

WORKMAN AWARDED DAMAGES OF \$2,500

Max Pescovitch was awarded \$2,500 by the jury which heard his case against the Western Flour Mills company, the verdict being rendered last night, after about three quarters of an hour's deliberation. The action was brought in respect of personal injuries which Pescovitch sustained in the defendant company's mill in February last. He was what is known as a "piler," and at the time of the happening of the accident was engaged piling bags of bran, when something went wrong with one of the feed belts; with a board in his hand he jumped on one of the Humphrey elevators. The elevator is a broad belt running at the rate of 30 feet a minute. Brackets exist upon which the passenger stands until reaching the floor upon which he desires to alight. He steps off, and the belt continues in motion, after the principle of an endless chain, and as the brackets pass over the large wheel at the top they are used on the other side for the purpose of descending from floor to floor. Pescovitch was caught between the board, which he was taking with him to repair the machinery, and the ceiling and had his spine injured. The plaintiff maintained that the defendants were guilty of negligence in not having some means by which the belt could be instantly stopped in cases of emergency. The defendants, on the other hand claimed that Pescovitch was wholly to blame and should not have attempted to ride on the elevator with the board in his hands. Messrs. Murray & Noble for the plaintiff; Messrs. Crichton & Cohen for the defendants.