

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

ACC

10000/109/1589

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

10000/109/1589

ENEMY AGENTS
MAR. - AUG. 1944

S E C R E T

**HEADQUARTERS
ALLIED CONTROL COMMISSION
APO 394**

Ref: 292/60/CA

12th August 1944

SUBJECT : Sentences imposed on enemy agents.
TO : Hq Allied Forces in Italy.

1. Reference your letter AAI/1/60/3/GSI (b) dated 22 Jul 44 and 292/52/CA of 6 Aug 44.

2. Since writing to you on 6 August 1944, I am advised that the cases of RABINOVICHI Carlo and SPERA Olga have been received in the Legal Sub-Commission for review. The accused were both convicted of espionage and received sentences of 20 and 15 years respectively. These sentences are being confirmed.

3. While the court did not set forth its reasons for imposing sentences of imprisonment instead of death, the Acting Chief Legal Officer advised me that in his opinion the court acted quite properly inasmuch as each accused before confessing was definitely told by the investigating agent (the agent so stated himself) that if the truth were told attempts would be made to help the accused to get a light sentence.

4. In order to get valuable information it may be thought necessary for agents to make some such inducement, but when confessions are obtained without warning to the accused or by threat, force or other inducement, a court may most properly take such matters into consideration both in giving effect, if any, to the confession and in imposing the sentence.


M. S. DURR,
Brigadier,
Executive Commissioner.

Handwritten initials

4342

S E C R E T

Handwritten mark in a circle

TRANSJANES,
ALLIED ARMY COMMISSION,
APO 39,
R.O. & R.O. HONOLULU.

SECRET

59

11th August 1944

90
1218

Ref: 292/59/GA

SUBJECT: Sentences Imposed on Enemy Agents.

TO : Admin Sec
(Attn: Legal Sub-Com).

1. I refer to your ACX/ABX/35/L dated 9 Aug 44 and your confirmation of the sentences imposed on CARLO BARRICELLI and OLGA SPERA is noted.
2. I am strongly of the opinion that in spy cases and all cases where the death sentence has been asked for, the Court should give a detailed reason for not imposing the maximum sentence.

Brigadier,
Executive Commission.

MA

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HEAD HEADQUARTERS
ALLIED CONTROL COMMISSION
R.O. & M.G. Section
APO 394

RSP/292/58/CA

6 August 1944

SUBJECT : Sentences imposed on Enemy Agents.
TO : SE Allied Armies in Italy.

47

Reference AAI/4460/5/CSI(b) of 22 July 1944.

1. The facts set out in para 1 of your letter are appreciated.
2. I can assure you that the officers sitting on Allied Military Courts are well aware that the normal sentence on a person convicted of espionage is one of death; and a conference of Legal Officers held here on 1 August was made the occasion of re-stating this proposition.
3. However, the imposition of sentence in any particular case is a matter of judicial discretion for the Court, with which it is undesirable and indeed improper to interfere.
4. In this connection I would add that each of the cases to which you refer was carefully reviewed by the Chief Legal Officer at this Headquarters and he informs me that in his opinion in these particular cases (with one possible exception) the court properly exercised its judicial discretion in each case (for one reason or another) in imposing a sentence of imprisonment rather than one of death.

M. G. LUSH,
Brigadier,
Executive Commissioner,
For A/ Chief Commissioner.

Copy to : Admin Sec. (Ref. your AAI/4460/1. of 6 August 44).

File on Original by Eric...

on 50-57

P.S. - I signed a death sentence yesterday

44 refers

//A 4340

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HEADQUARTERS
ALLIED CONTROL COMMISSION
Administrative Section
APO 394.

6 August 1944.

ACC/4040/L.

SUBJECT : Sentences imposed on Enemy Agents.

TO : R.C. & M.G. Section.

45 7 AUG Recd
56

1. Reference your letter Ref/292/45/CA dated 24 July 1944.

2. Herewith suggested form of reply to letter received from HQ, AAI, in connection with the above, for approval and signature by the Executive Commissioner.

...

G. R. Upton
G. R. UPTON.
Colonel.
A/Head, Adm. Sec.

/wcv.

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HEADQUARTERS
ALLIED CONTROL COMMISSION
R.C. & M.G. Section
APO 394

6 August 1944.

REF/292/3/CA.

SUBJECT : Sentences imposed on Enemy Agents.

TO : HQ, Allied Armies in Italy.

Reference AAI/1460/5/GSI(b) of 22 July 1944.

1. The facts set out in para. 1 of your letter are appreciated.
2. I can assure you that the officers sitting on Allied Military Courts are well aware that the normal sentence on a person convicted of espionage is one of death; and a conference of Legal Officers held here on 1 August was made the occasion of restating this proposition.
3. However, the imposition of sentence in any particular case is a matter of judicial discretion for the Court, with which it is undesirable and indeed improper to interfere.
4. In this connection I would add that each of the cases to which you refer was carefully reviewed by the Chief Legal Officer at this Headquarters and he informs me that in his opinion in these particular cases (with one possible exception) the court properly exercised its judicial discretion in each case (for one reason or another) in imposing a sentence of imprisonment rather than one of death.

M. S. LUSH,
Brigadier,
Executive Commissioner.

Copy to [unclear] 200 57

copy to [unclear] [unclear] of 6 2000

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HEADQUARTERS
ALLIED CONTROL COMMISSION
R.C. & R.G. SECTION
APO 394

Ref 722/55/01

4 August 1944

SUBJECT: Sentences imposed on convicted enemy agents.

TO : Admin. Section.

SH

For your information is sent copy of letter from AFHQ dated 27 July 44 addressed to A.C. of H., 9-5. This document clearly the strong deterrent effect created by the publicity given through leaflets to the execution of convicted enemy agents.

JK

WYMAN E. PIERCE
Colonel
Deputy Executive
Commissioner

1/A
4437

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ALLIED FORCE HEADQUARTERS
Office of the Assistant Chief of Staff, G-2

REF: D/A

54

B-389.701-B

27 July, 1946

F 3 AUG Recd

SUBJECT: Leaflets, Enemy agents

TO : A.C. of S., G-5, AFHQ.
Copy to PWB, AFHQ

See Folio
57

1. In order to discourage the recruitment of Italians by the enemy secret services for espionage and sabotage, leaflets have been printed and dropped over selected sites. These leaflets contained the photographs and personal details of enemy agents who have been arrested, condemned to death and executed, with a warning of a like fate to all who take part in such covert activities against us.

2. Since the Allied occupation of Rome, a number of statements have been made by captured enemy agents when under interrogation concerning these leaflets pointing to their having had some very considerable psychological and deterrent effect. A captured document also bears this out.

The following are examples of the above:-

a. Ugo D'ESPPOSITO, a SD W/T "stay-behind" agent arrested by Eighth Army at Piaggi confessed that he had smashed his W/T set in a moment of panic when he read the leaflets and recognized the photographs of the executed persons as those of his colleagues who were engaged by the enemy secret service for espionage missions.

b. Giorgio ANTONIUCI, a SD agent, stated that he was informed by one Luciano FERREZZO, a Guardia di Finanza of Rome, that the latter had picked up a leaflet bearing the photographs of six young men who had been tried, convicted and shot as German spies. One of these six was Franco ASCIARI, a mutual friend of ANTONIUCI and FERREZZO. ANTONIUCI confessed that this had a deterrent effect on him as regards action on behalf of the Germans.

c. Luigi TORZI, an Abwehr W/T stay-behind agent wrote a statement, translation of which is as follows:-

" Your leaflet dropped by Allied aircraft on the
" city of Florence made a great impression on me and
" upon all my companions whom I knew to be agents. The
" successful delivery of this leaflet made me understand
" particularly that there was in Florence a German

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" espions school known to your service. I said to myself: 'Why were these leaflets dropped particularly in the city of Florence?' I understood from henceforth that our connection with the Germans was known, and the entire affair compromised, therefore, from that day, I lost interest in the prospect of the mission which was to be assigned to me. In reading the leaflet, the effect was tremendous, especially because the six photographs contained therein were those of two people whom I knew, Enrico MERICOCCHI and Marino CANTELLI. My idea from that day on was not to fulfill my mission, and I acted accordingly."

d. A document was found in the vacated office of Colonel RAFFLER, head of SU in Rome, concerning the publicity accompanying the first set of leaflets. The document is an inter-office memorandum sent to RAFFLER, by Captain MEYER, one of his assistants, attaching two clippings concerning the execution of the six German spies and saboteurs contained in the first leaflet issued.

The memorandum translated from the German is as follows:-

- " 1.5.44
- " Memorandum for Obersturmbannführer K.
- " Contents: A-Gen S-Men MERICOCCHI and CANTELLI and V-Gen ASCHIERI shot on order of ALEXANDER.
- " The noon press today publishes the accompanying reports from which "Il MESSAGGERO" also reiterated the names of those condemned to death by the Allied Military Tribunal.
- " Of the group attached to Einheit Keiser on 5.1. (MIRLANI, CANTELLI, MERICOCCHI and ASCHIERI) only MIRLANI does not appear on the list of those shot. This latter went as an I-Men, the first three with material as Z-Men. ASCHIERI's parents know nothing of their son's mission. The mother, about 14 days ago, came to Sturmbannführer Dr. HARR, and received from us the reassuring information that her son had a special type of employment in Northern Italy, and that all was going well with him.
- " ASCHIERI's parents learned the news of the misfortune of their son Franco definitely from the newspapers. Who undertakes official notification of the family?
- " Conclusions: Unfavourable effects on the I- and Z-men who have not yet come to the point of undertaking missions may be expected psychologically and

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" materially from publication of the names. How is this new situation to be met? Should not a directive be necessary in the future to the Ministry of Popular Culture to publish names in such reports neither in this press nor on the radio?

3. The above shows the important deterrent effect that the execution of convicted spies has on others intending to commit espionage and sabotage missions against us. The necessity for the stern carrying-out of the death penalty after the conviction of such persons cannot be too strongly emphasized.

For the Assistant Chief of Staff, G-2

/s/ S. S. Hill-Dillon

S. S. HILL-DILLON.
Colonel, G.S.
G-2(CI)Section.

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A B 57
638T

Subject:- Sentences imposed on convicted enemy agents

HQ ALLIED ARMIES IN ITALY

SECRET

AAI/1460/5/GSI(b)

H.Q. A.O.C.

HEADQUARTERS
1 AUG 1944
A. C. C.

30 Jul 44

1 AUG 1944

With further reference to this H.Q. letter of even number dated 22 Jul 44 on the above subject.

1. We have been directed by A.F.H.Q. to bring to your attention the attached memorandum.
2. This demonstrates clearly the strong deterrent effect created by the publicity given through leaflets to the execution of convicted enemy agents.

44-50

(E R Howell)
Brig. G.S.(H)

Ka
Lt-General,
Chief of General Staff.

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Ex Comm:

I will pass to Admin Sec. after you have seen

seen

ll 78

Then pass on to
John Str. Jhr

Seen.

TD/3/8.

Major Decker

Pass to Admin

ll 78

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

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ALLIED PUBLIC INFORMATION,
Office of the Assistant Chief of Staff, G-2

W-339, 701-3

27 July, 1944

SUBJECT: Leaflets, enemy agents.

TO : A.C. of S., G-2., AFHQ.
Copy to PWS., AFHQ.

1. In order to discourage the recruitment of Italians by the enemy secret services for espionage and sabotage, leaflets have been printed and dropped over selected areas. These leaflets contained the photographs and personal details of enemy agents who have been arrested, condemned to death and executed, with a warning of a like fate to all who take part in such covert activities against us.

2. Since the Allied occupation of Rome, a number of statements have been made by captured enemy agents when under interrogation concerning these leaflets pointing to their having had some very considerable psychological and deterrent effect. A captured document also bears this out.

The following are examples of the above:-

a. Ugo D'AMONTO, a SD V/T "stay-behind" agent arrested by Eighth Army at Foggia confessed that he had washed his V/T card in a moment of panic when he read the leaflets and recognized the photographs of the executed persons as those of his colleagues who were engaged by the enemy secret service for espionage missions.

b. Olimpia ANTONINI, a SD agent, stated that he was informed by one fascisto PIERRO, a Guardia di Finanza of Rome, that the latter had picked up a leaflet bearing the photographs of six young men who had been tried, convicted and shot as German spies. One of these six was Franco ARCHETTI, a mutual friend of ANTONINI and PIERRO. ANTONINI confessed that this had a deterrent effect on him as regards action on behalf of the Germans.

c. Luigi TORRE, an Abwehr V/T stay-behind agent wrote a statement, translation of which is as follows:-

- * Your leaflet dropped by Allied aircraft on the
- * city of Florence made a great impression on ~~me~~ ^{me}
- * upon all my companions whom I know to be agents. The
- * successful delivery of this leaflet made us understand
- * particularly that there was in Florence a German

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" espionage school known to your service. I said to myself: 'Why were these leaflets dropped particularly in the city of Florence?' I understood from henceforth that our connection with the Germans was known, and the entire affair compromised, therefore, from that day, I lost interest in the prospect of the mission which was to be assigned to me. In reading the leaflet, the effect was tremendous, especially because the six photographs contained therein were those of two people whom I know, Enrico BORGOGNI and Marina GAMBELLI. My idea from that day on was not to fulfill my mission, and I acted accordingly."

d. A document was found in the vacated office of Colonel KAWNER, head of SD in Rome, concerning the publicity accompanying the first set of leaflets. The document is an inter-office memorandum sent to KAWNER by Captain MEYER, one of his assistants, attaching two clippings concerning the execution of the six German spies and saboteurs contained in the first leaflet issued.

The memorandum translated from the German is as follows:-

- 1. 3. 44.
- Memorandum for Oberstaatsanwalt Dr. K.
- Contents: A.K. 3-men BORGOGNI and GAMBELLI and V-4-man BORGOGNI shot on order of ANKARDER.
- The main press today publishes the accompanying reports from which "Il Messaggero" also reiterated the names of those condemned to death by the Allied Military Tribunal.
- Of the group attached to Einheit Keiser on 3.1. (BORGOGNI, GAMBELLI, BORGOGNI and BORGOGNI) only BORGOGNI does not appear on the list of those shot. This letter went as an I-man, the first three with material as before. BORGOGNI's parents know nothing of their son's mission. The mother, about 14 days ago, came to Stabsamtsleiter Dr. HALL, and received from us the reassuring information that her son had a special type of employment in Northern Italy, and that all was going well with him.
- BORGOGNI's parents learned the news of the misfortune of their son "bravo" definitely from the newspapers. She undertakes official notification of the family.
- Conclusion:- Unfavorable effects on the I- and II-men who have not yet come to the point of undertaking missions may be expected psychologically and

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-3-

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* materially from publication of the names.
How is this new situation to be met? Should not a directive be necessary in the future to the Ministry of Popular Culture to publish names in such reports neither in this press nor on the radio?

3. The above shows the important deterrent effect that the execution of convicted spies has on others intending to commit espionage and sabotage missions against us. The necessity for the stern carrying-out of the death penalty after the conviction of such persons cannot be too strongly emphasized.

For the Assistant Chief of Staff, G-2

S. S. HILL-DILLON,
Colonel, G.S.
G-2(CI)Section.

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CABR
JUL Reed

NO MORE AREA 1 DISTRICT 2 DEWENT ARREST GARRISON WASHINGTON INFO AGO

ADY 441

I(3) 004

JUL 30 1944

HEADQUARTERS
31 JUL 1944
A.C.C.

19/31

CONFIDENTIAL
RONE

NUMEROUS ARRESTED ENEMY AGENTS ARE NOW TO BE BROUGHT TO TRIAL.
THEY MUST BE PREPARED WITH STRONG DEFENSE AND TRIALS HELD AT
DISTRICT COURTS WHERE DELAY HAS ALREADY BEEN CONSIDERABLE IN
SOME CASES. WORK ON PREPARATION OF TRIAL CASES WILL BE GIVEN HIGH
PRIORITY AND IF NECESSARY AT EXPENSE OF DETAILED INTERROGATION.
EMPHASIZED THAT EARLY TRIALS AND CONVICTIONS WILL BE GREAT CONTRIBUTION
TO SECURITY FOR FORTHCOMING OPERATIONS. PLEASE NOTIFY THIS HQ
INDICATED DATES OF TRIALS IN YOUR COM AND.

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John
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Imp : NYCC
C.A. BR
Admin Sec
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CONFIDENTIAL

HEADQUARTERS
ALLIED CONTROL COMMISSION
R. C. & N. C. STATION
APO 394

46

Ref/292/A6/CA

27 July 1944

SUBJECT: Sentences imposed on Convicted Enemy Agents.

TO : His A.A.L.

44

Your letter AI/1460/5/USI(b) of 22 July has been received. Very careful consideration is being given to the points you raise and a reply will be forwarded shortly.

SW
Brigadier
Reserve Commissioner
For V/Chief Commissioner

See 45
to [unclear] Br. 3/8
[unclear]

4224

HEADQUARTERS
ALLIED CONTROL COMMISSION
R.C. & M.G. Section
APO 394

SECRET

45

Ref/292/45/CA.

24 July 1946

SUBJECT: Sentences on Spies.

TO : Admin. Section.

44

1. I forward copy of a letter received today from General Lemitzer at HQ. AAI.
2. Would you please comment on this letter, especially on the points raised in paras. 3 and 4, so that an early reply may be given as requested.

Spoke heard - [unclear] 18
Letter to reply
file Aug 31

NORMAN B. FISKE,
Colonel,
Deputy Executive
Commissioner.

Incl
as above

See 46

Noted B/A
26/7
4227

292 X
24 JUL Recd

C.A. B...
HH

Subject:- Sentences imposed on convicted enemy agents

HQ ALLIED ARMS IN ITALY

SECRET

AM/1460/5/GSI(b)

22 Jul 44

HEADQUARTERS
24 JUL 1944
A. C. G.

H. S. A. G. C.

1. During the past month eight enemy agents have been brought to trial before an Allied General Military Court on espionage charges. All were convicted of such charges, but only two were sentenced to death, the remainder being awarded terms of imprisonment.
2. The military and security situation calls for the strongest possible measures to defeat the enemy's intense and widespread espionage activities, and it is feared that any leniency which may be shown in this direction may well have the most adverse effect on the security and success of our operations. Thus, although such leniency may spare the life of an Italian spy, it may lead to greater loss of life among Allied troops.
3. To illustrate this point it may be mentioned that we recently examined a letter written to his sister by RENZO GIOVANNI, a convicted enemy agent now serving a term of twenty years imprisonment. In this letter he stated that he did NOT expect to remain in prison for long, as he would presumably be released at the end of the war. It seems probable that this presumption may well prove correct, and that this factor is a source of encouragement to enemy agents and others who may be considering whether to accept missions on behalf of the Germans.
4. Although it is appreciated that each case must be treated on its merits by the court, it is considered that the death sentence should be the normal penalty awarded in respect of persons convicted of espionage and sabotage offences, and that only in very exceptional cases should this be commuted to imprisonment.
5. Will you please give this matter your urgent consideration, and take such steps as you may deem possible, within the bounds of legal procedure and proper justice, to ensure that future cases of this nature are handled with due regard to their vital bearing on the military situation.

See 45146
see 57458

L. L. Lennitzer
Major General, US Army
for Lt-General,
Chief of the General Staff.

18 JUL 1944

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CA 132

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HEADQUARTERS
AMG FIFTH ARMY
APO 464 U.S. ARMY.

CONFIDENTIAL

7 July 1944.
208/CA/102.

SUBJECT: Menechelli Giovanni.

TO : H.Q. AAI (GSI(b)).

1. Reference your letters AAI/1456/42/GSI(b) dated 6th and 8th June 1944 and letter from H.Q. A.C.C. (R.C. & M.G. Section) Ref. 292/32/CA dated 13th June addressed to you with copy to us.

2. The conviction of the above-named Menechelli Giovanni and the sentence of life imprisonment imposed on him by General Military Court have been confirmed by the Reviewing authority.

3. Appropriate arrangements can therefore be made for his transfer from S. Maria Gaol to Procida prison as previously agreed. It is understood that these will be handled by the Prisons Officer Region III, to whom any special directions should be sent.

For the Commanding General:

E.B.M.

E.B. MAYNE.,
Colonel, UDF.,
Chief of Staff,
AMG Fifth Army.

Copy to : H.Q. A.C.C. (R.C. & M.G. Section)
R.C. Region III (Att: Prisons Officer).

HEADQUARTERS
AMG FIFTH ARMY
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GAMBELL/301

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U. S. CONFIDENTIAL
Army Branch CONFIDENTIAL



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JUNE 23/44

CONFIDENTIAL

ROUTINE

ACC BEAR

AND KITCHEN, AND REGION 5 DAMBACH SO, HQ AAI

100/31

HQ AAI STATES CASES OF ALLEGED SPIES FUMARDI GMS GRESTI AND BARTOLINI PASSED BY NIGHT ARMY TO EXECUTIVE COMMISSIONERS TO ARRANGE TRIAL PD TO AND EIGHTH FOR BAIL LOVE GORE GMS AND REGION FIVE FOR ROGER LOVE GORE GMS HQ AAI FROM ACC BEAR FROM GAMBELL SIGNED BACK/BLANK PD ATTENTION BRANCH TO ACC STRIKE FOR INFO FOR INFO STRIKE LOVE OF ONE SIX MAY PD EXECUTIVE COMMISSIONER HAS AGREED PASS PAPERS ON RECEIPT TO REGION FIVE AND WILL ARRANGE TRIAL PD

Wk 70/b P/A

AUTHORIZED BY:

EJ. Chiozza
E. J. CHIOZZA
ORD. TRA X
Adjutant

DISTRIBUTION:

- 1 - File
- 1 - Fleet
- 1 - ICG
- 1 - Legal
- 1 - HC & HD Section (Main)
- 1 - Adj (Main)

U. S. CONFIDENTIAL
Army Branch CONFIDENTIAL

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CONFIDENTIAL 1964 40
ARMY CONTROL COMMISSION 1009
INCOMING MESSAGE
MRE-MAI
22
EABM

TO: HQ, CC
FROM: ADV AAI
SIGNAL MESSAGE CENTER No: N23/22
CLASSIFICATION: CONFIDENTIAL
PRECEDENCE: NONE
REFERENCE No: I(B) 452
DATE AND TIME OF ORIGIN: JUN212146B OFFICE OF ORIGIN: CITE/NONE

FOR EXECUTIVE COMMISSIONER, UNDERSTAND 8TH ARMY AMB LEGAL HAS PASSED
CASES OF 3 ALLEGED SPIES FUCARDI CELESTI BARTOLINI TO YOUR SECTION
TO ARRANGE TRIAL. REQUEST THEY BE TRIED AS SOON AS POSSIBLE.
CAMPOBASSO AREA WOULD BE CONVENIENT AS REGHDS WITNESSES BUT THAT
LOCALITY NOT ESSENTIAL

Legal taking action

ACC DIST

ACTION - LEGAL SC (RENR)
INFO - DER. CC
- CA BY
- FILE
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EC to Law

Reg v C.R. 2.0. 21/22
per law 16
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FOR EXECUTIVE COMMISSIONER, UNDERSTAND 8TH ARMY ANG LEGAL HAS PASSED
CASES OF 3 ALLEGED SPIES FUCARDI CELESTI BARTOLINI TO YOUR SECTION
TO ARRANGE TRIAL. REQUEST THEY BE TRIED AS SOON AS POSSIBLE.
CAMPOBASSO AREA WOULD BE CONVENIENT AS HEARDS WITNESSES BUT THAT
LOCALITY NOT ESSENTIAL

Legal military action

ACC DIST

*ACTION - LEGAL SC (REAR)
INFO - DEP. CC
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1 - FRONT*

EC to Leg

*Reg. V R.L.O. 28 22th EC
for 22th 28*

Major Reiter

*Legal will presumably take AAA staff
action they are taking*

22th 222

DATE and TIME of RECEIPT JUN20335B

Distribution:

[Signature]

*Col. [Signature] copy up to [Signature]
with [Signature] authority of
any papers [Signature] [Signature]
[Signature] [Signature] [Signature] [Signature]*

CONFIDENTIAL

292

200639

HA ACC FOR CHIEF LEGAL OFFICER

NS/22

ADV AAI

CONFIDENTIAL

I (B) 451

NEWS

June 22

SUBJECT IS CASE OF TANJARI REGGIA HICCARD IN NAPLES ALLEGED TO HAVE ASSISTED
 FRENCH SECURITY AGENT POSING AS ENEMY SPY ASCHIERI. DESIRED TO BRING THESE TO TRIAL .
 PAPERS HANDED BY PBS SOME TIME AGO TO COL CHAPMAN LEGAL REGION THREE. PBS STATES
 LATTER AWAITING INSTRUCTIONS FROM AAI BEFORE PROCEEDING. SURELY THIS UNNECESSARY.
 PRESUME HE CAN AND ~~WILL~~ SHOULD ACT AT REQUEST PBS AS HAS BEEN PRACTICE HITHERTO
 WITH ARMIES AND DISTRICTS. WE HAVE ADVISED PBS ACCORDINGLY. IF YOU AGREE PLEASE
 CONFIRM WITH LEGAL REGION THREE

*Y. ...
 ...
 ...*

ACC DISTRIBUTION:
 Action; Legal S.C. (rear)
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 Admin Sec
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CONFIDENTIAL

HEADQUARTERS
ALLIED CONTROL COMMISSION
R.C. & M.C. SECTION
APO 334

11/38

38.
Ref/752/222/Ca

13 June 1954

SUBJECT: Clattino, Michale.

TO : Security Branch,
Admin. Section (for Public Safety
Sub-Commission)

The attached copy letter from GHI(b) Hq. AAI
to AOC of 11 June and Arrest Report are forwarded
to you for information.

MURRAY E. FISKE
Colonel
Deputy Executive
Commissioner

JER/JR

P/A

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AS

C-413-37

11 3 JUN 1944

U-742

Subject:- GIATTINO Michele.

HQ ALLIED ARMS IN ITALY

CONFIDENTIAL

AAE/1456/92/GSI(b).

A.C.C. Executive Commissioner.

11 Jun 44.

36

Herewith copy of the arrest report on the above-mentioned
who is a captured enemy agent. He is being interned in 371
P.W. Camp for the duration of the War.

D Murray Capt
Brigadier.
S.S.S.(I).

Copy to:- G-2, Fifth Army.

PK 12/6

all

4319

ARREST REPORT.

Name:- GIATTINO Michele.
Son of Vincenzo and Elena SCARANO.

Italian nationality.

Address:- c/o GIATTINO Francesco (his aunt),
Via Botteghele 32,
AGRIGENTO, Sicily.

Arrested: 21 May 44 in the region of LEROLA by the French Expeditionary Corps, on suspicion of being an enemy agent. Subject confessed contact with enemy intelligence but he was not brought up for trial owing to fact that he was not thought to have intended to carry out his mission.

In view of his contact with the enemy I Service, however, he must be interned for the duration in 371 P.W. Camp.

11 Jun 44.

Murray Capt
Brigadier,
B.G.S.(I).
A.S.I.

4325

HEADQUARTERS
ALLIED CONTROL COMMISSION
R.O. & M.O. SECTION
APO 394

Ref/232/109/CA

12 June 1944

SUBJECT: Civilian Internees.

TO : Security Branch,
Admin. Section (for Public Safety Sub-Commission)

The attached copy letter from GHI(b) HQ, AAI to 372
P.V. Camp dated 9 June 44, and relative case histories are
forwarded for your information.

PK
NORMAN E. FIECK
Colonel
Deputy Executive
Commissioner

MA

JER/JR

Subject: - Civilian Internees ~~292~~ ²⁹² ~~ALLIED ARMIES IN ITALY~~ ^{ALLIED ARMIES IN ITALY} ~~34~~ ¹⁰⁸

SECRET

AAI/1456/31/OSI(b)

9 June 44

Comdt, 371 PW Camp

1. The attached case histories are those of two Italians who were sent over by the Germans on an espionage mission.
2. Evidence was insufficient to justify bringing them before a Court of Justice, so it has been decided that, in view of their previous contact with the enemy intelligence service and the secret information they hold, they must be interned for the duration of the war, on the authority of these Headquarters.
3. These two prisoners have already been despatched through channels and will eventually arrive at 371 PW Camp.
4. It is not deemed necessary that you should be in full possession of the facts of their case, as the question of review will not arise and as the complete dossier is already held by this Headquarters.

D. Murray Capt
Lt. Col.
G.S.I.(b)

Copy to: - 5 Corps
A.C.C. Executive Commission

HEADQUARTERS
10 JUN 1944
A.C.C.

Major Reekes
Security Pas + P.S.S.C. should see
4210

~~I~~
33

NAME : GIOVANNI ARALDO

DOB : 9 Feb 1917 at LIVENZA (prov. GENOVA)

Address : Parents are believed to be still living at LIVENZA

Brief History : Formerly employed as a clerk in the Municipality of BORGARO, he served during the war as a W/T operator, first on the French front and later in GREECE. In August 1941, he was transferred to the Ufficio Prigionieri di Guerra at NAPLES where he made the acquaintance of CRIPPA. In May 1943 he volunteered for service in the paratroops and was transferred to VIGONZA where he was retained - as a W/T operator - until the Armistice. In Oct 1943 he returned to BORGARO and his job at the Municipality. In Feb 1944, together with his friend CRIPPA, he accepted an offer to work for the German Intelligence Service as a means of rejoining his family in the South. On 9 Mar the pair crossed the lines into Allied occupied territory and immediately gave themselves up.

NAME : CRIPPA VINCENZO

DOB : 2 Aug 1917 at RAVENNE (prov. RAVENNA)

Address: Via San Bartolomeo 14, RAVENNE

Brief History : Served in Italian Army during the war as H.Q.S., first in ALBANIA and later in GREECE. In July 1942 he was sent to the "Ufficio Prigionieri e Dispersi del Ministero Africa" in NAPLES where he met GIOVANNI for the first time. Early in 1943 he was transferred to BOLOGNA where he remained until the Armistice. In February 1944, he joined his friend GIOVANNI at BORGARO, where the pair accepted an offer to work for the German Intelligence Service as a means of getting to Allied occupied ITALY. His subsequent history was the same as GIOVANNI's.

Disposal :

In view of their contact with the German Intelligence Service, it is necessary that they be interned for the duration of the war.

CONFIDENTIAL

HEADQUARTERS
ALLIED CONTROL COMMISSION
R.O. & M.G. SECTION
APO 39.

32

RM/PSR/32/CA

13 June 1944

SUBJECT: Marichelli Giovanni

31

TO : HQ. AAC (OSI(b))

1. Reference letter AAC/1456/A2/OSI(b) of 8 June 44 to S.L.O. AND 5 Army copy to us, arrangements have been made for the above named to be lodged at FROGIRA Island prison.
2. He can be received on or after 15 June.
3. Capt. Daley (Prisons Officer) Region III will arrange for transport and transfer from S. Maria to FROGIRA when date of transfer is fixed. Would you please communicate with him through R.O. Region III.

[Signature]
Brigadier
Executive Commissioner
For Chief Commissioner

Copy to:
R.O. Region III (Att: Capt. Daley)
S.O.A.O. 5 Army AND (ATT: S.L.O.)

RM/PSR

P.A.
[Handwritten notes]

8501

Admin. Sect.

Ref. to 27 pl. see subsequent papers.

Will you have the necessary arrangements prepared so that action can follow immediately on confirmation of sentence.

Joseph White
Asst. Dir.

10 JUN

P.S.

Please see your initials of 2 Jun. and 3.31. Will you please have the necessary arrangements made. You will note that there is no time to lose.

W. H. D. L. G.
Asst. Dir.

Admin.
11 JUN 1944
Admin. Sec.

Arrangements have been made through Region III for MENICHELLI to be imprisoned at PROCEIDA Island prison. He can be received on or after 15 JUNE 1944. When date of transfer is known, if BAPT DALEY, Prison Officer, Region III, Naples is communicated with direct, he will arrange transport, and transfer the prisoner from S. MARIA to PROCEIDA.

12 JUNE 1944.

Frank N. Koon NAT.
Asst. Dir. of Prisons
Chief, Prison Security Div.

RCMG
12 JUN 1944

Please see above will you please arrange direct with R. III

W. H. D. L. G.
Asst. Dir.

SUBJECT:- MENICHELLI Giovanni

24/12/44
HQ, ALLIED ARMY IN ITALY

292
10 JUN Recd

31
53900

MENICHELLI

AAI/IASG/AR/MSI(5)

5 JUN 44

Senior Legal Officer
ASG, Fifth Army

29

Reference our letter of even number dated 6 Jun 44, para 6.

Subject will be removed from the custody of 16 P.S. Section and will be lodged in S. MARIA Civil Gaol w.c.f. 9 Jun 44.

The officer in charge of S. MARIA Gaol is O.C. 52 M.P. Coy (U.S.)

D. Murray Capt
Brigadier,
H.Q.S.(I).

JWF

Copy to:- Deputy Executive Commissioner,
HQ, A.C.C.

*Disait report of confirmation
of sentence - see para 5*

See 39

HEADQUARTERS
5 JULY 1944
1312
A.C.C.

292
-7 JUN Recd
B.

CA Br

30

5-3780

Subject:- MINICHELLI Giovanni

HQ ALLIED ARMS IN ITALY

CONFIDENTIAL

Deputy Executive Commissioner,
A. C. C.

AAI/1156/12/GSI(b)

6 Jun 44

28
See File 29

Thank you for your 292/28/CA dated 5 Jun 44.

The arrangements which you are prepared to make with regard to MINICHELLI are entirely satisfactory from our point of view, and we are most grateful for your cooperation in this matter.

29 also refers

MS/9/6



W. J. Gibson. Lt-Col

Brigadier,
R.S.S.(I).

PA

27 JUN Recd

292
AS

GA

29
53781

Subject:- MINICHIELLI Giovanni. HQ ALLIED ARMS IN ITALY

CONFIDENTIAL

AAI/1455/42/CSI(b).

Senior Legal Officer,
A.M.G., Fifth Army.

6 Jun 44

27

1. MINICHIELLI Giovanni was recently tried on an espionage charge, convicted and sentenced to twenty years imprisonment.
2. He is in possession of certain highly secret information regarding Allied Intelligence activities which it is essential to safeguard.
3. We therefore wrote on 26 May to Executive Commissioner, A.C.C. asking that if MINICHIELLI's sentence were confirmed arrangements should be made for him to be imprisoned under special arrangements which would safeguard the information in his possession.
4. We have now received a reply from the Executive Commissioner reference 292/28/GA dated 3 Jun to the following effect:-

"Arrangements can be made to keep MINICHIELLI in solitary confinement under the care of three specially selected prison guards. If this appears suitable to you and you will let me know when you are ready to hand MINICHIELLI over, I will have the necessary arrangements made".
5. It is not known whether his sentence has yet been confirmed, but if or when it is would you please notify this Branch or the Executive Commissioner, in order that the special arrangements may be set in train.
6. MINICHIELLI is at present in the custody of 16 P.S. Section attached to this Headquarters.

HEADQUARTERS
7 JUN 44
A.C.C.

W.D. Gibson Lt Col
Brigadier 311
B.O.S.(I)

Copy to:- Deputy Executive Commissioner, H.Q. A.C.C.

~~SECRET~~

HEADQUARTERS
ALLIED CONTROL COMMISSION
R.G. & M.G. SECTION
APO 394

28

Ref/1292/28/CA

3 June 1944

SUBJECT: MENICHELLI.

TO : HQ. A.A.I.

27

1. Reference your AAI/1456/42/GSI(b) of 26 May 1944.
2. Arrangements can be made to keep Menichelli in solitary confinement under the care of three specially selected prison guards.
3. If this appears suitable to you and you will let me know when you are ready to hand Menichelli over, I will have the necessary arrangements made.

H. Col Bowen

NORMAN S. FIERK
Colonel
Deputy Executive
Commissioner

*Copy to
Admin Section. ✓*

*Sin
any further action?*

1/6

1/A

4309

0508

Administrative Section

Please see 27.

Will you consult P.S. & Legal
and let us have an opinion

- a) on the practicability of para 4 proposal.
- b) on the legality of para 5 proposal.

Any other suggestion for dealing with the
problem would be appreciated.

Security Br. has been consulted and
has nothing to offer but shooting!

[Signature]
copy
(Ecoms)

29 May.

Legal }
PS } For your opinion. Will PS please consult Lt. Col. as to
practicability of annex 4. and legal as to legality of 5

Admin
solution

[Signature]
for CSO
2304

270

27 MAY Recd
S. 3284
29

Subject: MENICHELLI.

HQ ALLIED ARMIES IN ITALY

SECRET.

AAI/1156/A2/GSI(b)

26 Nov 44.

Executive Commissioner, A.C.C.

1. MENICHELLI Giovanni, together with LEBBA Orsola and INERZA Pasido, who had been dispatched by the German Intelligence Service on an espionage mission in March, were brought to trial last week. MENICHELLI was convicted and sentenced to twenty years imprisonment; the other two were acquitted.

2. It is known that all three are in possession of certain highly secret information regarding Allied intelligence activities - information which, if it became known to the enemy, would prejudice the success of Allied operations.

3. We therefore propose to arrange for LEBBA and INERZA to be interned overseas.

4. With regard to MENICHELLI, it is requested that, if his sentence is confirmed, arrangements be made, if possible, for him to be interned in such a place and in such a manner that he will be unable to communicate his knowledge to other prisoners who are to be released before the end of the war, and that his contact with warders is limited to those whose integrity and discretion can be counted upon.

5. If this is found to be impossible, would it be permissible for us to arrange for his internment overseas, together with the other two, for the duration, and for him to return to ITALY after the war to serve his sentence - or part of it?

6. The former alternative, as set out in para 4 above, appears preferable to the latter.

7. We regret having to ask for special arrangements to be made and thereby cause inconvenience, but we feel compelled to do so in this case as it is one of considerable security significance.

4
1103 Plum Hotel

1. MENCHETTI Giovanni, together with LEMMA Orsola and BERGA Placido, who had been despatched by the German Intelligence Service on an espionage mission in March, were brought to trial last week. MENCHETTI was convicted and sentenced to twenty years imprisonment; the other two were acquitted.

2. It is known that all three are in possession of certain highly secret information regarding Allied intelligence activities - information which, if it became known to the enemy, would prejudice the success of Allied operations.

3. We therefore propose to arrange for LEMMA and BERGA to be interned overseas.

4. With regard to MENCHETTI, it is requested that, if his sentence is confirmed, arrangements be made, if possible, for him to be imprisoned in such a place and in such a manner that he will be unable to communicate his knowledge to other prisoners who are to be released before the end of the war, and that his contact with visitors is limited to those whose integrity and discretion can be counted upon.

5. If this is found to be impossible, would it be permissible for us to arrange for his internment overseas, together with the other two, for the duration, and for him to return to ITALY after the war to serve his sentence - or part of it?

6. The former alternative, as set out in para 4 above, appears preferable to the latter.

7. We regret having to ask for special arrangements to be made and thereby cause inconvenience, but we feel compelled to do so in this case as it is one of considerable security significance.

W.D. Gibson. Lt Col
J
Brigadier,
S.O.S.(I).

52.
Copy to:- G-2, Fifth Army.

4207

785017

SECRET

MYDA 435

26

PAYEE (Executive Commissioner)

5 May 1944

SECRET

Vapor 5 - Lash

PRIORITY

25

THROTTLES

PROCEED FOR KIDNEY FROM LASH PD PAUSE TO THROTTLES FROM AGE 18 IN PAUSE PD YOUR KIDNEY
 ONE THROTTLE KIDNEY TWO OF TWO MAY RECEIVED HERE TODAY PD ALL SIX CASES TRIED BY ALLIED
 MILITARY COURTS PAUSE CIVIL APPEALS COURTS PAUSE UNDER PROCLAMATION PD SENTENCES
 CONFIRMED EITHER BY GENERAL ALVARADO OR BY CHIEF COMMISSIONER UNDER REGULATION PD
 EXECUTION CARRIED OUT UNDER ORDERS GOD AHEAD BY SHOOTING PD SINCE FIRST JANUARY ONE FOUR
 DEATH SENTENCES IN REVENGE CASES HAVE BEEN CONFIRMED OF WHICH EIGHT CARRIED OUT PD
 NINE DEATH SENTENCES HAVE BEEN CONFIRMED PD IN TWO CASES COURT IMPOSED TWENTY YEARS
 SENTENCES PD TWO HAVE BEEN ACQUITTED AND ONE WILL BE JUDGED PD ALL ABOVE CASES
 TRIED BY ALLIED MILITARY COURTS PAUSE CIVIL APPEALS COURTS PAUSE PD NO CASES UNDER
 FIRST JANUARY

pa
m/45

4206

L. V. HENNING, Jr.
2/LA AND
ADJUTANT

SECRET

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

6 MAY Recd

MEDY V LGR P

CIPHER SERIAL D 490

SIGS 3 214

~~25~~
25

TO FARGO (57 AREA PASS)

FROM TROOPERS

91392 GA2

021730.

SECRET. PERSONAL FOR LUSH FROM KIRK. ONE. PRESS STATEMENT ON
MAY FIRST. REPORT TRIAL BY ALLIED MILITARY COURT AND EXECUTION CONFIRMED
BY ALEXANDER OF SIX ITALIAN SPIES. TWO. IN VIEW OF POSSIBLE QUESTIONS
FURTHER DETAILS URGENTLY REQUIRED. WAS TRIAL BY COURT MARTIAL UNDER
MILITARY LAW OR IN CIVIL AFFAIRS COURT UNDER PROCLAMATION

VL/DJ

MU 7/8
IMPORTANT

see 250

292-5065 CAB

REAR HEADQUARTERS
ARMED CONTROL COMMISSION
Leg. Sub-Commission
APO 394

23 APR Recd

24
24/4

HEADQUARTERS
23 APR 1944
A. C. C.

IC/jpl

22 April 44

ACC/4083/L

Subject : Espionage Cases.

To : H.Q., A.C.C.
HC & MG Sec.

1. As asked by Brigadier Lush, herewith a list showing death sentences in espionage cases which have been confirmed by the Chief Commissioner.

<u>NAME</u>		<u>DATE OF CONFIRMATION</u>
BERTOLI	Mauro (**)	15 Jan. 44
CANCELLIERI	Luigi (**)	15 Jan. 44
✓ CANTELLI	Marino	3 Apr. 44
✓ MERICACCI	Enrico	3 Apr. 44
✓ PALISSE	Italo	18 Apr. 44.

2. Those cases followed by asterisks (**) were confirmed by General H.R. ALEXANDER.

J. I. Campbell
 GERALD R. UPJOHN
 Colonel
 Chief Legal Officer.

Exec. Comm. will wish

MS 23/4

W 24/4/44
2303/17

SECRET

22 APR Recd

713

HEADQUARTERS
ALLIED CONTROL COMMISSION
R.C. & M.G. SECTION

Ref : SB/3II.5/I49

21 April 1944

SUBJECT : Prosecution of Enemy Agents.

TO : Chief Commissioner.

1. The following is a return of prosecutions in which Security Branch of this Hq. have prepared cases for trial before the Allied Military Court at S. Maria:

Persons tried	: 16	
Convicted	: 15	- One acquitted by court and interned.
Condemned to death	: 15	- One commuted to 20 years imprisonment.
Trial postponed	: 2	(Illness of prisoner)
Under investigation	: 8	

2. Capt. McKay of the Security Branch has been informed by Ib, Hq. A.A.I. that in the last twenty days no agents have been crossing the lines. This fact, combined with the hard work put in by Capt. Hare and Lt. Gale of Security Branch enables us to say that the critical period has passed.

M.S. LUSH,
Brigadier,
Executive Officer.

M. S. Lush

*CRB
For file*

420

22

LaCastro

In long letter to see 21 before it goes
to PRO

17/4

This should come from files already
sent to PRO

18/4

21 sent to PRO

19/4

4202

12 APR Recd

85 292
TH

20

HEADQUARTERS
ALLIED CONTROL COMMISSION
R.O. & H.S. Section
APO 394.

PMB 16.

11 April 1944.

Subject: Publicity.

To: HQ AACI (GSDb).

1. The Public Relations Branch ACC has been informed by Squadron Leader H.M. Mackie, RAF, SIO AMO 5th Army, of your interest in safeguarding security in publicity that may arise out of the numerous espionage and sabotage cases in 5th Army area.
2. Information is requested as to the procedure to be adopted for release of such information to the Public Relations Branch ACC and the steps necessary to clear press releases to PWS and AFHQ PWO once the information is released. It would be appreciated if you could designate some person in your organization who is familiar with the facts of the cases in question to advise us of the correct measures to take.

(Sgd)

M.S. LUSH,
Brigadier,
Executive Commissioner,
For Chief Commissioner.

1160

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

785017

Folio 18 to 41

19

aaI/146/39/2(16) of 7/4

handed to Ed Uyoko

A/14
16/4
4/199
10/4

Capt Peyton

Lt Col Shields c/o 5th Army Army
wants Lt Col WILLIS (B) to report
to him at CASERT A this pm.

Wishes is 5 Army Army loaned
to Region III. I cleared with
Col WEBER c/o Reg III also agreed
to send WILLIS.

2. With you pt.

a) Show Lt Shields and tell
him this is ok.

b) Clear the porting (attached)
with G.I. (Col Shields).

U 1813

William T
Seyfah

4200

0517

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

18 MAR 1944
292/H

5182

CAB-AT

MJDT V NJAQ NR 10

T

ACTION COPY

FROM SEARS 181315A

TO FATIMA FOR FISKE

QGX GR 54 BT

HEADQUARTERS
18 MAR 1944
A. C. C.

11 20/13

Lead copy
to S King ✓
9 91
293

S-8423 CLASSIFY RESTRICTED NOT RECEIVED UNTIL ONE SEVEN (PAREN SEARS FOR HANCOCK TO FATIMA FOR FISKE CITE RES ONE TWO EIGHT PAREN) WAS YOUR LETTER REFERENCE TWO NINE TWO DASH FOUR DASH CHARLIE ABLE OF ONE TWO MARCH PD MAJOR CAMPBELL RETURNED CATANIA ONE EIGHT AND EXPECTS TO LEAVE CATANIA ONE NINE FOR CASERTA BT

SENT NR 10 18/1434A ECB
REC NR 10 18/1434 A FY AR

REC. DISTRIBUTION
ACTION - CA. 62-12
INFO - DBACC
" - FILE
" - FRONT
4192

apt Peyton

Ref 4 and 15.

10

This cont. is in re: 74 at the request of ACPM for 5th and 8th Army, and not only for 5th Army.

5 Army can accommodate Major Widen and Wainwright only.

2. Will you pt. taken up with Major Picard - ACPM - to ACPM whether they can accommodate 4 rather than three officers and then check up with it on the issue of the necessary orders.

[Signature]

1973.

A see 14 in file also.

Acton *[Signature]*

292 16 MAR Recd
HEADQUARTERS REGION 4
Allied Military Government
APO 394 ~~CA~~

GCSB/gd

Copy to 15

TO : HQ. ACC, R.C. & M.G. Section
FROM : HQ. Region 4, AMG
SUBJECT: Lt. Rosario A. Gaziano
REF : R4/201 (O)
DATE : 15 March 1944

1. Ref your 292/4/CA, 12 March 1944, Lt. Gaziano who is on leave will be instructed to report to Caserta immediately upon his return, scheduled 17 March 1944.

2. Attention is called to the fact that this officer was attached to Region 3 by S. O. No. 32, this HQ, dated 29 November 43. Requested that orders be issued relieving him of attachment to Region 3 and attaching him to 5 Army, in pursuance of your letter above cited.

George C.S. Benson
GEORGE C.S. BENSON
Captain, A.G.D.
Adjutant

Copy to
Region 3 AMG
5th Army

Capt Peyton
Let Col. Thibault be informed of 1
Pl take up para 2 with 31
done by Capt
Peyton 11/11/44
11/11/44

16 MAR Recd
16 MAR Recd
292 CAB for G. Long
S-615
H

SUBJECT: Provision of Transport for Special Court

Headquarters
Allied Armies in Italy

SECRET

AAI/1460/5/G(Ib)

TO: Deputy Executive Commissioner, A.C.C.

15 Mar 44

1. Ref your letter 292/4/CA of 12 Mar.
2. It is regretted that transport is not available from this branch for the special court.
3. If transport is not available from local ACC resources, 3 District have agreed to provide one car on demand. Application should be made to the G-2 (1), Major HARARI.

Brigadier,
B.G.S.(I),
A.A.I.

Copy to: OSI, 3 District.
(ref telephone conversation Major YOUNG - Major HARARI
of 15 Mar).

HEADQUARTERS
16 MAR 1944
A. C. C.

1181

142 ~~30~~ 17 Mar 1944

13

15th March, 1944

To: B.G.S.(I), A.C.M.F.

From: Deputy Chief (OCC) P.W.B. Italy

Reference your AGMF/1460/4/GI(b) dated 8th March, arrangements have been made for the announcement in question to be broadcast on our radio network.

It will be broadcast at 12 noon, 1800 hrs and 2200 hrs on 16th, 17th and 18th March, and has been transmitted today at 1800 hrs and 2200 hrs. If it should be considered necessary to rebroadcast the message at any time in the future please let us know.

Arrangements are also in progress for the printing of posters, distribution of which will be made in the forward areas.

G. W. Edman
DEPUTY CHIEF, ITALIAN THEATRE (OCC)

Copies to: Executive Commissioner, A.C.C. (for Brig. Lush) ✓
P.W.B. Radio Section (Mr. Ravotto)

copy sent to PRO
PRO
PRO to see
18/3
w/s Lush

0 5 2 2

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

785017

file 292

PATINA BOX

12

SECRET

13 March 1944

Vaper 163-10050-1160

PATINA (Civil Affairs Branch)

SECRET

PRIORITY

TO: DIRECTOR, CIVIL AFFAIRS BRANCH, FIVE ARMY HIGH COMMISSION, PARIS

PARAPHRASE OF BOSTON CABLE NUMBER ONE THREE ZERO THREE SEVEN FOLLOWS PD PARIS IN
THE FIVE ARMY HIGH COMMISSION AND DIRECTOR, FIVE ARMY HIGH COMMISSION, PARIS AND FIVE
ARMY HIGH COMMISSION, PARIS AND FIVE ARMY HIGH COMMISSION, PARIS AND FIVE ARMY HIGH
 COMMISSION, PARIS PD CHOCARDI RODOLFO DE GIANNI ROSSI THE SIXTH PLAZA FIVE PLAZA
 ONE NIGHT AT SCULLIANO BLACK HAIR GLASS SLAVEN TALL DARK WELL BUILT LIGHT SK
 BUILDING OR PARMENTIER PD REPORT ALSO DE GLACIS BOUN ONE THREE PLAZA FIVE
PLAZA TWO TIMES AT SANTA MARINELLA OVER PACK GOOD CHARGE TALL HEAVY SPRUE
WELL BUILT SHORT HAIR HAIR HEIN INDICATED BY PARMENTIER NO DATE RELEASED
FROM THE SEVEN SEVEN WILLIAM OSM SEVEN MARCH AS CLAR OF SUSPICION HOW
REPORT MAN KNOWN TO BE HEAVY ARMED PD THEY MAY REPORT TO ITALIAN MILITARY
AUTHORITIES OR BEHAVIOR TO GO INTO HEAVY OCCUPIED TERRITORY PD REPORT
LOOKER AND ARMED IMMEDIATELY PD THEY HAVE IDENTITY GIVEN PARTICULARS AS ABOVE
BUT PLEASE PLACE OF REFERENCE PD REPORT IN REPORT IF TRACKED

External: SAC Region III (SIS)
 Internal: Public Safety Sub-Com.
 Security Branch.

L. T. MINTAK, JR.
 2/Lt. MG.
 ADJUTANT.

SECRET

4194

2032

THIS FOR ACT ZION
DISTRICT FOR ZION II.

SECTION V

AND FIVE AGEN

AND EIGHT AGEN

SECTION II (SIS)

PAGE 15

Int. Dist.

P.S. Sub-Com.

Security Br.

11
OM
Mishkin

SUBJECT PRIORITY

PARAPHRASE OF DISTRICT CABLE 06/30/79 follows: GEDRACCI ROBERTO DI
GIORGIO BORN 26/5/26 AT AGRIGLIANO BLACK HAIR CLEAN SHAVEN TALL DARK
WELL BUILT LIQUID EX SUBJARDIZ OR PARASUITIST PD BERTUCCI ALDO DI
GLACIO BORN 15/5/23 AT SANTA MARGHERITA OVAL FACE GOOD COLOUR TALL
BROWN STRIPS WHEATISH RATHER SHORT HAIR BLUE EYES BELIEVED EX PARASUITIST
PD BOTH RELEASED FROM 207 IN CASE 7 MARCH AS CLEAR OF SUSPICION NOW REPORT
NOW KNOWN TO BE TRUSS AGENTS PD THEY MAY REPORT TO ITALIAN MILITARY
AUTHORITIES ON ENDEAVOUR TO CROSS INTO GERMANY OCCUPIED TERRITORY PD
ENDEAVOUR LOCATE AND ARREST IMMEDIATELY PD BOTH HAVE IDENTIFY CARDS
PARTICULARS AS ABOVE BUT FALSE PLACES OF RESIDENCE PD INFORM HQ DISTRICT
IF TRACED

0 5 2 1

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

PARAFFIN OF BIRSKO CARLE 101303709 follows : CROCCOCI ROBALFO DI
 GIOVANNI BORN 28/5/18 AT SPALLARO BLACK HAIR CLEAN SHAVEN TALL DARK
 WELL BUILT LIQUID IN SUBMARINE OR PARACHUTIST PD BRUCOCI ALDO DI
 GIACOMO BORN 13/5/23 AT JANNI MARCHETTA OVAL FACE GOOD COLOUR TALL
 ROBUST SPEAKS ENGLISH RAISED SHORT HAIR BLUE EYES BELIEVED IN PARACHUTIST
 PD BOTH RELEASED FROM 207 PW CAMP 7 MARKS AS CLEAR OF SUSPICION NOW REPEAT
 HOW KNOWN TO PW ESCAPE AGENTS PD THEY MAY REPORT TO ITALIAN MILITARY
 AUTHORITIES OR ENDEAVOUR TO CROSS INTO BRITAIN OCCUPIED TERRITORY PD
 ENDEAVOUR LOCATE AND ARREST IMMEDIATELY PD BOTH HAVE IDENTITY CARDS
 PARTICULARS AS ABOVE BUT FALSE PLACES OF RESIDENCE PD INFORM HQ DISTRICT

IF TRACED

4193

E O

10

Distribution of this telegram is quite wrong.

The proper authority to arrest people in a country is the Police Force. They have the machinery to deal with a case like this.

The Action copy should have gone to CABS who should have ^{NSCRO + Sec} word all Regions & for info. ^{etc.}
Public Safety Sub Com. (handwritten)

Please explain to message center & see action is taken by CABS

NS / u/3

SECRET

Fleet
9

QVR 4 QVR 12 CIPHER SERIAL D322 SIGS 10025

- | | |
|---------------------------------------|-----------------------------|
| TO.....1. COLONEL ROBINSON (SON) CINE | 2. MAJ HIGGINS XV AIR FORCE |
| 3. NIEP PS SECTION | 4. 300 PS SIG |
| 5. 315 PS SIG | 6. 409 PS SIG |
| 7. 410 PS SIG | 8. 38 PS SIG |
| 9. 85 PS SIG | 10. 91 PS SIG |
| 11. GSI 2ND | 12. PATROL FOR UGGENE |
| 13. GSI 2 DISTRICT | 14. GSI EIGHTH ARMY |
| 15. GSI FIFTH ARMY | 16. GSI 3 DISTRICT |
| 17. GSI 5 CORPS | 18. GSI 1 (2) POLISH CORPS |
| 19. 26 SIG ATT 2 POLISH CORPS | |

FROM....3 SIGNS 13037 09

URGENT. ENDEAVOUR LOCATE AND ARREST IMMEDIATELY BERTUCCI ALDO DI GIACOMO AND CICCACCI ENDEAVOUR DI GIOVANNI RELEASED FROM 207 PW CAMP 7 MARCH AS BEING CLEARED OF SUSPICION. HOW KEY MAY KNOW TO BE WISE AGENTS. THEY MAY REPORT TO ITALIAN MILITARY AUTHORITIES OR ENDEAVOUR TO CROSS INTO ENEMY OCCUPIED TERRITORY. DESCRIPTION BERTUCCI FOLLOWS. BORN 13/5/23 AT S MARCHETTA. TALL BUILDING OVAL FACE OF GOOD COLOUR. HAIR SHORT HAIR BLUE EYES BROWN WIGLISH BELIEVED IN PARACHUTIST DESCRIPTION CICCACCI FOLLOWS. BORN 18/5/16 AT ANZININO. TALL DARK BUILD. BLACK HAIR CLEAN SHAVEN. LIQUID-SHAFT WX PARACHUTIST OR WX SUBMARINE. BOTH IN POSSESSION OF IDENTITY CARDS WITH PARTICULARS AS ABOVE BUT WITH FALSE PLACES OF RESIDENCE. INFORM THIS HQ IF TRACED.

IMMEDIATE

(91515A)

ACC DISTRIBUTION:

- Action.....Army S C (Losses)
- Info.....Security Br
- Public Safety S C
- Dep S C
- S A Br
- File
- Fleet



SECRET

10 MARCH 1944

4191

CIRCULATION SLIP
Please pass file QUICKLY

FROM	OFFICER	TO
	Brig. M. S. Lush	✓
	Col. N. E. Finks	✓
	Lt. Col. J. Parley Smith	
	Major Driffield-White	✓
	Major Van Dusen	
	Capt. Talbot	
	Capt. Carr	
	Capt. Stewart	
	Registry	
*	DPR Clay Tudden	

Initial ^{REASON} NRP and ^{DATE} VOTO referred.

Please see 5
6
7.

* Action taken on
Telephone - 1645 hrs -
15 Nov.
Capt. Lencina
All 1945

11 MAR 1944
1007
11 MAR 1944

SUBJECT: Proclamation Regarding Enemy Agents.
Headquarters
Allied Central Mediterranean Force

ER CONFIDENTIAL - U.S. CONFIDENTIAL

ADMP/1460/H/GI(b)

8 Mar 44

Executive Commissioner,
A.C.C.

1. During recent months the enemy has sent through our lines a large number of Italian youths on espionage missions.
2. Considerable difficulty is being experienced with regard to the trial of such agents who are captured. Though they may admit, under interrogation, that they were recruited and dispatched by the enemy, they may claim in their defence that they accepted the mission merely as a means of crossing into Allied occupied ITALY, and that they had no intention of carrying out the mission. In many instances it is difficult, if not impossible, for the prosecution to refute such a claim, and it is feared that a number of enemy agents may be acquitted for this reason. It is appreciated that in some cases such a defence may be genuine, but it is important that it should not secure the acquittal of those who did in fact intend to perform the mission assigned to them.

3. In order to discourage persons in enemy occupied ITALY from accepting such missions, and in order to facilitate the trial and, if guilty, the conviction of such agents, it is suggested that the following announcement should be broadcast:

"Allied Military Government Proclamation 6, Article 1, Section 10 states: 'Any person who enters or is found within any place or area designated as a forbidden area either by the posting of a sign or the presence of sentries without a pass specifically authorising him to be there, shall, upon conviction by a Military Court, be liable to punishment by death or by imprisonment, or fine, or both, as the court may determine'.

"Any person who accepts an espionage or sabotage mission on behalf of the Germans and who is dispatched by them into the Allied combat or operational zone, ~~unless he gives himself up at the first opportunity and admits immediately and of his own accord that he has been sent on such a mission, is liable to be charged either with the above quoted offence or with that of espionage, and, if convicted, to be sentenced to death.~~"

4. If you agree with this announcement, will you please arrange with O.C. (Occ), P.W.S., ITALY for it to be broadcast by radio in Italian as soon as possible. It is suggested that it should be broadcast two or three times on successive days. It is further requested that arrangements be made to have the announcement broadcast in the forward

11 MAR 1944
12-2-44
7
Headquarters
11 MAR 1944
Allied Central Mediterranean Force

SUBJECT:- Proclamation Regarding Enemy Agents.
Allied Central Mediterranean Force

PER CONFIDENTIAL - U.S. CONFIDENTIAL

ACMP/1460/W/GI(b)

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A.C.C.

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3. In order to discourage persons in enemy occupied ITALY from accepting such missions, and in order to facilitate the trial and, if guilty, the conviction of such agents, it is suggested that the following announcement should be broadcast:

"Allied Military Government Proclamation 2, Article 1, Section 10 states: 'Any person who enters or is found within any place or area designated as a forbidden area either by the posting of a sign or the presence of sentries without a pass specifically authorising him to be there, shall, upon conviction by a Military Court, be liable to punishment by death or by imprisonment, or fine, or both, as the court may determine'.

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4. If you agree with this announcement, will you please arrange with O.C. (Occ), P.M.B., ITALY for it to be broadcast by radio in Italian as soon as possible. It is suggested that it should be broadcast two or three times on successive days. It is further requested that arrangements be made for posters bearing the announcement to be displayed in the forward areas.

P.S. Quisley

Brigadier,
B.G.S. (I).
A.C.M.F.

Copy To:- G-2, A.F.H.Q.
O.C. (Occ), P.M.B., ITALY.

PA: This appears to have been collected by a standard copy of paper. Can you please confirm if this is correct. 21/5/43

File 7970 MAR Recd

CAB 5

SECRET

5019 ✓

QVH 4 QVH 12 CIPHER SERIAL R322 SIGS 10026

- TO.....
- | | |
|-------------------------------|------------------------------|
| 1. COLONEL ROUREAU (SON) CISE | 2. MAJ MCGOVERN 27 AIR FORCE |
| 3. REEF PS SECTION | 4. 300 PS SIG |
| 5. 315 PS SIG | 6. 409 PS SIG |
| 7. 410 PS SIG | 8. 38 PS SIG |
| 9. 85 PS SIG | 10. 91 PS SIG |
| 11. GHI ASHF | 12. PATIMA FOR UGGENE |
| 13. ASIA LG 2 DISTRICT | 14. GHI EIGHTH ARMY |
| 15. G2 FIFTH ARMY | 15. GSI 3 DISTRICT |
| 17. GSI 5 CORPS | 18. GSI 1 (2) POLISH CORPS |
| 19. 26 BLU APT 2 POLISH CORPS | |

FROM....G DISTRO 13017 09

SECRET. ENDEAVOUR LOCATE AND ARREST IMMEDIATELY BERTUCCI ALDO DI GIACOMO AND ORCAGGI RODOLFO DI GIOVANNI RELEASED FROM POW IN CAMP 7 MARCH AS BEING CLEARED OF SUSPICION. NOW NOT NOW KNOWN TO BE ARMY AGENTS. THEY MAY REPORT TO ITALIAN MILITARY AUTHORITIES OR ENDEAVOUR TO CROSS INTO ARMY OCCUPIED TERRITORY. DESCRIPTION BERTUCCI FOLLOWS. BORN 13/5/23 AT S MARCHERITA. TALL ROBUST OVAL FACE OF GOOD COLOUR. RATHER SHORT HAIR BLUE EYES SPEAKS ENGLISH BELIEVED EX PARACHUTIST DESCRIPTION ORCAGGI FOLLOWS. BORN 28/5/18 AT AGULLIANO. TALL DARK WELL BUILT. BLACK HAIR CLEAN SHAVEN. LIEUTENANT EX PARACHUTIST OR EX SUBMARINE. BOTH IN POSSESSION OF IDENTITY CARDS WITH PARTICULARS AS ABOVE BUT WITH FALSE PLACES OF RESIDENCE. INFORM THIS HQ IF TRACED.

IMMEDIATE

091915A

ADD DISTRIBUTION:

- Action.....Army S G (Lecce)
 Info.....Security Br
 Public Safety S G
 Dep C G
 C A Br
 File
 Ficet



10 MARCH 1944

SECRET

4189

0532

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

~~SECRET~~ ~~SECRET~~
HEADQUARTERS
ALLIED CONTROL COMMISSION
R.C. & M.G. Section
APO 39A

4

Ref/150/4/CA.

12 March 1944.

SUBJECT: Trial of Enemy Agents.
TO : S.C.A.G. AEF 5th Army.

1. A letter has been sent by S.C.A.G. AEF to the Executive Commissioner urging the necessity for setting up a Special Court to deal with spies, and requesting furthermore that the matter be treated as of great urgency.
2. It has been agreed that this Court shall be set up forthwith to work on the West of the Apennines consisting of the following members :

Major Campbell	- Region I.	- West of Apennines 1944 at Caserta on with 5 Army due 17/3 1944
Major Elder	- Region IV.	
Major Waugh	- Region IV.	
Lieut. Gasiano	- Region IV.	
3. Colonel Young has nominated a Security Officer to act as Prosecutor before the Court, and has stated that Capt. Hare or Lieut. Gale are now in touch with Lt. Col. Gibson.
4. The Court should be convened as a standing Court and should have it's H.Q. at CASERTA. It will act under the general orders of the Chief Legal Officer 5th Army AEF, who will be responsible for ensuring that all cases of espionage are brought before the Court with the minimum of delay.
5. It is understood that Major Elder and Major Waugh are at Caserta now. It is requested that the necessary instructions be issued by Regions I and IV to ensure that Lieut. Gasiano and Major Campbell report to Caserta by Saturday, March 18th, to Chief Legal Officer, 5th Army AEF.
6. It is requested that no transport is available from this H.Q. for these officers, but a request has been addressed to OSI(b) AEF asking them to provide transport for the Court on demand.

[Handwritten signature]

HENRY H. FIDON
Colonel, Cavalry,
Deputy Executive
Commissioner.

Copy to: R.C. Region I.
Col. Young, Security Branch.

S.C.A.G. AEF.
D.I. ACC.

4184

3

MOST SECRET.

HEADQUARTERS,
ALLIED CONTROL COMMISSION,
APO 394

Regional Control and Military Government Section.

Ref: 292/3/CA.

10th March 1944.

SUBJECT: Trial of enemy agents.

TO : Chief of General Staff,
Headquarters, A.C.M.F.

1. I discussed your ACM/M/60/5/3(1b) dated 10. March. 44 with the S.R.S.
2. The Chief Commissioner entirely agrees that a special standing court is necessary to deal with the trial of alleged spies and such a court has been set up. In addition, a qualified prosecutor (British) will be appointed to the court which will normally sit at Caserta under the general direction of the Chief Legal Officer, AME 5 Army, Lt. Col. Shields, to whom all cases should be referred.

MSI/30.

MSL
Brigadier,
Executive Commissioner.

0534

Ref: 200/2/24

MOST SECRET.

Subject: Trial of enemy agents.

To : Civil Affairs Branch.

16297

1. I discussed the attached letter with Brigadier Airey, R.G.S. (1) I have agreed that a standing court for the trial of espionage agents shall be set up forthwith. This court will work on the "east of the Appenines and will consist of:-

- Major Campbell - Region I.
- Major Elder - Region IV.
- Major Naugh - Region IV.
- Lieut. Caniara - Region IV.

2. These officers should be brought in as soon as possible together with a security officer to be nominated by Colonel Young and who will act as prosecutor before the court.

*not done
to take
over the job
with St. Gilbert*

3. The court should be convened as a standing court and should have its Headquarters at Caserta. It should act under the general orders of the Chief Legal Officer, 5 Army AMG, who will ensure that all cases of espionage are brought before the court with the minimum of delay.

4. I have replied to the C.G.S. accordingly.

MSL/JG.

MSL
Brigadier,
Executive Commissioner.

SUBJECT: Trial of enemy agents

SECRET

Headquarters,
A. C. H. E.

2000/2460/5/14/176

1/2 Heron 44

TO: Allied Control Commission

1. The increasing flow of enemy agents into those parts of Italy occupied by the Allies gives cause for anxiety and suggests that the time has come to review our machinery for dealing with the problem in the light of recent experience.

2. We know that the enemy is completing plans for a wide development of his espionage system in Italy, where the situation is indeed favourable to such a project. This, moreover, is taking place at a time when it is of particular importance to conceal the grouping of our forces.

3. During the last three months our military security organization has been successful in arresting a large number of agents. Some of these have been kept for special intelligence work, five have been tried, one is now undergoing trial and eleven others are awaiting trial. Three will be ready within a few days, and a large number of cases are likely to follow. It is clearly of the utmost importance that these people are brought to trial as quickly as possible and, if found guilty and sentenced to death, shot with the minimum of delay and the maximum of publicity. While the knowledge that so large a quantity of their spies are caught must certainly embarrass the enemy's Intelligence Service, it is equally certain that the knowledge that they are promptly tried and executed will hinder the recruiting of agents, discourage those already here from passing on information, and increase the tendency, already noticeable among Italian agents, to surrender on arrival and give information leading to the arrest of their associates.

4. Everything has been done, within the limits of the existing machinery, to achieve this end, but in spite of the unwilling cooperation of the officers of the Allied Military Government, it has not yet been possible to obtain the quick results which the occasion so urgently demands.

5. It is probable that the delay is largely due to the difficulty of collecting in a short space of time the evidence which is necessary to secure conviction. This is further complicated by the tendency on the part of the agent to plead that he undertook the mission as a means of giving himself up to the Allies. Separate steps are being taken to remedy this, but it is also certain that a considerable amount of time could be saved if special standing courts were set up in the forward areas, as a temporary measure, to deal with the present

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6. May this matter please be given your most urgent consideration in view of the important relationship which it bears to the security of forthcoming operations?

W. D. D.
 W. D. D.
 Chief of General Staff.

10537