

Q So as to save time, Mr. Emery isn't it a fact that on or about February 13th, 1925 you wrote a letter in which in substance you definitely resigned from the employ of the Republic Carbon Company?

A I wrote a letter which I sent to Mr. Joseph Uhlstein, I sent to Mr. Towne, and I sent to Mr. Davis. I sent it to all three because I did not want my status was and I wanted all three to know where I stood.

Q And in that letter in effect, in substance, you resigned, terminated your connection with the Republic Carbon Company? A It terminated our connection with the situation.

Q Does that mean the Republic Carbon Company? A As I say, I did not know who I was responsible to and I notified all three.

Q If you were employed by the Republic Carbon Company, this letter of February 13th, 1925 --

A (interrupting) was intended to terminate that employment.

Q Was that right?

A That is correct.

Q And you wrote that letter to them?

A That is correct. I am not admitting the date of that letter until a carbon of it is produced. I don't know it was the 13th.

MR. SMITH: If it is agreeable to Mr. Whiteley it is our understanding that our letter was dated February