

PRELIMINARY HEARING IN AUTO LEAGUE CASE

Evidence of several witnesses taken and case put over till Monday morning—Obtaining money under false pretences the charge.

The preliminary hearing of the case where Harold C. Cottrell and Roy M. Grey are charged with obtaining money under false pretences was commenced in the police court yesterday morning and continued during the afternoon, adjourning until Monday morning at 10:45 o'clock. W. J. Mahoney appeared on behalf of the defendants, Police Inspector Wickham conducted the case for the prosecution at the morning session, while Commissioner McLellan handled the case in the afternoon. Miss Christina Ross, the police matron, was sworn in as official court stenographer.

Cottrell and Grey, on the opening of the court were ordered to stand up and the Magistrate gave judgment on the case tried last week, when the prisoners were charged with doing business in the city without a license. They were adjudged guilty and fined forty dollars each, and in default of payment twenty days in jail. After this sentence had been administered the court went into the preliminary proceedings on the other case.

John White.

John White was the first witness called, and testified that Cottrell called on him on Thursday, 11th inst., and previous to this the defendant had been speaking to Walter White, a son of the witness. Cottrell's proposal was to the effect that he represented the International Automobile League of Buffalo, N. Y., and he stated that the league could sell automobile tires at a cheaper rate than the local agents.

He stated that his concern made contracts with all tire companies excepting the Dunlop Company, and the Maltese Cross Company. Defendant told witness that he could furnish witness with all the other makes of tires excepting the two mentioned. As to the mode of doing business, Cottrell said that he was to induce as many automobile owners as possible to subscribe, and that these persons would pay the sum of ten dollars per year as a membership fee, and he also said that up to that time he had obtained about fifty members in the city. Defendant told witness that Grey would remain in the city for about six weeks, and for all subscriptions that Grey managed to solicit White would receive fifty per cent. of the amount, and any subscription to membership that Mr. White would send in himself he would receive twenty-five per cent. of the amount. In addition to these offers Cottrell said that he expected to have about two hundred members in the city and county of St. John, that White was to be the sole representative of the League for this district, and would receive fifty per cent. annually of the dues paid into the league.

Signed Contract.

Witness signed a contract and paid fifty dollars down and was to pay an additional fifty dollars when the head office would sanction the contract. He was to receive word on Monday last. If the contract was not sanctioned White was to receive his fifty dollars back from Cottrell. A cheque for the fifty dollars had been given on the Bank of Nova Scotia and had been cashed by Cottrell. The defendant said that witness would receive four hundred dollars worth of stock. Cottrell said he was going to Fredericton, Shediac and Moncton to open agencies. Defendant further stated that his association made large contracts with the large manufacturer and that was the reason they were able to sell the goods at such a low figure. Witness was to have the exclusive agency of the city and county. To Mr. Mahoney witness said Cottrell gave as a reason for not handling the Dunlop or Maltese Cross tires was that one time this class of goods was not going well or their satisfaction. He quoted a price for Goodyear tires which was fifteen per cent. cheaper than the figure quoted by the local representative of the Goodyear Company. The chief inducement for witness to pay for the agency was the fifty per cent.

would receive from the annual membership dues to the League. Defendant had mentioned the Goodyear National tire concerns as being among the tires that would be handled, and he said that he was going to have a contract with a man in Cape Breton for Gasoline which would be furnished to the league much cheaper than it could be obtained elsewhere. The price quoted by the Goodyear agents was \$42.85, while Cottrell said he could sell the Goodyear tires to members of the league at \$35.70. Witness said that his son Walter White was present during the conversation.

Walter White.

Walter White was called and gave evidence along the lines given by his father. He said that Cottrell had stated that two names were to be sent to headquarters and that the head office would choose one of the names for the local agent. They were also to send round a representative to make tire adjustments once a month and this person would also take stock of the goods that had been handled by the agent. Cottrell had also informed witness that the league would receive twenty-one and a half per cent. on all sales made to members of the league and that practically all tires on the market with the exception of the Dunlop and Maltese would be handled, and he had contracts with the big tire dealers in the States. The defendant also stated that he would look after the agent's bond and pay the premium. The court adjourned for lunch.

Afternoon Court.

At the afternoon session the testimony of Walter White was resumed. Witness said that his father had accepted the contract and that he (witness) was going to look after the business. John White was to become a member of the league but witness did not see him sign any membership application. Witness did not know that the contract into which his father had entered only mentioned the National tires, and that he would not have the exclusive right to handle tires for the league members. Witness did not know that the league confined itself to such tires and accessories as they were only able to obtain. Cottrell quoted prices from a printed list including Goodyear tires, he said that he had dealers in the States so he could quote low.

To Mr. Mahoney—The price quoted on a Stewart pump was given as the price in the United States and a duty of 42½ added. John White was recalled and said that the papers were all prepared when Cottrell called on him for a signature, and when witness signed he was told he was to have the exclusive right as agent. Witness did not know that the National tire was the only one mentioned in the contract and that other persons would have the same privilege as the agent. If witness had known these facts he would certainly not have signed the contract. He signed no membership application. Witness corroborated his son in the statement that he was to get 22½ per cent. on all sales. The prices quoted by Cottrell was duty, freight and everything paid on the goods and landed in St. John. He believed that the league had contracts with all tire manufacturers.

To Mr. Mahoney witness said that this 22½ per cent. was to be on all tires while the percentage on other goods would vary. George A. Venable of the automobile tire department of the Goodyear Tire and Rubber Co., who came here from Akron, Ohio, to give evidence, was the next witness called and stated that if the Goodyear Company had a contract with a jobber it would be known at headquarters. His position with the Goodyear Company is legal adviser. In this connection contracts executed by the company reached witness and passed through his hands for his approval, and all cases in that line are drawn to his attention, or if a corpora-

tion was to receive special rates the matter would be called to his attention.

All contracts with the company are filed in the department and are open to his inspection, and all the contracts in the United States for dealers or jobbers are in his office and there is no chance of any person having a contract without the witness knowing about it. He had heard of the International Automobile League of Buffalo, N. Y., and if they had a contract with the Goodyear Company he would have a record of the same and any contracts would be of no value unless signed in Akron. The International League has no contract with the Goodyear Company.

To Mr. Mahoney witness said that the International League could not purchase from his company, and the Goodyear Company did not sell to consumers or leagues. There is nothing to stop a man selling Goodyear tires to whom he wishes, but in doing so he misrepresents the company.

A Toronto Witness.

Ernest E. Leach of Toronto was the next witness and testified that he was connected with the automobile tire department of the Goodyear Tire and Rubber Co., with head offices in Toronto, and he handled all contracts made in Canada. It is not customary for his company to make contracts with jobbers and he would know if such was done, and he would know if any person had contracted at jobbers or dealers prices. Witness said that he had never heard of the International Automobile League until this case came up, and if they had a contract with his company he would know it, and he would also know if they had a contract with any of the company's agents.

To Mr. Mahoney witness said that the league could not procure tires at less than the consumer's price, and contracts are made with dealers only. To Commissioner McLellan—"If the company find a dealer misrepresenting the company that dealer would be cut off and would not be able to handle the company's goods in the future."

Harry C. Miller, sales manager of the tire departments of the B. P. Goodrich Company, with head office at Akron, Ohio, and who came from that city yesterday, testified that his company had branches at Montreal and Toronto and also in Vancouver. It is not customary for the company to make contracts with jobbers on automobile tires, but it is in other lines. If his company had a contract he would have personal knowledge of it. His department controls the contracts for the purchase of tires. Witness knew of the existence of the International Automobile League, and that league had no contract with the Goodrich Company for tires, and no branch manager of the company could make a contract with the league. The statement made that the International

LOCAL BOWLING YESTERDAY

In the City League on Black's alleys, last night, the Tigers captured the four points from the Easterns. The scores follow:

	Easterns.
Williams	100 105 74 279-83
Cromwell	83 78 82 243-81
Stamers	82 73 83 242-80 2-3
Smith	87 113 96 296-98 2-3
Robinson	88 87 100 275-91 2-3

	Tigers.
Lunney	82 84 88 254-84 2-3
Belys	82 100 89 281-93 2-3
Howard	109 88 97 294-98
Coughlan	109 97 89 295-98 1-3
Bailey	106 90 117 313-104 2-3

	440 455 440 1385
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	488 459 480 1437
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Tonight the Ramblers and Nationals will play.

FATALITY AT OPENING OF 6-DAY RACE

Chicago, Nov. 19.—In the first heat of the amateur handicap at the opening of the six day bicycle races tonight, Louis Kuehl was instantly killed when on his third lap he plunged over the rail on the north turn and fell thirty feet to the concrete floor below.

Herman Hoffman, who was leading, started to slip and Kuehl swung high to avoid him, skidding over the rail.

LATE SHIPPING.

New York, Nov. 19.—Ard stmr Bergenford, Bergen; Giuseppe Verdi, Palermo.

Glasgow, Nov. 19.—Ard stmr Pretorian, Montreal.

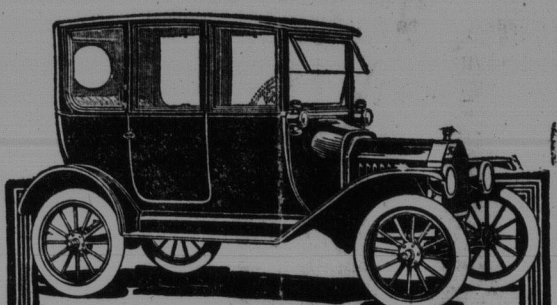
Falmouth, Nov. 19.—Ard stmr Nieuw Amsterdam, New York.

Copenhagen, Nov. 19.—Ard stmr Frederik VII, New York.

Bergen, Nov. 19.—Ard stmr Kristian-lafjord, New York.

League had a contract with the Goodrich Company was not true.

To Mr. Mahoney witness said that he knew of the Goodrich silver town cord tires and they could not be supplied directly to the International League if the company knew it. The hearing adjourned to resume on Monday morning at 10:45 o'clock.

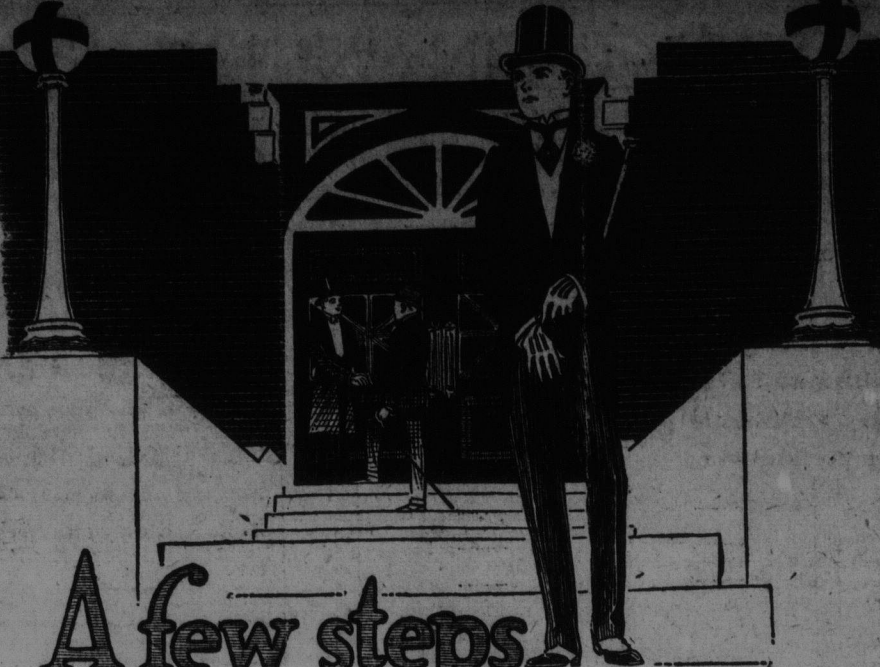


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LATEST

INVESTIGATE THE RECENT FIRES IN MUNITIONS PLANTS

Dept. of Justice in U. S. will use all legal machinery available to punish guilty persons.

Washington, Nov. 19.—Although officials of the Department of Justice do not know whether federal laws can be applied to burning of munitions plants they expect to make every possible effort to bring prosecutions, if evidence can be gathered to show that the government is in any way concerned.

Officials are surprised at the non-action of state officials to institute prosecutions as a result of munition plants fires. They feel that labor leaders and employees who were thrown out of work as a consequence of fires should be ready to aid the government.

Agents of the department are investigating the Bethlehem fire to determine whether federal action can be taken. The policy of the Department of Justice and Treasury Department in handling investigations of bomb plots, munition factories explosions and similar matters was announced tonight in a statement authorized by Attorney General Gregory and Secretary McAdoo. It indicates that in the future the bureau of investigation of the Department of Justice is to be the main reliance of the government in dealing with criminal activities in this country, connected with the European war.

The statement says: "That the different departments of the federal government have been instructed to furnish, and are furnishing, to each other all information received which will assist each department in performing the duties devolving upon it."

"That the instructions of the secret service of the treasury are to promptly turn over to the bureau of investigation of the department of justice any data developed by the former, which will assist the latter in carrying out such investigations."

The secret service began investigating the alleged plots involving American nationality shortly after the war began, and it is well known here that it has collected a mass of information bearing on activities of many kinds. Scores of reports have been made to Secretary McAdoo and some of them are said to have gone up to President Wilson.

SHIPPING

MINIATURE ALMANAC.
November Phase of the Moon.

	New moon, 7th	1st quarter, 13th	Full moon, 21st	Last quarter, 29th
Nov 20	7:33 a.m.	4:46 p.m.	10:36 p.m.	4:39 a.m.
Nov 21	7:35 a.m.	4:45 p.m.	11:14 p.m.	5:18 a.m.
Nov 22	7:36 a.m.	4:44 p.m.	11:51 p.m.	5:55 a.m.
Nov 23	7:37 a.m.	4:43 p.m.	12:28 p.m.	6:32 a.m.

FOREIGN PORTS.

Rockland, Nov 17—Sgd: Sch Nettie Eaton, New York.

Vineyard Haven, Nov 17—Ard: Sch Mount Hope, New York for Boston.

Sgd Nov 17: Sch Robert A Snyder, New York.

Portland, Nov 17—Cld: Sch Dandelion and Joanna, Mitchell, St George, N. B.

SCHOONERS WRECKED.

Sch Alma, 70 tons register, Capt. Arthur Ogilvie, was lost a few days ago at West Bay while on passage to Sackville with a cargo of apples from a Nova Scotia port. There was no insurance.

Sch Hattie McKay is ashore at Port apique, N. S. She was bound from St. John with general cargo shipped by local merchants. She was 74 tons and owned and commanded by Capt. Carl of Parrsboro.

PLENTY OF OFFERS FOR CANADIAN LOAN

Special to The Standard.
Ottawa, Nov. 19.—An application for another \$1,000,000 of the domestic loan has come from the Imperial Co. Ltd. of Toronto, through its president, Mr. W. C. Tiesler.

Bringing Up Father



WELL—MAGGIE— I'VE HAD A VERY STRENUOUS DAY AT THE OFFICE— I'VE DONE A HARD DAY'S WORK!

EXPLAIN WHAT THESE CARDS ARE DOING IN YOUR POCKET!

HE'S A GONER! HE CAN'T LIE OUT OF THAT!

EXPLAIN— AND BE QUICK!!!

WELL—WELL— I'VE GOT ON DINTY'S COAT— HAVEN'T I— DINTY?

OH! A—ER— A YES— THIS IS YOUR HUSBAND'S COAT! I HAVE ONE!

O—U!

AH—HA— WHAT ARE THESE LADY'S GLOVES DOING IN YOUR COAT?

HOW AM I TODAY— DOG?

WELL— I THINK THERE ARE A FEW MORE PIECES OF THAT STATUE IN YOUR HEAD YET—