

Q. He swore, as the record shows, of his positive knowledge, that you were dealing in smuggled automobiles, and you say that is false?—A. I was not dealing in smuggled automobiles knowing they were.

Q. You suggest that you might have done it without knowing it?—A. I do not suggest anything. I suggest it happened in two or three times I bought cars in good faith that were not perfectly o.k.

*By Mr. Calder, K.C.:*

Q. How did you find that out?—A. They were seized.

*By Mr. Bell:*

Q. Do you recall the time when you unfortunately found out you had innocently bought smuggled cars?—A. I beg your pardon.

Q. Do you recall the time when you had innocently bought smuggled cars?—A. (In French, interpreted). It was during the year 1923.

Q. (Interprétation) Vous rappelez-vous à quelle date vous avez acheté des chars importés en contrebande, achetés de bonne foi?—R. Je m'en suis aperçu quand ils ont été saisis. C'était durant 1923.

Q. And never later?—A. (In French, interpreted). No, sir.

R. Non, monsieur.

Q. Would you be surprised to know, that on June 4th, 1924, your friend and ex-partner, Bisailon, writes again to Mr. Wilson to this effect:

“Brien, Lavoie”—

and another man whose name I cannot hope to pronounce—

“have been dealing in this kind of business, American smuggled cars since the departure of Brien from the Customs Service.”

Was that true or false?—A. It is surely not quite true.

Q. How far is it true?—A. (In French, interpreted). As I stated, I had two or three cars which had been seized, and I believed that they were zealous over the matter of seizures and they found other cars, and they would have located them had they seen other cars.

R. Comme je l'ai dit, j'en ai deux ou trois chars qui ont été saisis et je crois qu'ils faisaient assez de zèle pour en trouver que s'il y en avait eu plus, ils les auraient trouvés.

Q. You have just pledged your oath that that was in 1923, and I now call your attention to this statement a year and a half later?—A. Maybe I make a mistake in the year. What year was the seizure of the barge Tremblay?

Q. The year 1924.—A. One minute then; 1923; what I meant as 1923, was from September, 1923, to about July, 1924.

Q. Now then, how many of these did you discover that you dealt in during that period that were smuggled?—A. About three only.

Q. And that, of course, was after you had left the Customs Service, wasn't it?—A. Yes, sir.

Q. Then, I note further in the same time, June 4th, 1924, Bisailon also writes:—

“Brien has been a very active smuggler since then”—

that is since you left the Customs Service—

“in American alcohol and automobiles.”

Is that true or false?—A. I call all this very false.

Q. True as to your being a very active smuggler in automobiles?—A. False also, as I told you, what I did was in good faith.

Q. It is false that you were a very active smuggler in automobiles?—A. I do not mean he did not get the information that way. I know I did not do it willingly.

[Mr. Ludger Brien.]