

made about the delay in the filing of the interrogatories in the summer of 1937, I shall take it for granted that my statement in that respect was accepted as correct.

MR. SMITH: We have no opportunity here without examining our correspondence to check up the accuracy of Mr. Whiteley's statement. We are not saying that he means to make an inaccurate statement, but we cannot state that specifically, directing your attention to the fact that we do not concede the accuracy of Mr. Whiteley's statement, because we have no opportunity to check up some of this matter.

MR. WHITELEY: Very well: There was no correspondence in connection with this matter with Mr. Ingersoll. The request having been made over the telephone from Pittsburgh.

THE EXAMINER: I do not think it makes any difference one way or the other. We all know that in the slow moving of governmental matters anyhow, oftentimes a lot of time is required. I know, myself, Mr. Whiteley, you have been extremely diligent in the trial of the Baking Powder Case with me and I know it takes much time to get interrogatories, especially across the ocean and I give you gentlemen due credit for doing the best you can under the circumstances and we will let it go at that.

MR. SMITH: And we call the Commission's attention to the fact that the taking of this deposition in Europe