

E

Finding*

The Court is closed for the consideration of the finding.
The Court find that the accused

*To be struck out except in cases where trial has taken place on a plea of "Not Guilty."

2/23

Proceedings on Conviction before Sentence

*The Court being re-opened, the accused is again brought before it.

*When the Court is already open this sentence will be struck out.

Evidence of character, &c.

2/Lieutenant J. S. Kilgour, A-9 C.A.C. (A) is duly sworn.
T.C., C.A. (The Prosecutor)

Q-60 Question by the President.

Have you any evidence to produce as to the character and particulars of service of the accused? *Answer by the Witness.* A-60. Yes sir, I produce copy of M.F.B. 355 and certified true copy of M.F.M. 6. The above statement [with the schedule of convictions and of cases in which trial has been dispensed with] is read, marked "Y-Z", signed by the President, and annexed to the proceedings.

Q-61 Question by the President.

Is the accused the person named in the statement which you have heard read? *Answer by the Witness.* A-61. He is, sir.

Q-62. Question.

Have you compared the contents of the above statement with the regimental books? *Answer.* A-62. I have, sir.

Q-63. Question.

Are they true extracts from the regimental books, and is the statement of entries in the conduct sheets a fair and true summary of those entries?

A-63.

Answer. They are, sir.

[Instruction.—If by reason of the nature of the offence of the accused in a departmental corps, or otherwise, the finding of the Court renders him liable to any exceptional punishment in addition to that to be awarded by the Court, the prosecutor must call the attention of the Court to the fact, and the Court must inquire into the nature and amount of that additional punishment.]

~~Cross-examined by the accused.~~

~~The Defending Officer declines to cross-examine.~~

~~The Prosecutor resumes his seat.~~

In the opinion of the Court and the Judge Advocate it is not necessary to comply with R.P. 83b

Q-64. Question to the accused.

Do you wish to address the Court? *Answer.* A-64. I wish to through my Defending Officer. (See Exhibit marked "J")
The Court is closed for the consideration of the sentence. (attached)