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PETITION OF
B.88714 Gar CAMPBELL F.
Against FOGM Conviction

To: Senior Officer, CMHQ.

Sir: -

On 16 May 45 I was tried by FOGM on two Charges under Sec 40 A.A. in respect to army clothing, and a Charge of Larceny under Sec 41 A.A. with an alternative Charge of improper possession under Sec 40. At the Trial I pleaded Guilty to the first two Charges under Sec 40 and Not Guilty to the Charge under Sec 41 and the alternative Charge. I was found Guilty under Sec 41 and the sentence of the Court was two years Detention and discharge with ignominy.

The property alleged to have been stolen was Razor blades and other Canteen goods of the nature found in Army Canteens. I had been employed in the Canteen, and it was alleged that I stole these goods.

The Canteen Supervisor gave evidence but was only able to say that the goods produced before the Court were identical to those normally sold in the Canteen, but he could not swear that they were the same goods. I was employed in the Canteen, and Cpl Robinson was my immediate superior. He stated for the Prosecution that I was under his surveillance at all times while working in the Canteen, and I had no opportunity whatsoever to remove any Canteen goods. There was no suggestion that I had broken into the Canteen premises and removed the goods in question. I gave evidence in my own defence and stated under Oath that I had not stolen the goods nor been in any way responsible for their theft.

I submit, with respect, that there was no evidence that the goods alleged to have been stolen were in fact goods the property of the Canteen, and further that even if such goods were the property of the Canteen there was no evidence that I had in fact stolen them, or had any opportunity to do so.

In view of the foregoing I consider myself aggrieved by the finding of Guilty to the Charge under Sec 41, and feel also that in view of that finding the sentence awarded to me was far more severe than it would have been had I been acquitted on that Charge.

I respectfully draw this to your attention with a request that my case be reviewed and the finding under Sec 41 be varied and my sentence reduced accordingly.

All of which is respectfully submitted.

B. Campbell
(B.88714 Gar Campbell F)

RECEIVED
13 AUG 1945

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