

MANSKER DENIED WRIT TO PREVENT HIS SUSPENSION

Supreme Court Declines to Prohibit District Tribunal From Keeping Union County Sheriff Out of Office.

(SPECIAL DISPATCH TO MORNING JOURNAL)

Santa Fe, Sept. 9.—Robert T. Mansker, sheriff of Union county, today was denied a writ of prohibition by the supreme court directed against Judge Lieb, and the Fifth district court, to prevent his suspension from the office named and preventing his standing trial on an alleged complaint now pending in the district court.

The case is styled "State of New Mexico, ex rel. Robert T. Mansker, sheriff of Union county, relator, vs Hon. Thomas D. Lieb, judge of the Fifth judicial district of the state of New Mexico and the district court of Union county, New Mexico."

The action is an application for writ of prohibition for the purpose of restraining the respondent from suspending the relator from his office of sheriff of Union county, from removing or attempting to remove him from such office and to prohibit it from continuing Thomas J. Crumley in said office. The relator also seeks to prohibit the court from requiring him to stand trial upon the alleged complaint now pending in that court. The proceeding in the district court was instituted pursuant to the provisions of Chapter 80, Code of 1915.

The syllabus follows:

The accusation to be presented to the district court by the district attorney, looking to the removal of public officers, must state the offense charged in ordinary and concise language, without repetition, and in such manner as to enable a person of common understanding to know what is intended, and the strict formality customarily required in the case of indictments or informations is not required by the statutory provisions referred to.