

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

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

10000/105/814

DEFASCISM, ORG AC, PIEMONTE REGION
OCT. - DEC. 1945

HEADQUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

6A

Ref : DF/3.45/CA ✓

17 Dec 45

SUBJECT : Espionage - Captain Erasmo MUMI
TO : RC PIERMONT Region

- 1 There has I think been some confusion. DF/3.45/CA of 3 Dec does not deal with GO 46.
- 2 Capt. MUMI's papers not being available for reference, it was thought that his case was one of ordinary espionage, therefore DF/3.45/CA of 3 Dec is not relevant. The powers as to suspension contained in GO 46 have not been amended and therefore continue to apply.
- 3 The misunderstanding is regretted.

BY COMMAND OF THE CHIEF COMMISSIONER

S.H. WHITE Lt Col,
A/VP CA Section

HEADQUARTERS
PIEMONTE REGION
ALLIED MILITARY GOVERNMENT
APO 304

11 December 1945

17 DEC 1945

PR/LE/400

SUBJECT: Epuration - Captain Braamo BUGHY.

TO : Civil Affairs Section.

Reference your BF/3.45/CA of 3 December.

1. Your ruling that there is no power in any Epuration Commission whether under G.O. 35 the old D.D.L. 15 or the new D.D.L. 702 to punish any person by a sentence of suspension for a period of time is noted. Your comment that the Epuration Commission in this particular case does not understand its powers or functions is, however, not understood.

2. Captain BUGHY was epurated according to all his own statements by a Commission under G.O. 46 and Article IX (b) provides that the Epuration Commission may decide "that the person accused ... be suspended for a period to be specified by the Epuration Commission and not to exceed one year from the date of the hearing". Would you please give the reference to the instruction cancelling that power: unfortunately the Regional Legal Division which has been dealing with Epuration does not know of it, and consequently it has not been communicated to the Commissions or published as an amendment to the G.O.

3. Are the provisions of G.O. 46 entirely abrogated?



DM/AR.

Eugene H. Mc Phee 171
Eugene H. Mc Phee
Col. Ord.
Regional Commissioner.

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

QUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

Ref: DP/3.45/CA

3 Dec 45

SUBJECT: Expiration - Capt Ernesto Cicconio RUMI

TO: HQ 10th Army Region

Reference your 094.1 of 27 Nov.

- 1 I thank you for the report enclosed in your letter. Capt RUMI may be an ex-fascist but the report shows that the Expiration Commission does not understand its powers or functions. There is no power in any Expiration Commission whether under GO 35, the old DL 159 or the new DL 702 to punish any person by a sentence of suspension for a period of time. Suspension is only to be exercised where a man is considered dangerous; two criteria have to be fulfilled:
 - a) that his record is such that when his case is ultimately heard by an Expiration Commission under DL 159 (now under DL 702) the reasonable probability is that he will be dismissed, and
 - b) that his retention in the service is dangerous either because it will cause the dislocation of his office or that his retention would be such a public scandal as likely to lead to a breach of the peace.
- 2 There is no question of punishment, and a sentence of suspension for a period of time is quite inappropriate and unknown to and unauthorized by either Italian Law or GO 35. The attention of the commission will be drawn to this and all sentences for suspensions for a period of time will be cancelled.
- 3 It is not known what "law pending" is referred to in the report; I think it is probably to the new DL 702. That contains no provision that any person may be dismissed after 3 months suspension, and so far as this Commission is aware no such new law is even contemplated. On the contrary the last paragraph of Art 13 of DL 702 makes provision for the cancellation of many suspensions improperly made in North Italy. This law also reduces very substantially the classes of persons liable to expiration.
- 4 The only suspensions which are any longer authorized are:
 - a) those made under GO 35 to which the two criteria mentioned in para 1 apply;
 - b) those subsequently ordered under Art 7 of DL 702 when proceedings under DL 702 are actually pending.
- 5 Will you please see that all unauthorized and improper suspensions are terminated not only in Aosta, but also elsewhere.

BY ORDER OF THE CHIEF COMMISSIONER

4176

S.H. WHITE Lt Col,
A/VP CA Section

Copy to: Legal Officer AOSTA

HEADQUARTERS
PIEMONTE REGION
ALLIED MILITARY GOVERNMENT
APO 394

CA Sec
3A
102

DF/3 4/CA

27 November 45.

TO : HQ ALLIED COMMISSION - Civil Affairs Sec.

SUBJECT : Capt Erasmo Giocando BUGNI. - 2 DIC 1944

REF. : 001.1

2A

1. In answer to a letter ref. 3/7.B/CA
24 Nov 45; an investigation has been made through
the Provincial Commissioner of Aosta Province and
there is attached hereto a report on Capt. BUGNI.

2. There has been a long and detailed appeal
by BUGNI addressed to Legal Officer Aosta Province
and the case has been taken up with the industrial
section of the IVREA Expiration Commission. When a
report is received on the findings, a copy will be
transmitted to the Civil Affairs Section in order to
close the case.

Eugene R. McPhee
Eugene R. McPhee
Colonel - Ordnance
Regional Commissioner.

ERE/hl



4173

ARMED MILITARY GOVERNMENT
IVREA DISTRICT
ACOSTA PROVINCE

Office of the Provincial Officer
22nd November 1945.

SUBJECT : Erasmo Bughi
TO : Major Howell - Provincial Commissioner, Acosta.

The following is the information on Erasmo Bughi
as given by avv. Arrigo Olivetti of the Olivetti Firm of
Ivrea.

Following pressure made by an officer of the
then existing Commissione Fabbrica di Ivrea, Erasmo
Bughi was assumed by the Olivetti Firm on May 5, 1945.

On October 20, 1945, he was sentenced to three
months suspension by the Liquidation Commission at Ivrea.
During the three months of suspension Mr. Bughi will re-
ceive his wages from the above mentioned firm and will not
be dismissed, because the existing law forbids dismissals.
There seems to be a law pending which states that after
three months suspension, the firm is allowed to dismiss any
employee. If this law is ratified, the Olivetti Firm will
dismiss Bughi as he is a very undesirable element in the
new organization of both the factory and government.
The following are the reasons:

- 1) Mr. Bughi is an element not desired by the present
government, because he was a Fascist and never took
the trouble to hide his Fascist sentiments, but was
very excited in his propaganda in favor of Fascism
and in favor of the Germans.
- 2) He is undesirable in the factory because he had
tried to harm the directors and workers, by making,
at the end of 1942 or at the beginning of 1943, a
report to the Gestapo and CC.RR. in which he stated
that the directors were Jews and that most of the
employees and workers were Anti-Fascist. In this
manner, the directors had to escape and the employ-
ees and workers ran the risk of being either in-

... was resumed by the Olivetti firm on May 5, 1940.

On October 20, 1945, he was sentenced to three months suspension by the Espionage Commission at Lyons. During the three months of suspension Mr. Bugli will receive his wages from the above mentioned firm and will not be dismissed, because the existing law forbids dismissal. There seems to be a law pending which states that after three months suspension, the firm is allowed to dismiss any employee. If this law is ratified, the Olivetti firm will dismiss Bugli as he is a very undesirable element in the new organization of both the factory and government. The following are the reasons:

- 1) Mr. Bugli is an element not desired by the present government, because he was a Fascist and never took the trouble to hide his Fascist sentiments, but was very exalted in his propaganda in favor of Fascism and in favor of the Germans.
- 2) He is undesirable in the factory because he had tried to harm the directors and workers, by making, at the end of 1942 or at the beginning of 1943, a report to the Gestapo and C.C.F.R. in which he stated that the directors were Jews and that most of the employees and workers were Anti-Fascist. In this manner, the directors had to escape and the employees and workers ran the risk of being either imprisoned or deported into Germany.
- 3) In making this report he was not influenced by any personal feeling towards the members of the firm from whom he had always received excellent treatment but he was influenced by his exalted Fascist ideas.
- 4) Against his honesty, as far as money and property is concerned, there is nothing to be said.

-Copy-



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HEADQUARTERS ALLIED COMMISSION
AFC 394
CIVIL AFFAIRS SECTION

2A

Ref: ~~1/1.1/34~~ ✓

24 Nov 45

SUBJECT : Forwarding of Correspondence.
TO : EC Piemonte Region.

Enclosed is a further communication from Capt Erasmo Giocando MUMI.
Please say what action was taken on this HQ 3/7.B/CA of 30 Oct.

BY COMMAND OF THE CHIEF COMMISSIONER:

S.H. WHITE Lt Col,
A/VP CA Section.

Copy to: Capt Erasmo Giocando MUMI
Via Drovetti, 8
TORINO.

4173

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

HEADQUARTERS ALLIED COMMISSION
APO 39A
CIVIL AFFAIRS SECTION

30/3.45/45
17.10.45

30 Oct 45

SUBJECT: Forwarding of Correspondence.

TO: MC, SINGAPORE Region.

The attached letter is forwarded for investigation and appropriate action.

BY COMMAND OF THE CHIEF COMMISSIONER:

H. CAMP, Brig,
TP CA Section.

NR

Encl: 1 letter from Ernesto Roldando MASHI.

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2000-10-17