

Conceded by witness.

I left Sgt. Wallace at the garage & proceeded to the laundry.

Exam. by Court — It took 15 minutes to drive to laundry & back. On return to the truck after working in the garage 15 minutes later, Sgt. Wallace was found in the truck.

R. P. (83) complied with.

Counsel for defense —

Part of the charge says he was on duty — his duty took him anywhere — the Sp. Acc.

It was shown that he walked down difficult stairs — anti-freeze in a truck — small amount of alcohol. Could he get drunk in 15 minutes?

I suggest that there is no evidence to substantiate the charge.

First witness for defense

The accused, sworn, states —

I left the Sgt. Office at approx. 1330 hrs. for the garage. All my fittness was about — I had a cold — I went to the pub & had some whiskey. I returned to my room as there were no duties to perform and lay down. I had been on sick parade times and received pills and M. & D. When I was called to the Sgt. office I immediately went down. I drank three or four small shots of whiskey at the pub. I felt fairly well when I returned to my room — I didn't feel so well when I went down to the Sgt. office.

No XX m.

Conceded by witness — I called at Sgt. Office on my way back from the pub — there was no one in

Exam. by Court — did you leave word at the Sgt. Office that you would be in your room?
Ans. — No.

R. P. (83) complied with