

NO. 2 CANADIAN ARMoured CORPS REINFORCEMENT UNIT

ADDITIONAL SUMMARY OF EVIDENCE

In the case

of

B-62274 Tpr SMYTH, Gilbert Joseph, No 2 Canadian Armoured Corps Reinforcement Unit, a soldier of the Canadian Army Overseas.

The Comd Offr directs that all evidence be taken on oath.

FOURTH WITNESS
For the
Prosecution

Mrs C Counsell of No 1, The Square having been duly sworn, states:

"I had just come in from down the yard and I saw two soldiers standing in the corner. I came straight in and then my husband came up the yard and I heard sounds of an argument. I looked out and saw one of the soldiers holding him by the collar and tie. I came straight in again to the children. Mr Foster came outside at practically the same time. The argument continued and I stayed indoors.

QUESTIONED BY THE OFFICER TAKING THE SUMMARY OF EVIDENCE

Q.1 Could you identify the man who was holding your husband by the collar and tie?

A.1 Yes, but I can't identify the other soldier because his back was turned.

Q.2 When you came inside did you continue to watch the argument through the window?

A.2 Well I was standing at this window and I couldn't see much, only the soldier holding my husband.

Q.3 When Mr Foster came on the scene did the soldier release your husband?

A.3 I can't say, I was indoors, I didn't notice that.

Q.4 Did you see the soldier expose himself in any way?

A.4 No.

The accused declines to cross examine the witness.

C. Counsell
(C Counsell)

The witness withdraws

FIFTH WITNESS
For the
Prosecution

Mrs P C Foster of 108A High Street, Godalming, Surrey having been duly sworn, states:-

"I was on the floor above this one, quite high up. I saw two soldiers there and then I heard angry voices. I can't say what the words were. I looked down just in time to see this soldier holding Mr Counsell. The other soldier had gone. I saw him go.