

- A160. - I never saw him do that sir.
- Q161. - Help the Court by telling us how you knew the Sgt was drunk?
- A161. - I saw him wobble and saw the bottle on the table and presumed that he was drunk.
- Q162. - You say he was pretty drunk, and now if you mean that you thought he was pretty drunk the Court would be justified in coming to the conclusion that you surmised it?
- A162. - He wobbled a bit to his bed, but could do his work when the Orderly Officer came into the Orderly Room. He always got up and could always look through the files despite his consuming of alcohol.
- Q163. - Knowing then that he takes a drink, what extent would you say he was under the influence of alcohol as far as his mental ability was concerned?
- A163. - As far as mental ability, very good that night.
- Q164. - If someone came in for a report, could he have got it?
- A164. - Yes, sir.

QUESTIONS BY THE COURT

- Q165. - Where do you sleep?
- A165. - In the left hand corner of the Battalion Orderly Room sir. ..
- Q166. - Who else slept there that night?
- A166. - Pte DOUGET and Sgt JOHNSON. There was always someone in the Battalion Orderly Room.
- Q167. - You three usually slept there?
- A167. - Yes sir.
- Q168. - On any previous occasion when you three were sleeping in the Orderly Room had there been any suggestion on the part of the accused?

DEFENDING OFFICER - My objection is based on the same question as before, it is a matter that the Court has already ruled on, but if the Court has the other question on record I don't press it any further at this stage.

QUESTIONS BY THE COURT
(Continues)

- Q169. - Why did you go out of the Orderly Room the first time that night?
- A169. - I received a message and went out to deliver it.
- Q170. - Who gave you the message?
- A170. - The Orderly Officer.
- Q171. - Did the Orderly Officer come in and look for a file or something?
- A171. - No sir, the message came straight from the Colonels Office.
- Q172. - He called you in and you went out?
- A172. - Yes, sir.

"WRB"
JA