

SUMMARY OF EVIDENCE

in the case of

L.8794, Private Lawrence Michael POWER, of the No. 45 Canadian General Transport Company, RCASC.

The Commanding Officer directs that the evidence be taken under oath. The accused, having had his rights upon the taking of a summary explained to him in accordance with the Rules of Procedure, the evidence is taken in his presence.

FIRST WITNESS A.9982 Corporal G W TOLMAN, of the No 45 Cdn Gen Tpt Coy RCASC, having been duly called and sworn states:

"I am A.9982 Corporal G W Tolman of the No 45 Cdn Gen Tpt Coy RCASC. On 19 Mar 43, I was platoon duty N.C.O. and as such I called reveille roll call at 0635 hrs on that date. The accused, L.8794, Private Lawrence Michael POWER, whom I now recognize, was absent. I made a search of the barracks area, but could not find him anywhere. I marked him absent on the morning roll call. I have not seen him at any time since then until 3 May 43."

.....G.W. Tolman.....Cpl.
(G.W. Tolman)
No 45 Cdn Gen Tpt Coy R.C.A.S.C.

The accused declines to cross examine the witness.

SECOND WITNESS A.42212 Corporal E M CARNEGIE, of the No 45 Cdn Gen Tpt Coy RCASC, having been duly called and sworn states:

"I am A.42212 Corporal E M Carnegie, N.C.O. i/c Regimental Police of the No 45 Cdn Gen Tpt Coy RCASC. On 30 Apr 43, at 1445 hours, the accused L.8794, Pte. Lawrence Michael Power, whom I now recognize, was handed over to me in custody by an N.C.O. of the Cdn Provost Corps. Certain documents relating to the accused were also turned over to me at the same time, and I turned these over to Company H.Q. Orderly Room.

.....E.M. Carnegie.....Cpl.
(E M Carnegie)
No 45 Cdn Gen Tpt Coy R.C.A.S.C.

The accused declines to cross examine the witness.