

ADDITIONAL SUMMARY OF EVIDENCE

in the case of
K. 45367 Pte MARTIN, Peter John, a soldier of the Canadian
Army Overseas:

is charged with
Army Act, Sect. 15(1): While on Active Service, while in
confinement, absenting himself without leave.

in that he
In the Field, in Germany, while in confinement, did absent
himself without leave from 1825 hours, 31 Oct 45, until
apprehended by Military Authority at PARIS, FRANCE, at 0030
hours, 6 Dec 45 (Total absence 35 days, 6 hours, 5 mins).

THE COMMANDING OFFICER DIRECTS THAT THE EVIDENCE BE GIVEN ON
OATH.

FIRST
WITNESS

F50456 L/Cpl GALLANT, J.P. having been duly sworn states:

At approximately 1815 hours 31 October 1945 I was detailed
for duty to escort the men on fatigue under sentence. I
escorted five men on fatigue work including the accused from
the Guard Room to the hallway outside the Orderly Room of the
3/NNSH. It was dark night and on arrival the lights were out in the
hallway. I marched the five men into the hall, opened the door
of the Orderly Room to report to the B.O.C. The B.O.C. and I
went to the fuse panel in the same hallway where the fatigue
party were standing. When the lights were put on approximately
one to two minutes later two members of the party one being the
accused were missing. I reported this to the Guard Commander.
At no time did I hear any member of the fatigue party moving.
I ~~searched~~ searched the building and did not locate the missing
bodies.

Jack Gallant J.P.
F50456 L/Cpl Gallant J.P.

THE ACCUSED CROSS EXAMINED THE WITNESS:

QUESTION:

Did you leave the fatigue party including myself in the hallway
outside the orderly room of the 3/NNSH?

ANSWER:

I marched five men into the hallway but I do not know if five
men were halted outside the orderly Room.

I certify that the foregoing additional SUMMARY OF
EVIDENCE consisting of 1 page was taken down by me in the
presence of the accused and that Rules of Procedure 4(c)(d)(e)
(f) and (g) have been complied with.

H.W. McIntosh
H.W. McIntosh Capt.,
2/7 E.D.S. RCAMC
Officer detailed to take the
ADDITIONAL SUMMARY OF EVIDENCE

11 Feb 46