-038500?

Question (17)

On the certificate, on line (37c) dated November 21, 1988, was this the date of disposition of Ms. Ada Mays Jones?

Question (18)

Isn't it true, that the coroner report presented to your Funeral Home stated that the body of Ms. Ada Mays Jones was at her home at least 36 to 48 hours when Jefferson County coroner Jack Parker arrived to pick up the body, and someone forced crackers down her throat after prying her jaws open?

Question (19)

Isn't it true that you and your brother discussed the circumstances and condition of the murder of Ms. Ada Mays Jones with each other following her death?

Question (20)

Additional information was also on the coroners report. Did the coroners report state that the death was from a lethal injection of a powerful heart medication and cocaine mixture?

Question (21)

Isn't it true that you knew Ada Mays Jones for many years prior to her death as a beautician; and she used your services to bury her beloved mother Ms. Anna Wilson Harrell who died April 13, 1985, and her husband, James Chester Jones who died on May 11, 1987.

Question (22)

From the many years that you have known Ada Mays Jones both personally and professionally, she was an outstanding human being with a very generous heart and godly spirit. As the Christian woman that you have known for many years, would you ever image Ada Mays Jones experimenting with cocaine?

Question (23)

When you reviewed the coroner's report, and it mentioned the digestion of cocaine in her blood, did you at that very moment suspect foul play?

Question (24)

Ms. Annie Bushelon Holt, Gwendolyn Davis, Iris Elaine Hardy and James Mason Hardy, Jr. arrived at your Funeral Home in January of 1989, after the burial of Ada Mays Jones. You were aware that Ada Mays Jones had more than enough money to pay for the Funeral. when they arrived with the death certificate #88-038500, you paid for all the Funeral arrangements at Bushelon, and you also paid Elmwood Cemetery (37406) for their services and for lot number [39-A Lot -S- $\frac{1}{2}$ -183] is this correct?

Question (25)

Can you explain how you received your payments for the Funeral Services and the Cemetery Block where Ada Mays Jones was buried?

Question (26)

In review of the Insurance Policy, Gwendolyn Davis, Iris Elaine Hardy, and James Mason Hardy were present to sign the Insurance documents. The name on the Insurance Documents as custodian was Iris Chinese Hardy. When did Iris Chinese Hardy come in and sign for the Insurance Policy to be paid?

Question (27)

The Insurance Policy reflects the signature of Iris Chinesa Hardy as the authority over the Policy. The Insurance Policy would cover the Funeral and the cemetery Block of land. Can you explain what the rest of the money that was deposited with your Funeral Home was paid out for and or to from the proceeds of the Insurance Policy balance?

Question (28)

Ms. Annie Bushelon Holt, the true copy of the last will and testament provides the truthful heir and holder of the Insurance Policy, which was granted to Iris Chinesa, [with a "C", not "E" as the middle initial]. As this was a forgery by Iris Elaine Hardy seeking the balance of the insurance policy for her personal gratification. In the face of all the corruption, foul play and embezzlement of Ms. Ada Mays Jones estate, the information that is requested for you to present to this Honorable Court will either exonerate you as a co-conspirator and or include you as a willing participant in conversion of Insurance fraud, and Aiding and abetting in the suppression and concealment of the murder of Ms. Ada Mays Jones. will you provide the requested information, or will this Honorable Court submit subpoenas to have you testify before the Grand Jury?

Question (29)

Ms. Annie Bushelon Holt, as you are aware, all records from life to death are registered within the secretary of States Office. The records that you have regarding Ms. Ada Mays Jones will either show that you have cooperated with this Federal investigation with the United States Justice Department and the Courts, or that you have joined sides with the Criminal Enterprise inclusive of all the individuals listed in the pretext of the law suit. Your cooperation will be highly appreciated, or we can have you testify before the Grand Jury with the records and the evidence that we have from the Forensic Science lab, and the witnesses and testimony of Ms. Iris Chinesa Hardy, who swears that she has never signed her name at your office to release the Insurance Policy for Ada Mays Jones. will you turn over any and all information required to this Honorable Court?