

## APPENDIX No. 2

that time that he had any heart trouble. A man may have a certain amount of it without anyone's being able to detect it, but it cannot be serious, or he would certainly peg out.

Q. Did you ever have any occasion to make any examination of his heart at all prior to that?—A. I examined him; he had a mild attack of rheumatism some years ago when I was attending him as his family physician and at that time I, of course, examined his heart, and he had no heart condition at that time. I examined his heart very carefully before operating on him in 1912, and he had no heart trouble then that could be demonstrated by the stethoscope and ordinary methods, because he was an athlete and a man that would undoubtedly have a certain amount of hypertrophy, but what is more he was thick-chested with a good deal of muscle, with tremendous muscles, and you could not tell anything beyond normal lines.

Q. Leaving apart entirely any knowledge you may have yourself of Colonel Labatt, and speaking as a surgeon on the experience you have had, and taking the record as you find it there, what would you say then as to his condition on the day of enlistment and his condition at the time the pension was awarded?—Oh well, it was an entirely different condition; I do not think he had any appreciable heart trouble, if he had any, at the time he left Temegami. We parted there, and I do not know, we separated; after that, he went through a lot that would account for his present trouble. He was operated on for a duodenal ulcer.

Q. What do you mean by saying he went through a great deal?—A. When in England.

Q. That was after enlistment?—A. Yes, he had an illness there, and underwent an operation for duodenal ulcer which was not an easy one on account of the man's treatment at the previous operation; now, in my operation, the incision would not expose the gall-bladder, and I had to cut the muscles here (indicating) and there were naturally more adhesions as a result of that operation which made the operation in England much more difficult and he must evidently have been shocked with the operation, because they put hot water bottles around him and he had an extensive burn which took weeks to heal, there was pus all the time in this scar. There were plenty of chances to give trouble afterwards.

*By Mr. Nickle:*

Q. I do not want unnecessarily to raise objection, but certainly that is not evidence. You were not there.—A. I am speaking from this report here.

Q. Where is there anything about hot water bottles?—A. It does not say anything about hot water bottles, but that is the way it is produced, that is the way it always is.

*By Mr. Sutherland:*

Q. Is there a statement to that effect there on the record?—A. Yes, (examines the file), I saw that here somewhere that it suppurated.

*By Mr. Nickle:*

Q. In view of the position I have taken with regard to confining ourselves to facts that are on the record I will confine myself to the record and to the deductions to be made therefrom. You have read through the Boards, have you?—A. I glanced over them, sir.

Q. Have you given them such careful consideration that you would be prepared to pledge your word by way of deduction?—A. Yes.

Q. Then, in your opinion, having read through the records, would you say that Colonel Labatt was a perfectly sound man, in your judgment, from these records, at the time that he enlisted?—A. I do not think, judging from these reports, I could make a statement on that.

Q. Then there is insufficient evidence on the records to justify the conclusion that he was fit and sound on enlistment?—A. The reports are—