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and the nurse was
employed by them and not by any
local public authority. The nurse's
official records were available to
the Committee and were used for
checking the number of visits, the
amount of fees collected, and for
the preparation of statistical re-
turns. At no time had the medical
details of any case been discussed
at meetings of the Committee. Dr.
Bugler had been invited on more
than one occasion to attend meet-
ings of the Committee held to in-
vestigate his complaint but he de-
clined to do so. The district nurse
had full instructions to co-operate
with Dr. Bugler in his dispensary
district and also with the other
doctors in town to the fullest ex-
tent permitted by the rules of the
Association.

The matter will now be consid-
ered by the County Manager (Mr.
D. O'Keefe).

LIMERICK DIOCESE

CLERICAL APPOINTMENTS

The Lord Bishop, Most Rev. Dr.
Keane, has made the following
appointments:—Right Rev. Mon-
signor P. O'Neill, D.D., P.P., V.G.,
Bruff, to P.P., St. Munchin's; Rev.
David Riordan, P.P., Kilmeedy,
to be P.P., Bruff, and Vicar Forane
and Canon of the Cathedral Chap-
ter; Rev. Robert Dunworth, P.P.,
Cappagh, to be P.P., Kilmeedy;
Rev. Denis O'Donnell, C.C., Bruree,
to be P.P., Cappagh, and Rev. P.
G. Ryan, C.C., St. Munchin's, to be
C.C., Bruree.

MISTRESSES AND MAIDS

"If an employee breaks a con-
tract with an employer without
reason and notice, the employer is
entitled to damages, a thing that
was not at all appreciated by
maids," declared District Justice
Gleeson at Ennis on Friday, when
dismissing an action by Christina
Clune, a domestic servant, who sued
Katherine Quinlivan, Ballyroughan,
Quin, for wages alleged to be due.

The Justice said there must be
some commonsense between em-
ployers and employees. The em-
ployer was not bound to do
everything. Here was a case where
the girl left her employment with-
out any reason. She said she went
home with a bad cold, yet she went
to a dance that night—maybe to
cure it—and came back in a few
days looking for her wages. If an
employer dismissed an employee
without cause and notice the em-
ployee was entitled to damages, but
if the employee broke her contract
the reverse applied. The plaintiff
in this case was entitled to nothing.

DEATH OF MR. F. J. ORGAN

We regret to announce the death
of Mr. Francis J. Organ, 30 Pros-
pect Villas, Limerick, which occur-
ed in Barrington's Hospital in the
early hours of Sunday morning.
Deceased was a respected member
of the Limerick Branch of the
Typographical Association and had
been for a long number of years
employed in Messrs. McKern's on
the composing staff. Prior to tak-
ing up work in the latter office, he
had been employed in the "Lime-
rick Leader" and "Munster News,"
amongst the managements and
staffs of which he was held in affec-
tionate regard because of his very
easy-going and loveable disposition.
The funeral took place to Mount
St. Lawrence Cemetery this after-
noon at 3 o'clock and was largely
attended. We join with his many
friends and acquaintances in ten-
dering sympathy to his bereaved
widow.

POOLED DELIVERIES TO END

The pooled deliveries of goods by
shops and stores in London can
end on April 1st. This decision has
been made by the British Ministry
of Transport consequent on the
improvement in petrol stocks.

RE-VALUATION OF GALWAY.

Galway Corporation asked the
County Manager to take steps to

a woman, for which purpose witness
provided his own horse. There
were five men employed on the
work and witness came under the
authority of a foreman, who check-
ed on his hours, etc. Witness was
paid £3 ls. 5d. a week at first, pay-
ing 1/5 for his Unemployment and
National Health stamps. Subse-
quently, witness got an increase in
pay, bringing it up to £3 6s. a
week. In August, 1943, witness was
employed for three weeks on a ton-
nage basis but reverted to the for-
mer conditions of employment at
the end of that time. Witness was
employed by the defendants up to
October, 1943. All the time he was
with them he was under the con-
trol of the foreman. He got no
holidays from the firm and was
not paid in lieu of them.

Cross-examined, witness agreed
that the rate of pay was 10/- a
day and later 10/10 a day. He
denied that he could work when he
pleased, or that he was paid by the
day. Witness sent his son as sub-
stitute for him on a couple of
occasions.

Re-examined, witness said he was
paid by the week.

Justice—He could be paid weekly
and yet the rate of pay could be by
the day.

SOLICITOR'S SUBMISSION.

Mr. Blood-Smyth said he would
hold that the plaintiff was a sub-
contractor and not an employee of
the defendants. He was not an
employee for the purpose of trade
union statutes or bonus orders.

Hugh McMahon, a member of
the defendant company, said plain-
tiff's rate of pay was by the day
but for convenience the foreman
made the payments weekly. There
was no obligation on the plaintiff
to work ever day and on some
occasions he worked only two days
a week.

To Mr. Tynan, witness said his
point was that plaintiff had a daily
contract and was not a permanent
employee.

The Justice said he was satisfied
that the plaintiff was paid by the
day and on his own admission his
son deputed for him, which would
show that he was not in the cate-
gory of a permanent employee.
In the circumstances he could not
succeed in his claim, which would
be dismissed.

Mr. Blood-Smyth said he was in-
structed not to ask for costs
against the plaintiff.

TRESPASS CASE.

Thomas J. O'Dea, Milltown, Kil-
teely, Pallasgreen, sued Ellen Ryan
and her sister, Mary O'Shea, of
Wonderhill, Kiltteely, for £10 for
alleged trespass.

Messrs. Bennett and Walsh, soli-
citors, appeared for the plaintiff,
and Mr. D. B. Fitzgerald, solr., for
the defendant.

Plaintiff gave particulars of tres-
pass, which, he said, was commit-
ted by cows, donkeys and goats in
1944. Witness's holding was across
the road from defendants', who
used actually drive their animals
on to his lands.

Defendants' case was that the
trespass was due to the fences on
plaintiff's side being in poor condi-
tion.

The Justice said he would accept
plaintiff's evidence and give a de-
cree for £5, with 10/- expenses.

LECTURE ON LIBERIA

A very interesting talk in the
nature of a description of "Life in
Liberia" was given by Rev. Father
Hughes at the Parochial Hall,
Emly. Father Hughes' lecture was
illustrated by lantern slides and
accompanied by community singing
at intervals. The use of the lantern
slides enabled the very large crowd
present to follow the lecture, which
dealt vividly with the work of our
priests in non-Christian countries.
The proceeds are intended for the
Foreign Mission Fund.

MOUNTJOY STAFF INCREASED

The warder staff in Mountjoy
Prison is being increased. Within
the past few weeks four or five
men with Army experience—
mainly as military police—have
been recruited and a further four
may be added.

up thousands of rubber dinges
preparatory to making an attempt
to cross the Rhine.

A third Berlin broadcast states
that German emergency reserves
have been rushed up to protect
the Rhine bridge at Duisberg.

Other Allied reports state that
the British, Canadian and Ameri-
can forces to-day captured a num-
ber of villages leading to the Rhine
in face of strong, organised Ger-
man resistance.

According to despatches recei-
ved this afternoon the threat to
Cologne is becoming more and
more imminent.

The New York Radio stated this
evening that Essen, the seat of
one of the Krupp munition factor-
ies, is now within reach of Ameri-
can artillery fire.

Reports from Moscow state that
the two Russian armies advancing
along the Baltic have joined up.
The important port of Stargard, 20
miles east of Stettin, has been cap-
tured. Another important Baltic
port—Kolberg—is surrounded.

The British Air Ministry stated
to-day that German pilot planes
raided Southern England during the
night, causing casualties and dam-
age. Six of the raiders were shot
down.

British Mosquitos again raided
Berlin during the night. To-day
American Fortresses bombed sever-
al German towns.

NOVEL POINT

CITY TENANCY ACTION

At Limerick Civil Bill Court
to-day, before Mr. J. M. Flood,
B.L., D.J.,

Alice O'Brien, Derryknockane,
Limerick, brought ejection pro-
ceedings against John McMahon,
4 St. Joseph's Street, Limerick, re-
presentative of Mary McMahon
(deceased), and a number of sub-
tenants.

Mr. N. P. Shee, solr., appeared
for the plaintiff, and Mr. D. J.
O'Malley, solr., for the defendant.

Plaintiff said that the defendant
owed £26 rent for 1944. There was
also an old arrear of £17 against
the family. Witness recently visited
the house and found the range gone
out of the kitchen. Her house was
being wrecked and she wanted to
get possession of it. Defendant had
also sub-let the house.

To Mr. O'Malley, witness said
that Mary McMahon died in
December last. She was the tenant
up to the time of her death.

Mr. O'Malley said there was no
evidence to show that McMahon
was the tenant. If McMahon had
ever paid rent the position would
be different but he had not and,
therefore, was not a properly-
constituted tenant.

Mr. Shee said a member of a
family was entitled to remain as
tenant.

The Justice said he would agree
with Mr. O'Malley that the tenancy
was not properly constituted.

The case was dismissed.

DIED IN AMERICA

It is with the most sincere regret
(writes our Hospital correspon-
dent) that the news of the death of
Miss Mary Fitzgerald, late of Troy,
New York, is announced. A native
of Hospital, the deceased lady came
of a highly esteemed and widely
popular Co. Limerick family. She
left her native land some twenty
years ago, and, although she never
afterwards returned to it, she kept
in close touch with it through the
medium of the post. Her only sur-
viving relatives at present residing
in this country are her brothers,
Mr. Patrick Fitzgerald and Mr.
Richard Fitzgerald, Emly Road,
Hospital, to whom the deepest sym-
pathy is extended in their sad
bereavement.

CHRISTIAN BROTHER VATICAN COURIER

Rev. Brother E. Clancy, Super-
ior, Irish Christian Brothers' Col-
lege, Rome, who is now acting as
Diplomatic Courier in the Vatican,
has visited his native Clonmel,
Rev. Brother Clancy, who has been
35 years in Rome.

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