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Comments by Prosecution on Finding President and Gentlemen

The Prosecution would like to say that seeing the defence dealt with the case in a fair manner but it does not feel that he had as completely made out its case. Take some of the points in order as the question of identification. Again the prosecution points to the evidence of the first two witnesses in their statements as to the identity of the accused. The two witnesses are held in their statements by the evidence of Lieut. Lawrence who stated that as far as possible the same guards are always placed at the same spot to enable them to recognize those passing through the gate more readily. The Prosecution submits that when a guard has had at least two months practice in guard duty he becomes very proficient in recognizing individuals although the guard the guard may not know the names of these individuals.

As to the curtain of the vehicle, whether it was present or absent, the prosecution points out that had the curtain been on the vehicle it is highly doubtful whether Lieut. Carter, when he went to the rear of the truck etc. he stated in his evidence, could have heard Lieut. Swann ask the driver his name or heard the driver's reply.

As to the witnesses for the record, the prosecution ask the Court to bear in mind that the 1st of Jan. was a holiday, to be followed by a Sunday, both days being days of celebration; and that the cause of the fact that it was a holiday, the witnesses cannot be sure of the exact time of any particular action they took. If the times they stated are presumed, and it is therefore quite as likely possible for the accused to have left the 1st of March