

was then the proprietor—was a disorderly house, a bawdy house, and a house for the resort of prostitutes; and sentenced Demetrio to six months' imprisonment with hard labour in the Central Prison; a fact which probably justifies the description Demetrio now assumes.

At this time Demetrio had five hundred dollars in the bank; and, not relishing the proposed change of occupation, he procured the jailer at North Bay, where he then was, to send for a lawyer. The jailer thereupon selected Mr. Bull. Mr. Bull waited upon Demetrio, and the subject of remuneration appears to have been immediately discussed. Mr. Bull says, "in all my criminal practice I exact a retaining fee before undertaking the case; my experience having been that if I did not so protect myself, in many instances and after heavy disbursements, I would never receive any remuneration."

In pursuance of this he informed Demetrio that he would undertake an application for the latter's release, but that he would require "a retaining fee of three hundred dollars;" and this being agreed to he "wrote out an agreement calling for a retainer of three hundred dollars and at the request of Demetrio made out a cheque for three hundred dollars, both of which were signed by the said Demetrio."

It is said that this agreement and cheque were read and explained to Demetrio and he appeared to understand the same. Bull is corroborated by a series of three affidavits made by the jailer, in which he confirms Bull's affidavit by instalments.

In launching this application, Demetrio says that he is not aware that he made any agreement with Bull in regard to remuneration, or if he did sign any document purporting to be an agreement, he did so without independent advice, and that he has no recollection of any such document being signed. He also says that he signed a blank cheque which he gave to Bull and which he now finds is filled in for three hundred dollars. The cheque is not produced, but the agreement is. It is in the words following:

"North Bay, October 20th, 1911. I hereby retain George L. T. Bull, barrister-at-law, to make application for my release from jail; and herewith deliver to him cheque for three hundred dollars as retainer. C. Demetrio."