

SUMMARY OF EVIDENCE

In the case D.58101 Private Roland DESLAURIERS, a soldier of the Royal 22e Regiment, Canadian Army Overseas, On Active Service.

By direction of the Commanding Officer this summary of evidence was taken under oath.

1st Witness for the Prosecution P.48791 Sgt. Careau, M., Royal 22e Regiment, posted to "D" Coy, having been duly sworn, states:-

"I am P.48791 Sgt. Careau, M., R.22e.R., posted to "D" Coy, Platoon Sergeant of No.18 Platoon. On the 9th of October 1943, at 1230 hrs, my Platoon was under enemy shelling. The accused whom I now recognize, and who was in my Platoon, was told several times to keep up with his section. The last time I told him to keep up with his section, he said that on account of the enemy shelling he could not move forward, or something to that effect. A few minutes later, I noticed that he was missing without permission. He reported himself to me at 1300 hrs on the 17th of October 1943."

"M. Careau" Sgt.

The accused declines to cross examine the witness.

2nd Witness for the Prosecution Lieut. Frechette, P., Royal 22e Regiment, posted to "D" Coy, having been duly sworn, states:-

"I am Lieut. Frechette, P., R.22e.R., posted to "D" Coy. I command No.18 Platoon, and the accused, whom I now recognize, is in my platoon. On the 9th of October 1943, at 1230 hrs, my Platoon was under enemy shelling. At this time, the accused was told several times by my Sergeant to keep up with his section. A few minutes afterwards, my Sergeant told me that the accused was missing. He had no permission whatsoever to leave the Platoon. He reported himself back at 1300 hrs on the 17th of October 1943."

"Pierre Frechette" Lieut.

The accused declines to cross examine the witness.

1st & 3rd Witness for the Prosecution P.48791 Sgt. Careau, M., Royal 22e Regiment, posted to "D" Coy., having been duly sworn, states:-

"I am P.48791 Sgt. Careau, M., R.22e.R., posted to "D" Coy. I am Platoon Sergeant of No.18 Platoon. On the 22nd of October 1943, at 1545 hrs, I was forming up the platoon to leave this sector, when the accused, whom I now recognize, reported himself to me as being released from Cines Arrest. I told him to place his pack in one of the trucks which was near by, and to report back to me. He did not report to me afterwards."

"M. Careau" Sgt.

The accused declines to cross examine the witness.