

Ex parte Crenshaw

At trial, attorney for the defendant attempted to take a bill of exceptions to a statement made by the prosecution. The court repeatedly instructed the attorney to be seated and would not permit him to enter his objection. The attorney respectfully refused, asserting that he was attempting to discharge his professional duty towards his client. The court ultimately held the attorney in contempt for refusing to obey its order. Although the appellate court discharged the contempt charge on the grounds that the defense was entitled to have its objection noted in the record as a matter of right, the court specifically distinguished this situation from one where a party or attorney might make continuous frivolous objections which impede the orderly conduct of a trial.