

**REPORTS OF INTERNATIONAL
ARBITRAL AWARDS**

**RECUEIL DES SENTENCES
ARBITRALES**

Mary Hale (Great Britain) v. United Mexican States

3 August 1931

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The Mexican National Claims Commission rejected this claim as contrary to law, on the ground that the claimant company had not presented proofs to show that it had suffered the damages it claimed. Mr. Alfred F. Main, on behalf of the Suchi Timber Company, Ltd., protested against this decision, and contended that the documents which he had submitted fully proved that the supply of wood and timber had been delivered.

The amount of the claim is 2,394.00 pesos. The claim belonged at the time of the loss, and still does belong solely and exclusively to the claimants. No compensation has been received from the Mexican Government or from any other sources.

The British Government claim, on behalf of the Suchi Timber Company Ltd., the sum of \$2,394.00 pesos.

2. The Commission have found nothing to prove that the Company, in supplying wood and timber, acted under violence and not voluntarily in the ordinary course of their business transactions. The Commission cannot regard an order to supply fuel as an act of forces covered by the Convention.

3. The Commission disallow the claim.

MARY HALE (GREAT BRITAIN) *v.* UNITED MEXICAN STATES

(*Decision No. 87, August 3, 1931. Pages 248-250. See also decision No. 28.*)

EVIDENCE BEFORE INTERNATIONAL TRIBUNALS.—NECESSITY OF CORROBORATING EVIDENCE. Claim *disallowed* for lack of corroborating evidence.

(*Text of decision omitted.*)

THOMAS PULLEY MALLARD (GREAT BRITAIN) *v.* UNITED MEXICAN STATES

(*Decision No. 88, August 3, 1931. Pages 250-254.*)

RESPONSIBILITY FOR ACTS OF FORCES.—MILITARY ACTS. Killing by Villista forces in course of a battle against Government forces *held* a military act for which respondent Government was not responsible.

1. This is a claim for compensation for the deaths of the wife, Anna Mallard, and the son, Sidney Mallard, of the claimant, who were killed on the 6th June, 1915, during an attack by revolutionary forces on Tuxpam Bar, in the State of Veracruz.

According to the Memorial, the facts are the same as those giving rise to the claims of Mrs. Fanny Grave and of Mrs. Gwladys Amabel Jones. It should be explained that the claimant's birth certificate shows that his real name is Thomas Pulley, but that, owing to the death of his father during the claimant's infancy and his mother's remarriage to Mr. Mallard, the claimant was brought up in the name of Mallard and has used it consistently since. It should be noted that the claimant is described as Thomas Pulley Mallard, the son of James