

Second witness } Major. C. H. Hunter. HQ Sep 1st Can. Army
 10. On Defense } the fact.
 being duly sworn is examined by the Examining Officer:

Q. You accused me at first me, and O.E. HQ Sep. 1st Can. Army the fact. in company early now. He was charged under me. 18411 of the Army Act. I answered the accused. 28 days full punishment. I do not recollect it at any time the accused was asked if he pleaded not guilty or guilty. The punishment was 28 days full punishment and void to the reason that I did not have the authority to award the punishment I had tried to award. On the afternoon of 29 Dec. 192. I

advised the accused accordingly and that the award was not operative. I advised. I notified shortly after reporting to me the award. That it was null and void, null and void, from the fact that the accused had been sent to the hospital. I then saw him that morning to try and get the authority but he would not sign it. I then had the accused paraded before me this was before lunch I think and told him that the award I had reported to me was null and void and that he was being rewarded for the taking of a summary of evidence. I do not recollect ever telling the accused that he was being rewarded because the evidence was going to be taken.

no cross examination.

by the Court:

I have the power of a Commanding Officer. The charge sheet issued was read out to the accused when he appeared before me in company early now he disappeared or been misled. The accused was charged with theft of clothing belonging to Sep. Lieutenant. The items suspectedly stolen were not detailed in the charge sheet.

R.P. 83(B) completed with.

The Examining Officer addressed the Court. Concerning the authorities he had already mentioned the President replied, stating that the award reporting to him had been awarded by my. Hunter was no award and that the accused had subsequently, just then previously mentioned.

The Judge Advocate, in summing up referred to A.A. 46. In 15 March and the fact that on 29 Dec. in British R.O. 192.