

The Ontario Weekly Notes

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APPELLATE DIVISION.

NOVEMBER 1ST, 1915.

REAL CAKE CONE CO. v. ROBINSON.

Contempt of Court—Disobedience of Injunction—Consent Judgment—Locus Pœnitentiæ—Undertaking to Discontinue Manufacture of Goods in Form Similar to those of Plaintiffs—Costs.

Appeal by the defendants from the order of MIDDLETON, J., 8 O.W.N. 568.

The appeal was heard by FALCONBRIDGE, C.J.K.B., RIDDELL, LATCHFORD, and KELLY, JJ.

H. E. Rose, K.C., for the appellants.

J. M. Ferguson, for the plaintiffs, respondents.

THE COURT dismissed the appeal with costs.

NOVEMBER 4TH, 1915.

*MERRIAM v. KENDERDINE REALTY CO. (No. 1).

Partnership—Syndicate Formed to Buy and Sell Specific Land—Account—Purchase-price of Land—Purchase from Member of Syndicate—Absence of Fraud—Contract—Commission or Salary of Managing Partner—Disallowance—Reference—Appeal—Costs.

Appeal by the defendants from an order of LENNOX, J., 8 O.W.N. 617, dismissing their appeal from the report of an Official Referee.

*This case and all others so marked to be reported in the Ontario Law Reports.