

1st approached Oakes the impression I got was that ^{N.T.A.}
he
I did not notice anything unusual about the manner
in which 1st Oakes walked away when I approached
him.

Prosec. to Witness.

I consider 1st Oakes Drunk.

~~1st~~ 1st Oakes was not capable of performing the duty
which he was ^{carrying out} ~~performing~~ at that time. N.T.A.
of traffic control.

Court. to Witness

It is ~~not~~ normal that any one in back of veh. may
be called upon to do traffic control.

Prosec. to Wit.

~~1st~~ I should consider T. C. duty on the more normal duty.

Rule P. 83(B) Complied with. N.T.A.

Second witness for the Prosecution.

L18384 Bdr. Hannah C.A.S., being duly sworn states

I am L18384 Bdr. Hannah C.A.S. 3rd Med. Bty, 1 med Reg T,
R.C.A. I recognize the accused as Gnr. Oakes. I was with
Gnr. Oakes all day on 21 Dec. '43, and at 1430 hrs. he
was sober. I could smell wine off his breath. His
actions were normal. I consider a man drunk
when he is incapable of carrying out normal duties.

Gnr. Oakes was capable of carrying out his duties.

^{exam. by Court.}
Capt. Black ordered me to put Gnr. Oakes under arrest
for being drunk.

On being placed under arrest Gnr. Oakes climbed back
into the back of the vehicle and stayed there.

R.P. 83(B) complied with

N.T.A.
~~Gnr. Oakes was called upon to do a duty in which he was not trained~~
Bdr. Hannah, with accused all day says he was sober.
He could talk, walk, and get into vehicle when Capt
Black saw him.
Capt Black only saw accused for a short time.