

to the fact that the taking of this deposition in Europe

MR. SMITH: And we call the Commission's attention

of circumstances and we will let it go at that.

Gentlemen due credit for doing the best you can under the  
interrogatories, especially across the ocean and I give you  
Powder Case with me and I know it takes much time to get  
have been extremely diligent in the trial of the Hocking  
of time is required. I know, myself, Mr. Whitely, you  
also moving of governmental matters anyhow, oftentimes a lot  
difference one way or the other. We all know that in the

THE EXAMINER: I do not think it makes any

obj.

The request having been made over the telephone from Pitts-  
pondence in connection with this matter with Mr. Ingersoll.

MR. WHITELY: Very well: There was no corree-

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

statement in that respect was accepted as correct.

in the summer of 1937, I shall take it for granted that my  
made about the delay in the filing of the interrogatories