WILMINGTON, N. C., Oct. 11.—The case of the Cuba was opened this morning by Mr.

G. P. Lowrey of how York, who appeared, with Colonel George Davis and Judge O. P. Mears for the Republic of Cuba, by reading the commission of Commodore Higgins as an officer of the Cuban navy, and also a protest by him against the exercise of jurisdiction by the civil courts over his ship, she being a publie ship of war of a recognized nation. He doclares it untrue that she has offended against the neutrality laws of the United Blates. In order to allow the government time to produce witnesses, United States Commissioner Rutherford continued the case until Saturday pext.