

Have you ever received free issue cigarettes over and above the normal rate of issue because the unit to which you belong has overestimated its strength or because personnel have departed between the date of indent and the date of issue?

Have you ever received cigarettes from more than one unit because of a convenient date of transfer?

If the answer to any of these is "Yes" then the person so replying is guilty of an offense under 1B(4). Equally guilty I suggest, whether one hundred or one hundred thousand cigarettes are involved.

As to the charge under sec 40. You Gentlemen have all many months service on the Continent. You know what conditions exist or have existed with respect to "flogging" cigarettes how open it has often been, how common a practice it was. Can any of us honestly say that we know a man who has not at any time sold or bartered a cigarette. It isn't a question of thousands Gentlemen--it is this one li tle package.

A sentence is given for two reasons, as a punishment to the wrongdoer, and as a deterrent to those who might be tempted to do likewise. It is too late in the game to start giving punishments as a deterrent now. During the time that will elapse from today until the sentence of the Court is made public in Routine Orders, the last of the Canadians will probably have departed for home. A heavy sentence is not warranted from that respect.

As to its effect on the wrongdoer, before passing judgment I ask that you consider all the widespread effects of whatever punishment you consider fit.

For a Canadian officer to be found guilty of any charge is in itself a serious matter. It is a black mark on his record which he will always carry, and I submit that for an officer it is a much more serious thing than for an Mr. Wycock has a long record of excellent service. He enlisted in the R.F.A.V. in 1927 at the age of fifteen. He was a CSI at 18. Recommended for the Coronation Centingent he was unable to attend because of illness. In 1937 he was awarded the Canadian Efficiency Medal. When war broke out he was told that he could not go overseas with Signals to which he had belonged, so he enlisted with RCASC as a private. He came overseas in