

- Q.5 Did you see either of the civilians seize or attempt to seize Tpr Smyth?
- A.6 The shorter of the two civilians was standing to the right of the Provost who had his right arm extended keeping him back. The civilian reached over the provost's arm and shook his clenched fist in Tpr Smyth's face.
- Q.7 Did Smyth attempt to defend himself?
- A.7 No, sir, he just stepped back a little against the wall and raised his arm to protect himself.

CROSS-EXAMINED BY THE ACCUSED

- Q.1 Did you miss Tpr Richmond at the same time as you missed me?
- A.1 Yes, I did, Walsh and I left the pub alone.

R. Fyfe
(R. Fyfe)
B-61020

The witness withdraws

QUESTION TO THE ACCUSED BY THE OFFICER TAKING DOWN THE SUMMARY OF EVIDENCE

- Q.1 Do you wish to make any statement or to give evidence on oath? You are not obliged to say anything or to give evidence unless you wish to do so, but whatever you say or any evidence you give will be taken down in writing and may be given in evidence.

ANSWER BY THE ACCUSED

- A.1 I do not wish to make any statement at this time.

L. J. Smyth
B-62274 Tpr Smyth, G J
No. 2 C.A.C.R.U.

I certify that the foregoing Summary of Evidence consisting of seven pages was taken down by me in the presence of the accused and that Rules of Procedure 4(c)(d)(e)(f) have been complied with.

E. Wolfe
(E. Wolfe) Lt
No 2 C.A.C.R.U. *M*