

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

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CLAIMS, GENERAL
FEB. 1945; SEPT. 1945 - JAN. 1947

520/CC

Office of the
Chief Commissioner

ALLIED COMMISSION

CONFIDENTIAL

Vol. I

345

INSTRUCTIONS.—When papers on a subject become numerous they will be numbered serially and brief entries made on this form.

HEADQUARTERS
ALLIED SCREENING COMMISSION (ITALY)
A.P.O. S. 551
C.M.F.

Tel: 843041-45

ASC/6-13/GS/vr/1

25 January 1947

To: Lt. Edward J. Behn,
Flag Lt to Chief Commr.,
HQ Allied Commission,
APO 794.

Subject: Francesco Di Murri.

We acknowledge receipt of your letter dated 23/1/47.

This Commission entertains claims for food, lodging, clothing and family ~~death~~ deaths directly due to aiding POW. Payments are for personal expenses sustained from the pocket of the individual claiming.

Di Murri was almost certainly already paid for the activities of his band by C.I.M. funds or kept supplied by packages dropped from our planes.

In any case we are not in a position to entertain his claim as the established date of closure for acceptance was as far back as 27 Feb 46.

However, Di Murri states to have handed many original documents to a certain U.S. Section in Italy. Should these come to light in their original form we will be prepared to consider his request.



George Supervia

George Supervia,
Lieutenant,
for: Lt. Col. GS
Commanding
Allied Screening Commission (Italy)
C.M.F.

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520/22

JAN 27 1947

AGPI-C
~~XXXXXX~~

1st Ind.

GHA/ /-lc/1D568

WD, AGO, Washington 25, D. C. JAN 13 1947 1946.TO: Chief Commissioner, Allied Commission, APO 794, c/o Postmaster, New York,
New York ATTENTION: Claims DivisionThe records of this office show that Capt. Burch R. Johnson,0496539, CMP was relieved from active duty15 March 1946. Officer's home address is shown as 324 Oak Road, Glenside, Pennsylvania

BY ORDER OF THE SECRETARY OF WAR:



Adjutant General

1 Incl
n/c

520/ce

343 -

HEADQUARTERS ALLIED COMMISSION
(EXECUTIVE OFFICE)
Claims Division
APO 794

Tel. 489081
Ext. 522

LCW/ar

24th October 1946

Ref. : Claims/Misc.

SUBJECT : Letter to Capt. Burch R. Johnson, 0496539.

TO : The Adjutant General, U.S. Army
War Department, Washington D.C.

On 25 May 1946 the attached letter was sent to Capt. Burch R. Johnson, 0496539 thru your office. No reply has yet been received. Should it be impossible to locate Capt. Johnson and deliver this letter to him, it is requested that this Division be so informed.

For the Chief Commissioner

L. C. Wickersham
L. C. Wickersham
Administrative Officer,
Claims Officer.

1 Encl

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TRANSLATION

Bologna, 11 November 1946.

Major Edward D.S. Sullivan
GSO to CG
Allied Commission
Rome.

I thank you for your letter dated 8 October 1946. I have waited until this day before writing to you, hoping to be able to tell you that finally the barbed wire enclosure around my property adjoining the memorial for the Fallen soldiers of the 361st U.S. Infantry which stands on a ground owned by me in Livergiano (Pianoro) was being erected.

On the contrary nothing has been done so far and the Officer in charge of the war cemeteries in Mirandola does not even bother to reply to the letters I wrote to him (following Col Scott's suggestion as of his letter of 13 September 1946) asking him to let me know whether the orders given by the abovesaid Col Scott were going to be carried out.

I beg you, Sir, kindly to intervene so that the Officer in charge of the U.S. war cemeteries in Mirandola complies with the orders he has received. I have waited enough.

Respectfully yours,

/s/ Alberto Gamberini

TRANSLATION

Bologna, 11 November 1946.

Major Edward U.S. Sullivan
CSO to CC
Allied Commission
Rome.

I thank you for your letter dated 2 October 1946. I have waited until this day before writing to you, hoping to be able to tell you that finally the barbed wire enclosure around my property adjoining the memorial for the fallen soldiers of the 361st U.S. Infantry which stands on a ground owned by me in Livergnano (Pianoro) was being erected.

On the contrary nothing has been done so far and the Officer in charge of the war cemeteries in Mirandola does not even bother to reply to the letters I wrote to him (following Col Scott's suggestion as of his letter of 13 September 1946) asking him to let me know whether the orders given by the abovenamed Col Scott were going to be carried out.

I beg you, Sir, kindly to intervene so that the Officer in charge of the U.S. war cemeteries in Mirandola complies with the orders he has received. I have waited enough.

Respectfully yours,

/s/ Alberto Gamberini

TRANSLATION

Bologna, 11 November 1946.

Major Edward F.S. Sullivan
CSO to CC
Allied Commission
Rome.

I thank you for your letter dated 2 October 1946. I have waited until this day before writing to you, hoping to be able to tell you that finally the barbed wire enclosure around my property adjoining the memorial for the Fallen soldiers of the 361st U.S. Infantry which stands on a ground owned by me in Livergnano (Pianoro) was being erected.

On the contrary nothing has been done so far and the Officer in charge of the war cemeteries in Mirandola does not even bother to reply to the letters I wrote to him (following Col Scott's suggestion as of his letter of 13 September 1946) asking him to let me know whether the orders given by the abovenamed Col Scott were going to be carried out.

I beg you, Sir, kindly to intervene so that the Officer in charge of the U.S. war cemeteries in Mirandola complies with the orders he has received. I have waited enough.

Respectfully yours,

/s/ Albergo Gamberini

TRANSLATION

Bologna, 11 November 1946.

Major Edward D.S. Sullivan
CPO to GO
Allied Commission
Rome.

I thank you for your letter dated 2 October 1946. I have waited until this day before writing to you, hoping to be able to tell you that finally the barbed wire enclosure around my property adjoining the memorial for the Fallen soldiers of the 361st U.S. Infantry which stands on a ground owned by me in Livergnano (Pianoro) was being erected.

On the contrary nothing has been done so far and the Officer in charge of the war cemeteries in Mirandola does not even bother to reply to the letters I wrote to him (following Col Scott's suggestion as of his letter of 13 September 1946) asking him to let me know whether the orders given by the abovesigned Col Scott were going to be carried out.

I beg you, Sir, kindly to intervene so that the Officer in charge of the U.S. war cemeteries in Mirandola complies with the orders he has received. I have waited enough.

Respectfully yours,

/s/ Alberto Gamberini

TRANSLATION

Bologna, 11 November 1946.

Major Edward D.S. Sullivan
CSO to CC
Allied Commission
Rome.

I thank you for your letter dated 3 October 1946. I have waited until this day before writing to you, hoping to be able to tell you that finally the barbed wire enclosure around my property adjoining the memorial for the Fallen soldiers of the 861st U.S. Infantry which stands on a ground owned by me in Livergnano (Pianoro) was being erected.

On the contrary nothing has been done so far and the Officer in charge of the war cemeteries in Mirandola does not even bother to reply to the letters I wrote to him (following Col Scott's suggestion as of his letter of 13 September 1946) asking him to let me know whether the orders given by the above-named Col Scott were going to be carried out.

I beg you, Sir, kindly to intervene so that the Officer in charge of the U.S. war cemeteries in Mirandola complies with the orders he has received. I have waited enough.

Respectfully yours,

/s/ Alberto Gamberini

0043

BH/ms

HEADQUARTERS ALLIED COMMISSION
APO 794
DISPLACED PERSONS DIVISION

DFR/12/F

Tel. 489081 Ext 414

19 November 1946

MEMORANDUM TO CHIEF STAFF OFFICER TO CHIEF COMMISSIONER.

Reference your memorandum dated 12 November 1946.

1. The only procedure in this case is for the claimant to take up his claim direct with the Ministry of the Interior.

2. It is pointed out that the Italian Government gave these subsidies to certain classes of ex-internees of the Italian Government entirely as an ex-gratia payment and not as a right, but in any case the matter has never been an Allied Military responsibility.

3. In view of the fact that there is no machinery for the transfer of lire outside Italy it would not appear that much useful purpose would be served in prosecuting this claim.

For the Director:


B. WOODCOCK
Major
C. i/c ADM.

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Spare
520/100

HEADQUARTERS ALLIED COMMISSION
(REQUISITION OFFICE)
Claims Board
450 7th

Tel. 409001
Ext. 500

25th May 1946

13W/er

Ref. : Claims/Misc.

SUBJECT: Unpaid bills, paper mill "Tietze Milani" February

TO : Capt. Durek R. Johnson 0496559
c/o The Adjutant General
U.S. Army
War Department
Washington D.C.

1. This office has received the following unpaid bills, bearing your signature, from the above mentioned firm:

Bill No.	Date of bill	Goods delivered	Amount
611	12/10/1945	21/8/914	26,360.-
612	"	9/10/11	12,761.-
613	"	13/11/11	16,073.-
614	"	1/12/11	616.-
615	"	21/9/11	2,890.-
616	"	13/10/11	1,187.-
617	"	13/12/11	10,925.-
618	"	21/12/11	1,432.-
619	"	10/1/1946	2,880.-
620	"	26/1/11	1,565.-
621	"	9/2/11	8,114.-
			<u>85,846</u>

2. Kindly furnish all available information in connection with this claim and a statement as to the disposal of the goods (paper bags, pads, typewriter paper, envelopes, filing cards, cardboard, folders, etc.) in particular, we would like to know if these goods were for use by 8th Army or by officers of Allied Military Government.

3. As certain of the bills submitted as relating to requisition appear to be only release notes in favour of the manufacturer, your assistance in ascertaining the true facts will be greatly appreciated.

For the Chief Commissioner

Incl 1

100/100
 Ref. : 502
 25th May 1946
 Rec. : Claims/Spec.
 SUBJECT: David Mills, Paper Mill "Pietro Milani" Rotterdam
 TO : Capt. David R. Johnson 0296539
 c/o The Adjutant General
 U.S. Army
 War Department
 Washington DC

1. This office has received the following unpaid bills, bearing your signature, from the above mentioned firm:

Bill No.	Date of bill	Goods delivered	Amount
611	18/10/1945	21/8/944	26.360.-
612	"	9/10/44	" 13.741.-
613	"	13/11/44	" 16.072.-
614	"	1/12/44	" 615.-
615	"	21/9/44	" 2.890.-
616	"	13/10/44	" 4.137.-
617	"	13/12/44	" 10.925.-
618	"	21/12/44	" 1.490.-
619	"	10/1/945	" 2.880.-
620	"	26/1/44	" 1.563.-
621	"	9/2/44	" 8.112.-
			85.846

2. Kindly furnish all available information in connection with this claim and a statement as to the disposal of the goods (paper bags, pads, typewriter paper, envelopes, filing cards, cardboard, folders, etc.) In particular, we would like to know if these goods were for use by 38th Army or by officers of Allied Military Government.

3. As certain of the bills submitted as relating to requisition appear to be only release notes in favour of the manufacturer, your assistance in ascertaining the true facts will be greatly appreciated.

For the Chief Commissioner

Encl 1



Lt. Col. W. H. W. W. W.
 Administrative Officer
 Claims Officer (A)

0046

TRANSLATION

Bologna, 11 November 1946.

Major Edward D.S. Sullivan
CSO to CC
Allied Commission
Rome.

I thank you for your letter dated 2 October 1946. I have waited until this day before writing to you, hoping to be able to tell you that finally the barbed wire enclosure around my property adjoining the memorial for the Fallen soldiers of the 361st U.S. Infantry which stands on a ground owned by me in Livergnano (Pianoro) was being erected.

On the contrary nothing has been done so far and the Officer in charge of the war cemeteries in Mirandola does not even bother to reply to the letters I wrote to him (following Col Scott's suggestion as of his letter of 13 September 1946) asking him to let me know whether the orders given by the abovenamed Col Scott were going to be carried out.

I beg you, Sir, kindly to intervene so that the Officer in charge of the U.S. war cemeteries in Mirandola complies with the orders he has received. I have waited enough.

Respectfully yours,

/s/ Albergo Gamberini

520/22

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ADQUARTERS ALLIED COMMISSION

Office of the Chief Commissioner

APO 794

12 November 1946.

MEMORANDUM:

TO : Displaced Persons Division.

Since the 1st Indorsement requires that a report of findings be furnished to the Provost Marshal General, it is suggested that we take up this particular case of Capt. Prince Nicholas Gedroye indicating exactly what action should be taken in order for him to receive the indemnity to which he appears to be entitled.

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14-11-46.

	DIRECTOR	
	DEP. DIRECTOR	
2	CH. ADM	
	CH. CLK	
1	Finance	

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

13 NOV 1946

Sno/cu

3rd Ind.

OFFICE OF THE CHIEF COMMISSIONER, HQ, ALLIED COMMISSION, APO 794, 21 Nov 1946

TO: WD, Office of The Provost Marshal General, Washington 25, D.C.

1. The letter from Captain Prince Nicholas Gedroye has been studied thoroughly by the Displaced Persons Division of this headquarters and the following comments made:

- a). The only procedure in this case is for Prince Nicholas Gedroye to take up his claim directly with the Italian Ministry of the Interior;
- b). It is pointed out that the Italian Government gave these subsidies to certain classes of ex-internees of the Italian Government entirely as an ex-gratia payment and not as a right, but in any case the matter has never been an Allied military responsibility;
- c). In view of the fact that there is no system established as yet for the transfer of lire outside of Italy, it would not appear that a useful purpose would be served in prosecuting this claim.

For the Chief Commissioner:

EDWARD D.S. SULLIVAN
Major, Air Corps
Chief Staff Officer to CC

520/cc

8 8

HEADQUARTERS ALLIED COMMISSION
APO 794
DISPLACED PERSONS DIVISION

BW/ms

DPR/12/F

Tel. 489081 Ext 414

19. November 1946

MEMORANDUM TO CHIEF STAFF OFFICER TO CHIEF COMMISSIONER.

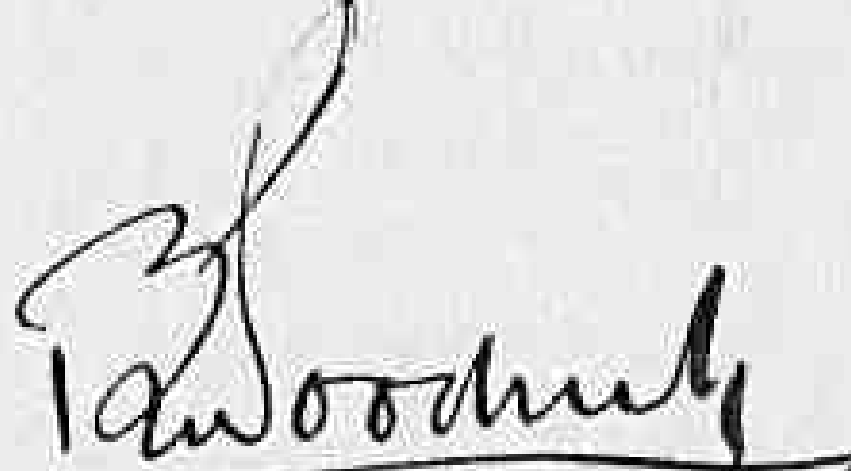
Reference your memorandum dated 12 November 1946.

1. The only procedure in this case is for the claimant to take up his claim direct with the Ministry of the Interior.

2. It is pointed out that the Italian Government gave these subsidies to certain classes of ex-internees of the Italian Government entirely as an ex-gratia payment and not as a right, but in any case the matter has never been an Allied Military responsibility.

3. In view of the fact that there is no machinery for the transfer of lire outside Italy it would not appear that much useful purpose would be served in prosecuting this claim.

For the Director:


H. WOODCOCK
Major
C. i/c ADM.

Maj.

2nd Ind to Ltr, Office of the Judge Advocate General, Washington 25, D. C.,
dtd 27 Sept 46, subj: Letter of Captain Prince Nicholas Gedroyc.

AG 312.1/042 -0

2nd Ind

HEADQUARTERS MTOUSA, APO 512, 18 October 1946

TO: Chief Commissioner, Allied Commission, APO 794

1. For investigation.
2. Attention invited to paragraph 2, 1st indorsement.

BY COMMAND OF LIEUTENANT GENERAL LEE:

1 Incl:
n/c

M. FRANCES AMAN
Captain, AGD
Asst Adjutant General

520/22

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NOV 12 1946

3rd Ind to Ltr, Office of the Judge Advocate General, Washington 25, D. C.,
dtd 27 Sept 46, subj: Letter of Captain Prince Nicholas Gedroyc.

DPR/12/F

3rd Ind

FROM : DISPLACED PERSONS DIVISION, H.Q., A.G., 8 November 1946
TO : Chief Commissioner, Allied Commission.

1. Reference to attached file relative to the claim of a/n for the Italian Government subsidy.
2. It is necessary to advise that the subsidy paid to the Ex-Internees was granted and paid by the Italian Government through their Prefects and Ente Comunale Assistenza in the various provinces on authority of the Ministry of Interior.
3. All Camp Commanders and other Allied Officials who may have had contact with ex-internees including the S.C.A.O. 5 and 8th Armies and all Regional Commissioners, were fully informed relative to the payment of such subsidy and special efforts were made to advise all ex-internees of the availability of this subsidy through personal contacts in addition to the posting of suitable posters where such information would reach all concerned.
4. If, in any instance, Allied Personnel were concerned, it would have been only in an advisory capacity to assure that ex-internees received such subsidy as was due them and to facilitate the payments.

Edward Purdy
EDWARD PURDY
Lt. Colonel,
Deputy Director.

*Cancelled by
3rd Ind dated
21 Nov.*

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12 November 1946.

MEMORANDUM:

TO : Displaced Persons Division.

Since the 1st Indorsement requires that a report of findings be furnished to the Provost Marshal General, it is suggested that we take up this particular case of Capt. Prince Nicholas Cedroye indicating exactly what action should be taken in order for him to receive the indemnity to which he appears to be entitled.

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

520/46

HEADQUARTERS ALLIED COMMISSION

APO 794

Office of the Executive Commissioner

NOV 6 1946

Ref. : 989/39/20

14 November 1946

SUBJECT: Settlement of Claims against
the British and U.S. Forces.TO : H.Q.
No. 2 Directorate of Mairings and Disposals
(Fixed Assets)
APO B 551Reference is made to your letter No. 0080/392/1 dated
30 October 1946 on this subject.Enclosed for your consideration is a copy of the
Italian Government's reply to this Commission's letter no. 989/17/20
dated 3 August 1946.

FOR THE CHIEF COMMISSIONER:

A. W. Kelsey

Brigadier,
Executive Commissioner.

Encls. as above.

Copy to: G-5 Section, AFHQ
U.S. Claims Service HQ APO 794
O.C.
Econ. Div.
Polad A
" B

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M

COPYTranslation

THE UNDERSECRETARY OF STATE
TO THE PRESIDENT OF THE COUNCIL OF MINISTERS

No. 82698/1974-1/7.2

Rome, 25 October 1946

My dear Admiral,

The Ministry of the Treasury to whom I transmitted your kind communication of last August, ref. no. 989/17/33, have sent me a letter, a copy of which I am herewith enclosing, in which they put forward convincing explanations regarding the complex problem of payment and compensation for requisitions and damages resulting from the Allied occupation of Italy.

As you will note from the letter itself, the burden anticipated exceeds the enormous sum of 400 milliards of lire. While undertaking to renew the necessary instructions with a view to avoiding possible waste of work with deprecable innovations, I feel bound at the same time to associate myself with the provision made regarding the period of time necessary for the fulfillment of the heavy task compatible with the resources offered by the Italian State budget in the near future and with the numerous needs it will have to provide for.

With kind regards,

sincerely yours,

/s/ Paolo Cappa

Admiral Hilary W. Stone,
Chief Commissioner,
Allied Commission,
Rome.

COPYTranslation

MINISTRY OF THE TREASURY
GENERAL DIRECTION OF THE TREASURY.

SUBJECT: Payment and compensation for requisitioning
by the Allied Armed Forces.

Before discussing the matter referred to in the letter of the Chief of the Allied Commission addressed to the President of the Council of Ministers, I should like to make a brief sketch of the present method of dealing with the indemnities necessitated by the Allied occupation of Italy.

By means of various agreements which began to take place in April 1945, the Allies transferred to the Ministry of the Treasury the task of providing for the payment of requisitioning and damages caused by the Allied troops in Italy, exception being made for the requisitioning of motor vehicles which was a matter pertaining to the General Inspectorate of Civilian motor traffic.

The indemnities provided by the Treasury, made directly or indirectly through the suburban offices are divided as follows:

- (a) Compensation for the requisitioning and removal of furniture (machines, materials and goods).
- (b) Compensation for various goods supplied to the Allied troops by big industrial centres such as: Terni, Ilva, the Steel Companies of Puglia etc.
- (c) Compensation for damages paid out by the Allied Authorities direct for motor accidents up to 1st November 1945.
- (d) Compensation for the requisitioning of property (houses, industrial establishments and lands).
- (e) Compensation for hotel management.
- (f) Compensation for motor accidents after the 1st November 1945.

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The indemnities mentioned in paras a, b and c will be settled by the General Director of the Treasury both directly and indirectly through the suburban offices when the amount does not exceed 2 million. These claims are dealt with as speedily as the large number of requests permit and have not caused any remarks on the part of the Allies.

All payments are made from the funds administered by the Treasury to which the suburban offices must render account and the regularising of

- 2 -

the whole matter was recently initiated by the decree of law of the 21st May 1946 No. 431.

The reasons for which it has been impossible to settle the payments particularly specified in the Allied letter are as follows:

- (1) Damages connected with the regular or irregular requisitioning of property (para d).
- (2) Damages caused by motor accidents which took place after the 1st November 1945 (para f).

The problem is a complex one both because of the number of cases involved (in No. 1 damages are estimated for more than 80 thousand buildings) and because of the imposing sum of more than 400 milliards calculated as necessary by the Genie Militaire for No. 1. Moreover there is the time limit within which the Treasury has to pay for the damages connected with the requisition of property: this has often been subjected to abuse such as the removal of objects, furniture or fittings, or destruction not connected with the requisition. This last matter will have to be investigated by the Committee called by law before any definite settlement can be adopted by the Ministry of Treasury.

During the delay caused by such decisions this administration in their letter of 26 July 46, No. 66422 requested the Ministry of War to continue the investigation of the claims under consideration, before the publication of the decree.

While the Direction of the Administrative Commissariat has given assurances of having constituted an office for the purpose of the investigation of the claims for motor damages (para f) and has sent the required instructions to the dependent suburban offices, the General Direction of the Genie has instead communicated that the personnel attached to the requisitioning offices (contained in para d) is inadequate for the work and ought to be increased by about 500 persons at least, which would mean an annual charge of about 400 millions.

This Ministry, concerned over the seriousness of the request and after several discussions with functionaries of the Administration of War, of Industries and of Finance, sent a letter No. 6719 dated 23 August 1946 to the Ministry of Finance (General Direction of Landed Property and of Technical Offices) requesting their opinion on the advisability of keeping the military offices which are at present dealing with requisitioning, together with their competent engineers, their technical and administrative staff and the officers at present assigned to them.

A copy of this letter was sent to your Presidency and to the Ministry of War and it was requested in it that the latter should in the meantime continue the investigations of the claims received by them. For this purpose permission was given them to employ extra assistance in order to expedite the work as much as possible.

- 3 -

Having now stated the above, it is considered opportune that the following points should be specified to the Chief Commissioner of A.C.

1. That it is not possible to agree to the proposal of the Genie Militaire, on account of the enormous expense involved and that a plan is under consideration for the transformation of the present military offices into civilian offices, keeping the military personnel at present assigned there and completing the staff with technical personnel from other State Administrations.
2. That it is impossible to form an autonomous requisitioning office with facilities to pay any amount of compensation without the authority of the constitutional control offices: a procedure this which would set aside all the principles which govern the payments of public expenses.
3. That the Treasury from the moment of undertaking the work in question has already paid out 16 milliards and 500 millions for requisitions, damages and costs caused by the Allied occupation in addition to 19 milliards for the maintenance of the troops.
4. That whatever definite settlement is reached regarding the offices at present dealing with the requisitioning of property, several years will be required to pay off the claims both because the State has to carry a heavy burden and cannot charge it to one or two activities only, and because of the material impossibility of settling the enormous number of claims and requisitions, regular and irregular, concerning, as already stated, more than 80 thousand buildings.

In conclusion, it does not appear that there are dormant claims for compensation for requisitioning at the Ministries of Air, of Marine and of Transport, requiring special measures to be taken by the Treasury.

HEADQUARTERSNo. 2 Claims Commission
andNo. 2 Directorates of Hirings and Disposals (Fixed Assets)A.P.O. S. 551C. M. F.

C. COMM

3058

NOV 1 1946

Chief Commissioner,
Headquarters Allied Commission,
C. M. F.

COHD/384/1

30 Oct 46

Subject: Settlement of Claims against
the British and U.S. Forces

H

Reference your letter 989/27/EC to the President of the Council of the Ministers of the Italian Government dated 28 Sept. 46, copies to the undermentioned addressees. Major General H.C. Cole, President, Claims Commission, War Office London will shortly be visiting this theatre and will no doubt require full details of the present position, for the information of the British Government. If, as we presume, no reply has been received to your a/q letter we should be much obliged if strong pressure could be brought to bear on the Italian Government with a view to their taking action as requested in your letter 989/17/EC dated 3 Aug. 46.

B

S. S. Disney

S. S. DISNEY.
Colonel.

V.P.C.C. & D. of Hirings and Disposals.

1/WBG

Tel. 66330.

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Sig. Address: 2 Claims and Hirings, ROME

Copies to: G-5 AFHQ
U.S. Claims Service MTO APO 794
Ex. Comm
Econ Sec

Polad A
Polad B

520/4

Ref. : 989/27/20

28 September 1946.

My dear Mr. Prime Minister,

I refer to my letter No. 989/17/20 dated 3 Aug 46 on the subject of the Settlement of Claims.

I would be grateful if an early reply could be given to this letter, please.

Yours very truly,

/s/ Elbert W. Stone

ELBERT W. STONE
Rear Admiral, USNR
Chief Commissioner

Doctor Alcide De Gasperi,
President of the Council of Ministers,
Italian Government,
Rome.

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Copy to: C-5 AFHQ
U.S. Claims Service MFO AFO 794
N.2 Directorate of Hearings
and Disposal. AFO S 551

Chief Commissioner
Ex. Comm.
Exec Sec
Polad A
Polad B

HEADQUARTERS ALLIED COMMISSION
Office of the Chief Commissioner
APO 794

Ref. : 989/17/EC.

3 August 1946.

My dear Mr. Prime Minister,

Shortly after the arrival of Allied troops in Italy an Agreement was entered into between the Italian Government and the British Claims Commission to the effect that the British Claims Commission would assess all claims against the British Forces (and other forces under their command, such as the Polish Forces), and serve demands for the payment of the compensation assessed on the Ministero del Tesoro who would effect payment.

A similar agreement relating to payment of claims against the U.S. Forces was also entered into between the Italian Government and the U.S. Claims Service.

In October 1945 a further agreement was entered into between the Italian Government and representatives of the British War Office transferring claims of certain categories to the Italian Government to be investigated and assessed as well as paid by them. The original agreement was made on 21/22 October 1945, and its scope was subsequently enlarged by additional agreements made on 23 January 1946 and 30 April 1946.

A similar agreement was entered into in December 1945 between the Italian Government and the U.S. Claims Service transferring all claims against the U.S. Forces to the Italian Government for investigation, assessment and payment.

Insofar as claims against the British Forces are concerned, the Italian Government agreed to set up the necessary machinery in the following terms:

- (a) At a meeting which took place on the 21st October 1945, at which were present Colonel Disney, Colonel Charlton and a committee nominated by the Italian Treasury, the whole plan was elaborated at length by Colonel Disney, and it was stressed, as appears from the minutes of the meeting, that it would be necessary for the Italian Government to provide an organisation for implementing the arrangements which they had agreed; detailed procedure was to be a matter for discussion between representatives nominated by the British Claims Commission and by the Committee referred to.

520/2

2)

- (b) D.D. Claims, British War Office, in a minute to the Treasury Minister dated 23 October 1945 said: "It is hardly necessary for me after what has already been discussed to impress upon you the necessity of taking every possible step to ensure that your Government is ready to implement the arrangements in the enclosed memorandum on the agreed date, viz: 1 November 1945." The Treasury Minister replied by letter dated 23 Oct. 45: ".... I assure you that all the necessary steps will be taken to ensure that the contents of the agreement will be put into effect as from 1 November 1945."

It was also the Treasury Minister who agreed in each case to the Agreement being enlarged as mentioned above.

Several months after signature of the Agreement no steps appeared to have been taken by the Italian Government to implement it, and as the number of claims transferred increased without action being taken to deal with them and complaints of non-payment were being received, the British Claims Commission took the matter up with the Italian Authorities with the result that ultimately a decree was promulgated in the Gazzetta Ufficiale on 10 June 1946, 133-2, about eight months after the signing of the original British agreement. This decree sets out the policy to be followed and gives directions as to the various agencies which will have to deal with the work. Responsibility for investigation, assessment and payment of claims was placed by agreement between the various Italian Government Departments, on the Italian War, Air, Navy and Transport ministries according to the nature of the claim. In fact, the bulk of the work will rest with the Italian War Ministry.

It is understood that the latter have made repeated requests for staff and credits necessary to carry out the work, and that the War Minister sent a communication to the Treasury Minister on 11 January 1946 setting out his requirements in detail.

No action appears to have been taken on this, and as a result about 12,000 claims, British and American, have accumulated in the Italian Government Departments without a single assessment or payment being made.

320 The situation is becoming most serious. Complaints are flowing in with repercussions as far afield as London and Washington, and the present state of affairs is proving most harmful to the prestige of the British and American Forces in Italy, besides being unsatisfactory from many other points of view.

It is understood the Italian War Minister requires:-

- (a) that the offices of the Genio Militare for Allied requisitions take over and be responsible for the claims files;
- (b) that the Treasury Ministry gives authority to the War Ministry to provide for all the expenses necessary for the offices;
- (c) that the whole requisition service, which is at present directly dependent upon the Direzione del Tesoro, become "autonomous" in order that the files be dealt with more expeditiously. This office should come under the Treasury Ministry on technical and administrative matters.

Presumably, the Air, Navy and Transport Ministries' requirements will be similar to the above only less important.

I should be obliged, my dear Mr. Prime Minister, if urgent steps could be taken to ensure that the necessary credits are allotted and adequate machinery set up to deal with the claims which have accumulated as stated above in the various Italian Government Departments. Information as to the action taken and the results achieved would be appreciated. It cannot be stressed too strongly that the present situation is most unsatisfactory from both Allied and Italian points of view, and it is essential that steps be taken to implement the various agreements at the earliest possible moment.

Yours very truly,

/s/ M.S. LUSH
Brigadier

ELERY W. STONE
Rear Admiral, USNR
Chief Commissioner

319

Dr. Alcide De Gasperi
President of the Council of Ministers,
Italian Government,
Rome.

Ex. Distri: G-5 AFHQ
U.S. Claims Service MTC APO 794
M.S. Directorates of Hirings
and Disposals. APO 3 551

Int. Distr.: Chief Commissioner
Ex. Com.
C.A.
Economic Section
Polad A
Polad B

27 September 1946

My dear Mr. Livengood:

Thank you for your letter of 25 September ^{Encl}
enclosing a copy of a Note Verbale which was sent
to the Ministry of Foreign Affairs on the subject
of removal of Italian industrial machinery by the
Germans.

Sincerely yours,

/s/ Ellery W. Stone

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

Mr. Charles A. Livengood
Counselor for Economic Affairs
American Embassy
Rome

318

0064

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

785015



THE FOREIGN SERVICE
OF THE
UNITED STATES OF AMERICA

SEP 27 1946

AMERICAN EMBASSY
Rome, Italy,
September 25, 1946.

Rear Admiral Ellery W. Stone,
Chief Commissioner,
Allied Commission,
Rome.

Dear Admiral Stone:

Attached herewith for your information
is a copy of a Note Verbale which has been
sent today to the Ministry of Foreign Affairs.

Sincerely yours,

Charles A. Livengood
Charles A. Livengood
Counselor for Economic Affairs

580/a

Enclosure:

Note Verbale

317 -

No. 066

NOTE VERBALE

The Embassy of the United States of America presents its compliments to the Ministry of Foreign Affairs and, with reference to the Ministry's Note Verbale dated August 27 (No. 44/28661/163), September 10 (30379/179) and September 12, 1946 (44/30384/6) concerning the removal of Italian industrial machinery by the Germans, has the honor to inform the Ministry that the copies of lists of removals transmitted with the Ministry's Notes referred to have now been forwarded to the appropriate military authorities in the United States zones of occupation of Germany and Austria.

316

Rome, September 25, 1946

To the

Ministry of Foreign Affairs.

NOTE VERBALE

The Embassy of the United States of America presents its compliments to the Ministry of Foreign Affairs and, with reference to the Ministry's Notes Verbales dated August 27 (No. 44/28661/163), September 10 (30379/179) and September 12, 1946 (44/30384/6) concerning the removal of Italian industrial machinery by the Germans, has the honor to inform the Ministry that the copies of lists of removals transmitted with the Ministry's Notes referred to have now been forwarded to the appropriate military authorities in the United States zones of occupation of Germany and Austria.

Rome, September 25, 1946

To the

Ministry of Foreign Affairs,

Rome.

316

7 September 46

My dear Mr. Livengood:

Attach.
Thank you for your letter of 5 September and the attached copy of a Note Verbale to the Italian Ministry of Foreign Affairs concerning the procedure for restitutions from the United States zone of occupation of Austria.

Sincerely yours,

/s/ Ellery W. Stone

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

Mr. Charles A. Livengood
Counselor for Economic Affairs
American Embassy
Rome

315

314



THE FOREIGN SERVICE
OF THE
UNITED STATES OF AMERICA

SEP 7 1946
940

AMERICAN EMBASSY
Rome, Italy,
September 5, 1946.

Rear Admiral Ellery W. Stone,
Chief Commissioner,
Allied Commission,
Rome.

Dear Admiral Stone:

I attach for your information a copy of a Note
Verbale sent today to the Ministry of Foreign Affairs
concerning the procedure for restitutions from the
United States zone of occupation of Austria.

Sincerely yours,

Charles A. Livengood
Charles A. Livengood
Counselor for Economic Affairs

Enclosure:

as stated

0009

A.C.

No.

NOTE VERBALE

The Embassy of the United States of America presents its compliments to the Ministry of Foreign Affairs and, with reference to the Ministry's Note Verbale no. 44/28643/162 dated August 27, 1946 concerning the restitution of Italian machinery and equipment from the United States zone of occupation of Austria, has the honor to transmit for the Ministry's information the text of the following communication which the Embassy has received from the Office of the Political Adviser, Headquarters, United States Forces in Austria:

313

The Office

To the

0070

NOTE VERBALE

The Embassy of the United States of America presents its compliments to the Ministry of Foreign Affairs and, with reference to the Ministry's Note Verbale no. 44/23646/162 dated August 27, 1946 concerning the restitution of Italian machinery and equipment from the United States zone of occupation of Austria, has the honor to transmit for the Ministry's information the text of the following communication which the Embassy has received from the Office of the Political Advisor, Headquarters, United States Forces in Austria:

"The Office

To the

Ministry of Foreign Affairs,

Rome.

"The Office of the Political Representative to Austria presents its compliments to the American Embassy at Rome, and has the honor to acknowledge receipt of the first lists prepared by the Italian Government of Italian property allegedly removed by the Germans and thus considered to be subject to restitution from the United States zone of occupation of Germany and Austria. These lists have been brought to the attention of the Reparations, Deliveries and Restitution Division, United States Forces in Austria, with the request that an appropriate investigation be made.

"A standard procedure has been established by the United States military authorities in Austria for restitution of property. All property will be located by the United States authorities without the aid of an Italian searching mission. The investigations will be based upon the lists of Italian property alleged to be in Austria which are submitted by the Italian Government. It is necessary that these lists describe the property in detail, state the location of the property, indicate when it was removed from Italy, and state full means of identity. Only property located in the United States

property allegedly removed by the Germans and thus considered to be subject to restitution from the United States zone of occupation of Germany and Austria. These lists have been brought to the attention of the Reparations, Deliveries and Restitution Division, United States Forces in Austria, with the request that an appropriate investigation be made.

"A standard procedure has been established by the United States military authorities in Austria for restitution of property. All property will be located by the United States authorities without the aid of an Italian searching mission. The investigations will be based upon the lists of Italian property alleged to be in Austria which are submitted by the Italian Government. It is necessary that these lists describe the property in detail, state the location of the property, indicate when it was removed from Italy, and state full means of identity. Only property located in the United States zone of Austria is to be included in the lists sent to Austria. After the property has been located the American

-3-

American authorities will notify the Italian Government and ask that it send a mission to Vienna with the necessary proof of ownership of the property in order that proper restitution can be made. Documentation which will establish that the return of this property is necessary to the reconstruction of Italy will be required, and it will facilitate matters if the Italian mission has this in its possession when it visits Vienna. This mission will be permitted to go into the field to identify the property which is claimed as Italian and arrange for its transport to Italy. The members of the mission then leave Austria forthwith.

"Italian Representatives Dr. Gaja and Mr. Meidi called at the offices of the Reparations, Deliveries and Restitution Division, United States Allied Commission in Austria. At that time the matter of restitution of Italian property was discussed with them at length, and the above procedure was explained to them."

In view of the restitution procedures described above, the Ministry will observe that it would not be

proper restitution can be made. Documentation which will establish that the return of this property is necessary to the reconstruction of Italy will be required, and it will facilitate matters if the Italian mission has this in its possession when it visits Vienna. This mission will be permitted to go into the field to identify the property which is claimed as Italian and arrange for its transport to Italy. The members of the mission then leave Austria forthwith.

"Italian Representatives Dr. Gaja and Mr. Mgidi called at the offices of the Reparations, Deliveries and Restitution Division, United States Allied Commission in Austria. At that time the matter of restitution of Italian property was discussed with them at length, and the above procedure was explained to them."

In view of the restitution procedures described above, the Ministry will observe that it would not be appropriate for the Italian mission which has been invited to visit the United States zone of occupation in

Germany

0075

-4-

Germany to interest itself also, at this time, in the

question of restitutions from the United States zone

of occupation in Austria.

Rome, September 5, 1946.

310

0076

27 September 1946

My dear Mr. Livengood:

Thank you for your letter of 25 September enclosing a copy of a Note Verbale which was sent to the Ministry of Foreign Affairs on the subject of removal of Italian industrial machinery by the Germans.

Sincerely yours,

/s/ Ellery W. Stone

ELLEERY W. STONE
Rear Admiral, USNR
Chief Commissioner

309

Mr. Charles A. Livengood
Counselor for Economic Affairs
American Embassy
Rome

Livingston
520/4

3rd Ind.
OFFICE OF THE CHIEF COMMISSIONER, HQ, ALLIED COMMISSION, APO 794, 21 Nov 1946

TO: WD, Office of The Provost Marshal General, Washington 25, D.C.

1. The letter from Captain Prince Nicholas Gedroye has been studied thoroughly by the Displaced Persons Division of this headquarters and the following comments made:

- a). The only procedure in this case is for Prince Nicholas Gedroye to take up his claim directly with the Italian Ministry of the Interior;
- b). It is pointed out that the Italian Government gave these subsidies to certain classes of ex-internees of the Italian Government entirely as an ex-gratia payment and not as a right, but in any case the matter has never been an Allied military responsibility;
- c). In view of the fact that there is no system established as yet for the transfer of lire outside of Italy, it would not appear that a useful purpose would be served in prosecuting this claim.

For the Chief Commissioner:

EDWARD D.S. SULLIVAN
Major, Air Corps
Chief Staff Officer to CC

3rd Ind.

OFFICE OF THE CHIEF COMMISSIONER, HQ, ALLIED COMMISSION, APO 794, 21 Nov 1946

TO: WD, Office of The Provost Marshal General, Washington 25, D.C.

1. The letter from Captain Prince Nicholas Gedroyc has been studied thoroughly by the Displaced Persons Division of this headquarters and the following comments made:

- a). The only procedure in this case is for Prince Nicholas Gedroyc to take up his claim directly with the Italian Ministry of the Interior;
- b). It is pointed out that the Italian Government gave these subsidies to certain classes of ex-internees of the Italian Government entirely as an ex-gratia payment and not as a right, but in any case the matter has never been an Allied military responsibility;
- c). In view of the fact that there is no system established as yet for the transfer of lire outside of Italy, it would not appear that a useful purpose would be served in prosecuting this claim.

For the Chief Commissioner:

EDWARD D.S. SULLIVAN
Major, Air Corps
Chief Staff Officer to CC

7 September 46

My dear Mr. Livengood:

Thank you for your letter of 5 September
and the attached copy of a Note Verbale to the
Italian Ministry of Foreign Affairs concerning
the procedure for restitutions from the United
States zone of occupation of Austria.

Sincerely yours,

/s/ Ellery W. Stone

ELLEERY W. STONE
Rear Admiral, USNR
Chief Commissioner

Mr. Charles A. Livengood
Counselor for Economic Affairs
American Embassy
Rome

306

Spare

583/0

16 August 1946.

My dear General:

Supplementing my letter to you of 24 July in reply to your letter of 9 July, investigation shows that the United States Claims Service, after investigation, has disallowed your claim but that if you will call on Major George J. Banigan, U.S. Army, Executive Officer of the United States Claims Service in Rome, he will be glad to explain the reasons for such disallowance.

I am sorry that I cannot assist you further but as I wrote you in my letter of 24 July, the U.S. Claims Service does not in any way depend from this Commission or from me personally.

I would suggest that you call on Major Banigan and discuss the question with him.

Sincerely,

/s/ Ellery W. Stone

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

305

- Generale Raffaele D'Antonio,
Via Cunfida 20,
Rome.

Smith
5201

HEADQUARTERS ALLIED COMMISSION
Office of the Chief Commissioner
APO 794

Ref. : 939/17/EC.

3 August 1946.

My dear Mr. Prime Minister,

Shortly after the arrival of Allied troops in Italy an Agreement was entered into between the Italian Government and the British Claims Commission to the effect that the British Claims Commission would assess all claims against the British Forces (and other forces under their command, such as the Polish Forces), and serve demands for the payment of the compensation assessed on the Ministero del Tesoro who would effect payment.

A similar agreement relating to payment of claims against the U.S. Forces was also entered into between the Italian Government and the U.S. Claims Service.

In October 1945 a further agreement was entered into between the Italian Government and representatives of the British War Office transferring claims of certain categories to the Italian Government to be investigated and assessed as well as paid by them. The original agreement was made on 21/22 October 1945, and its scope was subsequently enlarged by additional agreements made on 23 January 1946 and 30 April 1946.

A similar agreement was entered into in December 1945 between the Italian Government and the U.S. Claims Service transferring all claims against the U.S. Forces to the Italian Government for investigation, assessment and payment.

Insofar as claims against the British Forces are concerned, the Italian Government agreed to set up the necessary machinery in the following terms:

- (a) At a meeting which took place on the 21st October 1945, at which were present Colonel Disney, Colonel Charlton and a committee nominated by the Italian Treasury, the whole plan was elaborated at length by Colonel Disney, and it was stressed, as appears from the minutes of the meeting, that it would be necessary for the Italian Government to provide an organisation for implementing the arrangements which they had agreed; detailed procedure was to be a matter for discussion between representatives nominated by the British Claims Commission and by the Committee referred to.

304 -

Spare
520/a

2)

- (b) D.D. Glebas, British War Office, in a minute to the Treasury Minister dated 23 October 1945 said: "It is hardly necessary for me after what has already been discussed to impress upon you the necessity of taking every possible step to ensure that your Government is ready to implement the arrangements in the enclosed memorandum on the agreed date, viz: 1 November 1945." The Treasury Minister replied by letter dated 23 Oct. 45: "... I assure you that all the necessary steps will be taken to ensure that the contents of the agreement will be put into effect as from 1 November 1945."

It was also the Treasury Minister who agreed in each case to the Agreement being enlarged as mentioned above.

Several months after signature of the Agreement no steps appeared to have been taken by the Italian Government to implement it, and as the number of claims transferred increased without action being taken to deal with them and complaints of non-payment were being received, the British Claims Commission took the matter up with the Italian Authorities with the result that ultimately a decree was promulgated in the Gazzetta Ufficiale on 10 June 1946, 133-2, about eight months after the signing of the original British agreement. This decree sets out the policy to be followed and gives directions as to the various agencies which will have to deal with the work. Responsibility for investigation, assessment and payment of claims was placed by agreement between the various Italian Government Departments, on the Italian War, Air, Navy and Transport ministries according to the nature of the claims. In fact, the bulk of the work will rest with the Italian War Ministry.

It is understood that the latter have made repeated requests for staff and credits necessary to carry out the work, and that the War Minister sent a communication to the Treasury Minister on 11 January 1946 setting out his requirements in detail.

No action appears to have been taken on this, and as a result about 12,000 claims, British and American, have accumulated in the Italian Government Departments without a single assessment or payment being made.

The situation is becoming most serious. Complaints are flowing in with repercussions as far afield as London and Washington, and the present state of affairs is proving most harmful to the prestige of the British and American Forces in Italy, besides being unsatisfactory from many other points of view.

It is understood the Italian War Minister requires:-

- (a) that the offices of the Genio Militare for Allied requisitions take over and be responsible for the claims files;
- (b) that the Treasury Ministry gives authority to the War Ministry to provide for all the expenses necessary for the offices;
- (c) that the whole requisition service, which is at present directly dependent upon the Direzione del Tesoro, become "autonomous" in order that the files be dealt with more expeditiously. This office should come under the Treasury Ministry on technical and administrative matters.

Presumably, the Air, Navy and Transport Ministries' requirements will be similar to the above only less important.

I should be obliged, my dear Mr. Prime Minister, if urgent steps could be taken to ensure that the necessary credits are allotted and adequate machinery set up to deal with the claims which have accumulated as stated above in the various Italian Government Departments. Information as to the action taken and the results achieved would be appreciated. It cannot be stressed too strongly that the present situation is most unsatisfactory from both Allied and Italian points of view, and it is essential that steps be taken to implement the various agreements at the earliest possible moment.

Yours very truly,

/s/ M.S. LUEK
Brigadier

HILARY W. STONE
Rear Admiral, USNR
Chief Commissioner

302

Mr. Alcide De Gasperi
President of the Council of Ministers,
Italian Government,
Rome.

Ex. Distel: C-5 AFHQ
U.S. Claims Service WFO APC 794
N.2 Directorates of HIRINGS
and Disposals. APC 3 551

Int. Distr.: Chief Commissioner
Ex. Comm.
C.A.
Economic Section
Polad A
Polad B

UNITED STATES CLAIMS SERVICE
Office of the Deputy Chief Claims Officer
APO 794
U.S. Army

28 August 1946

DCCO Case # 755

SUBJECT : Matter of Chiappini, Elsa, and Claim of the Same.

TO : Chief Commissioner, Allied Commission,
(Att.: Lt E.J. Behn, USNR Flag Lt), APO 794, US Army.

1. Reference is made to your note of 26 Aug 46 stating that your office has had a request from the Princess de Bourbon for derequisition or compensation for her vehicle requisitioned by 5th Army on 4 May 45, and referring her to this office.
2. Princess de Bourbon appeared at this office with your note and a Mrs. Chiappini, Elsa, residing at Piazza Adriana 5, Rome. Princess de Bourbon did not desire to assert a claim as it was not her vehicle which was allegedly requisitioned but that of Mrs. Chiappini.
3. Mrs. Chiappini stated that a vehicle owned by her was requisitioned from her agent at Padua on 4 May 45 by the US 5th Army and presented a receipt purportedly signed by a Major Charles L. Flanders, US Field Artillery and given to her agent.
4. The receipt appears on its face not to have been executed by an American officer or soldier. However, Mrs Chiappini's claim has been accepted for investigation and consideration by this Service. She will be advised in due course of action taken after the investigation is completed.

01

George J. Banigan
GEORGE J. BANIGAN
Major, JAGD
Deputy Chief Claims Officer

0.0 8 5

3 Sept 46

Admiral:

Matter referred to Allied Screening Commission and US Claims service, both of whom claim it is outside their province. Matter referred to G-5 who on 23 Aug referred it to the JAG for handling by Allied Screening Commission.

Respectfully,

300 -

My J. E. Dora
CY. USNR

COPY

COPY *ce*

C. J. Doran
Pls bring up 9/3
Gay

Mr.
ELLERY W. STONE

Rear Admiral, USNR.
Chief Commissioner.

Dear Sir;

Incl.

I received Your letter of 26 July, for which
I thank You. I hope you will be able to do something
for me as I am very much in need.

I please do all you can to help me.
I thank You again for kind letter Sir.

Your truly
/s/ Luigi galleni
(Galleni luigi)

Via Mazzini 220-Forte dei Marmi (Lucca)

820/10

299

CC DIST. 26 Aug 46

Act : Ex Com
Info: CC

✓

26 July 1946.

My dear Mr. Galleni,

Thank you for your letter of
22 July requesting reparation for wounds suf-
fered in combat with the American Army.

While the matter of claims is
not within my cognizance, I shall look into the
matter to see what assistance, if any, can be
rendered you.

Sincerely,

ELMER W. STONE
Rear Admiral, USNR
Chief Commissioner

298
298
Signor Luigi Galleni,
220 Via Mazzini,
Forte dei Marmi (Lucca).

Copy to: Ex Comar -- If U.S. Army regulations do not permit
any assistance to this man, at least it
would seem that the Allied Screening Com-
mission should help him.
Will you please handle.

E.W.S.

CROSS REFERENCE SHEET

For correspondence and Indorsements re theft
of U.S. Government Property:

See 383 in 2602/cc

0089

785015

100
AUG 24 1946

TRANSLATION

PRESIDENCY OF THE COUNCIL OF MINISTERS.
THE UNDERSECRETARY OF STATE.

76163/16644.15/19.11

Rome, 23 August, 1946.

Dear Admiral,

Reference your letter to the President of the Council.
No. 4/AB, dated July 6, 1946. I wish to inform you that contacts
have been made with the trustee of the property of 79, Via Sardegna.
While waiting that the conditions of the contract of these premises be
formally regularized by the Italian Government, the offices of the
Allied Commission may proceed to occupy them, by means of previous
direct agreement with the above-mentioned trustee, Avv. Pasquale
SCUNCIO, of the General Advocateship of the State, (home telephone
number 866.405), who is in charge of the premises.

Sincerely,

(s) Paolo Capra.

Admiral Ellery W. Stone.

Chief Commissioner

Allied Commission

Rome.

296

My
EC to 22 Aug
Act. Archives
Info CC
Info

INCOMING MESSAGE

HEADQUARTERS ALLIED COMMISSION

Chief Comm.

Originator's Reference: WB 371

Message Centre No: H/5898

Date/Time of Origin: 211521Z AUG

Date Time Rec'd: AUG 221000 B

Precedence: ROUTINE

FROM: HQ USFET (REAR) FEDERAL SECURITY AGENCY BUREAU OF EMPLOYEE'S
TO : COMPENSATION
HQ ALLIED COMMISSION OFFICE OF THE CHIEF COMMISSIONER ATTN T EDWARD
J BENN

UNCLASSIFIED

Expect to visit Rome within 10 days concerning Gaspare R
Face and ner civilian compensation claims please notify Captain
Hays statagic services unit.

AC DIST

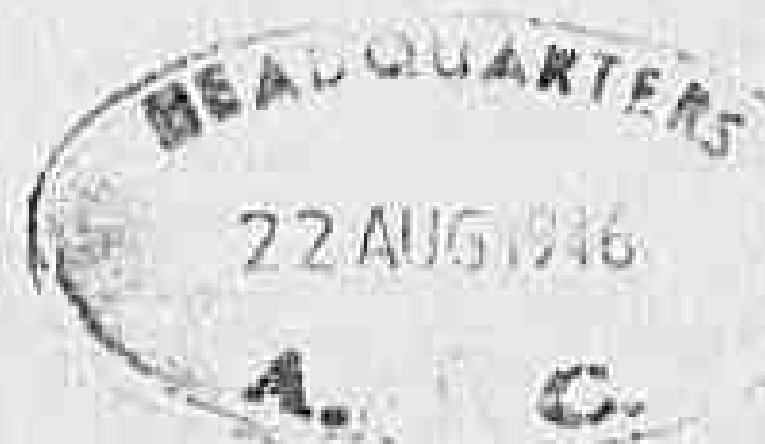
ACTION: CHIEF COMMISSIONER

INFO: FILE

FLOAT 2

520/2

295

W
ACTION

0091

CROSS REFERENCE SHEET

For Correspondence re Derog of Garenza's Auto by Capt. Le Masi
323 42a in 5807/CC

520/ea

0092

16 August 1946.

My dear General:

Supplementing my letter to you of 24 July in reply to your letter of 9 July, investigation shows that the United States Claims Service, after investigation, has disallowed your claim but that if you will call on Major George J. Banigan, U.S. Army, Executive Officer of the United States Claims Service in Rome, he will be glad to explain the reasons for such disallowance.

I am sorry that I cannot assist you further but as I wrote you in my letter of 24 July, the U.S. Claims Service does not in any way depend from this Commission or from me personally.

I would suggest that you call on Major Banigan and discuss the question with him.

Sincerely,

/s/ Ellery W. Stone

ELLERY W. STONE
Rear Admiral, USMC
Chief Commissioner

92

Generale Raffaele D'Antonio,
Via Cunfida 20,
Rome.

520/a

UNITED STATES CLAIMS SERVICE
Office of the Deputy Chief Claims Officer
APO 794 U.S. Army

5 August 1946

DECO R- 6913

SUBJECT : Matter of D'Antonio, Raffaele, and Claim of the Same.

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

(H) 1. Reference is made to annexed communication to you, dated 9 July 46, from D'Antonio, Raffaele, General of Division, Italian Army, residing at Via Confida # 20, Rome, forwarded by your office to this retired, with reference to a claim filed by General D'Antonio with this Service. (B)

2. Prior to writing you with respect to the disallowance of his claim by this Service, claimant wrote in August 45 to Brigadier General Thornburn K. Brown, USA, then commanding Rome Area Allied Command.

3. Annexed hereto is copy of the correspondence between Rome Area Command and this office which states the position of this office with respect to the claim and is self explanatory.

J. G. Caney
J. G. CANEY
Major, JAGD
Deputy Chief Claims Officer

UNITED STATES CLAIMS SERVICE
Office of the Deputy Chief Claims Officer
APO 794 U.S. Army

5 August 1946

DOCS B- 6913

SUBJECT : Matter of D'Antonio, Raffaele, and Claim of the Same.

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

1. Reference is made to annexed communication to you, dated 9 July 46, from D'Antonio, Raffaele, General of Division, Italian Army, residing at Via Confida # 20, Rome, forwarded by your office to this retired, with reference to a claim filed by General D'Antonio with this Service.

2. Prior to writing you with respect to the disallowance of his claim by this Service, claimant wrote in August 45 to Brigadier General Thompson H. Brown, USA, then commanding Rome Area Allied Command.

3. Annexed hereto is copy of the correspondence between Rome Area Command and this office which states the position of this office with respect to the claim and is self explanatory.

GEORGE J. BANIGAN
Major, JAGD
Deputy Chief Claims Officer

291

ROME AREA ALLIED COMMAND
APO # 794, US Army
Office of the Commanding General

TKB/LM
5 September 1945

SUBJECT : Claim of Raffaele D'Antonio.

TO : U.S. Claims Service, Region VI, APO # 512, US Army

1. Attached hereto is file correspondence between this office and the subject claimant which is forwarded for your information.
2. While I have no authority in the matter, I suggest that a reply to General D'Antonio is not an unreasonable request.
3. The return of these papers is desired.

THEOPHILUS K. BROWN
Brigadier General, US Army
Commanding

4 Incl.

- 1 - Translation of letter from Major General Raffaele D'Antonio dtd 31 August 1945
- 2 - Ltr from Colonel William A Wedemeyer to General D'Antonio dtd 13 February 1945
- 3 - Longhand report re. case of General D'Antonio (No date),
- 4 - Ltr from General D'Antonio dtd 2 February 1945.

1st Ind
Office of DCSO, US Claims Service, APO 512, 13 September 1945
TO : CG, Rome Area Allied Command, APO 794, US Army

1. Basic communication has been referred by Reg Off VI, DCSO, to this Office for reply.

2. Review of records this office discloses that on 3 July 1944 claimant was involved in a collision with a US military vehicle and on 8 August 1944 submitted a claim for personal injuries incurred, to Regional Office VI this Service at Rome, in the initial sum of 166,500 Lire (\$ 1,665).

3. His claim, the 421st filed in the Rome Office, which then had been open less than three weeks, was investigated in due course. He and all witnesses named by him were personally interviewed by an officer of this Service and their statements taken. On the basis of information furnished by the civilian hospital to which claimant was taken after the accident, the unit to which the military vehicle was assigned was identified and a unit investigation, including driver's statement, was obtained by this Service. Reg Off VI completed its report 8 Nov 44 and the record, including the investigating officer's recommendation that the claim be disallowed, was forwarded to this office for review and decision.

4. On review it was found that on 3 July 1944 at about 1200 hours the claimant, riding his bicycle thru an intersection of two traffic arteries in the Villa Borghese, Rome, collided with a US weapons carrier operated by Pfc Eugene Ferrari, 32147268, Co "A", 175 Inf Regt, engaged on a proper mission hauling supplies to his company area. The military driver stopped, picked up claimant and his bicycle and conveyed him to a civil hospital. He was suffering, apparently, from minor lacerations and contusions and one wheel of his bicycle was bent.

5. Subsequent to the report of 8 Nov 44 this office received additional documents in the matter on 15 Jan 45 and additional investigation was conducted.

6. The case presented was that of a simple traffic accident between a motor vehicle and a bicyclist resulting in minor injuries to the bicyclist. The injuries which would have been very minor in a young man, were perhaps somewhat more serious in a man 61 Years of age, but did not appear to have been disabling. Investigation disclosed and this office held, that the collision was not caused thru the fault of the vehicle operator but rather thru the fault of the bicyclist who, proceeding thru an intersection and going downhill, negligently placed himself in a position in which he was unable to control his bicycle and drove into the motor vehicle. The motor vehicle was being properly operated at the time.

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7. On 24 March 45 the claim was disallowed on the grounds that the evidence disclosed that the collision was not caused by fault or negligence of US military personnel but rather by that of claimant. On 4 Apr 45 claimant was notified in usual course by appropriate notice directed to him at his Rome address thru the Italian State Post that his claim had been disallowed, and inviting him to communicate with Region VI office should he wish to know the grounds of such disallowance.

8. Thereafter, on 17 Aug 45 further documents, in which further damages were asserted, were received from claimant and forwarded to this office. Because these further documents appeared to ignore the previous disallowance notice of 4 Apr 45, a duplicate notice of disallowance was forwarded to claimant on 10 Sept 45, together with a letter setting forth the grounds on which the claim was disallowed. Thereafter your letter was received from Region VI.

9. This claim has been investigated and re-investigated; the claimant has been interviewed several times, all his communications that appeared to call for an answer have been replied to, and he has been twice notified, once on 4 Apr 45 and once on 10 Sept 45 that his claim has been disallowed.

10. In passing the following may be noted:

a.) The claim in the sum of \$1,665.00, including alleged loss of earning power for one year, with a reservation by the claimant to the effect that he proposes to claim an additional unstated sum as yet undetermined, is for injuries which appear to have been of a minor nature and which the hospital which treated him stated were curable in 20 days.

b.) Analysis of claimant's letter of 31 Aug 45 fails to disclose any affirmative statement that this Service has not communicated with claimant when requested, altho the tenor of the letter is designed to convey the impression that it has not.

c.) Claimant asserts he was told by clerks in Reg VI Claims Office that the Commission which would examine his claim was in Naples. The clerks in that office, on questioning, denied making any such statement. There appears no reason why they should have so stated. Claimant states "he went there (Naples) to inquire about it", thus giving the impression he was caused an unnecessary trip to Naples - but in a previous letter to this office he said he merely inquired thru friends in Naples.

11. In substance claimant's letter is a complaint that he has not received an "indemnity" as promptly as he thought he should. Since his claim was disallowed some four months ago and he was notified to that effect, no indemnity would have been payable or paid in any event.

12. It is suggested that it would be appropriate to advise the claimant that the Claims Service states his claim has been disallowed; that he has been notified by letter in the usual way to that effect; and that if he desires to know the reasons for such disallowance he may call at this office and they will be explained.

For the DCCO :

GEORGE J. BARTIGAN,
Major, JAGD,
Executive Officer

Incl.: n/c.

TRANSLATION (summarized)

Rome, 9 July 1946.

Rear Admiral Ellery W. Stone
Chief Commissioner
Allied Commission
Rome.

On 3 July 1944, while riding on a bicycle in Villa Borghese, I was run over by a U.S. military vehicle (driven by Eugenio Ferrari) and this caused me a contusion of the skull, brain commotion and a contusion of the left knee.

In consideration of the consequences ascertained by the doctors and partly permanent, of the expenses incurred and of the ensuing inability to work, I submitted on 7 August 1944 to U.S. Claims a request for payment of damages, was interrogated twice by an American officer, but received nothing. On 9 August 1945, I renewed my request without any result. On 31 August 1945 I appealed to Gen Brown. Only then U.S. Claims wrote to me stating that no damages were due to me because allegedly it was my fault as it was I who ran into the car and it was I who was not observing the traffic regulations. Other statements followed, equally not corresponding to truth.

It was also said that there was no use to insist any further, but nevertheless on 31 October 1945, I sent another letter to Gen Brown pointing out the absurdity of the affirmations made by U.S. Claims and proving the fairness of my request.

I received no reply. Now I beg you kindly to ask the competent office for the documentation and to examine it giving me too a chance to state the facts. I am sure that the way things happened everybody will admit that reparations are due to me. Besides, a person of my standing would not insist if not feeling to be fully entitled to said reparations.

In my previous letters I had also mentioned my services during World War I and during the German occupation, but I consider it useless to base my appeal on such grounds and prefer to submit my request like any other person in such conditions asking only for what is just and fair.

On 1 February 1946 I addressed to you a first appeal without receiving any reply. I count very much upon its positive result being sure of the evidence of the facts and of your equanimity.

I shall be most obliged for your kind reply. With many thanks

Respectfully yours
/s/ Raffaello D'Antonio
Generale Divisione Riserve
Via Cunfide 20, tel 360207

Signor Ammiraglio, - Roma, 9 Luglio 1946

Carle annesse 1

Il 1° Febbraio c.s. le indirizzai la domanda
annessa, dalla quale non ho avuto alcun riscontro.
Conto molto sull'esito positivo di esse, data
l'indigenza dei fatti e dato che sono certo delle
chi Lei equanimità.

Ne posso credere a un ordine da parte dell'inf-
ficiale che Lei dovrebbe incaricare di esami-
nare la cosa e chi proporzioni le divisioni in base
alle risultanze e senza partito preso. Colta
occasione opportuna (che non risulta dalla mia
precedente) che, se si vorrà procedere a indagini,
potrà essere esaminata anche la lezione della
facoltà antenore della facoltà che io menziono
quando fui investito.

Salvo molto grato di cortesi comunicazioni in
merito. Ringrazio.

Generale Divisione Presidenza
Raffaele D'Antonio.

Abitante in Via Confalonieri, 20 - tel. 360077

Co. Reale Aeronautica E. Perry W. Storie

285 -

Chief Communication & L.
Galazzi della Cooperazione
Roma

Signor Ammiraglio,

Roma, 1° febbraio 1946

Il 3 luglio 1944 mentre percorrevi Villa Borghese in bicicletta, fui investito da una macchinista milanese degli M. S. A. guidata dalten Conduktor a nome Ferraro Eugenio; tale macchinista risette a me provocando postbrucimento e sulla mia sinistra, e l'incendio la destra alla strada che percorrevi. Riportai forte lacerazione alla testa, commozione cerebrale e contusione al quindicesimo vertebre.

Dati notevoli postumi accettati: un medico e la mia famiglia in parte permanente, accertata anche questa dal medico, che le spese incontrate per la cura e l'impedimento al lavoro, isoltieri il 7 agosto 1944 all'U.S. Claims domanda per risarcimento danni. Fu interrogato due volte sui punti sopra del fatto da un ufficiale degli Stati Uniti, ma non si venne a nessuna corrispondenza di danni: il 9 agosto 1944 uscì l'altra domanda per risarcimento dei danni, incontrati fuori al quest'epoca.

Nella lunga attesa sollecitai ripetutamente l'ente primo e U.S. Claims, ma a voce, che per scritto, ma sempre senza risultato. Il 31 agosto 1945 mi rivolsi al General Brown affinché volesse intervenire allora solo, ma a mezzo di lettera al detto General, ma a mezzo di lettera a me diretta, mi venne comunicata dall'U.S. Claims che non si intendeva corrispondere alcun indennizzo, l'ente le spese

0102

tare degli U.S.A. quicquid che l'istm Conductor a nome
Terence Eugene; tale macchina rispetto a me pure ve-
niva posttrionata e sulla mia sinistra; ci fu una
la destra della strada che percorrevamo. Ripartiti pochi
sacro contesa alla testa, con ogni cosa cerebrale e con-
sione al quicquid sinistra

Dati: Intervista postumum accettata: due mesi e
la maggioranza in parte permanente, accettata anche
questa dal medico, date le spese incontrate per la
cure e l'impedimento al lavoro, irrisolto: il 7 Agosto 1944
all U.S. Claims demaranda per risarcimento danni. Fu
interrogato due volte sui punti sopra del fatto da
un ufficiale degli Stati Uniti; ma non si venne
a nessuna corrispondenza di danni: il 9 Agosto 1944
esclusa altra domanda per risarcimento dei danni
incontrati: fuo ad quell'epoca.

Nella lunga attesa sollecitai ripetutamente l'istm
presso l U.S. Claims, ma a voce, che per scritto,
ma sempre senza risultato. Il 31 Agosto 1944 mi
fu detto: dal General Brown affinché volerei irrisarcimento
allora solo, ma a mezzo di lettera a detto General
sia a mezzo di lettera a me diretta, mi venne
comunicata dall U.S. Claims che non si accolse
corrispondenza alcuna endennizzo. Queste lettere
erano inviate su affermazioni poche legittime, in
parte fra di esse contenute distorse, e constatate
a quanto risultava dai fatti; si riteneva anche

fra l'altro che, anziché essere io stato investito della macchina americana, sarei stato io che avrei ^{avuto} una strada laterale, avrei come, ~~ho~~ ~~che~~ ~~che~~ ~~che~~ la macchina maledetta ed in altra versione si diceva che la colpa era mia pochi anni violenti e regolamenti del traffico ordinati. Oltre a questa venivano fatte diverse affermazioni non consoni col vero. Boletto infine anche che non si era perseguitato di ulteriori reclami, credo che tale affermazione abbia un valore relativo pochi non posso credere che così con un qualche uso laterale, si possa mettere una pietra su una questione nella quale tutte le evidenze portano a una conclusione palese alla mia lena e venga a mancare una giusta riparazione. Ad ogni modo, data la certezza e la buona dignità che del General Bretton, dopo un'analisi bene circostanziata il 31 Ottobre 1948 una lettera ^{mi è} venuta in cui spiega la maniera come erano condotti le indagini, le assurde circostanze affermate e dimostrando come fossero giuste le mie conclusioni.

Non ho avuto rapporti. Trei per me, e per questo mi rivolgo a voi; che pure sta voi chiedo la documentazione all'ufficio competente che viene esaminata, interrogando anche a me, con cura da persona equanime e amante di seguire le norme di quando vuole la giustizia e di essere perdonato persona che non partisse dal preconcetto di negare giuste riparazioni. Sono sicuro che non si potrà non

dicare che la copia era mia, pochi "curiosi" sono
regolamenti del traffico esclusivo. Otto a questa venivano
fatte diverse affermazioni non consoni col vero.
Così, infine anche, che non si era peribulato di
alcuno neppure, credo che tale affermazione abbia
un valore relativo, pochi non posso credere che così
con un quattrino era la data, si possa mettere una pat-
tra su una questione, né, quasi tutte le cose
hanno portato a una conclusione, perire alla
mia lena e venga a mancare una giusta ripartizione.
Ad ogni modo, data la contestazione e la buona digni-
tà che del Generale Bretton, dopo un'occasione, bene
de circoli. Il 31 Ottobre 1941 una lettera met-
tendo in evidenza la maniera come erano condotti
le indagini, le amende, circostanze, affermate e
dimostrando come fossero giuste le mie conclusioni.

Non ho avuto rapporti. Trei pareri, e per questo mi
rivolgo a voi; che pure era voi. Chiedo la documen-
tazione dell'ufficio competente, e che viene esamina-
ta, interrogando anche me, con cura da persona
esaminare e amante, e si seguirà le norme di quanto
viene la giustizia e si vorrà, e per tanto persone
che non parteciperanno dal preconcetto di ingenuità
riparazioni. Sono sicuro che non si potrà non
riconoscere, data la mansuetudine come i correnti
il fatto, che mi è dovuto il risarcimento.
E anche da notare, ed è vero, che data la

mia' posizione, non averi nichel to usaccumulo
se non d'aver crecluto di nuovo pieno d'altro.

Nelle mie precedenti lettere avevo anche cutato
le mie benemerenge sulla guerra '75-'78 e nella
lotta contro i tedeschi. chyo el nostro annetti-
gio, Greco, perù, supurmo fare appello a tali
motivi e ridengo di chedere quanto pagud
come potette fare dunque a llo fare stato
nelle mie conlegioni e cheduto. pertanto nelle
sola consideraz cora di quanto i d'olozzo.

Sono molto grato di cordere commuicazione
in merito. Ringrazio con ammiraz

Generale Tricome ^{Regio}
Raffaele D'Antonio

abitante in Via Campitola, 20 Roma tel 199107.

5 July 1946.

I am enclosing herewith a translation of a telegram received today which you may care to pass on to your delegation in Paris.

/s/ Ellery W. Stone

ELLEERY W. STONE
Rear Admiral, USNR
Chief Commissioner

282

Sir Noel Charles, St., KCMG,
British Ambassador,
84 Via Venti Settembre,
Rome.

Mr. David McK. Key,
Charge d'Affaires,
American Embassy,
Rome.

Copy to: Excom

[Signature]
520/12

5 July 1946.

I am enclosing herewith a translation of a telegram received today which you may care to pass on to your delegation in Paris.

HENRY N. STONE
Rear Admiral, USNR
Chief Commissioner

Sir Noel Charles, St., KCMG,
British Ambassador,
64 Via Venti Settembre,
Rome.

Mr. David McK. Key,
Charge d'Affaires,
American Embassy,
Rome.

281

Copy to: Excomr

TRANSLATIONTelegram by hand

2 July 1946

TO: Admiral Stone, Rome.

THE "CONFEDERAZIONE INDUSTRIALI", IN THE NAME OF ALL THE MEMBERS OF THE TRIESTE BRANCH, CALLS TO YOUR ATTENTION THE SERIOUS ECONOMIC CONSEQUENCES RESULTING FROM ACCEPTANCE FRENCH PROPOSAL FOR FREE STATE OF TRIESTE AND FRENCH LINE FOR ITALIAN-YUGOSLAV BORDER. CUT IN TWO, THE INDUSTRIALISTS WOULD BE SENTENCED TO A QUICK END; LIMITATION OF THE FREE STATE TERRITORY WITHIN NARROW FRONTIERS WOULD CHECK EVERY PRODUCTIVE INITIATIVE; CESSION TO YUGOSLAVIA AND NON-INCLUSION IN THE FREE STATE OF ALL MINING COMPLEXES OF ARSA AND ISTRIA AND NUMEROUS ALIMENTARY INDUSTRIES OF THE ISTRIAN COAST AS WELL AS CEMENT FACTORIES IN THE POLA ZONE WOULD CAUSE SERIOUS IRREPARABLE LOSS TO OUR PRODUCTIVE APPARATUS.

THE PRESIDENT

Dr ANGELO COSTA

Sinf

24 July 1946.

My dear General:

Replying to your letter of 9

Incl

July, I have no record of receiving the letter which you state you wrote me on 1 February.

I am sure you understand that the U. S. Claims Office does not depend in any way from the Allied Commission or from me. Nevertheless, I shall do what I can to assist you in this matter.

Sincerely,

/s/ Ellery W. Stone

ELLERY W. STONE
Rear Admiral, USNA
Chief Commissioner

Generale Raffaele D'Antonio,
Via Cuneida 20,
Roma.

279 -

*Original with
translation passed on
to NS Claims*

520/2

TRANSLATION (summarized)

Rome, 9 July 1946.

Rear Admiral Ellery W. Stone
Chief Commissioner
Allied Commission
Rome.

On 3 July 1944, while riding on a bicycle in Villa Borghese, I was run over by a U.S. military vehicle (driven by Eugenio Ferrari) and this caused me a contusion of the skull, brain commotion and a contusion of the left knee.

In consideration of the consequences ascertained by the doctors and partly permanent, of the expenses incurred and of the ensuing inability to work, I submitted on 7 August 1944 to U.S. Claims a request for payment of damages, was interrogated twice by an American officer, but received nothing. On 9 August 1945, I renewed my request without any result. On 31 August 1945 I appealed to Gen Brown. Only then U.S. Claims wrote to me stating that no damages were due to me because allegedly it was my fault as it was I who ran into the car and it was I who was not observing the traffic regulations. Other statements followed, equally not corresponding to truth.

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On 1 February 1946 I addressed to you a first appeal without receiving any reply. I count very much upon its positive result being sure of the evidence of the facts and of your equanimity.

I shall be most obliged for your kind reply. With many thanks

Respectfully yours
/s/ Raffaello D'Antonio
Generale Divisione Riserva
Via Cunfida 20, tel 360207

AUG 8 1946

HEADQUARTERS ALLIED COMMISSION
Office of the Chief Commissioner
APO 794

Ref. : 239/47/1

3. August 1946.

My dear Mr. Prime Minister,

Shortly after the arrival of Allied troops in Italy an agreement was entered into between the Italian Government and the British Claims Commission to the effect that the British Claims Commission would assess all claims against the British Forces (and other forces under their command, such as the Polish Forces), and serve demands for the payment of the compensation assessed on the Ministero del Tesoro who would effect payment.

A similar agreement relating to payment of claims against the U.S. Forces was also entered into between the Italian Government and the U.S. Claims Service.

In October 1945 a further agreement was entered into between the Italian Government and representatives of the British War Office transferring claims of certain categories to the Italian Government to be investigated and assessed as well as paid by them. The original agreement was made on 21/22 October 1945, and its scope was subsequently enlarged by additional agreements made on 23 January 1946 and 30 April 1946.

A similar agreement was entered into in December 1945 between the Italian Government and the U.S. Claims Service transferring all claims against the U.S. Forces to the Italian Government for investigation, assessment and payment.

Insofar as claims against the British Forces are concerned, the Italian Government agreed to act as the necessary machinery in the following terms: -

- (a) At a meeting which took place on the 21st October 1945, at which were present Colonel Disney, Colonel Charlton and a committee nominated by the Italian Treasury, the whole plan was elaborated at length by Colonel Disney, and it was stressed, as appears from the minutes of the meeting, that it would be necessary for the Italian Government to provide an organization for implementing the arrangements which they had agreed; detailed procedure was to be a matter for discussion between representatives nominated by the British Claims Commission and by the Committee referred to.

UN

(2)

- (b) P. J. Glavin, British War Office, in a minute to the Treasury Minister dated 23 October 1945 said "It is hardly necessary for me after what has already been discussed to impress upon you the necessity of taking every possible step to ensure that your Government is ready to implement the arrangements in the enclosed memorandum on the agreed date, viz. 1 November 1945." The Treasury Minister replied by letter dated 23 Oct. 45: ".....I assure you that all the necessary steps will be taken to ensure that the contents of the agreement will be put into effect on from 1 November 1945."

It was also the Treasury Minister who agreed in each case to the agreement being enlarged as mentioned above.

Several months after signature of the agreement no steps appeared to have been taken by the Italian Government to implement it, and as the number of claims transferred increased without action being taken to deal with them and complaints of non-payment were being received, the British Claims Commission took the matter up with the Italian authorities with the result that ultimately a decree was promulgated in the Gazzetta Ufficiale on 10 June 1946, 153-2, about eight months after the signing of the original British agreement. This decree sets out the policy to be followed and gives directions as to the various agencies which will have to deal with the work. Responsibility for investigation, assessment and payment of claims was placed by agreement between the various Italian Government Departments, on the Italian War, Air, Navy and Transport ministries according to the nature of the claim. In fact, the bulk of the work will rest with the Italian War Ministry.

It is understood that the latter have made repeated requests for staff and credits necessary to carry out the work, and that the War Minister sent a communication to the Treasury Minister on 11 January 1946 setting out his requirements in detail.

No action appears to have been taken on this, and as a result about 12,000 claims, British and American, have accumulated in the Italian Government Departments without a single assessment or payment being made.

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The situation is becoming most serious. Complaints are flowing in with repercussions as far afield as London and Washington, and the present state of affairs is proving most harmful to the prestige of the British and American Forces in Italy, besides being unsatisfactory from many other points of view.

(3)

It is understood the Italian War Minister requires: -

- (a) that the offices of the Genio Militare for Allied requisitions take over and be responsible for the claims files;
- (b) that the Treasury Ministry gives authority to the War Ministry to provide for all the expenses necessary for the offices;
- (c) that the whole requisition service, which is at present directly dependent upon the Direzione del Tesoro, become "autonomous" in order that the files be dealt with more expeditiously. This office should come under the Treasury Ministry on technical and administrative matters.

Presumably, the Air, Navy and Transport Ministries' requirements will be similar to the above only less important.

I should be obliged, my dear Mr. Prime Minister, if urgent steps could be taken to ensure that the necessary credits are allotted and adequate machinery set up to deal with the claims which have accumulated as stated above in the various Italian Government Departments. Information as to the action taken and the results achieved would be appreciated. It cannot be stressed too strongly that the present situation is most unsatisfactory from both Allied and Italian points of view, and it is essential that steps be taken to implement the various agreements at the earliest possible moment.

Yours very truly,

R. S. L. 10/11/41

Brigadier

WILLIAM F. STONE
Deputy Chief, USNR
Chief Commissioner

Dr. Alcide De Gasperi,
President of the Council of Ministers,
Italian Government,
Rome.

275

Ex. Distr.: G-5 AFHQ
U.S. Claims Service ETO APO 794
S.2 Directorates of Mintage
and Disposal. APO 6 531

Int. Distr.: Chief Commissioner
Ex. Comm.
C.A.
Economic Section
Folded A
Folded B

24 July 1946.

My dear General:

Replying to your letter of 9 July, I have no record of receiving the letter which you state you wrote me on 1 February.

I am sure you understand that the U. S. Claims Office does not depend in any way from the Allied Commission or from me. Nevertheless, I shall do what I can to assist you in this matter.

Sincerely,

/s/ Ellery W. Stone

ELLELY W. STONE
Rear Admiral, USNR
Chief Commissioner

Generale Raffaele D'Antonio,
Via Cunfida 20,
Roma.

274

Mr. Stone
pls check with
US Claims
Gen
to

*See Chief D'Antonio**520/n**[Signature]*

TELEPHONE SEDGWICK 1477

ESTABLISHED 1911

CABLE ADDRESS: CORREALE N. Y.

G. CORREALE & BRO.
IMPORTERS2452 HUGHES AVENUE
NEAR 188TH STREETRoccapiemonte, Salerno June 24 1946
BRONX, N. Y.Admiral Stone
Rome,

+

5/20/46

Dear Sir,

I am an American born citizen and I am obliged to remain here in Italy for still a short time as my daughter is in her 3rd yr at the University of Naples, and I would like to have her get her degree before leaving for the States. I still own property in the State. My husband is a naturalized citizen. I also have a son who will enter the University this fall as a medical student. I was married in America and both my children were born there.

In August of 1937 I came here and brought a Pontiac car with me. During the war and the period of invasion when this town was overrun with retreating German troops I succeeded in hiding my car from them.

Then came the Americans landing in Salerno, and on Dec 14, 1943 I immediately surrendered my car to them, to facilitate travelling conditions for our officers. If you remember at that time travelling accommodations here were very scarce.

Now things are pretty normal and I would like to have my car returned to me in the same perfect condition in which I gave it. Furthermore I think I am entitled to some rent for the time it was used. I am herein enclosing a copy of the requisition contract.

If you can do anything to help me I would greatly appreciate it, as economic conditions here are rather trying. I have tried all means & ways to get some reply to my claims but all has been of no avail. Finally I was told to write to you directly as the only means of getting any satisfaction.

Thanking you for anything you can do for me,

Sincerely yours
Mrs. Anthony Corneale

0117

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

785015

TELEPHONE SEDGWICK 1477

ESTABLISHED 1911

CABLE ADDRESS: CORREALES N. Y.

G. CORREALE & BRO.

IMPORTERS

2452 HUGHES AVENUE
NEAR 188TH STREETDate -- 1-2-45
BRONX, N. Y. 192

Copy of Requisition Contract

The following items of Property have been taken
by the U.S. Army from:-

Correale Anthony

Description of Property: (indicating condition)

(1) Pontiac, 1938 - 4-Door Sedan. Motor No.
8-376288- Body No - 6C # 134110
Complete with tires and Battery.

272nd - Hankins 1st Lt. 6467992 P.C. Sec P.B.S. Smith
name rank grade assn

On presentation of this certificate on Wednesdays
between 1300 and 1500 to Ordinance Purchasing and
Contracting Officer, Peninsular Base Section, In-
telligence Dept, Havana, Via Armando Diaz, Napoli
claims will be considered for adjustment.

JUN 5 REF

TranslationPRESIDENZA DEL CONSIGLIO DEI MINISTRI
Gabinetto

Rome, 31 May 1946

No. 69252/25049/25/1.6.1

TO : Console Borbaescl,
Allied Commission.Copy to : The Treasury,
General Direction of War Pensions.
(Ref 12.9350 dated 18.4.46)SUBJECT : Settlement of civilian war victim claims for pensions in
Venetia Giulia

The Finance Sub-Commission of A.C. notified the Treasury some time back that all measures of a general character and particularly those concerning the liquidation of war pensions to civilian war victims belonging to Venetia Giulia (provinces of Trieste, Gorizia and Pola) should be sent direct to the Central Administration - Lt. Col. Beard, AEC, Trieste.

The Treasury wrote the a/m officer on the 30 Jan and 6 March last requesting instructions on the administrative form to be adopted in the necessary liaison with the civilian authorities and regional military. But up to date the competent Italian organs have not succeeded in making any contact with the officer in question, and for lack of the requested instructions they are not in a position to fix any form for dealing with the claims involved.

As the consequent delay in the settlement of the pensions causes discontent in the persons concerned who are in need of a speedy economic assistance, we beg you to deal with the matter so that the information desired may be given to the Treasury with the shortest possible delay.

We should be grateful to receive a reply as soon as possible as to the results of your efforts.

271

IL CAPO DI CABINETTO

E.C. DIST - 4 June
Action: Jamaica Be.
Fup: C.C.
E.C.

HEADQUARTERS ALLIED COMMISSION

A P O 794

Office of the Executive Commissioner

cc.

MAY 18 1946

Ref. : 998/320/20

10 May 1946.

SUBJECT: Claim for compensation.

TO : HQ No. 3 District
Att: Claims & Hirings

Attached original and copy of summary translation of a claim for compensation by Vincenzo Villani is forwarded to you for necessary action.

Will you please inform this HQ of any such action taken.

For the Chief Commissioner

A. W. Kalsely.

Brigadier,
Executive Commissioner.

520/CC

TO: Admiral Stone
Chief of the Allied Commission
Rome.

Summary Translation

FROM: Vincenzo VILLANI fu Enrico,
Via Cattedrale 2,
Ivrea (Aosta).

27 April 1946.

The writer states that on the 30 Sept 45 he was driving his FIAT 500 along the tram lines leading into Genova when an Allied motor lorry crashed into him at a cross roads in Via dei Mille. The lorry was driven by Sepoy Banaridass Riase, No 297218. It bore the sign of the Red Cross, belonged to the HQ of the Indian Command, and carried the number A 5378434 and on the hood 56800. The driver Banaridass stated that he was unable to avoid the collision as his brakes did not function.

The writer, his son and a passenger received cuts and bruises, and his wife a fractured shoulder. The heavy damages to the FIAT were calculated at 150,000 lire.

The claimant presented the necessary documents to Claims & Hirings in Genova, asking for immediate reimbursement or to be given another car. The file was forwarded to Torino where the claimant went on the 20 Feb. He was interviewed by Capt Drake, who told him he would send the file back to Genova and claimant should present there his estimate for compensation. This he did but though seven months have passed, he has not yet received anything.

The claimant receives a meagre salary out of which he has to support his wife, two children and mother-in-law. He has not the means to pay for a lawyer and only asks for compensation for the damages to the car which is necessary to him for his work.

Translation

MAY 10 1946

CC

Comm. Dr. Ing. BONI Alfonso
Rome - Via Isonzo, 50

Rome, 1 May 1946.

To : His Excellency Admiral STONE,

By requisition note No. 475450 dated 31 - 8 - 1944 the Rome Allied Command of piazza Venezia requisitioned my automobile Lancia Astura.

On April 13/46 the same Command derequisitioned the car and consigned it to the "Ispettorato Compartimentale della Motorizzazione" in Rome, who returned it to me on the 18th of the same month.

The Allied Command consigned the said automobile (leaving apart all other damage which could be justified by misfortune) after barbarously stripping :

- 1) the toilet service
- 2) the silk curtains
- 3) the leather cushion covers of the front seats
- 4) the two front high-power head lights.

I therefore denounce to Your Excellency this fact, in order to know if this stripping is by right of the requisition and if not how can the responsible persons be pursued ?

Yours Truly

/s/ Ing. Alfonso Boni

268

To : Admiral Ellery W. STONE
Chief Commissioner, A.C.

R O M E

E.C.DIST- 9 May

Action: 6-4 (A)

Sup: CC

E.C.

(AB)

0122

785015

30 March 46

Dear Signor Donnice:

We have referred your claim to the U.S. Claims Service and, as you will note from the attached letter, it is impossible for them to give it proper consideration without more complete information.

If you will kindly supply that information direct to Captain Greig at the U.S. Claims Service, APO 782, US Army, they will take the matter under full consideration.

Very truly yours,

L. W. STEARNS
L. W. STEARNS
Lt Col, AGD
Staff Officer to CO

Signor Donnice
The Civil Consul
Province of Salerno
Italy

267

520/c

0123

21 March 1946

MEMORANDUM:

TO : Commanding Officer, 2675th Regiment, AG

1. Reference the attached report of investigation, it is agreed that 5th ind. and action as taken to date by the authorities of the Bari Liaison Office are far from satisfactory. Accordingly, it is suggested that you approach G-4 (B) in the name of the Chief Commissioner and request that they refer this case to the proper echelon in the British Army for settlement of this loss.

2. Para 1 of 5th ind. from 54th Area cannot in any sense be given as an adequate excuse for avoiding payment for the loss of this vehicle. If necessary, this matter should be referred by the appropriate British authorities to the War Office, London, in the same way that a case involving an American officer who has been dismissed from the service would be referred to Washington.

For the Chief Commissioner:

L. W. STEARNS
Lt Col, AGD
Staff Officer to CC

Pass of HQ # 652

assigned to Col P. H. G. Horton-Smith Hartley (B)

266

The report referred to is in regard to a Fiat car stolen near Bari. (requesting by military)

JWH

14 March 1946

Dear Captain Greig:

The Chief Commissioner has just received the attached letter from an Italian civilian resident of Salerno.

He would appreciate it if this matter could be investigated and the claim paid if the facts of the case warrant it.

Very truly yours,

L. W. STEARNS

L. W. STEARNS
Lt Col, AGD
Staff Officer to CC

Captain R. F. Greig
Executive Officer
U.S. Claims Service
Piazza Augusto Imperatore No. 32
Rome

265

0125

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

Col. 5 - 0
T.O. handle

Gmy

263

0126

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

Capt. R.F. Greig
Executive OFF. in US Claims Sec.
PIAZZA Augusto Imperatore
No 32

14

0123

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

785015

262



Hon. Admiral Storr:
of the Great American Army and Navy

(Personal.)

Roma, Italy.

Jan 26 1916

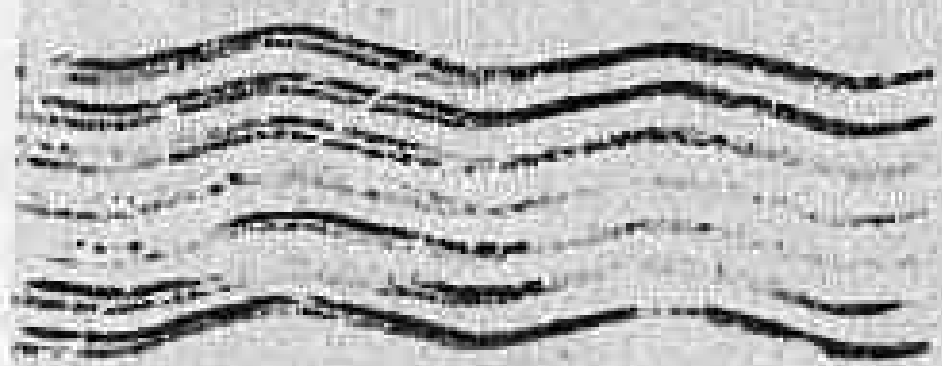
0128

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

785015

TOURING CLUB ITALIANO

~~MILANO~~ CORSO ITALIA, 18



Jan. 27 1946.

Hon. Admiral Stone: U.S. Comm. of the
American Army and Navy in

High Sir

Rome, Italy.

The writer of this letter: an interpreter, with best and
first class references, in service in Agropoli U.S. Post Camp,
since the landing of the 5th and 8th U.S. Armies in
in Western and Agropoli Prov. Salerno, Italy, with General
Brigadier Otto Frederick Fange: One Star Brigadier General
John one day was, together with me, in the Italian Gen.
house in Torchiara Square. Sir Barone Joseph, after
showing, in General to come Giuseppe's home at nap.
the next day, Brigadier General Fange sent one of his sol-
dier by name Green of Ohio State, U.S., in my house
No. 11, Via del Salvatore, ground floor in Trojiana, tel-
ling to me the following words "to answer a ten o'clock
General Fange, that you have seen yesterday shall come
to your house to speak to you alone, and after to go in
General Barone's home also to speak to him alone?"
That same day the American soldier Green told me
that his Brigadier General Fange "would be pleased, to
have from me, the Italy in 54 maps, which 54 beautiful
very large maps I have given to him, before two other
gentlemen - Mr. Green said to me, that after war time,
261 would given back to me my 54 maps (Italy
in 54 Sections): - however I saw him again, never I saw
Brigadier General Fange again.
My maps were worth lire 2000, I am poor, with-
out any decent work, I need everything. I permit
to ask "Your High Authority" to let me have my maps,
or the said two thousand lire, or in change clothes, shoes
or food. - Hoping that the Great Justice of Your Hon. Highness
shall do something on this sad case. With best regards and respect
I remain, Sir, very Respectfully, Dominic Joseph Torchiara, from Salerno

BEST COPY POSSIBLE

Jan. 27 1946.

Hon. Admiral Stone: U.S. Comm. of the
American Army and Navy in

Rome, Italy.

High Sir,
The writer of this letter: an interpreter, with best and
first class references, in service in Agropoli U.S. Post Camp,
since the landing of the 5th and 8th U.S. Divisions in
Breston and Agropoli, Prov. Salerno, Italy; with General
Brigadier Otto Frederick Lange; One Star Brigadier General
When once day was, together with me, in the Italian General
house in Trichiana Square: Sir Baron Joseph, after
shaving, in General Baron Giuseppe's home at Naples
the next day. Brigadier General Lange sent one of his sol-
dier by name Green of Ohio State, U.S.; in my house,
No. 11, Via del Salvatore, ground floor in Trichiana, tel-
ling to me the following words "to arrive at ten o'clock
General Lange, that you have seen yesterday shall come
to your house to speak to you alone, and after to go in
General Baron's house also to speak to him alone."
That same day the American soldier Green told me
"that his Brigadier General Lange" would be pleased, to
have from me: The Italy in 54 maps, rich 54 beautiful
very large maps I have given to him, before two Italian
witnesses. - Mr. Green said to me, that after some time,
261 would given back to me my 54 maps: Italy
in 54 Sections: - never I saw him again, never I saw
Brigadier General Lange again
my maps were worth lire 2000; I am poor, with-
out any decent work, I need everything. I permit
to ask Your High Authority to let me have my maps,
or the said two thousand lire, or in change clothes, shoes
or food. - Hoping that "The Great Justice" of Your Hon. Highness
shall do something on this sad case. With best regards and respect
I remain Yrs. Very Respectfully Louis G. Grogan, Trichiana, Prov. Salerno

c/c
MAR 4 1946
VLP/eb

Ref: 697/3/DC

28 February 1946

SUBJECT: Recompense for loss of son - Signora Puleri -

TO : U.S. Claims Service
R.A.A.C.

1. Reference the attached letter N. 113106/SA of 22 February 1946 from the Vatican in behalf of a claim of Signora Lucrezia Puleri requesting financial compensation for the loss of her son Italo while carrying out the orders of Allied troops (probably Americans) at Cisterna.

2. In acknowledging the receipt of their letter this office will inform the Vatican to have more precise information and documents bearing on the case submitted directly to the U.S. Claims Service, Piazza Augusto Imperatore 32, Rome.

3. It is kindly requested that the matter be treated directly with the Vatican as they are acting in behalf of Signora Lucrezia Puleri who lives in the province of Perugia.

VICTOR L. ODDI

Brigadier
Executive Commissioner

260

Encls: ltr fr Segret. Stato di Sua Santita N. 113106/SA of 22 Feb. 1946
" : 2 to " " " " " Ref. 697/4/DC of 28 " "

COPY

Segreteria di Stato
di Sua Santità

Vatican City, February 22, 1946

N. 113106/SA

Dear Captain Oddi:

The Secretariat of State of His Holiness takes the liberty to request that you recommend to the competent Allied Authorities the petition of Puleri Loretta ved. Radicchi, Voc. Fano, Cisterna (Perugia) to give her aid in recompense for the loss of her son Italo who was killed while performing a service for the Allies.

The request states that on July 26, 1944 the Allied troops entered Cisterna and, stopping at the home of Puleri, ordered Italo and his companion Mascolini Giovanni to provide them with straw. This they tried to do immediately by going to the barn of farmer Bureto for it. While they were binding the straw, unaware that the Germans who had been there just a few days before and had planted booby traps in the barn, an explosion took place killing Italo instantly and wounding the other. The death of this boy caused a grave loss in the support of the family of eight children.

Thanking you for the consideration you may deem to give this request,
I am

Sincerely yours
s/ Mons. Joseph McGeough
for Rt. Rev. Mons. Walter S. Carroll
Secretariat of State of His Holiness

0134

785015

30 March 46

Dear Signor Donnice:

We have referred your claim to the U.S. Claims Service and, as you will note from the attached letter, it is impossible for them to give it proper consideration without more complete information.

If you will kindly supply that information direct to Captain Greig at the U.S. Claims Service, APO 782, US Army, they will take the matter under full consideration.

Very truly yours,

L. W. Stearns

L. W. STEARNS
Lt Col, AGD
Staff Officer to CC

Signor Donnice
The Civil Consul
Province of Salerno
Italy

258

Suppl
5/20/11

14 March 1946

Dear Captain Greig:

The Chief Commissioner has just received the attached letter from an Italian civilian resident of Salerno.

He would appreciate it if this matter could be investigated and the claim paid if the facts of the case warrant it.

Very truly yours,

/s/ L. W. STEARNS
L. W. STEARNS
Lt Col, AGD
Staff Officer to CC

Captain R. F. Greig
Executive Officer
U.S. Claims Service
Piazza Augusto Imperatore No. 32
Rome

257

Supp
5/20/46

AGPI-O
XXXXXX
AGPO-R

1st

Ind.

elc/1D568

GHA/

/ /

WD, AGO, Washington 25, D. C. JAN 13 1947 1946.
Chief Commissioner, Allied Commission, APO 794, c/o Postmaster, New York,
TO: New York ATTENTION: Claims Division

Capt. Burch R. Johnson,

The records of this office show that _____
0496539, CMF

_____ was relieved from active duty

15 March 1946

_____ Officer's home address is shown as _____
~~324 Oak Road, Glenside, Pennsylvania~~

BY ORDER OF THE SECRETARY OF WAR:

1 Incl
n/o

Adjutant General

256

Spare
520/CC

Q. M. C. Form 453 (Old No. 400)
Revised July 26, 1948

LIST OF PAPERS

102-2/CC

Office of the
Chief CommissionerFile under No. 102-2 MILITARY & CIVIL AFFAIRS AGREEMENTS
WITH ITALY

ALLIED COMMISSION

SECRET

Page 2

3-2748

SERIAL NUMBER	FROM—	DATE	TO—	SYNOPSIS
+ 13	Demo Stone 683/26/EC	5 Mar 46		AGENDA for conference No. 4 and Paper P/326 (Final) of 26 Feb 46
14	Memo		CC	Revised British Draft of Civil Affairs Agreement
+ 15	Memo			Proposed Organization of Allied Commission and G-5 Section Rome under FAN 650
15a	Ltr Hamblen	14 Jun 46	CC	Transmtl US/It Mil & Civ Affs Agmt
15b	Ltr Stone	14 Jun 46	Key and Charles	Frwdng of US/It Mil & Civ Affs Agmt
16	Cbl 3739 HQ AC	17 Jun 46	AFHQ G-5	"UNITA" report of Brit Civ Affs Agreement
17	Cbl 3740 HQ AC	17 Jun 46	CONGEMED	Request that US-UK agreements be declassified as SECRET Documents
18	Cbl 3767 HQ AC	19 Jun 46	CONGEMED	Correction to cbl 3740
18a	Cbl FX 67940 AC	19 Jun 46	Agwar	Request fr USSR Rep on AC to see US Mil & CA Agmt, Brit-It Agmt.
19a	Congemmed			Request that clauses be inserted in Armistice Agmt to prvd fr regrn of property fr US mil depnds
20-19	Cbl 3802 Stone	20 Jun 46	AFHQ	
255	Ltr CC	21 Jun 46		Forwarding to Brit Amb of MJIS Paper P/329 (Final) dated 15 Jun re "Brit & US CIV AFFS AGREEMENT, Analysis of Final Drafts"
21	Cbl 3819 Stone	21 Jun 46	MPOLUSA	Request fr instrcts re para 6B of US Civil Affairs Agreement
21a	Cbl F 68035 SACM	21 Jun 46	AC	Showing of US Mil & Civ Affs Agmt to USSR Repre to AC
22	Cbl F 68128 SACM	22 Jun 46	AC	Regrn of property fr US Mil depndt
22a	Memo Charles	22 Jun 46	CC	Insertion of coordination clause in Civ Affs Agrmts; US, UK, Italy
23	Cbl FX 68153 SACM	23 Jun 46	Agwar	Request fr instrcts re US Mil & Civ Affs Agreement

INSTRUCTIONS.—When papers on a subject become numerous they will be numbered serially and brief entries made on this form.

SECRET

0138