

any papers of incorporation.

Q You never have examined the corporate papers?
You don't know whether it is a corporation or not?

A I do not know.

Q You cannot, of your own knowledge, state that the Duke Estate controls that organization; can you, Mr. Emery?

A The knowledge I had at the time was that it did. I was in their employ and my knowledge was that the orders in regard to the management of this organization came from Mr. Duke.

Q Which Mr. Duke?

A James E. Duke.

Q And that is all you know as to the ownership?

A That is as far as my knowledge in the case, - in the matter.

Q And outside of the fact that Mr. Duke gave such orders while you were employed by the American Cyanamide Company, you knew nothing of the ownership or control of that company?

A I knew nothing of it.

Q Was Mr. James E. Duke the president of the company?

A No.

Q Was he chairman of the board?

A I can't answer that question.

Q Was he on the Board?

A I can't answer that question.