

INJUNCTION GRANTED AGAINST HARPELL, TOLD HE MUST KEEP QUIET UNTIL TRIAL IS OVER

(Montreal Star)
An interlocutory injunction was granted by Mr. Justice Boyer this morning in the Practice Division of the Superior Court, to T. B. Macaulay and the Sun Life Assurance Company, restraining J. J. Harpell, his associates and associated companies the Garden City Press, Journal of Commerce Publishing Company and others, from further publishing the issue of the Journal of Commerce which forms the basis of criminal proceedings against Harpell; the book, Industry Finance and Commerce which is also included in the criminal proceedings; and any further references to the case or repetitions of these alleged libellous statements or others of similar nature in future editions of the Journal of Commerce or other publication.

Following a brief argument between Harpell and Aime Geoffrion, K.C., for petitioner, the discussion narrowed down to the point as to whether Harpell was entitled to publish and distribute copies of the statement which he made before Judge Perroult last week, when he appeared for voluntary statement Harpell argued that as this was his "voluntary statement" as called for by his appearance in court, it was a public document, and he had the right to reproduce it.

Record Produced

Mr. Geoffrion produced the record of the criminal court, showing that the judge had already committed Harpell for trial before the King's Bench when he made his statement and that therefore it was not a part of the court proceedings and there was no privilege to reproduce it. Mr. Justice Boyer concurred in this contention.

Mr. Geoffrion in his argument contended that this statement was not what the law understood by "voluntary statement" before trial, but was simply "either a repetition of the slander of a collection of new slanders or both. There are so many slanders and libels in this case that one loses track of them." Referring to the criminal trial that will come up in November or December before King's Bench, Mr. Geoffrion said: "We want that trial to be made before an impartial jury. We don't want Mr. Harpell to poison the minds of the jury with this sort of stuff. We ask him to keep quiet until after the trial is over."

He cited various legal decisions and works of law in support of his contention that he had the right to ask for an injunction.

Harpell in reply said he was willing to give guarantees that nothing that could be considered libellous against Mr. Macaulay would appear in the succeeding issues of the Journal of Commerce. He complained that the interim injunction had reached his publishing office late on Saturday, just as the publication was going to press. "And at this time when opportunities for employment are so very necessary, we had to dismiss all our printing staff, and they must stay out until the in-

junction is lifted," he said.

Offered Copy

He offered to submit a copy of the coming issue to the court for inspection if desired. But he claimed that he had the right to reproduce his statement before Judge Perrault.

"If this injunction is confirmed" he said, "there is nothing to prevent any of us from obtaining an injunction against The Star this afternoon and preventing them from coming out; delaying publication until such time as the temporary injunction has been argued."

The Court intervened to point out that he was only asked not to publish anything libelling Mr. Macaulay or the Sun Life. There was no objection to his Journal being published.

Harpell: "Of course Macaulay is referred to in the voluntary statement. But we have never published anything that is not borne out in the Government reports and in the Royal Commission on insurance."

Mr. Geoffrion demurred.

"At all events," Harpell continued, "I challenge my learned friend to mention a single instance where we have in the past six years published anything that was not based on the financial reports of the Government and Government commissions. It is true that we have been publishing the reports that came out in Chicago and New York. And when we found there that someone had handed over several millions to the Insull Brothers and somebody handed them back \$350,000, we took notice of it; and we also found that a certain group had passed over nearly five million dollars to Ivar Keruger...."

Mr. Geoffrion: "I object to this. This action was not taken to give the respondent an opportunity to publish more slanders. It was taken to stop his publishing them."

Issue Before People

Harpell reiterated that he had never published figures that were not taken from Government documents. "The issue here is not between Macaulay and me," he continued. "The issue here will be decided eventually by the people of Canada, irrespective of what the court does with me or happens to me as a result of the action in which a great array of lawyers, backed by the policy-holders' money which is my money."

Mr. Geoffrion: "I object to that. The issue is now very narrow, as to whether his statement can be reproduced or not."

Harpell: "The narrower my learned friend makes the issue, the better his case will be."

The Court: "Legally this is not a voluntary statement at all, and it has been rejected by the Court below. Respondent evidently wants to plead his case before the public. This is not the time to do so. His case is coming up before King's Bench and he can make his defence there."

His Lordship ordered the injunction

STENOGRAPHERS GASP AT THE SKILL OF NUMBER DEMON AT THE NATIONAL BUSINESS SHOW

(New York Herald-Tribune)

Dr. Salo Finkelstein, the human equivalent of twenty-three adding machines, gave a demonstration of his mathematical genius Friday night at the National Business Show, now in progress at Grand Central Palace, 480 Lexington Avenue. Before he had finished his audience of 1,000 stenographers, secretaries and accountants was quivering with alarm at the feats of this one-man office staff from Poland.

The spectators saw in Dr. Finkelstein a symbol of the age of robots. Admittedly the equal of eleven stenographers, any weight, the lightning calculator frightened and impressed them. Their sympathy went out to Dr. Finkelstein, however, when they saw the agonies of concentration he passed through.

"What mental contortions!" breathed a learned accountant in the audience. "What a spectacle!"

"Gazin" Into Vacuity

"He ain't lookin' at you," commented another bystander. "He's just gazin' into vacuity."

A cold cigar drooped from the corner of Dr. Finkelstein's mouth as he went through his routine. Now and again he pressed a palm to his forehead, and blinked a protest against the noise of the adding machines in nearby booths. When he had exhibited his prowess for half an hour he stepped aside from the paper chart dotted with figures and gave a summary of his talents.

"I remember," he said, "I remember logarithms to seven decimal points. I remember pi, 3.1416, to 300 decimal points. There are more than 1,000 dates floating around in my mind. Numbers are beautiful to me."

"Did you hear that, Oinie?" demanded a young woman, nudging her somnolent escort. "Numbers are beautiful to him."

"Zat so?" said Ernie.

You wonder how I remember numbers?" continued Dr. Finkelstein. "Well, I do it by association. Certainly numbers mean something to me when they are inverted. Others form a significant date when I add a figure to them. Like this."

"Just Like That"

At the dictation of a member of the audience he wrote several numbers of three and four figures each on the chart.

"Take that number 9836," said Dr. Finkelstein. "How do I think of that? Well, it's the sum of 90 squared plus 40 squared plus 10 squared plus 6 squared. Take the number 543 on the chart there. I put the number 1 in front of it and it becomes the date of the death of Copernicus. Like that."

The lightning calculator, who came from Warsaw not long ago and stunned American scientists with his exhibitions during a tour of American colleges, began the demonstration last night with an elementary test. He added mentally a column of twelve numbers.

"I do that in less than one-fifth of a second," he announced. "It's been timed by an electric stop-watch."

The articulate young lady in the audience shifted her book on "How to Avoid Sales Resistance" from one hand to another and opened her mouth.

"Get this, Oinie," she advised. "Now," said Dr. Finkelstein, "I will ask somebody to write on the chart a square containing twenty-five single numbers."

Some one obliged and the calculator studied the square for a few seconds. Then turning to face the spectators, he recited the numbers in rows, horizontally and vertically.

Anything But This

"Do it in a spiral now, doctor," urged his sponsors from the Psychological Corporation, of 522 Fifth Avenue. The audience gazed apprehensively at Dr. Finkelstein. Its members had been pre-

pared for almost anything but this. The doctor, smiling, read off the figures in a spiral, concluding on the number in the center of the square.

How could the parents of those old-time families of twelve or fourteen children govern them all without a slap here and a shake there?

One of the prime requisites of a successful novel nowadays seems to be to give your heroine a name that no living young woman ever had—or ever will have until the generation following the appearance of your epoch-marking novel.

issued. As to the amount of security to be posted by petitioners, Mr. Geoffrion offered \$1,000.

"That will not be enough to cover the damage done by holding up publication," objected Mr. Harpell.

"Very well, we'll make it any sum you like. Let us say \$2,000," said Mr. Geoffrion.

Harpell nodded assent, and the petitioners were ordered to post \$2,000 security with the court.

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