

FOUND V. GERTZBEIN—RIDDELL, J., IN CHAMBERS—NOV. 14.

*Mortgage—Action for Foreclosure—Appearance Set aside—Practice—Final Order of Foreclosure.*]—Appeal by the plaintiff from an order of one of the Registrars, sitting for the Master in Chambers, refusing an application for a final order of foreclosure. RIDDELL, J., in a short memorandum, said that the appeal should be allowed and the defendant's appearance set aside; costs here and below to be added to the mortgage-claim. The defendant may apply substantively for relief under the Rules—or to stay or set aside proceedings as not authorised. W. J. Tremear, for the plaintiff. A. Cohen, for the defendant.

RE RENDLE—RIDDELL, J., IN CHAMBERS—NOV. 14.

*Infant—Custody—Application of Father—Children's Aid Society.*]—Application by Walter Rendle for an order directing the Children's Aid Society of Toronto to give up the custody of his infant child to the applicant. RIDDELL, J., in a short memorandum, said that the application should be refused without costs. He had difficulty in determining whether to pursue this course or retain the motion for 6 months—but thought it better, in all the circumstances, to refuse the application. F. Kerr, for the applicant. William Proudfoot, K.C., for the society.

REDMOND V. STACEY—KELLY, J., IN CHAMBERS—NOV. 15.

*Pleading—Statement of Defence—Rule 141—"Material Facts."*]—Appeal by the plaintiff from the order of the Master in Chambers, ante 79, in so far as it dismissed a motion to strike out as embarrassing certain paragraphs of the statement of defence. KELLY, J., dismissed the appeal with costs. R. T. Harding, for the plaintiff. F. S. Mearns, for the defendant.

RE GARFUNKEL AND HUTNER—KELLY, J.—NOV. 15.

*Arbitration and Award—Innocent Misconduct of Arbitrator—Evidence Improperly Admitted—Compromise Award Set aside.*]—Motion by Herman Hutner and Frank S. Hutner to set aside the award of a sole arbitrator. The motion was heard in the Weekly