

Witness

Capt W. Brooks, Royal Winnipeg Rifles, having been duly sworn states:-

I am Capt W. Brooks, A/OC B Coy, R Wpg Rif. While in the city of Ghent, Belgium on 7 Nov 44, a parade was called and the men warned to be ready to proceed on operational duty. It was reported to me by CSM Whitlock that K49849 Rfn Russell, L.C., was absent. At that time I was 2 IC of B Coy and in due course reported the matter to the OC B Coy. It was well known that we were again going into action and everyone was present with the exception of K49849 Rfn Russell, L.C.

The accused declines to cross-examine this witness.

W. Brooks
.....
Signature of Witness

The Certificate of Apprehension, (Army Form 01617), produced as documentary evidence, was read over to the accused, marked Exhibit "A", signed by me and attached hereto.

G. Richardson
.....
Officer taking Summary

The Expense Voucher, (CMHQ 100:55), produced as documentary evidence, was read over to the accused, marked Exhibit "B", signed by me and attached hereto.

G. Richardson
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Officer taking Summary

The accused was cautioned as follows:

Question:

Do you wish to make any statement or to give evidence on oath? You are not obliged to say anything or give evidence unless you wish to do so, but whatever you say or any evidence you give will be taken down in writing and may be given in evidence.

Answer:

I do not wish to make a statement.

The accused does not call any witnesses.

I certify that the foregoing Summary of Evidence, consisting of two pages, was taken down by me in the presence of the accused and that RF 4 (C), (D), (E) and (F) have been complied with.

G. Richardson
(G Richardson) Lt.,
R Wpg Rif

In the Field
16 Dec 44