

Fifth witness  
for the  
Prosecution

(1-)  
E.50051 L/Cpl Davis, R.M., 3 Cdn Pro Coy., having been  
duly sworn states:-

On 3 Feb 44 at approximately 0050 hrs I was called  
to the scene of an accident involving a 15-cwt truck of  
1 Anti-Tank Regt RCA and a 3-cwt 4 x 4 of R008 5 Cdn  
Div just south of LANGIANO. On arriving at the scene  
of the accident I found that the men involved had been  
taken to hospital. I took down the particulars and  
went to the hospital. There I saw the paybooks of the  
three men involved and I talked to Cnr Fairbairn whom  
I recognized and asked him what had happened and  
he told me that he did not know. L/Cpl Jessiman, the  
jeep driver, seemed rather dazed and I was unable to  
see Cnr Bryson. The next morning at approximately  
1000 hrs I returned to the hospital picked up Cnr  
Fairbairn and escorted him to his unit where I turned  
him over to the BSM.

Question by officer taking Summary

Q. Do you know the numbers of the vehicles involved?

A. Yes sir. Ford 15-cwt E-4200153 and Willys 3-cwt  
serial number 103500

The accused declines to question this witness

Sixth witness  
for the  
Prosecution

Capt. H.C. Pitts, R.M.E., attached 1 Cdn Anti-Tank Regt  
RCA having been duly sworn identifies his estimate of  
damage to the two vehicles:-

15-cwt E-4200153  
3-cwt 103500 (crased on vehicle)(Exhibit 'B')

The accused declines to question this witness

The accused having been cautioned with these words,  
"Do you wish to make any statement or to give  
evidence upon oath? You are not obliged to say any-  
thing or give evidence unless you wish to do so, but  
whatever you say, or any evidence you give, will be  
taken down in writing and may be given in evidence",  
reserves his defence.

Taken down by me in the hearing and presence of the  
accused, certified that rules of Procedure 4 (c) (d)  
(e) and (f) have been complied with.

In the Field, Wednesday 16 February 1944

*E. A. White*  
.....  
Officer taking Summary

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