

Fifth witness
for the
prosecution

H.56051 L/Cpl Davin, R.M., 3 Cdn Pro Coy., having been
duly sworn states:-

(2)
On 3 Feb 44 at approximately 0030 hrs I was called to the scene of an accident involving a 15-cwt truck of 1 Anti-Tank Regt RCA and a 5-cwt 4 x 4 of RCGS 5 Cdn Div just south of LANGIANG. 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 Gnr Fairbairn whom I recognized there and asked him what had happened and he told me that he did not know. L/Cpl Jesserman, the jeep driver, seemed rather dazed and I was unable to see our Bryson. The next morning at approximately 1000 hrs I returned to the hospital picked up Gnr Fairbairn and escorted him to his unit where I turned him over to the HSA.

Question by officer taking summary

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

A. Yes sir. Ford 15-cwt Z-4200155 and Willys 5-cwt serial number 100080

The accused declines to question this witness

Sixth witness
for the
prosecution

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

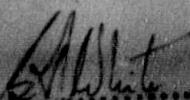
15-cwt Z-4200155
5-cwt 100080 (erased on vehicle)(Exhibit 'B')

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 anything 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) (4) (e) and (f) have been complied with.

In the field, Wednesday 16 February 1944


Officer taking summary