

In The United States Court of Appeals

NORTHERN

DISTRICT OF

GEORGIA

WILLIAM ANTHONY FAGNES
(Plaintiff)

SUMMONS IN A CIVIL ACTION

CASE NUMBER:) 09-13160-F

District Court # 09-CV-1258-RWS

V.

MARY LEE ABELE et. Al
(Defendants)

TO: (Name and Address of Defendant)

Asst. U.S. Attorney Billy Lee Barnett
1801-Fourth Avenue
North Birmingham, Alabama 35203-2195

5234 County Hwy. 39 Oneonta, Al 35121
Birmingham, Alabama 32515

114-Hickory Ridge Rd. Oneonta, Al 35121

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

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 Abele, 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, herinafter 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 1989

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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)
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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

Asst. U. S. Attorney Billy Lee Barnett

1801- Fourth Avenue

North Birmingham, Alabama 35203-2195

&

321- Gemini Circle

Birmingham, Alabama 35215

Question (1)

In December of 1988, you were employed to Regional 6 for the Northern District of Alabama as Supervisor over the Special Litigation Department for the United States Attorney's Office. Asst. U. S. Attorney Billy Lee Barnett and Burgess, interceded on the Birmingham Homicide Division, Jefferson County District Attorney's Office, Coroner's Office murder investigation of Ms. Ada Lee Mays Jones. Why did you freeze the estate assets of Ms. Ada Mays Jones records at the Jefferson County Probate Court?

Question (2)

In February, 1990, you received a letter at the U. S. Attorney's office, and also Probate judge Orris H. Florence from CPA Gerald Lee Vines instructing you to release the assets in the estate of Ms. Ada Mays Jones to the rightful heirs, Mrs. Iris Chinese Hardy Fagnes and Mr. William Anthony Fagnes to allow them to pay their back taxes. In your response, you threatened the life of Mr. Gerald Lee Vines with a \$50,000.00 dollar contract on his head. Your reason for doing so was to suppress and conceal the estate of Ms. Ada Mays Jones. Were you planning to use money from the Ada Mays Jones estate to pay the \$50,000.00 dollar contract to take the life of Mr. Gerald Vines?

Question (3)

What was the names of the F.B.I. agents that you sent to CPA Gerald Vines office between February and March of 1990 to threaten his life if he exposed a word about the estate of Ada Mays Jones, that he received regarding the value of the estate being more than (46) thirty five million dollars in assets that consist of real estate, stocks, Bonds, Bank Accounts, Jewelry, Furs etc.? The F.B.I. agents went to his office with guns drawn, can you identify these men?

Question (4)

Murder does not have a statute of limitations, as it is a Capital offense. Considering the Plaintiff has charged you and your criminal enterprise who are; F.B.I. agent Burgess, Asst. U.S. Attorney Robert McGregor Jr., Randy Allen Dempsey, Jr., Congressman Bachus III, Attorney Mary Lee Abele, Judge Orris H. Florence, Attorney William Dawson and support personal, are you prepared to defend your actions, or prosecute the Plaintiff for perjury?

Question (5)

You are being accused of concealing Ms. Ada Mays Jones murder with your other aforementioned partners in a conspiracy to embezzle her estate. As you know, Ms. Ada Mays Jones was a wealthy highly respected Christian at the age of 69 years old. Can you tell this Honorable Court where the last will and testament is that you have ordered concealed to hide her true asset value under the penalty of perjury?

Question (6)

Have you given anyone bribes to suppress and conceal the estate information regarding Ms. Ada Mays Jones estate to any F.B.I. agents, Federal Judges, Appeals Court Judges, Probate Judges in the eleventh Circuit, or Mr. Stockham for any reasons related to the estate of Ada Mays Jones, or to assure an indictment was secured to silence the Plaintiff from exposing these facts?

Question (7)

You have created a fraudulent indictment, and conspired to forge the foreman, and even my signature on a plea agreement in order to cover up the murder and the estates true value. Why did you allow the fact that a 69 year old Christian woman be murdered, with a medication mixture with "cocaine" or not investigate this obvious murder if you were not directly involved with the conspiracy?

Question (8)

Name the last time you have been in contact with former Attorney General of the State of Alabama, Bill Pryor. He is now the 11th Circuit Appeals Court judge. When was the last time you have had contact with him?

Question (9)

In the year 2003, Mr. Timothy Barker, from the Securities Exchange Commission located in Atlanta, Georgia on Lenox Road opened an investigation regarding the Stocks and Bonds related to Ms. Ada Mays Jones, that she bequeathed from her mother, Ms. Anna Wilson Harrell, a former employee of Stockham Valve Pipe & Fittings, Inc., presently operating under the name, Crane Valve of North America, head office now in Dwoodland, Texas. Due to the amount of fraud and manufactured evidence apparent in the investigation, the Securities and Exchange Commission was about to indict Attorney Randy Allen Dempsey, Jr., Asst. U. S. Attorney Robert P. McGregor, Jr., F.B.I. Agent Jeffery L Burgess and yourself. Can you explain why that investigation came to a silent halt?

Question (10)

As you are aware, Ms. Gwendolyn Davis was the architect of the poisoning of Ms. Ada Mays Jones. Exactly (21) months after Ms. Ada Mays Jones burial, in your efforts to use your office and its powers to cover up the trail of money that leads back to Mary Abele, William Dawson, Orris H. Florence, Iris Elaine Hardy McNabb and Gwendolyn Davis. Can you explain why you appeared at the home of Ms. Ada Mays Jones 1124- 24th Avenue home (21) months later, with Congressman Spencer T. Bachus III, Randy Dempsey and F.B.I. Jeff Burgess?

Question (11)

As you know, Ms. gwendolyn Davis and Ms. Elaine Hardy McNabb were two nieces of Ms. Ada Mays Jones. As you know, they were the operators who put the poison in the food that was found in Ms. Ada Mays Jones system. Why did you order both of the nieces "not to be home" when Congressman Bachus and Randy Dempsey arrived at the house with you in 1990?

Question (12)

Please present a copy of your financial statements, property owned, stock options, asset reports, tax statements and any major purchases before 1988, and a copy of the exact same information after 1990. Did you make any other investments that were not listed between 1988 and 1990 until today?

Question (13)

Have you ever received any money from any of the aforementioned co-conspirators mentioned herein for any reason at all related and or unrelated to Ms. Ada Mays Jones estate, or Stockham Valve Pipe & Fittings, Inc. or North American, Crane Valve, the extention of SVP&F, Inc.?

Question (14)

Ms. Annie Mae Bushelon assisted Ms. Iris Elaine Hardy to forge the name of her daughter for insurance purposes. Did you receive any money from the insurance company, and or the funeral home during that time?

Question (15)

In 1989, Ms. Iris Elaine Hardy forged the name of Iris Chinesa Hardy to claim the insurance policy of Ms. Ada Mays Jones. Why would Iris Elaine Hardy give you and anyone else a portion of the \$350,000.00 that was received from the insurance policy of Ms. Ada Mays Jones?

Question (16)

To keep the original murder of Ms. Ada Mays Jones quite, Iris Elaine Hardy was shot in the back, and in the back of her head because she would not be threatened out of the scheme by Attorney Robert Dempsey who wanted her percentage of the (46) thirty five million dollars from the estate of Ada Mays Jones. Was this the motive for her murder?

Question (17)

Asst. U.S. Attorney Billy Lee Barnett, as a matter of record, you have had over twenty years to enjoy the assets of Ms. Ada Mays Jones estate along with your co-conspirators. You have managed to use Jim Crow laws and tactics to cover up the initial murder, then the assassination of Elaine with the full support of Congressman Bachus III, as your power base. Will you be honest and up front in providing the answers to the aforementioned questions that you have being presented to you today?

Question (18)

Asst. U.S. Attorney Barnett, when you intervened on the State of Alabama's murder investigation in December 1988, can you explain why you froze the estate of Ms. Ada Mays Jones at the Jefferson County Court?

Question (19)

When you interceded at the State of Alabama investigation, why did you freeze the estate of Ms. Ada Mays Jones (46) million dollar estate at the Jefferson County Probate Court?