

Declassified E.O. 12356 Section 3.3/NND No. 785015

ACC

10000/110/135

270

Declassified E.O. 12356 Section 3.3/NND No. 785015

10000/110/135 REQUISITIONED VEHICLE
NICARAGUAN PACKARD
DEC. 44 - NOV. 45

93.8/EST

11 224

Declassified E.O. 12356 Section 3.3/NND No. 785015

HQ/ALLIED COMMISSION
Office of Political Advisor (A).

November 9, 1945

NOV 12 1945

TO : Executive Commissioner's Office
SUBJECT: Requisitioning of Nicaraguan Diplomat's Car.

With reference to previous correspondence concerning the requisitioning by the AC of an automobile belonging to Mr. Tomas Francisco Medina, former Nicaraguan Minister at Rome, the Department of State has now asked that inasmuch as reimbursements for transactions of this type are submitted to the Italian Ministry of the Treasury, it is hoped that this case may be sent to the Ministry of the Treasury for settlement.

The Department of State has indicated that the Nicaraguan Embassy in Washington has now asked for the good offices of the American Government in obtaining just and fair compensation for the requisition of this vehicle.

J. Wesley Jones
J. Wesley Jones
Political Advisor (A).

500

McBride:man

6472

Ext. 564

Foreign Interests

(3195

The Swiss Legation, Foreign Interests Division, presents their compliments to the H.Q.A.C., and referring to previous correspondence, has the honor to report herewith an extract of a Note received from the Nicaraguan Embassy at Washington D.C. concerning the Packard automobile belonging to the former Minister of Nicaragua in Italy, Mr. Thomas Fr. MEDINA.

"... according to the memorandum of the Swiss Legation at Rome, transmitted on August 10, 1945, the Allied Control Commission requisitioned the automobile on June 25, 1944, and refused to purchase it on the terms of sale offered by the owner, through the Department of State, when requested to do so by the Swiss Legation.

The Swiss Legation on December 8, 1944, asked that the requisition be revoked but the car was not actually returned until June 7, 1945, after a year of use, and the Swiss Legation very properly would have accepted its custody on behalf of the owner, but only with the reservation to the owner of the right to claim indemnity for its irregular requisition and use. It is to be regretted that the memorandum of the Swiss Legation did not reach Washington until a year after Nicaragua's property had been adversely affected.

The authorities of Nicaragua consider it necessary that the Swiss Legation, Rome, reiterate to the Allied Commission that, in view of the circumstances, the acceptance of custody of the automobile in question does not in any way abrogate the just claim of the owner to the sum of \$ 1500.- plus storage charges since September 1st, 1944, to the date of re-

6471

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"... According to the memorandum of the Swiss Legation at Rome, transmitted on August 10, 1945, the Allied Control Commission requisitioned the automobile on June 25, 1944, and refused to purchase it on the terms of sale offered by the owner, through the Department of State, when requested to do so by the Swiss Legation.

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The Authorities of Nicaragua consider it necessary that the Swiss Legation, Rome, reiterate to the Allied Commission that, in view of the circumstances, the acceptance of custody of the automobile in question does not in any way abrogate the just claim of the owner to the sum of \$ 1500.- plus storage charges since September 1st, 1941, to the date of requisition, which were the terms of the original offer. The owner believes that if the automobile had not been improperly requisitioned in June 1944 and used for over one year for military purposes over bad Italian roads, he

To the Requisition Office
of the
Headquarters - Allied Commission

could have sold it to some other purchaser on the terms mentioned above, if the A.C.C. did not wish to buy it at the price offered, inasmuch as there was an excellent market in Italy for cars at that time due to shortage of transportation. The owner considered that the price asked was not at all exorbitant, since the automobile was a large model with six wheels and tires, replacement parts and many accessories

.....

The Swiss Legation thanks the Allied Commission in advance for their kind attention in this matter and present the assurance of his high consideration.



Rome, 20th, 1945.

100-10703

15.
Executive Commissioner:

At- 14, for approval, is
letter to HHHQ, requesting return of the
Hicaraguan Packard.

Int. Section
11 April 45

keep

Ch 2

16.
Executive Commissioner:

for signature, please.

Int. Sec.
12 April 45

keep.
12 Apr.

6:70

HEADQUARTERS ALLIED COMMISSION
APO 394
Office of the Executive Commissioner

Q./RV/P 0210

12 April 1945

SUBJECT: Return of Requisitioned Civilian Vehicle

TO : Commanding General,
Allied Force Headquarters,
APO 512, U.S. Army.

ATTENTION: (Lt. Col. H. McLean) (Maint.)

1. Reference AFHQ/2704/A (Maint.) of 26 March 45, Subject: "Derequisitioning of Cars", this Headquarters has received several requests for return of subject vehicle. An airgram from U.S. State Department in Washington has also been received on this subject.

2. Subject vehicle, Packard license No. 0210, was transferred to APO3 but owner refused to sign an AB 361 and also refused to sign a U.S. derequisition form. Therefore vehicle is still on U.S. requisition paper.

3. If vehicle can be returned to Rome in its present condition, the APO3 receipt will be returned and vehicle will remain on U.S. requisition paper until it is disposed of.

4. It is felt that in order to avoid any diplomatic complications it would be most helpful if vehicle could be returned.

5. This matter has been the subject of much correspondence and very considerable delay. May it now please be regarded as urgent.

FOR THE CHIEF COMMISSIONER:

NORMAN R. FISKE 6469
Colonel
Acting Executive Commissioner

Colonel Parkin:

(10)

See Col. Fiske's note, This is
the complete file on this car.

30/3

Worland

TO G H A ⁽¹¹⁾ ~~by memo~~

For remarks

C.M.P.

3/51

to: Col. Parkin:

(12)

4-9-75

1. When this vehicle was transferred to AFHQ it was transferred to ADOS who represented it in British paper.
2. Records in G-4 (A) indicate that ~~this~~ this vehicle is owned by the former Minister of Nicaragua Port Moresby and not by the Nicaraguan Port Moresby vehicle was subject to registration when it was taken
3. Q (AE) Allied Force would probably have ADOS release vehicle.
4. Please advise.

Lt. Anonimo:

(13)

Officer 6:58

U.S. Prof

For remarks CMP

3/51

to: Col. Perkins:

(12)

4-9-75

1. When this vehicle was transferred to AFHQ it was transferred to ADOS who represented it on British paper.
2. Records in G-4 (A) indicate that ~~this~~ this vehicle is owned by the former Minister of Nicaragua ~~of~~ Port and not by the Nicaraguan Govt. Therefore vehicle was subject to requisition when it was taken
3. Q (AE) Please force would probably have ADOS release vehicle.
4. Please advise.

Officer 6:63
Vine by

(13)

LT. Answer:

Under the circumstances, and in view of Col. Fiske's note (at 8), it might be well to get up a letter to AFHQ, Q (main), suggesting that since the car is of no use, it might well be transferred back to A.C. brought to Rome, and de-requisitioned. Will you submit draft.

Int. Sec.
10 April 45

Int. Sec. 45

COPY

Ext. 477

HEADQUARTERS
ALLIED COMMISSION
APO 394
OFFICE OF G-4

COG/DAP/ac

See I → (9)

GL/RV/P 0210

13 December 1944

MEMORANDUM TO: Deputy Chief of Staff

ATTENTION: Lt. L.T. Montant

1. Subject vehicle is one of the six (6) vehicles transferred to A.F.H.Q.
2. The supposed owner, Mr Medina, was former Minister for Nicaragua.
3. The libretto proving ownership of the vehicle has never been shown to this office.
4. Your attention is invited to added Inclosure (letter of transmittal Transportation Sub-Commission, 6 December 1944, and attached letter from Swiss Legation, 8 Sept 44). It appears that the owner or the Swiss Legation is quite willing to sell the vehicle and yet not have it requisitioned.
5. Also it should be noted that payment is requested to be made to Consulate General of Nicaragua in New York.
6. This office has a list of vehicles submitted by the Italian Government of all vehicles enjoying Diplomatic Immunity, and subject vehicle is not on the list.

CLAYTON C. CRAIG
Major, Infantry
G-4 (A)

1 Incl

Ltr Hq, AC, Transportation S.C., dtd
6 Dec 44, with inclosure (certified true copy). } *finds apt mount.*

COPY

6467

Copy in extra file

11 233

Declassified E.O. 12356 Section 3.3/NND No. 785015

ESTABLISHMENT SECTION	
File	Date <u>30 March</u>
FROM	TO
	<u>Col. F. Ke</u> <
	Deputy Ex. Commissioner
→	Staff Officer
	Executive Officer (A)
	Executive Officer (B)
	G-1 (A)
	G-1 (B)
	G-4 (A)
	G-4 (B)
	Headquarters Commandant
	Adjutant
FOR	<u>The Nicaraguan</u>
Comment	
Draft of reply	<u>Puckard,</u>
Investigation and report	
Answer	
Signature	
Approval/Disapproval	
Your Information	
Your File	<u>30/2</u>
Return, please	
<u>Col. Puckard - This document is still very fresh - could it be not be forwarded to Rome and declassified?</u>	
2 6466	

1 2 3 4

Declassified E.O. 12356 Section 3.3/NND No. 785015

ESTAB. SECTION

ALLIED FORCE HEADQUARTERS
G-5 Section
APO 512

41039
JB/sob

G-5: 386.2

28 March 1945

SUBJECT: Derequisitioning of Automobile

TO : Headquarters, Allied Commission
APO 394.

1. Reference your 93/Est of 18 December, 93/4/Est of 23 January, and 93/9/Est of 22 February.
2. A reply has now been received from Q(Maint) of which a copy is attached.

For the Assistant Chief of Staff, G-5:

Julius Byles
JULIUS BYLES
Major, FA.

1 Incl:
ltr. AFHQ/2704/Q(Maint)
of 26 March.



857

6465

ALLIED FORCE HEADQUARTERS
Q MAINT BRANCH

SUBJECT:- Derequisitioning of Cars.

AFHQ/2704/q(Paint).

26 Mar. '45.

TO :- Headquarters, Allied Commission,
thru C-5.

1. Reference correspondence regarding the derequisitioning of the Packard Car, license No. 0210, the property of the Swiss Legation. It was not known at the time of selection by C.H.Q. Car Coy that this was a diplomatic vehicle.
2. It is regretted that it is not possible to return this vehicle as apart from minor defects it is lacking the rear axle assembly. Every endeavour has been made to obtain the necessary replacements to put the Packard on the road but without success.
3. In the circumstances it is suggested that the matter be taken up with the Claims Commission for settlement.

H. McLean
H. McLEAN, Lt. Col.,
For Major-General,
D. C. M. G.

Copy to:-

S.T.
Claims.
Q(AE).

6464

REF: 301

HEADQUARTERS ALLIED COMMISSION
APO 394
ESTABLISHMENT SECTION

93/9/EST

22 February 1945

SUBJECT: Derequisition of Automobile

TO : Commanding General, Allied Force Headquarters

1. Reference is made to letters, this Hq., 93/EST of 18 December and 93/4/EST of 23 January. -H

2. To date no reply has been received to either of these communications, copies of which are inclosed.

3. It would be appreciated if this matter were taken up without delay, as the Swiss Legation is once again pressing for a reply.

NORMAN E. FISKE,
Colonel
Deputy Executive Commissioner

93/9-5, AFHQ

3 Incls: copy letter, Derequisition of Automobile, 23 January, 93/4/EST -4

copy letter, Derequisition of Automobile, 93/EST, 18 December 1944. -3

Copy memo, request for derequisition Swiss Legation, 9 December 1944. -2

6463

Copy of all four letters given to
Base Morgan 3/12/45

~~SECRET~~

Declassified E.O. 12356 Section 3.3/NND No. 785015

D R A F T

EXT: 301

HEADQUARTERS ALLIED COMMISSION
APO 394
ESTABLISHMENT SECTION

93/4/EST

23 January 1945

SUBJECT: Derequisition of Automobile

TO : CG, A.F.H.Q.

1. Reference is made to letter, this office, 93/EST, 18 December 1944, subject as above. To date, no reply has been received to this letter.
2. A further inquiry relative to this vehicle has been made by the Swiss Legation, and it would be therefore appreciated if the matter of the return of this car to A.C., and substitution therefor of another, might be given early consideration.
3. Copies of the previous correspondence concerned are inclosed.

NORMAN E. FISKE,
Colonel
Deputy Chief of Staff

Incls: Derequisition of Automobile,
93/EST, 18 December 1944

Memo, request for derequisition,
Swiss Legation, 9 December 1944

6462

D R A F T

1238

Declassified E.O. 12356 Section 3.3/NND No. 785015

Phone 478183

HEADQUARTERS ALLIED COMMISSION
APO 394
Establishment Section

Ref/93/Est

NEF/ard
18 December 1944

File
3

SUBJECT: Derequisition of Automobile

TO : Commanding General, Allied Force Headquarters

1. I am transmitting a copy of a communication received from the Swiss Legation in Rome by the Political Section of the Allied Commission. The vehicle referred to is one of the six selected by a representative of AFHQ from among the requisitioned cars in the Commission Headquarters Pool and transferred with a view to its being derequisitioned by the United States and rerequisitioned by the British.

2. In the circumstances, I feel that it would be well to return this vehicle and to select another in its place. The question of its status can then be gone into by the Commission and any resultant political difficulties overcome.

3. At the time that the selection was made, I raised the point that the status of this car was not clear and that it may have to be derequisitioned and returned to the custody of the Swiss Legation.

For the Chief Commissioner:

NORMAN E. FISKE
Colonel
Deputy Chief of Staff

Copy to:
Pol. Sec.

6461

O
P
Y
LEGAZIONE DI SVIZZERA
IN ITALIA

ROMA
Via Vittorio Veneto 121

Sezione Interessi Stranieri (Nicaragua)
Rif. No. ***

MEMORANDUM
for the
ALLIED COMMISSION-Office G.4. A Rome.

The Swiss Legation at Rome, in charge of the Interests of the Republic of Nicaragua in Italy, has the honour to present the following:

The motorcar "Packard eight 1937 Model Sedan" motor No. 135-825, vehicle No. 1090-1473, chassis No. 46-22, license No. Roma 0210, H.P. 110, property of Mr. Francisco Medina, late Minister for Nicaragua accredited to the Royal Court, which was deposited at the garage "Casa dell'Automobile S.A.", Piazza Verdi 4, Rome, under the protection of the Swiss Legation, was requisitioned on the 25th of June 1944, by Lieutenant Colonel James J. Carnes, H.Q. A.C.C. O-15340.

The Legation would appreciate if the Allied Commission could kindly re-examine this case, and taking into consideration that the above mentioned motorcar is the property of a Nicaraguan Diplomat and under the protection of the Swiss Legation, to see whether it is possible for the requisition of same to be revoked.

Rome, December 9, 1944.

(Seal)

Returned only to Pol. Sec.

1240

Declassified E.O. 12356 Section 3.3/NND No. 785015

Colonel Fiske:

See G-4 letter (flagged)
for further details on this car.

File -

15 Dec

2

Mountant

11 2 4 1

Declassified E.O. 12356 Section 3.3/NND No. 785015

Ext. 477

HEADQUARTERS
ALLIED COMMISSION
APO 394
OFFICE OF G-4

CCC/DAP/ec

G-4/RV/P 0210

13 December 1944

MEMORANDUM TO: Deputy Chief of Staff.

ATTENTION: Lt. L.T. Montant.

1. Subject vehicle is one of the six (6) vehicles transferred to A.F.H.Q.
2. The supposed owner, Mr Medina, was former Minister for Nicaragua.
3. The libretto proving ownership of the vehicle has never been shown to this office.
4. Your attention is invited to added Inclosure (letter of transmittal Transportation Sub-Commission, 6 December 1944, and attached letter from Swiss Legation, 8 Sept 44). It appears that the owner or the Swiss Legation is quite willing to sell the vehicle and yet not have it requisitioned.
5. Also it should be noted that payment is requested to be made to Consulate General of Nicaragua in New York.
6. This office has a list of vehicles submitted by the Italian Government of all vehicles enjoying Diplomatic Immunity, and subject vehicle is not on the list.

Clayton C. Craig
CLAYTON C. CRAIG
Major, Infantry
G-4 (A)

- 1 Incl
Ltr Hq, AC, Transportation S.C., dtd
6 Dec 44, with inclosure, (certified
true copy).

6459

987

Declassified E.O. 12356 Section 3.3/NND No. 785015

- copy -

HEADQUARTERS ALLIED COMMISSION
Transportation Sub-Commission
APO 394

Dec. 6, 1944.

AC/TN/R/26

SUBJECT : Assignment of Vehicles.

TO : G-4 American (Att: Maj. Craig)

Reference your G-4/41/6 dated 5th Dec. 44, and confirming conversation with Col. Carnes this morning (6/12/44) herewith invoice as requested.

/s/ 1

/t/ MERRIT H. TAYLOR,
Director Transportation
Sub-Commission

A CERTIFIED TRUE COPY

F. J. Amoruso

F. J. AMORUSO
1st Lt., Inf.

6458

Incl #1

- COPY -

LEGAZIONE DI SVIZZERA
IN ITALIA

INTERESSI STRANIERI France

Rif. No. MC/lrv.

ROMA, September 8, 1941
Via Veneto, 121
Tel. 40-072 - 42-691 -
42-775 - 42-783

TO THE
ALLIED CONTROL COMMISSION

ROME

Following a communication received from the Federal Political Department, Foreign Division, the Swiss Legation is ready to sell to the Allied Control Commission for the account of Mr. MEDINA, former Ministry of Nicaragua in Italy, the car Packard 120 frame, No. 1090/1473 Motor No. 135.825.

The price is fixed at \$1.500 payable to the Consulate General of Nicaragua in New York for his account, plus Lire 3.509.80 for storage from December 1941 to June 1944.

Very faithfully yours,

The Ministry Plenipotentiary
In Charge of Foreign Interest.

/s/ ?

A CERTIFIED TRUE COPY:

F. J. Amoruso
F. J. AMORUSO
1st Lt., Inf.

6457

Incl. #1 to
Incl. #1

1244

Declassified E.O. 12356 Section 3.3/NND No. 785015

G-4 (A) (Civilian Car Section)

For investigation and
report

12 December

W. Thonau
15045 AGO

I 245