

discretion when proceedings have been taken by the solicitor out of court "to expedite proceedings, save costs or compromise actions." Appeal from certificate of taxation allowed, and bill referred back, with liberty to the solicitors to deliver an amended bill with items according to the tariff, and a direction that the taxing officer allow a fee in respect of the settlement of the litigation under the clause in the tariff above quoted. *In re Richardson*, 3 Ch. Ch. 144; *In re Attorney*, 26 U.C.C.P. 495, and *Re Johnston*, 3 O.L.R. 1, distinguished.

A. B. Hudson, for solicitors. Jameson, for client.

---

Robson, J.]                      MESSERVEY v. SIMPSON.                      [March 5.

*Joinder of parties—Slander—Joinder of causes of action—Striking out pleading as embarrassing—King's Bench Act, Rule 326.*

A number of defendants cannot be sued together for slander without an allegation that they have conspired together to slander the plaintiff; and, where the statement of claim seeks damages against a number of persons for false imprisonment in one paragraph, and for slander in other paragraphs without any allegation of a conspiracy to defame, the latter paragraphs should be struck out as embarrassing under Rule 326 of the King's Bench Act. *Carrier v. Garrant et al.*, 23 U.C.C.P. 276, followed.

*Phillipps*, for defendants, the Thiel Detective Co. *Hagel*, K.C., for the plaintiff.

---

Robson, J.]                      ALEXANDER v. SIMPSON.                      [March 5.

*Joinder of parties—Joinder of causes of action—Slander—Conspiracy to defame.*

Where a number of parties are charged with having "in collusion" defamed the plaintiff, this does not sufficiently indicate to the defendants that they are being charged as members of a conspiracy to defame the plaintiff, and a paragraph containing such charge should be struck out as embarrassing with leave to amend.

*Phillipps*, for defendants the Thiel Detective Company. *Hagel*, K.C., for plaintiff.