

SUMMARY OF EVIDENCE

IN THE CASE OF D57153 Pte CARON, Paul Emile, R de Mais, 52 Coy 11 CBR Bn, a soldier of the Canadian Army Overseas, charged with desertion.

SECOND WITNESS:

Lt J F A Rousin, 52 Coy - 11 CBR Bn, having been duly sworn states:

"I am the acting Adm Offr of 52 Coy 11 CBR Bn. I was present in the Orderly Room of 52 Coy when Pte Caron was formally warned by Capt Stewart that he was on draft. This warning was translated by myself into French to make sure Pte Caron understood. Capt Stewart asked the accused if he understood the warning and Pte Caron replied, "I understand it, Sir."

J. F. A. Rousin
.....
(J F A Rousin) Lt

RP 83(b) have been complied with.

The accused declined to cross-examine this witness.

THIRD WITNESS:

K62361 CSM Jackson H, 52 Coy - 11 CBR Bn, having been duly sworn, states:

"I am CSM for 52 Coy - 11 CBR Bn. I was present at 1630 hrs 16 Oct 44 on the parade when Pte Caron P E was warned for draft and later in the Coy Orderly Room when the formal warning was again read to Pte Caron by Capt Stewart and translated into French by Lt Rousin. He did not sign the draft warning. Capt Stewart asked the accused if he understood what he was doing and Pte Caron replied, "I fully understand, Sir."

"The following morning, at approximately 0815 hrs, the draft was warned to parade at 1300 hrs, 17 Oct 44, to proceed on draft. I was present on that parade. Pte Caron was present. At 1300 hrs 17 Oct 44, I was present when Capt Stewart mustered the draft to proceed to the forward company. Pte Caron's name was called by CAPT Stewart but he did not answer. The draft moved off without him."

H. Jackson
.....
(K62361 CSM Jackson H)

RP 83(b) have been complied with.

The accused declines to cross-examine this witness.

FOURTH WITNESS:

D63755 Sgt F Hemmings, 52 Coy - 11 CBR Bn, having been duly warned states:

"I was orderly Sgt on 17 Oct 44. At approx 1315 hrs I was given a list of absentees from the draft parade. In company with Cpl Hedger, I went through each room in the Coy lines calling out the names and numbers of the absentees, one of whom was D57153 Pte Caron P E. Pte Caron did not answer his name."

F. Hemmings
.....
(D63755 Sgt Hemmings F)

RP 83(b) have been complied with.

The accused declines to cross-examine this witness.