

- Q-42. After Sgt Featherstone got up off the pavement, then what did you see ?
A-42. He grabbed hold of Gnr McKinnon and they both went down to the pavement, the Sgt Holding him down and then the civilian police entered.

Cross examined by the Defence.

- Q-43. Gnr Brohpy, when you came out of the Hotel, you saw Sgt Featherstone on the side walk ?
A-43. Yes, sir, Sgt Featherstone was being picked up. Gnr McKinnon was standing alone.
Q-44. How far was Gnr McKinnon from Sgt Featherstone at that time ?
A-44. I couldn't say exactly, about 5 feet, sir.
Q-45. Did Sgt Featherstone have hold of Gnr McKinnon's arm when he was lying on the sidewalk ?
A-45. No, sir.
Q-46. Did you see Sgt Featherstone take a drink ?
A-46. I never saw him take a drink that night.

Court interrupts:

President to Accused:

- Q-47. Do you recognize the accused ?
A-47. Yes, sir.
Q-48. Do you recall seeing him in the Hotel on the night of 30 Oct ?
A-48. Yes, sir.

Court: Q-49. Gnr Brophy you said that when you came out you were 6 ft from Sgt Featherstone ?

- A-49. Yes, sir.
Q-50. How close was the accused ?
A-50. He was directly between.
Q-51. While Sgt Featherstone was lying on the ground you had a fairly clear view of him, you recognized Sgt Featherstone on the ground, which way was he lying, left or right to the door or what way?
A-51. A little to the left of the door as you came out.

3rd Witness for the Prosecution. C-9732 Gnr Allan, G.W. having been duly sworn is examined by the Prosecutor.

- Q-52. Do you recognize the accused ?
A-52. Yes, sir.
Q-53. What is his name ?
A-53. Gnr McKinnon, sir.
Q-54. Have you ever been on any parties or any other sort of entertainments with him?
A-54. No, sir.
Q-55. When did you come to this regiment ?
A-55. June, or July, sir.
Q-56. Are you in the same Bty as Gnr McKinnon ?
A-56. No, sir.
Q-57. Which Bty are you in ?
A-57. 3 Bty Don Troop.
Q-58. Do you remember the night of 30 Oct 1942.
A-58. Yes, sir.
Q-59. Where were you ?
A-59. In the Cock Hotel, sir.
Q-60. Will you tell the Court in your own words what you saw at the Cock Hotel ?
A-60. I was in the Cock Hotel, sir, and Gnr Perry and Gnr McKinnon started an argument, they were angry and were starting a fight there and Sgt Featherstone had taken one outside and when he came back Mrs. McKinnon and Perry were squabbling.
Q-61. When he came back where were you standing ?
A-61. I was standing next to the bar, about 2 paces from the accused.
Q-62. So you heard everything that went on between Gnr McKinnon, Perry, and Sgt Featherstone ?
A-62. Yes, sir.