

PROSECUTION

FIRST WITNESS

Lt WD LOWDEN, 22 CSEC, having been duly sworn states:

On 1 Apr 45 I was the Unit Orderly Offr and in the course of my duties a report was made to me as a result of which I made an inspection of all the men in Hut 9 of the camp. During the inspection I found under the bed of the accused, whom I now recognize, a box similar to a barrack box. The accused upon being questioned about it said it didn't belong to him and I asked him who it did belong to and he said a man by the name of Duthree. I didn't know of anyone in the Coy by that name and questioned the accused regarding the box. He stated that he had only been in the hut approx a week and didn't know where the box came from. No one in the hut seemed to know anything about it and I had it removed to the Unit Orderly Room. This is the box. It was securely locked with a padlock and hasp. In the unit Orderly Room I personally forced the box open in the presence of the Orderly Room Cpl. The box then had all the contents which are in it now here today. Also in the box I discovered a carton addsd to a Cpl Sherring of our unit.

BOX AND CONTENTS MARKED EXHIBIT "A".

CARTON ADDSD TO SHERRING MARKED EXHIBIT "B".

witness continues:

In the carton I found a doll and toy rabbit which are now in it. As Cpl Sherring was on strength of our unit but at that time on leave, and in case it was his property I turned the matter over to the OC.

CROSS EXAMINED

Q. Are you sure the box belonged to the accused?

A. I didn't say it did, but I found it under his bed.

Q. Who accompanied you to the Orderly Room?

A. The Orderly Sgt.

Q. Who was with you during the inspection?

A. Lep1 Donofrio and the Orderly Sgt.

IN THEOPINION OF THE COURT IT IS UNNECESSARY TO COMPLY WITH RP 83(B).

SECOND WITNESS

Supervisor JD McDOUGALL, YMCA Supervisor, 22 CSEC, having been duly sworn states:

I am the offr IC of the canteen and on Sun 1 Apr I was checking an inventory in the canteen when certain differences were discovered in the stock at variance with an inventory which had been taken the day before.

Q. Will you look at Exhibit "A"?

A. Yes the contents of Exhibit "A" insofar as merchandise is concerned, are identical. All of these items with the exception of the shaving cream are items that we carry in our stock. The shaving cream is not the type we carry in stock.

Q. Now go back to your inventory?

A. All of these articles were deficient except the shaving cream.