

TRUNDLE v. HEISE.

{2 Cranch, C. C. 44.}¹

Circuit Court, District of Columbia. June Term, 1812.

MARSHAL—CAPIAS—FAILURE TO RETURN
DEFENDANT—APPEARANCE OF
DEFENDANT—DISCHARGE.

If the defendant has been discharged under the insolvent law upon a capias ad respondendum, the marshal will be discharged from his amercement for not bringing him in at the return of the writ, upon the defendant's entering his appearance in proper person.

The marshal was amerced for not bringing in the defendant on the return of the capias ad respondendum. The defendant had been discharged under the insolvent act. The marshal moved to be discharged from the amercement upon the defendant's entering his appearance in proper person without bail; granted.

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

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