

WITNESS CROSS-EXAMINED BY THE PROSECUTOR (Cont'd)

- A- A minute or two minutes. He had hold of him with his left hand and the other hand down here (indicating the right side).
- Q- And you could see the right hand for about a minute?
- A- I was watching him while he held him.
- Q- Did the Corporal have anything in his hand?
- A- No, sir, not that I noticed.
- Q- In that minute you cannot say whether the Corporal had any papers in his hand, or any object?
- A- I don't think he did, sir.
- Q- You also say you are quite certain that he didn't raise his right arm and hit Lemonte?
- A- No, sir, I didn't see him hit him. He might have raised it up but I didn't see him hit him.
- Q- Wouldn't it be reasonable to suppose, if you didn't see whether or not the Corporal had papers in his hand or not, you would not be sure whether he hit him or not? You are definite about one but very indefinite about the other.
- A- Well, sir, I didn't notice whether there were papers in his hand but I would likely have noticed if he had taken up his fist to hit him.
- Q- Would you say the Corporal didn't hit him?
- A- Yes, unless he had hold of him by the coveralls and his hand hit him on the chin.
- Q- You didn't see whether the Corporal hit him with his left hand or not?
- A- No.
- Q- Yet you were watching him all the time?
- A- Yes.
- Q- But his hand might have touched him on the chin when he had hold of his coveralls
- A- It might have.