

Province of British Columbia.

SUPREME COURT.

Full Court.]

GORDON v. CITY OF VICTORIA.

[June 30.

Interest on judgment entered by Full Court in accordance with verdict, reversing trial judge—When computed from—57 and 58 Vict., s. 3 c. 22.

Appeal by the defendant from an order of WALKEM J., allowing the plaintiff to issue execution for interest at six per cent. on the sum of \$10,000.00 from 19th May, 1897, to 12th April, 1900. On 19th May, 1897, the plaintiff obtained a verdict for \$10,000.00 damages, but the trial judge dismissed the action. The plaintiff appealed and the Full Court allowed the appeal on 29th November, 1899, and ordered judgment to be entered in plaintiff's favour for the amount of the verdict. The defendant on the 12th April, 1900, paid the plaintiff the amount of the verdict and agreed to pay interest from the date of the Full Court order to date of payment; but the plaintiff claimed interest from the date of the verdict and took out a summons for liberty to issue execution for the amount, and WALKEM, J., granted the application, whereupon the defendant appealed to the Full Court.

Held, that plaintiff was entitled to interest from the date of the verdict. *A. D. Taylor*, for appellant. *Wilson*, Q.C., for respondent.

Drake, J.]

ALASKA STEAMSHIP CO. v. MACAULAY.

[Sept. 15.

Security for costs—Foreign company carrying on business in British Columbia—R.S.B.C. 1897, c. 44, s. 144.

Summons for security of costs from the plaintiff, a company incorporated in the State of Washington and having its head office in Seattle. The company owned a steamer running between Seattle and Victoria, had an office in Victoria managed by a freight and passenger agent who devoted his whole time to the business of the company in Victoria, and who was paid a salary by the company. Rent and all office expenses were paid by the company, which was not licensed or registered in British Columbia.

Held, that the company was a foreign company within the meaning of s. 144 of the Companies Act, and was bound to give security for costs. *La Bourgogne* (1899), P. 1, and (1899), A.C. 431, considered.

O'Brien (Cassidy), for defendant. *J. H. Lawson, Jr.*, contra.