

In order to examine with method the Governor's proceeding, and his desultory accusation against the Chief-Justice, he begs leave to consider them under the following heads :

I. The Governor's authority to remove him.

II. The impropriety of the time and the manner of proceeding.

III. The cause assigned as good and sufficient.

I. He is to consider the Governor's authority to remove him.

He was appointed Chief-Justice of the Province of Quebec by his Majesty in his Privy Council; in consequence letters mandatory issued under the King's Signet and Sign Manual, directing and requiring the keeper of the public seal of the Province (the Governor) forthwith to cause Letters Patent to be passed granting the office during the King's will and pleasure, and the patentee's residence in the Province; Letters Patent were accordingly passed, he was in by patent, and a person so appointed cannot surely be removed by the mere word of the Governor: the practice and precedents have ever been against it; when Governors in America have conceived themselves obliged to stop the proceedings of *any* of their Council, they never pretended to remove them, but only