

Case No. 588.

ASKEW v. SMITH.

{1 Cranch, C. C. 159.}¹

Circuit Court, District of Columbia.

March 26, 1804.

JUDGMENT BY CONFESSION—BEFORE RETURN OF THE WRIT.

A defendant, arrested to appear at the next term, cannot come in and confess judgment at this term; the writ being returnable to the next term.

{See *Hoden v. Perry*, Case No. 5,893.}

Rule to show cause why the defendant should not come in and confess judgment

Mr. Youngs, for the defendant Although the writ is not returnable to this, but to the next term, yet a confession of Judgment cures all errors.

Rule discharged—THE COURT being of opinion that such judgment could not, at this time, be regularly entered, so as to avail the plaintiff.

¹ [Reported by Hon. William Cranch, Chief Judge.]