

SUMMARY OF EVIDENCE in the case of B19612 Tpr George Edward FAIRBANKS, on the strength of "D" Wing, No. 2 Canadian General Reinforcement Unit, a soldier of the Canadian Army Overseas.

By direction of the Commanding Officer, the Summary of Evidence is taken on oath.

FIRST WITNESS  
FOR THE  
Prosecution

L101573 Sjt Heavisides, J.D. "D" Wing Orderly Room Sergeant, No. 2 Canadian General Reinforcement Unit, Canadian Army Overseas, having been duly sworn, states:

I am L101573 Sjt Heavisides, J. D. of No. 2 Canadian General Reinforcement Unit, "D" Wing Orderly Room Sjt., and as such I produce from the Wing Orderly Room files the following documents, which have been shown to the Accused:

The first document, which is marked Exhibit "A", is a Certified True Extract from "Y" List No. 1 Canadian Reception Depot Part II Orders No. 99, dated 9 Jun 45, which declares in Section "B", Para 7, Subpara (g) that D19612 Tpr Fairbanks G. E., was declared by a Court of Inquiry to have absented himself without leave at 2130 hrs 13 May 45 from his Unit.

The second document, which is marked Exhibit "B", is a Certified True Extract from No. 1 Canadian General Reinforcement Unit Part II Orders No. 207, dated 31 Aug 45, which declares in Section "B", Para 1, Subpara (w), that B19612 Tpr Fairbanks, G.E., was apprehended at 0001 hrs 18 Jul 45.

*J. D. Heavisides*  
.....  
(L101573 Sjt Heavisides J.D.)

The Accused declines to cross-examine this Witness.

*G. E. Fairbanks*  
.....  
(B19612 Tpr Fairbanks G.E.)

The Accused was cautioned as follows:

Do you wish to make any statement or to give evidence on oath? You are not obliged to say anything, or to give evidence unless you wish to do so, but whatever you say, or any evidence you give will be taken down in writing, and may be given as evidence.

The Accused declines to make a statement and reserves his defence.

*G. E. Fairbanks*  
.....  
(B19612 Tpr Fairbanks G.E.)

I certify that the foregoing Summary of Evidence, consisting of one (1) page and two (2) Exhibits, was taken down by me in the presence and hearing of the Accused, and that Rules of Procedure 4 (c) (d) (e) and (f) have been complied with.

Bordon, Hants  
15 Sep 45

ETA  
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*C. E. Ennis*  
.....  
(C. E. Ennis) Lieut RCA  
Officer detailed to take  
the Summary of Evidence.