

1098

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

785017

ACC

10000/109/377
(VOL. I)

APPLICAT
SEPT. 194

1099

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

785017

10000/109/377
(VOL. I)

APPLICATIONS FOR RELEASE IN ITALY
SEPT. 1945 - SEPT. 1946

785017

53. 54

I.P.W.

337a action and information

P.H.T.
Mason 2/5

21 MAG. 1946

53

Your folio 53 (News from Min of Ign Apr 6/2108/835 dated 17 May 46, taken by this Division for action (Case of German PW HAERA Richard).

H. ARMAND de MASI,
Capt., Speco. Res. AUS

Cso.

64.

Ref folio 57. Please see folio 63. so

you wish a reply drafted on these lines to the Dominican minister, please? *CEB/9/5*
(Tel no 81444)

65

Ex Comm

Letter at folio 64 for signature please

Folio 59 + 63 ref. *Aut 12/8 H. 12/8*

As amended. Do not pass on

Information sent " for your information "

1896

13/5

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

ADQUARTERS ALLIED COMMISSION

A P O 794

Office of the Executive Commissioner

68

File

Ref. : 687/68/50

16 September 1946

SUBJECT: Application for Release in Italy.

TO : DAG
CHQ
C.M.P.

4 67
Reference your letter 3342/7/A2 dated 30th January 1946 on this subject, I enclose a copy of memorandum no. 6/3097/1209 dated 13 September 1946 from the Italian Ministry of Foreign Affairs.

FOR THE CHIEF COMMISSIONER:

A. W. Kniskely

Brigadier,
Executive Commissioner.

1894

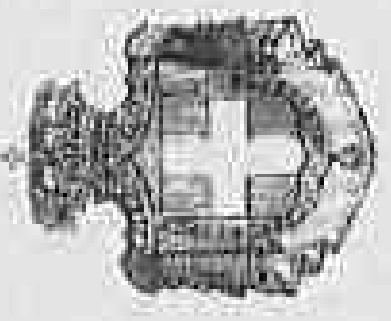
P. A. 10/9/46
RS

1102

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

785017

687 R 6/3098/1209 617



TE:TO

Ministero degli Affari Esteri

14 SET. 1945

MEMORANDUM FOR THE ALLIED COMMISSION

SUBJECT: Prisoner of war THIMLE KUNT, application for release in Italy.

Reference Allied Commission's note n. 337/5/EC

dated 3 February 1945, the Ministry of Interior does not

authorize the release in Italy of the a/m prisoner of war. A

Rome, September 13th, 1945.



See 4.68

1893

(Capt. R)

Ministero degli Affari Esteri

14 SET. 1943

MEMORANDUM FOR THE ALLIED COMMISSION

SUBJECT: Prisoner of war THOMAS KURT, application for release in Italy.

Reference Allied Commission's note n. 687/5/EC dated 3 February 1943, the Ministry of Interior does not authorize the release in Italy of the a/n prisoner of war. *A*

Rome, September 13th, 1943.



See 7.68

1893

(Cultural)

*1943/10/15
P. A. 1893*

1104

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

785017

604

Ref: 637/64/93.

14 August 1946.

My dear Mr. Minister:

With reference to your recent visit regarding the release of Mr. Werner Voehringer from RIMINI Prisoner of War Camp.

I have referred this matter to Allied Force Headquarters who state that this man is being detained for security reasons, and cannot be released in Italy, even temporarily.

If and when he is repatriated to Germany he can then apply for permission to return to the Dominican Republic.

Yours truly,

M. S. LICH

Brigadier,
Executive Commissioner.

M. E. Porfirio Herrera-Baez,
Minister Plenipotentiary to the
Republic of Dominica,
Via Emilio de Cogliari, 11,
ROME.

See in 64-66

1892

[Handwritten signature]

[Handwritten mark]

687 *ad* *Ex Command* *186*
63

ALLIED FORCE HEADQUARTERS
G-5 Section
APO 512

G-5: 965.22

August 1946.

AUG 8 1946

SUBJECT: Release of German PW - WERNER
VOEHRINGER.

TO : Chief Commissioner,
Allied Commission,
APO 794. *59* *62*

Reference 687/EC, 11 July 1946 and 687/62/EC, 31
July 1946.

1. The above named is being detained for security reasons
and cannot be released in Italy even temporarily. For your
information, he will soon be repatriated to Germany.

2. VOEHRINGER should apply for return to Dominican Republic
after repatriation.

BY COMMAND OF LIEUTENANT GENERAL MORGAN:

A.L. Hamblen
A.L. HAMBLEN
Colonel, G.S.C.
Assistant Chief of Staff, G-5/

See 78-64

1891

9
(ATTN)

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

785017

PHT/cdo

Ref: 687/62/32

31 July 1946

SUBJECT: Release German P.O.W. WERNER VOHRINGER.

TO : A.F.H.Q.
(Att:) G.S. Section.

This office would appreciate an early answer to our 687/32 of 31 July 46, as the Dominican Minister has again asked for an early reply regarding possibility of this man's release.

FOR THE CHIEF COMMISSIONER:

P. H. TUNNARD

Brigadier
Executive Commissioner

1899

687-13

2/1/46
P.

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

785017

687 ~~Ad~~ 6
Subject:- Michele HAZIOT,
Spanish Subject.

CASORIA 38/9
A.111/2
19 Jul 46

To: Executive Commissioner,
HQ Allied Commission.

JUL 19 1946

60
Reference your 687/60/EC dated 12 Jul 46.

The a/n was despatched via No. 3 Transit Camp, to
a destination unknown, in November 45.

No. 3 Transit Camp have been contacted, and state
they have no knowledge of his present whereabouts.

CMF

R. Williams *cap.*
Major S Lan R.
Commandant 307 Transit Camp.

No action
1889
P.A.
22/7

1108

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

785017

60

PHB/adc

Ref: 687/60/53

12 July 1946

SUBJECT: Michele HASTOT, Spanish subject -

TO : CC, 307 Transit Camp C.M.F.

57

The enclosed letter has been received from the ITALIAN MINISTRY of FOREIGN AFFAIRS.

Please would you transmit it's contents to the ~~apb~~ and inform this office of action taken.

FOR THE CHIEF COMMISSIONER:

B. H. TURNARD

Brigadier
Executive Commissioner

Encls: as above.

1888

9

See 7-61

PA 123
P.

1109

785017

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

59

xxx 794

Ref: 687/EC ✓

11. July 1946.

SUBJECT: Release of German PW.

TO : ALLIED FORCE HEADQUARTERS.
Attention: G-5 Section.

1. The Minister of the Dominican Republic called on me today and asked whether you would have any objection to the release of WERNER VONHERRING, Prisoner No. 244671, Enclave "AJ" POW Camp, Lager C.I.4, RIMINI. The man has applied for a visa to return to the Dominican Republic and the Dominican Government are perfectly willing to grant it. The Minister asked me to say that he did not think the man, if released, would be a charge on the state for maintenance, etc., as he apparently has ample funds.

2. My own recommendation is that he should be released, unless this is contrary to policy, on condition that he leaves the country say within six weeks or shows proof that he intends to leave if and when transport is available.

For the Chief Commissioner:

M. G. L. G. H.

MSL/JC.

Brigadier,
Executive Commissioner.

see 62-63-64

1887

see 7-63

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

785017

Porfirio Herrera-Baez
Enciclopedia y Ministerio de la Cultura
de la República Dominicana

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

785017

Mr. Werner Voehringer
Prisoner r.211671
Enclave "AJ" P-O-W Camp
Lager C.I. 4 Rimini, Italy

5
APR 1945

Mrs. Gisele Voehringer-Dejean.

Captain Bruce(Headquarters Holding Centre) Riccione

188



Va/To

Ministero degli Affari Esteri

MEMORANDUM FOR THE ALLIED COMMISSION

SUBJECT: Michele HAZIOT, Spanish subject - Sojourn in Italy.

1. Some time ago the a/n Spanish subject has applied to the Ministry for Foreign Affairs asking for the authorization to remain in Italy.
2. The Ministry of the Interior, which have been duly approached about the matter, have forwarded the following reply:

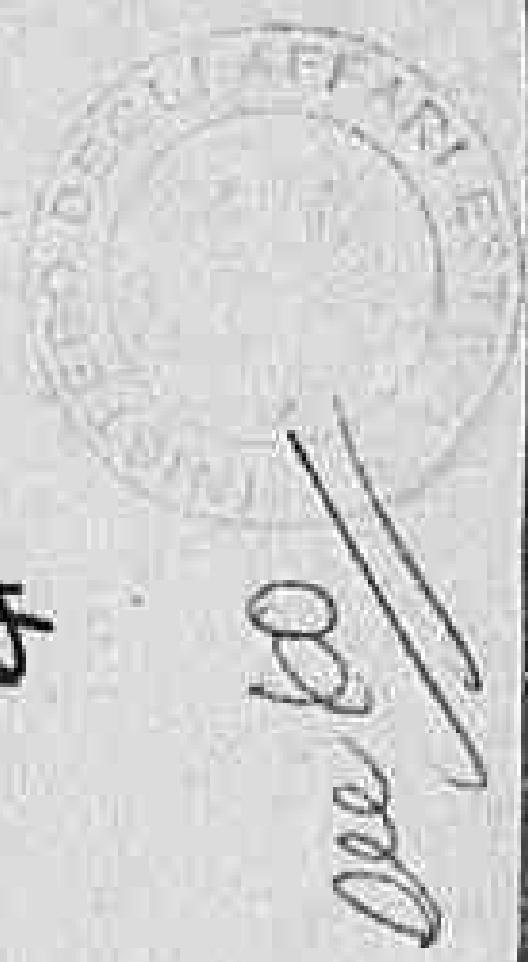
" The above soldier attached to the Pioneer Corps (Alien) c.c 2903 C.L.U.-C.M.F., on August 1945 made a request to be authorized to sojourn in Italy right after his demobilization.

" Since the well known regulations had not yet been agreed upon, this Ministry have communicated to the Prefettura of Catanzaro, for further information to the a/n, who was stationed in the province of Catanzaro, that the requested authorization had been granted.

" The aforesaid Prefettura have now informed that the a/n has been transferred to camp C.C. 307 Transit C.M.L., location unknown.

" You are kindly requested to take the necessary steps accordingly."
3. The Ministry for Foreign Affairs would be grateful to the Allied Commission if they could kindly inform Michele HAZIOT, through the competent Authorities, that an authorization to sojourn in Italian territory has been granted to him.

Rome, July 8th, 1946.



JUL 11 1946

MEMORANDUM FOR THE ALLIED COMMISSION

SUBJECT: Michele HAZIOT, Spanish subject - Sojourn in Italy.

1. Some time ago the a/n Spanish subject has applied to the Ministry for Foreign Affairs asking for the authorization to remain in Italy.

2. The Ministry of the Interior, which have been duly approached about the matter, have forwarded the following reply:

" The above soldier attached to the Pioneer Corps (Alien) c.c. 2903 C.L.U.-C.M.F., on August 1945 made a request to be authorized to sojourn in Italy right after his demobilization.

" Since the well known regulations had not yet been agreed upon, this Ministry have communicated to the Prefettura of Catanzaro, for further information to the a/n, who was stationed in the province of Catanzaro, that the requested authorization had been granted.

" The aforesaid Prefettura have now informed that the a/n has been transferred to camp C.C. 307 Transit C.M.L., location unknown.

" You are kindly requested to take the necessary steps accordingly."

3. The Ministry for Foreign Affairs would be grateful to the Allied Commission if they could kindly inform Michele HAZIOT, through the competent Authorities, that an authorization to sojourn in Italian territory has been granted to him.

Rome, July 8th, 1946.

Dec 60



Dec 60

(L)

687 88 Ex-Comm
CONFIDENTIAL. 56
COPY NO. 3

8027

SUBJECT: German PW/SEP - Release in ITALY.

Headquarters,
XIII Corps.
Headquarters,
No. 3 District.

GHQ GMP.

3312/7/A2.

3 Jun 46.

JUN 7 1946

52
Reference our 3312/7/A2 dated 3 Apr 46.

1. A considerable number of applications are still being received by this GHQ which do NOT conform to the instructions issued in the above-quoted letter.
2. It is therefore requested that only those applications which conform to these instructions are forwarded to this GHQ.
3. It will be noted in para 2, of the above-quoted letter, that such applications have to be "recommended by and in the interest of an Allied Authority". This GHQ is NOT prepared to recommend any such applications. Therefore such recommendations will have to be made by the Headquarters forwarding the application concerned.

MB/MC.

Copy to:- Headquarters,
Allied Commission.
GHQ 2nd Echelon.
Prisoner of War Accounts Office, CM, GMP.

J.M.A.D. Corp
JLO NAPIER,
Brigadier,
DAG.

1884

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

785017

530

Letter from
Min of Foreign Affairs 6/2108/635

Dated 17 May

see Min. 54955

1883

PA
2/5

5620

CONFIDENTIAL
COPY NO. 5

SUBJECT: Release in ITALY of German PW/BNP.

CONFIDENTIAL

Governor and Commander-in-Chief,
MILTA.

Headquarters,
XIII Corps.

Headquarters,
No. 2 District.

Headquarters,
No. 3 District.

CONF. COPY.

3312/7/A2.

3 Apr 46.

1. Reference is made to AFHQ letter G1(Nr)/3312/2/A2 of 8 Sep 45, and subsequent instructions issued upon the same subject.
2. The Italian Government have now intimated that they will only entertain applications for release in ITALY of some German PW/BNP, provided such release is recommended by and in the interest of an Allied Authority.
3. The Italian Government have further intimated that should repatriation be effected prior to any decision being reached by them, the repatriate should be instructed to re-submit his application through the normal channel after release in GERMANY.
4. In future only such applications as come under the terms of para 2 above will be submitted to this CHQ for forwarding to Allied Commission for the attention of the Italian Government.
5. In view of para 3 above, the repatriation of any German PW/BNP will not be held up pending a reply being received from the Italian Government in respect of any outstanding application. The PW/BNP will be instructed to re-submit his application upon release in GERMANY.

CONFIDENTIAL

Plummer

ED. MORGAN,
Lt-Col.,
C-in-C.

DSP/SC.

Copy to: Headquarters, Allied Commission (your 687/46/SC of 16 May refers)

CHQ 2nd Echelon
Prisoner of War Accounts Office, CH, CHQ.

See F-56

1883
46.

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

VLO/rb

51

Ref. 697/51/RC

27 March 1946

Dear Mr. Pittsman,

In reply to the Vatican Note No. 116828/5 of March 20, 1946 which you forwarded this office for appropriate action.

In reference to the following quoted part of the Vatican's letter, i.e. "...the Italian authorities would be willing to grant Mr. [redacted] permission to reside in Italy for a period of three months.", may a written statement from the Italian Ministry of Foreign Affairs be forwarded this headquarters informing of their approval.

Sincerely yours,

VICTOR L. ODOM

Brigadier
Executive Commissioner

1885

(4)

PA
21/3
98

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

THE PERSONAL REPRESENTATIVE OF THE
PRESIDENT OF THE UNITED STATES OF AMERICA
TO HIS HOLINESS THE POPE

2, via Boncompagni, Rome.

March 23, 1946.

Dear Captain Oddi:

I am transmitting herewith, for whatever action may be deemed appropriate, a copy of Note No. 116828/S of March 20, 1946 which has been received from the Holy See, concerning a request for the temporary release of Dr. Otto Lintner, an Austrian prisoner of war who is stated to be at present with the 549th Service Group, Capodichino Airfield, Naples, in order that he may be married to an Italian subject. According to the Note it appears that all the documents have been prepared for the marriage and that as far as the Italian authorities are concerned they would be willing to grant Mr. Lintner permission to reside in Italy for a period of three months.

Sincerely yours,

Harold H. Pittmann

Harold H. Pittmann
Assistant to the Honorable Myron C. Taylor

Enclosure:
Copy of Note

Captain Victor L. Oddi,
Liaison Division,
Headquarters Allied Commission,
Rome.

1879

(2)

SEGRETERIA DI STATO
DI SUA SANTITA'

Pal Vaticano, 11

20 Mars 1946

THE ORAN Mission

20 Mars 1946

Received

MAR 22 1946

N. 116828/S

La Secrétairie d'Etat de Sa Sainteté a été rpiée d'in-
terposer ses bons offices pour obtenir des Autorités compéten-
tes la mise en liberté provisoire du prisonnier de guerre au-
trichien Dr. Otto Lintner, né à Vienne le 4 avril 1912 et dé-
taché actuellement au 549.th Service Group - Airfield Capodi-
chino à Naples, afin de lui permettre de pouvoir se marier avec
M.lle Maria Pia Razzola, de nationalité italienne, habitant à
Rome, 72 Via Marche.

Tous les documents sont prêts pour le mariage, parait-il,
et les Autorités italiennes, pour ce qui les concerne, seraient
disposées à accorder à M. Lintner un " Permis de séjour" en I-
talie de deux ou trois mois.

La Secrétairie d'Etat signale ce cas à la bienveillante
attention de M. l'Assistant de S.E. le Représentant Personnel
du Président des Etats-Unis d'Amérique et saisit l'occasion
pour lui renouveler l'assurance de sa haute considération.

1878

Mr. Franklin C. Gowen
Assistant de S.E. le Représentant
Personnel du Président des Etats-Unis

MAR 22 1946

La Secrétaire d'Etat de Sa Sainteté a été priée d'interposer ses bons offices pour obtenir des Autorités compétentes la mise en liberté provisoire du prisonnier de guerre autrichien Dr. Otto Lintner, né à Vienne le 4 avril 1912 et détaché actuellement au 549.th Service Group - Airfield Capodichino à Naples, afin de lui permettre de pouvoir se marier avec M.lle Maria Pia Razzola, de nationalité italienne, habitant à Rome, 72 Via Marche.

Tous les documents sont prêts pour le mariage, parait-il, et les Autorités italiennes, pour ce qui les concerne, seraient disposées à accorder à M. Lintner un " Permis de séjour " en Italie de deux ou trois mois.

La Secrétaire d'Etat signale ce cas à la bienveillante attention de M. l'Assistant de S.E. le Représentant Personnel du Président des Etats-Unis d'Amérique et saisit l'occasion pour lui renouveler l'assurance de sa haute considération.

1878

Mr. Franklin C. Gowen
Assistant de S.E. le Représentant
Personnel du Président des Etats-Unis
d'Amérique

785017

1121

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

785017

VLC/rb

48

Ref. 687/48/EC

21 March 1946

Dear Mr. Tittmann,

In reply to your letter of 14 March 1946 concerning a German prisoner of war, Albert Franken, it is advised that the matter has been forwarded to the I.P.W. Branch of the Land Forces Sub-Commission of this Headquarters for necessary action.

You will be informed of any development resulting from I.P.W. action.

Sincerely

VICTOR L. ODDI

Brigadier
Executive Commissioner

1877

PA 21/3

1122

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

785017

VLO/cb

47

Ref. 687/47/EC

21 March 1946

SUBJECT: German P.O.W. Albert Franken
release in Italy.

TO : Land Forces Sub-Commission for I.P.W.

1. Reference the attached letter of 14 March 1946
from the office of the Personal Representative of the President
of the United States of America to His Holiness the Pope
concerning a German P.O.W., Albert Franken, now reported to be
at the Allied Airport in Rimini. 45

2. Previous enquiries resulted in a reply from AFHQ
stating that no record exists of the above named German prisoner
of war as being held in either United States or British custody
in this theater.

3. Due to the fact that his present location is now
known the matter is again forwarded for action.

Brigadier
Executive Commissioner

Enclosure:

- 1 ltr 14 Mar 46 fr PR of the Pres. of U.S. to Vatican
3 testimonials
1 translation of ltr written by A. Franken 37
1 Soggiorno degli Stranieri in Italy.

1876

1123

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

785017

46

VLA/ed

Ref: 6-7/46/33

16 March 1946

SUBJECT: Release of German PW's in Italy.

TO : CHC CDP for A Branch

14

Reference your letter 3312/7/A2 of 9 February 1946.

As per your request therein please find attached the decision of the Italian government concerning the release of German PW's in Italy.

FOR THE CHIEF COMMISSIONER

VICTOR L. ODDI


Brigadier
Executive Commissioner

Encl: ltr 6/1205/539 fr DAPA of 11 March 1946

See 14, 24

1875





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

MAJESTY'S SERV

By gumming this Label across
the Label instead of tearing Envelope

687 46
ONAL REPRESENTATIVE OF THE
THE UNITED STATES OF AMERICA
HIS HOLINESS THE POPE

via Boncompagni, Rome.

45
MAR 16 1946

March 14, 1946.

Dear Captain Oddi: 39

Reference is made to my letter of September 25, 1945 addressed to Captain Neuberg, enclosing a copy of Vatican Note No. 102891/SA of September 22, 1945, concerning one Carlo Franken who was stated to be detained as a German prisoner of war, and to Captain Neuberg's reply, Ref. 505/FR/DC-I, of October 29, 1945 stating that no record had been found of any such German prisoner of war in United States or British custody in this Theater.

The Vatican was informed of your reply and now states that the prisoner of war in question is Alberto Franken and that he is at present at the Allied Airport in Rimini. The Secretariat of State of the Holy See in Note No. 102891/SA of March 11, 1946, a copy of which is enclosed, requests that the case be reviewed and transmits three documents concerning this matter.

Would you kindly indicate the nature of the reply which may be made to the Holy See in this case.

Sincerely yours,

44
Harold H. Tittmann

Harold H. Tittmann
Assistant to the Honorable Myron C. Taylor

Enclosures:

Copy of Vatican Note.
Three original documents.

Captain Victor L. Oddi,
Liaison Division,
Headquarters Allied Commission,
Rome.

1 Spare Copy 1874

see 47

QJ
(Liao)

March 11, 1946

102391/SA

MAR 13 1946

NR

The Secretariat of State of His Holiness has the honor to refer to Note No. 500 dated October 30, 1945 and takes the liberty to inform the Assistant to the Personal Representative of the President of the United States to the Holy See that the prisoner of war in question is Alberto Franken who is at present at the Allied Airport in Rimini.

The Secretaries of State takes the liberty to present anew the petition of the above prisoner of war for liberation and permission to return to Como where he and his family have resided since 1924 instead of repatriation to Germany and to transmit the documents submitted in his favor.

5
1873

Mr. Franklin G. Cohen

NR
The Secretariat of State of His Holiness has the honor to refer to Note No. 500 dated October 30, 1945 and takes the liberty to inform the Assistant to the Personal Representative of the President of the United States to the Holy See that the prisoner of war in question is Alberto Franken who is at present at the Allied Airport in Rimini.

The Secretariat of State takes the liberty to present under the petition of the above prisoner of war for liberation and permission to return to home where he and his family have resided since 1924 instead of repatriation to Germany and to transmit the documents submitted in his favor.

5
1873

Mr. Franklin G. Gowen
Assistant to the Personal Representative
of the President of the United States
to His Holiness

Enclosures: 3

785017

ALLIED FORCE HEADQUARTERS
G-5 Section
APO 512

NPS/atm

G-5: 383.6-3

26 October 1945

SUBJECT: Carlo Franken - German Prisoner of War.

TO : Headquarters, Allied Commission, APO 394.

Reference your 505/FR/EC (L), dated 26 September, subject as above.

1. It is regretted that in spite of diligent search there is no record of the above-named German prisoner of war as being held in either United States or British custody in this theater.

2. All relevant documents are returned herewith.

For the Assistant Chief of Staff, G-5:

Incls: As above.

Norman P. Seagrave
NORMAN P. SEAGRAVE
Lt. Colonel, G.S.C.

1872

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785017

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

42

WIN/sem

Ref: 505/FR/EO(L)

29 October 1945

Dear Mr. Gowen:

HO

I refer to your 25 September letter enclosing Vatican memorandum no. 102891/SA concerning Carlo Franken stated to be detained as a German Prisoner of War.

This note and the documents accompanying it had been duly forwarded to the appropriate military authorities who now regretfully advise that in spite of diligent search there is no record of any such German Prisoner of War in United States or British custody in this Theater.

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2

Sincerely yours,

See 7-45

W. B. NEUBURG
Captain

Franklin C. Gowen, Esquire
Assistant to the Honorable Mr. Taylor
2 Via Boncompagni
Rome

1871

1129

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

785017

WII/zen

Ref: 505/FR/BJ(L)

26 September 1945

SUBJECT: Carlo Franken - German Prisoner of War

TO : G-5 Section, Allied Force Headquarters

1. With 25 September letter the Personal Representative of the U.S. President to the Holy See forwards Vatican Note No. 102891/SA requesting action on behalf of Carlo Franken, stated to be detained as a German prisoner of war.
2. Enclosed also are the original accompaniments pertaining to this case.
3. May this office please be advised of the nature of the reply which may be made to the Holy See, through the sender of these documents.

For the Chief Commissioner;

Officer-in-Charge
Liaison Division

2 Encls:

- 1 - Copy of Personal Representative's ltr of 25 Sep
- 2 - " " Vatican Note 102891/SA, plus attachments

1879

via Boncompagni, Rome.

September 25, 1945.

Dear Captain Neuburg:

Enclosed is a copy of Vatican Note No. 102891/SA dated September 22, 1945 with its original accompaniments, concerning one Carlo Franken who is detained as a German prisoner of war.

Would you kindly indicate the nature of the reply which may be made to the Holy See in this matter.

Sincerely yours,

Franklin C. Cowen
Assistant to the Honorable Myron C. Taylor

Enclosure:
Copy of Note, with
original accompaniments

Captain W. B. Neuburg,
Liaison Division,
Headquarters Allied Commission,
Rome.

1869

785017

38

C O P Y

September 22 1945

No. 102891/3A

28-37

At the request of the Most Reverend Bishop of Como, the Secretariat of State of His Holiness takes the liberty to transmit to the Assistant to the Personal Representative of the President of the United States to His Holiness the enclosed petition and related documents dealing with the case of Carlo Franken, who is now detained by the Allied Forces as a German prisoner of war. Mr. Franken would request of his status and his release not to Germany but to Como, Italy, where he and his family have made their home since 1924. Any assistance which the Assistant to the Personal Representative of the President may be in a position to offer in this matter will be greatly appreciated.

Mr. Harold H. Tittmann
Assistant to the Personal Representative
of the President of the United States
to His Holiness

Enclosures 7

See 7-43-40

RECEIVED
NO RECORD
Date

1868

TRANSLATION

Com 17-9-1945

To the Allied Military Government

I under -writer : FRANKEN ALBERTO was Carlo born at Duisburg (Germany) on 23-7-1913 , German citizen residing at Como, Via Francesco Anzani N.16, actually detained as a prisoner of war , asks to this Command to be set free and to obtain the authority to be able to stop in Italy, as in the past.

To justify such demand precise as follows:

1st I have been living in Italy since 1924 (see enclosed certificate)

2nd I have married an Italian citizen

3rd Owing to this marriage I have been expelled from the national socialist party (see enclosed document) and subsequently called to arms as an aviator interpreter with the Luftwaffe

4th I gave my service in the German aviation from 29.8/1943 to 20/4/1945 always as an interpreter first at Piacenza then at Bergamo , and at Treviso , and at last at Milan with la Ruk.

5th I have no accusations of any kind with the Italian authorities, from which my position has already been examined

6th I regularly presented myself in due time to the

1867

785017

To the Allied Military Government

I under -writer : FRANKEN ALBERTO was Carlo born at Duisburg (Germany) on 23-7-1913 , German citizen residing at Como, Via Francesco Anzani N.16, actually detained as a prisoner of war , asks to this Command to be set free and to obtain the authority to be able to stop in Italy, as in the past.

To justify such demand precise as follows:

1st I have been living in Italy since 1924 (see enclosed certificate)

2nd I have married an Italian citizen

3rd Owing to this marriage I have been expelled from the national socialist party (see enclosed document) and subsequently called to arms as an aviator interpreter with the Luftwaffe

4th I gave my service in the German aviation from 29.8/1943 to 20/4/1945 always as an interpreter first at Piacenza then at Bergamo , and at Treviso , and at last at Milan with la Ruk.

5th I have no accusations of any kind with the Italian authorities, from which my position has already been examined

6th I regularly presented myself in due time to the

C.I.C. of Cernobbio - Villa Tommasi (see enclosed)

7th I have a contract of employment with the Metallur-

Aktenzeichen:

100/42 V

-SH.-



Urteil

In dem Parteigerichtsverfahren

Albert FRANKEN,

gegen

In C o m o /Italien,

Mitgl.-Nummer 1 094 274 geb. 23.7.1912 zu Duisburg hat

Das Gaugericht der Auslands-Organisation

— Kammer, auf Sitz am 17.8.1942 eingegangene ~~Rechtsmittel~~ Einspruch
des Angeschuldigten vom 30.7.1942 gegen

~~den Beschluss des~~ die Einstweilige Verfügung des Gauleiters/AO vom
26.6.1942

In der Sitzung vom 8. Sept. 1942 unter Mitwirkung der Richter

~~Gauleiter~~ /pg. SCHENK als Vorsitzender

pg. NAHRATH

pg. WÖLPL

pg. als Beifüger

für Recht erkannt:

Der Einspruch des Angeschuldigten gegen die Einstweilige Verfügung des Gauleiters/AO vom 26.6.1942 wird zurückgewiesen.

1886

GRÜNDE:



U r t e i l

In dem Parteigerichtsverfahren

Albert F R A N K E N,

gegen

in C o m m o / Italien,

Mitgl.-Nummer 1 094 274 geb. 23.7.1912 zu Duisburg hat

das Gaugericht der Auslands-Organisation

— Kammer, auf Sitz am 17.8.1942 eingegangene ~~Rechtsverträge~~ Einspruch
des Angeschuldigten vom 30.7.1942 gegen

~~den Beschluss des~~ die Einstweilige Verfügung des Gauleiters/AO vom
26.6.1942

in der Sitzung vom 8. Sept. 1942 unter Mitwirkung der Richter

~~Sapienter~~ Ds. SCHENK als Vorsitzender

Ds. NAHRATH

Ds. WÖLPL

Ds. als Beisitzer

für Recht erkannt:

Der Einspruch des Angeschuldigten gegen die Einstweilige Ver-
fügung des Gauleiters/AO vom 26.6.1942 wird zurückgewiesen.

1866

GRÜNDE:

GRÜNDE:

Der Angeeschuldigte, der seit seinem elften Lebensjahr in Italien ansässig ist, und dort am 1.7.1932 in die NSDAP aufgenommen wurde, ist durch die angefochtene einstweilige Verfügung aus der NSDAP ausgeschlossen worden, weil er trotz ablehnenden Bescheides der Leitung der AO eine ausländische Staatsangehörige geheiratet und es nicht einmal für nötig gehalten hat, seinen Ortsgruppenleiter von der erfolgten Eheschließung zu unterrichten.

In seinem Frist- und formgerechten eingelegten Einspruch bringt der Angeeschuldigte vor, er habe seine Braut, eine italienische Staatsangehörige, im März 1937 kennengelernt, als der Erlass des Gauleiters/AO über die Genehmigungspflicht der Eheschließung von Parteigenossen mit Ausländerinnen noch nicht vorlag. Er habe daher nach Erlass des Heiratsverbotes von seinem einmal gegebenen Eheversprechen nicht mehr zurücktreten können.

Mit dem Angeeschuldigten nicht gekört werden. Er hat im Jahre 1940 beim Leiter der AO Antrag auf Genehmigung der von ihm beabsichtigten Eheschließung mit der Italienerin Teresina Brunsdelli gestellt. Dieser Antrag ist mit Bescheid vom 11.7.1940 abgelehnt worden. Trotzdem hat der Angeeschuldigte die Italienerin geheiratet und sich nicht entbunden, in seiner Ehegattenbescheinigung gegen die einstweilige Verfügung auszuführen, er habe den Ablehnungsentscheid seinerzeit "nicht so wörtlich" genommen. Das Verhalten des Angeeschuldigten kann nur als eine grobe Disziplinlosigkeit und Pflichtverletzung angesehen werden. Als Angehöriger der NSDAP hatte er sich zu entscheiden, ob ihm seine Pflichten gegenüber der Bewegung oder ein einer Privatperson gelegenes Versprechen höher stand. Er hat sich gegen die Erfüllung seiner Parteipflichten entschieden und muss daher auch die Folgen tragen.

Es war somit, wie gesehen, zu erkennen.

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- 3 -

Gegen dieses Urteil steht dem Gauleiter wie dem Angeschuldigten das Recht der Beschwerde zum Obersten Parteigericht zu. Die Beschwerde wäre innerhalb einer Frist von 14 Tagen nach Zustellung dieses Urteils beim Schlichter der Landesgruppe der Auslands-Organisation der NSDAP in Italien einzureichen und innerhalb der gleichen Frist schriftlich zu begründen.

Geg. Schenk.

Geg. A. Wölpl.

Geg. Nahrath.

Ausgefertigt 26. Sept. 1942

Erz. am 26. Sept. 1942

v. N. Nahrath



Ausfertigung an: Gauleiter,

Angeschuldigter,

Abschrift an:

Personalamt,

Hauptstelle Wirtl.-Wesen,

Amt III

EDG/DAF/AG

Schlichter Italien,

IGI Italien.

1867

Der Oberste Ehren- und Disziplinärhof
der Deutschen Arbeitsfront

Dienststelle:
Ehren- und Disziplinärgericht

Gau: **Muskumsorganisations-**
Wahl-Milnersdorf
am **Stadtfeststr. 1-8a**

St. 3. 41 I/205/42 W/JV

(Helf. anzugeben)

(Entscheidung nach Lage der Akten)

In dem Verfahren gegen das **SAF-Mitglied Albert** / **1. 4. 1942**,
abermals am **23.7.1942** in **Duisburg**
residiert in **COHO/Italien, 10 via Fr. Anzani** **XXXXXX**
Mitglied der **NSDAP** (ausgeschl.) Nr. **213. 101** **1. 5. 1936**

hat der Vorsitzende der Kammer **I** des Ehren- und Disziplinärgerichtes **Stau**
Wahl-Milnersdorf , Da **1. 4. 1942**

am **16. 4. 1943**

für Recht erkannt:

Der **VG. FRANKEN** ist schuldig eines Verstoßes gegen **§ 2,**
abs. 1 der Ehren- und Disziplinärordnung der Deutschen
Arbeitsfront. - Ihm wird die Sühnung, ein Amt der Deut-
schen Arbeitsfront zu bekleiden, für dauernd aberkannt.

Gründe:

Der Beschuldigte war durch einstweilige Verfügung des
Gauleiters der Auslands-Organisation der NSDAP vom **16.6.1942**
wegen Zuwiderhandlung gegen die Parteidisziplin aus den Reihen
der NSDAP, der er seit **1.7.1932** angehörte, ausgeschlossen wor-
den. Ein hiergegen erhobener Einspruch des Beschuldigten ist
durch Urteil des Gaugerichts der **NSDAP** vom **8.9.1942** zurück-
gewiesen worden; das Urteil hat am **6.4.1943** Rechtskraft er-
langt. - Wie den parteigerichtlichen Entscheidungsgründen zu
entnehmen ist, hat der Beschuldigte entgegen einer ihm aus-
drücklich von der Leitung der Auslands-Organisation der NSDAP
versagten Utheschließungs-Genehmigung eine italienische Staats-
angehörige geheiratet und nachträglich geltend gemacht, er
habe den Ablehnungsentscheid "nicht so wörtlich" genommen (1). -
Hinsichtlich des Sachverhalts im einzelnen wird auf das ange-
zogene parteigerichtliche Erkenntnis in vollen Umlage Bezug
genommen.

Ehren- und Disziplinargericht
Gau: **Auslandsorganisationen**
Bl.-Mitarbeiter
Verfahren: 1-2
Alt. 3: 41 I/205/42 L/V

(Vor ansetzen)



Entscheidung nach Lage der Akten

In dem Verfahren gegen das NSDAP-Mitglied Albert K. K. K.,
geboren am 23.7.1912 in Duisburg
wohnhaft in Rom/Italien, 16 via Fr. Anzani
Mitglied der NSDAP (ausgeschl.) Nr. 228. 1. 6. 1936
hat der Vorsitzende der Kammer I des Ehren- und Disziplinargerichtes (Gau)
Auslandsorganisationen, Dr. J. O. R. d. a. n.
am 16. 4. 1943
für Recht erkannt:

Der VG. FRANKEN ist schuldig eines Verstoßes gegen § 2,
Abs. 1 der Ehren- und Disziplinarordnung der Deutschen
Arbeitsfront. - Ihm wird die Eignung, ein Amt der Deut-
schen Arbeitsfront zu bekleiden, für dauernd aberkannt.

Gründe:

Der beschuldigte war durch einstweilige Verfügung des
Gauleiters der Auslands-Organisation der NSDAP vom 16.6.1942
wegen Zuwiderhandlung gegen die Parteidisziplin aus den Reihen
der NSDAP, der er seit 1.7.1932 angehörte, ausgeschlossen wor-
den. Ein hiergegen erhobener Einspruch des Beschuldigten ist
durch Urteil des Gaugerichtes der NSDAP vom 8.9.1942 zurück-
gewiesen worden; das Urteil hat am 6.4.1943 Rechtskraft er-
langt. - Wie den parteigerichtlichen Entscheidungsgründen zu
entnehmen ist, hat der Beschuldigte entgegen einer ihm aus-
drücklich von der Leitung der Auslands-Organisation der NSDAP
versagten Umschließungs-Genehmigung eine italienische Staats-
angehörige geheiratet und nachträglich geltend gemacht, er
habe den Ablehnungsentscheid "nicht so wörtlich" genommen (1). -
Hinsichtlich des Sachverhalts im einzelnen wird auf das ange-
zogene parteigerichtliche Erkenntnis in voller Umlage Bezug
genommen.

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Das im Parteigerichtsverfahren festgestellte pflichtwidrige Verhalten des Beschuldigten, das zu seinem Ausschluss aus den Reihen der NSDAP geführt hat, stellt zugleich einen disziplinwidrigen Verstoß dar im Sinne des § 2, Abs. 1 der Ehren- und Disziplinarordnung der Deutschen Arbeitsfront, sodass der Beschuldigte als DAF-Mitglied auch vom erkennenden Gericht zur Verantwortung zu ziehen war.

Bei der Strafzumessung hat das Ehren- und Disziplinargericht zu Gunsten des Beschuldigten, der auch geglaubt hat, von seinem gegenebenen Eheversprechen nicht mehr zurücktreten zu können, dem Umstande Rechnung getragen, dass keine ehrenrührige Verfehlung ihm zur Last liegt, vielmehr ein disziplinärer Tatbestand gegeben ist. Das erkennende Gericht hat deshalb von der Verhängung einer schweren, insbesondere Ehrmindernden Strafe abgesehen, umso mehr als der Beschuldigte durch seinen Parteinausschluss bereits empfindlich getroffen worden ist. Andererseits war jedoch nach dem von ihm als Parteigenosse gezeigten Verhalten davon auszugehen, dass er hinsichtlich seiner Zuverlässigkeit und disziplinierter Haltung keinesfalls mehr die Voraussetzungen erfüllt, die an einen Amtsträger der Deutschen Arbeitsfront gestellt werden müssen, und dass ihm das in einem Arbeitsfront für dessen verantwortungsvolle Aufgaben zu setzende Vertrauen nicht mehr entgegengebracht werden kann. Es war deshalb erforderlich, dem Beschuldigten in Ansehung der festgestellten Verletzung der Parteidisziplin die Mignung zur Bekleidung von Ämtern der Deutschen Arbeitsfront abzusprechen. Der hierfür erkannte Arbeitsfront musste mit Rücksicht auf die bindende Vorschrift des § 25, Abs. 5 der Ehren- und Disziplinarordnung der Deutschen Arbeitsfront ein dauerndes sein, weil der Ausschluss aus der Partei die dauernde Unfähigkeit zur Bekleidung von Parteiamtern in sich schließt.

Es war daher, wie geschehen, zu erkennen.

Da der Sachverhalt im Parteigerichtsverfahren erschöpfend geklärt worden ist, konnte gemäß § 55 der verfahrensordnung zur Ehren- und Disziplinarordnung der DAF nach Lage der Akten entschieden werden.

Der Vorsitzende der Kammer I

gez. Jordan



Zus gefertigt

Elz-Wilmersheim 17 April 1943 193

J. C. Wils

Stellvertreter der Kammer

1861

TRADUZIONE

S E N T E N Z A

nella procedura del Partito contro ALBERTO FRANKEN in Como (Italia) numero 1094274 , nato il 23 luglio 1912 a Dinsburg il giudizio del gruppo della Organizzazione all'Estero il 17/8/1942 all'accettata protesta dell'inculpato del 30/7/1942, contro la provvisoria disposizione del Gauleiter del 26/6/42 , nella seduta dell'8/9/1942 con la cooperazione dei giudici Schenk, come presidente, Mahrath , Wölfl ha riconosciuto per giustizia :

la protesta dell'inculpato contro la provvisoria disposizione del Gauleiter/AO del 26/6/1942 viene respinta.

MOTIVO:

L'inculpato, che dall'età di undici anni è domiciliato in Italia , è là il primo luglio 1932 venne iscritto nella NSDAP , è stato espulso dalla NSDAP per disposizione provvisoria, perchè egli nonostante la risposta negativa della direzione della AO , ha sposato una cittadina straniera e non una volta ha ritenuto necessario d'informare il Capo del gruppo locale dell'avvenuto matrimonio. L'inculpato nella sua formale protesta, dice che ha conosciuto la sua fidanzata, come cittadina italiana, nel marzo del 1937 quando non era ancora avvenuto l'ordine del Gauleiter /AO sul dovere delle unioni con stranieri, degli appartenenti al Partito.

Egli dopo l'ordine della proibizione del matrimonio non ha potuto più rititare la sua parola data.

Per questo l'inculpato non può venire ascoltato.

Egli nell'anno 1940 ha presentato presso il capo della AO domanda di consenso di matrimonio con l'italiana Teresina Brusadelli . Questa domanda venne rifiutata con l'ordine dell'11/7/1940 . Nonostante questo l'inculpato ha sposato l'italiana ed ha osato nella sua protesta scritta di andare contro la disposizione provvisoria : egli non ha preso a suo tempo alla lettera "l'ordine del rifiuto."

Il contegno dell'inculpato può solo essere considerato come una forte mancanza di disciplina e di violazione del dovere . Come appartenente della NSDAP doveva decidere se a lui stava più a cuore il suo dovere

1869

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nella procedura del Partito contro ALBERTO FRANKEN in Como (Italia) numero 1094274 ,nato il 23 luglio 1912 a Dinsburg il giudizio del gruppo della Organizzazione all'Estero il 17/8/1942 all'accettata protesta dell'incolpato del 30/7/1942,contro la provvisoria disposizione del Gauleiter del 26/6/42 , nella seduta dell'8/9/1942 con la cooperazione dei giudici Schenk,come presidente, Nahrath , Wölpl ha riconosciuto per giustizia :

la protesta dell'incolpato contro la provvisoria disposizione del Gauleiter/AO del 26/6/1942 viene respinta.

MOTIVO:

L'incolpato, che dall'età di undici anni è domiciliato in Italia , è già il primo luglio 1932 venne iscritto nella NSDAP , è stato espulso dalla NSDAP per disposizione provvisoria, perchè egli nonostante la risposta negativa della direzione della AO ,ha sposato una cittadina straniera e non una volta ha ritenuto necessario d'informare il Capo del gruppo locale dell'avvenuto matrimonio. L'incolpato nella sua formale protesta, dice che ha conosciuto la sua fidanzata,come cittadina italiana, nel marzo del 1937 quando non era ancora avvenuto l'ordine del Gauleiter /AO sul dovere delle unioni con stranieri,degli appartenenti al Partito.

Egli dopo l'ordine della proibizione del matrimonio non ha potuto più rititare la sua parola data.

Per questo l'incolpato non può venire ascoltato.

Egli nell'anno 1940 ha presentato presso il capo della AO domanda di consenso di matrimonio con l'italiana Teresina Brusadelli .Questa domanda venne rifiutata con l'ordine dell'11/7/1940 . Nonostante questo l'incolpato ha sposato l'italiana ed ha osato nella sua protesta scritta di andare contro la disposizione provvisoria ; egli non ha preso a suo tempo alla lettera l'ordine del rifiuto.

Il contegno dell'incolpato può solo essere considerato come una forte mancanza di disciplina e di violazione del dovere . Come appartenente della NSDAP doveva decidere se a lui stava più a cuore il suo dovere di fronte al Movimento o una promessa data ad una persona privata.

Egli si è portato contro l'adempimento del suo dovere di servizio al

1143

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Partito e deve subire perciò le conseguenze.
Era perciò, da prevedere quanto è accaduto .
Contro questa sentenza, sopra al Gauleiter ed all'incolpato, il diritto di lagnanza sta all'alto giudizio del Partito. La lagnanza sarebbe da presentare entro un termine di 14 giorni dopo la consegna di questa sentenza presso l'aggiustatore del gruppo locale dell'organizzazione all'estero della NSDAP in Italia ed entro lo stesso termine da mettere per iscritto.

PW/PB - MTOUSA
NO RECORD
Date _____

TRADUZIONE

DECISIONE PER LA GIACENZA DEGLI ATTI

nel giudizio contro ALBERT FRANKEN, nato il 23/7/1912 a Dinsburg residente in Como/Italia 16 Via Fr. Anzani, appartenente al partito all'estero NSDAP

Jordan, il Capo della Camera N.1 del Gruppo del Giudizio Disciplinare e dell'Onore (Organizzazione all'estero) il 16/4/1943,

ha riconosciuto per giustizia:

il Franken è colpevole di una mancanza contro il paragrafo 2 abs/1, dell'ordine disciplinare dell'onore del fronte del lavoro tedesco, a lui viene rifiutato per una certa durata, la possibilità di ricoprire una carica nel fronte del lavoro tedesco.

MOTIVO:

L'incolpato venne espulso per contravvenzione alla disciplina dell'partito della schiera del NSDAP alla quale già apparteneva dal 1/7/1932, per una provvisoria disposizione del Gauleiter dell'organizzazione all'estero del NSDAP del 16/5/1942.

Una protesta dell'incolpato è stata respinta per sentenza del Giudizio del Gruppo della AO/ NSDAP dell'8/9/1942. La sentenza va in vigore col 6/4/1943. Come è da desumere dal motivo di decisione del partito, l'incolpato ha sposato una cittadina italiana ed ha dato regolare corso al matrimonio, contro il divieto a lui dato dell'ordinanza dell'organizzazione all'estero del NSDAP di proibizione di matrimonio; "egli non ha preso alla lettera l'ordine del rifiuto" (!).

Riguardo alle circostanze del fatto ci si riferisce al giudizio preso in pieno dal partito. Secondo il giudizio del partito la condotta dell'incolpato, che ha provocato la sua espulsione dai ranghi della NSDAP, presenta una mancanza disciplinare in base al paragrafo A Abs/1 dell'ordine di disciplina e dell'onore del fronte del lavoro tedesco, così come da giudizio riconosciuto, l'incolpato si rende responsabile ¹⁸⁵⁴ per il fatto. A proporzione della pena il giudizio dell'onore e della Disciplina rispetto all'incolpato, che ^{ha creduto} anche di non poter più ritirare la parola data, ha dato peso alla circostanza che lui non ha riconosciuto nessuna mancanza all'onore; molto più è data una relativa punizione disciplinare.

Albert Frankén, nato il 23/7/1912 a Dinsburg
residente in Como/Italia 16 Via Fr. Anzani, appartenente al partito
all'estero NSDAP

Jordan, il Capo della Camera N.1 del Gruppo del Giudizio Disciplinare
e dell'Onore (Organizzazione all'estero) il 16/4/1943,

ha riconosciuto per giustizia:

il Frankén è colpevole di una mancanza contro il paragrafo 2 abs/1,
dell'ordine disciplinare dell'onore del fronte del lavoro tedesco, a lui
viene rifiutato per una certa durata, la possibilità di ricoprire una
carica nel fronte del lavoro tedesco.

MOTIVO:

L'incolpato venne espulso per contravvenzione alla disciplina dell'par=
tito della schiera del NSDAP alla quale già apparteneva dal 1/7/1932,
per una provvisoria disposizione del Gauleiter dell'organizzazione al=
l'estero del NSDAP del 16/5/1942.

Una protesta dell'incolpato è stata respinta per sentenza del Giudizio
del Gruppo della AO/ NSDAP dell'8/3/1942. La sentenza va in vigore
col 6/4/1943. Come è da desumere dal motivo di decisione del partito,
l'incolpato ha sposato una cittadina italiana ed ha dato regolare corso
al matrimonio, contro il divieto a lui dato dell'ordinanza dell'organiz=
zazione all'estero del NSDAP di proibizione di matrimonio; "egli non ha
preso alla lettera l'ordine del rifiuto" (!).

Riguardo alle circostanze del fatto ci si riferisce al giudizio preso in
pieno dal partito. Secondo il giudizio del partito la condotta dell'in=
colpato, che ha provocato la sua espulsione dai ranghi della NSDAP, pre=
senta una mancanza disciplinare in base al paragrafo A Abs/1 dell'ordine
di disciplina e dell'onore del fronte del lavoro tedesco, così come da
giudizio riconosciuto, l'incolpato si rende responsabile qu~~1859~~critto.

A proporzione della pena il giudizio dell'onore e della Disciplina rispetto
all'incolpato, che ^{ha creduto} di non poter più ritirare la parola data, ha
dato peso alla circostanza che lui non ha riconosciuto nessuna mancanza
all'onore; molto più è data una relativa punizione disciplinare.

Il giudizio pertanto ha fatto astrazione dell'inflazione di una grave pena
tanto più che l'incolpato è stato sensibilmente punito con la sua espulsio=
ne dal Partito.

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D'altra parte egli stesso doveva uscire per una condotta dimostrata da membro del Partito poiché egli riguardo a fiducia e a condotta disciplinata non soddisfa in nessun caso più le presupposizioni che si richiedono ad un socio del fronte del lavoro tedesco poiché a lui il fatto si può presentare per esercizi pieni di giustificazione in cambio di vera fiducia.

Era pertanto necessario, riguardo alla presentata violazione della disciplina del Partito, di negare all'incolpato il prestarsi all'amministrazione degli uffici del fronte tedesco del lavoro.

Per questo il previsto periodo di divieto dovette essere permanente in considerazione dell'obbligatoria disposizione del paragrafo 25 abs.5 dell'ordine dell'onore e della disciplina del fronte del lavoro tedesco, perché l'espulsione dal Partito porta con sé la permanente incapacità di amministrazione degli uffici del Partito.

Era perciò, come accaduto, da prevedersi.

Poiché lo stato della cosa è stato chiarito esaurientemente nella procedura del Giudizio del Partito, conforme al paragrafo 55 dell'ordine della procedura dell'ordine e della disciplina della DAF, potrà essere determinata la giacenza degli atti.

Il presidente della Camera I

Jordan

PH/12 - MTOUSA
NO RECORD
Date

disciplinata non soddisfa in nessun caso più le presupposizioni che si richiedono ad un socio del fronte del lavoro tedesco poichè a lui il fatto si può presentare per esercizi pieni di giustificazione in cambio di vera fiducia.

Era pertanto necessario, riguardo alla presentata violazione della disciplina del Partito, di negare all'inculpato il prestarsi all'amministrazione degli uffici del fronte tedesco del lavoro.

Per questo il previsto periodo di divieto dovette essere permanente in considerazione dell'obbligatoria disposizione del paragrafo 25 abs.5 dell'ordine dell'onore e della disciplina del fronte del lavoro tedesco, perchè l'espulsione dal Partito porta con sé la permanente incapacità di amministrazione degli uffici del Partito.

Era perciò, come accaduto, da prevedersi.

Poichè lo stato della cosa è stato chiarito esaurientemente nella procedura del Giudizio del Partito, conforme al paragrafo 55 dell'ordine della procedura dell'ordine e della disciplina della DAP, potè essere determinata la giacenza degli atti.

Il presidente della Camera I

Jordan

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

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Maggio 15, 1945

Il signor Franken Alberto, abitante ad ^{Civina} Asse, è regolarmente venuto a notificarsi da noi e rimane sotto il nostro controllo.

H.T. Ellison

H.T. Ellison

G.I.C. Villa Tommasi

Cernobbio

1858

27

26 September 1945

TO : G-5 Section, Allied Force Headquarters

26

76

9654-ARKEN

Officer-in-Charge
Liaison Division

1 - Copy of Personal Representative's ltr of 25 Sep
2 - " " Vatican Note 102891/SA, plus attachments

1857

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

785017

THE PERSONAL REPRESENTATIVE OF THE
PRESIDENT OF THE UNITED STATES OF AMERICA
TO HIS HOLINESS THE POPE
2, via Boncompagni, Rome.

September 25, 1945.

Dear Captain Neuburg:

Enclosed is a copy of Vatican Note No. 102891/SA dated
September 22, 1945 with its original accompaniments, concerning
one Carlo Franken who is detained as a German prisoner of war.

Would you kindly indicate the nature of the reply which
may be made to the Holy See in this matter.

Sincerely yours,


Franklin C. Gowen

Assistant to the Honorable Myron C. Taylor

Enclosure:

Copy of Note, with
original accompaniments

Captain W. B. Neuburg,
Liaison Division,
Headquarters Allied Commission,
Rome.

128
9

1855

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785017

September 22, 1945.

American Mission
to the Holy See
SEP 24 1945
Rome

102091/3A

At the request of the Most Reverend Bishop of Como, the Secretariat of State of His Holiness takes the liberty to transmit to the Assistant to the Personal Representative of the President of the United States to His Holiness the enclosed petition and related documents dealing with the case of Carlo Franken, who is now detained by the Allied Forces as a German prisoner of war. Mr. Franken would request a review of his status and his release not to Germany but to Como, Italy, where he and his family have made their home since 1924. Any assistance which the Assistant to the Personal Representative of the President may be in a position to offer in this matter will be greatly appreciated.

1854

Mr. Harold H. Tittmann
Assistant to the Personal Representative
of the President of the United States

102091/3A

At the request of the Most Reverend Bishop of Como, the Secretariat of State of His Holiness takes the liberty to transmit to the Assistant to the Personal Representative of the President of the United States to His Holiness the enclosed petition and related documents dealing with the case of Carlo Franken, who is now detained by the Allied Forces as a German prisoner of war. Mr. Franken would request a review of his status and his release not to Germany but to Como, Italy, where he and his family have made their home since 1924. Any assistance which the Assistant to the Personal Representative of the President may be in a position to offer in this matter will be greatly appreciated.

1854

Mr. Harold H. Tittmann
Assistant to the Personal Representative
of the President of the United States
to His Holiness

Enclosures 7.

-C-O-P-I-A

u r g e n t

MINISTERO DEGLI AFFARI ESTERI

6/1205/539

MEMORANDUM FOR THE ALLIED COMMISSION

SUBJECT :Release of German PW's in Italy.

1. Reference is made to the Allied Commission's notes no.687/15/EC, dated 18 February, and 687/28/EC, of 4 March 1946.

2. In the matter of the above mentioned subject the Ministry for Foreign Affairs beg to state:

a) It is the Italian Government's firm standing that all German Prisoners of-war now in Italy be repatriated to Germany and it is trusted that appropriate measures to implement and expedite such repatriation be put into effect by the proper Allied Military Authorities. Such Italian viewpoint is also motivated by reasons connected with public order and the country's very difficult food situation. Furthermore it may be noted that at present Italy is giving Hospitality to too many foreigners and that - with very few exceptions - measures for the repatriation of Germans have been taken in all countries.

b) The Italian Government is willing however to entertain single applications for the release in Italy of some German Prisoners-of-war providing each application is submitted to the Ministry for Foreign Affairs by the Allied Commission and bears the statement that the possible release is recommended by and in the interest of an Allied Authority. All pertinent facts and information must be supplied with the application and it is to be understood that, for reasons outlined in paragraph 3 below, no early reply may be expected from the Italian Government.

c) Should each applicant's time for repatriation to Germany come before a reply is given, the fact that the Italian Government has not communicated its decision should under no circumstances cause a delay of the applicant's return to his country of origin. In such case the German PW concerned may be instructed to make a new application - through normal channels-once his release in Germany is effected.

3) The Ministry for Foreign Affairs, while on the subject, wish to point out that in view of the delicate nature of the question, every application, as under para 2 comma (b) above, has to be thoroughly processed and each individual case must be separately checked, investigated and screened: a matter involving a large amount of work and taking up considerable time before a final decision can be reached.

see 46

original sent to
G.H.Q. - C.M.P. for a Branch

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

785017

4. The Ministry for Foreign Affairs has not failed to submit to the proper Allied Authorities the eight applications contained in note 243/EC (L) dated 23 November 1945. They have learned that additional applications have reached the Italian Government through different channels other than this Ministry (in this connection it is pointed out that it would be preferable that all correspondence on this subject be addressed only to the Ministry for Foreign Affairs). However the processing of such applications has not been completed thus far and a reply will be forwarded to the Allied Commission as soon as it becomes available to this Ministry.

Rome, March 11th, 1946

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

VLO/eb

Ref: 687/28/33

4 March 1946

SUBJECT: Applications for release in Italy of German PW's.

TO : Italian Ministry of Foreign Affairs.

From November 2, 1945 to January 19, 1946 seventeen applications were submitted by German PW's thru G.H.Q. - C.M.F. to the Italian Government requesting approval for their release in Italy. To date conclusive action has not been received on the a/m seventeen applications either individually or wholly i.e. by an all covering policy.

In view of the fact that it is the intention of the G.H.Q. to repatriate to Germany during the next few months all the PW's now in Camps in the Reich, the majority of a/m applicants for release in Italy will be caught up in this repatriation scheme and therefore their chance of release in Italy, should the Italian Government be prepared to accept them, might be lost.

If replies to the seventeen cases already submitted are not forthcoming due to the fact that the Italian Government may be unwilling to accept these German prisoners' release in Italy at present, then the Italian Government should so inform.

If this is the case, the applicants will be so informed, repatriated to Germany and instructed to make fresh applications at a later date thru normal Consular channels.

It is again reminded that our most recent letter 687/15/33 of 18 February 1946 on the same subject still remains unanswered.

May the above be treated as extremely urgent.

VICTOR L. ODDI

capt.
Brigadier
Executive Commissioner

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See 24

seen by CSO
6/3/88

PA
7/3/88

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

785017

22

VIA/cb

Ref: 687/26/20

20 February 1946

SUBJECT: German POW release in Italy

TO : Italian Ministry of Foreign Affairs

18 21 17
1. Reference your Ministry's memoranda 6/497/167 of 29/1/1946 and 6/497/169 of 29/1/1946.

2. On their reply to your above memoranda Headquarters MFOUSA points out the fact that any application for release of German POWs in Italy is always referred to the Allied Commission for submission to the Italian Government for approval.

3. Therefore, since approval of the Italian Government is an essential prerequisite of any application prior to its consideration by Allied Headquarters, the entire responsibility of acceptance or rejection of the applicant lies totally with the Italian Government.

VICTOR L. ODDI

Brigadier
Executive Commissioner

18/6

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

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1st Ind to Ltr, HQ AFCE, Office of the Executive Commissioner, Liaison
Division, APO 394, dtd 6 Feb 46, subj: German POW releases in Italy.

AG 383.6/002 A-0

1st Ind.

FEB 16 1946

LAISON

HEADQUARTERS AFCE, APO 394, 14 February 1946

20.

TO: Chief Commissioner, Allied Commission, APO 394

1. Paragraph number 2 of the letter referred to in basic
communication states that this Headquarters will forward such appli-
cations to the Allied Commission for submission to the Italian Govern-
ment for their approval.

2. This procedure will be followed.

BY COMMAND OF ASSISTANT GENERAL LEE:

E A Barnum
E. A. BARNUM
Lt. Colonel, AGC
Asst Adjutant General

2 Encls:
a/c

see 22

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

785017

19

HEADQUARTERS ALLIED COMMISSION

Office of the Executive Commissioner

LIAISON DIVISION

APO 394

VLO/mef

Ref:

5 February 1946

SUBJECT: German POW releases in Italy

TO : Commanding Officer, Headquarters
MTOUSA, A.P.O. 512
(Attn: Adjutant General)

1. Reference your letter AG 385.6/056 P.M.G. of Sept. 30, 1945 re Release of German P/W and SEP in Italy.
2. The Italian Ministry of Foreign Affairs wishes to point out that "the establishing proof of Prisoner's Italian domicile or Italian nationality prior to the war" does not in itself appear sufficient to warrant the actual release of German P.O.W. in Italy, as per policy indicated by your above referred letter. Thus the Ministry kindly wishes to point out to MTOUSA the following fact that such a policy would create the possibility of manipulation when applied to the residents of the provinces of Trento and Bolzano, and especially in the Alto Adige sector (for details see the two attached memoranda from the Italian Ministry of Foreign Affairs).
3. It is kindly requested by the Italian Ministry of Foreign Affairs that a confirmation of the fact that the point in question is ~~not~~ clearly understood and that the Italian government's approval of the German prisoners' release in Italy be made an explicit requisite for such a release.

OK 1848/MFA

687
28
VIA/maf

Ref: 9002/65/30

6 February 1946

SUBJECT: German POW releases in Italy

TO : Commanding Officer, Headquarters AFMUSA,
APO 512
(Attn: Adjutant General)

423/2000000000

1. Reference your letter AG 383.6/056 PIG of Sept 30, 1945 re Release of German P/W and RHP in Italy.

2. The Italian Ministry of Foreign Affairs wishes to point out that "the establishing proof of Prisoner's Italian domicile or Italian nationality prior to the war" does not in itself appear sufficient to warrant the actual release of German P.O.W. in Italy, as per policy indicated by your above referred letter. Thus the Ministry kindly wishes to point out to AFMUSA the following fact that such a policy would create the possibility of manipulation when applied to the residents of the provinces of Trento and Bolzano, and especially in the Alto Adige sector (for details see the two attached memoranda from the Italian Ministry of Foreign Affairs).

3. It is kindly requested by the Italian Ministry of Foreign Affairs that a confirmation of the fact that the point in question is clearly understood and that the Italian government's approval of the German prisoners' release in Italy be made an explicit requisite for such a release.

17018
VICTOR L. ODDI

Brigadier
Executive Commissioner

Enclat: IMFA Memo No. 6/427/169 of 29 Jan. 46
IMFA Memo No. 6/483/167 of 29 Jan 46

See

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687 FY
6/1197/169
DUPLICATE

confidential

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see 18

MEMORANDUM FOR THE ALLIED COMMISSION

Subject: Proof of Italian citizenship for the inhabitants of Alto Adige

Ref.: This Ministry's memo 6/483/167 of 29/1/1946-

1. It has been reported that the "Volks-partei" in Alto Adige takes care of promoting the liberation of the Alto Atesini Prisoners of War still in the hands of the Allies. Families of the p.o.w. are urged to attach to the application for the release of their kins a certificate of Italian citizenship "possibly without the mention of the options".

2. On this subject the Ministry for Foreign Affairs wish to draw the earnest attention of the competent Allied Authorities to the fact that evidence of Italian citizenship, before 1940 for persons from Alto Adige, does not conclusively prove that same are still Italian citizens. Therefore a certificate of the kind of those mentioned above must always be joined by a document showing that the party concerned did not choose to acquire the German citizenship under the option clause.

3. A confirmation by the Allied Commission
p.t.o.

see 26

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

785017

that the point in question is clearly understood, will be greatly appreciated. A

Rome, January 29th, 1946



Spazio del Ricevente

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687/18
DUPLICATE
6/485/167

MEMORANDUM FOR THE ALLIED COMMISSION

Subject: Request release of Prisoners of War.

1. Due note has been taken of the instructions concerning the requests for release of Prisoners of War, contained in the circular letter of the Liaison Division, reference: 243/EC(L) of the 21st December 1945.

2. With regard to the documents described in paragraph (2), the Italian Ministry for Foreign Affairs deem it necessary to point out that the mere letter "establishing proof of the Prisoners Italian Domicile or Italian Nationality prior to the war" does not by itself appear sufficient to warrant the actual release of German P.O.W. in Italy.

3. It is in fact reasonable to presume that the greater majority, if not the totality, of the former residents of the provinces of Trento and Bolzano who were serving in the German Army had, subsequent to the Italo-German agreements of 1939, opted in favour of the acquisition of German citizenship and their transfer to the Reich. There is also every reason to presume that the former had in the meantime actually obtained the German naturalisation, therefore definitely loosing Italian citizenship.

4. Under the circumstances it would appear desirable that the Italian Government's approval of the German Prisoners' release in Italy should be made an explicit and not merely an

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

6/482/167

MEMORANDUM FOR THE ALLIED COMMISSION

Subject: Request release of Prisoners of War.

1. Due note has been taken of the instructions concerning the requests for release of Prisoners of War, contained in the circular letter of the Liaison Division, reference: 243/EC(L) of the 21st December 1945.

2. With regard to the documents described in paragraph (2), the Italian Ministry for Foreign Affairs deem it necessary to point out that the mere letter "establishing proof of the Prisoners Italian Domicile or Italian Nationality prior to the War" does not by itself appear sufficient to warrant the actual release of German P.O.W. in Italy.

3. It is in fact reasonable to presume that the greater majority, if not the totality, of the former residents of the provinces of Trento and Bolzano who were serving in the German Army had, subsequent to the Italo-German agreements of 1939, opted in favour of the acquisition of German citizenship and their transfer to the Reich. There is also every reason to presume that the former had in the meantime actually obtained the German naturalisation, therefore definitely loosing Italian citizenship.

4. Under the circumstances it would appear desirable that the Italian Government's approval of the German Prisoners' release in Italy should be made an explicit and not merely an alternative requisite conditions for the release in question.

Rome January 29th 1946

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

785017

16

VIA/haf

Ref: 687/16/20

18 February 1946

SUBJECT: Application for release in Italy - German PW

TO : CHQ, GMP
Attn: A2 Branch

114

Reference your 3512/7/42 letter dated 9 February 1946.

Your letter has been forwarded for consideration to the Italian Ministry of Foreign Affairs.

Their reply will be forwarded immediately upon receipt.

Brigadier
Executive Commissioner

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

785017

VLC/inf

Ref: 667/15/92

18 February 1946

SUBJECT: Application for Release in Italy - German P.W.'s

TO : Italian Ministry of Foreign Affairs

References:

Attached letter GMR, GMP 3312/7/A2, 9 Feb. '46.
Previous letters fr. the Liaison Division, as follows:

243/30(L), 23 Nov. '45, subject: Release of German Prisoners
of war.
667/5/ED(L), 6 Feb. '46, subject: PW 241300 Thiele Kurt,
application for release in Italy.

1. At various times this office has forwarded applications received from GMR, GMP for release in Italy of certain German P.W.'s. To date this office has received neither a reply to the individual requests nor a final policy from the Italian Government on this matter.

2. In view of the urgency indicated in the attached letter it will be greatly appreciated if an immediate reply can be forwarded to the queries raised therein.

VICTOR L. ODDI

Brigadier
Executive Commissioner

Encl: GMR, GMP 3312/7/A 2 of 9 Feb. 46

See Folio 28

1849

9/

COPY

3598

CONFIDENTIALSUBJECT : Application for Release in Italy - German PW.

URGENT

Headquarters,
Allied Commission.GHQ CMF3312/7/A29 Feb 46

FEB 15 1946

1. Numerous applications by Screened German PW for release in Italy have been forwarded by this GHQ to your Headquarters under the following references for onward transmission to the Italian Government.

3312/7/A2 dated 2 Nov	3312/7/A2 dated 1 Dec
" " 5 Nov	" " 10 Dec
" " 5 Nov	" " 15 Dec
" " 5 Nov	" " 21 Dec
" " 8 Nov	" " 27 Dec
" " 8 Nov	" " 17 Jan
" " 20 Nov	" " 17 Jan
" " 22 Nov	" " 19 Jan
" " 22 Nov	

LIAISON DIV
ALCOM

2. No information has been forthcoming as to the progress or result of these applications. Could action be taken by you to obtain a decision from the Italian Government in the above-quoted cases.

3. It is the intention of this GHQ to repatriate to Germany during the next few months all the PW now in Camps in the Heel. The majority of above mentioned applicants for release in Italy will be caught up in this repatriation scheme and therefore their chance of release in Italy, should the Italian Government be prepared to accept them, might be lost.

4. In view of the conditions laid down in this GHQ letter 3151/1/A2 dated 22 Jan 46 regarding the hand-over to the Italian Government of Italian PW in Italy, it is expected that the Italian Government may be unwilling to accept these Germans in Italy at the present. If this is the case, the applicants will be so informed, repatriated to Germany and instructed to make fresh application at a later date through normal Consular channels.

5. Any information you can obtain and forward to this GHQ, will be appreciated.

Mallan Prisoner of War Sub-Commission
HQ AC APO 304 15 1946
Dispatched FEB 15 1946
2 No 164

Major General,
D.A.G.,

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VTO/maf

Ref: 687/13/23

13
15 February 1946

Dear Sir:

11, 12
The attached matter has been forwarded this office in error as it concerns the authorization of residence in Italy for an American, Theodore Rothstein, the attached correspondence is forwarded to the American Consulate for appropriate action.

If Theodore Rothstein cannot be contacted at their indicated address (via della Morteo 12A) it is kindly suggested that he be reached through the Adjutant General's Office, A.P.H.Q. APO 512, attn: Major Idnes.

VICTOR L. ODDI

Brigadier
Executive Commissioner

Encls: Memo no. 6/673/229 of 9 Feb 46 fr IMFA
ltr 6 Dec. 46 fr Theodore Rothstein

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Mr. Huddleston, Consul
American Consulate
Via Veneto
Rome

785017

C O P Y

MINISTERO DEGLI AFFARI ESTERI

6/673/229

MEMORANDUM FOR THE ALLIED COMMISSION

SUBJECT: Theodore Rothstein - Authorization to remain in Italy after demobilization.

1. Theodore Rothstein a First Lieutenant U.S. Army applied on December 6th 1945, to the Ministry for the Interior for permission to remain in Italy after demobilization as technical Manager of the "Alleanza Finanziaria" via della Mercede 12A, Roma.

2. A/m's permanence in Italy for 12 months after demobilization, is approved by the Italian Government for the purpose detailed under paragraph 1.

3. A copy of First Lieutenant Rothstein's application is enclosed herewith.

1 Encl.

Rome February 9th 1946

(seal)

*Informal sent to Hines Consulate
for 13*

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

785017

11

C O P Y

AL MINISTERO DEGLI INTERNI
Direzione Generale della P.S.

R O M A

Io sottoscritto tenente dell'esercito Americano, dovendo tra breve essere congedato in Italia, mi onoro chiedere a codesto Ministero di essere autorizzato a soggiornare nel Regno a scopo di lavoro, a smobilitazione avvenuta, essendo stato nominato Direttore Tecnico dell'Alleanza Finanziaria" con sede in Roma in via della Mercede 12-A

Allego la lettera di nomina.

Ringrazio molto

Roma 6/12/1945

P.to Theodore Rothstein

Philip Rothstein
Rose M. Rothstein
New York City N.Y.
March 5, 1940

*original sent to Bureau Archives to
see 13*

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10

7-9 refer

Sir

I found it impossible to contact you yesterday in regard to this matter, however it is nothing the Italian Government should be worried about.

It is an office to aid Officers & EM who wish to remain in Italy, to find jobs (War Dept only) after discharge from US Army. The history of this office may clarify your understanding of it. This business originated with attached MTOUSA letter when there was a shortage of trained military personnel in this theatre. At that time MTOUSA had more jobs than men to fill them and they opened an Office in Naples to place men in jobs. At the present time the situation has apparently been somewhat reversed inasmuch as there are now ~~app~~ somewhat more men than jobs. This is only an apparent situation inasmuch as the real difficulty lies in finding the jobs which they know exist. Consequently this office was opened as a branch of the Naples Office and its purpose is liaison between War Dept Employers (Rome Area) and applicants which publicity has created.

D. Bombacci to see

Simon R. 1835 PA 12
Maj. 9/2/46

Many Thanks

Bombacci's letter

687 41
CWP/wp 9
HEADQUARTERS
MEDITERRANEAN THEATER OF OPERATIONS
UNITED STATES ARMY
APO 512

AG 220.8/622 P-0

3 December 1945

SUBJECT: Discharge of Military Personnel to Accept War Department
Employment.

TO: All Concerned.

1. In view of the shortage of trained military personnel consequent to redeployment, it is desirable to employ a considerable number of discharged officers and soldiers in a civilian status. To accomplish this object there has been prepared the attached notice describing generally the terms of employment offered. Such notice will be given the widest possible publicity among members of the military service eligible or shortly to be eligible for discharge. Blank forms for application may be obtained from Civilian Personnel Offices of all major commands.

2. At the earliest possible date major commands will survey their headquarters and subordinate units and will determine, in the light of present conditions, what positions in their service can best be filled by American civilians. Such positions will then be reported for analysis to the Civilian Personnel Division, Adjutant General's Section, Headquarters, Southern District, Peninsular Base Section, APO 752. Commands will be notified of approved classifications.

3. Commands will, insofar as possible, fill their approved vacancies from applications submitted to them. Those positions not filled, and applications for whom no positions exist, will be transmitted to the office designated in paragraph 2, above. That office will attempt to match vacancies with applications, and will recommend hirings accordingly.

4. Commands will decide which applicant is best qualified for which position in their employ. However, no position will be created merely to employ a particular individual, and present suitability for the position rather than past grade or rank in the military service will determine qualifications.

5. American civilian employees will be employed and administered in accordance with current directives as set forth in Civilian Personnel Regulations, Headquarters MTOUSA. Each command is cautioned, however, to make sure that sufficient funds are allocated for the payment of such personnel before they are hired.

BY COMMAND OF LIEUTENANT GENERAL RIDGWAY:

1 Incl
NOTICE - Civilian Jobs in ITALY
for Discharged Soldiers
DISTRIBUTION: "2"

1834
C. W. CHRISTENSEN
Colonel, AGD
Adjutant General
see 10

Inclosure Number 1 to MPOUSA
ltr, AG 220.9/622 P-O, dtd
3 December 45

NOTICE

CIVILIAN JOBS IN ITALY FOR DISCHARGED SOLDIERS

1. The United States Army offers to employ in the Mediterranean Theater of Operations a considerable number of discharged military personnel as Civilian Employees. Employment is offered on the following terms:

a. Positions to be filled: Clerical positions, all types, and selected administrative and technical positions. Further information may be obtained from the office indicated below.

b. Nature of Positions: In accordance with Schedule A-1-7 of US Civil Service Rules, temporary and ungraded (but pay is same as for comparable classified positions).

c. Persons eligible to apply: All persons in the military service who under existing regulations are eligible for discharge.

d. Form of Applications: US Standard Form 57, which may be obtained from the office indicated below or from the headquarters of major commands. All applicants will fully state their work experience attained prior to military service. In the case of enlisted personnel particular care will be taken to describe duties and abilities involving responsibilities above those usually associated with enlisted grades.

e. Time of Making Application: As early as possible. Individuals cannot be hired as civilians until finally separated from the service, but earlier application, if accepted, will permit employment as a civilian directly upon separation.

f. Channels for Application: From the applicant to the Civilian Personnel Officer of the major command to which his unit is assigned. Accompanying it in memorandum form will be the applicant's sick record, assignment record, character and efficiency ratings, together with any additional comments which his immediate commanding officer may think appropriate.

g. Hirings: By the major commands, from the best qualified of the applicants whose applications are on file with them, and to the extent that position vacancies exist.

h. Salary: A basic rate per annum as specified for the position by the Federal Employees Pay Act of 1945, plus overseas allowance of 25% of basic pay, plus overtime. Salary is payable in 13 equal installments a year.

1833

i. Overtime: Payable for all time over 40 hours weekly (but not in excess of 8 hours per week) at the rate of time and one-half on the portion of any salary not exceeding \$2,980 per annum, and at lesser graduated rates on the portion of any salary above that figure.

Inclosure Number 1 to
MTOUSA 1tr, AG 220.8/622 P-O,
dtd 3 December 45 (Cont'd)

j. Length of Service: One year minimum unless the applicant is sooner released for the convenience of the Government.

k. Annual Leave: 26 days per year, granted during the year if employing service consents - if not, available at termination of employment.

l. Sick Leave: As required but not exceeding 15 days per year with pay.

Medical, dental and hospital care furnished by the Government without charge.

Workmen's compensation provided in accordance with US Employees Compensation Law.

m. Billets and Meals: Furnished by the Government in places designated by the Government, at cost to employees of \$13 per month for room by payroll deduction (or \$8 per month if two persons in room), and \$.75 per day for food, plus any mess service charge. These rates are subject to change.

n. Place of Work: At any point or points in the theater, and with any command, as the Government may designate.

o. Miscellaneous Facilities: Including PX, Post Theaters, rest camps, etc, will generally be open to civilian employees. Local rules may vary somewhat.

p. Transportation to the States: At termination of employment will be furnished by the Government as far as Port of Debarkation in the US (Travel allowance from Port of Debarkation to point of enlistment is provided at time of discharge). Travel to US will be free unless employee was discharged for cause or quit without consent of employing service before his term was up. In either such case he will pay for return trip himself.

q. No Contract: No contract is given to War Department civilian employees. The terms of employment given above summarize salient points of applicable regulations and directives, all of which are subject to change by the issuing authorities.

r. Publications: The following publications are applicable to employment in this theater: Federal Employees Pay Act of 1945, War Department Civilian Personnel Regulations and Circulars, and Civilian Personnel Regulations of Headquarters MTOUSA.

s. Further Information: Apply to Civilian Personnel Division, Adjutant General's Section, Headquarters, Southern District, Peninsular Base Section, APO 732.

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Policy

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e any need so
Veterans' Ad-

Accused ng Politics

Feb. 4 (UP)—
veterans organi-
Congress today of
with veterans' wel-
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Veterans Com-
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charged in its
state employment
ave "maintained a
tion to exert pres-
a to return USES
mediately."

donors, AVC said,
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in increasing their
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was strongly sup-
and taken by Pres-
recently when he
ropriations bill be-
returning USES to
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It Honored

N, Feb. 4 (INS)—
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ent Roosevelt me-
commemorating the

A Whale's No Fun en There's A War On

ON, Feb. 4 (AP)—
quantity of whales
of ducks, seagulls
were "war casual-
terior Department
d.

were said to have
the course of sub-
re. The sea birds
f oil on the surface
rates the feathers
em as waterproof
it means they sank.
of wildlife casual-
shed in the annual
the work done by
ies of the depart-

s touched on in the

department's report included:

Continental fish and wildlife
may well have been benefitted
by the fact that there was less
hunting and fishing during the
war; fighting on some of the Pa-
cific islands destroyed many nest-
ing grounds for sea birds and has
perhaps even extinguished two
species, the Laysan island rail
and the Laysan island finch; it
will take at least five years to
determine the extent of war
losses of offshore wildlife; the
war pulled a lot of men out of
the fish and wildlife service and
here is a good field for "returned
veterans seeking to establish
themselves in civilian life."

directly from civil life. The remain-
ing 7,000 were officers of the
Women's Army Corps, all of whom
rose from the ranks.

Rome Office Opened To Aid Job-Seekers

By A Staff Correspondent

ROME, Feb. 4—A new office,
designed to aid Army officers and
enlisted men in finding jobs with
the War Department here as
civilians, has been established in
the Rome Area Allied Command
building, it was announced today.

Army men eligible for discharge
or anticipating discharge soon may
receive assistance through the new
office in making out applications
and spotting the jobs that are
available in this theater. At pres-
ent there is a serious shortage of
clerk stenographers.

The office is located in room two
on the first floor of the RAAC
building in Piazza Venezia, Rome.
Capt. Domonic Rosa, administra-
tive assistant in civilian personnel,
in charge of the office, pointed out
that most available jobs in the
theater would start at slightly over
3,000 dollars a year. As civilians,
War Department employees here
would be given the privileges of
company grade officers.

Captain Rosa explained that ap-
plicants in this area must come to
his office first for the initial dis-
cussions on jobs, but the approval
of the applications would remain
with the particular section hiring
the individual.

Houses Authorized

WASHINGTON, Feb. 4 (UP)—
The Federal Public Housing Au-
thority approved today the assign-
ment of 4,587 temporary housing
units for veterans in 65 munic-
ipalities in nine mid-western states.

by the FBI.

75 More MTO Men Choose To 'Stay In'

CASERTA, Feb. 4—Reenlistments
in the MTO for the Regular Army
now total 5,109 men, MTOUSA
military procurement officials an-
nounced today. Of the 75 men re-
enlisting for the week ending Jan.
21, 53 will serve in MTO, 14 in ETO,
four in the Pacific area, three in
the Caribbean Defense Command,
and one in the Alaskan zone.

The 88th Infantry Division led
all major commands in the theater
by securing 28 of the reenlistmen-
The 7th Replacement Depot was
second with 15 and PBS (Main) with
third. Next were PBS (South) with
12, Naples Air Force General Depot
with three, AC Bulgaria with two,
and the Rome Area Command with
one man.

SICK SOLDIERS' STATUS

CASERTA, Feb. 4—Enlisted men
who desire to reenlist in the Regular
Army but were hospitalized on
Jan. 3, may reenlist in grade,
MTOUSA Military procurement of-
ficials announced today. Evidence
must be shown that the individual
was hospitalized on Jan. 3, and re-
enlistment made within 20 days
after he returned to duty status.

Mission In Europe To Buy U. S. Surplus

PARIS, Feb. 4 (UP)—The Office
of the Foreign Liquidation Commis-
sion announced today that a pur-
chasing mission, representing 68
U. S. service and religious groups,
has arrived in Paris on the first
leg of a tour to buy American sur-
plus property for the European re-
lief program.

Earl Martin, of the American
Council of Voluntary Agencies for
Foreign Service, said his group
hopes to make purchases here.
France will get the biggest share
of the surplus in this area, but Bel-
gium, The Netherlands, Czecho-
slovakia, Greece, Poland, Italy, and
the Near East will also benefit.

'Woman Of The Year'

WASHINGTON, Feb. 4 (AP)—
The Women's National Press Club
has named Dr. Lise Leitner, Swed-
ish physicist, whose experiments
led to the development of atomic
energy, as "woman of the year."
She is expected to attend a Press
Club dinner Feb. 9 in Washington
honoring President and Mrs. Tru-
man.

1832

see 7-10

1175

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

785017

6

HEADQUARTERS ALLIED COMMISSION
Office of the Executive Commissioner
Liaison Division
APO 394

Ref: 687/6/EC

6 February 1946

TO : General Headquarters, Central Mediterranean Forces

Reference your 3312/7/A2 dated 30 January 1946, subject:
Application for release in Italy - PW 241300 Thiele Kurt.
Your letter has been forwarded for consideration to the Italian
Ministry of Foreign Affairs and necessary action will be taken.

VICTOR L. ODDI

Brigadier
Executive Commissioner

1831

[Handwritten signature]

[Handwritten signature]

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

VLD/act

Ref: 687/5/33

6 February 1946

SUBJECT: PW 241300 THIELE KURT, application for release in Italy.

TO : Italian Ministry of Foreign Affairs

Reference our 243/30(L) dated 23 November 45, re release of
German P.W. 241300 Thiele Kurt, D.A.G., GIB, OMT is urging for a reply.

It is suggested that a reply be forwarded also on the other
seven German PWs included in the same correspondence.

VICARIO BOICIA
Brigadier
Executive Commissioner

see 15
1830

see 7-67

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Division Dir
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SUBJECT:- Application for Release in ITALY.

GHQ CMT

3312/7/A2

30 Jan 46

Headquarters,
Allied Commission.

PN 244300 THREEE KURT.

Reference this GHQ letter 3312/7/A2 dated 20 Nov 45.

The attached document in connection with application for release in ITALY by the above-named PN is forwarded for onward transmission to the Italian Government.

TMB/AP

see 516

for [Signature]
Major General,
D.A.G.

1829

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3.
Translation of a letter addressed to 241300 Oblt. THIELE, Kurt, who is seeking release in Italy.

Dott. Ernesto Heinitz. Lawyer
Via Giambattista Vico, 6
Florence

Florence, 13.12.45.

~~xxxx~~ Mr. Thiele
Afragola P.W. Camp
Naples.

Dear Mr. Thiele,
Acting on the instructions of Signora Elmenreich I have made enquiries at the Questura to find out whether the Italian authorities are willing to grant you a permit to live in Florence. The competent official with whom I spoke gave me the answer that in view of the documentary evidence which I produced about your activities on behalf of the partisans and the Allies there was no ~~xxx~~ doubt at all that you would be granted such a permit without further formalities. Such a permit could not however be granted until your release by the competent Allied authorities. At the moment the Questura is not able to issue a hypothetical permit to cover the possibility of your being released. The Italian authorities cannot let themselves be bound by future circumstances. But if the Allied authorities make your ~~release~~ being granted a permit a condition of release, nothing will be more simple than the issue of the permit. All that is necessary is that the Allied authorities apply to the Questura at Florence. They will at once receive a favourable reply, in the sense that your permit will be granted.

Etc. (Signed) Ernesto Heinitz.

Ernesto Heinitz Capt.
INTERPRETER OFFICER
24 Dec 45
1828

1-1-79

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

785017

2

SR/mof

Ref: 243/EC(L)

23 November 1945

SUBJECT: Release of German Prisoners of War,
TO : Italian Ministry of Foreign Affairs

see

1. Enclosed are eight application for release in Italy from German P.W. who have all been Security Screened.
2. It will be appreciated if this office were informed of the decisions that you will take on the matter.

Officer-in-Charge
Liaison Division

8 Encls: As per para 1 above

See 7-1827
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Declassified E.O. 12356 Section 3.3/NND No.

785017

SUBJECT:- Applicant for Release
in Italy

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GENERAL HEADQUARTERS,
CENTRAL MEDITERRANEAN FORCES.

3312/7/A2.

Headquarters,
Allied Commission.

3 Nov. 45.

1. Enclosed are eight applications for release in ITALY from German P.W. who have all been Security Screened.
2. Please forward to the Italian Government for their decision in this matter.



see 4

JMP/MH.

23/18 ✓

1826
Major General,
DAG.

see 2

