

GET ORDERS IN NERLICH CASE

Chief Justice Sir William Mulock Grants Request of Counsel for Accused for Particulars of Information Already in Possession of the Crown in High Treason Cases

Two orders were granted by Chief Justice Mulock to-day at Osgoode Hall for particulars applied for by the solicitors for the defence in the cases of high treason and conspiracy with others to commit high treason charged by the Crown against Mr. Emil Nerlich and his wife, Mrs. H. Nerlich. One order was for particulars in the indictment against Mr. Nerlich and the other for particulars in the case in which the husband and wife are joint defendants.

The order which was applied for yesterday by Mr. I. F. Hellmuth, K.C., was secured to-day by Mr. G. W. Mason of Messrs. Macdonald, Murphy, Donald and Mason.

The orders are identical as to the particulars to be granted and almost so as to their wording.

Wording of Order.

The order in the case of the two prisoners says that "upon the application of the accused, upon reading the Bill of Indictment herein and the several affidavits of both the accused filed and upon hearing counsel for the Crown and for the accus-

ed, the accused or their solicitor with such of the following particulars as it lies within its power to do at as early a date as is convenient and before the trial which has been fixed for February 22, 1915.

(a) Particulars showing the occasion upon and the means by which was intended or purposed by the accused to be communicated to the enemy, the information which the indictment charges the accused with conspiring to give the enemy and the nature of such information and the persons to whom it is intended to be charged that the accused conspired to give the same.

(b) Particulars showing the transaction or transactions alleged to have been in the nature of trading with the said enemy which it is intended to be alleged at the trial hereof that the accused conspired to enter into and of the means by which it was proposed or intended to carry out the same.

(c) Particulars showing the persons other than the accused with whom the said accused so conspired as is alleged in the indictment.

It is hereby reserved to the trial Judge to determine as to the sufficiency of any particulars furnished hereunder, and as to the rights of the accused to any further particulars than those that may be furnished hereunder before trial.

It is ordered that the Crown sur-