

THE
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(TO AND INCLUDING DECEMBER 3RD, 1904.)

VOL. IV. TORONTO, DECEMBER 8, 1904. No. 15

MEREDITH, C.J.

NOVEMBER 25TH, 1904.

CHAMBERS.

COLEMAN v. HOOD.

Judgment Debtor—Transfer of Shares in Company—Injunction to Restrain Further Transfer — Examination of Transferee—Aid of Execution—Affidavit.

Appeal by defendant McIndoe from order of Master in Chambers, ante 309, requiring appellant to attend at his own expense for re-examination and to answer certain questions which he refused to answer upon an examination for evidence on a pending motion to continue an interim injunction restraining defendants from dealing with certain shares alleged to be the property of defendant Hood, against whom plaintiff had recovered a judgment for payment of money.

W. J. Boland, for appellant.

W. E. Middleton, for plaintiff.

MEREDITH, C.J., varied the order by substituting for the direction to attend, the appellant's undertaking to consent to the injunction being continued until the trial. Costs in the cause.

NOVEMBER 26TH, 1904.

DIVISIONAL COURT.

HOPEWELL v. KENNEDY.

Libel—Letter to Newspaper—Defence—Provocation by Utterances of Plaintiff Reported in Newspaper—Privilege—Mitigation of Damages—Counterclaim—Malice.

Appeal by defendant from an order of MAC TAVISH, Co.J., sitting for a Judge of the High Court at the Ottawa assizes,

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