

SUMMARY OF EVIDENCE

in the case of H 102009 Rfn FAGO, Dennis
"G" Coy 4 R Wpg Rif (CAOF) charged with:

1st charge: COMMITTING A CIVIL OFFENCE THAT IS TO SAY COMMON ASSAULT
(AA Sec 41)

2nd charge: NEGLECTING TO OBEY ORDERS REGARDING FRATERNIZATION.

By direction of the Commanding Officer the evidence is taken on oath.

The evidence of Alfons Liebers and Grete Wubbenhorst herein after recorded was interpreted by 102409 Sgt Int. K v. Vrijaldenhoven, Netherlands Forces 2/4 Canadian Provost Company CAOF, having first been duly sworn.

FIRST WITNESS: I, Alfons Liebers, living at Tannhausen, 112 Kreis Aurich having been duly sworn state:

At approx 0200 hrs 21 Sep 45 I was awakened and saw two Canadian soldiers standing near the bed of my two comrades. One of the soldiers I knew as Johnny and the other one I did not know. About two minutes later the accused whom I knew as Bill came into the room. The accused pulled me out of my bed. He held a pistol against my chest and asked me for my paybook. I said I didn't have one as I had been discharged. I showed him a pass. The accused then went to the beds of my comrades who were sitting on their beds. The accused first beat up my comrade Rath Geber and then he pulled Franz Mader up from his bed and beat him in the face with a pistol. Then he came back and hit me in the face and shoulder. He then unloaded the pistol leaving one round and fired it through the door. He then threw a potato through a window in the room. Then the soldiers left the house and I heard some shots.

The accused declined to cross-examine this witness.

Alfons Liebert
SECOND WITNESS: I, Grete Wubbenhorst, living in Tannhausen, Kreis Aurich having been duly sworn state.

At approx 0200 hrs 21 Sep 45 I was awakened by a loud knocking on the door of our home. I got up and was partially dressed when the outer door was forced open. As I reached the inner or kitchen door it was also forced open. I put on the light and saw three Canadian soldiers. One of the soldiers I knew as Johnny and a second one I knew as the accused. Immediately I rushed into the bedroom to put on my shoes and stockings. The soldier called Johnny followed me into the room and before we came out the accused and his comrade had left.

Question by the Officer taking the Summary

Q 1 - In whose home did this take place?

A 1 - The home of my Father Eilert Wubbenhorst.

The accused declined to cross-examine this witness.

Grete Wubbenhorst