

*Instruction.
(See R. P. 10 (A))
Question.

C

Proceedings on Plea of Not Guilty

Q.5

*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.
A.5

No, Sir.

The prosecutor makes an opening address [hands in a written address, which is recorded as "Exhibit H" -----, signed by the President, and attached to the proceedings.]

The prosecutor proceeds to call witnesses.

First witness
for
prosecution.

Capt. A.F. Phelan, A.20 Canadian Army Service Corps Training Centre, C.A.,

being duly sworn, is examined by the prosecutor.

Q.6

How are you employed?

A.6

I am Adjutant of A.20 Canadian Army Service Corps Training Centre, C.A.

Q.7

What documents have you to produce in evidence in regard to this case?

A.7

I identify the accused, M.66303, Pte. Edward Horst Chioduch, A.20 Canadian Army Service Corps Training Centre, C.A., as the man to whom the following documents relate and produce in evidence Daily Part II Order No. 53, dated the 4th day of March 1942, which shows the accused struck off strength of A.20 Canadian Army Service Corps Training Centre, C.A., having been declared by a Court of Inquiry to be illegally absent;

(Part II Order No. 53, dated the 4th day of March 1942, is marked "Exhibit I", signed by the President and attached to the proceedings.)

Certificate of Apprehension, signed by the peace officer making the arrest;

(Certificate of Apprehension is marked "Exhibit J", signed by the President and attached to the Proceedings.)

M.F.B. 1482, showing the incidental expenses of apprehension and return of the accused; in the amount of \$2.25;

(M.F.B. 1482 is marked "Exhibit K", signed by the President and attached to the Proceedings.)