

TO THE MEMBERS OF THE COURT

Sirs-

As defending officer for B 73846 Pte LEE MN I wish to submit the following statement in mitigation of sentence.

The accused joined the Active Service Force on the 10 June 40 and came overseas in Oct 41 with the C.A.C. When the Canadian army asked for volunteers for the paratroops he applied and was accepted in their service in Aug 42. He underwent training in England and returned to Canada as an instructor. He later was employed as an instructor at Fort Benny, Georgia, U.S.A.

He did not wish to remain as an instructor and at the first opportunity joined a battalion and came overseas in order that he might see action. He received an injury on a training scheme in England and received a category U3 and was sent to No 1 CGRU in May 44. He tried to get further medical attention and wanted to go back to hospital as he was not well. After "D" day he tried to get on a draft for France and was willing to go as a batman, driver or in any other capacity but was not allowed to go. He was kept at No 1 CGRU doing all sorts of fatigue duties.

He later went to MANCHESTER and reported sick to a military hospital from which he was discharged 28 Sept 44.

During this time he was having domestic troubles at home. He received letters stating that his wife was unfaithful. He wrote to the Knights of Columbus for help but was referred to the Canadian Legion. Due to the fact that his mother-in-law was a member of the organization he was sent to the Legal Aid Officer, J A G's branch in LONDON as the result of which an investigation was carried out for him. I have read much of his correspondence, and although an investigation of a sort was made, I am sure that it was very badly handled and the accused received very little if any satisfaction from it. He was, and still is, not satisfied with the action taken, and his problem is not yet cleared up properly.

*M*

*R. B. Dinning Lieut.*