

Q.11 And you give evidence to the fact that you did not see CQMS Boyer after that date? "

A.11 I do.

Q.12 When did you see him for the last time, before that date?

A.12 I would not remember exactly the date, but it was before he went to that Winter School in Valcartier.

Q.13 What were CQMS Boyer's responsibilities in relation to you at the Unit?

A.13 He was at Les Fusiliers de Sherbrooke as CQMS and Member of the A & T Staff.

THE DEPENDING OFFICER DECLINES TO CROSS-EXAMINE THE WITNESS.

IN THE OPINION OF THE COURT AND THE JUDGE ADVOCATE IT IS NOT NECESSARY TO COMPLY WITH R.P. 83 (B)

THE WITNESS WITHDRAWS.

Second witness for the Prosecution

ZD-129, Major F de S Robert, OC No. 4 Section A & T Staff and GSO II Quebec Command, RCIC, being duly sworn is examined by the Prosecutor:-

Q.14 Would you identify yourself to the Court, please?

A.14 I am ZD-129 Major François deSalle Robert, Officer Commanding No. 4 Sec A & T Staff and GSO II HQ Quebec Command.

Q.15 Your corps?

A.15 RCIC

Q.16 Major Robert, do you know SD-61589 CQMS Marcel Boyer?

A.16 I do.

Q.17 Do you see him anywhere in this Court?

A.17 Yes, on my right.

Q.18 Will you point to him, please?

A.18 Yes (The witness points to the accused)

Q.19 What is your relationship to CQMS Boyer in the Army?

A.19 I am his O.C.

Q.20 Do you know about an alleged charge of desertion in the case of CQMS Boyer?

A.20 I made out the charge.

Q.21 Will you please explain to the Court what you know in relation to the charge?

A.21 On March 1, 1949, at about 1200 hours Boyer, on my request, reported to my office after his course in