

FOSTER V. RYCKMAN—CAMERON, MASTER IN CHAMBERS—JAN. 8.

*Discovery—Production of Documents—Examination of Defendant—Postponement of Discovery until Liability to Account Established.*]—Motion by the plaintiff for an order directing that the defendant Ryckman file a further and better affidavit on production, setting forth all the documents relating to the properties in question in this action, and directing him to attend for further examination for discovery and answer questions in regard to these documents. The Master said that the production and discovery asked for by the plaintiff should be postponed until after the liability of the defendant Ryckman to account to the plaintiff had been established. He referred to *Bedell v. Ryckman* (1903), 5 O.L.R. 670; *Evans v. Jaffray* (1902), 3 O.L.R. 327. Motion dismissed with costs. E. C. Cattanech, for the plaintiff. R. McKay, K.C., for the defendant Ryckman.

CANADIAN GENERAL ELECTRIC CO. v. DODDS—CAMERON, MASTER IN CHAMBERS—JAN. 8.

*Summary Judgment—Rule 62—Action Begun by Specially Endorsed Writ—Motion for Judgment before Appearance.*]—Motion by the plaintiffs for judgment under Rule 62 in an action begun by a specially endorsed writ, before appearance. The plaintiffs suggested several reasons for urgency; but the Master said that the material filed did not support the contentions; and that he was bound by the decisions in *Lake of the Woods Milling Co. v. Apps* (1897), 17 P.R. 496, *Leslie v. Poulton* (1893), 15 P.R. 322, and *Molsons Bank v. Cooper* (1894), 16 P.R. 195, to refuse the motion and allow the action to proceed in the ordinary way. Motion dismissed with costs to the defendant in any event. G. F. McFarland, for the plaintiffs. M. Macdonald, for the defendant.