

during the municipal year. The evident object was to commend the Mayor and to deprecate any use being made of the charges to affect the mind and votes of the local electorate. The trial would be without a jury, before a Judge of the Supreme Court of Ontario, who would probably not see or hear of the newspaper discussion at all. What was complained of could not, in any event, tend to interfere with the due course of judicial determination of the controversy. There could be no suspicion that any of the parties would be prejudiced or benefited before the Court by what had appeared in the public prints.

The newspapers have the same right as the citizens to discuss matters of municipal administration. It is within the purview of journalism to deal with such matters, to take sides thereon, to inform and direct the local electorate; and, so long as the articles do not unduly interfere with the action of the Courts, the members of the Press have a free hand.

The plaintiff company's objection was, that the article made misleading and incorrect statements as to the facts involved in the case, and suppressed important and material facts, and commented on the case adversely to the plaintiff company's claim—such matters as are invoked in actions for newspaper libels, but not pertinent to the determination of the question whether there had been a contempt of Court in disturbing and hampering the due course of trial and the due administration of justice.

Reference to Skipworth's Case (1873), L.R. 9 Q.B. 219, 230, 235, per Blackburn, J., quoting from Lord Cottenham, L.C.; In re "Finance Union" (1895), 11 Times L.R. 167, 169, per Wright, J.

Motion dismissed with costs.

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MIDDLETON, J., IN CHAMBERS.

OCTOBER 16TH, 1915.

RE BAEDER AND CANADIAN ORDER OF CHOSEN  
FRIENDS.

*Life Insurance—Benefit Certificate Issued by Ontario Society—Designation of Preferred Beneficiaries—Change of Domicile of Insured—Alteration of Designation by Change to Beneficiary of same Class—Will Executed in Place of New Domicile—Effect of Law of Domicile—Trust—Insurance Act, R.S.O. 1914 ch. 183, secs. 178 (2), 179—Effect of Judicial Decisions—Motion Referred to Appellate Division.*

Motion by the society for an order for leave to pay insurance