

**THOMAS H. CASSELL, Appellant, vs. MATILDA RICHARDSON, Appellee.**

**LRSC 5; 1 LLR 96 (1878)**

[January Term, A. D. 1878.]

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

Action of Injunction.

This is a case of injunction brought on appeal from the Court of Quarter Sessions, Montserrado County. Upon a motion by appellant that "in this case the appellee having been duly served with notice of appeal, and she having died, and no one appearing to defend the appellee, the appellant respectfully motions the Supreme Court for judgment by default," a judgment by default was entered against the said appellee. It now remains to pronounce perfect judgment.

The court adjudges that the decree of the court below in this case is reversed, and the injunction dissolved, and the clerk of the court is hereby commanded to issue notice to the Court below accordingly.