

C. J. Thompson

SUMMARY OF EVIDENCE in the case of G.52109 Gunner MARTIN, PHILIP WILLIAM, on the strength of No.1 Canadian Artillery Reinforcement Unit, Canadian Army Overseas.

By direction of the Commanding Officer, the summary is taken on oath.

First
Witness

B.9057 Sgt. Ostry, J., "H" Bty. No.1 Canadian Artillery Reinforcement Unit, having been duly sworn states as follows:

"On 29 Aug 42 at approx. 1730 hours I was in "H" Bty. Orderly Room, I was acting B.S.M. at that time. Bdr. Thompson, who was Orderly Sgt. for the day, reported to me at the stated time that the accused, whom I recognise was absent from his quarters. As this was Saturday and the accused was still a defaulter as shown on the M.F.M. which I produce in evidence as Exhibit "A", Bdr. Thompson had gone to his quarters to parade him to the guard room. As soon as Bdr. Thompson made the report to me, both he and myself checked through the barrack blocks to see if we could locate the accused. On not being able to locate him I informed Bdr. Thompson to make out an absentee report as from 1730 hours 29 Aug 42. I saw or heard no more of the accused until I heard that he had been apprehended by the Military Police. I hereby produce as Exhibit "B" a pass made out from 1800 hours 7 Sep 42 to 1800 hours 21 Sep 42 in Gnr. Martin's name."

The accused declined to cross examine this witness.

Second
Witness

J. Ostry
B.9057 Sgt. Ostry, J.

A.55356 Bdr. Thompson, J.L., "H" Bty., No.1 Canadian Artillery Reinforcement Unit, having been duly sworn states as follows:

"On the 29 Aug 42 I was acting Bty. Orderly Sgt. and part of my duty was to parade the defaulters to the guard room for fatigues at 1730 hours. At the time stated Gnr. Martin, the accused whom I recognise, then a defaulter was missing. I searched the barrack blocks for him and when he could not be found reported the matter to Sgt. Ostry. We made another search of the blocks and when we still could not find the accused I reported him absent on the tattoo absentee report."

The accused declined to cross examine this witness.

Third
Witness

J. L. Thompson
A.55356 Bdr. Thompson, J.

L/Cpl. Marshall, J., Corps of Military Police, Liverpool.

A written statement of this witness's evidence purporting to be signed by him has been read to the accused and is included in this summary of evidence. Having regard to the loss of time involved, attendance of this witness cannot in my opinion be readily procured.

Paul H. Armstrong
(P.H. Armstrong) Lieut., R.A.