2033

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

ACC 10000/109/1092 6536/EC WAR CRIMINALS CLAIM
JAN. 1946 – JAN. 1947

2034

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

10000/109/1092 6536/EC WAR CRIMINALS CLAIMED BY FRANCE & CZECHOSLOVAKIA
JAN. 1946 – JAN. 1947

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

EC/6536

(R)

War Criminals claimed by France

+

Czechoslovakia

Restricted in Safe #3

EMPTY

[redacted]

'10000' /109/1092

THIS FOLDER
CONTAINS PAPERS

War Criminals claimed by France

+

Czechoslovakia

397

Restricted in Safe #3

EMPTY

[redacted]

135

'10000' 109/1092

THIS FOLDER
CONTAINS PAPERS
FROM
TO
CATALOGUE

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

2036

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

2037

74

MINISTERO DELLE CORPORAZIONI

DIREZIONE GENERALE DELL'INDUSTRIA

UFFICIO COMBUSTIBILI LIQUIDI

SERVIZIO TECNICO

GAS

OFFICINA DA GAS DI

FED.

D DEL VECCHIO Enrico fu Pasquale N 20
MINOPOLI Luigi fu Antonio
DI NAPOLI Vincenzo di Antonio

~~DEL [illegible] ENRICO~~

32761

32789

F

Indefinite term in [illegible]

18 June 45

2038

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

GAS

OFFICINA DA GAS DI

FED.

DEL VECCHIO Enrico fu Pasquale N 20
MINOPOLI Luigi fu Antonio
DI NAPOLI Vincenzo di Antonio

~~DEL [illegible]~~

[illegible]

12 June 45

12039

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

Chief Commissioner

69

DEC 23 1946

U76 Attached is submitted for your ~~approval~~ signature ~~information~~

23/12

McCarthy
EC.

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

2040

V.D.

Spoke Col. Hamilton 951076. and pointed out change in procedure and policy. He will clear matter up.

M[illegible] E.C.

2/1

Ex. Omm

Letter at folio 81 for your [illegible]

[illegible] Capt

29/1/47

073

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

59.

Chief Commissioner.

Letter enclosed is submitted for signature.

It is based on AFHQ letter at Folio 56.

I cannot understand para 2 of AFHQ letter because we only sent to G-5 for information, copies of indorsements which had been addressed to Theatre Judge-Advocate, MTOUSA ~~on this letter~~ (for action) vide ~~x~~ letter at Folio 51.

M Carr Brigadier

M. CARR,
Brigadier,
Exec.Comm.

14 Dec 46.

DEC 18 1946

E.C.
Fagree
14/XII

[illegible]
CC

To: Ex. Comm

67
~~acknowledgement of folio 62~~
Letter at folio 63 is submitted for the C.C's signature.
Letter at folio 66 in connection with letters at folios 62 & 63 is submitted for your signature, please.

[illegible] Capt
18/12

18 Dec 46

68

DEC 19 1946

I cannot understand para 2 of AFHQ letter because we only sent to G-5 for information, copies of indorsements which had been addressed to Theatre Judge-Advocate, MTOUSA ~~[illegible]~~ (in action) vide ~~x~~ letter at Folio 51.

M Carr Brigadier

M. CARR,
Brigadier,
Exec.Comm.

14 Dec 46.

DEC 18 1946

E.C.
I agree
14/XII

[illegible]
CC

To: Ex. Comm

~~Acknowledgement of folio 62~~ 67
Letter at folio 63 is submitted for the C.C's signature.
Letter at folio 66 in connection with letters at folios 62 & 63 is submitted for your signature, please.

18 Dec 46

[illegible] Capt

[illegible] 18/12

68

DEC 19 1946

Chief Commissioner.

Attached is submitted for your ~~approval~~ signature ~~information~~

M Carr Brig
E.C.
19/12

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

2042

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

1.

Phoned G.5 (Col. Hamilton - Col. Parsons) re folio 26 & our line at 24. & informed them that a letter dated 19/7/46 (25) stated that individual was listed and that copy of letter was being forwarded to AFHQ. AFHQ would issue instructions on receipt of copy of 25 and any action necessary on it.

12/XI/46

M Cansby
E.C.

Chief Commissioner

Attached is submitted for your ~~approval~~ signature. ~~information~~

13/XI/46. M Cansby
E.C.

Ex. Comm.

54

U74

Letter at 52 which is an acknowledgement of letter at folio 48 is submitted for the C.C.'s signature, please.

Tony [illegible]
Capt

30 Nov. 46

58

Ex. Comm:

Letter at folio 57 in reply to the letter

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

2044

and that copy of letter was being forwarded to AFHQ. AFHQ would issue instructions on receipt of copy of 25. and any action necessary made.

12/XI/46 — M Cansbury, E.C.

Chief Commissioner

Attached is submitted for your ~~approval~~ signature. ~~information~~

13/XI/46. M Cansbury E.C.

Ex. Comm.

57

07

Letter at 52 which is an acknowledgement of letter at folio 48 is submitted for the C.C.'s signature, please.

[illegible] Capt

30 Nov. 46

58

Ex. Comm.

Letter at folio 57 in reply to the letter from the Czechoslovakian Minister at folio 48, is submitted for the C.C.'s signature.
The reply is on the lines of AFHQ's letter at folio 56

13 Jan. 46 — [illegible] Capt — H.S. 14/12

2045

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

6536 81

JAN 28 1947

HEADQUARTERS
MEDITERRANEAN THEATER OF OPERATIONS
Office of the Theater Judge Advocate
UNITED STATES ARMY
APO 512

File : JA 000.5/M-403-404 27 JAN 1947 24 January 1946 325

SUBJECT: War Criminals

TO : Headquarters Allied Commission
Public Safety Sub-Commission
APO 794
U. S. Army

66 75

1. Reference letters your headquarters dated 19 and 23 December 1946, File 6536/66/EC and 6536/75/EC, Subject War Criminals.

2. Request that the Czech Minister be advised that the Allied authorities had advised all interested agencies that the persons named in the above referred letters are wanted by Czechoslovakia as War Criminals, and that any information received will be passed on to the Minister.

3. However, the matter of the arrest and extradition of the persons named, if found, is one which the Czechoslovakian Government must take up directly with the Italian Government under arrangements which presumably exist between the two Governments in matters of this nature.

Tom H. Barratt
TOM H. BARRATT
Colonel, JAGD
Theater Judge Advocate

THB/bp

S/Pke CC. Action to be taken as above. 38/1

073

Cap 9 V

2046

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

80

Ref: 6536/80/MD

23 January, 1947

SUBJECT: Czechoslovakian War Criminals.

TO : Office of the Theatre Judge Advocate,
Headquarters EUCOM,
APO 512, U.S. Army.

75

Reference is made to this Commission's letter 6535/75/MD of 23rd December, 1946, on the subject of arrest and handover to the Czechoslovakian Authorities of four persons listed by the United Nations War Crimes Commission as War Criminals.

It would be greatly appreciated if an early reply could be given to our letter under reference.

FOR THE CHIEF COMMISSIONER:

M. Carr, Brigadier,
Executive Commissioner.

072

6536 JAN 1947

00793/8 79

Ministero degli Affari Esteri

A.P.-Uff.V -

APPUNTO PER LA COMMISSIONE ALLEATA

La Legazione di Cecoslovacchia ha chiesto al Governo Italiano l'arresto e l'estradizione dei seguenti cittadini cecoslovacchi quali criminali di guerra:

Dr.Stanislav MECLAR

J. CIGER-HRONSKY

Dr.JanKASSOVIC

Dr.Henrik BARTEK

A seguito dell'Appunto 16/41383/136 del 13 dicembre, si prega di voler cortesemente comunicare se le suddette persone si trovino tuttora iscritte sulle liste compilate dalla apposita Commissione delle Nazioni Unite e si sarebbe grati per una sollecita risposta e per l'eventuale nulla osta di codesta Commissione per il loro arresto e relativa consegna al Governo Cecoslovacco.

Roma, 9 gennaio 1947

071

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

2047

Ministero degli Affari Esteri

A.P.-Uff.V -

00798 8/79

APPUNTO PER LA COMMISSIONE ALLEATA

La Legazione di Cecoslovacchia ha chiesto al Governo Italiano l'arresto e l'estradizione dei seguenti cittadini cecoslovacchi quali criminali di guerra:

Dr.Stanislav MECLAR

J. CIGER-HRONSKY

Dr.JanKASSOVIC

Dr.Henrik BARTEK

A seguito dell'Appunto 16/4I383/I36 del 13 dicembre, si prega di voler cortesemente comunicare se le suddette persone si trovino tuttora iscritte sulle liste compilate dalla apposita Commissione delle Nazioni Unite e si sarebbe grati per una sollecita risposta e per l'eventuale nulla osta di codesta Commissione per il loro arresto e relativa consegna al Governo Cecoslovacco.

Roma, 9 gennaio 1947

MINISTERO DEGLI AFFARI ESTERI

Capo V.

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

2049

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

98

ROUGH TRANSLATION

Memorandum for the Allied Commission

Subjet: Czech war criminals

1) The Legation of Cechoslovacchia has applied to the Italian Government for the arrest and extradiction as war criminals of the following Czech subject:

Dr. Stanislav MECIAR

Dr. Jan KASSOVIC

Dr. Henrik BARTEK

J. GIGEL-HRONSKY

2) Further to memorandum 16/41383/136 dated December 13th 1936, the Ministry for Foreign Affairs would be obliged to the Allied Commission if they could apprise it whether the trainer of the a/n persons are still included in the War Criminals lists drawn up by the UNO's special commission:

3) The Ministry for Foreign Affairs would also be obliged to the Allied Commission if an answer be forthwith given together with the eventual Allied Commission's consent to the arrest and handing over to the Czechoslovak Government of the a/n persons.

2050

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

2051

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

6536.

Ex Comm.

INCOMING MESSAGE 77

HEADQUARTERS ALLIED COMMISSION

Originator's Reference: C 10258

Date/Time of Origin: JAN.072033A

Message Centre No: H/8994

Date Time Rec'd: JAN.081015

Precedence: IMPORTANT

FROM: AFHQ G5

TO : ALCOM ROME

UNCLASSIFIED.

1. Please cancel this Headquarters letter G-5: 936.52 of (REUR letter 653 of 4 January 66/66 EC of 19 December). 76.

AC DIST

ACTION EX COMM

INFO CHIEF COMMISSIONER

FLOAT

FILE

ACTION

65

Capt. V.

2052

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

6536 4693 46

JAN 6 1947

Ex Comm

ALLIED FORCE HEADQUARTERS
G-5 Section
APO 512

G-5 936.52

4 January 1947

SUBJECT: Stanislav MERCIAR - Alleged War Criminals.

TO : Chief Commissioner,
Allied Commission,
APO 794.

66

1. Reference your letter 6536/66/EC dated 19 December addressed to the Office of the Theatre Judge Advocate.

2. Both JA MTOUSA and DJAG GHQ have stated that there is no trace of the above mentioned subject in Allied hands.

3. It would appear from the full statement by the Czechoslovak Minister to the Ministry of Foreign Affairs, Rome (attached to your letter) that the alleged war criminal is living at large in ROME in which case the Czechoslovak Ministry should take up the question of his extradition direct with the Italian Government and not through Allied Channels.

BY COMMAND OF GENERAL MORGAN:

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

Cancelled see original at this 77 7/1/47

068

Capt ✓ 7/1

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

75

Secret

Confidential

Ref: 6536/75/EC. 25 December, 1946

SUBJECT : War Criminals.

TO : Office of the Theatre Judge Advocate,
Headquarters MTOUSA,
APO 512, U.S. Army.

There is forwarded to you copy of a letter dated 17 December, 1946, with enclosures from the Czechoslovakian Minister in Rome to this Commission on the subject of arrest and handover to the Czechoslovakian Authorities of the following listed War Criminals:

1/ Dr. Stanislav MECIAR under the No. 345 for the crime of complicity in deportation.
2/ J. [illegible] under the No. 85 for the crime of pillage.
3/ Dr. Jan KASKOVIC under the No. 258 for crimes of systematic terrorising, deportation of civilians and ill treatment.
4/ Dr. Henrik BARTEK under No. 23 for the same crimes as the above mentioned KASKOVIC.

It will be noted that the case of Dr. Stanislav MECIAR has been dealt with separately (vide our letter 6536/66/EC of 19 December, 1946).

May this Headquarter please be instructed as to the action to be taken in this matter.

FOR THE CHIEF COMMISSIONER:

M. CARR, Brigadier,
Executive Commissioner.

See HACA/6536/8/CB

Up 80 refers
Up 81

067

2054

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

SECRET 74

Confidential

Ref.: 6036/74/70 23 December, 1946

72

Dear Sir,

I acknowledge with thanks receipt of your letter No. 0/03/46 of 17 of December, 1946.

I am taking the matter up with Allied Force Headquarters and will inform you of the result of my letter as soon as the reply is received.

The case of Dr. Stanislav Hecht mentioned in your letter under reference has already been referred to higher authorities as I have informed you with my letter 6036/69/70 of 19 of December.

Very sincerely,

PELPHY W. STONE
Rear Admiral, USN
Chief Commissioner

Hon. Jan Paulinyi-Toth,
Minister of Czechoslovakia,
Czechoslovakian Legation,
Rome.

66

39

6536

DEC 19 1946

73

No.8694/46

Ref: 6536/52/E.C.

Rome, 17 December 1946.

Excellency,

A

with reference to my letter of 27 November No.7981/46 and Your kind reply of 30 November 1946 No.6536/52-E.C. I beg to ask You on behalf of my Government that the Air Force Subcommittee of Allied Control Commission, respectively the Mediterranean Allied Air Committee would give in advance their permission for a Czechoslovak plane to land on a military Allied air field in Rome to enable Czechoslovak authorities the safe transportation of Ďurčanský to Czechoslovakia.

B

In expecting Your answer I remain, Excellency,

very sincerely

J. Pauliny-Tóth

Dr.Ján PAULINY-TÓTH

Minister of Czechoslovakia

in Italy.

H.E.
ELLERY W. STONE,
Rear Admiral, USNR,
Chief Commissioner,

Rome

66

PA 23/12

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

20 53

No.8694/46

Ref: 6536/52/E.C.

Rome, 17 December 1946.

Excellency,

H

B

with reference to my letter of 27 November No.7981/46 and Your kind reply of 30 November 1946 No.6536/52-E.C. I beg to ask You on behalf of my Government that the Air Force Subcommittee of Allied Control Commission, respectively the Mediterranean Allied Air Committee would give in advance their permission for a Czechoslovak plane to land on a military Allied air field in Rome to enable Czechoslovak authorities the safe transportation of Ďurčanský to Czechoslovakia.

In expecting Your answer I remain, Excellency,

very sincerely

J. Pauliny-Tóth

Dr. Ján PAULINY-TÓTH

Minister of Czechoslovakia

in Italy.

H.E.
ELLERY W. STONE,
Rear Admiral, USNR,
Chief Commissioner,

Rome

66

PA 23/12

Copy V

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

6536 @

DEC 19 1946

Confidential

No. 8703/46
Ref. 6536/52/E.C.
Encl.:1.

Rome, 17 December, 1946.

S E C R E T

Excellency,

I have the honour to communicate to Your Excellency that following persons have been placed the 3rd of October 1946 by the United Nations War Crimes Commission in London upon its list No. 44 of war criminals:

1/ Dr. Stanislav MEČIAR under the No.345 for the crime of complicity in deportation.

2/ J. CÍGER-HRONSKÝ under the No. 85 for the crime of pillage.

3/ Dr.Ján KAŠŠOVIČ under the No.258 for crimes of systematic terrorism, deportation of civilians and illtreatment.

4/ Dr. Henrik BARTEK under the No.23 for the same crimes as the above mentioned KAŠŠOVIČ.

H.E.
ELLERY STONE,
Rear Admiral, USNR.
Chief Commissioner,

Rome

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

No. 8703/46

Ref. 6536/52/E.C.

Encl.:1.

Confidential

Rome, 17 December, 1946.

S E C R E T

Excellency,

I have the honour to communicate to Your Excellency that following persons have been placed the 3rd of October 1946 by the United Nations War Crimes Commission in London upon its list No. 44 of war criminals:

1/ Dr. Stanislav MEČIAR under the No.345 for the crime of complicity in deportation.

2/ J. CÍGER-HRONSKÝ under the No. 85 for the crime of pillage.

3/ Dr.Ján KAŠŠOVIČ under the No.258 for crimes of systematic terrorism, deportation of civilians and illtreatment.

4/ Dr. Henrik BARTEK under the No.23 for the same crimes as the above mentioned KAŠŠOVIČ.

H.E.
ELLERY STONE,
Rear Admiral, USNR.
Chief Commissioner,

R o m e

Capt V

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

#71

I should be very grateful, if Your Excellency would kindly consider any suitable action for the arrest and extradition to the competent Czechoslovak authorities of the above named persons.

I beg to enclose the copy of the Note which is being sent at the same time to the Italian Ministry of Foreign Affairs.

With assurance of my high consideration

I remain, Excellency,

very sincerely Yours

J. Pauliny Tóth

Dr. Ján PAULINY-TÓTH
Envoy Extraordinary and Minister
Plenipotentiary of Czechoslovak
Republic.

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

2060.

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

40

Translation

COPY

Rome, 17 Dec 46

No. 8703/46

TO : The Italian Ministry of Foreign Affairs.
Rome.

NOTE VERBALE

The Czechoslovakian Legation in Rome present their compliments to the Italian Ministry of Foreign Affairs and have the honour of informing them that according to information received from the Czechoslovakian Ministry of Foreign Affairs, instructions have been received from the office of the Czechoslovakian delegate to the War Crimes Commission of the United Nations, that as from 3 October 1946 the following persons were placed on the list of War Criminals.

1. Dr. Stanislav MMIAR on list No. 44 under No. 345 for Complicity in deportation.

2. J. CERNY-HRONEKT on list No. 44 under No. 85 for pillage.

3. Dr. Jan KASSOVIC on list No. 44 under No. 256 for systematic terrorism, deportation of civilians and illtreatment.

4. Dr. Henrik DAITEK on list No. 44 under No. 23 for the same crimes as KASSOVIC.

The Czechoslovakian Legation refers to their Note Verbale of the 13 December 1946 No. 8599 and requests the Italian Ministry of Foreign Affairs to kindly take the necessary steps for the arrest and extradition of the c/n persons.

The Legation takes this opportunity of renewing to the Italian Ministry of Foreign Affairs the expression of their highest consideration.

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

69

Copy

No.8703/46

NOTE VERBALE

La Légation de Tchécoslovaquie à Rome présente ses compliments empressés à l'honorable Ministère des Affaires Etrangères d'Italie et a l'honneur de communiquer que d'après les informations du Ministère des Affaires Etrangères de Tchécoslovaquie le Bureau du Délégué Tchécoslovaque auprès de la Commission des Nations Unies pour les crimes de guerre a fait savoir que le 3 Octobre 1946 les personnes suivantes furent inscrites sur la liste des criminels de guerre:

1/ Dr. Stanislav MEČIAR sur la liste No. 44, sous le No.345 pour "complicity in deportation";

2/ J. CÍGER-HRONSKÝ sur la liste No. 44 sous le No.85 pour "pillage".

3/ Dr. Ján KAŠŠOVIČ sur la liste No. 44 sous le No.258 pour "systematic terrorism", "deportation of civilians" and "illtreatment".

4. Dr. Henrik BARTEK sur la liste No. 44 sous le No.23 pour les mêmes crimes que KAŠŠOVIČ.

À l'honorable
Ministère des Affaires Etrangères
d'Italie

à Rome

62

./.

En se référant à la Note Verbale du 13 Décembre 1946 No. 8555 la Légation de Tchécoslovaquie prie l'honorable Ministère des Affaires Etrangères d'Italie de bien vouloir prendre des mesures adéquates pour l'arrestation et l'extradition des personnes susindiquées.

La Légation saisit cette occasion pour renouveler à l'honorable Ministère des Affaires Etrangères d'Italie l'expression de sa plus haute considération.

Rome, le 17 Décembre 1946.

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

2063

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

Secret

66

Confidential

Ref. 6536/66/RE.

Tel. 358

19 December 1946

SUBJECT : Stanislav Mociar.
Listed War Criminal.

TO : Office of the Theater Judge Advocate,
Headquarters MTousa,
Apo 512,
U.S.Army.

(62) (64)

1. There are forwarded to you copy of a letter with enclosure from the Czechoslovakian Minister in Rome dated 13 December 1946 and copy of a memorandum from the Ministry of Foreign Affairs dated 13 December 1946 addressed to this Commission on the subject of arrest and hand-over to the Czechoslovakian Authorities of Prof. Dr. Stanislav Mociar.

2. Subject appears as a listed war criminal on the United Nations War Crimes Commission List No. 44, Case No. 345. According to this list, however, Stanislav Mociar is not a Czechoslovakian but a German national.

3. May this Headquarters please be instructed as to the action to be taken in this matter.

FOR THE CHIEF COMMISSIONER.

MC
Brigadier,
Exec. Commissioner.

copy to: Public Safety Div.

See 4, 46, 81

Secret

u61

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

65

Ref. 6536/65/EC.

19 December 1946

(62)

Dear Sir,

With reference to your letter No. 855/46 of 13 December 1946 I am taking the matter up immediately with Allied Force Headquarters and will inform you of the result of my letter as soon as a reply is received.

Very sincerely

ELLERY W. STONE,
Rear Admiral, USNR
Chief Commissioner

Hon. Jan Paulíny-Tóth,
Minister of Czechoslovakia,
Czechoslovakian Legation,
Rome.

068

2065

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

6536 G

DEC 16 1946

Translation

SECRET

Ministero degli Affari Esteri
D.G.A.P. V

Confidential

Rome, 13 Dec 46.

16/41383/136

NOTE FOR THE ALLIED COMMISSION

SUBJECT: MENJAR Stanislao - Czechoslovakian National.

Reference is made to your letter No. 6536/46/EC of the 25 Nov 46.

The Czechoslovakian Legation has informed us that also Mr. Stanislao MENJAR, Slovakian refugee and collaborator of Durcansky is to be included in the list of War Criminals, and have therefore requested his arrest and extradition.

Would you kindly inform us what is the position of MENJAR and whether action is to be taken against him.

For the MINISTER

(Signature)

59

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

68

Ministero degli Affari Esteri

D.G.A.P. V°

16/ 41363 /136

SEGRETO

Confidenziale

APPUNTO PER LA COMMISSIONE ALLEATA

Oggetto: Mecjar Stanislao - suddito cecoslovacco.

Riferim: Nota 6536/48/EC del 25 novembre c.a. di codesta Commissione Alleata.

La Legazione Cecoslovacca ha comunicato che anche il Signor Stanislao MECJAR, profugo slovacco e collaboratore del Durcasky, sarebbe stato incluso nella lista dei criminali di guerra, e ne ha quindi richiesto l'arresto e l'estradizione.

Si prega codesta Commissione di volere cortesemente comunicare quale sia la posizione del Mecjar e se si debba procedere nei di lui confronti.

Roma, 13 DIC. 1948

PEL MINISTRO

58

6536

62

No.8555/46

Ref.: 6536/52/E.C.

Encl.

Rome, the 13th of December 1946.

Confidential

S E C R E T

Excellency,

I have the honour to communicate to Your Excellency that

Prof.Dr. Stanislav MEČIAR, married, born at Prievidza 21th of march 1910 in Czechoslovakia,

has been placed by the United Nations War Crimes Commission in London upon its list of persons who ought to be brought to trial as war criminals in the Part 44 under the number 345 for the crime of complicity in deportation.

I should be very grateful, if Your Excellency would kindly consider any suitable action for the arrest and extradition to the competent Czechoslovak authorities of the above named.

For Your information I enclose herein a copy of my

H.E.

ELLERY W. STONE,
Rear Admiral,

Rome

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

2097

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

No.6555/46

Ref.: 6536/52/E.C.

Encl.

Rome, the 13th of December 1946.

Confidential

S E C R E T

Excellency,

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Prof.Dr. Stanislav MEČIAR, married, born at Prievidza 21th of march 1910 in Czechoslovakia,

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I should be very grateful, if Your Excellency would kindly consider any suitable action for the arrest and extradition to the competent Czechoslovak authorities of the above named.

For Your information I enclose herein a copy of my

H.E.
ELLERY W. STONE,
Rear Admiral,
Rome

Capt ✓

61

more detailed note to the Italian Ministry of Foreign Affairs.

With assurance of my high consideration I remain, Your Excellency

very sincerely Yours

Dr.Ján PAULÍNY-TÓTH
Envoy Extraordinary and Minister
Plenipotentiary of Czechoslovakia

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

2070

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

6536

DEC 14 1946

SECRET

Translation

60

Copy

No. 6555/46

MINUTES

Rome, 13 December 1946

TO : The Ministry of Foreign Affairs,
R o m e.

Confidential

The Czecoslovakian Legation in Rome present their cordial compliments to the Ministry of Foreign Affairs and have the honour to inform them that Doctor Professor Stanislav MEČIAR, born on the 21 March 1910 in Prievidza Slovakia, ex-secretary of MATICA SLOVENSKÁ in Turčiansky Svätý Martin, holding a slovakian passport issued at Turčiansky Svätý Martin No. 440, passport register 110116 of the year 1942 and in possession of an emigration permit for Germany B - 9211/1-18/1-45 dated 18 January 1945; married, height 175-176 cm, straight nose, blue-grey eyes, chestnut hair, complexion rose-white, physically of a striking almost feminine beauty, of whom the Legation encloses two photographs, was on the 5 October 1946 placed on the list of War Criminals "A" with the number 345 by the War Crimes Commission in London for crimes of "complicity in deportation."

The Czechoslovakian Legation begs the honourable Ministry of Foreign Affairs to take the necessary steps for the arrest and extradition of the a/m criminal whose whereabouts were established by the Italian police when they carried out a raid on the 5 December in the flat of Signora Elettra PACIFICI fu Luigi, Via del Ventaggio No. 18, Rome, where according to confidential reports the above named is still living.

There is a justifiable suspicion that there are other criminals living in the house inhabited by Mrs Pacifici, collaborators of Dr. Ďurčanský and Dr. Ďurčanský himself. The Legation takes the liberty therefore of urging that the whole of this house be raided immediately by the Italian police.

The Legation takes this occasion of renewing to the honourable Ministry of Foreign Affairs the expression of their highest esteem.

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Cupt ✓

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

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Copy

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No.8555/46

NOTE VERBALE

La Légation de Tchécoslovaquie à Rome présente ses compliments empressés à l'honorable Ministère des Affaires Étrangères d'Italie et a l'honneur de communiquer que

le professeur docteur Stanislav MEČIAR,

né le 21 mars 1910, à Prievidza, Slovaquie, ancien secrétaire de MATICA SLOVENSKÁ à Turčiansky Svätý Martin, détenant un passeport slovaque émis à Turčiansky Svätý Martin sous le No. 440, No. de registre de passeport 110116 en l'année 1942 et de la permission d'émigration pour l'Allemagne E - 9211/1-18/1-45 en date du 18 janvier 1945; marié,

haut de 175-178 cm, nez droit, yeux bleus-gris, cheveux châtains, teint blanc-rose, physiquement d'une beauté frappante presque féminine,

dont la Légation joint deux photographies,

fut inscrit le 3 octobre 1946 sur la liste des criminels de guerre "A" 44 sous le No. 345 par la War Crimes Commission à Londres pour les crimes de "complicity in deportation."

055 ./.

À l'honorable
Ministère des Affaires
Étrangeres d'Italie

à Rome

La Légation de Tchécoslovaquie prie l'honorable Ministère des Affaires Etrangères d'Italie de bien vouloir prendre des mesures adéquates pour

- l'arrestation et l'extradition du criminel susnommé -

dont la présence fut établie par la police italienne à l'occasion d'une perquisition dans l'appartement de

Sig.ra Elettra PACIFICI fu Luigi -

Via del Vantaggio No. 16 - Roma

le 5 décembre et où, d'après des rapports confidentiels, le susnommé se trouve encore.

Il y a un soupçon justifié que dans la maison où habite Mme. Pacifici habitent d'autres criminels, collaborateurs du Dr. Ďurčanský, et Dr. Ďurčanský lui-même; la Légation se permet donc de proposer une perquisition urgente par la police italienne de toute cette maison.

La Légation saisit cette occasion pour renouveler à l'honorable Ministère des Affaires Etrangères d'Italie l'expression de sa plus haute considération.

Rome, le 13 Décembre 1946.

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

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

57

SECRET

Ref: 6336/57/EC

4 December, 1946

Confidential

Dear Sir,

I refer to your letter 7981/46 of 27th November and to my letter 6336/52/EC of 30th November 1946.

I have been instructed to inform you that the method and place of hand over of Ferdinand DURCANSKY, should he be arrested, is a matter for your Government to arrange directly with the Italian Government.

Very sincerely,

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

Hon. Jan PAULIK-TOTH,
Minister of Czechoslovakia,
Czechoslovakian Legation,
ROME.

Copy to Public Safety Div.

054

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

6536

DEC 12 1946
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Ex Comm
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ALLIED FORCE HEADQUARTERS
G-5 Section
APO 512

G-5: 936.02 TS

10 December 1946

SUBJECT: FERDINAND DURCANSKY,
War Criminal.

TO : Chief Commissioner,
Allied Commission,
APO 794.

Reference your letter 6536/51/EC of 29 November.

1. It is considered that the method and place of hand over of DURCANSKY is a matter for the Czechoslovak Government to arrange directly with the Italian Government.

2. Will you please mark future correspondence on War Criminals and Quisling matters for attention of JAG and not for G-5.

BY COMMAND OF LIEUTENANT GENERAL LEE:

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

053

Capt V.

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

GIVEN IN STRICT CONFIDENCE

55

To Executive Commissioner (Thru' D.D.P.S.)

Reference the Memorandum dated 9 December, 1946.

On Wednesday, 11 December 1946, I saw Dr. Ferrari, Chief of Police and gave him the information regarding the possibility of DURCANSKY applying for a visa to the Dominican Legation. If Mr Green can obtain from Mr. Henriques or some other source, the name of the person who describes himself as an Austrian and has enquired about the possibility of obtaining a visa for the Dominican Republic through the Consul in TORINO, Dr. Ferrari will send a police officer from Rome to make enquiries in conjunction with the Questore of Torino.

Dr. Ferrari informed me that prior to our request for the arrest of Durcansky he was receiving the protection of the Czechoslovak Legation in Rome, but suddenly their attitude was reversed and a demand made for his arrest. Since our original request the Legation has been in contact with the Questura of Rome endeavouring to speed up the arrest, in fact they have engaged the services of a private detective agency. The result is that observation is being kept on premises by two organisations, the Italian police and the agency. The sum promised to the Agency should they be successful in brining about DURCANSKY's arrest is said to be L.50,000.

The woman who was thought to be in a position to give information on DURCANSKY's whereabouts is the wife of the Czechoslovak Press Attache to the Legation in Rome before the war. She apparently left Rome about the same time as her address was given to the Chief Commissioner, she may have been aware that DURCANSKY was being sought. She is believed to now be in a convent at GENOVA. This is interesting in view of the application being made to the Dominican Consul in TORINO.

It will be appreciated if the information asked for in the first paragraph could be expedited, I told Dr. Ferrari that this might be available within a day or so.

This information was given to me in the strictest confidence and I ask that it be respected - when thés HQs application was passed to the Ministry of Interior by the Ministry of Foreign Affairs a note was attached to the effect that arrest of DURCANSKY SHOULD NOT be carried out solely on the recommendation the present Czechoslovak representative.

11 Dec 1946

Mr Green seen on 12 Dec and will try and obtain name etc. [initials]

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

6536

DEC 11 1946

54

MEMORANDUM

December 9, 1946.

Confidential

SECRET

Mr. Henriques, Secretary at the Dominican Legation, called on me this afternoon and said that the Counsellor of the Czech Embassy had approached the Dominicans in the case of Ferdinand Durcansky. Durcansky is wanted by the Czechs as a war criminal, and Admiral Stone has instructed the Italian Government, through the Foreign Ministry, to arrest him and hold him at the disposition of the Allied Forces.

Mr. Henriques said that the Czechs believed Durcansky will seek a visa for the Dominican Republic probably under an assumed name, and had bescught the cooperation of the Dominicans in not letting him thus escape justice.

I confirmed to Mr. Henriques that Durcansky has in fact been listed as a war criminal, and explained that under the Armistice, the Italian Government is obliged to arrest war criminals for the Allies when requested to do so. Any démarché which Admiral Stone may have made in the case would have been made in his capacity as an Allied Military officer, not as an American official. In reply to a question, I said that the United States is not interested in Durcansky for itself, but is, of course, interested in the apprehension of war criminals.

Mr. Henriques went on to say that the Dominican Consul at Torino had received an inquiry about a visa from a man who identified himself as an Austrian with property in Czechoslovakia; the property has been expropriated according to the tale, and the man wants a visa to go to the Dominican Republic. No other details are available, nor has any action been taken on the case, but Mr. Henriques said he would keep me informed.

Joseph N. Greene, Jr.

cc - Executive Commissioner

051

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

ALLIED [redacted] COMMISSION

53

INTER-OFFICE MEMORANDUM *Secret*

SUBJECT: Ferdinand DURCANSKY
Listed War Criminal.

FILE No. 6536/53/XC

TO :

POLAD A
POLAD B

30th November, 1946

I am enclosing herewith copies of relevant letters concerning subject, for your information.

For the Chief Commissioner:

J.V. VILLA
Brigadier,
Executive Commissioner.

2078

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

52

Ref: 6536/52/EC

SECRET
Confidential
30 November, 1946.

48

Dear Sir:

I acknowledge with thanks receipt of your letter No. 7981/46 of 27th November, 1946.

Your proposals as to the way of extradition and handing over to the Czechoslovakian Authorities of Ferdinand DURCANSKY, should he be arrested, have been submitted to higher authorities for decision and I shall inform you of the result in due course.

Very sincerely,

/s/ ELLERY W. STONE
ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

Hon. Jan PAULINY-TOTH,
Minister of Czechoslovakia,
Czechoslovakian Legation,
ROME.

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

51.

TOP SECRET

Ref: 6536/51/20

29 November, 1946.

Confidential

SUBJECT : FERDINAND DURCANSKY
War Criminal.

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

37

Reference is made to the Chief Commissioner's letter 6536/20 dated 13th November, 1946, and to Theater Judge Advocate's first endorsement JAOGS.5/M-583 of 22nd November, 1946, copy of which is enclosed for easy reference. 49

There is forwarded to you copy of a second endorsement dated 28th November, 1946, addressed by this Commission to the Theater Judge Advocate H.Q. MEDUSA, and copy of letter No. 7931/46 of 27th November, 1946, to the Chief Commissioner from the Minister of Czechoslovakia in Rome. 50 48

FOR THE CHIEF COMMISSIONER:

M. CAUR, Brigadier,
Executive Commissioner.

Copy to:- Security Div.

019

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

TOP SECRET

8536/50/EC 2nd Ind. 25 November 1946.

Office of the Chief Commissioner, H.Q. Allied Commission, APO 794, U.S. Army.

TO: Office of the Theater Judge Advocate, Headquarters MTOUSA, APO 512, US Army.

1. With reference to 2a of 1st Ind. The Italian Ministry of Foreign Affairs was informed by letter dated 25 November 1946 that the Czechoslovak subject FERDINAND DURCANSKY is named on the United Nations War Crimes List No. 44 of October 1946.

By the same letter the Ministry of Foreign Affairs was requested pursuant to Article 29 of the Long Armistice Terms to arrest and detain DURCANSKY for the dispositions of the Allied authorities.

The Ministry was asked to treat the matter as urgent and to notify this Commission immediately of arrest and place of detention.

2. With reference to 2b of 1st Ind. The Minister of Czechoslovakia was informed by letter dated 25 November 1946 that information had been received that FERDINAND DURCANSKY is named on United Nations War Crimes List No. 44 of October 1946.

He was also informed that appropriate steps were being taken for the arrest and detention of DURCANSKY.

He was asked to advise this Commission immediately as to what disposition was desired of DURCANSKY ~~and~~ should he be arrested and detained by the Allied authorities in Italy.

A reply dated 27 November 1946 has now been received from the Minister of Czechoslovakia and a copy of his reply is attached.

Can this Commission please be advised as to what reply should be made to the Minister of Czechoslovakia.

No information has yet been received from the Italian authorities as to whether DURCANSKY has been traced and arrested.

FOR THE CHIEF COMMISSIONER:

/s/ M. CARR.
Brigadier.
Executive Commissioner.

EC/kr

Copy to: C.C.
Public Safety Div.

TOP SECRET

#3?

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

6536 NOV 25 1946 3743.

TOP SECRET

Confidential

49

JA 000.5/4-383 1st Ind 22 Nov 46

Office of The Theater Judge Advocate, Headquarters MTOUSA, APO 512, US Army.

TO: Chief Commissioner, Allied Commission, APO 794, US Army.

1. It has been determined here that Ferdinand DURCANSKY is named on United Nations War Crimes List #44, dated October 1946; and in Central Registry of War Criminals and Security Suspects List #11, dated May 1946.

2. It is desired that you take the following action:

a. That you request the appropriate Italian authorities to arrest and detain DURCANSKY for the dispositions of the Allied Authorities.

b. That you request the Czechoslovakian Minister to advise at once what disposition is desired of DURCANSKY should he be arrested and detained by the Allied Authorities in Italy.

c. That you advise the Theater Judge Advocate, MTOUSA, APO 512, direct, of the action taken under "a" and "b", and of the responses of the Italian Government and the Czechoslovakian Minister.

Tom H. Barratt.
TOM H. BARRATT
Colonel, JAGD
Theater Judge Advocate

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TOP SECRET

6536 2

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No.7981/46

Rome, 27th of November, 1946.

Ref: 6536/49 E.C.

SECRET

Excellency,

I thank you very much for your kind letter concerning Dr. Ferdinand ĎURČANSKÝ.

The Czechoslovak Government should need urgently Ďurčanský first to testify in the trial of the former puppet president of Slovakia Dr. Tiso which is to begin on the 2nd of december and then to be tried as war criminal by the National Tribunal in Bratislava where he had perpetrated the crimes.

I should be very obliged to Your Excellency if you might kindly consider these ways of extradition of the above named:

1/ his transportation via Austria to a place on the Czechoslovak frontier and the previous notification of this place that arrangements might be made for his transmission to ./.

H.E.
ELLERY W. STONE
Rear Admiral, USNR,
Chief Commissioner,

015

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

2082

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

No. 7981/46

Ref: 6536/49 E.C.

Rome, 27th of November, 1946.

Confidential

SECRET

Excellency,

I thank you very much for your kind letter concerning Dr. Ferdinand ĎURČANSKÝ.

The Czechoslovak Government should need urgently Ďurčanský first to testify in the trial of the former puppet president of Slovakia Dr. Tiso which is to begin on the 2nd of december and then to be tried as war criminal by the National Tribunal in Bratislava where he had perpetrated the crimes.

I should be very obliged to Your Excellency if you might kindly consider these ways of extradition of the above named:

1/ his transportation via Austria to a place on the Czechoslovak frontier and the previous notification of this place that arrangements might be made for his transmission to

./.

H.E.
ELLERY W. STONE
Rear Admiral, USNR,
Chief Commissioner,

Rome

015

47

the Czechoslovak authorities,

2/ his transportation to a place on the line of the Soviet occupation zone in Austria with the same notification,

3/ the sending of a special Czechoslovak plane to Rome with police constables of our own which might transport Ďurčanský directly to Czechoslovakia,

4/ or any other meanswhich you might consider, Excellency, more suitable for the purpose of handing over Ďurčanský more rapidly to the Czechoslovak authorities.

In expecting your answer I remain, Your Excellency

very sincerely Yours:

Dr. Ján PAULINY-TÓTH,
Minister of Czechoslovakia
in Italy.

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

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

Secret File 46

ALLIED [redacted] COMMISSION

INTER-OFFICE MEMORANDUM

SUBJECT: Czech. War Criminal.

FILE No.

TO : British Political Adviser
American Political Adviser

26 November 1946

44

Attached please find copy of a letter addressed by the Chief Commissioner to the Italian Ministry of Foreign Affairs on the subject of arrest and detention of Ferdinand DURCANSKY. The letter is marked "SECRET".

For the Chief Commissioner:

J. V. VELLA
Brigadier,
Executive Commissioner.

2086

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

45

Confidential

Ref: 6536/49/HQ

25 November, 1946.

Dear Sir:

36

With reference to your letter No. 7357/46 of 7th November 1946, information has been received from higher authority that Dr. Ferdinand DURCANSKY is named on United Nations War Crimes List No. 44 of October 1946.

Appropriate steps are being taken for the arrest and detention of DURCANSKY.

Will you please advise this Commission immediately as to what disposition is desired of DURCANSKY should he be arrested and detained by the Allied Authorities in Italy.

Very sincerely,

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

Hon. Jan PAULINY-TOTH,
Minister of Czechoslovakia,
Czechoslovakian Legation,
Rome.

See folio 61

Copy to P.S. Jinn. (Security Branch) only.

JH Capt 26/11

015

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

44

REF: 6936/48/ED

SECRET

25 November, 1946.

Confidential

SUBJECT : FERDINAND DURCANSKY
War Criminal.

TO : The Ministry of Foreign Affairs,
ROME.

With reference to your memorandum 16/57966 of 15th November 1946, information has now been received by this Commission from higher authority, that the Czech. subject Ferdinand DURCANSKY is named on the United Nations War Crimes List No.44 of October 1946.

It is requested that pursuant to Article 29 of the Long Armistice Terms you arrest and detain DURCANSKY for the disposition of the Allied Authorities.

It would be appreciated if this matter could be treated as urgent and that as soon as the arrest is effected, this Commission be informed immediately of the place of detention.

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

Copy to Public Safety (Security Branch)
Poled A
" B

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

COPY

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43

ALLIED FORCE HEADQUARTERS
APO 512

ADMINISTRATIVE MEMORANDUM)
:
NUMBER 26) 12 November 1946

STAFF PROCEDURE RELATIVE TO WAR CRIMES AND WAR CRIMINALS

1. Hereafter the Theater Judge Advocate, MTOUSA, is charged with the functions of coordination within Allied Force Headquarters all staff work dealing with War Crimes and War Criminals. All matters dealing with War Crimes and War Criminals will be referred to the Theater Judge Advocate MTOUSA for appropriate disposition.

2. Among the functions to be performed under this directive, the Theater Judge Advocate will:

a. Prepare all communications to higher authorities or other Theaters on matters relating to War Crimes and War Criminals other than of a routine nature, for signature and dispatch by the Adjutant General, AFHQ, after consultation with other interested Staff Branches and headquarters.

b. Prepare all directives to GHQ, CMF and MTOUSA relative to War Crimes and War Criminals in the same manner as prescribed in paragraph 2a hereof.

c. Prepare and issue directives to Allied Commission relative to War Crimes and War Criminals with a copy of such directive to G-5, AFHQ.

3. Direct correspondence on matters of detail as may be appropriate in the performance of the functions herein prescribed, between the Theater Judge Advocate, MTOUSA and branches of MTOUSA, GHQ, CMF or Allied Commission, is authorized.

BY COMMAND OF LIEUTENANT GENERAL MORGAN:

sgd. RALPH C. TILLEY
043 Colonel, AGD
Adjutant General

DISTRIBUTION:
"Q"

Information Copies, 2 Each:
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HQ RAAC
HQ Caserta Enclave
HQ Command MTOUSA
AAB Ciampino
Air HQ RAF Italy
1 Armored Division
1st AGRA
86th Area
HQ Padua Garrison
"Q" GHQ
AGRS/MTZ
86th Inf. Div.
G-1 MTO
G-3 MTO
G-4 MTO
G-5 MTO

RESTRICTED

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

3/4-3/CA. 6536

1672 42

TRANSLATION

FROM: Ministry of Foreign Affairs. REF: 16/37966

DATE: 15 Nov 46.

MEMO FOR ALLIED COMMISSION

13

With reference to Memorandum 3/7:3/C.A. of your Commission dated 15 May and further to Memo 16/36550/106 of this Ministry dated 2 November we enclose copy of letter from the Secretary General of the United Nations War Crimes Commission addressed to the Representative of the Czechoslovak Government on same Commission.

This letter has been sent to this Ministry by the Czechoslovak Legation.

The Ministry of Foreign Affairs would like to have confirmation of the contents of said letter in view of the request to hand over DURCANSKY to the Czechoslovak Authorities.

sgd. ILLEGIBLE

R.A.G.

M.M.I.A.

A

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Ministero degli Affari Esteri

N. I6/ 37966/115

D.G.A.P. V°

APPUNTO PER LA COMMISSIONE ALLEATA

Con riferimento al Memorandum n.3/7:3/C.A. del 15 maggio di codesta Commissione e di seguito all'Appunto n. I6/36550/I06 del 2 novembre corrente di questo Ministero si allega copia di una lettera indirizzata dal Segretario Generale della Commissione delle Nazioni Unite per i Criminali di Guerra al rappresentante del Governo cecoslovacco, presso la Commissione stessa.

Tale lettera è stata comunicata a questo Ministero dalla Legazione di Cecoslovacchia.

Il Ministero degli Affari Esteri gradirà avere conferma del contenuto della lettera stessa in vista di esaminare il corso da darsi alla richiesta di consegna del DURCANSKY alle autorità cecoslovacche.

PEL MINISTRO

Roma, 15 NOV 1946

62 041

RECEIVED 21 NOV 1946

TRANSMISSION
IN 0930 22/11
72 1500

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

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Ministero degli Affari Esteri

N. I6/ 37966 /115

D.G.A.P. V°

APPUNTO PER LA COMMISSIONE ALLEATA

Con riferimento al Memorandum n.3/7:3/C.A. del 15 maggio di codesta Commissione e di seguito all'Appunto n. I6/36550/I06 del 2 novembre corrente di questo Ministero si allega copia di una lettera indirizzata dal Segretario Generale della Commissione delle Nazioni Unite per i Criminali di Guerra al rappresentante del Governo cecoslovacco, presso la Commissione stessa.

Tale lettera è stata comunicata a questo Ministero dalla Legazione di Cecoslovacchia.

Il Ministero degli Affari Esteri gradirà avere conferma del contenuto della lettera stessa in vista di esaminare il corso da darsi alla richiesta di consegna del DURCANSKY alle autorità cecoslovacche.

PEL MINISTRO

Roma, 15 NOV 1946

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RECEIVED 21 NOV 1946

TRA[illegible] [illegible]ON
IN 0930 22/11
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OUT 1500 22/11

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

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

COPIA

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Tel.: Grosvenor 4060

United Nations War Crimes Commission
Lansdowne House,
Berkeley square,
L o n d o n, W.I.

September 19th, 1946.

Sir,

The United Nations War Crimes Commission hereby certifies that it has examined the evidence brought by the Czechoslovak Government against Dr.Ferdinand Durcansky, by professiond an advocate in Bratislava, from 1939 to 1941 one of the leading members of the Slovak Pupper Government, now believed to be in Paris, in support of charges of criminal responsability for war crimes, namely, murder and massacres systematic terrosism, torture of civilians, deliberate starvation of civilians deportations of civilians, internment of civilians under inhuman conditions, forced labour of civilians in connection with the military operations of the anemy, confiscation of property and indiscriminate mass arrest committed between 1939 and 1941 in the province al Slovakia of the Czechoslovak Republic, and has found there to be a p r i m a-f a ci e case against him in respect of these charges and accordingly has placed him upon its Lists of persons who ought to be brought to trial as war criminals.

/SGD/ Colonel.
Secretary General of the United Nations War Crimes Commission.

The Representative of the
Czechoslovak Government on the
United Nations War Crimes Commission.

42 Wilton Crescent,
L o n d o n, S.W. 1/

2083

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

6536

FILE 39

CC 2608 15 November 1946

My dear Captain:

As I explained in my letter of 29 October 46, I forwarded a translation of your letter file #534, dated 25 October 1946, to Allied Force Headquarters.

I have now been advised by AFHQ that the Combined Chiefs of Staff have been informed of the views of the French Delegate to the A.C.I. as expressed by him at the A.C.I. meeting on 25 October concerning the channel established for the delivery of Italian war criminals wanted by the French Government and that no reply can be made to your letter until a further communication from the Combined Chiefs of Staff has been received.

Very sincerely yours,

/s/ Ellery W. Stone

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

Capitaine de Vaisseau Heron de Villefosse,
The French Representative to the
Allied Commission,
Rome.

CC EX COMM

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

38

November, 1946.

Dear Sir:

With reference to your letter No. 7337 /46 of 7th November, 1946, I am taking the matter up immediately with Allied Force Headquarters and will inform you of the result of my letter as soon as a reply is received.

Very sincerely,

EMERY W. STONE,
Rear Admiral, USNR
Chief Commissioner

Hon. Jan PAULINY-TOTH,
Minister of Czechoslovakia,
Czechoslovakian Legation,
Rome.

PA 14/11

2095

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

37

Ref: 6536/AC

13 November, 1946.

SUBJECT : FERDINAND DURCANSKY
Alleged War Criminal.

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

1. Reference is made to this Headquarters signal No. 5448 of 8th November 1946.

2. There is forwarded to you, a copy of a letter dated 7th November 1946 with enclosure, addressed to us by the Czechoslovakian Minister. It will be noted that the enclosure, while dated 19th September, does not refer to any War Criminals List of that date as stated by the Italian Government and reported in our above mentioned signal.

The letter of May 16th referred to in the enclosed letter from the Czechoslovakian Minister and relevant correspondence dealt with the matter of arrest and extradition of DURCANSKY who was then not claimed to be a United Nations War Criminal.

The result of that correspondence was that the Minister of Czechoslovakia was informed by me on 17th June 1946 that the Allied Authorities had no grounds for taking any further action other than that reported to him in a previous letter to the effect that I had sent a memorandum to the Italian Ministry of Foreign Affairs, stating in response to the Ministry's two questions as to the status of DURCANSKY that (1) his sojourn in Italy was not authorised by the Allied Commission and (2) that he was not to be considered as under the protection of the Allied Authorities.

In the same memorandum, however, I made it clear to the Italian Government, who had also informed me of the request of the Czechoslovakian Minister for the arrest and extradition of DURCANSKY, that the case appeared to be covered by the Italian normal extradition procedure and pertinent extradition treaties with Czechoslovakia.

The above course of action was based on the opinion of my American and British Political Advisers.

3. May this Commission please be instructed as to the action be taken on this matter in view of the enclosed communication from Czechoslovakian Minister.

/s/ ELLERY W. STONE.
ELLERY W. STONE
Rear Admiral,
Chief Commissioner.

cc: Public Safety Div.
Legal Div.

037

PA 14/11

(2)

2096

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

NOV 12 1946

36

No.7337/46

1 encl.

Rome, November 7th, 1946.

(BIC certified)

Excellency,

I have the honour to enclose a copy of a document wherein the United Nations War Crimes Commission certifies that they have placed Dr. Ferdinand ĎURČANSKÝ on the Lists of persons who ought to be brought to trial as war criminals. With reference to my letter of May 16, 1946 No. 3231/46 I should be extremely grateful, if Your Excellency could kindly consider any suitable action which would enable the arrestation of the above named and his extradition to competent authorities.

Accept, Excellency, the renewed assurance of my high consideration

Dr. Ján PAULINY-TÓTH

H.E.
Ellery W. STONE
Rear Admiral USNR
Chief Commissioner
ALLIED COMMISSION

Rome

(2)

036

PA

2097

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

Copy.

Tel.:Grosvenor 4060

United Nations War Crimes Commission
Lansdowne House,
Berkeley square,
London, W.I.

35

September 19th, 1946.

Sir,

The United Nations War Crimes Commission hereby certifies that it has examined the evidence brought by the Czechoslovak Government against Dr. Ferdinand Ďurčanský, by profession an advocate in Bratislava, from 1939 to 1941 one of the leading members of the Slovak Puppet Government, now believed to be in Paris, in support of charges of criminal responsibility for war crimes, namely, murder and massacres - systematic terrorism, torture of civilians, deliberate starvation of civilians, deportation of civilians, internment of civilians under inhuman conditions, forced labour of civilians in connection with the military operations of the enemy, confiscation of property and indiscriminate mass arrest, committed between 1939 and 1941 in the province of Slovakia of the Czechoslovak Republic, and has found there to be a p r i m a f a c i e case against him in respect of these charges and accordingly has placed him upon its Lists of persons who ought to be brought to trial as war criminals.

/SGD/ Colonel.
Secretary General of the United Nations War Crimes Commission.

The Representative of the
Czechoslovak Government on
the United Nations War Crimes Commission,
42 Wilton Crescent, LONDON, S.W.1.

035

(2)

PA 14/11

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

1536

34

HEADQUARTERS ALOCM

9th November 1946

AFHQ FOR G45

Confidential

5448

SECRET

PARA ONE PD

ITALIAN MINISTRY FOREIGN AFFAIRS REPORT THAT CZECH LEGATION ARE REQUESTING HANDOVER OF FERDINAND DURCANSKY AS LISTED WAR CRIMINAL ON GROUNDS THAT HE IS IN UNITED NATIONS WAR CRIMES COMMISSION LIST QUOTE A UNQUOTE OF ONE NINE SEPTEMBER ONE NINE FOUR SIX PD

PARA TWO PD

THIS COMMISSION IS IN POSSESSION OF LIST FOUR TWO OF SEPTEMBER ONE NINE FOUR SIX BUT NOT OF ANY LIST QUOTE A UNQUOTE OF ONE NINE SEPTEMBER ONE NINE FOUR SIX PD THERE IS NO RECORD OF INCLUSION OF ABOVE NAMED IN ANY LIST IN POSSESSION OF THIS COMMISSION PD REQUEST INFORMATION AS TO WHETHER ABOVE NAMED IS A LISTED WAR CRIMINAL

034

PRIORITY

EXECUTIVE COMMISSIONER

JOHN H. HAYES
MAJOR AGD
ADJT

2099

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

6536

33

HEADQUARTERS ALLIED COMMISSION
Office of the Chief Commissioner
APO 394 794

7 November, 1946.

The Chief Commissioner requests that when any further information is received on this matter it be brought to his attention so that he may decide whether it should be communicated to Miss Neikind of the Overseas News Agency.

EDWARD D. S. SULLIVAN
Major, Air Corps,
CSO to CC

2F00

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

6536 32

ALLIED [redacted] COMMISSION

INTER-OFFICE MEMORANDUM

SUBJECT: Alleged War Criminals FILE No. 266.01-103

TO: Executive Commissioner
Office (Civil Affairs)

7 November 1946

1. Reference attached, I have no knowledge of "List A" of War Criminals dated 19 September 1946 compiled by UNWCC.

2. Under these circumstances I suggest your office write a letter.

A.H. ELLIS,
Captain
Security Sub Division.

List-A

Ministero degli Affari Esteri

6536

6 | 3334 | 1298 31

Ros/Sa

MEMORANDUM FOR THE ALLIED COMMISSION

Subject: Czechoslovak war criminals. - Ferdinand DURCANSKY, Stanislav MERCIAR, Joseph POLAKOVIC.

1. Reference is made to Allied Commission's note 3/7.3/C.A. in which it was stated that the a/m Czechoslovak subjects are not listed in the lists of the U.N.O. Commission for war crimes.

2. As the Legation of Czechoslovakia has recently requested to this Ministry the handing over of Ferdinand DURCANSKY, asserting that his name is included in the list A of the war criminals, dated September 19, 1946, compiled by the War Crimes Commission of London, this Ministry would be obliged to the Allied Commission if they could supply new elements on the case in question.

Rome, November 4th, 1946

MINISTERO DEGLI AFFARI ESTERI

7/11
492
266.01-103

031

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

2102

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

30

ALCOM CITE ACSCC FROM ADMIRAL STONE 251400A OCTOBER 1946

AFHQ FOR GEORGE FIVE

CHQ CMF

Confidential

SECRET

5307

YOUR FOX XRAY SEVEN TWO SEVEN ONE FOUR OF SIXTEEN OCTOBER REFERS PD

PARA ONE PD PURSUANT TO PARA TWO THEREOF FRENCH AND YUGOSLAV GOVERNMENTAL REPRESENTATIVES WERE ADVISED OF CCS RULING CONTAINED IN PARA ONE PD

PARA TWO PD PREVIOUSLY YUGOSLAV DELEGATE HAD PLACED QUESTION OF EXTRADITION OF ITALIAN WAR CRIMINALS ON AGENDA FOR ABLE CHARLIE ITEM MEETING TODAY PD AT MEETING TODAY HE STATED THAT QUOTE CHARLIE CHARLIE SUGAR HAD NO RIGHT TO MAKE SUCH A DECISION UNQUOTE IN VIEW OF THE LONG TERMS ARMISTICE PD

PARA THREE PD PURSUANT TO PARA FOUR OF YOUR FOX XRAY SEVEN TWO SEVEN ONE FOUR I STATED THAT I HAD BEEN INSTRUCTED THAT MATTER IS ONE TO BE RAISED WITH AMERICAN AND BRITISH GOVERNMENTS PD

PARA FOUR PD FRENCH DELEGATE TO ABLE CHARLIE ITEM STATED THAT THE POSITION OF GOVERNMENTS REQUESTING WAR CRIMINALS WAS EMBARRASSING UNDER CHARLIE CHARLIE SUGAR RULING CMA THAT HE HAD ADVISED HIS GOVERNMENT OF THIS RULING AND THAT HE ASSUMED THAT HIS GOVERNMENT WOULD TAKE UP THE MATTER WITH THE AMERICAN AND BRITISH GOVERNMENTS PD

PARA FIVE PD FOREGOING FOR INFORMATION ONLY

Distribution: Polad A
Polad B
Ex Commr
CC PRIORITY

Chief Commissioner

222

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

JOHN HAYES
Major
ADJT

Original copy is in File 6517/EC

030

2103

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

29

F. 72838

OCT 241000

H/7419

OCT 251030

ROUTINE

FROM : AFHQ SIGNED SACMED CITE FHGEG

TO : ALCOM ROME

RESTRICTED

Para 2 does not imply that AFHQ and Alcom will not act in US or UK matters. Ref our F 72819. In such cases they act as principals and not as an intermediary.

AC DIST

ACTION - EX COMMR

INFO - CHIEF COMMISSIONER

POLAD (A)

POLAD (B)

FILE

FLOAT

Original cable in File 6517/EC

2104

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

28

5236

OCT 22 NFT

H/7385

OCT . 231030

PRIORITY

SACMED CITE FIGEG

ALCOM ROME

CONFIDENTIAL

This Headquarters signal FX 72714 of 16 October relates specifically to persons on Unwcc lists. No other persons are recognized by United Nations to be classified as war criminals, Allied authorities have never had any responsibility for their apprehension as such. Paragraph 2 B of our G-5000.5-6 of 4 February 46 is relevant.

Neither AFHQ nor Alcom will act as intermediary between any other country and Italy on war crime matters.

It is agreed that representation referred to in para 4 of FX72714 should be so U.S. and British Governments.

AC DIST

ACTION EX COMM
INFO CHIEF COMMISSIONER
POLAD (A)
POLAD (B)
FILE
SKIETON

Original cable in File 6517/EC

2103

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

27

C 65690 H/7304

OCT 191445A OCT 201415

ROUTINE

AFHQ G-5

ALCOM, INFO: GHQ CMF

UNCLASSIFIED

Reference should be to Fan 696. Ref our FX 72714. Repeat 696 non 695.

AC DIST

ACTION - EX COMMR 2

INFO - CHIEF COMMISSIONER

POLAD A

POLAD B

FLOAT

FILE

Original cable in File 6517/EC

2106

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

26

FX 72746

OCT 171041A

H/7257

OCT 181030

ROUTINE

AFHQ
SIGNED SACMED CITE FHGEG
GHQ CMF, INFO: ALCOM ROME

RESTRICTED

In view fan 696 sent to you under this Headquarters FX 72714 of 16 October. Reur AG/00407 undated and Alcom AC/4119/5/L of 19 August. Presume Alcom will take no further action under your 16443/A3 of 12 September beyond informing the French Liaison Officers of the CCS decision as to channels and this Headquarters signal 04145 B will not require cancellation.

AC DIST

INFO ACTION - EX COMMR

INFO - CHIEF COMMISSIONER

FLOAT

FILE

Original cable in File 6517/EC

2107

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

25

FX 72714 H/7242

OCT --- OCT 171530

IMPORTANT

AFHQ SIGNED SACMED CITE FHGEG

ALCOM ROME

INFO : GHQ CMF

Confidential

SECRET

The following is text of CCS signed FAN 696 of 9 October.

"Reference Alcom letter 6517/EC of 13 April 1946 to GHQ CMF. Your request for Italians, including those mentioned in NAF 1165 who are wanted as War criminals by any of the United Nations will be handled as follows since Allied Military Government has been abolished throughout the whole of Italy with the exception of Venezia Giulia and the province of Udine. The request for the delivery of Italians who are alleged War Criminals will be taken up directly with the Italian Government by the Nation requesting the alleged criminals."

2. Ruling will be applied to requests already made which have not yet been complied with, Governmental representatives who have made such requests will be so informed forthwith.

3. Governmental Representatives of United Nations other than British and US will be informed of the above ruling as and when they submit requests to you to arrange for alleged War Criminals to be handed over.

4. In event of a governmental representative questioning validity of above ruling he should be advised that matter is one to be raised

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

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Confidential

through Diplomatic channels.

5. The ruling is considered to Debar AFHQ or Aloom from acting as a medium for communication between Yugoslav Governmental Representative and Italian Government on matters conneded with surrender of alleged Italian War Criminals. Should he raise question Jugoslav representative should be informed accordingly.

AC DIST

Action: Executive Commissioner (2)

Info: Chief Commissioner

File

Skeleton

Original cable in File 6517/EC

2109

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

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HEADQUARTERS ALLIED COMMISSION
A P O 794
Office of the Executive Commissioner

Ref. : 6517/247/EC

11 October 1946

SUBJECT : Extradition.

TO : French Representative
A.C.

In accordance with your letter no. 30/8 dated 8 October 1946 I enclose a copy of the cable of the British Polad at Caserta on this subject.

FOR THE CHIEF COMMISSIONER:

A.W. Knisely.

Brigadier,
Executive Commissioner

Encls. as above.

Original copy in File 6517/EC

2110

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

CABLE OF AFHQ TO THE BRITISH FOREIGN OFFICE

DATED 11-9-46.

AFHQ have asked me to draw attention to two points in draft Otalian Peace Treaty as contained in U.N. print of July 17th, Section I.

Article 38. Under wording of this article a mere accusation of a war crime or of treachery suffices to place the Italian Government under an oblication to hand over anyone so accused. The Yugoslavs for instance would therefore be in a position to, and inevitably would, demand surrender not only of all Yugoslav dissidents now in Italy, but also of a large number of Italians in important positions. This, apart from being a reversal of our policy to protect genuiine political refugees, and to consider for surrender only those war criminals whose names have been included on U.N.W.C.C. list, would obviously prove of extreme embarrassment to an already confused Italian Government. Moreover in the case of Yugoslav political refugees, the Italian Government would probably be only too glad to be rid of the responsibility of maintaining them.

Original copy in File 6517/EC

2111

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

TRANSLATION :

HEADQUARTERS ALLIED COMMISSION
Office of the French Representative
APO 394

No. 3018 Rome, 8th October 1946.

FROM : French Representative, A.C.

TO : Executive Commissioner, Chief Staff Officer.

SUBJECT : Copy of a Cable mentioned in minute No. 210/EC of Executive Commissioner's meeting 1st October 1946.

I have the honour to request, if it is possible, a copy of the cable sent to Paris by the British Political Adviser to AFHQ, which is mentioned in para 4 "Extradition Laws" of the minutes of the Executive Commissioner's meeting, 1st October 1946 No. 210/EC.

Capitain de Vaisseau
HERON de VILLEFOSSE
French Representative to A.C.

Original copy in File 6517/EC

2112

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

ROMA, 2 Settembre 1946 20

Dott. Rosario BARRANCO
Commissario della Polizia Italiana

Allegati n.4 -

Risulta che, di recente, il Rappresentante Francese nella Commissione Alleata in Italia ha chiesto all'Ammiraglio STONE l'arresto e la consegna alle Autorita' Francesi di tre cittadini italiani e, precisamente, dei nominati:

BARRANCO, indicato come ex Capo dell'Ovra di Nizza,

VALENTE o SALERNO, indicato come ex Commissario dell'Ovra a Nizza,

TISANI o PESCARA o DI RESTA, pure indicato come Commissario dell'Ovra o Capitano dei Carabinieri.

La richiesta e' motivata dall'accusa di gravi reati imprecisati e non provati, fra cui associazione a delinquere, omicidi, sequestro di persone, arresti arbitrari, furti, ecc. per i quali sarebbe in corso un procedimento penale a Marsiglia, dinanzi al Giudice istruttore di quel Tribunale Militare; ed e' basato su una denunzia sporta a carico dei predetti, come "criminali di guerra", alla Commissione delle Nazioni Unite, a Londra, (dossier n.1267).

Al riguardo si precisa, nell'interesse del Barranco, che egli si identifica in persona del Dott. Rosario BARRANCO, Commissario della Polizia Italiana, gia' residente a NIZZA - per ragioni di servizio - con patenti di Addetto Consolare presso quel R. Consolato Generale d'Italia, regolarmente accreditato con preventivo assenso del Governo francese.

Il Dott. BARRANCO, pur essendo funzionario di polizia, dipendente dalla Direzione Generale della P.S. e dal Ministero degli Esteri di Roma, non ha mai fatto parte dell'Ovra, ne' risulta che l'Ovra avesse propri servizi a Nizza.

Egli non ha mai avuto rapporti di gerarchia, di dipendenza o di servizio col VALENTE, che era - invece - Maggiore dei Carabinieri, dirigente il Servizio Informazioni Militare (S.I.M.) delle Alpi Marittime presso il Comando della IV Armata Italiana di occupazione in Francia.

Il Dott. BARRANCO non ha mai conosciuto il TISANI ne' il DI RESTA, mentre, invece, ricorda il PESCARA, che era un altro Maggiore dei Carabinieri, deceduto in Francia nel 1943.

Il servizio di polizia del Dott. BARRANCO, precisato come appresso, non aveva niente di comune con i servizi espletati dal Maggiore VALENTE e da altri appartenen-

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ti al SIM od all'Arma dei Carabinieri, operanti in Francia, alle dipendenze delle Autorita' Militari Italiane.

Il Dott. BARRANCO fu a Nizza, una prima volta, dal marzo 1939 al giugno 1940 come Addetto Consolare, debitamente accreditato.

Scoppiata la guerra, rientro' in Italia, dove fu chiamato alle armi e mobilitato in qualita' di Tenente di Fanteria. Nel luglio 1940 fu assegnato alla Commissione di Armistizio a Torino e nel settembre 1940 venne destinato, per la seconda volta, a Nizza, quale rappresentante della predetta Commissione, sempre col grado di Ufficiale dell'Esercito Italiano.

Avvenuta l'11 novembre 1942 l'occupazione militare italiana del territorio di Nizza, da parte della IV Armata, il dott. BARRANCO venne ufficialmente incaricato di coordinare in quel territorio i servizi di pubblica sicurezza (polizia) per la tutela delle truppe di occupazione.

Concluso l'armistizio nel settembre 1943, il BARRANCO, che si era rifugiato in Italia per sottrarsi ai tedeschi, fu tratto in arresto il 23 settembre 1943 a Bordighera dalle SS. germaniche e tradotto a Nizza. Quindi fu condotto a Roma e poi a Parigi, tenuto sotto stretta sorveglianza dalle SS. tedesche fino al giugno 1944, allorche' venne ordinato il suo internamento in Germania. Pero', poco prima della partenza, il dott. BARRANCO, munitosi di falso passaporto, riusci' a sfuggire alla vigilanza tedesca ed a riparare in Italia, dove si rese irreperibile, eludendo le ricerche dei comandi germanici.

Il Dott. BARRANCO e' completamente innocente di tutte leaccuse mossegli, le quali non lo riguardano affato e, comunque, si riferiscono soltanto ai servizi militari del SIM, nei quali egli non aveva alcuna parte.

Infatti la Villa "LYnwood" era un piccolo campo di concentramento della IV Armata, affidato ai Carabiniero Italiani, senza nessuna ingerenza del Dott.BARRANCO, il quale, pertanto, e' del tutto estraneo ai pretesi maltrattamenti, usati a detenuti, come, del resto, si rileva dalle stesse dichiarazioni degli arrestati BLANCARD, MESNARD, LEDERMAN, COSTE, CARENCO E GUETTA, i quali, in verita', non hanno fatto il nome del BARRANCO nelle loro deposizioni ne' potevano avere alcun motivo di farlo.

Evidentemente appare infondata la denunzia inviata a LONDRA, almeno nella parte che riguarda il Dott. BARRANCO, il cui nome risulta menzionato soltanto per errore o per equivoco, per il fatto che era noto come quello di un funzionario di polizia italiana e molti potevano ritenere che i Carabinieri ed i rispettivi ufficiali dipendessero da lui. Invece non era affatto cosi'.

D'altra parte il Dott. BARRANCO ha anche egli eseguito altre operazioni di polizia, di carattere ordinario, disposte dal Governo italiano, nell'esercizio legittimo delle sue funzioni,esercitate in perfetta legalita' - prima dell'armistizio - applicando le leggi italiane, come era suo dovere e come risulta dagli atti, esistenti a Roma, presso il Ministeri dell'Interno,dove sono depositati i relativi rapporti, verbali,relazioni,documenti e valori sequestrati,per i quali nessun reclamo.

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risulta sporto contro di lui. Il Dott. BARRANCO si e' sempre limitato a compiere il suo dovere di ufficiale e di funzionario di polizia e non si e' mai abbandonato ad alcun arbitrio o soprùso: nessuna colpa personale puo' essere addebitata a lui, essendosi sempre comportato come leale funzionario dello stato italiano e come perfetto gentiluomo.

Gli addebiti, mossi al BARRANCO nella denunzia di Londra inviata dalle Autorita' francesi, sono stati gia' oggetto, in Italia, di severa inchiesta da parte dell'Alto Commissariato per la Punizione dei Delitti Fascisti, che - vagliate le accuse nonche' la difesa e le precisazioni dell'interessato - non ha trovato estremi di sua responsabilita' personale e non ha ritenuto, percio', di procedere a suo carico.

D'altra parte il Dott. BARRANCO, dopo l'armistizio del settembre 1943, ed anche prima, e' stato simpatizzante per la Causa della Resistenza francese ed ha acquisito notevoli benemerenze verso i patbioti francesi, come risulta dalle accluse riproduzioni fotografiche di attestati, rilasciati dal Colonnello PAJOL, Maggiore CHOTARD, dott. DONATI e dalla dichiarazione di S.E. SENISE, gia' Capo della Rilizia italiana, internato in Germania dai tedeschi.

Per il suo atteggiamento il BARRANCO era inviso ai tedeschi, che lo consideravano elemento sospetto e ne sollecitarono invano la collaborazione dopo l'armistizio, quando procedettero al suo arresto.

Inoltre il Barranco, rifugiato in Italia, ha collaborato, nel 1944, con i servizi informativi alleati in Svizzera, per tramite del Comandante francese ROSSIGNOLI, che risiedeva a Ginevra. Nell'aprile 1945, essendo stato arrestato in Svizzera il corriere del dott. BARRANCO, tal NERI Aldo, il Barranco venne implicato anche lui nel processo di violazione della neutralita' svizzera, intentato al Neri.

Della cosa e' al corrente il Comando della Polizia americana di Milano, che intervenne per ottenere dalle autorita' svizzere la liberazione del Neri.

Il Dott. Barranco e' in grado di presentare tutti i documenti e le dichiarazioni, che occorressero per l'esplemento di una esauriente inchiesta sulla sua persona, inchiesta obiettiva che finora e' stata richiesta invano alle Autorita' francesi, anche a mezzo del Comando della Sureté Militaire di Milano.

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

17

AC/4119/5/L. 20 August 1946.

SUBJECT : Italian Officials claimed by the French authorities as war criminals,

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

1. You will find attached a letter from the French Liaison Officer to the Allied Commission whereby the French Government requests the handing over of three alleged Italian war criminals for trial before a French Court.

2. The French Liaison Officer stated verbally that he understood that those men were still memebers of the Italian Police Force and had previously been employed by the Allies.

3. This HQ would appreciate being informed of whatever action, if any, you intend to take in the matter.

4. As the matter of war criminals does not come within the functions of the Allied Commission I am asking no recommendations.

For the Chief Commissioner:

M. S. Lush
Brigadier,
Executive Commissioner.

Copy to: Chief Commissioner) with copy of letter
Executive Commissioner) under reference

Original copy in File 6517/EC

017

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

TRANSLATION

ALLIED COMMISSION IN

ITALY

Rome, 9th August 1946

N.349

Le Captain de Vaisseau Heron de Villefosse
French Repr. to Allied Commission in Italy to

Rear Admiral Ellery W. Stone
Chief Commissioner - A.C.

SUBJECT : Arrest of war criminals.

Enclosed: Copy of the file n.1267 of London's Commission

Ref. : Art.29 of Armistice 29 September 1943.

I have the honour to ask you, on behalf of my Government, for the arrest, and further for the hand over to the French Authorities, of the following Italian citizens.

BARRANCO, ex Chief of the OVRA At Nice.

VALENTE, alias SALERNO, ex commissioner of the OVRA at Nice.

TISANI, alias PESCARA or di RESTA, ex commissioner of the OVRA at Nice and Captain of Carabinieri.

These three men are in fact, charged with crimes, murders, illegal arrests, kidnapping, injuries and thefts, for which the investigating magistrate of the Military Tribunal in Marseille gave the order to arrest them.

Besides they appear on the list of war criminals of the United Nations Commission at London.

I enclose herewith the copy of the file n.1267 of London in which you will find more details about the above mentioned people.

/s/ HERON DE VILLEFOSSE

Original copy in File 6517/EC

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

15

COMMISSION ALLÉE
en ITALIE

Le Representant Francais

No. 349

Rome, le 9 Aout 1946

Le Capitaine de Vaisseau HERON de VILLEFOSSE
Représentant Francais à la Commission Alliée en Italie

à

Monsieur le Contre-Amiral Ellery STONE
Chief Commissioner A.C.

OBJET : Apprestation de criminals de guerre

P.JOINTES: Copie du dossier No.1267 de la Commission de Londres.

REFERENCE : Art. 29 de l'Armistice du 29 Septembre 1943.

J'ai l'honneur de vous demander, de la part de mon Gouvernement, que soit procédé à l'arrestation, et ultérieurement à la remise aux mains des autorités francaises, des trois ressortissants italiens suivants:

BARRANCO, ex-chef de l' O.V.R.A. à NICE
VALENTE, alias SALERNO, ex-commissaire de l' O.V.R.A. à NICE
TISANI, alias PESCARA ou di RESTA, ex-commissaire de l' O.V.R.A. à NICE et Capitaine de carabiniers.

Ces trois individus sont en effet inculpés d'association de malfaiteurs, homicides volontaires, arrestations illégales, séquestrations de personnes, coups et blessures, et vols, et de ce fait on fait l'objet de mandats d'arret du juge d'Instruction près le Tribunal Militaire de MARSEILLE. D'autre part ils figurent sur la liste des Criminels de Guerre de la Commission des Nations Unies à LONDRES. Je joins à la présente lettre la copie du dossier No. 1267 de LONDRES donnant de plus amples détails sue ces individus.

Sgd.: de Villefosse

Original copy in File 6517/EC

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

14

Ref: 6517/EC

17 August 1946

My dear Sir John,

With reference to your letter enquiring regarding Colonel CERRETANI Federico, held in 209 PW Capm.

I regret that no disposal instructions can yet be given in respect of this man, I will however, inform you as soon as a decision is reached by the appropriate authorities.

Your sincerely,

A.W. Knisely
Capt,
Liaison Officer.

Copy to : Security Div.

Sir John Serrac, KBE,
Via Regina Elena
ROME

Original Copy in File 6517/EC

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

13

HEADQUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

Ref. 3/7.3/CA 15 May 46

SUBJECT : Expulsions from Italy: Dr. Ferdinand DURCANSKY, Dr. Stanislav MERCIAR and Dr. Joseph POLAKOVIC, Czech subjects.

TO : Ministero degli Affari Esteri
R O M A

Reference your Memorandum Sta/Di 6/1988/831 of 3 May 46. Enquiries have been made concerning the three persons above named and you are informed that they do NOT appear on the United Nations War Crimes Commission's Lists.

FOR THE CHIEF COMMISSIONER

M. CARR, Brig.
VP CA Section.

Original copy in File 3/7.3/CA.

2120

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

12

HEADQUARTERS ALLIED COMMISSION
A.P.O. 394
PUBLIC SAFETY SUB COMMISSION
SECURITY DIVISION

REF : SD/266.01-103 10 May 1946

TO : VP CA Section

The three persons named in attached correspondence do not appear on UNWCC Lists.

A.H. ELLIS,
Captain,
Security Division.

AHE/nb

Original letter in File 3/7.3/CA

2121

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

11

Sta/Di

MINISTERO DEGLI AFFARI ESTERI 9 Mag 1946

MEMORANDUM FOR THE ALLIED COMMISSION

SUBJECT : Expulsions from Italy - Dr.Ferdinand DURCANSKY, Dr.Stanislav MERCIAR and Dr.Joseph POLAKOVIC, Czech subjects.

3/1C
CC's File

1. Reference is made to the Allied Commission's note CC2602 dated 20 March 1946 and to the Ministry for Foreign Affairs' Memorandum n.6/1052/484 dated 5 March 1946.

2. The Legation of Czechoslovakia has renewed the request of arrest and deportation to Czechoslovakia of the a/n Czech subjects, indicating one or the other of the following procedures as a means to dispose of them:

a) recognition of the a/n as war criminals and inclusion in the United Nations War Criminal list;

b) extradition.

3. The Ministry for Foreign Affairs wishes to inform that a request for extradition from the Czechoslovakian Government to the Italian Government could not be accepted because the Italo-Czechoslovakian Extradition Agreement of 6 April 1922 does not embrace cases of political crimes or facts related with them.

4. The Ministry for Foreign Affairs would therefore be grateful to the Allied Commission if they could inform whether the a/n have actually been included in the United Nations War criminals list in order to apply the suggested procedure under para a) above.

5. In the meantime the competent Italian Authorities have been required to trace the a/n Czech subjects.

Rome, May 3rd, 1946.

Original letter in File 3/7.3/CA

2122

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

Copies of letters from CC's File

MC

10

COPY

CC 2602

17 June 1946

Dear Sir:

I must apologize for the delay in replying to your letter of May 16th, which was not actually received at the Allied Commission until May 20th, due to the necessity of securing advice on this subject which has just come to hand.

Replying specifically to the question contained in the second paragraph of your letter, the letter of the United States Secretary of State dated March 8, 1946, does not seem to give the Allied authorities grounds for taking any further action other than that which I reported in the first paragraph of my letter to you dated 20 March 1946.

Very sincerely,

signed ELLERY W. STONE

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

Hon. Jan PAULINY-TOTH,
Minister of Czechoslovakia,
Czechoslovakian Legation,
Rome.

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

COPY

No. 3251/46

Rome the 16th of May 1946

your No.: CC2602

Dear Sir

I have the honour to enclose a copy of the letter of the State Department dated 8 March 1946 to the Czechoslovakian Ambassador at Washington concerning the extradition of Mr. Durcansky to Czechoslovakia.

Would you kindly inform me if on this ground the Allied Authorities could take any further action.

Faithfully yours:

signed Dr. Jan Pauliny Toth
Minister of Czechoslovakia

H.E.
Ellery W. Stone
Rear Admiral USNR
Chief Commissioner
Allied Commission

Rome.

Original of this letter in File 2602/CC

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

COPY

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Opis kc. 53.082/VI-5/46 MZV

March 8, 1946

Excellency:

I have the honor to acknowledge the receipt of Your Excellency's note /1724/46/ of February 19, 1946 regarding the extradition of Dr. Ferdinand Durcansky.

The United States Political Advisor at Caserta, Italy, has been informed that the United States Government perceives no objection to the extradition of Durcansky to Czechoslovakia.

Accept, Excellency, the renewed assurance of my highest consideration.

For the Secretary of State:

DEAN ACHESON

His Excellency

Vladimir Hurban

Ambassador of Czechoslovakia.

860F.00/2-1946 CS/LF

Original of this letter in File 2602/CC

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

COPY

CC 2602

20 March 1946.

Dear Sir:

Replying to your letter of 14 March, this is to inform you that I have sent a memorandum to the Italian Foreign Office stating in response to their two questions as to the status of Dr. DURCANSKY and Dr. MERCIAR that (a) their sojourn in Italy has not been authorized by the Allied Commission and that (b) they are not to be considered as under the protection of the Allied authorities.

Since both of the parties in question are not yet officially listed as war criminals, the Allied authorities would appear to be without authority to take the action requested in your letter of 8 February.

Sincerely yours,

signed Ellery W. Stone

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

Hon. Jan PAULINY-TOTH,
Minister of Czechoslovakia,
Czechoslovakian Legation,
Rome.

2126

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

COPY

6

20 March 1946

CC 2602

MEMORANDUM FOR THE MINISTRY OF FOREIGN AFFAIRS

SUBJECT: Expulsions from Italy - Dr. Ferdinand DURGANSKY and Dr. Stanislav MERCIAR, Czech subjects.

1. Reference is made to your memorandum on the above subject dated 5 March 1946.

2. The answer to both questions (a) and (b) in paragraph 2 of your memorandum is in the negative.

3. It will be noted from the attached copy of letter from the Czechoslovakian Minister that the subject citizens of Czechoslovakia have not yet been officially recognized as war criminals. This being so, the cases would appear to be covered by your normal extradition procedure and pertinent extradition treaties with Czechoslovakia.

signed Ellery W. Stone
ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

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

COPY

Ministero degli Affari Esteri

MEMORANDUM FOR THE ALLIED COMMISSION

Subject: Expulsions from Italy - Dr. Ferdinand DURCANSKY and Dr. Stanislav MERCIAR - Czech subjects.

1. The Legation of Czechoslovakia in Rome has requested the Ministry for Foreign Affairs that the u/m Czech subjects, both residing in the neighbourhood of Rome, be arrested and deported from Italy.

a) Dr. Ferdinand DURCANSKY, born at Rajes, Czechoslovakia, in 1907;

b) Dr. Stanislav MERCIAR, born in 1906.

2. In view of the Allied Commission's standing in the matter of expulsions of foreigners from Italy as stated in note AC/14756/5/PS, dated 5 February 1946, addressed by the Chief Commissioner to the President of the Italian Council of Ministers, the Ministry for Foreign Affairs, before undertaking any steps with a view to tracing the two above named individuals, would be very grateful to the Allied Commission if they will let them know whether:

a) Their sojourn in Italy has been authorized by the Allied Commission;

b) They are to be considered under the protection of the Allied Authorities.

3. The Ministry for Foreign Affairs, while thanking the Allied Commission for their interest in the case, will greatly appreciate the courtesy of an early reply.

Rome, March 5th, 1946.

Original of this letter in File 2602 CC

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

COPY

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No. 1860/46

Rome, 14th of March 1946.

Your No. CC 2602

Dear Sir,

I have the honour to inform you that the Ministry of Foreign Affairs at Prague had asked to include Mr. DURCANSKY and MECIAR on the war criminals list. This demand until now has not been realised.

Further the American Ambassador at Prague H.E.L. STEINHARDT declared to the Czechoslovak Foreign minister J. Masaryk that the State Department has no objection against the arrest and extradition of Mr. DURCANSKY.

Faithfully Yours:

signed Jan PAULINY-TOTH
Minister of Czechoslovakia.

EMERY W. STONE
Rear Admiral USNR
Chief Commissioner

ALLIED COMMISSION
Rome

Original of this letter in File 2602 CC

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

COPY

3

No. 1668/46 Rome, March 9th 1946.

Re CC 2602

Dear Sir,

I have the honour to receive your letter of 7th March and to inform you that DURCANSKY and MECIAR are both considered by the Czechoslovak government as war criminals.

I wired to Prague to ask if they are on the London war criminal's list and I shall communicate the answer to you as soon as I shall get it.

Faithfully Yours

signed Dr. Jan PAULINY-TOTH
Minister of Czechoslovakia.

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

V.

ALLIED COMMISSION
Rome

Original of this letter in File 2602 CC

Spare

2130

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

COPY

2

CC 2602

7 March 1946

Dear Sir:

Replying to your letter of February 8th with reference to your request that the two Czechoslovakian citizens DURCANSKY and MERCIAR be arrested and extradited, my recollection of our conversation of March 1st on this subject is that you stated that your request was based on the fact that these men are war criminals.

Will you kindly advise me if my understanding is correct.

Very truly yours,

signed Ellery W. Stone

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

The Czechoslovakian Minister,
Czechoslovakian Legation,
Rome.

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

COPY

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LEGATION DE TCHECOSLOVAQUIE
ROME

No. 1029/46 Rome, February 8th, 1946.

SUBJECT: Extradition of
Dr. Ferdinand DURCANSKY
and Stanislav MECIAR.

TO: LEGAL DIVISION

ALLIED COMMISSION, ROME.

The Czechoslovak Legation begs the ALLIED COMMISSION to find out the whereabouts of two Czechoslovak citizens Dr. Ferdinand DURCANSKY and Stanislav MECIAR to arrest and extradition the same.

Dr. Ferdinand DURCANSKY born 1907 in Rajec, Czechoslovakia, was formerly Minister of Foreign Affairs under the fascist president of Slovakia Mr. Tuka. Dr. Drucansky fled from Slovakia with the Germans in 1945 and in December 1945 managed to come to Italy and it is believed that he lives in the surroundings of Rome, the precise place is not known.

Dr. Stanislav MECIAR born in 1906 was Secretary of Matice of Slovakia/Slovak Cultural Academy/, is also a Fascist whom the Czechoslovak Government holds responsible for the denunciation of a great number of Slovak patriots and handing them over to the Germans. He also is according informations living near Rome.

Thanking you in advance for your help in the above mentioned matter I remain

Yours very truly

signed Dr. Jan PAULINY-TOTH

Envoy Extraordinary and Minister
Plenipotentiary of Czechoslovakia

Original of this letter in File 2602 CC

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