

MR. WHITELEY: I think, Mr. Examiner, that counsel has been quite voluble in this proceeding and has not failed to open his mouth at every proper opportunity.

MR. SMITH: My statements are not evidence. We have had no opportunity to offer any evidence. And here we are in 1938, and this inquiry began in July, 1935.

THE EXAMINER: Go back and read the question again.

(The last question read by the reporter.)

THE EXAMINER: I am going to suspend ruling on this question until I know more about what you are going to bring out. You can proceed with the examination and I will rule when it becomes apparent to me one way or the other the connection.

MR. SMITH: Major Sheppard, in order to assist you, will you let me put one or two inquiries to this witness?

THE EXAMINER: Yes.

BY MR. SMITH:

Q Mr. Emery, you said, you testified in moment ago that the American Cyanamide Company was controlled by the Duke Estate, as I understood you?

A I think I made the statement ^{it} is one of the group of companies that was controlled.

Q Is the American Cyanamide Company a corporation?

A I cannot answer that question, because I have not seen