

M. DINKLAGE, Appellant, vs. **THE REPUBLIC OF LIBERIA**, Appellee.

LRSC 12; 1 LLR 319

[January Term, A. D. 1898.]

Appeal from the Court of Quarter Sessions and Common Pleas, Grand Bassa County.

Extortion.

This case having been tried and determined in the Court of Quarter Sessions and Common Pleas, Grand Bassa County, and a verdict and judgment obtained in favor of plaintiff (now appellee), the defendant (now appellant), being dissatisfied, brought the case up to this court on a bill of exceptions for review. At the calling of the case appellant appeared and answered, but appellee did not appear; whereupon appellant motioned the court for judgment by default, and subsequently motioned for final judgment.

It is the opinion of the court that appellee abandoned his case by not appearing and answering when called, and therefore, according to the law in such cases, appellant is entitled to recover. This court further adjudges that the judgment of the said court below is hereby reversed and appellant discharged. The clerk of this court is hereby ordered to inform the judge of the said court below of the judgment of this court.

Key Description: Appeal and Error (Necessity and requisites of appearance)

Appearance (Failure to appear)