

Declassified E.O. 12356 Section 3.3/NND No. 785017

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

785017

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MILITARY PERSONNEL, FOR
CONTRACT SETTLEMENT &
PROPERTY DISPOSAL, ON V. DAY
OCT., NOV. 1944

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COS:

Civil Affairs Section appears to be unduly alarmed about the submission of officers' names for contract settlement work under the provisions of War Department letter (see folio #5). Prior to submitting to higher authority any names of officers -- both on individual application and on officers who are selected on the basis of qualifications -- the Regiment will first clear such lists with the sections concerned within AC. In any event, the additional officer personnel required by US Army for such work totals 1586. This applies to the entire US Army and as such in all probability only the smallest percent of the names finally submitted by this Headquarters will be accepted, if any.

[Signature]
J.H.S.
17/11/44

HEADQUARTERS ALLIED COMMISSION
AIO 594
Office of the Chief of Staff

Tel. 622

Ref. 253/10/003.

21 November 1944

SUBJECT: US Military Personnel for Contract Settlement.

TO : D.C.C.S., Civil Affairs Section.

1. Reference your letter AC/4023/1, dated 12 November 44, subject as above, your concern in this matter, particularly in regard to the Legal Sub Commission, is fully appreciated. However, upon careful examination of this whole subject it will be seen that the US Army is asking for a total of 1586 officers for this contract settlement work. This number is to be distributed over the entire American Army in all theaters, and as such, in all probability, only the smallest percentage, if any, of the names finally submitted by this Headquarters will be accepted.

2. The subject has been discussed with the 2675th Regiment, and prior to submitting to higher authority any names of officers, both on individual application and on officers who are selected on the basis of their qualifications, the Regiment will first clear such lists with the sections concerned within the Allied Commission.

Brigadier,
Chief of Staff.

2203

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HEA. QUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

(7)

AC/4023/L.

/ap.
12 November 1944.
15 NOV Recd

SUBJECT : U. S. Military Personnel for Contract Settlement.

TO : COS for Chief Commissioner.

1. Under the provisions of War Department letter AG 320.2 (28 Aug 44) OB-S-A-M the names of officers who possess certain specific qualifications will be submitted to the Adjutant General.

2. Officers required include legal officers and the qualifications specified are :

- a. Education : Graduate of college of recognized standing; graduate of law school of recognized standing; or admission to bar;
- b. Professional Experience : Practice from 2 years (junior officer) to 10 years (Major), with experience in corporate or contract law.

3. It is understood that the CO. 2675 Regt. may consider himself obligated to submit the names of up to 25 legal officers in AC who possess the qualifications. If their names are all submitted to The Adjutant General, it would mean that more than 25% of the officers of the Legal S/C might be assigned away.

4. It would, in my opinion, be impossible for the Legal S/C to carry on their present functions in these conditions. They would be unable to find the necessary officers for the various military courts which have to be convened and which are undoubtedly operationally necessary while Military Government continues.

5. Para. 2 (a) of the War Department letter provides that names will be submitted subject to the condition that military necessity prevails.

6. In my opinion, when the whole of Northern Italy is under Allied Military Government it will be a military necessity to maintain in full at least the number of legal officers now

assigned to the Legal S/C. It is requested, therefore, that action be taken to ensure that only the minimum number of names of officers in the Legal S/C be submitted to The Adjutant General and that all officers who may be withdrawn under the scheme are replaced from some other source; in this connection it is pointed out that there are a number of officers in AC performing non legal duties who have legal qualifications sufficient for the purpose of being assigned to the Legal Sub-Commission but who have not got the particular qualifications set out in para 2 b above.

G. R. Upjohn
G. R. UPJOHN, Brigadier,
VP, CA Sec.
Dep COS.

Copy to: CO, 2675 Regt.

Declassified E.O. 12356 Section 3.3/NND No. 785017

*Secret - classification
removed - see Custodian's
file 62/100 - 1/12*

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JC/wag

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WAR DEPARTMENT
The Adjutant General's Office
Washington 25, D. C.

AR 320.2 (23 Aug 44) 08-6-A-1

RM/md AB-739 Pentagon

7 September 1944 7 NOV Recd

SUBJECT: Request for Approval of War Department
Table of Organization for Military Personnel
for General Settlement and Property
Disposal of War Dept.

TO: THE ADJUTANT GENERAL:
FROM: THE ADJUTANT GENERAL:
AUTH: T.A.G.
INITIALS: 123
DATE: 9 Oct 44

TO: Commanding General,
Theaters of Operations

1. At the present time the War Department is engaged in a General Settlement and Surplus Property Disposal Program. This program is of vital interest to the War Department and has a bearing on the economic conditions of the United States. It is estimated that an additional 1500 officers and 2500 enlisted personnel must be assigned to this duty to properly discharge the War Department responsibility.

2. It is desired that the names of officers and enlisted personnel, accompanied by duplicate Form 16-1 or Form 20, qualified in accordance with the attached schedule of qualifications be submitted as soon as possible to The Adjutant General. The following conditions will govern submission of names by your headquarters.

- a. Military necessity prevails.
- b. Preference will be given to:
 - (1) Officers over-age in grade for duty with troops.
 - (2) Enlisted men over 35 years of age.
 - (3) Limited Service personnel regardless of age.
 - (4) Military personnel returned from overseas theaters under rotation.

It is desired that necessary action be taken to permit the submission of individual applications of qualified personnel.

3. You will be advised of the personnel that are acceptable for assignment to this program with the Army Air Forces or Army Service Forces. Personnel

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AG 320.2 (28 Aug 44)OR-3-A-M

(Cont'd)

9 October 1944

COS. 2400
(2 Copies)

of this category returned from commands outside the continental United States will be in addition to any authorized quota for retention and will be replaced upon submission of requisition in the usual manner. Selected personnel may be sent to an appropriate course of instruction.

By order of the Secretary of War:

5428

/s/ Robert E. Dunlop
/t/ ROBERT E. DUNLOP
Brigadier General
Acting The Adjutant General

1 Incl
Schedule of Qualifications

AG 320.3/528 P-0 1st Inv
HEADQUARTERS, AGO 512, 1 November 1944

AG 518 JG/vog

TO: All Concerned

1. It is desired that names of qualified personnel be submitted in compliance with paragraph 2, basic communication, so as to reach this headquarters not later than 1 December 1944.

2. Names and accompanying forms will be forwarded through channels and consolidated by intermediate headquarters before submission to this headquarters. Attention is invited to the fact that individual applications may be submitted.

By command of Lieutenant General McHARNEY:

1 Incl
R/E



McKath
Captain, AGO, AGO
Asst Adjutant General

DISTRIBUTION:

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NEGOTIATION NEGOTIATORS - OFFICERS

General Duties: Negotiation negotiators shall act as representatives of the Government in negotiating settlements of contractual disputes and in investigating and recommending approval or disapproval of settlements. They shall also investigate and recommend approval or disapproval of settlements taken by contractors in connection with the termination of contracts. They shall also investigate and recommend approval or disapproval of settlements taken by contractors in connection with the termination of contracts. They shall also investigate and recommend approval or disapproval of settlements taken by contractors in connection with the termination of contracts. They shall also investigate and recommend approval or disapproval of settlements taken by contractors in connection with the termination of contracts.

Qualifications:

Education: Four years college or broad business background.

Civilian Background: Officers who have had substantial positions in either financial, manufacturing or mercantile firms or in legal practice, and preferably with broad business background and familiarity with financial matters.

Grades: Officers are desired in the grade of Captain and above. It should be noted that the officer will handle negotiations involving complex claims ranging from large sums of money. Good judgment and discretion are essential. Officers should have considerable experience in arranging or handling business transactions is desirable.

QUALITY OF PERSONNEL AUDITING PERSONNEL - OFFICER

Proposed Duties: render accounting and auditing advice and assistance to contracting officers in termination units in areas and districts; assist in the determination of the extent of the accounting work to be done on contractors' proposed settlements; determine type and extent of accounting reports to be submitted to contracting officers; analyze and review contractors' proposed settlements in the proposed manner and render accounting reports to contracting officers; make special investigations and studies of the more difficult accounting problems.

QUALIFICATIONS OF AUDITORS

1. Certified public Accountants.

or

2. College graduates with accounting degrees and some practical experience.

or

3. Controllers or chief accountants of industrial concerns,

or

4. Public accounting experience of at least three years.

or

5. Cost accounting experience of at least five years with a manufacturing concern. (Do not include banking, retailing, railroad, public utility or government Bureau experience.)

Comments: Officers in the grades of lieutenant colonel, major, captain and lieutenant are desired for these assignments.

CONTRACT TERMINATION AUDITING PERSONNEL
(CONTINUED)

Proposed Rating: To assist Contract Termination Auditing Officers.

QUALIFYING FACTORS OF AUDITORS

1. Certified Public Accountants,
or
2. College graduates with accounting degrees and some practical experience,
or
3. Controllers or chief accountants of industrial concerns,
or
4. Public accounting experience of at least three years,
or
5. Cost accounting experience of at least five years with a manufacturing concern. (Do not include banking, retailing, railroad, public utility or government business experience).

Comments: No grade restrictions.

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PROPERTY DISPOSAL PERSONNEL - OFFICER

Proposed Duties: In general the Property Disposal Officer will assist or represent the Termination Contracting Officer in all matters relating to the disposition of property resulting from terminated contracts. In addition, Property Disposal Officers will be responsible for arranging the disposition of other classes of property in the hands of the War Department which may become excess or surplus. These officers supervise the receipt, classification and disposition of serviceable property and scrap, including raw materials, work-in-process, and miscellaneous property; they classify materials and decide whether they are saleable or disposable as scrap; supervise distribution of saleable materials to various manufacturers or to Army and Services where it can be used; advertise and solicit bids for sale of material and serviceable property and arrange for the disposal of non-saleable material; prepare reports, maintain records; and are responsible for salvage activities.

Qualifications: The primary qualifications for a Property Disposal Officer are that he be a business man with several years of general business experience; those who have had broad experience as plant engineers, production executives, purchasing executives or practical experience in industrial or mercantile concerns and who are familiar with business management are preferred. Familiarity with commercial methods of classifications of property and sorting and selling of scrap and surplus stocks is desirable.

Education: Graduate of recognized college preferred; engineering training and experience would, in some instances, be desirable although is not required and/or broad business background.

Comments: Officers are desired in all grades.

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TERMINATION LEGAL PERSONNEL--(OFFIC 33)

Proposed Duties: Termination Legal Officers will assist the Termination Contracting Officer and his representatives in all matters relating to the termination of contracts and the settlement of claims arising therefrom. They will be familiar with all provisions of law and regulations pertaining to this subject; will investigate, examine and review the facts of termination cases when called upon for advice and assistance; will prepare agreements embodying negotiated settlements and other documents relating to termination procedures and practices. They will advise with respect to property disposal procedures and prepare any contracts of sale or other documents connected with such transactions.

Qualifications:

a. Education: Graduate of college of recognized standing; graduate of a law school of recognized national standing or admission to bar.

b. Professional Experience: Depending upon the age and grade of the officer concerned, certain professional experience is required. For younger officers of lower grade a minimum of two years practice is desired. For officers of medium grade a minimum of five years practice is required. For officers of the grade of major a minimum of ten years experience in handling important legal matters is required. The type of experience required of all Legal Officers is corporate or contract law. Those who have not handled this type of work but whose practice has been mainly in trial work are not desired.

Comments: Officers in all grades are desired for these assignments.

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PROPERTY DISPOSAL PERSONNEL - EMPLSTED

Proposed Duties: To assist Property Disposal Officer.

Qualifications: The primary qualifications for an assistant to the Property Disposal Officer are that he be a business man with several years of general business experience; those who have had broad experience as plant engineers, production executives, purchasing executives or practical experience in industrial or mercantile concerns and who are familiar with business management are preferred. Familiarity with commercial methods of classification of property and sorting and selling of excess and surplus stocks is desirable.

Education: Graduate of recognized college preferred; engineering training or experience would, in some instances, be desirable although is not required and/or broad business background.

Comments: No grade restrictions.

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HEADQUARTERS
ALLIED CONTROL COMMISSION
APO 308

WD

Date 9 OCT 1944

AG 320-2

DIST

TO	FROM	TO
Chief Staff Officer	2	Patriotic Branch
Secretary General		Security Branch
Archivist		Establishments Branch SEC
Admin Section		Director
Interior		Executive Officer (A)
Public Safety		Executive Officer (B)
Public Health		C-1 (A)
Property Control		C-1 (B)
Legal	✓	C-1 (A)
Education		C-1 (B)
Monuments & Fine Arts		H.Q. Court
Economic Section	✓	Adjutant
Agriculture		Massacre Center
Commerce	✓	Orders & Bulletin
Finance	✓	27th Regt
Food		Political Section
Industry	✓	Navy
Inter		Army
Mining Division		Air
Public Works & Utilities		Communications
Requisition Division	✓	Civil Censorship Group
Shipping		W.M.D. & P.D.S.
Transportation		Public Relations Branch
R.C. & M.S. Section		U.N.R.R.A.
P.A. to Executive Commissioner		ALL REGIONS
Civil Affairs Branch SEC	✓	AMG 546 ARMY
Information Division	✓	
Liaison Division		
I. & D.F. S.C.		
Italian Refugee Branch		

Signature
Remarks & Recommendation
Information
Approval/Disposal
Appropriate Action
Investigation & Report
Dispatch

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