

the defendant's duty to keep the entry in a reasonably safe condition. Held, that the case was properly submitted to the jury under the doctrine of *res ipsa loquitur*.

*Fall of Crowbar.* Where the plaintiff was working beneath several carpenters, in the service of the same employer, who were prying up a floor with a crowbar, and the bar fell and struck plaintiff, injuring him, and there was no evidence to shew why it fell, it was held that the evidence was sufficient to cast upon the defendant the necessity of explaining; that "unless defendant can account for the fall of the implement in such a way as to exculpate itself it will be held to have done the act negligently."

*Fall of Article in Department Store.*—The fall of a fire extinguisher in a department store, whereby an employe was injured, the cause of its falling being unexplained, was held not to raise a presumption of negligence on the part of the employer. "From the mere fact that the extinguishers fell from the counter, it cannot be assumed that they were negligently placed or that it was negligence to display them upon a counter. They may have been pushed accidentally by one of the clerks, or even by a passing customer."

*Defective Coal Car Brake.*—In an action in which it was claimed that the defendant coal company failed to furnish the plaintiff, its employe, with a reasonably safe brake for him to use on a coal-pit car which resulted in his injury, it was held that the doctrine did not apply.

*Collision of Handcar and Train.*—The mere fact that a handcar, on which the plaintiff, a section hand, was riding with his crew and a train collided furnished no proof of negligence on the part of the employer, the railroad company. "It is common knowledge that the use of handcars on railroad tracks is not supposed to stop or interfere with trains, but the sectionmen are to keep handcars off when trains approach, and that without any special warning or notice to them."

*Roof of Freight Car Blowing Off.*—The rule was applied in an action by an employe of a railroad company seeking to recover for injuries sustained when the roof of a box car, in a train of sixteen cars, was blown off by a wind so slight that he had no