

Report on Pe-  
tition of Mon-  
treal Medical  
Board.

Governor, or person administering the Government of our said Province, a license or commission to practise as a Physician and Surgeon in our said Province; and did then and there before you produce, exhibit and verify his said diploma or license obtained from the said University of McGill College to be examined by you, when and where the same was by you seen and examined, and did then and there before you make oath that the said diploma or license was granted to him the said *William L. Logie*, and not to any other person, and that he had obtained the same after having studied the science of Medicine during five successive years, and the said *William L. Logie*, being then and there willing to pay to you the sum of twenty shillings for your certificate in the behalf aforesaid, did then and there require and demand of and from you, the said Board of Examiners for the said District of *Montreal*, your certificate whereby he should be enabled to obtain from the Governor-in-Chief, Lieutenant Governor or person administering the Government of our said Province, a license or commission to practise as a Physician and Surgeon in the said Province, yet you the said Board of Examiners for the said District of *Montreal*, well knowing the premises but having no regard for the duty of your office in that behalf, did then and there, without any reasonable cause, absolutely refuse, and yet do refuse, to give and grant to the said *William L. Logie*, your certificate in the behalf aforesaid, in manifest contempt of us, and to the great damage and grievance of the said *William L. Logie*, as we have been informed from the complaint of the said *William L. Logie*, made to us in that behalf. We therefore being willing that due and speedy justice may be done to the said *William L. Logie*, in this behalf as it is reasonable, do command you, firmly enjoining you, that immediately after the receipt of this our writ, you do without delay give and grant to the said *William L. Logie* your certificate in due and proper form according to Law, whereby the said *William L. Logie* shall be enabled to have and obtain of and from the Governor-in-Chief, Lieutenant Governor, or person administering the Government of our said Province, a license or commission to practise as a Physician and Surgeon in our said Province, or shew us cause to the contrary thereof, that the same complaint may not by your default, be again repeated to us, and how you shall have executed this our writ, make it known to us, in our Court of King's Bench, for the said District of *Montreal*, at the City of *Montreal*, in the said District, on Monday the second day of June, now next ensuing, at the hour of ten of the Clock in the forenoon, then returning to our said Court, this our writ; upon peril, that may fall thereon.

Witness the Honourable *James Reid*, Esquire Chief Justice of our said Court of King's Bench, for the said District of *Montreal*, at the said City of *Montreal*, this twelfth day of May, in the fourth year of our Reign.

(Signed.) *Monk & Morrogh*, Proth'y.

(A True Copy.)

*Monk & Morrogh*, J. K. B.

Rule to shew cause made absolute, the nineteenth day of April, in the year one thousand eight hundred and thirty four.

(Signed.) *George Pyke*, P. K. B.

(A true Copy.)

*Monk & Morrogh*, Proth'y.

(Translation.)

District of *Montreal*

Court of King's Bench,  
June Term, 1834.

We, *Daniel Arnoldi*, *Robert Nelson*, *Pierre Beau-bien*, *Guillaume J. Vallée*, *Wolfred Nelson*, *Thimothé Kimber*, *Jean Baptiste Meilleur*, *Jean Baptiste Le Bourdais*, *Olivier Théophile Bruneau*, *Albigense Waldo Robinson*, *Louis Marie Ralph Barbier* and *Thomas Bouthillier*, mentioned in the writ of Mandamus hereunto annexed, as composing the Board of Examiners chosen, elected and approved, according to Law, to examine persons desirous of obtaining a license or commission to practise as a Physician, Surgeon, and Man-Midwife, Apothecary, Chemist, Druggist, or Vendor or retailer of Medicines, in this Province, humbly certify and return to this Honourable Court, in obedience to the said writ of Mandamus served upon one of us, the said *Daniel Arnoldi*, President of the Board—That we have refused to grant to the said *William L. Logie*, in the said writ mentioned, the certificate required to enable him to obtain from the Governor, Lieutenant Governor, or person administering the Government of this Province, a license or commission to practise as a Physician and Surgeon in this Province. And in obedience to the said writ, whereby we are commanded to assign our reasons for so doing, we hereby give and assign the following as our reasons for refusing as aforesaid:

1stly. Because when the said *William L. Logie* came before the Board of Examiners, to obtain a certificate, he did not produce and verify to the satisfaction of the said Board any Diploma which could, by law, exempt him from the examination, to which he refused to submit.

2ndly. Because the said *William L. Logie* did not shew that the said Diploma was granted to him after five years of study even in the College in which the said Diploma was obtained.

3dly. Because the said *William L. Logie* did not shew that, according to the rules and regulations of the College in which he graduated and received the Diploma by him produced, such Diploma could not be obtained except after five years of study in the said College.

4thly. Because the said *William L. Logie* did not think proper to answer the questions proposed to him by the Medical Board, nor to produce the documents required of him in order to enable the said Board to judge whether the obtaining of the said Diploma had been accompanied by those formalities required by the Law, before it could produce, in favour of the Graduate, an exemption from examination.

5thly. Because the Rules, Statutes, and Ordinances of the said *McGill* College, as published and sanctioned, do not require of the Students desirous of obtaining a Degree or Diploma of a Doctor of Medicine, five consecutive years of study in the said College.

6thly. Because the said *William L. Logie*, not having produced a Diploma exempting him from undergoing an examination, refused to submit to the examination which he was bound to undergo, in order to obtain the certificate in question.

7thly. Because, independently of the matters above set forth; and even if the said *William L. Logie* were entitled to obtain the certificate in question, it has not been possible for the said Board to give such certificate to the said *William L. Logie*, because, before the service of the said writ of Mandamus on the President of the Board, to wit, for several months past, the said *William L. Logie* had been absent from the Province.

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