

J. N. LEWIS, Plaintiff in Error, vs. REPUBLIC OF LIBERIA, Defendant in Error.

LRSC 2; 1 LLR 93 (1878)

[January Term, A. D. 1878.]

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

This case was brought up by writ of error from the Court of Quarter Sessions and Common Pleas, Montserrado County. The case having been called up, the Attorney General, for the defendant in error, offered a motion that this court "strike the said case from its docket because since entering said case, by John N. Lewis, Secretary of the State, plaintiff in error, he has died, by which death the action abates"; and in this motion the counsel for the plaintiff in error concurred.

This being one of the cases in which the right of an action dies with the person, therefore this court adjudges that by reason of the death of J. N. Lewis, plaintiff in error in this suit, the action abates as if no such action or suit ever existed; and orders that the clerk will strike said case from the docket of this court.

Key Description: Death of Plaintiff-in Error (Abatement and Revival); Appeal and Error (Death of Parties)