

PROSECUTION: 4th Witness: A.56051, L/Cpl. Davis, R.N., 3 Coy., Cdn. Provost Corps, sworn, states.

A Ford 15 Cwt. Serial No. Z.4209155 the initials R.G. in a red and blue square on both doors, the serial 46, white on red and blue and the 1 Cdn. Div. patch: A Jeep with 5 Cdn. Div. patch Serial Red 50 On white and blue and Serial No. from the plate on the dashboard 186580 were the vehicles involved in the accident at LANCIANO on 3 Feb 1944.

Witness examined by Prosecutor:

- Q.1 Can you tell me the time of the accident?
- A.1 I arrived on the scene of the accident at 2030 hours.
- Q.2 When you had taken the particulars did you take any other action?
- A.2 Yes, I went to the Hospital where the injured were and took the particulars of the men from their pay books.
- Q.3 Will you give us their particulars?
- A.3 The driver of the 15 Cwt. was A.29520 Gnr. Fairbairn, B.W. 1 Cdn. A/TK. Regiment, R.C.A. The passenger of the 15 Cwt. was E.0061, Gnr. Bryson, J.G., 1 Cdn. A/TK. Regiment, R.C.A. The Jeep driver was B.31428, L/Cpl. Jesseman, L.L., R.C.C.S. 5 Cdn. Div.
- Q.4 Were you able to speak to any of them?
- A.4 Yes, I spoke to Gnr. Fairbairn.
- Q.5 Was he injured?
- A.5 He had a scratch on his forehead and on his nose.
- Q.6 Why were you unable to speak to the other two men?
- A.6 L/Cpl. Jesseman had a head injury and was in a dazed condition. Gnr. Bryson was resting in another part of the room.
- Q.7 Are any of those three men in this room now?
- A.7 Yes, Gnr. Fairbairn is here.
- Q.8 Did you take any other action in your investigation?
- A.8 Not that night, the next morning I picked up Gnr. Fairbairn at approximately 1000 hours and escorted him to his unit where he was turned over to the B.S.M.

Cross examined by Defending Officer:

- Q.1 Did Fairbairn appear to be under the influence of liquor when you spoke to him?
- A.1 No.
- Q.2 When you were checking the vehicle did you notice the position of the gear lever?
- A.2 No as I did not, because the vehicle had been moved to clear the road.

