

FIRST DIVISIONAL COURT.

NOVEMBER 15TH, 1918.

SMITH v. TOWNSHIP OF TISDALE AND BRINTON.  
SMITH v. TOWNSHIP OF TISDALE AND CHARETTE.

*Security for Costs—Consolidation of Actions—Amount of Security.*

Appeals by the defendants from orders made by MIDDLETON, J., in Chambers, on the 8th March, 1918, in respect of security for costs.

Leave to appeal was given by MEREDITH, C.J.C.P.: see 14 O.W.N. 111.

The appeals were heard by MEREDITH, C.J.O., MACLAREN, MAGEE, HODGINS, and FERGUSON, J.J.A.

A. G. Slaght, for the appellants.

J. M. Ferguson, for the plaintiff, respondent.

THE COURT allowed the appeals, and ordered that the plaintiff should give security in the usual amount for the defendants' costs in both actions as if the actions were one; the plaintiff undertaking, if the defendants consent, to consolidate the actions and have them tried together; with liberty to the defendants to apply for additional security if occasion should arise; costs to be costs in the cause to the defendants.

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#### HIGH COURT DIVISION.

MIDDLETON, J., IN CHAMBERS.

NOVEMBER 11th, 1918.

ALLAN v. RECORD PRINTING CO. LIMITED.

*Libel—Newspaper—Pleading—Statement of Defence—Series of Letters from Correspondents—Provocation.*

Appeal by the plaintiff from an order of a Local Judge refusing to strike out the portions of the statement of defence in an action for libel.

R. S. Robertson, for the plaintiff.

Featherston Aylesworth, for the defendants.

MIDDLETON, J., in a written judgment, said that the alleged libel was a letter published in the defendants' newspaper, one of a series of letters in a correspondence which was begun by the