

Case No. 3,533.

DADE v. MANDEVILLE.

[1 Cranch, C. C. 92.]¹

Circuit Court, District of Columbia.

April Term, 1802.

JUDGMENT AGAINST CO-SURETY—JURISDICTION.

The summary remedy given in Virginia by a motion against a co-surety is confined to the court which rendered the original judgment

Motion by Dade for judgment against Mandeville, as joint surety with Dade for Brown & Co. Judgment had been rendered against Dade in the Fairfax county court.

Mr. Simms, for defendant, contended that the summary remedy by one surety against another, was confined, to the court who gave the original judgment. Rev. Code, 292, 337.

THE COURT so decided.

³ [Affirmed in Case No. 3,536.]