

ments of attachment and confidence in the President, and their determination to resist the oppression of the French government: the President replied to them, in answers which generally were the echo of their sentiments, and in fact, his expressions were as general as the nature of the addresses would permit—therefore, the traverser ought to have blamed the addressers, and not the President. The Marine Society of Boston, as old seamen, address the President in favor of a navy; the President in reply, thinks a navy is the proper defense of the country.

I believe, gentlemen, in the first part of my charge, I made remarks on the assertions of the traverser, that the President had borrowed money at eight per cent in time of peace. Therefore, it will not be necessary to enlarge on that point.

You will please to notice, gentlemen, that the traverser in his defense must prove every charge he has made to be true; he must prove it to the marrow. If he asserts three things, and proves but one, he fails; if he proves but two, he fails in his defense, for he must prove the whole of his assertions to be true. If he were to prove, that the President had done everything charged against him in the first paragraph of the publication—though he should prove to your satisfaction, that the President had interfered to influence the decisions of a court of justice, that he had delivered up Jonathan Robbins without precedent, against law and against mercy, this would not be sufficient, unless he proved at the same time, that Jonathan Robbins was a native American, and had been forcibly impressed, and compelled to serve on board of a British ship of war. If he fails, therefore, gentlemen, in this proof, you must then consider whether his intention in making these charges against the President were malicious or not. It is not necessary for me to go more minutely into an investigation of the defense. You must judge for yourselves—you must find the publication, and judge of the intent with which that publication was made, whether it was malice or not! If you believe that he has published it without malice, or an intent to defame the President of the