

To the President and members of the Court: # *Arthur S. Littlejohn*  
*Major*

The defence submits that the prosecution is inadequate and the evidence which it has produced is weak and has failed to establish that the accused is guilty of the charges against him. None of the medical officers who testified had definitely stated that the accused has not a disease or infirmity and is not suffering pain also there seems to be doubt in their mind as to the possibility of its non-existence.

In contrast to the above the defence has produced evidence that the accused is suffering from pain in his right leg and thigh also a witness states that at one time he saw the accused when his right leg was of abnormal size.

The defence feels that due to the accident suffered a few years ago and due to his poverty which deprived him the services of medical attention, the accused has been afflicted since and the medical examinations have so far failed to reveal the presence of disease or infirmity but also do not deny its existence.

In view of the evidence submitted the defence also there is no *Prima Facie* case and asks that case be dismissed.

*A. B. Rawson, Captain*  
*Defence Officer.*