

SUMMARY OF EVIDENCE

IN THE CASE OF:

K 70134 CORPORAL THOMPSON, F.J. 3BN 1 CDN BASE REFT DEPOT

The Commanding Officer directs that the evidence be taken under oath.

1st Witness for the Prosecution

Col. G. Hedley Basher, Commandant 1 CBRD having been duly sworn states as follows:

On Sat. June 5 at about 1400 hours I left word in the Orderly Room that as soon as Cpl Thompson returned from lunch, I wanted him to take some dictation. Shortly after this he (Cpl Thompson) entered the Marquee where my office is located. As he entered the Marquee, I looked up and, seeing that he was smoking a cigarette, I spoke to him regarding it. I said "When you come into this office, or any other office to take dictation, or any other purpose, you don't come in with a cigarette hanging out of your mouth. You should know that. Have you never been told that before?" Cpl Thompson replied, "No I've never been told that one before, and what is more I don't like it". I said "Whether you like it or not you will comply in future." Cpl Thompson then became very insubordinate and said "I don't have to do this type of work at all - I should be a Clerk "B" to do this type of work and I don't want to do it." I explained to him that he was qualified to take dictation and would take it. He continued to talk at me - I told him to be quiet and get on with the work. He hesitated and persisted in talking. I interrupted and told him that he would do one of two things - either take the dictation or find himself under close arrest, and he could make up his mind. He then sat down and took some dictation at the conclusion of which, when he was leaving the Marquee, he looked at me and said, "Well I shan't take any more dictation" - or that's all the dictation I will take - or words conveying the same meaning. Cpl Thompson's manner throughout was arrogant and disrespectful. He gave me the impression that he was undisciplined and his manner bordered on defiance. I consider that I was very patient with Cpl Thompson and that my remark to him regarding smoking was expressed in a normal tone of voice.

Cross-examination by the accused

Ques 1. Sir are you certain that the time was 1400 hours?

Ans. No, but as I stated in my evidence it was about 1400 hours, but I believe that it was between 1330 and 1400 hours.

Ques 2. Sir did I have the cigarette in my mouth when I entered the Marquee?

Ans. Yes - and it was smoked half-way.

Ques 3. Sir did you not question me regarding my previous clerking experience?

Ans. Yes at some point during the incident.

2nd Witness for the Prosecution

Major William Southward Coolin, Assistant Commandant 1 Cdn Base Reinforcement Depot, having been duly sworn states :
On Sat June 5 at approximately 1400 hours I sent for Cpl Thompson to take some dictation from Col Basher. He entered the tent smoking a cigarette and was ticked off about it by the Col. When the Col told him to take a letter, he said he didn't have to take dictation as he was not drawing pay for a Clerk "B"