

STATEMENT OF WITNESSES IN FIELD GENERAL COURT MARTIAL OF A.3809

PTE. GROERER, J.A. ROYAL CANADIAN REGIMENT

STATEMENT BY THE PROSECUTING OFFICER

Capt. K.T. Whyte, 48 HIGHLANDERS OF CANADA

During the preparation of evidence in this case the recovery of the respirator was mentioned to me by L/Cpl. Allen, R.C.M.P. I asked him to produce the respirator which he did. In L/Cpl. Allen's statement in the summary of evidence he states that this respirator was in the possession of the accused upon the return of the accused to the Field Punishment Camp from London. When the accused escaped from the Field Punishment camp he was not to the best of my knowledge in the possession of a respirator at all.

FIRST WITNESS

SGT. MAJOR McNamara, E. P.16243

PROSECUTOR: When the accused was noticed to have escaped from the Camp on 15 Mar 41 did you notice whether or not the accused took his respirator with him.

SGT. MAJOR: I know he did not.

PROSECUTOR: Have you any reason to believe that he left the camp with a respirator?

SGT. MAJOR: No Sir there were no other respirators missing from the S.U.S. and Pte. Groerer's respirator was on his bed.

PROSECUTOR: The respirator on the accused's bed was definitely identified as the accused's own?

SGT. MAJOR: It is the one he came in with Sir.

PROSECUTOR: And until his return from London on 18 Mar. 41 you never saw the naval respirator before, the one in question, Exhibit "A"?

SGT. MAJOR: No Sir.

DEFENDING OFFICER

LIEUT. H.R. DARE ROYAL CANADIAN REGIMENT

DEFENDING OFFICER: Sgt. McNamara, did you see the accused leave the camp with a respirator?

SGT. MAJOR: No Sir.

DEFENDING OFFICER: Was a complete check made on all respirators in camp?

SGT. MAJOR: Yes Sir.