

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

WILLIAM ANTHONY FAGNES (PLAINTIFF)

V.

Mary Lee Abele,)	
Judge O. H. Florence,)	
William (Bill) Dawson,)	
F.B.I. Agent Jeffery Burgess,)	
Asst. U.S. Attorney Billy Lee Barnett,)	
Asst. U.S. Attorney Robert P. McGregor,)	
Attorney Randy Dempsey, Jr.,)	
Congressman Spencer T. Bachus III,)	Case # 1:09-CV-1258
Magistrate T. Michael Putnam,)	
Deputy Clerk Yolanda Berry,)	
F.B.I. Agent Raymond Smith Jr.,)	
Christina K. Decker,)	
U.S. Attorney Alice H. Martin,)	
Ms. Sharon Harris,)	
Warden Grayer,)	
Mr. Gee,)	
Ms. Elaine Terry,)	
Gary T. Simmons,)	
Annie Bushelon,)	
Judge C. Lynwood Smith (DEFENDANTS))	

AFFIDAVIT OF IRIS CHINESE HARDY FAGNES

Personally appeared before the undersigned attesting officer, Iris Chinese Hardy Fagnes, who after being duly sworn, hereby deposes and states the following:

My name is Iris Chinese Hardy Fagnes. I am of sound mind and body and over the age of twenty one. I hereby state the following facts which are my own personal knowledge, under oath and under the penalty of perjury, to be true and correct to the best of my knowledge.

2.

Between the months of January and February of the year 1990, I did in fact sign a Power of Attorney over to my husband, WILLIAM ANTHONY FAGNES, born on 10/31/ 1958, with a Social Security number being 423-76-5741 to have exclusive control of all of my assets, 100%, inclusive of 1) Bank Accounts, 2) Stocks and Bonds, 3) Insurance Policies, 4) Real Estate, and any other assets to be received from the estate of Ms. Ada Mays Jones, at the office of Attorney Mary Lee Abele, located at The Frank Nelson Building on 20 Street and 1st Avenue North, Birmingham, Alabama.

3.

Ms. Ada Mays Jones was pronounced dead on Novemebr 16, 1988 at her residence at 1124-24th Avenue North, Birmingham, Alabama. Her Social Security number was 416-14-7012, and her birth date was December 23, 1919.

4.

Attorney Mary Lee Abele would direct me to go to an office across from her office, to the office of Attorney William (Bill) Dawson. I was requested by Attorney Abele to get a Power of Attorney form from his secretary. His secretary informed me to inform my husband not to trust Mary Abele or William Dawson, they are out to get you out of the way. The secretary would also inform me that she had a copy of what we were looking for concerning Ms. Ada Mays Jones final will and estate. She also stated that it was sad what happened to Ms. Ada Mays Jones and how sweet she was.

5.

The secretary stated that she would have to quit working for Mary Lee Abele and William (Bill) Dawson once she turned over the documents and that we would have to take care of her. I gave her my cell phone number, and she called and spoke to my husband.

6.

With full understanding, under my own will, I gave complete control of my assets, inclusive of the estate of Ms. Ada Mays Jones to my Husband, William Anthony Fagnes. Mary Lee Abele would run into her office once realizing that I signed over the full and complete control of my assets and estate over to my husband, and locked the contract up in a file cabinet in her office. Once this was done, she refused to read the "last will" and "testiment" of Ms. Ada Mays Jones. It was intended for her never to turn over the last will or testament, as she has not up until this day.

7.

Just after we left the Attorney's office, after signing the Power of Attorney over to my husband, I received a phone call from what sounded to be an African American man stating, "don't be mad, I work for these folks and your husband has outwitted them, and to give them 30 days to return the money to the account of Ms. Ada Mays Jones, then she would read the last will and testament." He stated, "not to go to another attorney until they put the money back." I handed the phone to my husband immediately, as my husband spoke with the man on the telephone.

2.

8.

At no time, at no place did I or would I have given anyone the authority to sign for, transfer, spend or have access to the estate of my Aunt, M. Ada Mays Jones, other than the Power of Attorney that I gave to my husband. If anyone has removed, transferred, spent, sold, purchased, held, deposited or withdrawn anything from the estate of Ms. Ada Mays Jones, they have acted without my knowledge or consent in violation of the laws of the United States of America, pursuant to Title 18 U.S.C. §641.

9.

Up until this time, Attorney Mary Lee Abele "has not" read the will and testament of Ms. Ada Mays Jones to my husband or myself.

10.

At no time have I ever signed or given anyone other than my husband the Power of Attorney to sign my name, use my name or perform any fiduciary activities on my behalf other than my husband, William Anthony Fagnes.

11.

If in fact, any attorney, or any other persons have any documents that have my signature on them, or any other document representing my name or likeness, they have acquired it illegally and manufactured the document to embezzle the estate of my Aunt, Ms. Ada Mays Jones.

12.

I, IRIS CHINESA HARDY FAGNES, hereby swear under the penalty of perjury, and grant permission to attach this affidavit to the listing of accounts that my husband, William Anthony Fagnes, lawfully submits to the United States District Court and any other Court that he seeks justice from for and on behalf of the estate of my late Aunt, Ms. Ada Mays Jones. And therefore, I respectfully submit this Affidavit in favor of seeking Justice from the Attorney's and anyone who has assisted them with the misuse, mis-representation, and or illegal activity regarding the estate of Ms. Ada Mays Jones. And declare, under the penalty of perjury that everything that has been written in these twelve aforementioned paragraph's is true and accurate to the best of my ability.

3.

Respectfully Submitted,

Iris Chinese (Hardy Fagnes) July 7, 09
Iris Chinese Hardy Fagnes

Sworn to and subscribed before me
Rosa Belmont 12-30-12, on this 7 July 2009 day of
Notary Public

JUNE 2009.

SEAL