

into a court of law to confess a judgment, and thereby bind the property more effectually than a mortgage.

The present complainants never had an opportunity to resist the judgment; the manner it was rendered precluded them from asserting their rights, they had no more opportunity to resist the entering of the judgment than those whose equitable interests was protected by this court, from judgment at law over which they had no power or control. It cannot be supposed, that if this court can protect an equitable interest from a judgment at law, it is precluded from giving the same protection to a legal interest standing in need of the same protection. In the case cited, as determined by *Chancellor HANSON*, the legal interest in the land was vested in the complainant when the injunction issued; he obtained a conveyance, founded on an equitable title, subsequent to the judgment; and, of course, held the legal title in the land to which the injunction applied.

The injunction will continue until final hearing or further order. If a speedy decision on the merits is desirable, on the answer of *Caton* coming in, the cause may be ready for final hearing.

---

After which these plaintiffs, on the 10th of June, 1824, filed a third bill against *The Cape Sable Company, Richard Caton, Robert Oliver, Charles Carroll of Carrollton, Robert G. Harper, George Slye, Samuel C. Love, Luke W. Barber and Thomas Barber*; in which they refer to and pray to have their two former bills made parts of this. And they state, that since the judgment which had been obtained in Anne Arundel County Court, on the 9th of December, 1822, by *Robert and John Oliver*, *John* had died; that this defendant *Robert Oliver*, his surviving partner, on the 26th of May, 1824, by a combination with this body politic and its president *Harper*, and with the defendant *Caton*, had, with intent to defraud these plaintiffs, and in order to evade the injunction heretofore issued, caused a judgment to be confessed in Baltimore County Court against *The Cape Sable Company* in favour of *Robert Oliver* for the same demand for which the former judgment had been rendered in Anne Arundel County Court; upon which judgment, of Baltimore County Court, a writ of *fieri facias* was taken out, before any execution had been issued and returned *nulla bona* to that court, and directed to the sheriff of Anne Arundel; which was promptly levied upon all the visible property of *The Cape Sable Company*; which was immediately advertised for sale; that although