

Book V.
Title LXIII.

If an excuse is granted on false allegations.
(Si falsis adlegationibus excusatus sit.)

Bas. 38.1.76.

5.63.1. Emperor Alexander to Lysimachus and Diotimius.

If your relatives or those who would have voluntarily protected you were absent, and those who had been appointed your guardians or curators appear to have been excused from such duty by incompetent allegations, then in order that their fraud upon the judge in the performance of his official duty may not be of advantage to them, the president of the province will hear you and if it appears that they obtained an unjust decree, he will order the risk of administration to be upon them from the time that they were appointed.

Promulgated April 20 (223).

5.63.2. Emperor Philip and Caesar Philip to Auluzanus.

The guardians who, as you allege, succeeded in being excused by the president of the province as though nothing has been done by them, when in fact they had managed the property of the minors cannot, it is clear, evade the risk of administration.

Promulgated May 19 (245).

5.63.3. The same Emperor and Caesar to Otanes.

If, as you state, your opponent excused himself from managing the guardianship or curatorship of yourself and of your brother more through corrupt solicitation than upon legal ground, he is not released from the risk of the duty enjoined on him.

Without day or consul.