

SUMMARY OF EVIDENCE

in the case of

No.D-139132 Private Joseph Ernest Roger LEPUT, Infantry (R) C.A., attached to C.I.T.C. A-12, C.A., a soldier of the Canadian Army placed on Active Service.

CHARGES

1. DESERTION
2. LOSING BY NEGLECT HIS CLOTHING, EQUIPMENT AND REGIMENTAL NECESSARIES.

The accused declined to have the evidence taken on oath and the Commanding Officer did not order that it be so taken.

1st Witness

Lieutenant L.G. Boudrias, General List, C.A., attached to C.I.T.C. A-12, C.A., states:

" I am the Assistant Adjutant at C.I.T.C. A-12, C.A., and as such I have custody of the Regimental books and documents of said C.I.T.C. A-12, C.A. I know the accused.

I produce M.F.B. 375, being a certified true copy of a Record of the Declaration of a Court of Inquiry held on the illegal absence of D-139132 Private Joseph Ernest Roger LEPUT, Infantry (R) C.A., attached to C.I.T.C. A-12, C.A. I identify the accused as the person referred to in said document.

M.F.B. 375 is marked as Exhibit "A" and attached to this Summary of Evidence.

I produce M.F.M. 216 certificate of a apprehension of D-139132 Private Joseph Ernest Roger LEPUT signed by the Officer Commanding the Composite Provost Coys., M.D. No.4, stating that the accused D-139132 Private Joseph Ernest Roger LEPUT, was apprehended by the personnel of the Composite Provost Coys., M.D. No.4, at Montreal, Que., at 1720 hours on the 29th July 1943, properly dressed. I identify the accused as the person referred to in said document.

M.F.M. 216 is marked as Exhibit "B" and attached to this Summary of Evidence.

The accused declined to cross-examine the witness.

L.G. Boudrias Lieut.  
(L.G. Boudrias) Lieutenant

2nd Witness

D-454007 C.S.M. Petit, J.M. Le Regiment de St-Hyacinthe, (Reserve) attached to C.I.T.C. A-12, C.A., states:

"Sir, at C.I.T.C. A-12, C.A., I am attached to "D" Coy. On the 17th, 18th, 19th May 1943 and on 22nd till 29th May 1943 inclusive and on 31st May 1943, I called the roll of "D" Coy., and the accused D-139132 Private Joseph Ernest Roger LEPUT, who is known to me did not answer to his name nor did I see him until after his return to this Unit.

The accused declined to cross-examine the witness.

J.M. Petit  
(D-454007 C.S.M. Petit, J.M.)