45, 68, 69, 100, 101, 102, 112. In answer to question 51, the plaintiff declined (apart from counsel's advice) to state what knowledge he had obtained since the action began, because it was got from his solicitor. The Master said that here the plaintiff was wrong, unless the information was obtained by the solicitor on the plaintiff's instructions and for the purposes of this action. That was not made clear. For all that appeared, the solicitor might have told the plaintiff very important matters that he had become aware of long before this action was commenced. This point was, therefore, open to further inquiry, if the defendants so desired. Order made permitting the defendants, if so advised, to take out another appointment in the usual way and have further examination and pursue question 51 if they desire to do so. Motion otherwise dismissed, with costs to the plaintiff in the cause. R. C. H. Cassels, for the defendants. A. M. Stewart, for the plaintiff.

WALL v. DOMINION CANNERS CO.—MASTER IN CHAMBERS—JAN. 25.

Pleading — Statement of Claim — Motion to Strike out Portion — Irrelevancy — Embarrassment.]—Motion by the defendant company to reopen the order pronounced upon a motion made by the defendant company in October, 1912, for particulars, etc., of the statement of claim. See ante p. 214. Re-argument was permitted, and was confined to that part of paragraph 6 referred to in the note, at p. 215, near the bottom of the page. The Master said that he had reconsidered the matter in the light of what he said in Canavan v. Harris, 8 O.W.R. 325. That, however, was to be read in connection with the facts of the case, as laid down in the judgment in Quinn v. Leathem, [1901] A.C. at p. 506. There was no reason to qualify what was said in the Canavan case, at p. 326. The part of paragraph 6 now in question was not material in the sense of allowing discovery to the extent feared or anticipated by the defendant company; and there was no reason for a change of opinion on that ground, especially as the defendants had acted on the previous decision and obtained the particulars thereby directed. The Master, therefore, refused to vary his order; but gave leave to the plaintiff company to appeal. In the event of an appeal, costs of this motion to be to the plaintiff in any event, and costs of the appeal to be costs to the plaintiff only in the appeal. F. R. MacKelcan, for the defendant company. Frank McCarthy, for the plaintiff.