1st death sentence for rape in ETO

WW2 RAPE CODES.rev

## I. BACKGROUND/MILITARY dimension

| | | | |
|---|---|---|---|
| surname | DAVIS | | |
| rank | (1) private | 6 technician | 7 lieutenant |
| | 2 pvt. 1st class | 4 sergeant | 8 tech. sgt. |
| | 3 corporal | 5 captain | 9 other |
| outfit | Company "C", 248th Quartermaster Battalion (service) | | |

## II. LEGAL dimension:

2 vict - 1 shot, 1 rape

| | | | |
|---|---|---|---|
| charge: | (1) rape ordinary | 6 indecent assault | |
| | 2 rape statutory | 7 assault - why not rape? | |
| | 3 attempt rape ord. | 8 | |
| | 4 attempt rape stat. | | |
| add'l charge: | 1 housebreaking | (4) murder | 7 |
| | 2 assault - military | 5 theft | 8 |
| | 3 assault - non-milit. | 6 property | 9 |
| #offenders/accomplices: | 1 | | |
| accomplice held others at bay? | | 1 yes | (2) n/a |
| intra-racial accomplice: | | 1 yes | |
| def. # priors? | | | |
| ctf race | 1 caucasian | 3 hispanic | |
| | (2) black | 4 indian | |
| race ID | (1) victim statement | 3 prosecutor | 5 v/ in line-up |
| | 2 witness | 4 emotive test. | 6 |

## SOCIAL dimension (offender)

| | | | |
|---|---|---|---|
| # offenders | (1) | | |
| rel. to victim | 1 date | (3) partial stranger | 5 unknown |
| | 2 acquaintance | 4 stranger | |
| # contacts | (2) | | |
| physical setting | 1 in home | 4 field | 7 vehicle |
| | 2 outside home | (5) road/wayside | 8 other |
| | 3 barn | 6 village | 9 |
| social setting | 1 victim solo | 3 neighbours | (5) w/ friends |
| | 2 w/family | 4 doubledate | 6 |
| strategy | 1 req. food/cider | 4 bocne | 7 other |
| | 2 kidnap/ab. (record) | 5 chores | 8 |
| | 3 police | 6 whorehouse | 9 |
| befriend action | (1) attempt talk | 3 photos | 5 ride |
| | 2 chores | 4 pre-act gift | 6 other |
| gesture | (1) before act | 2 during | 3 after |
| gesture type | 1 money | 3 candy | 5 blanket |
| | 2 cigar(ette) | 4 jacket | 6 other |
| alcohol | 1 post pub/café | (3) no/unknown | |
| | (2) yes | 4 claimed intox. | |
| weapon | (1) gun | 4 rock | 7 other |
| | 2 knife | 5 stick/rod | 8 none |
| | 3 fists | 6 | 9 |
| vehicle | 1 bike | 3 truck | (5) none |
| | 2 jeep | 4 motorcyle | 6 other |
| motivation: | 1 zig zag | 4 rubber used | |
| | 2 mademoiselle | 5 | |
| | 3 whorehouse hunt | 6 | |
| offensive behav. | 1 | | |

"stop or I'll shot"

becr, "asprin + scotch"

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| | | | |
|---|---|---|---|
| draftee: | 1 yes | 2 no | 3 unknown |
| country | (1) England | 3 Germany | 5 Ireland |
| | 2 France | 4 Wales | 6 Other |
| date crime | 28-Sept-43 | | |
| time of crime | 7:45pm | | |
| defense: | 1 none/silence | (3) ballistics | 5 psychiatric |
| | (2) medical | 4 witnesses | 6 other |
| witnesses: | 1 adult non-family | 3 US milit. person | 5 civil police |
| | 2 adult family | 4 child (ren) | victim |
| clemency: | 1 US civ. letters | 3 community | 5 politicians |
| | 2 victim request | 4 court | 6 other |
| sentence: | 33 discharge | 66= life | (99) death |
| | (or # years = ) | | |
| sent. reduced | 1 yes | (2) no | |
| place punished | 1 US Fed Reform | 3 public exec. | |
| | 2 Europe prison | 4 prison exec. | |
| place trial | Tottenham House, Marlborough, Wiltshire, Eng | | |
| date trial | 6, 7, 26-Oct-43 | | |
| resist arrest: | 1 yes | (2) no | |

pled guilty/confess.

## SOCIAL dimension (victim)

| | | | |
|---|---|---|---|
| victim name: | Miss Muriel Joyce Rosalie Fawden | | |
| victim age | 22 | | |
| nationality | (1) English | 3 Germany | 5 |
| | 2 French | 4 Polish | 6 |
| refugee | 1 yes | (2) no | 3 unknown |
| v-action | 1 bike | 3 in-home | 5 |
| | (2) walking | 4 working | 6 |
| marital stat. | (1) single | 2 married | 3 widow |
| pregnant | 1 yes | (2) no/unknown | 3 tested |
| v is mother | 1 yes | (2) no | 3 unknown |
| supporting others | 1 yes | (2) no/unknown | |
| gifts to off: | 1 cider/cognac | 3 eggs | 5 other |
| | 2 chicken | 4 flowers | (6) none |
| victim comment: | | | |
| willingness to report | | (1) willing | 2 not willing |
| reported by | 1 victim report | 4 neighbour | 7 other |
| | 2 v-family | 5 US milit | 8 unknown |
| | 3 friend | 6 police | |
| employ | 1 WLA | 3 WAAFS | 5 farmhand |
| | (2) nurse | 4 maid | 6 other/unknown |
| v-testified | 1 yes | 2 no/unknown | 3 not credibly |
| prost. involved | 1 yes | (2) no/unknown | 3 yes per offender |
| v-beaten | 1 yes | 2 hospitalized | (3) no |
| v-manstruating | 1 yes | (2) no | 3 unknown |
| victim virgin | (1) yes | 2 no | (3) unknown |
| how assaulted | (1) shot at | 3 cut | 5 beaten |
| | 2 hit in face | 4 knocked down | 6 drug |

worked @ hospital - not nurse.

hospital but not b/ beaten.

* asked (after rape) if she was afraid to walk back to hospital alone, so he walked part of the way with her -- upon parting they ~~to~~ said good bye.

--> he wore khaki overcoat, put it on the grass for her to lie on.