

The Ontario Weekly Notes

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TORONTO, APRIL 23, 1915.

No. 7

APPELLATE DIVISION.

MARCH 23RD, 1915.

*DICARLLO v. McLEAN.

Solicitor—Lien for Costs—Collusive Settlement to Defeat Lien—Liability of Defendant for Costs of Plaintiff's Solicitor—Evidence.

Appeal by the defendant from the order of MIDDLETON, J., ante 27.

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

J. M. Ferguson, for the appellant.

H. H. Dewart, K.C., for the plaintiff's solicitors, respondents.

THE COURT dismissed the appeal with costs.

HIGH COURT DIVISION.

CLUTE, J.

APRIL 12TH, 1915.

J. C. PENNOYER CO. v. WILLIAMS MACHINERY CO.
LIMITED.

Promissory Note—Negotiation by Payee in Fraud of Maker—Facts Shewing Notice to Endorsee—Holder in Due Course—Onus of Proof—Company—Knowledge of Person Controlling.

Action on a promissory note dated the 8th December, 1913, made by the defendant, payable 4 months after date, to the

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