

## SUMMARY OF EVIDENCE RE:

No. B-15685, Gunner Harry Edgar Graham, (RCA) No. 2 District Depot, C.A., a soldier of the Canadian Army, placed on active service, is charged with:-

FIRST CHARGE  
Section 15 (1)  
Army Act.

## ABSENTING HIMSELF WITHOUT LEAVE:

Absent 199 days, 12 hours, 30 minutes - 200 days.

SECOND CHARGE  
Section 24 (2)  
Army Act.

LOSING BY NEGLIGENCE HIS EQUIPMENTS, CLOTHING AND REGIMENTAL NECESSARIES, in the amount of \$41.89

The Commanding Officer directed that the evidence be taken upon Oath.

FIRST WITNESS:

No. B-58848, Private P.H. Shuttleworth, (RCOC) No. 6 Company, No. 2 District Depot, C.A. having been duly sworn, stated as follows:-

I am Orderly Room clerk in No. 6 Company, No. 2 District Depot, C.A. I produce herewith certified true copy of a Declaration of a Court of Inquiry held at Stanley Barracks, Toronto, Ontario, on the 23rd October, 1941, showing the accused No. B-15685, Gunner Graham, H.E. illegally absent from 42nd L.A.A. Bty. Niagara-on-the-Lake, Ontario, at 0830 hours, 16th September, 1941. This document refers to the accused No. B-15685, Gunner Graham, H.E.

EXHIBIT "A" Certified true copy of Declaration of Court of Inquiry above referred to, produced and marked.

The accused was continuously absent until he voluntarily surrendered himself to the Military Police at Stanley Barracks, at 2100 hours, 3rd April, 1942.

*P. H. Shuttleworth*

The accused declined to cross examine the witness.

SECOND WITNESS:

No. B-41134, Private G.H. Gleason, (L&WR), No. 2 District Depot, C.A. having been duly sworn, stated as follows:-

I am a member of the Regimental Police, No. 2 District Depot, C.A. I was on duty at the East Gate Stanley Barracks, Toronto, Ontario, when the accused No. B-15685, Gunner Graham, H.E. voluntarily surrendered himself to me at 2100 hours, 3rd April, 1942, sober and properly dressed in uniform.

BY MAJOR MENZIES:

Q. Do you identify the accused No. B-15685, Gunner Graham, H.E. as the soldier who surrendered himself to you at the time and place stated in your evidence?

A. Yes, sir.

*J. H. Gleason*

The accused declined to cross examine the witness.