

SCHEDULE.

PART I. PLEA(S), FINDING(S) AND SENTENCE.

Accused: B 83274 Pk State Soldier Scislay Leape

Charge.	Plea.	Finding.	(Space for use as required for further charges, accused charged jointly, special findings, etc.)
1st <u>Charge</u>	<u>Guilty</u>	<u>Guilty</u>	
2nd			
3rd			
4th			
5th			
6th			

(Note: As to findings for lesser offenses see AA 54, RP 44; findings on alternative charges see MAM p 483 in 4 para 2, RP 44; special findings see RP 44 and MAM p 753, and in case of 3rd see RP 44 in 6.)

At present under sentence for CAJN beginning on (date) 14 Apr 44 (4)
 (i. Insert sentence being served, or delete, if not applicable. See RP 46(A). Information should be found on MF 8355 or AF 8296.)
 Time in confinement awaiting present trial - a total of 9 days, of which Nine days were spent in hospital. (4)
 (i. See RP 46(A) in 2. Information should be found on MF 8375 or AF 8296 omitted in evidence under E2.)
 Sentence Awarded by the Court: to undergo detention for one year
and to conduct all ordinary duty for a period of
one year
CAJN
 (Sgd) 14 Apr 44 (Sgd) CAJN Majr
 Date awarded. President. (RP 45, 50)
 (See back of Convening Order as to assembly and disposal of record after trial.)

PART II. MINUTE WHERE CONFIRMATION RESERVED. (AA 54(5), RP 120(F), MAM p 760.)

Date _____ (Sgd) _____ Commanding

PART III. DECISION OF CONFIRMING OFFR ON FINDING(S) AND SENTENCE.

(For duties and powers see AA 54, 57, RP 37(D) to 44(A), 51-54, 120, MAM pp 759-761, KR Can 567-577. Acquittals require no confirmation and cannot be revised. AA 54(3). Sending back finding or sentence for revision by Court. AA 54(2), RP 120(G). If not confirmed, accused may be tried again; AA 127, MAM p 64. Minutes of confirmation or non-confirmation may be altered before promulgation; RP 53, MAM p 65. Quoting after promulgation. KR Can 573. Duties and powers of reviewing offrs: AA 57, 57A, RP 53A, 54. The Confirming Offr must sign here personally. AA 172 in 1.)
 My decision on the finding(s) and sentence set forth in Part I is:
I confirm the finding and sentence
but remit six months detention
CAJN
 (i. AA 57A. Delete if not used.)
 Date 14 Apr 44 (Sgd) W. J. [Signature]
 Commanding COMD. 5 CDN. INF BDE. Confirming Officer.

PART IV. PROMULGATED AND EXTRACTS TAKEN. (RP 53, KR Can 576, 577.)

Accused: B83274 Pk State S. Date: 15 April 44 Signature of Offr: W. J. [Signature]
5 CDN. INF BDE. LC.

ALL DELETIONS AND ALTERATIONS WILL BE INITIALED.

FIELD GENERAL COURT-MARTIAL

RECORDED AT 16/4/44 J.J.H.3
 Convened by Order of Brig HQ Regt Comd SCIB dated 12 Apr 44

ACCUSED.

(As to the trial of two or more charged jointly see RP 16, 71, 109. As to reasons for showing (a) permanent or confirmed rank, and (b) appoint, A/Rank or Appmt, if any, see AA 182, 183, fns. KR Can 208, 228, 330.)
 Number. (a) Prmt R. (b) Appmt, A/R or A/Appmt. Full Christian Name. Surname. Unit.
B83274 Pk SAMUEL State S.

PROCEEDINGS REVIEWED 3 May 44
 REVIEWING OFFICER, JAG [Signature] on (date) 14 Apr 44
 Held in the Fd in (country) UK

RECORD FORM A—OPENING PROCEEDINGS AND ARRAIGNMENT.

A1. The President, Members, waiting Member, JA if any, and Offrs under instr, if any, assemble, and the Court is closed.
 (PRINTED MATTER NOT IN ITALICS FOR GUIDANCE, WILL BE DELETED IF NOT USED OR APPLICABLE AND INITIALED BY PRES OR JA. The Schedule referred to throughout is on p. 4. Citations do NOT include all relevant fns. KR. For guidance on procedure when a variation in this form arises, see form for GCM in MAM pp 741 to 759. A brief record of such variation will be made and given a number having reference to appropriate or preceding para number herein. See back of Convening Order, CF 895, for notes and instrs on how to record addresses, evidence, etc, which instrs are hereafter called "Notes". In general provisions for conducting the trial see AA 53, RP 56, 63-70, 73, 74, 94, 103, 119, 132.)
 A2. The President initials and lays before the Court the Convening Order and Charge Sheet (attached thereto) and the Court is satisfied that it is properly convened and constituted (4), accused is (a) amenable to military law, and each charge discloses an offence. (4)
 (i. As to use of Summary of Evidence see RP 17, 2. AA 49, 50, RP 105-107. 3. RP 11-13, 23, 24.)
 A3. The Court is opened. The accused is (a) brought before the Court. At 1350 hours trial commences.
 A4. The Prosecutor produces a Medical Certificate that accused is (a) fit to undergo trial by court-martial. (4)
 The Prosecutor informs the Court that accused elected to be tried by court-martial instead of being dealt with summarily by the CO. (4)
 (i. KR Can 557. 2. AA 46(B), RP 90 in 1. For effect see KR Can 563(C). Delete, if not applicable.)
 A5. President to accused: Do you object to _____ as interpreter? CAJN Yes
 The interpreter is sworn. (4) Do you object to _____ as shorthand writer? CAJN Yes
 The shorthand writer is sworn. (4)
 (i. RP 72. Delete, if none employed.)
 A6. The Convening Order and names of the President and Members of the Court are read to the accused. (4)
 President to accused: Do you object to be tried by me as President or by any of the Members of the Court?
 Ans No (4)
 (i. RP 110. 2. If no objection, waiting member retires. RP 88(B). If objection, see procedure AA 51, RP 25, 71, 16, MAM p 742.)
 A7. The President, Members, JA, if any, and Offrs under instr, if any, are sworn. (4). The following are the ranks, names and units of the offrs comprising the Court, etc:
 President Majr CAJN N. J. [Signature]
 Member Capt ER Dijkis City Highes
 Member Lieut J. H. Neil Steislay Leape
 Judge-Advocate _____
 Prosecutor Lieut N. T. Galy SCIB [Signature]
 Defending Offr Lieut J. G. Steen SCIB [Signature]
 Questions by President: Is the Prosecutor a lawyer? Ans No Is the Defending Offr a lawyer? Ans No
 (i. RP 26, 27, 109, 111. List of offrs under instr will be returned separately with proceedings for information of Comd Offr.)
 (2. If has a lawyer and Def Offr not, accused is entitled to an adjournment when RP 89 (B) and in 2 were not followed. See D1.)
 A8. The accused B83274 Pk State S. before arraignment make(s) (a) plea _____
 (i. If a special plea is made for separate trial on one or more charges (RP 62(E), 106), or as to the jurisdiction of the Court (RP 54, 55(A), 112), or in bar of trial (RP 26), or as to accused's mental fitness to stand trial (AA 120, RP 57), or by one of several accused charged jointly to be tried separately (RP 16, 71), such plea, the addresses made in support or against, the evidence, if any, and finding are recorded per Notes. For forms of record see references in fns to 8th ed. Insert in AB book and name of the accused in (a) plea.)
 A9. The accused is (a) arraigned (a) on all charges in the charge sheet. (4) The accused does not object to any charge. (4) There is no amendment to be made to the Charge Sheet. (4) The President records the plea in Part I of the Schedule.
 (i. RP 21, 112. See para 1 of instrs p 2. When more than one Charge Sheet see RP 62; when several accused to be tried separately see RP 71(C), and one separate copies of CF 895 to record proceedings. 2. RP 31, RP 32. If otherwise, delete and make appropriate record per Notes.)
 A10. The Court is closed and: consisting the Instrs on Procedure after Arraignment at top of A25. The proceedings are continued on Record Form B
 PRESIDENT OR JA WILL INITIAL ALL DELETIONS AND ALTERATIONS.