

May 19th 1910

26

SUPREME COURT.
Anheuser vs Ed. Brq.

TO

CS083

This is exhibit No. 26
of the party of the
plea.
Filed by the
this 15 day of Nov A.D. 1910

Jh Bushyere
CLERK OF THE S. C. EDMONTON

The Edmonton Brewing & Malting Company, Limited,
Edmonton, Alberta.

Dear Sir,

We are instructed by The Anheuser-Busch Brewing
Association of St. Louis to call your attention to the labels
under which your Export Beer is being sold. In our clients'
opinion this label is such that it cannot but have been used for
the purpose of deceiving purchasers into the idea that they are
obtaining our client's Budweiser Beer, and we have evidence that
it is actually being supplied to purchasers who ask for Budweiser.
We are inclined to commence proceedings against you for
damages and an injunction, but it occurs to us that these pro-
ceedings may not be necessary, and we should be glad to hear
from you as to what you are willing to abandon the use of
these labels, destroy any stock of them you may have on hand,
together with the labels prepared for them, and pay our clients a
reasonable amount to cover the loss which the use of them has
already caused.

If you are willing to meet us along these lines kindly let
us hear from you no later than the 25th inst.

SHORT CROSS FIGGAS & COWAN

Yours,

E. C. EMERY
C. F. NEWELL
S. E. BOLTON

EMERY, NEWELL & BOLTON,
BARRISTERS, SOLICITORS & C.
Offices: Imperial Bank Building

CABLE ADDRESS "BECKEM"
CODES: WESTERN UNION, LIEBERS.

Edmonton, Alta.
CANADA

May 25th. 1910.

Messrs. Short, Cross, Biggar & Cowan,
Barristers etc.,
CITY.

Dear Sirs:

The Edmonton Brewing & Malting Co. have this morning handed us your letter of the 19th. inst., addressed to them in regard to the alleged infringement of the Trade Mark for the Budweiser Beer. We have not had time to go into this matter with our clients, but trust to be able to write you more fully in a few days, which we trust will be satisfactory to you. We may say however, that you are entirely mistaken when you say this was made for the purpose of deceiving purchasers. We do not think, if you compare the labels, you will see there is any similarity except a matter of coloring.

Yours truly,

EMERY, NEWELL & BOLTON.

CFN/KH.

SHORT CROSS BIGGAR & COWAN

RECEIVED

MAY 26 1910

OPENED BY ENCLOSURE

EDMONTON, ALBERTA.

PER [Signature]

Handwritten notes and signatures:
S. E. BOLTON
MAY 26 1910
[Illegible signatures and notes]

Official Appointment Book Building

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May 28th. 1910.

Ed. Brag

Messrs. Short, Cross, Wigger & Cowan,
Barristers etc.,
City.

Dear Sirs:

The Hamilton Brewing & Malting Co. have this
morning handed us your letter of the 15th. inst.,
addressed to them in regard to the alleged infringement
of the Trade Mark for the Budweiser Beer. We have
not had time to go into this matter with our clients,
but trust to be able to write you more fully in a
few days, which we trust will be satisfactory to you.
We may say however, that you are entirely mistaken
when you say this was made for the purpose of deceiving
purchasers. We do not think, if you compare the
labels, you will see there is any similarity except a
matter of coloring.

Yours truly,

EMERY, NEWELL & BOLTON

27

SHORT CROSS WIGGER & COWAN

RECEIVED

CE/AM

MAY 28 1910

OFFICE OF THE CLERK

EDMONTON ALBERTA

SUPREME COURT.
Anheuser Vs Ed. Brag.

This is exhibit No. 27
the property of the
Filed by the

18 day of May A.D. 1910

J.H. Bishoprie
S.C. EDMONTON.