

Statement in Mitigation in the case of Lieut. C.W. Knox

I think the Court has a complete picture of the situation. You have heard evidence from various witnesses and I don't think it is necessary for me to review that. I would like to state to the Court that at the outbreak of war the accused was at R.M.C. He volunteered to come overseas and was granted a commission. He went to the Arty Training Centre at Kingston, then to Petawawa and arrived overseas in July 1940. The Court has the evidence as to his whereabouts since that time. In awarding sentence I do submit that the evidence for the accused before the Court should be borne in mind. The work he has performed since being in the army and particularly in 2 Cdn Fd Regt his work with the Survey Section. I have already referred to the Court the various sections in the MML dealing with sentence. The circumstances that Mr. Knox became involved were unfortunate for him and as I said before I submit that the Court should take into consideration circumstances which affected him and partly in any event, caused him to act in the way in which he did. A man must answer for his actions, but at the same time circumstances do cause a man to do foolish things and that should be taken into consideration.

51