

are entitled to put leading questions to him and you should do so and not allow yourself to be perturbed by objections unless they are sustained by the Bench.

There is one class of witness whose cross-examination is difficult and that is what are known as expert witnesses. My own experience is, and I think that of most other lawyers who have had any experience in cases in which their testimony was introduced, that it is better to leave them alone as much as possible in cross-examination, but to call, if necessary, two for every one of their expert witnesses on your side who will testify directly the contrary of what the other experts testify. I think they can be found.

I think it was a certain learned Judge in the United States who divided untruthful witnesses into three classes: liars, perjurers and expert witnesses.

It is sometimes, however, advisable to cross-examine briefly for the purpose of showing that their conclusions are predicated upon a state of facts not in accord with what is in issue.

I remember one case which occupied the attention of the Courts here for some days where a great deal of medical expert testimony was called in. The action was one for damages taken by an elderly gentleman against the Tramways Company arising out of a collision in which he had been thrown down in one of the cars, and, as he alleged, had sustained a shock which caused the re-opening of an internal wound following an operation which he had submitted to some time before.

The theory of the defense was that his trouble was due to a natural re-opening of the wound which would have occurred in any event, and had not been caused or even accentuated by the shock of the collision. The Plaintiff rested his case on the evidence of the physician, Dr. Bell, then Chief Surgeon of the Royal Victoria Hospital, who had performed the operation and treated the Plaintiff subsequently, and of his assistant.

The Defendant's case had been prepared with very great care and with much attention to detail, and practically every prominent surgeon in Montreal was in attendance at the trial as a witness for the defense. The Defendant's counsel in cross-examination of Dr. Bell made him carefully describe the symptoms from which the Plaintiff had suffered and then proceeded to call