

SCHEDULE

Number, Rank (a), Name and Unit of Accused (b)	Offence charged	*Plea	Finding, and if convicted, Sentence (c)	How dealt with by Confirming Officer (d)
C/21141 Pte John SMYTH 3 Cdn Div Sp Bn (C H of O)	Army Act Sec 18(4) (See charge sheet att)	NOT GUILTY	GUILTY Go undergo detention for sixty five days L.M. Rhodenizer Major Nov 12, 1943	I do NOT conform - I do NOT consider that the evidence produced, proves that the offence was committed by the accused. Accused to be released forthwith R.F.L. KELLER, Maj. Gen., G.O.C. 3rd Cdn. Div. 12 Nov 43

* Question to be asked of accused, if he pleads not guilty (R. of P. 39 (a)) :-

"Do you wish to apply for an adjournment on the ground that any of the rules relating to procedure before trial have not been complied with, and that you have been prejudiced thereby, or on the ground that you have not had sufficient opportunity for preparing your defence?"

Answer (to be entered on separate sheet if necessary) :-

(Signed) L. M. Rhodenizer Major (Signed) L. M. Rhodenizer Major
Commanding 3 Cdn Inf Div (L. M. Rhodenizer) Major
Confirming Officer (d) N N S Higham President

(a) Appointment acting rank or acting appointment, if any, to be stated in brackets after the substantive rank.

(b) Unless unavoidable, not more than three names are to be entered on one form, and in various cases one only.

(c) Recommendation to mercy, if any, to be inserted in this column.

(d) It is not necessary that the Confirming Officer should sign his name in this column. Initials are sufficient.

(e) Must be signed by the same Officer who signs on the first page, and all alterations in the first two columns of the Schedule to be initialed by him.

Evidence and Charge Sheets (if necessary)
to be PINNED here.

I certify that the above Court assembled on the 12 day of November, and duly tried the person named in the Schedule, and that the plea, finding, and sentence in the case of each such person were as stated in the third and fourth columns of that Schedule.

I also certify that :-

1. The members of the Court

2. The witnesses

3. The Interpreter

4. The officers under instruction

were duly sworn.

Signed this 12 day of November 1943

L. M. Rhodenizer, Major
President of the Court Martial.

I certify that the terms of *A.C.I. 570 of 1918 have been complied with.

Signed this day 12 19

President of the Court Martial.

I have dealt with the findings and sentences in the manner stated in the last column of the Schedule, and, subject to what I have stated, I hereby confirm the above findings and sentences.

* To be omitted unless penal servitude, imprisonment or detention having been awarded, the Confirming Officer either has no authority to commit to prison or detention, or, having such authority, recommends imprisonment.

Signed this 22nd day of November 1943

NOT Confirmed

R.F.L. KELLER, Maj. Gen.,
G.O.C. 3rd Cdn. Div.

Promulgated and extracts taken in the case of C/21141 Pte John Smyth

(a) (Dated) 22 Nov 43 (Signed) A.C. Brooks, Lt. Col.

Promulgated and extracts taken in the case of

(Dated) (Signed)

Promulgated and extracts taken in the case of

(Dated) (Signed)

(a) When several cases are promulgated in one unit on the same day the Officer need only sign once.