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HEADQUARTERS ALLIED COMMISSION
Office of the Chief Commissioner
APO 394

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ALLIED MEMORANDUM

It is the understanding of the British and American Governments that the following procedure regarding the introduction of evidence related to Allied policy will be followed in the trial of General Roatta and his associates;

If and when it is desired to introduce evidence regarding military operations which might have been taken by the Allies around the period of the armistice, or regarding documents or alleged copies of documents having to do with Allied policy before and during the war, it is understood that such evidence will be referred to the competent Allied Authorities in Rome for decision as to whether it may be introduced into the trial and as to the appropriate action to be taken in the premises.

E. W. S.

DISTRIBUTION:

Original & 1 Copy - Delivered by hand to Prime Minister
1130 hours 6 February 1945.

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AMHQ FOR GEORGE FIVE
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PRIORITY

POLITICAL SECTION

ITALIAN MINISTRY OF FOREIGN AFFAIRS HAVE SUBMITTED TO POLITICAL SECTION LONG AIDE MEMOIRE REGARDING TRIAL AND EXECUTION BY YUGOSLAV PARTISAN UNITS BELONGING TO YUGOSLAV NATIONAL ARMY OF LIBERATION OF LT COLONEL STUPARELLI CMA MAJOR MONFANI CMA CAPTAIN CAROTTI PD PARA TO AMHQ FOR GEORGE FIVE FROM ALCON SIGNED STONE PAPER THEY STATE THAT CHARGES ON WHICH ABOVE OFFICERS WERE TRIED AND SHOT WERE ABSOLUTELY IRRELEVANT FROM JUDICIAL STANDPOINT PD THEY STATE FURTHER THAT ELEVEN OTHER ITALIAN OFFICERS INCLUDING BRIGADIER GENERAL ISASCA CMA FORMER COMMANDER OF THE VERBIA DIVISION HAVE BEEN PLACED UNDER INQUIRY BY COMMAND OF THE SECOND CORPS OF THE YUGOSLAV NATIONAL ARMY OF LIBERATION PD THEY HAVE NOT BEEN ABLE TO OBTAIN ANY INFORMATION RELATIVE CHARGES AGAINST LATTER OFFICERS PD PARA PD ITALIAN GOVERNMENT PROTEST FORMERLY AGAINST THE TRIAL OF ALL THESE OFFICERS AND AGAINST THE SENTENCES PASSED AND EXECUTED ON THREE OF THEM PD THEY DEMAND THAT ANY JUDICIAL OR OTHER ACTION AGAINST REMAINING OFFICERS UNDER INQUIRY SHOULD BE SUSPENDED AND THAT THEY SHOULD BE FORTHWITH REPATRIATED PD THEY REQUEST AID OF THE ALLIED AUTHORITIES IN THIS MATTER PD PARA PD AID/MEMOIRE AND SUPPLEMENTARY MEMORANDUM ON LEGAL ASPECTS OF THE QUESTION ARE BEING FORWARDED TO YOU AND MEANWHILE IT IS SUGGESTED THAT YOU MAY WISH TO TAKE SUCH STEPS AS ARE POSSIBLE TO SUSPEND ANY FURTHER ACTION BY YUGOSLAV AUTHORITIES FOR TIME BEING

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