

ACC

10000/142/11

LEGAL ADM  
JUN. - OCT. 1

10000/142/11

LEGAL ADMINISTRATION IN LITTORIA PROVINCE  
JUN. - OCT. 1944

File closed: 28 October 1944



PARTITO FASCISTA REPUBBLICANO  
FEDERAZIONE DELL'URBE

IL COMMISSARIO FEDERALE

HEADQUARTERS ARMED COMMISSION  
APO 594  
LEGAL SUB-COMMISSION

11A

~~File~~  
AC/1001/9/L.

BY/m.  
28 Oct 44.

SUBJECT : Dr. COLI Edoardo - President of the Tribunale, Vittoria.  
TO : Regional Commissioner, Lazio-Umbria Region.  
(Attn. for Regional Legal Officer).

11B

1. Reference your RM/TS/Latt/C/03 and to complete your file on the above subject we are enclosing herewith a copy of Minister's communication No. 3965/00527 of 25 October 1944.

dep

A. R. THACKERAY,  
Lt. Colonel,  
Italian Branch,  
for Chief Legal Advisor.

Copy to AC/1039/L.

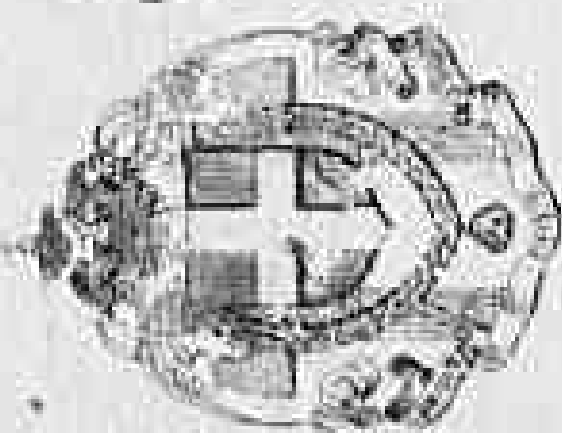
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26

Mod 1348 MG

11B

4001/9



Ministero di Grazia e Giustizia

## UFFICIO SUPERIORE DEL PERSONALE

Uff. 2°

Prot. n. 3965/00527

Risp. e f.º del 3.8.1944

N. 4001/9 A.C.C.

Roma, 25.10.1944

Alla Sottocommissione legale  
della Commissione Alleata di controllo

R O M A

OGGETTO: Dr. COLI Edoardo - Presidente Tribunale Littoria.

Con riferimento a quanto fatto presente nella nota suindicata, ed a scioglimento della riserva contenuta nella lettera di questo Ministero n. 505 g del 5.9.1944, si comunica che il Primo Presidente della Corte di Appello di Roma, assunte le informazioni del caso, ha riferito che il Coli, pur incontrando limitato favore nell'ambiente forense e fra il personale dell'ufficio, in dipendenza del suo poco espansivo temperamento di studioso, riscuote tuttavia in quella sede la necessaria fiducia, ed ottiene la piena collaborazione dai suoi dipendenti.

Pertanto, in considerazione anche della difficoltà che un altro registrato incontrerebbe per stabilire la sua residenza in Littoria-di cui sono ben note a codesta Sottocommissione le precarie condizioni di vita - sembra opportuno a questo Ministero lasciare per ora il Coli in quella sede, al-

R O M A

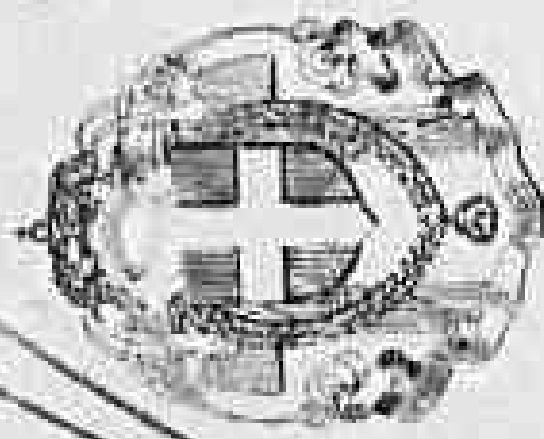
OGGETTO: Dr. COLI Edoardo - Presidente Tribunale Littoria.

Con riferimento a quanto fatto presente nella nota suindicata, ed a scioglimento della riserva contenuta nella lettera di questo Ministero n. 505 g del 5.9.1944, si comunica che il Primo Presidente della Corte di Appello di Roma, assunte le informazioni del caso, ha riferito che il Coli, pur incontrando limitato favore nell'ambiente forense e fra il personale dell'ufficio, in dipendenza del suo poco espansivo temperamento di studioso, riscuote tuttavia in quella sede la necessaria fiducia, ed ottiene la piena collaborazione dai suoi dipendenti.

Pertanto, in considerazione anche della difficoltà che un altro magistrato incontrerebbe per stabilire la sua residenza in Littoria-di cui sono ben note a codesta Sottocommissione le precarie condizioni di vita - sembra opportuno a questo Ministero lasciare per ora il Coli in quella sede, almeno fino a quando non si presenti l'occasione di destinarvi altro Presidente che possa anch'egli risiedervi stabilmente.

PEL MINISTRO

*N. Aug.*



40019 file

Mod. 1347 MG

*Legal*  
*Ministro di Giustizia*

UFFICIO SUPERIORE DEL PERSONALE

Uff. 2° 5052/02223

Prot. n. 5052/02223  
Risposta a nota dell'ACC./4001/9/1  
del 3.8.1944. 9\*

ROMA, 5.9.1944  
rec. 21/9/44

OGGETTO:

Tribunale di Littoria

ALLA SOTTOCOMMISSIONE LEGALE  
DELL'A.C.C.

R O M A

In ordine a quanto fatto presente da codesta Sottocommissione con il rapporto suindicato, circa la opportunità di sostituire il Presidente del Tribunale di Littoria, Dott. COLI Carlo, per la scarsa fiducia del personale di quell'ufficio giudiziario nei suoi confronti, si comunica che sono state disposte indagini e si fa riserva di dar notizia dell'esito di esse e degli eventuali provvedimenti adottati.

| LEGAL SUB COMMISSION |  |
|----------------------|--|
| CLO                  |  |
| DCLO                 |  |
| Chief Counsel        |  |
| CJC                  |  |

PET MINISTRO

*May*

Italian Section

HEADQUARTERS

del 3.8.1944, 9<sup>a</sup>

OGGETTO:  
Tribunale di Littoria

ALLA SOTTOCOMMISSIONE LEGALE  
DELL'A.C.C.

R O M A

In ordine a quanto fatto presente da codesta Sotto-  
commissione con il rapporto suindicato, circa la oppor-  
tunit  di sostituire il Presidente del Tribunale di Litto-  
ria, Dott. COLI Carlo, per la scarsa fiducia del persona-  
le di quell'ufficio giudiziario nei suoi confronti, si co-  
munica che sono state disposte indagini e si fa riserva  
di dar notizia dell'esito di esse e degli eventuali prov-  
vedimenti adottati.

| LEGAL SUBCOMMISSION |  |
|---------------------|--|
| CLO                 |  |
| DCLO                |  |
| Chief Counsel       |  |
| CJN                 |  |
| Italian Section     |  |
| CL RKS              |  |

PER MINISTRO

*May*

HEADQUARTERS  
21 SET 1944  
A. C. C.

HEADQUARTERS  
ALLIED CONTROL COMMISSION  
Legal Sub-Commission  
A.O. 394

ART/pa.  
3 Aug 44.

ACC/4001/9/L.

SUBJECT : Tribunale of Littoria. Dr.COLI Carlo & Dr.FELICCO Carlo.  
TO : H.E.The Minister for Education and Justice.

1. Further to the report on the above transmitted to Your Excellency under cover of this Office letter dated 14 July 44 - ref. ACC.4001/9/L, supplementary information has now been received on the President Dott.COLI Carlo, who has now returned and taken his seat.

2. Our Legal Officer feels that the return to Littoria of this Magistrate is not beneficial to the judicial organization of the Province since he does not appear to have the confidence and full support of the judicial staff. This opinion in no way reflects upon this magistrate's professional status or capabilities.

3. It is suggested, therefore, that if Dr.COLI can be transferred to another post (his family appears to be in the Rome area), the vacancy should be filled by Dott.FELICCO Carlo lately Acting-President, who is said to hold the qualifications for this position and to be eminently satisfactory in every way.

A. R. THACHERAH,  
Lt.Colonel,  
Italian Branch,  
for Acting Chief Legal Officer.

HEADQUARTERS SECTION IV  
Allied Control Commission  
APO 394

19 July 1944

TO : Chief Legal Officer, Legal Sub-Commission, ACC  
(Attn. Officer i/o Italian Courts).  
SUBJECT: Presidente del Tribunale di Littoria.

FILE NO: RA/12/Litt/G/03.

1. Attached copy letter from Provincial Legal Officer, Littoria Province, is forwarded to you for your consideration and for such action as you think desirable.
2. Having seen Coli Carlo myself, I am not altogether surprised to hear that his arrival in Littoria, after the main work of reviving the Tribunale had already been done by others, has not been altogether welcomed by the remainder of the team.
3. I enclose the remarks of Captain Cox with regard to the ability of Fellico Carlo. I myself formed a very high opinion of this official when I saw him at Littoria, and there is no doubt that most of the credit for reviving the Italian Courts in Littoria is due to him. I should certainly be happy to see him appointed President.
4. If Coli Carlo is transferred elsewhere and Fellico Carlo is appointed President, there will of course be a vacancy for a Judge at Littoria which will require to be filled.
5. Will you consider the suggestions put forward by Captain Cox, and if you think it desirable take the matter up with the Ministry of Justice?

*W. H. Jones*  
Capt

Colonel,  
Regional Legal Officer  
Region IV.

→

Re At 6 c 22  
Only previous reference  
to Col. Carlo  
10/10/44

LITTORIA PROVINCE  
Allied Control Council  
REGION IV  
APO 394

28 July 1944

R4/LSC/No 47

SUBJECT: President of the Tribunale, Littoria.

TO : P.L.C. REGION IV.

1. Coli Carlo President of the Tribunale has reported to me and is working. He takes the place of Fellico Carlo who was acting President.
2. I feel that the return of Signor Coli is not beneficial to the Judicial organization of this Province; apparently he does not have the confidence, nor can he secure the full cooperation of his fellowworkers. I have reached this conclusion from my own observations and from talking to various members of the Court and Provincial Officials. Other Provincial Officials have voiced this opinion in a conference with the P.C. - I do not mean to imply that there is anything wrong with Signor Coli except as above stated.
3. In the public interest I think it advisable to transfer Signor Coli to another Province. His family is in Rome and I feel sure that they can use his services there.
4. I suggest that Signor Fellico Carol be appointed President of the Tribunale for this Province. He is qualified under Italian law for the position. I have had occasion to observe Signor Fellico for the past two months and I am much impressed with him. He is entirely capable and has the confidence of his associates.

Louis L. Cox, Capt.,  
P.L.C.

HEADQUARTERS  
ALLIED CONTROL COMMISSION  
Legal Subcommittee  
APO 394

GCH/ep

14 July 64

ACC/ 4001/9/L.

SUBJECT : Judicial Offices in Littoria District.

TO : H. E. the Minister of Pardon and Justice  
for the Director of Personnel and General Matters.

1. A further report from Procuratore Bernabei, on the situation in the province of Littoria is enclosed for Your Excellency's observations and necessary action.

G. G. HANNAFORD,  
Lt. Colonel,  
Officer i/o Italian Branch,  
for Acting Chief Legal Officer.

20

14001/9

Legal

HEADQUARTERS REGION IV  
Allied Control Commission  
APO 394

6A

TO : Chief Legal Officer, Advance HQ. A.C.C.,  
Advance (Per Officer i.c. Italian Courts)  
FROM : Regional Legal Officer, Region IV.  
SUBJECT: Italian Courts, Littoria Province  
Bernabei's Report.  
RKF : R4/LE/Litt/3/3.  
DATE : 12 July 1944.

1. Reference your letter of 7 July 1944, (Ref. A.C.C./R/34/L)
2. Herewith is sent as requested Italian text of the above report.
3. Also sent is our letter of 5 July 44 (which you sent back to us.)

H. C. Winner

Colonel  
Regional Legal Officer, Reg. IV.

| LEGAL SUB.COMMISSION |                                     |
|----------------------|-------------------------------------|
| CJO                  | <input type="checkbox"/>            |
| USJO                 | <input type="checkbox"/>            |
| Chief Counsel        | <input type="checkbox"/>            |
| CJO                  | <input type="checkbox"/>            |
| Italian Sec.         | <input checked="" type="checkbox"/> |
| CL RKS               | <input type="checkbox"/>            |
|                      | <input type="checkbox"/>            |

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400119  
HEADQUARTERS REGION IV.  
ALLIED CONTROL COMMISSION  
A.P.O. 394

TO : Officer i/c Italian Courts, Legal Sub-Commission,  
A.C.C. Advance H.Q. (Attn. Lt. Col. Hennings).

FROM : Regional Legal Officer, Region IV.

SUBJECT: Italian Courts in Littoria Province.

REF. : R4/Le/Litt/C/3.

DATE : 5 July 1944.



1. Attached hereto are copies of :-

- (a) Report of Sig. Bernabei Mario, Procuratore del Re of Littoria, dated 23 June 1944;
- (b) Further Report dated 3 July 1944.

2. The former is forwarded to you as it is thought that it will be of considerable interest to the Ministry of Justice. Since the report was written a number of Officials of the Tribunale and Pretura of Littoria - together with their families and baggage - have in fact been transported to Littoria under arrangements made by this H.Q. The situation in Littoria City is, therefore, rather better now than the Report discloses.

3. With regard to the various requests which are summarised on the last page of the Report I have the following comments to offer :-

- 1) As stated, many of the Officials have already returned. Others who are still in Rome, if they are in touch with the Ministry of Justice, should be instructed to report themselves to this office, where the best arrangements possible will be made for transporting them.
- 2) See 1) above.
- 3) This is a matter primarily for the Ministry of Justice to consider. There is no doubt that the Officials in question have been, and will continue to be, subjected to a considerable degree of hardship. I have already taken up with the Ministry

REF. : R4/Le/Litt/C/3.

DATE : 5 July 1944.

1. Attached hereto are copies of :-

(a) Report of Sig. Gernabei Mario, Procuratore del Re of Littoria, dated 23 June 1944;

(b) Further Report dated 3 July 1944.

2. The former is forwarded to you as it is thought that it will be of considerable interest to the Ministry of Justice. Since the report was written a number of Officials of the Tribunale and Pretura of Littoria - together with their families and baggage - have in fact been transported to Littoria under arrangements made by this H.Q. The situation in Littoria City is, therefore, rather better now than the Report discloses.

3. With regard to the various requests which are summarised on the last page of the Report I have the following comments to offer :-

- 1) As stated, many of the Officials have already returned. Others who are still in Rome, if they are in touch with the Ministry of Justice, should be instructed to report themselves to this office, where the best arrangements possible will be made for transporting them.
- 2) See 1) above.
- 3) This is a matter primarily for the Ministry of Justice to consider. There is no doubt that the Officials in question have been, and will continue to be, subjected to a considerable degree of hardship. I have already taken up with the Finance Division the question of obtaining the 70% increase in Salaries, which was, I believed, authorised in Naples, and I understand has now been authorised in Rome. I hope to obtain the necessary authority within a few days. This is of course independent of the special request that is put forward in the Report.
- 4) and 5) These matters have already been brought to notice in my letter of 29 June 1944, of even reference, to which I am

18 JUL 1944

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awaiting your reply.

6) and 7). These appear to be matters of purely local arrangement, and I have no doubt a satisfactory solution will be found.

4. With reference to the further Report of 3 July, the question of the ~~future~~ employment of the Officials mentioned is primarily one for the Ministry of Justice, to which I should like you to invite their attention. At the moment there does not appear to be any occasion for making any new appointments in Littoria Province, but should the work increase so as to render this necessary I will report further to you.

5. The request for the employment in Littoria of Dr. Salis, Substituto Procuratore del Re of Ia Spezia, is passed to you for consideration by you and the Ministry of Justice. This is the Official referred to in paragraph 7 of my letter of even reference dated 29 June 1944. May I, please, have your instructions with regard to this Official?

*H. L. Linner*

Colonel,  
Regional Legal Officer  
Region 4.

should the work increase so as to render this necessary and will be passed further to you.

5. The request for the employment in Littoria of Dr. Salis, Substituto Procuratore del Re of La Spezia, is passed to you for consideration by you and the Ministry of Justice. This is the Official referred to in paragraph 7 of my letter of even reference dated 29 June 1944. May I, please, have your instructions with regard to this Official?

*H. L. Linner*

Colonel,  
Regional Legal Officer  
Region 4.

17

R. TRIBUNALE DI LITTORIA

3 July 1944

No. 67.-

To : Provincial Legal Officer Littoria (Capt. Cox)

Actually, besides the President, Dr. Coli Carlo, who did not yet return to his office, three judges of this Tribunale are missing.

1) Dr. Costa Alberto, resident in Rome, who is still convalescent, for he has been seriously wounded by an aircraft machine gun.

2) Dr. Fortunato Pietro, appointed to the Cabinet of S.E. Under Secretary of State - Justice Department.

3) Dr. Mirto Randazzo, recently transferred to the Pretura of Rome.

4) The substitute of the Procuratore del Re, Dr. Bochicchio Mario, resident in Rome is sick.

Please provide, with kind urgency, as the agreement existing between A.M.G. and the Italian Government, to appoint as Judge of this Tribunale, Dr. Salis, former substitute of the Procuratore del Re of La Spezia, and now living in Pontinia Comune.

As soon as said Magistrate will be appointed for this Tribunale, he will act as Substitute of the Procuratore del Re till the return of the titular Dr. Bochicchio; thereupon he will function as Judge.

## T r a n s l a t i o n :

PRÒCURA DEL RE  
Pressò il Tribunale di Litteria  
Pròt N°.

Date: 23 June 1944

Subject: Judiciary offices of the Circoscriziò di Litteria  
To: Chief Legal officer of the Pròvince di Litteria ( Capt.Còx) Litteria.  
To: Pròcuratòre Generale del Re appointed at the Còrte d'Appellò - Ròma.

In compliance with the orders received the 16 June 1944 I went to Litteria and in the following days I visited the various Judiciary offices in Litteria and in the surroundings in order to ascertain myself of the conditions and to give opportune instructions for this first period of time.

CONDITIONS OF THE JUDICIARY OFFICES AND THE PERSONNEL OF THE TRIBUNAL, OF THE PRÒCURA DEL RE, OF THE PRÀCTURA DI LITTERIA

The City of Litteria has badly suffered of the war. Several houses are destroyed, many of them very badly damaged, many others damaged too. In all the houses, all the furniture, the blinds and windows are destroyed. There is no electrical light nor drinkable water. The works for reinstatement of running water have begun. The Palazzo di Giustizia, where are installed all the Judiciary offices has suffered from the war (exploded shells and bombs in the neighborhood) and more of all from the looting. Most of the rooms are useful, but many of them are lacking or have damaged doors, all the window-panes are broken; almost all the blinds are broken or damaged. Most of the furniture, desks, tables, armchairs, sofas and chairs were looted. There are no carpets, clocks, desk-lights, office implements and telephones. - There is not even one typewriter. The Archives of the Tribunal and of the Pròcura are in far condition. The other in the offices have been found in bulk scattered about, partially damaged. The work to put all together in order has started, but it needs some time, so that now it is not yet possible to state the part being lost. However it is possible to say, that the main part of these documents could be recovered. The conditions of the Archives belonging to the Pràctura are worst, because it has been upset by the blow of a bomb which exploded nearby.

In particular, there is saved:

- the main part of the records of the Stato Civile
- all the general records of the crimes of the Pròcura del Re and the rubric

ria and in the surroundings in order to ascertain myself of the conditions and to give opportune instructions for this first period of time.

CONDITIONS OF THE JUDICIARY OFFICES AND THE PERSONNEL OF THE TRIBUNAL, OF THE PROCURA DEL RE, OF THE PRAETURA DI LITTORIA

The City of Littoria has badly suffered of the war. Several houses are destroyed, many of them very badly damaged, many others damaged too. In all the houses, all the structures, the blinds and windows are destroyed. There is no electrical light nor drinkable water. The works for reinstating of running water have begun. The Palazzo di Giustizia, where are installed all the Judiciary Offices has suffered from the war (exploded shells and bombs in the neighborhood) and more of all from the looting. Most of the rooms are useful, but many of them are lacking or have damaged doors, all the window-glasses are broken; almost all the blinds are broken or damaged.

Most of the furniture, desks, tables, armchairs, sofas and chairs were looted. There are no carpets, clocks, desk-lights, office implements and telephones. -

There is not even one typewriter. The Archives of the Tribunal and of the Procura are in far condition. The other in the Offices have been found "in bulk" scattered about, partially damaged. The work to put all together in order has started, but it needs some time, so that now it is not yet possible to state the part being lost.

However it is possible to say, that the main part of these documents could be recovered. The conditions of the Archives belonging to the Praetura are worst, because it has been upset by the blow of a bomb which exploded nearly.

In particular, there is saved:

- the main part of the records of the Stato Civile
- all the general records of the crimes of the Procura del Re and the rubric belonging to,
- all the cards being in special iron boxes,
- all records of penal affairs, of penal and civilian samples as well the commercial ones of the Tribunal.

The Safe of the Chancery of the Tribunal has been opened and the upper part of the same emptied; the lower part is still locked by the key. The Safe of the Praetura seems to be sound.

The situation of the Personnel is following:

of the Tribunal there are present: The Senior-Judge Dr. Pollicio Carlo, who is functioning as President; the Judge Dr. Quattrocchi Vincenzo, the Auditor Tedesco Carlo, who however is not yet authorized to function; the Chancellor Fazio Vincenzo and Grippo Genaro. There are not present: The President Dr. Celli Carlo, the Judge Calvosa Carlo, Portunato Pietro Capello Giovanni, Costa Alberto, who are all in Rome; The

The Chief Chancellor and Francesco and the Chancellor Cavaliere Antonio who are in Northern Italy as well as the Chancellor Petrone Vittorio, Tanza Domenico, Vinciguerra Italo, Irace Francesco and the Judiciary official Barbelato Sebastiano, who are now in Rome, and the Bailiff Veresani Albertina who is in Northern Italy.

From the Procura del Re are present: The Procuratore del Re Dr. Bernabei Mario, the Chief Secretary Arena Pasquale, the first Secretary Balzi Mario, the Secretary Buzzo Pierino, the Bailiff Natalucci Alessandro.

There are not present: The Substitutes of the Proc. del Re Dr. Bichioldi Mario actually in Rome, whose return to Littoria is indispensable for the necessity of the office.

From the Procura are present: The Director-Diligente Dr. D'ottavi Alfredo, the Vice-Prosecutor Dr. Lauri Giuseppe, the Chancellor Lilla Leone, the Assistant of the Chancellor Abenia Rugerido, the Bailiff Marteddu Giuseppe. There are not present: The Pretore in Sottordine Dr. Sala Pietro (who is now in Rome in expectation for reasons of health) the Chancellor-Diligente Dr. Acquaroli Mario and the Chancellor Giacobetti Maglio who are in Rome, the Chancellor Magonesi Giuseppe who is in Northern Italy, the Judiciary official Filippini Edoardo who is in Rome.

In spite of the above said conditions of the rooms, the furniture, the documents - the Tribunal, the Procura del Re and the Procura have begun to function. The first Penal Audience has been fixed for the 5th July next, for the Procura for the 4th July 1944.

It is absolutely necessary that the missing officials who are now in Rome return to their offices as soon as possible, because the work to be done is too much for the recollecting and the ordering of the existing documents; the function of the Justice for the new and the pending cases. Because of the lack of the Judiciary officials in Littoria, in agreement with the President Dr. Follini and the Chief of the Allied Legal Office, Capt. Cox, I appointed temporarily to this Judiciary offices a graduate and a Captain, I appointed temporarily to this Judiciary offices a graduate. Because of the insecurity of the Palazzo di Giustizia, because of the broken doors and windows of the ground floor, it is necessary to maintain a night guard. The conditions of the District Conciliation Offices of Littoria, existing in Littoria, Ostia, Roma, Portofino, Civitavecchia, Bracciano and Aprilia have to be still ascertained.

JUDICIARY JAILS OF LITTORIA: The building was just a little damaged by the gun shells on the ground floor; it has been completely blocked of the bedding (with exception of few iron beds) the blankets and the sheets. The Director Dr. Follini-Cox has returned to his duty and there are on duty one Chief Guard, 3 sottocapiguardie, and 11 guards.



page 3

There are present the Lawyers Ciotti Massimo, Eliaconi Menesio and the Pretore Dr Galli Carlo and the Pleaders De Angelis Carlo and Severi Sergio. They are ascertaining the conditions of the Conciliation offices. The Pretura of Privero is able to function.

The district jails are also able to function. All the Personnel is present (2 guards and 1 woman-guard) Bedding is scarce. Just lacking blankets and sheets.

PRETURA OF SEZZE: The City of Sezze is partially damaged by the war. There is still lacking drinkable water and electric light. The Pretura Building is not badly damaged by the war. Also the day of the liberation of the City by the Allied Forces, civilians have looted the Building, stealing the furniture, upsetting the documents. The work to put in order the documents has started, just a little part of them is to be considered lost, and it is initiating also the recollecting of the stolen furniture.

I instructed the Pretors and the Carabinieri to find out the guilty of this crime, for the penal proceeding against them.

There are present: the Pretor Dr Pietrangeli Mariano, the Chancellor-Birgen-te Crimaldi Antonio.

There are not present: the Volunteer-Chancellor Rondoni Alessandro, who is in Rome; the Judge Berti Tito who is also in Rome. It is necessary that both return to duty in Sezze.

There are present several lawyers (Sangi Renato, Fioncci Italo, Lombardini Filippo, Montoni Angelo, Mercuri Giuseppe, Seuzzi Umberto)

The Pretura of Sezze is able to function too.

The district jails are able to function too. The Personnel composed by 2 men-guards and 1 woman-guard is present. The capacity of the jail is 26 prisoners (20 men and 6 women. There are springs, mattresses and blankets. Few sheets.

They are ascertaining the conditions of the Conciliation offices (Sezze and Bassiano)

PRETURA OF ROMA: The City has been severely devastated by the war. Many buildings are destroyed. Almost all buildings are damaged badly. Lacking drinkable water and electric lights.

The Building where was the Pretura is crushed down, and the cleaning from the wreckage is to be done. It is still unknown what of the material and of the documents will be possible to save, probably very little.

For the moment the Pretor is installed in a house half destroyed, without food and window. Lacking furniture, printed forms, records and office implements. However the Pretor having a high spirit for adaptation began to reconstitute Justice in the limits of possibility, by all available means and he has heard already 2 Penal Audiences, treating 5 causes.

The Personnel is all

just a little part of them is to be considered lost, and it is initiating also the recollecting of the stolen furniture.

I instructed the Pretors and the Carabinieri to find out the guilty of this crime, for the penal proceeding against them.

There are present: the Praetor Dr. Pietrangeli Mariano, the Chancellor-Director Grimaldi Antonio.

There are not present: the Volunteer-Chancellor Rondani Alessandro, who is in Rome; the Judge Berti Tito who is also in Rome. It is necessary that both return to duty in Rome.

There are present several lawyers (Sauli Renato, Fiacconi Italo, Lombardini Filippo, Montesi Angelo, Mercuri Giuseppe, Sauzzi Umberto).

The Pretura of Sezze is able to function.

The District Jails are able to function too. The Personnel composed by 2

men-guards and 1 woman-guard is present. The capacity of the jail is 26

prisoners (20 men and 6 women. There are springs, mattresses and blankets.

Few sheets.

They are ascertaining the conditions of the Conciliation Offices (Sezze and Bassiano).

PRETURA OF TERRACINA: The City has been severely devastated by the war. Many buildings are destroyed. Almost all buildings are damaged badly. Lacking drinkable water and electric lights.

The Building where was the Pretura is crushed down, and the cleaning from the wreckage is to be done. It is still unknown what of the material and of the documents will be possible to save, probably very little.

For the moment the Pretor is installed in a house half destroyed, without doors and windows. Lacking furniture, printed forms, records and office implements. However the Praetor having a high spirit for adaptation began to reinstate justice in the limits of possibility, by all available means and he has heard already 2 Penal Audiences, treating 5 causes.

The Personnel is all present, as follows: the Praetor Dr. Battista Antonio, Chief Chancellor Carlo Carmelo, Chancellors Assistant Della Calce Pertusato, Judiciary Official Di Pasio Ciriaco, Vice Praetors Honorary Dr. Aspri Vincenzo and Dr. Ingarano Giovanni; Bailiff De Sanctis Francesco. There are also the following lawyers: Dr. Aspri Vincenzo, Dr. Ingarano Giovanni etc.

The conditions of the Conciliation Office have still to be ascertained.

The District jail is in part damaged; one part containing a big room, two rooms and 2 cells are in condition to function. Maximum capacity 20 prisoners.

The Personnel formed by 2 men-guards and 1 woman-guard is present; but the Praetor is using now only one guard, the other two being actually under investigation by Allied Military Command for Collaboration with the Germans.

PRETURA OF TERRACINA: The City being severely devastated by the war, many buildings are destroyed. All buildings are badly damaged. Lacking electric lights and drinkable water. The Building where is the Pretura and the District jail are but little damaged and can be repaired easily.

The main part of the furniture is looted. The archives and documents are in disorder, but the main part could be saved. The recollecting work and putting in order is initiated.

The Personnel being present: The Praetor Dr Caputò Carlo, Judiciary official Fontana Mario (came back to Terracina and remains there, but it is necessary to release him from the Rome's office where he was appointed to). The Personnel not being present: Vice-Praetor Rondonery Avv. Verone Aurelio who is now in Legio di Terracina; Chief-Chancellor Gerasio Giovanni and the Vulturneer of the Chancery Testi Tullio, both appointed to the Procura del Re in Rome.

The Praetor will start the function, using the desultory help of an employee of the Comune as Chancellor, but it is urgent that both Chancellors who are now appointed at the Procura del Re in Rome, return to duty in Terracina. The District-jail is in function, the damage having been repaired. The Personnel composed of two men-guard and a woman-guard is present. Maximum-capacity of the jail, about 40 prisoners.

The conditions of the Conciliation Office will be ascertained further. The lawyers of the Terracina Forum, Valenti Cesare, Loffredo Gaetano and Vagnoli Gaetano did not return yet. There is present: Avv. De Angelis Carlo who is actually the Sindaco, whilst the pleader Vagnoli Gaetano is still in the surroundings of Terracina.

PRETURA OF GASTA: The City has been gravely damaged by the war; a little part of the buildings is still standing, more or less badly damaged. Lacking electric lights and drinkable water.

The Building where used to be the Preture is crushed down and the wreckage should be removed. - Only 1 box containing files of penal trials could be recovered. The Preture is actually arranged, with some indispensable furniture, in a building being in good conditions.

There are present: The Praetor Dr Lopez Salvatore (who however I could not see, because he left precariously the City, but to whom I left written instructions)

There are not present: The Chief Chancellor De Simona Giovanni, actually appointed to the Preture of Cassino; the Assistant of the Chancery Muto Amadio who is in Northern Italy, the Judiciary official Passeretti Enrico, who seems to be in Cassa Aurunca (Prov. of Naples).

The Preture is, therefore, able to function.

The District jail suffered some damage, being repaired. They function and there are actually in: 11 prisoners at disposal of the Allied Military Command Caserta maximum: 50 prisoners.

The conditions of the Conciliation Office have to be ascertained.

PRETURA OF MINTURNO: The City has been gravely devastated, being shelled directly. Few of the buildings are still standing, which are more or less badly damaged. Lacking drinkable water and electric lights.

The buildings where used to be the Preture is badly damaged, lacking the roof.

prisoners. Maximum-capacity of the jail, about 40 prisoners. The conditions of the Conciliation Office will be ascertained further on. The lawyers of the Terracina Prison, Valenti Canera, Loffredo Gaetano and Vaghi (Gaetano) did not return yet. There is present: Avv. De Angelis Carlo who is actually the Sindaco, whilst the President Vaghi is still in the surroundings of Terracina.

PRETORIA DI ROMA: The City has been gravely damaged by the war; a little part of the buildings is still standing, more or less badly damaged. Lacking electricity and drinkable water.

The Building where used to be the Pretura is crushed down and the wreckage should be removed. -- Only 3 boxes containing files of penal trials could be recovered. The Pretura is actually arranged, with some indispensable furniture, in a building being in good conditions.

There are present: The Praetor Dr. Lopez Salvadore (who however I could not see, because he left precariously the City, but to whom I left written instructions)

There are not present: The Chief Chancellor Dr. Simone Cidvanni, actually appointed to the Pretura of Macerata; the Assistant of the Chancery Mario Arredò who is in Northern Italy; the Judiciary official Passeretti Enrico, who seems to be in Sessa Aurunca (Prov. of Naples).

The Pretura is, therefore, able to function.

The District jail suffered some damage, being repaired. They function and there are actually in: 11 prisoners at disposal of the Allied Military Command Capacity maximum: 50 prisoners.

The conditions of the Conciliation Office have to be ascertained.

PRETORIA DI NAPOLI: The City has been gravely devastated, being shelled directly. Few of the buildings are still standing, which are more or less badly damaged. Lacking drinkable water and electric lights.

The building where used to be the Pretura is badly damaged, lacking the roof. Only the Audience-hall could be repaired in a short time. There is no more furniture, and only a little part of the archives and documents could be recovered.

From the Personnel returned to duty only the Vice-Praetor Honorary Lupoli Raffaele and the Chief Chancellor Pirro Teddaro.

There are not present: The Praetor Dr. Di Stefano Graziò who is in Rome, the Assistant of the Chancery Russo Cidvanni who is in Sessa Aurunca -- Mario Lau (Prov. of Naples) The Judiciary official Minicucci Ettore appointed to the Pretura of Rome.

It is urgent, that the Praetor Di Stefano returns to duty, as well the Assistant of the Chancery Russo and the Judiciary official Minicucci. In occasion of my visit I could not see the Chancellor Pirro, who was precariously absent.

The honorary Vice-Prætor Impòli assured me of a best intention to make function Justice, especially with regard to the penal branch.

I disposed, in accordance with Avv. Impòli and the Secretary of the Comune, that the Pretura should occupy for his temporary officees, two rooms being contiguous to the audience-hall, which could be put in order easily.

The Judiciary Jail has not been seriously damaged by the war, but they are lacking bedding objects, having only 7 folding beds.

The Jailor Alicendi Gelcisiò has returned, but he got the permission to go away for a short period, because of serious family reasons.

The custody of the prisoners actually is done by three persons appointed by the Sindaco, assisted by the Carabinieri.

The Vice-Jailor De Santis Enrico has not returned, it is unknown where he is now.

As soon as the Chief-Jailer will return, the personnel question of the Jail will be settled up. Actually there are in Jail 7 prisoners on disposal of the Carabinieri.

PRETURA OF PONTA: As this Pretura is situated on an island of the same name, I was not able to reach it and I was not able to get reliable news about it. As per incóntrolled voices, it seems that this Pretura is in contact with the Judicial Authorities of Naples.

It is evident, from the above report, understanding the superior necessity of the actual moment, obedient to the will of the Allied Military Command and the Administration, the Judicial Offices of the Province of Littoria are now beginning to function, almost everywhere amidst the wreckage of cities, which were once flourishing and where only a few days before ceased the devastating fury of the war.

It is also obvious that this work meets very serious difficulties and it is clear, that the functioning of the Offices - especially in the first moment - could not be perfect nor complete, because of the personnel's question as well for the condition of the buildings and cities and also because of lack of transportes. It is rather easy to guess, that this lacking, almost absolute in the first period, will be the greatest obstacle for a satisfactory revival of the Judicial activity.

For this purpose, I gave orders to the Pretore, and I shall issue further orders to the Pretore as well to the Judiciary Police, in order to reduce as much as possible the correspondence between the peritric offices and this Procura del Re. I disposed too, that for the correspondence (will sending) other the means found by chance, which offer a limited security, should be used the means of connection between the Commands or Sections and the Commands of the Group of Carabinieri.

It must also be pointed out, that the personnel returned to duty and the personnel which will return to duty in the coming days, found and will find conditions of living absolutely abnormal. There are officials, who mostly had

As soon as the Chief-Jailer will return, the personnel who will be settled up. Actually there are in Jail 7 prisoners on disposal of the Carabinieri.

PRETURA OF FONZA: As this Pretura is situated on an island of the same name, I was not able to reach it and I was not able to get reliable news about it. As per incóntrollées voices, it seems that this Pretura is in contact with the Judicial Authorities of Naples.

It is evident, from the above report, understanding the superior necessity of the actual moment, obedient to the will of the Allied Military Command and the Administration, the judicial offices of the Province of Littoria are now beginning to function, almost everywhere amidst the prevalence of cities, which were once flourishing and where only a few days before ceased the devastating fury of the war.

It is also obvious that this work meets very serious difficulties and it is clear, that the functioning of the offices - especially in the first moment - could not be perfect nor complete, because of the personnel's question as well for the condition of the buildings and cities and also because of lack of transports. It is rather easy to guess, that this lacking, almost absolute in the first period, will be the greatest obstacle for a satisfactorily revival of the judicial activity.

For this purpose, I gave orders to the Praetors, and I shall issue further orders to the Praetors as well to the Judicial Police, in order to reduce as much as possible the correspondence between the perieric offices and this Pretura del Re. I disposed too, that for the correspondence (mail sending) other the means found by chance, which offer a limited security, should be used the means of connection between the Commands of Stations and the Commands of the Group of Carabinieri.

It must also be pointed out, that the personnel returned to duty and the personnel which will return to duty in the coming days, found and will find conditions of living absolutely abnormal. There are officials, who mostly had to suffer very serious vicissitudes because of the war events, the obligatory evacuation, the loss of the main part of their goods. Many had their home destroyed, or seriously damaged, or in the best of the hypothesis damaged and plundered.

In Littoria as in other Seats of Pretura, with the exception of Priverno, the most serious problem is to find a lodging in possible conditions, at any rate without windows, without blinds, lacking electric lights and drinkable water, which sometimes is to be fetched from distant places - or as in Littoria and other localities - taking the water of wells not being drinkable and has to be purified by them who use it.

The foodstuffs supply is greatly difficult because of the scarce coming of food on the market and the time one has to waste to go look for the food in the surrounding farms. It is quite impossible - actually - to find shops for goods (not being food) in function, for all other wants of the living.

The officials are therefore in this position: to submit their families to the serious conditions in bringing the family along, or in leaving the family in Rome or elsewhere (the most are in Rome) they will have to sustain the expenses for two homes.

It seems therefore, that the Administration should help them - recognizing the high sentiment of duty and sacrifice - by granting them a minimum of indemnity in mission (indennità di missione).

It seems that these provisions are more than opportune, were indispensable if it is desired that the officials devote themselves in an adequate manner to their difficult task, which is serious and double: a) reinstate the offices recovering and ordering the material; b) the function of the offices in a good order, for the old and new affairs.

It is furthermore necessary to provide for the means of transport for the officials, their families and luggage, for it would be impossible to them, to provide by themselves regularly, because of the lack of private means and the highest cost of these expenses.

Recommending and completing this report, the most urgent provisions are:

1/ The immediate return to their duty of the officials who for the necessities of the war are still absent and who are temporarily appointed to judicial offices in Rome or in other localities.

2/ Supply of transports for the officials, their families and luggage.

3/ Provisions of financial and material resources to enable the officials returned to duty in uneasy conditions.

4/ Immediate assignment of a special extraordinary fund for the supply of offices' implements, printed forms, writing paper, records etc to those offices which are lacking it.

5/ Supply of at least two typewriters for the Tribunal and two for the Procura del Re, which are absolutely needed for the settling up the work.

6/ The guard at night for the Palazzo di Giustizia is limited by the Carabinieri, because all the doors and windows of the ground-floor are broken as well as the blinds, and the access is therefore easy; the guard being held by the officers actually in service could not be sufficient.

7/ Assignment of a minimum of food to the prisoners, necessary for their feeding, who in some jails are receiving only bread.

With respect to the points 1-6-7 the Government and the President of the Tribunal are keeping contact also directly with the local authorities (Prefetto, Command of the Group of Carabinieri, Sindaco) in order to obtain as much as possible.

officials, their families and the public to provide by themselves normally, because of the ineligibility of private means and the highest cost of these expenses.

Reasoning and completing this report, the most urgent provisions are:

- 1/ The immediate return to their duty of the officials who for the necessities of the war are still absent and who are temporarily appointed to judicial offices in some or in other localities.
  - 2/ Supply of transports for the officials, their families and baggage.
  - 3/ Provisions of financial and material resources to favour the officials returned to duty in uneasy conditions.
  - 4/ Immediate assignment of a special extraordinary fund for the supply of officials' implements, printed forms, writing paper, telegrams etc to those offices which are lacking it.
  - 5/ Supply of at least one typewriter for the Tribunal and two for the Procura del Re, which are absolutely needed for the settling up the work.
  - 6/ The guard at night for the Palacio de Justicia in Matanzas by the Carabinier, because all the doors and windows of the ground-floor are broken as well as the blinds, and the access is therefore easy; the guard being held by two soldiers actually in service could not be sufficient.
  - 7/ Assignment of a minimum of food to the prisoners, necessary for their feeding, who in some jails are receiving only bread.
- With respect to the points 1-6-7 the undersigned and the President of the Tribunal are keeping contact also directly with the local authorities (Prefetto, Command of the Group of Carabinieri, Sindaco) in order to obtain as much as possible.

IL RACCOMANDO DEL RE

Mario Hernandez M.P.

10

ADVANCE HEADQUARTERS  
ALLIED CONTROL COMMISSION  
Legal Sub-Commission  
APO 394

40019  
GCH/jpl

5A

ACG/131/L

7 July 44

Subject: Italian Courts in Littoria Province.  
BERNABEI's Report.

To : Regional Legal Officer, Region IV.

1. As it is intended to communicate Sign BERNABEI's report to the Ministry of Justice for necessary action, could the Italian text be forwarded please. The English translation only, is attached, and a re-translation appears to be an unnecessary loss of time and accuracy.

2. Your letter is returned also to amend possible errors.

G.C. HAMMARFORD  
Lt. Colonel  
Officer i/c Italian Branch  
for Chief Legal Officer.

Enc: Letter RM/Le/Litt/G/3 of  
5 July 44

Letter To LO Littoria  
BERNABEI's (translation) report.

file

40249

HEADQUARTERS REGION IV  
Allied Control Commission  
ABO 394

(4A) (11)

TO : Regional Commissioner.  
FROM : R.L.O.  
SUBJECT: Interim Report.  
REF : R4/LB/Rag/G/S.  
DATE : 24 June 1944.

1. Since my last report I have again visited Frosinone and Littoria provinces. I have also made a preliminary trip to Viterbo, and have kept close contact with P.L.O., Rome Province. I have the following to report.
2. Civilian Assistance  
Initial difficulties caused by lack of interpreters have been overcome. First rate interpreters, found in Rome, have now been sent to Frosinone and Littoria. P.L.O., Roma Province, has found a good interpreter for himself.
3. Transport  
Still a difficulty, but P.L.O.s. have managed to get about their provinces, by cooperating and sharing with officers of other divisions. Two communes in Frosinone are completely isolated, through blown bridges and have not yet been visited by the P.L.O.
4. A.S.G. Courts  
Little crime is reported, and what there is is mostly of a trivial nature. There are two potential General Court cases at present under investigation, one in Frosinone Province (homicide of a Canadian soldier), and the other in Roma Province (wrongful possession of a radio broadcasting set).
5. Italian Courts  
Good progress is reported. Some officials from Littoria Province have been found in Rome and will be transported to Littoria as soon as possible. Situation roughly as follows:  
Littoria  
One Court of Tribunale will open within the week to try arrears of criminal cases. Tribunale court room available. Some Pretura Courts already functioning, and a further report on others is awaited. Some Court houses, together with records, have been destroyed.  
Frosinone  
Sufficient judges of Tribunale di Frosinone available to open court as soon as temporary court room (in Frosinone) is prepared. Most Pretura courts in this Circoscrizione are ready to function. Some judges of Tribunale di Cassino have been found, and it is proposed

- to open this court at Roma. Full information as to pretura courts within this Circondario is awaited. Some officials are known to be available, but there is much destruction of Court rooms and records.

Roma.

In the case of all but one of the pretura courts the officials have been located either in situ or functioning elsewhere. Six of the court rooms have been destroyed or so badly damaged as to be unusable. Subject to finding of alternative accommodation there should be no difficulty in reopening pretura courts at an early date.

6. Situation in Viterbo

Preliminary information indicates that this province should present few difficulties. There is no evidence of any important violations of the proclamations. Italian Courts appear to have been functioning right up to the moment of occupation, and in most cases are ready to carry on.

7. Visit to First President of Court of Appeals

In company with S.I.C., Rome Region, I visited Signor Bella Romo, First President of Rome Court of Appeals. This official, on the strong recommendation of S.I.C., Rome Region (concurrent in by the Legal Sub-Commission, A.G.C.), has so far been retained in office. So far as this is a matter of interest to Region IV I whole-heartedly concur. He appeared to me to be wholly cooperative, and has no fascist record so far as I know. He can be of great assistance.

*H.C. Linner*  
Colonel,  
S.I.C., Reg. 4.

Copy to: Chief Legal Officer,  
Legal Sub-Commission, A.G.C. HQ. ✓

(3A)

HEAD HEADQUARTERS  
ALLIED CONTROL COMMISSION  
Legal Subcommission  
APO 394

V/gr

ACG/1003/2/L.

15 June 1944.

SUBJECT: Italian Courts in the Province of Littoria.

TO: H.E. The Minister of Pardon and Justice.

1. This Subcommission has the honor to inform Your Excellency of the following facts regarding the condition of the Italian Courts in the under-mentioned places in the Province of Littoria.

## (1) LITTORIA

(a) Tribunale. The President of the Tribunale has returned and has been asked to prepare a report on conditions and personnel and other needs. The Court building is in need of considerable repair.

(b) Procura. The Pretore is in the town and collaborating with the President of the Tribunale in the above report. The Court building is in need of repair.

(2) Procura Pretura :

The Pretore is expected to return shortly. The Court building is undamaged.

(3) PERUGIA :

No report received but it is known that the town has suffered very little damage.

(4) TERACINA :

The Pretore is expected to return shortly. No report of the state of the Court building has been received but it is known that the town has been badly damaged.

(5) ROMA :

The Pretore has returned and is preparing a report on the situation. The Court was formerly held in the Prefettura which is now destroyed.

(6) CASZA :

The Pretore is in Naples and has been sent for. No report received as to the state of the Court building.

(7) MINERVO :

The Pretore is not in the town. The Court building has been destroyed.

*W. R. JAMES*  
W. R. JAMES, Lt. Col.  
for Chief Legal Officer. 6

4001/20

HEADQUARTERS REGION IV  
ALLIED MILITARY GOVERNMENT  
A. P. O. 394

(2A)

TO : Chief Legal Officer, Legal Sub-Commission, A.M.G.  
FROM : R.L.O., Region IV.  
SUBJECT: Interim Report.  
REF : 34/LB/Reg/C/3.  
DATE : 10 June 1944.

1. Littorio Province was handed over to control of Region IV yesterday, and Grosinone Province to-day.
2. I have had the advantage of seeing the Provincial Legal Officers of both provinces and discussing their problems with them on the spot. I have left with them instructions with regard to the matters which require immediate attention.
3. There appears to be no great prevalence of crime in either province, although cases have been tried in A.M.G. Courts in both provinces while under control of the relative armies. Records of these cases and any petitions arising therefrom, will be forwarded through Army channels. I have instructed the Provincial Legal Officers to forward records to me only in respect of cases tried after the handing over. There is a hint of possible trouble due to political activity in the Piuggi area of Grosinone Province, but the Provincial Legal Officer is alive to the situation.
4. In both Provinces the Provincial Legal Officer is handicapped by the shortage of transport, difficulties of travel, and absence at present of any reliable interpreter. These are difficulties which may no doubt be expected in all territory to be occupied in the future.
5. I have nothing but praise for the work of the Provincial Legal Officer of Littorio Province. In spite of the difficulties he has managed to visit practically every commune, and has established contact with a number of pretori and other judicial officials. I expect to receive in a few days his full report on the available judicial officials and the vacancies that require to be filled, and will pass this on to you as soon as received. He reports that, in addition to the normal judicial officials of the Province, he has contacted one or two others who have arrived as refugees from other provinces. I have asked him to let us have particulars of these, which I will pass to you. He expects to have a number of pretura courts functioning within the next week.

6. Similar progress has unfortunately not been made in Frosinone Province. The Provincial team was later in the field, and has twice had to move its headquarters. As a result the Provincial Legal Officer has as yet had no opportunity of surveying the situation in the Province. As is known to you, part of the Province is very badly devastated, and most of the jails have been demolished.

7. I have so far heard no evidence in either province of prisoners in any number in gaol awaiting trial. It appears that in both provinces we have got off to a clean start in this respect.

8. Owing to the speed of the advance a new advance H.Q. is being established by the R.C. further forward, so as to maintain contact with the Armies. I myself expect to join him there within the next day. In the meantime the Legal Office has moved forward from Naples to here, and will remain here until further notice. Lt. Col. Purcell and Lt. Evans (from Region III) have arrived here, together with Captain Gates. It is proposed that they remain here for the time being, and Lt. Col. Purcell will be available to assist the Provincial Legal Officer of Frosinone Province in the reestablishment of Italian Courts within the Province.

9. It has been necessary to find legal officers for Rome Province and Viterbo Province at short notice. The officers originally designated for these provinces are involved with the C.A.S. party in Rome. In order to avoid disturbing this party, and as a temporary measure, Lieut. Morris has been sent forward as Provincial Legal Officer of Rome Province, and has now joined the Provincial team working under the control of the Army. The post of Provincial Legal Officer for Viterbo Province is being temporarily filled, on the instructions of the R.C., by Capt. Aulisi, who will be sent forward to join the Provincial team in the course of a day or so. This officer although not a member of the Legal Division, has had considerable legal experience, and is a most capable administrator. A note of his qualifications is attached hereto.

10. Capt. Davis and Capt. Beyton, Provincial Legal Officers of Rieti and Terni Provinces respectively, have joined their Provincial teams at forward camp, ready to proceed into their Provinces as soon as occupied.

11. Capt. Falk, Provincial Legal Officer Perugia, is with the C.A.S. in Rome. If it proves impossible to detach him from his present employment, and should the speed of advance render it necessary, it is proposed to send Lieut. Evans forward to act as temporary Provincial Legal Officer of this province.

12. If opportunity offers I will keep you informed of future developments.

*H. G. Wickner*

Colonel  
R.L.C., Reg. 4.

RE Matter of Captain Felix Aulisi 0821696

Born: 18 June 1901, at Lavianno, Province of Salerno, Italy.

Migrated: To the United States in June 1913,

Attended public schools in the City of Amsterdam, New York, Union College and graduated from the Union University Law School in June 1924.

For four years and one half--June 1924 to January 1st, 1929, was associated with the law firm of Canover, Myers, and Searle.

For four years, January 1st, 1929, to January 1st 1933 was Assistant District Attorney of Montgomery County, N.Y.

In November, 1932, was elected Judge of the Surrogates Court of the County of Montgomery, N.Y., for a term of six years. (In the State of New York the Surrogates Court is second only to the Supreme Court as a trial court and court of original jurisdiction)

In November, 1938, was re-elected without opposition having been nominated by all political parties.

In January 1944, County Bar Association unanimously recommended renomination and re-election for 3rd term.

Officer now on Military Leave and duties of his office are discharged by the County Judge.

During the nearly 20 years as a member of the Bar has practiced in all the Courts of the State of New York and the United States Federal Courts.

As Assistant District Attorney prosecuted all kinds of crimes including five murder in the first degree cases.

As a Judge his decisions have been affirmed by Higher Courts.

The Martindale - Hubbell Lawyer's Directory of the United States 1944 issue, gives this Officer the highest rating given to any lawyer as to ability, character, etc.

In addition to the above this Officer speaks Italian fluently and has had much experience with character building organizations having been Chairman of the following organizations in his county: American Red Cross; Y.M.C.A.; Salvation Army; Boy Scouts and others.

4043/6

(1A)

HEADQUARTERS  
ASST FIFTH ARMY (FIFAD)  
DEVAL DIVISION  
APO 404 U.S. ARMY.

7 June 1944.  
208/CR/57.

SUBJECT: Littoria Province -  
Situation report.

TO : C.I.C. ACC. Dq. (near).

1. The provincial legal officer, Capt. L.H. Cox, has now had an opportunity of visiting most of the principal communes in this Province and has submitted very full reports to this HQ with copies to N.M.V. Region IV. The following account of conditions as found by him is forwarded for your information.

2. Proclamations: The posting of Proclamations Nos 1 - 4, two notices and General Order No 1 has been checked in all communes and frazione and, where necessary, supplemented. The P.L.O. has prepared a record of the date of first posting in each place.

3. Italian Courts:

(i) Tribunale - Littoria. The Court building is now being cleaned of rubble but will need considerable repair. The President of the Tribunale has returned and has been directed to prepare a report on conditions and on personnel and other needs.

(ii) Preture:

- (a) Littoria. Buildings as above. Pretore available and collaborating with President of Tribunale in preparation of report.
- (b) Sezze. Building undamaged. Pretore expected to return shortly.
- (c) Priverno. No report, but this town has suffered very little.
- (d) Terracina. Town badly damaged. Pretore expected to return.
- (e) Fondi. Pretettura, where courts held, destroyed. Pretore has returned and is preparing a report on the situation.
- (f) Gaeta. Pretore has been located in Naples and has been sent for.

2

(g) Minimo. Buildings destroyed. No Pretore.)

(iii) Generally. The majority of the towns in this Province have suffered very heavy damage and the population has been scattered. Until the people have returned to their homes and reconstruction has made some progress, the local courts are unlikely to be able to function effectively.

#### 4. PRISONS.

Littoria contains a fine modern prison with 80 cells which is in excellent condition, as are also the smaller prisons at Fondi and Sezze. The gaols at Gaeta, Formia and Minturno have been badly damaged, and those at Cori, Itri and Terracina totally destroyed.

In the various Communes visited 33 persons were found in custody pending C.I.C. investigation and about 20 awaiting trial by AMG Courts. Most of the latter have now been dealt with.

#### 5. Summary Courts.

All CAOs have been supplied with necessary legal forms and instructions as to new rules of procedure. Owing to the burden of other work falling on them in the early stages, the C.I.C. is at present holding summary courts where required and when transport difficulties permit.

6. It is anticipated that Littoria Province will be turned over to Region IV within the next few days, after which the Provincial Legal Officer will work directly under the Regional Legal Officer.

*Am. Dickie W. L.*

D.E. LITURIA, W/O.C.P., D.E.P.,  
S.E.O. AND 2 ARMY.

|                      |  |
|----------------------|--|
| LEGAL SUB-COMMISSION |  |
| CIO                  |  |
| DCLO                 |  |
| Chief Counsel        |  |
| CIO                  |  |
| Italian Section      |  |
| CLERKS               |  |
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