

the fact that the third party was surety for the same debt under another bond. Motion refused, with costs to the defendant as against the third party in any event. Featherston Aylesworth, for the third party. R. D. Moorhead, for the defendant.

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STEINBERG v. ABRAMOVITZ—FALCONBRIDGE, C.J.K.B., IN  
CHAMBERS—OCT. 11.

*Pleading—Statement of Defence—Amendment—Judgment.*]—Appeal by the plaintiff from the order of the Senior Registrar, sitting for the Master in Chambers, refusing to grant judgment for the plaintiff for a claim of \$1,500 or to direct the delivery of particulars of the defence to that claim. The Chief Justice said that paragraph 2 of the statement of defence was ill pleaded if it was intended as a defence to the claim for the \$1,500 deposit, as well as for the costs and expenses. Order made giving the defendant leave to amend within one week so as to include the \$1,500—otherwise judgment for the plaintiff for \$1,500. Costs of this appeal to be costs to the plaintiff in any event of the action. G. T. Walsh, for the plaintiff. E. Sugarman, for the defendant.

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BERLIN LION BREWERY CO. v. MACKIE—FALCONBRIDGE, C.J.K.B.,  
IN CHAMBERS—OCT. 11.

*Venue—Change—Motion for—Convenience—Undertaking of Plaintiffs to Pay Additional Costs of Trial at Place Chosen by them.*]—Appeal by the plaintiffs from the order of the Senior Registrar, sitting for the Master in Chambers, changing the place of trial from Berlin to Belleville. The learned Chief Justice said that, in the present state of the practice, there was no sufficient preponderance of convenience or expense or other valid reason for changing the place of trial from Berlin to Belleville. The plaintiffs undertaking to pay the additional costs, if any, incurred by the defendant by reason of trial at Berlin, the Registrar's order should be reversed and the place of trial changed back to Berlin. Costs to be costs in the cause. W. D. Gregory, for the plaintiffs. Eric N. Armour, for the defendant.