

**The**  
**Ontario Weekly Notes**

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VOL. X.

TORONTO, MAY 12, 1916.

No. 9

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APPELLATE DIVISION.

FIRST DIVISIONAL COURT.

MAY 1ST, 1916.

ONTARIO BANK v. O'REILLY.

*Summary Judgment—Failure to Disclose Defence—Action on Judgment for Recovery of Money.*

Appeal by the defendant McCullough from the order of SUTHERLAND, J., ante 36.

The appeal was heard by GARROW, MACLAREN, MAGEE, and HODGINS, J.J.A.

J. H. Fraser, for the appellant.

J. W. Bain, K.C., and M. L. Gordon, for the plaintiffs, respondents.

THE COURT dismissed the appeal with costs.

FIRST DIVISIONAL COURT.

MAY 5TH, 1916.

HAMMILL v. MILLAR.

*Mortgage—Proposed Sale under Power—Arrangement between Mortgagor and Mortgagee as to Purchase by Mortgagor—Prejudice of Purchasers of Equity of Redemption—Injunction.*

APPEAL by the defendant from the judgment of CLUTE, J., ante 115.

The appeal was heard by GARROW, MACLAREN, MAGEE, and HODGINS, J.J.A.

W. C. Davidson, for the appellant.

H. J. Martin, for the plaintiffs, respondents.

THE COURT dismissed the appeal with costs.