

EXAMINATION OF JUDGMENT

DEBTORS—Continued

- examiner, discretion of, 230.
 - power of, 230.
 - taking down answers, 230.
 - witnesses' privileges, 230.
 - converse with counsel, none to, 230.
 - identification of documents, on, 230.
 - corporation, of, 229.
 - officers of, 229.
 - committal of, 230.
 - Manitoba, 12 months, 230.
 - Ontario, 6 months, 230.
 - production of documents, 229.
 - by corporation, and not by officers, 229.
 - judgment for costs only, 228.
 - no examination under in Manitoba, 228.
 - expressly provided for in Ontario, 228.
 - order for, when required, 229.
 - if desired before officers other than those in Rule 747, 229.
 - under Rule 749, 229.
 - not otherwise, 229.
 - material on application for, 229.
 - 228.
 - status of officers to be examined, 228.
 - must show on, 228.
 - satisfactory answers, what are, 230.
 - scope of examination, 230.
 - may question as to, 230.
 - debtor's property and disposition of, 228.
 - information to be used in suit against third party, 229, 228.
 - reasons for refusal to pay, 228.
 - willingness to pay, 228.
 - may not question as to, 228.
 - generally, 228.
 - wife's property, 228.
 - time for examination, 228.
 - who may be examined, 228.
 - individual debtor resident abroad out of jurisdiction, quare, 228.
 - judgment debtor, 228.
 - officers of corporations, 229.
 - past, 229.
 - present, 229.
- EXAMINER SPECIAL, (See Examination for Discovery, of Judgment Debtor; De Bene Esse.)
- EXCLUSION of public from certain trials, 24.
- EXECUTIONS, (See Enforcement of Judgments; Receivers; Writs), generally, 170-82.
- Act respecting, 223.

EXECUTIONS—Continued

- equitable, (See Receivers), 215.
 - interpleader applications, in case of several, 220.
 - lands, against, 43.
 - deceased persons, of, 226.
 - judgment affecting, 226, 216.
 - registration of, 226.
 - renewal of, 226.
 - sale under, 226, 223.
 - sale of, under execution, 226, 223.
 - limitation of time for issue of, 174.
 - maturing claims, against, 187.
 - meaning of expressions "issuing against," 170.
 - "writ of," 170.
 - parties to action, by persons not, 174-175.
 - partnership property, against, 218, 55.
 - individual partner, if judgment against, 218, 55.
 - charging order required, 218, 55.
 - pending revision of taxation, may issue, 233.
 - renewal of, Manitoba practice, 222.
 - Ontario practice, 222.
 - return of, Order for, 223.
 - disobedience to, 223.
 - penalty for, 224, 223.
 - to be filed with order for, 224, 223.
 - sale under, 226, 223.
 - sale of goods under, after interpleader, 219.
 - writ of, see writ, 222.
 - costs of, to be endorsed on, 222.
 - tests of, 222.
- EXECUTION CREDITOR, exclusion of, after interpleader, 219.
- service of certain notices on, 93, 97.
- EXECUTORS, action against, of deceased defendant, 143.
- by, for execution of trusts, 74, 69.
 - de son tort, orders for account against, 71, 65.
 - discretion of, when not affected by notice, 226.
 - joinder of claims by or against, 81, 80.
 - jurisdiction of K. B. as to, 9.
 - parties to actions may be, 70, 63.
 - pleading where representative capacity denied, 100, 119.
- EXHIBITS (See Affidavits) at trial, custody of, if judgment reserved, 149.
- delivery out after, 193.
 - marking, 149.
- EX PARTE ORDER, 115, 7.
- generally, 115.
 - injunction for, 7.
 - particulars for, 115.
- EXPERT EVIDENCE, how obtained, 62, 51.