

SECOND WITNESS (Cont'd):

Waterfield in the face. Bdr. Waterfield did not hit him back. We forced Gnr. Lecompte into the hall where he again hit Bdr. Waterfield. Here Bdr. Waterfield hit back about four or five times as far as I could see, as he was defending himself. Gnr. Lecompte fell to the floor and we picked him up, and Bdr. Waterfield, L/Bdr. Hughes and myself carried him over half way to the guard room. Lecompte was not knocked out but just stunned a bit and was not hit again after he hit the floor. He walked the rest of the way to the guard room after we had put him down.

This witness was cross-examined by the Accused:

- Q. Why did Bdr. Waterfield hit me?
A. Because you hit him, you struck Bdr. Waterfield twice before he attempted to defend himself.
- Q. When Bdr. Waterfield tried to take me to the guard room did L/Cpl. Richmond try to stop him?
A. No.
- Q. Did you see Bdr. Waterfield wrestle with L/Cpl. Richmond before they took me to the guard room?
A. No.

H. Daniels, Bdr.
B-15310 Bdr. Daniels, R.

THIRD WITNESS:

F-77337 L/Bdr. Hughes, M.E., "G" Bty
A-1, CANG, CA, having been duly
sworn, states as follows:-

On Mar 10th, about 2100 hours, I went in to the G Bty. kitchen to talk to Cpl. Bauregard and to get a mop-wringer. Whilst there I walked into the centre part of the kitchen which is "D" Bty. section, and I heard a racket coming from "G" Bty. side. I walked to the door and saw Gnr. Lecompte and L/Cpl. Richmond scuffling. They stopped for a while and next time I saw them Gnr. Lecompte threw L/Cpl. Richmond up against the water tank. From then on Gnr. Lecompte picked L/Cpl. Richmond up and pushed him up against the stove and struck him twice on the chin. They both went down by the door with Gnr. Lecompte on top. I walked over and spoke to Gnr. Lecompte and asked him to let Richmond up as I thought he had had enough. Gnr. Lecompte spoke to me in French which I did not understand so I walked away. I noticed Gnr. Lecompte and L/Cpl. Richmond walk through the centre part of the kitchen into "H" Bty. section. They were still arguing and a few minutes later I heard some more noise, and I walked over to the "H" Bty. side. I noticed Bdr. Daniels had hold of Gnr. Lecompte and what happened before that I do not know. I saw Bdr. Daniels strike Gnr. Lecompte and then Richmond and Lecompte wandered into the Ration Room and still kept up their scuffling. Bdr. Waterfield warned Gnr. Lecompte that if he did not stop, he would be taken into the Guard Room. Gnr. Lecompte made a pass at Bdr. Waterfield, then Bdr. Waterfield turned and then walked out into the kitchen. Both L/Cpl. Richmond and Gnr. Lecompte were hanging on to Bdr. Waterfield. As they passed me I pulled L/Cpl. Richmond away from Bdr. Waterfield. Next time I saw Bdr. Waterfield and Gnr. Lecompte they were standing in the doorway and Bdr. Waterfield was telling Gnr. Lecompte that he was going to take him to the guard room. Gnr. Lecompte hit Bdr. Waterfield, then the Bdr. hit Gnr. Lecompte about four times.