

Ex A

SUMMARY OF EVIDENCE

In the case of H41900 Pte Edward, James, ANDERSON, (HLI of C) 51 Coy 11 CBR BN, a soldier of the Canadian Army Overseas, charged with Absence Without Leave.

By direction of the Commanding Officer, this evidence is taken on oath.

FIRST WITNESS

B45882 Sgt Knott, L.G. having been duly sworn, states:

"On 21st Dec 44, I was Coy Orderly Sgt of 42 Coy, 10 Bn. The accused, Pte Anderson, had been turned over to me as a defaulter. At 1800 hrs 21 Dec 44, I called the roll and Pte Anderson did not answer his name. He was reported absent at 2200 hrs and his name was placed on the Tattoo Report."

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(B45882 Sgt Knott, L.G.)

(RP 83(b) have been complied with)

The accused declines to cross-examine the witness.

SECOND WITNESS

P206663 CSM Gardner, O. having been duly sworn, states:

"I am CSM of 49 Coy 10 Bn at the time of the absence of the accused it was 42 Coy. On 21 Dec 44 at 1800 hrs, the accused Pte Anderson was absent from 42 Coy. defaulters parade."

"At Tattoo, 2200 hrs the same date, he was still absent, and was accordingly entered as an absentee on the Tattoo Report. He was entered as an absentee on all Tattoo Reports up to and including the Tattoo Report of the 29 Dec 44. He appeared on no parades between 1800 hrs 21 Dec 44 and 2200 hrs 29 Dec 44."

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(P206663 CSM Gardner, O.)

(RP 83(b) have been complied with)

The accused declines to cross-examine the witness.

THIRD WITNESS

K73296 CSM Burns, D.D. having been duly sworn, states:

"I am CSM of 51 Coy 11 Bn. On 29 Dec 44 No 10 Bn posted to my coy on paper strength, the accused Pte Anderson E.J. I called his name on that parade before signing for the bodies posted to me, Pte Anderson, did not answer his name."

"He has not answered his name on any roll call or any of the numerous muster parades."

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(K73296 CSM Burns, D.D.)

(RP 83(b) have been complied with)

The accused declines to cross-examine the witness.

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