

Case No. 15,523. UNITED STATES v. KENNEDY.

[1 Cranch, C. C. 312.]¹

Circuit Court, District of Columbia.

June Term, 1806.

FORESTALLING MARKET—INDICTMENT.

An indictment will not lie for forestalling the Georgetown market contrary to the by-law.

Indictment [against M. Kennedy] for forestalling Georgetown market contrary to bylaw of Georgetown.

Verdict, guilty.

By the by-law, the penalty is ten dollars and to “be recoverable as in cases of small debts by warrant, one half to the clerk of the market; the other to the use of the corporation.”

Judgment arrested.

FITZHUGH, Circuit Judge, absent

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