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HQ 1 CDM BASE RPT GROUP
CDM ARMY - CDMF

CDRRC/8002/1/2
21 APR 44

HQ
1 Cdn Div

(Attn - ADJA)



FOGSM - 11 & 18 Mar 44
E37998 Pte Warner, J H (E150)
H104830 Pte Babchak, A (E151)
48 Highrs

- 1 Herewith proceedings of the m/n FOGSM.
- 2 It will be noted that in each case the Charge Sheet was signed by Lt-Col Ian S Johnston OC m/n unit, the President was Maj E C Rawlings of the same unit, and Lt-Col Johnston as temporary comd 1 Cdn Inf Bde purported to confirm the findings and sentence.
- 3 Attention is invited to EN(Can) 568 and Cdn Sec GRG 1 Rev Circular Letter No 12 (Cdn 56/89/Mil Law/1 (DJA) dated 30 Jan 44. While Lt-Col Johnston confirmed the m/n proceedings in his capacity as temporary comd 1 Cdn Inf Bde, it is suggested that such action on his part falls sufficiently within the provisions of the m/n Art 568 and Circular Letter as to warrant the proceedings, which were not voided thereby, being confirmed by a properly qualified authority.
- 4 If the writer's views are not concurred in it is suggested that the matter be referred to the DJA 1 Cdn Corps for his decision.
- 5 If the writer's views are concurred in may the m/n proceedings be re-promulgated to the m/n accused, the usual minute of promulgation endorsed on the proceedings and the same returned to this HQ as speedily as possible, please.

WBE/cwb
DRLS

sgd - W B Bate Captain
ADJA
for - (E.W. Haldenby) Brigadier
Comd 1 Cdn Base Rpt Group
CDM Army - CDMF