

FIFTH WITNESS (Cont'd):

on the 30th and 31st of January and his mouth was irrigated. On Feb. 25th, 1944, Capt. Woods extracted the four teeth mentioned.

I saw Gnr. Lecompte on 11 Mar 44 in the hospital and noticed his injuries. There was a fracture of the left maxilla, the fragment contained the alveolar portion of the bone about the cuspid and two bicuspids and was displaced lingually about one half inch. We then decided to reduce the fracture and immobilize the jaw by wiring. The fragment however didn't unite, and on 18 Apr 44 we extracted the teeth and bone in the fragment.

The Accused cross-examined this witness:

- Q. Is it possible to break the upper jaw with a fist?
A. Yes, it's quite possible.
- Q. Would having had four teeth extracted weaken the jaw?
A. The jaw might be weakened enough so that a blow which might not normally produce injury, in this case would.

J. M. Tritt Capt.
(J.M. Tritt) Capt. C.D.C.

SIXTH WITNESS:

Capt. L.D. Ruttle, RCAMC, having been duly sworn, states as follows:-

Gnr. Lecompte was admitted to Petawawa Military hospital in the early hours of 11 Mar 44. His injuries consisted of a fractured left maxilla with medial displacement of the fragments carrying the upper two bicuspids and cuspids. Gnr. Lecompte was in hospital for forty-two days, and during that time his jaw was immobilized by wiring. This was done on 18 Mar 44 under pentothal anaesthesia, and the fragment was removed on 18 Apr 44.

I submit extent of injuries form showing cost of hospitalization. (Exhibit "A").

The Accused cross-examined this witness:

- Q. Is it possible to break the jaw with a fist?
A. Yes, it is quite possible.

L.D. Ruttle Capt.
(L.D. Ruttle) Capt. RCAMC

SEVENTH WITNESS:

Lieut. J. Saxelby, RCAPC, Paymaster, A-1, CADC, having been duly sworn, states as follows:

The rate of pay of B-648104 Gnr. Lecompte, H. on the 10 Mar 44 was \$1.50 per diem with no dependents allowance. There has been no change in his rate of pay since that time.

J. Saxelby
(J. Saxelby) Lieut. RCAPC

The Accused declines to cross-examine this witness.

The Accused calls the following witnesses.