

SUMMARY OF EVIDENCE

In the Case of A23406 Pte Robert, Charles, JONES (Essex Scot) 51 Coy 11 CBR Bn a soldier of the Cdn ARMY Overseas charged with (1) AWL (2) Conduct to the prejudice (3) Larceny or alternative of improper possession.

By direction of the Commanding Officer the evidence is taken on oath.

FIRST WITNESS

F24466 L/Cpl MacDonald, K. No 7 Provost Coy sworn states:

"On the night of 7 Nov 44 I was on patrol duty in the town of Ghent. At approx 2300 hrs I was proceeding in a jeep along Brabantdan street when I saw three soldiers walking down this street. Pte Jones was one of these soldiers and was carrying a bundle of civilian clothing. I stopped them and asked Pte Jones where he got the clothing. He informed me that he had found it on the street. I asked him to come with me to HQ orderly room for further investigation. The three soldiers came with me in the jeep."

In the orderly room I turned them over to the Orderly Cpl who took down the particulars and a list of the articles. Pte Jones had in his possession:

7 Ladies dresses
2 Light cloth coats
2 Bottles of Cognac
2 Bottles of Picon Liqueur.

While in the orderly room being questioned, they were all arguing and feeling resentful. I was standing at the orderly Cpl's desk when a fight started between one of the other soldiers and L/Cpl Estabrooks of the Provost. I immediately interfered and while doing so Pte Jones picked up a bottle of ink from the desk and threw it at me. I ducked and the bottle missed me but the ink splashed over my uniform. We managed to quiet them down and escorted them to 11 CBR Bn Guard Room."

Cross-examined by accused.

Q.1 Are you positive that I threw an ink bottle.

A.1 Yes I am.

(Sgd) L/Cpl K MacDonald

R.P. 83 (b) have been compiled with.

SECOND WITNESS

M17180 Cpl Tousignant, A.T. No 7 Provost Coy, sworn states:

"On evening of 7 Nov 44 I was on duty as Orderly Cpl at HQ Ghent Det Orderly Room. At approx 2300 hrs three soldiers were escorted into the orderly room by L/Cpl McDonald. Pte Jones was one of these soldiers. L/Cpl McDonald brought in a pile of women's clothing and a bottle of liquor. L/Cpl McDonald stated (in the presence of Pte Jones) that these articles had been taken from these soldiers. I do not remember if he said that they were all taken from the same person.

(Sgd) A.T. Tousignant. Cpl. *CAK*