

*All printed matter not applicable to the particular Court being held should be struck out and initialled by the President.

A

**** Form of Proceedings for ~~Edmonton~~ District Courts-Martial**

Proceedings of a District Court-Martial held at Conference Building, Niagara Camp, Niagara-on-the-Lake, Ontario, on the 28th day of September 1944 by order of Major-General A.E. Fotts, C.B.E., B.D., District Officer Commanding Military District No. 2, dated the 25th day of September 1944.

BD

Major, W.P. McClelland, President.
The Argyll & Sutherland Highlanders of Canada (FL), C.I.A.
No. 2 District Depot, C. A.
Attached Headquarters, Military District No. 2.
Members.

Captain W. A. Cross, M. M.,
No. 7 Company,
Veterans' Guard of Canada, C.A.

Captain D. G. Montgomery,
No. 40 Company,
Veterans' Guard of Canada, C.A.

W.P.McC.
Judge-Advocate

Trial of* M-31458, Sgt. Leonard Rufus GARIS, 1st Bn., Edmonton Fusiliers, C.I.A.

The order convening the Court, the charge-sheet and the summary of evidence are laid before the Court.

W.P.McC.
W.P.McC.
The Court satisfy themselves as provided by Rules of Procedure 22 and 23.*

The accused is brought before the Court.

Prosecutor,† Captain J.L. Downey, No. 2 District Depot, C.A.,
Attached S-5 Canadian Army Trades School, C.A.
Defending officer‡ Capt. T.E. Dunn, No. 2 District Depot, C.A.

At 1000 hours the Trial commences.

The order convening the Court is read, and is marked "X" Pt. I Orders signed by the President, and attached to the proceedings. 1st Bn. Edmonton Fusiliers dated 27 SEPT 1944 is marked "X-1" signed by the President, and attached to the proceedings. The names of the President and members of the Court are read over in the hearing of the accused, and they severally answer to their names.

Q-1 Question by the President to the accused. Do you object to be tried by me as President, or by any of the officers whose names you have heard read over?

Answer by accused. NO SIR.
(N.B.—If objection is made it should be recorded, together with the decision of the Court, on a separate sheet.)

* Here insert No., Rank, full Name, Unit, Attachment (if any), and Appointment (if any).

† Here state Rank and Name, Unit (if any), and Attachment (if any).

‡ Qualification to be stated.

(Strike out and initial when not applicable.)

M.H. Form E. 271
DOM-3-43 (9036)
H.Q. 1172-56-224

*I have satisfied myself that none of the officers detailed as members of this Court have previously served upon any Court of Inquiry respecting the matters forming the subject of the charges (charges) before the Court-Martial.

W.P.McC.
(1) *W.P.McC.*
President, D.C.M.