

of 4th November by Plaintiff concerning the Defendant lessen your respect for or good opinion of Defendant.

ANSWER.—If I believed the remark was true it would lessen my good opinion and respect for the Defendant.

QUESTION.—Did you believe that Plaintiff's remarks concerning Defendant were true.

ANSWER.—I did not.

QUESTION.—Seeing then you believe these remarks were not true do they lessen your good opinion or respect for Defendant

ANSWER.—I cannot say whether they do or not.

Here then we have a witness declaring in the first instance that his own feelings have not been wounded by a remark which he alleges was made to him exactly the same in terms as that applied to Defendant, and further stating that he cannot say that the remarks applied to the Defendant lessened his good opinion of the latter. At the same time while holding these views the said witness (Mitchell) gives the following extraordinary testimony when examined in chief for Defendant.

QUESTION.—Would you consider \$10,000 too much to be given to Defendant in consideration of such charge made against him by Plaintiff

ANSWER.—I would not consider that double that sum would compensate him for the charge. In fact if I was on a jury I would not hesitate to award the sum of \$20,000 to Defendant as damages.

We have here a witness who declares he cannot say whether or no his good opinion of the Defendant is lessened by the charge made against Defendant, and at the same time he declares that if he were on a jury he would award him \$20,000 damages. No remark is