

Approved and ordered this

<sup>1370</sup>  
28<sup>th</sup> day of November A.D. 1923  
*[Signature]*  
Lieutenant-Governor.

At the Executive Council Chamber, Victoria,

PRESENT:

The Honourable

Mr. Oliver  
Mr. Menson  
Mr. Hart  
Mr. Barrow  
Mr. Pattullo  
Mr. Sutherland  
Mr. Slogn  
Mr. MacLean

in the Chair.

To His Honour

The Lieutenant-Governor in Council:

The undersigned has the honour to REPORT:--

THAT CHARLES J. CARROLL of White Rock, B.C., was, on the 4th September, 1923, at New Westminster, B.C., convicted by H.G. Johnston, Stipendiary Magistrate, for unlawfully selling liquor contrary to the provisions of the "Government Liquor Act" and for said offence was sentenced to six months imprisonment.

THAT an application for clemency on behalf of CHARLES J. CARROLL has been received.

THAT the said CHARLES J. CARROLL is a returned soldier and while overseas was shell-shocked and gassed and that he has never fully recovered his health.

THAT owing to the said CHARLES J. CARROLL'S health he has not been able to work at his own trade as an electrician.

THAT Dr. Joseph J.A. Labrecque, of Vancouver, the physician of CHARLES J. CARROLL, certifies inter alia as follows:--

"That it is my opinion and I verily believe that the condition of the said Charles John Carroll, mentally and physically, is such that confinement in any manner whatever would cause such serious results as might easily prove fatal."

THAT the Gaol Surgeon at Oakalla reports as follows:

"This certifies that the above has been and is suffering from myocarditis (weak heart muscle) probably slight endocarditis, together with gastritis. This, no doubt, I think, all resulting from having been gassed. Is a Hospital case."

THAT during his confinement at Oakalla Prison the conduct of the said CHARLES J. CARROLL has been good.

THAT the convicting magistrate reports as follows:--

"..... I may add that the plea for leniency advanced on behalf of the accused was entitled to and would have received a serious and sympathetic consideration had I any option in the matter.

" I would certainly recommend a substantial curtailment of the sentence imposed."

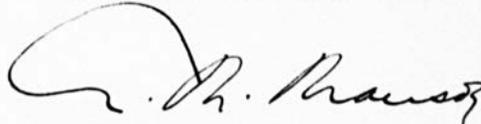
THAT the said CHARLES J. CARROLL is at present in the Vancouver General Hospital.

*29/11/23*  
*1/2 29.11.23*  
*[Signature]*

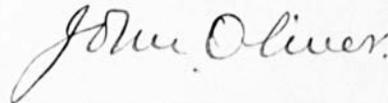
THE UNDERSIGNED HAS THEREFORE THE HONOUR TO RECOMMEND THAT under authority of section 9, chapter 44, "Revised Statutes of British Columbia, 1911," "Constitution Act", the unexpired portion of the sentence of six months imprisonment imposed on the said CHARLES J. CARROLL be remitted and that the said CHARLES J. CARROLL be discharged from custody on the following condition; THAT, in case the said CHARLES J. CARROLL be found guilty during the said time of an offence against either a Provincial or Dominion Law, the Attorney-General may thereupon order the arrest of the said CHARLES J. CARROLL under the original Warrant of Commitment for the offence first above stated and cause him to be returned to Oakalla Prison Farm to undergo the unexpired portion of his sentence.

AND THAT a certified copy of this Minute, if approved, be forwarded to the Warden, Oakalla Prison Farm; and also to the Superintendent of Provincial Police, Victoria, B.C.

DATED this 27<sup>th</sup> day of November, A.D. 1923.

  
Attorney-General.

APPROVED this 27<sup>th</sup> day of November, A.D. 1923.



Presiding Member of the Executive Council.