

*J.P. Waterfield Cpl. / 1st Lt.
Reservist, D.C.M.*

Summary of Evidence in the case of D-643104
Gunner Herve LECOMPTÉ, A-1, Canadian Artillery Training
Centre, C.A., an NRMA soldier of the Canadian
Army placed on Active Service on the following charge:
"Conduct to the Prejudice of Good Order and Military
Discipline".

FIRST WITNESS:

A-105005 Bdr. Waterfield, J.F.,
"G" Bty. A-1, CATC, CA, having
been duly sworn, states as follows:-

In returning from the Grenade Theatre about 2245 hours, 10 Mar 44, I was passing L-11 kitchen with Bdr. Daniels. We heard a commotion inside so decided to go in and investigate. We saw Gnr. Lecompte and L/Cpl. Richmond causing the disturbance. Bdr. Daniels and myself separated the two men who seemed to be very serious in their argument. Whilst separating them, Bdr. Daniels and Gnr. Lecompte got into a mix-up. I ordered Gnr. Lecompte out of the kitchen but he didn't go. He again started to wrestle and fight with L/Cpl. Richmond, and this time they had moved into the vegetable room. Again Bdr. Daniels and myself broke it up, and I told Gnr. Lecompte, who had been drinking, that he was going to the guard room. We got him out as far as the hall and he hit me. I hit him back about four or five times and he dropped to the floor. He had some blood on his face and I thought he had a nose-bleed. Bdr. Daniels, Bdr. Hughes, who had been there, and myself picked Gnr. Lecompte up and carried him nearly all the way to the guard room.

The accused cross-examined this witness:

- Q. When you tried to take me over to the guard room did Cpl. Richmond try to stop you by saying that he was boss in the kitchen?
A. No, he never said that as he was in the other part of the kitchen at that time.
- Q. Did Cpl. Richmond push you around the stove?
A. No, that was before when we first came in and separated you.
- Q. Did you stop hitting me when I said I had enough?
A. Yes, I did.

J.P. Waterfield Bdr.
A105005 Bdr. Waterfield, J.F.

SECOND WITNESS:

B-45310 Bdr. Daniels, R., "D" Bty.
A-1, CATC, CA, having been duly sworn,
states as follows:-

Bdr. Waterfield and myself were walking past L-11 kitchen returning from the Grenade Theatre about 2200 hrs. 10 Mar 44. We heard a commotion coming from inside and we entered to see what the trouble was. On arriving we saw Gnr. Lecompte pushing L/Cpl. Richmond around the kitchen. We could see they had been drinking but I do not think they were drunk as they seemed to know what they were doing. Bdr. Waterfield and myself tried to stop the fight. Bdr. Waterfield ordered Gnr. Lecompte to be quiet and return to his hut. Lecompte then rushed at me and threw me across the kitchen. I then grabbed hold of him and put an arm lock on him. When I let him up, he rushed at L/Cpl. Richmond and pushed him into the ration room. Then Bdr. Waterfield, L/Bdr. Hughes and myself stepped in to stop the fight again. Bdr. Waterfield placed Gnr. Lecompte under arrest then Lecompte hit Bdr.