

SUMMARY OF EVIDENCE

In the case of, F 49631 Pte Frank James Carrigan, on strength of 1 Cdn A S C Rft Unit, a soldier of the Canadian Army Overseas.

By the direction of the commanding Officer the Summary of Evidence is taken on oath.

FIRST WITNESS
(for the
prosecution)

Lt. M.D. Castonguay, RCASC, 1 Cdn ASC Rft Unit having been duly sworn states:

I am Lt. M.D. Castonguay, RCASC on strength 1 Cdn ASC Rft Unit and produce the following documents relating to the accused, whom I now recognize:-

- (a) A Certified True Copy Of an Extract Of Part II Daily Orders issued by 1 Cdn A S C Rft Unit, dated 4 Apr 44 and showing that F 49631 Pte Carrigan, F.J. absented himself without leave from 1 Cdn A S C Rft Unit at 0600 hrs 31 Mar 44. Marked Exhibit "A". 2238
RCM
- (b) The Record of the Declaration of a Court of Inquiry on the Illegal Absence of a Soldier AFB 115 assembled on the 25 Apr 44 for the purpose of investigating and reporting upon the illegal absence without leave from duty of the accused F 49631 Pte Carrigan, F.J. from Farnborough, Hants., at 2230 hrs 31 Mar 44, is produced pursuant to the provisions of K.R.(Can) para 1513 is attached hereto and Marked Exhibit "B".
- (c) Certificate in accordance with the Army Act section 163(1)(ii) purporting to be signed by Lt. V.H. Richardson, Officer i/c 9 Cdn Provost Coy Detachment, Farnborough, Hampshire, certifying that F 49631 Pte Carrigan, F. J., 1 Cdn ASC Rft Unit was arrested at Farnborough, Hants., at 1930 hrs 13 Jun 44. MARKED EXHIBIT "C"
- (d) C.M.H.Q. FORM 1000:55 Expense Voucher showing cost of apprehending and returning the accused F 49631 Pte Carrigan, F.J. from London to Beverley, Yorks., with escort in the amount of £2-2-6. MARKED EXHIBIT "D".

The accused declines to cross examine this witness.

M.D. Castonguay
Lt.(M.D. Castonguay) RCASC
1 Cdn A S C Rft Unit.

SECOND WITNESS K 28018 L/Cpl Yaremiski, D., 9 Cdn Provost Coy Detachment, Farnborough, Hants.,
(for the prosecution)

Statement of evidence on reverse of AFB 252, attached hereto EXHIBIT "E"

I hereby certify that in my opinion that the attendance of the second witness for the prosecution owing to the expense and loss of time involved is not readily procurable and a statement purporting to be signed by him has been read to the accused and attached here to and Marked Exhibit "E".

R.A. Cruickshank
(R.A. Cruickshank) Lt.RCASC.
1 Cdn A S C Rft Unit,
Officer taking Summary of Evidence

I do not require the attendance of the Second witness for the purpose of cross examination at this time.

F. J. Carrigan
(F 49631 Pte Carrigan, F.J.)
1 Cdn A S C Rft Unit.