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ALLEGED INTERVENTION OF THE POPE
MAR. 1946 - JAN. 1947

MEMO TO MAJOR GILBRIDE.

On 26 Mar 46, Capt. Galliano, Naples Liaison Officer communicated to us (folio 1A) that the accused's wife was prepared to pay the 50,000 lire fine in order that her husband might be released on 20 Apr 46.

Folio 2A is handwritten copy of release order authorizing release 5 April 1946 if fine is paid.

Folio 3A is copy of letter in Italian from the Minister of Pardon and Justice stating that the director of Pozzuoli prison has informed them (M. of J.) that VOLPE has been released, the fine of 50,000 lire having been paid.

Folio 4A is our letter to Vatican informing them that the time of imprisonment in default of payment of fine had been cut in half. This letter does not say that the fine was cut in half.

Folio 5A is translation of letter from former accused's wife claiming refund of 25,000 lire. She claims that the Vatican informed her that through intervention of the Pope this reduction was brought about.

Reason for submitting the Memo:

First, the woman has been misinformed and a letter to her seems necessary informing her of the true status of the case.

Secondly, from what I have heard Col. Weber say in past months he is most anxious that no one of the Italian population get the idea that reduction of sentences have been or may be brought about through intervention or influence of anyone. Either the woman has mis-interpreted the letter to her from the Vatican, dated 28 May 1946, of which we have no copy, or the Vatican has misconstrued our letter at folio 4A.

In any event I am sure that Col. Weber should see this as I believe he will want this idea of intervention by the Pope corrected.

Lat. J. T. Villa

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Sgt. L. T. Willa

11

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

FILE
8A

LJC/ns
27 January 1947.

AC/4002/9/L

SUBJECT : Case of Ciro VOLPE.

TO : Sig. Adelaide Valentino Volpe,
Corso S. Giovanni a Teduccio 10,
NAPOLI.

1. Receipt of your letter dated 22 October 1946, subject as above, is hereby acknowledged.

2. Reduction of the period of time to be served by your husband in lieu of payment of the fine imposed by the court had no reference to remission of any part of this fine. The action of the Review Board in his case provided only that upon payment of the fine of 50,000 lire by 5 April 1946 he would be released on that date and not be obliged to remain in jail until 24 October 1946.

3. The Secretariat of the Holy See has informed this office that in its communication to you regarding this matter no mention was made of remission of any part of this fine.

L.J. GILBRIDE, 10
Major, IGD,
Chief Counsel,
for Chief Legal Advisor.



Vatican City, January 20, 1947 *7A*

N. 121177/SA

Dear Colonel Weber,

In reply to your communication (AC/4083/25/L) of December 23, 1946 regarding the case of Mrs. Adelaide Valentine Volpe, I would assure you that this office in its correspondence with Mrs. Volpe accurately communicated the reply of the Legal Sub-Commission of April 29, 1946. It would seem, therefore, that Mrs. Volpe has misunderstood or misinterpreted the terms of that reply.

In view of the fact that she has written directly to your office it might be well were you, rather than this Office, to reply to her letter. You may feel quite free, however, in referring to your note of April 29, 1946 to the Secretariat and its accurate transmission by this office to Mrs. Volpe.

Very sincerely yours,

Walter S. Carroll

Rt. Rev. Mons. Walter S. Carroll
Secretariat of State of His Holiness

Col. John K. Weber
Chief Judicial Officer
Legal Sub Commission
HQ - Allied Commission
Via Veneto

Rome

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

6A

LWG/ns

23 December 1946

AC/4053/23/L

SUBJECT : Case of Ciro VORSE.

TO : Secretariat of State of His Holiness.

1. There are forwarded herewith copy of letter to you of this office dated 29 April 1946, and of letter received by this Division from Mrs. Adelaide Valentino, wife of subject named person dated 22 October 1946, both pertaining to his case.

2. It would appear in this connection that Mrs. Valentino has minutely cited the contents of your letter to her of 26 May 1946 notifying her of change made in the sentence of her husband. The notification thereof referred to in our letter to you, based upon consideration of the whole case file of this man by the Board of Review, was effective only in reduction of the period of time to be served by him in lieu of payment of the fine originally imposed, not to remission of any part of such fine.

3. It has been considered advisable that you be informed of this position taken by her and of our desire to be governed by your decision as to whether your Secretariat or this Division should communicate with her regarding this matter.

JOHN K. WEBER,
Colonel, Infantry,
Chief Legal Advisor.

8

Section claiming that the already paid fine be re-funded, date: 22.X.1946. 4A
5A

Accused: CIRO VOLPE

Sentence: two years imprisonment and 50.000 lire fine.

Petitioner: ADELAIDE VALENTINO, prisoner's wife.

Grounds: The petitioner states that her husband has already served the total penalty.

Being very poor, they had no money to pay the inflicted fine of 50.000 lire, but a friend of her lent her this money, she paid for her husband the fine, and Cirio Volpe was released on the 5th April 1946.

The Holy See informed her on the 28th May 1946 that, due to the intervention of the Pope, the A.C. has reduced the inflicted fine to half.

Mrs Valentino asks that the remitted 25.000 lire fine be refunded to her. She begs that the bad economic situation of her family and the illness of her husband be taken into consideration, and that his sentence be granted.

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Ciro Volpe was released on the 5th April 1946.

The Holy See informed her on the 28th May
1946 that, due to the intervention of the Pope, the A.C. has
reduced the inflicted fine to half. / / / / /

Mrs Valentino asks that the remitted 25,000
dove fine be refunded to her. She begs that the bad eco-
nomic situation of her family and the illness of her
deceased husband be taken into consideration, and that
this favour be granted.



Napoli 22.10.1946

A Suo Onore il Colonnello Weber
Sotto commissario locale della
Commissione Alleata - Via Veneto

R O M A

La Sottoscritta Adelaide Valentino moglie
di Ciro Volpe, espone a V.O. quanto segue:

Il di lei marito Ciro Volpe fu condannato
dalla Corte Alleata ad anni due di carcere e di
£ 50.000- di multa.

Pur malfermo in salute scontò la pena corpo-
rale beneficiando di pochi giorni per amnistia
e nei riguardi della multa officiò S.S. il Papa
per ottenere il condono od almeno una notevole
riduzione.

S.S. il Papa, interessandosi della cosa in
data 28.5.1946 le rispose di aver ottenuto da
cdesto autorevole consenso la riduzione di metà
della multa.

Con tale condono il Volpe non sarebbe potuto
essere escarcerato se non avesse pagata l'intera
multa, ed allora dato le sue triste condizioni di
salute la sottoscritta trovò a mutuo la somma e
pagò l'intera multa in £ 50.000- per ottenere la
escarcerazione del proprio marito che infatti fu
escarcerato nello stesso giorno del pagamento e
precisamente il 5.4.1946.

Ora in virtù della comunicazione fatta da
S.S. il Papa che V.O. ha condonate sei mesi di mul-
ta corrispondenti a £ 25.000- si prega di disporre
il pagamento di tale somma beneficiata di con-
dono,

Sicura che tale pagamento sarà disposto in
considerazione delle tristissime condizioni di
Ciro Volpe, ed in tale attesa ha l'onore di sot-
toscrivere con la massima osservanza.

./.

Devitissima

Adelaide Valentino
in Volpe

Recapito:

Corso S. Giovanni a Teduccio 410

Napoli

Reviso note in Siste delle comuni
zone fattami Sella Segreteria S. Stato -
S. L. S. il Papa. e in Siste 28 Maggio
1946. N. 121147/SA.

0320

Declassified E.O. 12356 Section 3.3/NND No. 785016

A Sue Onere il

COLONNELLO WEBER

Sette commissarie locale della
Commissione Alleata

Via Veneto



ROMA



0 3 2 1

Declassified E.O. 12356 Section 3.3/NND No. 785016

Spedisce: Adelaide Valentine
Corso S. Giovanni a Teduccio 410

N A P O L I



C O P Y

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB COMMISSION

HJA/ns
29 April 1946.

AC/4083/23/L

SUBJECT : Ciro Volpe

TO : Segreteria di Stato di Sua Santità.

1. Receipt is acknowledged of your letter of April 23, 1946 (N° 121177/SA).

2. The sentence in the case of Ciro Volpe was reviewed on the 28th day of March, 1946 at which time the sentence as to the time to be served in event fine was not paid, was reduced from one year to six months and will expire on the 24th day of October, 1946.

Col. JOHN K. WEBER,
Chief Judicial Officer.

C O P Y

3A

IL MINISTRO
DI GRAZIA E GIUSTIZIA
UFF. VI
Prot. 136833/53243

Roma 18 Aprile 1946

Alla Commissione Alleata
Sottocommissione legale

M O M A

Risposta a foglio del 28/3/1946
AC/4083/23/1

OGGETTO : Detenuto Volpe Ciro fu Gastano.

In riferimento alla nota sopra indicata, si comunica che la Direzione delle carceri giudiziarie di Pozzuoli con nota n. 1659 del 5 c/m/, ha fatto conoscere che in pari data il detenuto in oggetto è stato escarcerato avendo egli effettuato pagamento di L. 50.000 di multa con bolletta n. 30181.-

Per il Ministro

Sgd.:

Copy

2A

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB COMMISSION

AC/4083/23/L

SUBJECT : *VOLPE Ciro*

TO : The Ministry of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Barra/Wagelton *4 May 1944*

2. He was sentenced as follows :

*2 years imprisonment and
50,000 lire fine*

3. On reconsideration the above sentence has ^{NOT} been modified as follows :

*Conviction and sentence and fine are
affirmed*

4. Unless held for other lawful cause, the above named person will be released on *5 Apr 1946 if fine is paid. If it is un-
paid by 24 Apr 46, the accused will be released on 24 Oct 46*

5. It is believed that the defendant is confined at Pozzuoli prison

6. Please issue the necessary instructions for the release of the defendant. Please confirm.

signed
JOHN K. WEBER,
Colonel, Infantry,
Chief Legal Advisor.

28 Mar 1946.

C O P Y

1A

HEADQUARTERS
NAPLES LIAISON GROUP
ALLIED COMMISSION
LEGAL DIVISION
APO 394

L-4014

26 March 1946

SUBJECT : Petition for release.

TO : Chief Legal Advisor, Headquarters,
Allied Commission, Legal Sub-Commission,
APO 394, U.S. Army.

1. Herewith enclosed is a petition by Valentino Adelaide on behalf of her husband VOLPE Ciro for Raetano, for your consideration.

2. Valentino Adelaide alleges that VOLPE Ciro's term of imprisonment is due on 25 April 1946 on condition that within that date, he pay the fine of 50,000 lire to which he was sentenced, in addition to 2 years imprisonment, by Barra Summary Court.

3. The enclosed petition is filed to the purpose of obtaining VOLPE Ciro's release on 20 April 1946, that is 5 days prior to term. Valentino Adelaide is ready to pay the 50,000 lire fine within the 20 April 1946.

For the Chief Liaison Officer.

Sgd.:

ROSARIO GASTANO
Captain, Infantry,
Senior Legal Officer.

1 Incl
RAG/ms

0 3 2 6