

Declassified E.O. 12356 Section 3.3/NND No. 785016

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DEFASCISM, ORGANIZATION AC
JULY - NOV. 1945

Declassified E.O. 12356 Section 3.3/NND No. 785016

HEADQUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

Ref: 109/IV/CA

5 Nov 45

Dear Miss Falocni,

Herewith a copy of GC 35 as requested by your letter.

You will appreciate that this order is only in force in territory under Allied Military Government. It relates to suspensions only and is not concerned with the process of discrimination.

If your brother has not been asked to fill in a scheda under this order, the order cannot be relevant to his case.

S.H. WHITE Lt Col,
OSO CA Section

Miss Laura FALOCNI
Via G.B. VICO, 8
PIRELLA

3003

287

Florence, October, 27th, 1945

To The Allied Commission presided
by Admiral Stone - Rome (101)

CIA SECTION

I am in urgent need to know the exact
text of the Ordinance Number 35 signed
by Admiral Stone, concerning and specifying
the treatment which must be reserved to
the urgent class of Italian officials of the
civil service and to the officers of the Italian
Army, who are under the process of disci-
mination. I beg you to send me this Ordi-
nance 35 in order that my brother,
General Bruno Falconi, may take the neces-
sary steps to defend and affirm his situa-
tion according to the text of this Ordinance.
I looked for it and could find it neither at the
Florence Allied Command, nor at the Florence
Prefettura. Please, be so kind as to send it to
me as soon as possible. My brother's future
depends on it! You can send it, if you wish,
through the Florence Prefettura. Many thanks
for your kindness.

Yours faithfully
G. P.

5532

text of the Ordinance Number 35 signed by Admiral Stone, concerning and specifying the treatment which must be reserved to the urgent class of Italian officials of the civil service and to the officers of the Italian Army, who are under the process of disorientation. I beg you to send me this Ordinance 35 in order that my brother, General Ennio Galconi, may take the necessary steps to defend and affirm his situation according to the text of this Ordinance. I looked for it and could find it neither at the Florence Allied Command, nor at the Florence Prefettura. Please, be so kind as to send it to me as soon as possible. My brother's future depends on it! You can send it, if you wish, through the Florence Prefettura. Many thanks for your kindness.

yours faithfully
Laura Galconi

Via G. B. Vico 8, Firenze (Florence)

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HEADQUARTERS ARMED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

7A

Ref ID/5B/CA

25 August 45

SUBJECT : Eparation Proceedings against Senator Francesco MOSSO of Genova.

TO : VP Civil Affairs Section

- 1 Pursuant to the request conveyed to me by Lieut. DE BELLEIS, I have examined the papers dealing with the above case.
- 2 The decision of the High Court of Justice epurating Sig. MOSSO as a Senator was handed down on 31 July 1945. This decision is very brief and states simply that Sig. MOSSO "supported Fascism and contributed to making the war possible, by his votes as well as his individual actions, which included propaganda activities carried on both within and without the Senate".
The file shows that Senator MOSSO was a member of the Senate Legislative Committee for the Ministries of Interior and Justice.
- 3 Sig. MOSSO's defense memoir was received on 24 July 1945, within the time prescribed by law, and in sufficient time for its consideration by the High Court. Contrary to the impression conveyed to me by Sig. MOSSO, I am convinced that it was considered by the High Court.
- 4 It is important to note that the epuration of Senators has been based upon strictly political considerations, having nothing to do with the probity or attainments of the Senators themselves. If they voted for Fascist laws or supported Fascism, even tacitly, they have been epurated. By and large, only those who have taken a public stand hostile to Fascism have been spared, and of these there have been very few.
- 5 My view is that there is no proper basis upon which we can intervene in the matter.

Palmini
S. L. PALMINI,
Major

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HEADQUARTERS ALLIED COMMISSION
APO 354
CIVIL AFFAIRS SECTION

(Ga)

Ref DE/EX/CA ✓

9 August 45

SUBJECT : Expiration

TO : HEO LIGERIA Region

- 1 Receipt is acknowledged of your LIG/Leg/40 of 3 Aug and its enclosure which has been dealt with.
Will you please note that letters on Expiration should not be addressed to the Legal Sub-Commission, which does not deal with those matters.
- 2 Letters on Expiration or Fascist Crimes should be addressed to Civil Affairs Section.
- 3 Letters on Profits from the Regime or dealing with firms of disbanded fascist bodies should be addressed to the Finance Sub-Commission.

S.H. WHITE Lt Col,
for VP CA Section

Copy to : Finance S/C with LIG/40 of 3 Aug for forwarding of enclosure to the Asst HD for Profits from the Regime.

2002

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HEADQUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

(4a)

Ref DE/IV/CA

31 July 45

SUBJECT : Expiration - General GAZZERA

TO : Regional Legal Officer - FIDELITY Region

(6a)

(5a)

- 1 The letter enclosed in your IR/LE/512 of 27 Jul has been forwarded to General GAZZERA.
- 2 Will you please note that letters on Expiration should not be addressed to the Legal Sub-Commission which does not deal with that subject but to the Civil Affairs Section.

BY COMMAND OF THE CHIEF COMMISSIONER

G.R. URBAN Brig,
VP CA Section

3001

2182

TRANSLATION NO. 865

HEADQUARTERS PIEMONTE REGION
ALLIED MILITARY GOVERNMENT
AFC 394

Ref. PW/LE/512

25 July 1945

SUBJECT: Epuration of General Pietro GAZZERA
TO : PROVINCIAL EPURATION COMMISSION
TURIN

1. On 5 Dec 1944 the epuration Commission of first instance examined, on the basis of art 12, para 1 of D.L. 159 of 27 July 1944, General Pietro GAZZERA's case and found that the acts charged against him, of having actively participated in the political life of fascism, did not exist and withdrew all the charges advanced against him.

2. The Assistant High Commissioner for Epuration, lodged an appeal against this verdict and on 9 April 1945 the Central Commission for Epuration confirmed this decision, freeing General Gazzera definitely from any charge that might lead to epuration.

3. The Provincial Epuration Commission of Turin, on the basis of a decision given on 9 March 1945 which was said to come into effect upon the liberation of Piemonte, referred General Gazzera to epuration proceedings, and following that decree his bank deposits were frozen.

4. Since the decisions of the national bodies of first and second instance mentioned in paras 1 and 2 cannot be contested by a regional organization; since it is contrary to justice to try for a second time a person for the same charge for which he was acquitted; moreover, since the proceedings of the provincial epuration Commission are not recognized as binding by the A.M.G. and do not have any legal basis in the Italian legislation according to which the entire procedure on epuration is governed by D.L. 159 of 27 July 1944, it is hereby ordered: that the sentence passed on 9 March 1945 by the Central Commission in Turin for General Pietro Gazzera is declared void and ineffective for all purposes.

BY ORDER OF THE CHIEF OF STAFF

D.E. de Colm. Major R.A.

3000

HEADQUARTERS
PIEMONTE REGION
ALLIED MILITARY GOVERNMENT
APO 394

5a

Office of the Regional Legal Officer

27 July 1945.

PR/LE/512

30 LUG 1945

SUBJECT: Epuration of General Pietro Gazzera.

TO : Legal Sub-Commission H.Q. A.C.

1. It is requested that the accompanying letter be forwarded.

For the Regional Commissioner.

DDM Colm Mape

D.D. Mc. Colm, Major R.A.
Deputy for
Edwin J. Mercer, Lt. Col., Ord.
Regional Legal Officer.

DDM/LR.

Incl.

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HEADQUARTERS
PIEMONTE REGION
ALLIED MILITARY GOVERNMENT
APO 894

Office of the Regional Legal Officer

PR/LE/512

SUBJECT: Epuration of General Pietro Gazzera.

TO : ~~Legal Sub-Commission H.Q. A.C.~~

Ref. your 3/7D/CA of 25 May 45.

1. It was recently found that notwithstanding immediate action following receipt of your letter and apparent acceptance of the position by the C.L.N. the desired object had not been achieved. To end evasions and delays the letter of which a copy is enclosed has been dispatched to the addressees.

For the Regional Commissioner.

DDM Colm Major

D.D. Mc. Colm, Major R.A.
Deputy for
Edwin J. Mercer, Lt.Col., Ord.
Regional Legal Officer.

DDM/LR.

2990

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HEADQUARTERS
PIEMONTE REGION
ALLIED MILITARY GOVERNMENT
APO 394

25 July 1945.

PC/LE/512

SUBJECT: Expiration of General Pietro GASSERA

TO : Commissioner Provinciale di Espurazione, Torino.

1. On 5th December 1944 the 1st Grade Commission of Expiration under Art. 12 para. 1 of D.L.L. 159 of July 27, 1944 considered the case of General Pietro GASSERA and found that the facts which had caused him to be charged with having actively participated in the political life of Fascism did not exist and withdrew all charges against him.

2. The Deputy High Commissioner for Expiration presented an appeal against this verdict and on 9 April 1945 the Central Expiration Commission confirmed the decision itself, definitively freeing General GASSERA from every charge which might lead to expiration.

3. The Torino Provincial Commission for Expiration by a finding of 9 March 1945 which it is claimed became effective on liberation of Piemonte expired General GASSERA and on that decree his bank account etc. has been blocked.

4. Whereas the findings of the competent national bodies of first and second instance referred to in paras 1 and 2 above cannot be attacked by a regional organization and it is contrary to justice that a man shall be tried again on the same charge on which he has been acquitted; Further, the proceedings of the Provincial Expiration Commission are not recognized as binding by Allied Military Government and have no legal basis in Italian law under which all expiration procedure is regulated by D.L.L. 159 of 1944 therefore it is ordered that the finding dated 9 March 1945 of the Torino Expiration Commission

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- 2 -

relative to General Pietro GARNERA is hereby declared null and void to all effects.

By order of Colonel Marshall.



W. M. Cole
W. M. Cole, Major R.A.
Deputy for
Edwin J. Mercer, Lt. Col., Ord.
Regional Legal Officer.

DDR/AR.

Copy to: 1. G.L.N. Giunta Regionale di Governo per il Piemonte
2. Provincial Finance Officer, A.M.G. Torino
3. Banca d'Italia, Torino
4. O 1/da Italian Courts
5. Legal Sub-Commission HQ. A.G. ✓
6. General Pietro Garnera.

Declassified E.O. 12356 Section 3.3/NND No. 7850163AHEADQUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

17/3.14/CA

26 July 45

Dear Avv. Canaro,

I refer to your communication dated 23 July 45 regarding the documents at Brescia.

I understand that all matters regarding the inspection and possible removal of state documents are handled by Comm. Emilio IN, Commissario degli Archivi del Regno, of the Ministry of the Interior, and in this Commission they are the concern of the Monuments, Fine Arts and Archives Sub-Commission (the Archives Officer is Major H.E. BELL, whose office is in room 31 on the 1st floor of the Allied Commission).

To avoid confusion and duplication of effort among the various official agencies interested, no actual transfers of documents are to take place until requirements have been co-ordinated and priority of removal determined.

In the meantime, however, I imagine that there would be no difficulty in your properly authorized representative having access to examine and inspect the papers concerned. I do recommend, however, prior consultation with Commendatore RE in Rome; and it is also worth mentioning that at the AMG Lombardina Region HQ in Milan, there is a Monuments, Fine Arts and Archives Office and the Archives Officer there, Captain W.D. McCain, might be able to advise and help.

Yours very truly,

E.L. PALMERI Maj,
CA SECTION.

Avvocato CANARO
Alto Commissariato per le Sanzioni
contro il Fascismo,
Palazzo del Viminale,
R O M A

2990

Copy to : Maj H.E. BELL, MPAA S/O

38/28/45 ✓ 0 38
TRANSLATION NO. 849

HIGH COMMISSION FOR SANCTIONS AGAINST FASCISM

Ref. No. 1047

ROME, 23 July 1945

Dear Major,

This is in reply to your letter of DF/3/B/CA of today.

The documents regarding the assessment of illegal profits derived from the regime carried out in pursuance of RDI 9 August 1943, No. 720, are of great interest to this High Commission and I am truly grateful to the Allied Military Headquarters of Brescia for the information, and to you for your kind help to us.

In my opinion the documents in question should be gathered all together and taken to Rome where they could be examined more easily and with the advantage of comparing the information in them with that already obtained by this office.

Unfortunately, however, we are unable to provide the transport for the papers, and therefore we beg you to be so kind as to see if it can be provided by the Allied Authorities. Naturally we should have an official of our Office collect the papers in question who would be responsible for them after being withdrawn.

Please let us have a reply as soon as possible.

Best regards
/s/

TO: MAJOR EDMONDO PALMIERI
ALLIED COMMISSION
CIVIL AFFAIRS SECTION
ROME

299*

785016

Roma, 23/7/1945

24 LUG 1945

Caro Maggiore,
rispondo alla Sua lettera DF/3/B/CA in data
odierna.

I fascicoli riguardanti le pratiche di
accertamento degli illeciti profitti di re-
gime svoltesi in applicazione del R.D.L. 9 a-
gosto 1943, N°720, hanno notevole interesse
per questo Alto Commissariato e sono vivamente
grato al Comando Militare Alleato di Brescia
per la segnalazione ed a Lei per l'aiuto che
cortesemente offre al nostro ufficio.

E' mio avviso che le pratiche di cui trat-
tasi debbano essere recuperate in blocco e
trasportate a Roma dove l'esame sarà più age-
vole e più utile perchè gli elementi contenuti
nelle varie pratiche potranno essere consi-
derati in relazione a quelli già acquisiti

1995

dall'Alto Commissariato.

Purtroppo, però, questo Ufficio non è provvisto di mezzi adeguati per il trasporto delle pratiche e perciò La prego di essere così cortese di studiare l'opportunità che le Autorità Alleate ci mettano a disposizione il mezzo di trasporto. Naturalmente questo Ufficio incaricherebbe un proprio funzionario di recuperare il materiale in questione e di prenderlo in consegna.

La prego di un cortese riscontro in merito.

Gradisco i miei più cordiali saluti.

S. Palmieri

Al Maggiore EDMONDO PALMIERI
COMMISSIONE ALLEATA
CIVIL AFFAIRS SECTION
R O M A

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HEADQUARTERS ALLIED COMMISSION

APO 394

Office of the Executive Commissioner

25 JUL 1945

Ref: 1005/108/EC.

24 July 1945.

SUBJECT: Expiration Committee in Venice.

TO : Civil Affairs Section.

1. Your attention is directed to Public Safety Sub-Commission letter on the above subject dated 20 July 45, addressed direct to the Chief Commissioner.
2. Will you please ensure that the correct channels are observed in future.

Brigadier,
Executive Commissioner.

2992

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DF/3B/CA

ADMINISTRATIVE ALLIED COMMISSION
PUBLIC SAFETY AND PROTECTION
A. F. O. 334, U.S. AIR

21 JUL 1962

1A

20 July 1962

22 JUL 1962

Subject: Espionage Committee in Vietnam.

To: Chief Commissioner, Allied Commission.

1. Colonel Ziska has just advised me that you are interested in the matter of the dismissal of the Espionage Committee in the previous mission. During my recent visit to North Italy I called on Major Harris, Public Safety Officer for that province, who told me the following story.

2. Several weeks ago a prominent citizen of Naples was arrested and placed in jail to await the action of the Espionage Committee. A few days after his arrest an Italian called at his home and demanded an audience with his wife. After some time the wife did receive him and she expressed his regret over the arrest of her husband and offered to assist her in procuring the release of her husband. He said that a friend of his was a member of the Committee and that through him the release could be obtained but that there would be some expenses involved. The wife obediently requested time to think the matter over and also requested that the committee member be brought in so that she could talk to him. After a little delay this was arranged. In the meantime the wife arranged for witnesses to be present at the interview but concealed in an adjoining room. The interview took place at which the first Italian stated that she would have to pay him 800,000 lire for the release of her husband. She again stated that she was a housewife and could not pay him. The police who arrested the two individuals, Major Harris and I, in the investigations and on the basis of the evidence reported the matter to the Provincial Commissioner. There had been other reports of irregularities on the part of the Espionage Committee but none of this incident apparently was the last story and the Provincial Commissioner dismissed the entire case.

3. The CIA was advised of the incident and on the basis of the submitted recommendations for a new position. When the recommendations came in, the only names submitted were those of the persons who had just been dismissed.

Let John W. Chapman

JWM:J. Chapman

Colonel

Director, Public Safety

Allied Commission

2991

EXHIBIT BY AT Public Relations Board District of New York, 20 July 1962.

3. It seems that the general strike has extended to the whole of Tunisia since in spite of protest against the situation which has come about owing to the lack of information and the

[illegible]

John W. Chin

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Column 1

Director, Public Safety

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166

211 Ad Public Pollution Control District of Rock County, on July 1983.

CONCLUSIONS

Two new H^1 (curl) vector potentials are constructed by (33)

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2007-08-01

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