

Cross examined by the Defence

- Q.14 On this particular day, the only meal you had prior to this was at what time in the morning?
- A.14 We had breakfast, I would say around, pretty early I could not say exactly, between 6 & 7.
- Q.15 The boys had a pretty hard day?
- A.15 They had a hard day?
- Q.16 You had a hard day?
- A.16 Yes.
- Q.17 This was around about 4 o'clock?
- A.17 Yes, it was about a quarter to four when the truck rolled in.
- Q.18 I believe this all took place during a scheme?
- A.18 Yes it was a Bde scheme.
- Q.19 When you went up to Lyons as he made his way towards the kitchen, the exact words you used what were they?
- A.19 Lyons, go back and wait for the rest of them.
- Q.20 He just looked at you?
- A.20 Yes.
- Q.21 So you said what is the matter with you why don't you do as you are told, is that correct?
- A.21 Yes.
- Q.22 You told him to go back he looked at you and you more or less started to bawl him out, I think that is a fair statement of what you said?
- A.22 No I said I want you to go back, and he just looked at me then I said what is the matter with you.
- Q.23 Until that conversation was over you would not expect him to move?
- A.23 I expected him to move on the first command.
- Q.24 You cannot expect him to leave when you are engaging him in conversation?
- A.24 The first time I waited quite a time and he just looked at me, then I said what is the matter with you, why don't you go back and he said what can you do about it.
- Q.25 When you finished talking to Lyons where was the rest of your tp, I suggest to you that the majority of the tp were in the meal parade already?
- A.25 The suggestion is wrong they were still back at the tanks all gathered together.
- Q.26 Can you name which ones were back at the tanks, was Cantel or L/Cpl Graham there with the tanks?
- A.26 I cannot be positive what certain persons were back there.
- Q.27 You don't know positively that one half of your troop were already on meal parade, is that not possible?
- A.27 There is that possibility, yes.
- Q.28 In other words, by the time you finished your conversation there was possibly no other place for him to go but to the meal parade, is that not true?
- A.28 I happened to notice when I fell in on the meal parade I was right behind L/Cpl Graham and Lyons was up ahead in the meal line up and I did not see any of the rest of the tp with him.
- Q.29 You would not fall in a meal parade before the rest of your tp?
- A.29 No.
- Q.30 Therefore your tp was in the meal parade?
- A.30 Yes, but I had made a trip over to the Sqn Comd and came back.
- Q.31 You say that L/Cpl Graham was in the meal parade just ahead of you?
- A.31 Yes.
- Q.32 Did you issue an order to your tp to remain where they were until the call for meal parade?
- A.32 No.
- Q.33 Did you know that Packenham and Morris and two other members of your tp went to meal parade while you were talking to Lyons?
- A.33 No.
- Q.34 When you finished your conversation with Lyons you don't know if any of your tp were at the tks do you?
- A.34 Yes there were, I cannot say exactly who they were but there were some there.

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