

ACC

10000/142/205

COMITTEE OF  
POTENZA  
NOV. 1943 - M

10000/142/205

COMTEES OF SECURITY, INVESTIGATION & PUBLIC SAFETY AT  
POTENZA  
NOV. 1943 - MAY 1944

FILE CLOSED 2 May 1944

26

*file*

HEAD HEADQUARTERS  
ALLIED CONTROL COMMISSION  
Legal Subcommission  
APO 394

GCH/gmf

52

ACC/4616/L

2 May 1944

SUBJECT: Committee of Security Potenza. Files d'Urzo & d'Onofrio.

TO : RLO Region 2.

Ref. your 2261/59/8 of 25 April 44.

1. All these files have been handed over to the Minister of Justice and Major Palmieri informed of this step.
2. The Minister has been requested to communicate with the Procuratore del Re, Potenza who supplied the documents, who will no doubt inform the Prefect.

*Receipt*  
 N° 26037/26038 Prot  
 received from  
 Min of Justice  
 handed to  
 Mgr Palmieri  
 JH -

G. G. HANNAFORD, Major  
 Officer i/c Italian Branch  
 for Chief Legal Officer

23

*File*

57

HEAD HEADQUARTERS  
ALLIED CONTROL COMMISSION  
Legal Subcommission  
AFC 394

CGH/maf

ACC/4018/L

2 May 1944.

SUBJECT: Files d'Urzo & d'Onofrio.

TO : H.E. The Minister of Pardon and Justice. (*att. Capo Gabinetto*)

Reference our ACC/4082/L of 14 April 1944.

1. Kindly acknowledge receipt of files d'Urzo & d'Onofrio transmitted to you under above quoted letter.
2. It is understood that the Prefect of Potenza has approached our Legal Officer in order to obtain the return of these files.

G. G. HANNAFORD, Major  
Officer i/c Italian Branch  
for Chief Legal Officer.

4016

50 9305

HEADQUARTERS  
ALLIED CONTROL COMMISSION  
REGION II

Ref. :- 2201/59/8 25 April 44  
Subject :- Committee of Security Potenza  
To :- C.L.O. Legal Subcommission ACC SALERNO

It appears that Captain Patey, formerly L.O. POTENZA, took with him to Naples, files relating to the brothers D'URSO of Laurenzana, and the brothers D'ONOFRIO of San Fele, for the attention of Major Palmieri.

All such files have on my orders now been handed over to the Prefect of Potenza.

The two Italian members of the Committee of Security are urging return of the files in question to the Prefect.

It is not known whether their desire is prompted by fear of actions for libel, but since they might be useful for prosecutions in the Italian Courts, may they any now please be returned?

*D.E.S. Cousins*

23

D.E.S. COUSINS, Lt. Col.  
R.L.O.  
Region II

SUB-COMMISSION	
SUB-COMMISSION	
C.O.	
CLO	
Italian	
Legal	
CLERKS	
CLERKS	

LEGAL SUB-COMMISSION	
CLO	
DCLO	
Chief Counsel	
CIO	
Italian Section	<input checked="" type="checkbox"/>
CLERKS	

~~SECRET~~  
2/20  
1-7/1

REAR HEADQUARTERS  
ALLIED CONTROL COMMISSION  
Legal Subcommittee  
APO 394

P

SGH/gaf

49

4016  
HCC/4016/L

14 April 1944

SUBJECT: Inquiries into the activities of Rodolfo and Clemente d'Urzo and  
Carmino d'Onofrio, by the "Giudice Istruttore" of Potenza.  
(Alleged fascists).

TO : H.E. The Minister of Justice.

1. Confirming our various conversations in regard to the above, the  
complete files of these cases as received by this Subcommittee from Potenza,  
are now forwarded to Your Excellency for necessary action.

2. This Subcommittee will be most grateful if it could be kept informed  
of the progress of the proceedings and their eventual issue.

3. Kindly acknowledge.

G. G. HANNAFORD, Major,  
Officer i/o Italian Section  
for Chief Legal Officer.

Declassified in accordance with E.O. 13526, Section 1.4

REAR HEADQUARTERS  
ALLIED CONTROL COMMISSION  
ADMINISTRATIVE SECTION  
APO 394

19  
GRU/gmf

ACC/4016/L

6 April 1944.

SUBJECT: Committee of Security, Potenza.  
TO : Executive Commissioner.

- 14
1. I refer to your letter 296/1/CA dated 27 March 1944.
  2. I have carefully considered the file ACC/4016/L and am unable to agree with your conclusions reached in para. 2.

The facts appear to be that the CIO learned in the normal course of his duties, of the creation of this special committee at Potenza and as he was not satisfied as to its jurisdiction under Proc. 2 Art. 7 or the manner in which its work was being carried out he caused an investigation to be made.

This was a matter entirely within the province of the CIO (See Art. 7) involving questions solely of legal problems, policy and administration and I am unable to agree that it would have been better for the matter to be handled by the RC & MB Section from the outset.

A full investigation having been made with, as is now clear, the full knowledge of the R.C. the CIO made his recommendations to you when executive action was required.

I think you will agree that if Subcommissions are to perform their proper functions they must be at liberty to investigate and require reports from officers in the field in matters within their respective provinces.

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STANGLITE  
VP. Adm. Sec.

See file (21) on cover.



4016

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HEADQUARTERS  
ALLIED CONTROL COMMISSION  
REGION II

31 Mar 44

Ref: 2201/59/8

Subject:- Committee of Security Potenza  
To :- Executive Commissioner ACC. Naples  
Copy to P.C. POTENZA

*Copy of the letter not received.*

Ref 296/2/CA of 27.3.44, the following is a report on the Committee of Security Potenza.

1. Potenza was occupied by A.M.G. on 20.9.43, and for the ensuing six weeks, no action was taken towards removing Fascist leaders as directed by General Administrative Instruction No.2 para 5.

2. Therefore about 5.11.43, the then RCPO., Intelligence Officer and L.O. Potenza made investigations, as a result of which three leading Fascists were detained on Security grounds.

3. The operational period had only just ended, and there were persistent rumours that Fascist cells were forming with the object of restoring the fallen regime on the first possible occasion. The then SCAO Potenza was therefore instructed to pay particular attention to the Security aspects of A.M.G.

4. In order so to do, he organized the Committee of Security consisting of himself, the L.O.Potenza, the prefect and two anti Fascist lawyers. The Committee sought for and delugated upon information regarding former Fascists, from the sources deemed most reliable.

- Fascists were divided into three categories:
- (a) Those involved in the introduction of Fascism, and considered most likely to indulge in conspiracies for its restoration. These were sent to Detention, vide Proclamation 2 Article 7 Section 2.
  - (b) Those who had executed the orders of the previous category, and upon whom surveillance was deemed advi-

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- (b) These who had executed the orders of the previous category, and upon whom surveyance was deemed advisable.
- (c) These who had been Fascists, but had vacillated as such, and were not deemed dangerous.

5. In December, a new SCAO took over Potenza, found the Committee in full swing, and that its work was at this stage approved by the RCAO Region 2, the then RCLO, Col. Spofford, and later by Major Palmieri of ACC. HQ. A report on the Committee based on knowledge then available was made to the CLO, in this HQ. letter 2201/59/8 of 28.1.44. It received general approval in his reply ACC/4001/2/L of 3.2.44.

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- 6. During the latter part of January however, a variety of incidents and reports led to close investigation. From it, it transpired that enthusiasm had outrun strict judicial sense, and that too great a confidence had been placed on two sources of information, the reliability of which now appeared dubious. As a result of the Committee's work, 8 people were in Detention, 28 people were in Confino, 55 under Ammonizione and 44 under Diffida.
  
- 7. Consequently on 7.2.44, the Committee was suspended, and on 11.2.44 it ceased to exist by virtue of the transfer of territory. Recommendations regarding Italians restricted on Security grounds were submitted in this H.Q. letters 2201/59/8, both of 26.2.44.

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*G. H. McCaffrey*  
 G.H. McCAFFREY, Lt. Col.  
 R.C.  
 Region 2

4016

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ALLIED CONTROL COMMISSION INCOMING MESSAGE /msr

SVC/REPLY NO.

I/C NO :

CLASS: NOT GIVEN

REF NO : 2270 (819)

PREC : NOT GIVEN

FILED : MAR 281135A

FROM : MATERA (REGIONAL LEGAL OFFICER REGION II)

REC'D : MAR 290900A  
Italian Teletype

TO : CHIEF LEGAL OFFICER ACC SALERNO

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2201/58/8 &

Ref. this Hq letters 2201/59/8. Both of 26/2/44 regarding persons in detention confind Diffida Ammonizione. May early instructions please be given. Delay is causing considerable adverse comment

*Recd. 27/4/44  
file in 11/1/44*

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TELEGRAMMA  
 N. 9270  
 di recapito - Rimesso al fattorino ad org.  
 Non è dovuto al fattorino per recapito. Il lavoro rimane a carico del mittente quando è inoltrato da spedizione.

For clarity  
 See folio 15

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Ref: 296/1/CA.

27th March 1944.

14

*Legal  
P.S. [unclear]  
[unclear]*

SUBJECT: Committee of Security, Potenza.

TO : Vice President, Administrative Section.

1. The Chief Legal Officer, Legal Sub-Commission has handed to me File ACC/4016/L in order that I could examine the question of the Committee of Security set up at Potenza whose actions are open to criticism.

2. I think you will agree with me after studying the file that it would have been better if this matter, effecting as it did, general policy and being one of general administration, had been referred to this Section at the outset, i.e., at the beginning of February, in order that the Regional Commissioner's report and explanation could be obtained.

3. This will now be done.

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*M.S. [unclear]*

Brigadier,  
Executive Commissioner.

MSL/JG.

1823

Declassified by: 1250 Section 1  
*Copy for file 4016  
(original in file  
4102/112)*

HEADQUARTERS  
ALLIED CONTROL COMMISSION  
REGION II

13B

Ref : 2201/59/8 Feb. 26, 1944  
Subject : Persons in Confino and Ammonizione.  
To : CLO Legal Subcommittee ACC.

Salerno.

1. Ref Executive Memorandum No 7 of 12.2.44, para 5, in addition to persons under going Detention as reported in this office letter of even number and date, in the province of Potenza - there are also by order of the late Committee of Security -

28 persons ordered into Confino in other provinces.  
55 under Ammonizione.  
49 under Diffida.

While the above quoted memorandum makes no specific reference to such persons, it is strongly recommended that at least those ordered into Confino, should now also receive attention.

Since the Intelligence officer advises that Ammonizione often prevents the earning of a livelihood owing to the constant need of reporting to the police, it may be considered that the 55 cases involved should also be revised. This has not yet been done, and your directions are requested please.

2. At the meeting held at Potenza to consider Detainees as already reported, those in Confino were also considered, and a very fair unanimity of opinion was achieved.

It is therefore recommended that the following persons now undergoing Confino should be disposed of as under,

- (a) To be under Ammonizione
- Argidillo Gennaro
  - Satriano Domenico
  - Nicoletta Michele
  - Ferrara Giuseppe
  - Angeli Ricardo
  - Janello Angelo
  - Murro Rocco
  - Fragasso Antonio
  - Giuliano Antonio
  - Franciosa Domenico
  - Brienza Vittorio



(b) To be under Diffida  
Murro Luigi  
Brescia Antonio.

It is also recommended that the other fifteen persons, not specified above, should remain in Confino, as also two ordered into Confino from the Province of Cosenza.

3. It is felt that in every case of Confino, a specified place of residence should be ordered, and not just "into Calabria". The P C and Police of the place selected, will then have every opportunity of observing the person, who shorn of former officialdom, and deprived of former evil cronies, should constitute no menace to security.

If he did, this would soon be apparent.

(signed) D.E.S. COUSINS

D.E.S. COUSINS Lt.Col.  
R.L.O.  
Region II

2 MAR 1944

1448 3054

13

26 Feb 44

HEADQUARTERS  
ALLIED CONTROL COMMISSION  
REGION II

Re.: 2201/59/8

Subject: Persons in Detention.

To : C L O Legal Sub-Commission ACC Salerno

1. Ref Executive Memorandum No 7 of 12-2-44 para 5, it is only in the province of Potenza that there are any persons undergoing Detention. Here there are 8, detained in Padula Internment Camp by order of the Committee of Security, of which much has been reported.

2. In respect of these, a meeting was held at Potenza, consisting of the Intelligence Officer, Provincial Commissioner, PLO, representative of the RFO, and two carefully selected Italian advocates, who are non party men, and had nothing to do with the Committee of Security. The RFO presided, but in every case withheld his own recommendation, in order to coordinate a Regional policy on Detainees, in the light of reports not then yet received from the other provinces, as to the number of persons undergoing Detention. He explained to the meeting, that while it was appreciated that such Detention was approved by a large section of the public, this was mainly because they felt their former oppressors had justly been punished. It was hoped indeed that they ~~would~~ be, following prosecutions in the Italian Courts; but that the only test as to whether they should remain in Detention, was whether they would or would not, if released, constitute a menace to Security.

AMG Bible page 182 para 4 was read to the meeting. Following the hearing of any additional information bearing on each case, each member of the meeting was asked for his recommendation.

The result showed a wide divergence of opinion in almost every case - The Intelligence officer and two Italians voting in favour of the persons being sent to Confino or Diffida in lieu of Detention, the others usually voting in favour of Detention.

3. For the reasons contained in the RFO's address to the meeting, as also because Potenza, notoriously one of the most anti-Fascist provinces is the only one in which Detention has been ordered by AMG officers, and because measures justifiable in an operational phase, later cease to be so, it is recommended that the Detention of the following persons should give place to Confino in places to be specified in other provinces.

- (a) Catalina Francesco
- (b) Angelini Amadeo
- (c) Carriero Nicola
- (d) Donofrio Carmine
- (e) Donofrio Dato
- (f) Fagella Carmine

will

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- (e) Donofrio Dato
- (f) Fagella Carmine
- (g) Zappacosta Silla
- (h) Benvignati Guido.



D.E.S. COUSINS, Lt. Col.  
A.L.O.  
Region II







A. M. G.  
GOVERNO MILITARE ALLEATO  
POTENZA PROVINCE

It was stated that the policies decided on by the Government should be carried out by the Provincial Government in accordance with the power under Italian law, and that A.M.G. would be used where there was no such power. The Italian members of the committee were told that they would act in an advisory capacity only. At the second meeting it was stated by Capt. Mille that the purpose of the meeting was to consider the tactics to be used in the large area in order to bring about a positive result in the province and to reach decisions as to how best they could be carried out. It was decided that the committee would be dealt with as follows:

- Delegatory 1. to be "qualified by committee involvement followed by investigation and subsequent commitment".
- Delegatory 2. to be "published by regional group office and autonomous".
- Delegatory 3. "to receive a directive".

All the above and subsequent meetings, the same were individually observed. After the preliminary presentation of the various reports were made on the cases, a final presentation of the situation to be taken was required. These individuals were placed in custody and were released in prison until their case was further investigated. Finally they were sent to the following ways:

- a) Detention in S.P.O.F. Camp
- b) "Quarantine". Sent from the province under rigid government regulations.
- c) "Autonomous". Movement finally restricted and regular reports to the Police.
- d) "Quarantine". Forged.
- e) Referred to the Committee of Investigation for possible prosecution for violation of the Italian Law.

In addition they were moved from office.

4) It is further stated that Capt. Mille organized the committee after a discussion with the M.P.A., and that he was told by the M.P.A. that he had been placed in this province so that it could be carried out.



A. M. G.  
GOVERNO MILITARE ALLEATO  
POTENZA PROVINCE

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5) I e also intained last Capt. Miller too the minutes of the three meetings to regional Hq. and reported on them to the R.O.A.O., the R.C.L.O. and the Cooperativo C.A.C., and the action of the committee was approved and that he was ordered to organize.

6) As a result of the investigations made by the committee the following actions were taken:

- Detained in P.O., Camp H
- "Continuo" 34
- "Assonazione" 55
- "Divisione" 40
- Removed from office 53

7) The Legal Officer, Potenza Province, in a report to the S.C.A.O. on 15 December 1943 stated that the "Continuo" and "Assonazione" were in the same form as provided by the Law of Public Safety of 12 June 1931, and that the actions taken by these committees were under the authority of Proclamation 2, Art. 111, Sec. 2. He took the position that the authorization given by S.C. Section to the S.C.A.O. to "detain" carried with it the lesser power to impose "quarantine" and "Assonazione".

8) The choice of language has been most unfortunate throughout the minutes and reports. The use of the word "quarantine" (see par. 3 above) gives the impression that the persons concerned are being detained to a penalty for acts committed without being heard and without a trial. I am advised by both the S.C.A.O. and the L.O. that the actions of the committee are based purely on security grounds and that these acts are considered merely as a basis for determining whether the individuals may be "suspected of committing or intending to commit a war offense or to engage in any political or other activity in the interest of the enemy or the Armed Forces or hostile to the Allied Forces or the Allied Military Government" and whether "it would be prejudicial to the safety of the Allied Forces to arrest such person to render aid or force". The above language of the committee in each case, whether in-terpreted in the S.C.A.O. Camp, Continuo or Assonazione was interpreted as a form of detention.

9) Approximately 25 persons were arrested and held in custody

10



of the committee was approved and that he was ordered to continue.

g) As a result of the investigations made by the committee the following actions were taken:

- Detained in P.O.W. Camp 2
- "Coriolano" 24
- "Ammonizione" 55
- "Dillio" 40
- Removed from office 53

f) The Legal Officer, Rocha Province, in a report to the S.C.A.O. on 15 December 1943 stated that the "Coriolano" and "Ammonizione" were in no way to be regarded as prohibited by the Law of Public Safety of 12 June 1931, and that the actions were of the committee were under the authority of Prosecution 2, Art. 111, Dec. 2. The report also stated that the authorization given by said section to the S.C.A.O. to "detain" carried with it the lesser power to impose "Confino" and "Ammonizione".

g) The charges of involvement have been most accurately throughout the minutes of the reports. For use of the word "participated" (see par. 3 above) gives the impression that the persons concerned are being sentenced to a penalty for acts committed without being heard and without a trial. I am assured by both the S.C.A.O. and the I.O. that the actions of the committee are based purely on security grounds and that passed acts are considered merely as a basis for determining whether the individuals may be "suspected of committing or intending to commit a war offense or to engage in any political or social activity in the interest of the enemy or the Armed Forces or hostile to the Allied Forces or the Allied Italian Government" and whether this would be prejudicial to the safety of the Allied Forces to admit such persons to remain in "large". The action taken by the committee in each case, whether in Germany or in I.O.W. Camp, Courtyard of Ammonizione was interpreted as a form of detention.

h) Approximately 45 persons were arrested and held in custody by the committee during the determination of their cases and approximately 100 persons were arrested and held in custody after they had been deemed to have been "Coriolano" and pending execution of the decision. In the latter case, the duration of the detention in prison

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A. M. G.  
GOVERNO MILITARE ALLEATO  
POTENZA PROVINCE

IV

admitted on 2 to 3 days. Spouse was committed to a prison by the court after escape in the above mentioned. In the majority of cases where "Emissaries" of "Emissaries" were given, the individuals concerned were never in custody.

10) The sources of information relied on were as follows:

- a) Reports made by emissaries
- b) Files in the Province
- c) Reports from F.B.S.
- d) Files of the District
- e) Investigation by Lt. of Carabinieri
- f) Investigation by A.M.G. Police Officers

It is informed by the S.C.A.F. that no action was taken unless the same information was obtained from three or more sources, except when an investigation was made by an Allied Officer. All persons are to be taken care of by the A.M.G. Officers on the continent.

11) The individuals concerned were not present at the meeting of the committee, but were given an opportunity to be heard in their own defense. The explanation given by the S.C.A.F. and the S.C. is that the persons were not being held for any other reason but that the committee was merely investigating their case to determine whether they should be detained for security reasons under the provisions of Pro. 2, Art. 114, Sec. 2. The fact such persons are apprehended to be heard with any necessity under the above mentioned <sup>Federal</sup> Act is due to the fact that the committee was authorized to be held by the Italian Government, and persons were referred to it by the Committee of Public Safety, the entirely separate committee from the latter committee. It is apparent from the investigation conducted by the latter committee that violation of the Italian laws had been committed, the case was referred to the latter committee.

12) Reports have been made to the committee on the investigation of cases considered, with reports filed a short number of the individuals of the committee and their activities of

...the individual...

- 10) The names of the individuals called on were as follows:
  - a) ...
  - b) ...
  - c) ...
  - d) ...
  - e) ...
  - f) ...

I was informed by the S.C.A. that no further action was taken unless the above information was obtained from one of these sources, except when an investigation was made by an allied officer. All persons are to be taken into custody by the S.C.A. Officers on the following:

11) The individuals mentioned were not present at the meeting of the committee, not with any given organization to be held in the future. The explanation given by the S.C.A. and the L.O. is that the persons were not being tried for acts done but that the committee was merely investigating their past acts to determine whether they should be referred for security reasons under the provisions of Pro. 2, Art. VII, Sec. 2, and that such persons are <sup>prosecutable</sup> not to be heard nor necessary under the above mentioned. Any punishment to be imposed for acts committed by such persons was to be handled by the Italian Courts when cases were referred to it by the Committee of Investigation, and referred to the committee from the Committee of Public Safety. It is expected that investigation conducted by the latter committee that violations of the Italian Penal Code has been committed, the case was referred to the former committee.

12) Reports have been made to Regional HQ. on the disposition of the cases considered, such reports giving a short synopsis of the findings of the committee concerning the past activities of each person dealt with. The report of the evidence considered is filed in the Provincial HQ.

13) Both the Committee of Public Safety and the Committee of Investigation have been suspended until further notice by order of the H.C.L.C.

14) I am now engaged in a further investigation of each case considered and will give a more detailed report as each investigation is completed.

*Ben H. Browning*  
*Capt. C.M.P.*

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LIST OF PERSONS DEPORTED - POTENZA PROVINCE

- A. By Committee of Investigations - NONE
- B. By Committee of Public Safety - 92

NAME PLACE

IN INTERNMENT CAMP

- 1) Catalani Francesco *Conf. 3* Padula
- 2) Zappacosta Silla " " "
- 3) Carriero Nicola " " "
- 4) Angelini Amedeo " *Conf. 3* " "
- 5) Donofrio Donato " *Conf. 3* " "
- 6) Donofrio Carmine " *Conf. 3* " "
- 7) Fagella Carmine " *Conf. 3* " "
- 8) Benvignati Guido " *Conf. 3* " "

C O N F I N O

- 1) D'Urso Clemente *Conf. 3* Cosenza
- 2) Angiolillo Gennaro *Conf. 2* Baragiano (Potenza)
- 3) Satriano Domenico *Conf. 6* Reggio di Calabria
- 4) Nicoletta Michele *Conf. 4* Catanzaro
- 5) Ferrera Giuseppe *Conf. 5* Catanzaro
- 6) Angeli Riccardo *Conf. 3* Catanzaro
- 7) Janelli Angeli *Conf. 2* Tricarico (Matera)
- 8) Murro Rosco *Conf. 6* Rossano (Calabria)
- 9) Murro Luigi *Conf. 6* " "
- 10) De Stefano Alfredo *Conf. 3* Atena (Salerno)
- 11) Aleisi Ernesto *Conf. 6* Catanzaro
- 12) Fragasso Antonio *Conf. 4* Reggio di Calabria
- 13) Frindisi Adolfo *Conf. 4* Grottole (Matera)
- 14) De Rose Mansueto *Conf. 3* Catanzaro
- 15) Montessano Remeuico *Conf. 5* Cosenza
- 16) Gianturco Bartolo *Conf. 6* Tricarico (Matera)
- 17) Cittadini Mario *Conf. 6* Cosenza
- 18) Puella Emete *Conf. 6* Reggio di Calabria
- 19) Giuliano Antonio *Conf. 6* " "

- 4) Angelini Amedeo
- 5) Donofrio Donato
- 6) Donofrio Germine
- 7) Pagella Carmine
- 8) Benignati Guido

C O N F I N O

- 1) D'Urso Clemente *Conf. 2*
- 2) Angiolillo Gennaro *Conf. 2*
- 3) Satriano Domenico *Conf. 6*
- 4) Nicoletta Michele *Conf. 4*
- 5) Ferrara Giuseppe *Conf. 5*
- 6) Angeli Riccardo *Conf. 2*
- 7) Janelli Angeli *Conf. 2*
- 8) Murro Fecece *Conf. 8*
- 9) Murro Luigi *Conf. 4*
- 10) De Stefane Alfredo *Conf. 6*
- 11) Aloisi Ernesto *Conf. 6*
- 12) Fragasso Antonio *Conf. 2*
- 13) Brindisi Adolfo *Conf. 2*
- 14) De Rese Mansueto *Conf. 3*
- 15) Montessano Domenico *Conf. 6*
- 16) Giauturo Bartolo *Conf. 5*
- 17) Cittadini Mario *Conf. 2*
- 18) Picella Ermete *Conf. 5*
- 19) Giuliano Antonio *Conf. 5*
- 20) Severini Arduino *Conf. 4*
- 21) Quantario Francesco *Conf. 6*
- 22) Franciosa Domenico *Conf. 6*
- 23) Libutti Ubaldo *Conf. 6*
- 24) Fini Domenico *Conf. 6*
- 25) Brienza Vittorio *Conf. 6*
- 26) Focati Silvio *Conf. 6*
- 27) Brescia Antonio *Conf. 5*
- 28) Potenza Angelo *Conf. 6*
- 29) Laurini Filippo *Conf. 6*

- Cosenza
- Baragiano (Potenza)
- Reggio di Calabria
- Catanzaro
- Catanzaro
- Catanzaro
- Tricarico (Matera)
- Rossano (Calabria)
- " "
- Atna (Salerno)
- Catanzaro
- Reggio di Calabria
- Grottole (Matera)
- Catanzaro
- Cosenza
- Tricarico (Matera)
- Cosenza
- Reggio di Calabria
- " "
- Contursi (Salerno)
- Reggio di Calabria
- Cosenza
- Reggio di Calabria
- Catanzaro
- Reggio di Calabria
- Cosenza
- Reggio di Calabria
- Catanzaro
- Sen Fufo (Salerno)

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CONFIDENTIAL

ROUTINE

FATIMA

DIRTWO FOR AMB REVIEW II

315454

(7)

IN VIEW OF URGENCY OF MATTER IN YOUR ABSENCE ON CIRCUIT I HAVE DEPUTED LEGAL OFFICER POTENZA TO MAKE INVESTIGATION AND REPORT WITH COPY TO YOU REGARDING IMPRISONMENTS AND DETENTIONS ID TE LISTED FOR AMB SECTION TWO FROM FATIMA FROM DE JOHN SIGNED MACFARLANE ID YOUR TWO TWO ZERO ONE SLANT FIVE NINE SLANT EIGHT DATED SEVEN FEBRUARY ONE NINE FOUR FOUR REFERS

(Handwritten initials)  
(5)

AUTHENTICATED:

*EJC*  
E. J. CHIOCCA  
CWO, USA  
Asst. Adj. Gen.

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- 1 - Legal Sub-Commission

U.S. CONFIDENTIAL Equals British CONFIDENTIAL

HEADQUARTERS  
ALLIED MILITARY GOVERNMENT  
REGION II

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1605

(6)

7 Feb 44

Ref: 2201/59/8

Subject: Committee of Security

To : CLO ACC Salerno

Must be 28th - See file (3)

Further to this HQ letter of even number of 21-1-44, attached on the advice of the CJO are copies of:-

- 1. Letter from the IO Potenza to which was attached a list of 44 cases of individuals some of whom have been interned, some banished and some dismissed.
- 2. Letter from this HQ to IO Potenza.

Directions would be appreciated please.

D.E.S. COUSINS, Lt. Col.  
RCIO  
Region 2

6

Declassified S.O. 12520 Section 1.1  
HEADQUARTERS  
ALLIED MILITARY GOVERNMENT  
REGION II

7 Feb 44

5

Ref: 2201/59/8

Subject: Committee of Security

To : LO Potenza (through SCAG)

1. Ref Pr XII undated, it must be admitted that the uneasiness felt regarding certain aspects of the Committee, gives place to grave concern. In particular-

(a) In Para 2 Subpara 1, it is stated that (without any prior trial) individuals are to be FURNISHED by immediate imprisonment followed by investigation and subsequent confinement.

It is surely difficult to imagine anything more repugnant to American and British ideas of Justice.

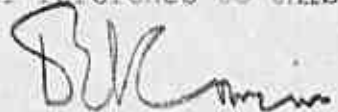
(b) Reference is later made to persons sent to a concentration camp in apparent complete disregard of Proclamation 2 Article 7 Section 2, which requires any detention to be reported to the CLO (later amended to KCLO) who has to certify he is in agreement.

Have any other cases of such detention occurred prior to those enumerated?

(c) It also appears a large number of persons have been sent to Confine ie banishment in Calabria. Have the SCAG's concerned been informed of the fact? The CPO denies any report to him of the matter.

2. A report on the Committee has been rendered to the CLO, and should it be approved, even so, it is felt that its composition is not sufficiently representative. It must be borne in mind that the term "Fascist" is essentially relative, and it would be errorious to suppose that the few other political elements existing under the old regime, were ipso facto, the salt of the Earth, and reliable as sources of information. While the present composition of the Committee should not at the moment be altered, representatives of this department, the CPO and Intelligence officer will visit Potenza about 18-2-44, 5 investigate the matter as a whole, and make certain proposals as to its composition on a broader basis.

Pending further instructions however, no further case of banishment or detention should be imposed without prior reference to this Hq.

  
D.E.S. COUSINS, Lt. Col.  
KCLO  
Region 2



SECRET

Pr/XII

A.M.G.  
GOVERNO MILITARE ALLIATO  
POTENZA PROVINCE

4

Subject: Report of Persons confined under Proc. 2, Art. VII, Sec. 2.

To : R C L O - Region 2.

1) Complying with your recent verbal directive, below is submitted report on persons confined in this province under Proc. 2, Art. VII, Sec. 2.

2) The circumstances surrounding their confinement and subsequent disposition should be explained. On Nov. 15 - 1943 a Committee of Public Safety was organized by Capt. Mills, then SCAO Potenza, Province. It was originally composed of SCAO, L.O., CARO, the Perfect, the Questore, Capt. Howell, Sig. Rotunno, Di Napoli and Reale.

The last three mentioned persons, together with the legal officer, are members also of the Committee of Investigation, which was organized about Oct. 15, 1943, the chief function of which is to investigate the cases of those Fascist leaders who have heretofore offended against Italian law out who have escaped prosecution by reason of the protection afforded on account of their Fascist affiliations. Where a prima facie case is established before the Committee, the case is then referred to the Procuratore del Re for complete investigation and prosecution in the Italian Courts.

At the time of the organization of the Committee on which this report is being made, there was a considerable discontent in this Province on account of the fact that no action has been taken against the highest Fascist leaders. Many remained in office. The SCAO organized this second Committee to consider the cases of those leading Fascists who were still at large and in many instances still holding official positions in the Province, and to reach decisions as to the best way of dealing with them.

At the first meeting of this Committee it was decided that the Fascist elements should be divided into three categories and each category dealt with as follows:

- category 1: Those Fascists who introduced Fascism and practiced it violently with Fascist protection until the fall of Fascism. These to be punished by immediate imprisonment followed by investigation and subsequent confinement.
- category 2: Squadristi who were good executors for the members of the first category and who carried out their orders with result if necessary to violence. These should be punished by removal from office and ammunizione.
- category 3: Those people who profited from their position in the Fascist Party but who vacillated on many occasions. These were to receive a diffida.

SA BF Patry Capt  
LO Potenza

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Luigi Polverini

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HEADQUARTERS  
ALLIED MILITARY GOVERNMENT  
REGION II

28 Jan 44

WJA

3

Ref: 2201/59/8

Subject: Committees of Security

To : CIA Legal Sub-Commission, AME/ACC, Brindisi

1

1. Committees of Investigation were sanctioned in AME/ACC/2/L of 3.11.43, and their function was to investigate Fascist offenses against the Italian penal code, and prosecute the culprits in the Italian Courts. It was later directed that no specific case should be prosecuted without approval of AM.

In a circular to IOs, the then AMG thus summarized the object of the Committee. "It is of the very greatest political importance that we show the good faith of our protestations against the Fascist regime, by sharing the responsibility for seeing justice is done. The common excuse for non-participation, that events occurring before occupation, are of no concern of ours, and purely Italian, is to deny realities."

The work of the Committee at Potenza, which for various reasons was the only one, in fact set up, has however been rendered nugatory by the series of amnesties which absolve offenders from prosecution.

2. It is suggested that Fascist cells are forming clandestinely with the object of recovering control when Region II is transferred to the Italian Government. Partly therefore on grounds of security, and partly owing to the obstacles stated in the final subpara of para 1, there has been set up, also at Potenza, a Committee of Security.

(a) It is composed of the SOAC Potenza, the IO, another AME officer, the Prefect, and three anti-Fascist avvocati.

(b) The committee meet every Monday for about three hours. Information regarding suspects is culled partly from unofficial subcommittees of the three avvocati, and partly from the questore and prefect, and former Fascists are classified in three categories.

Each case is examined carefully, and a prima facie case may be

- (1) Abandoned
  - (2) Handed over to the Committee of investigation with an eye to prosecution
  - (3) If, deemed advisable, the individual may be imprisoned pending further investigations, banishment, or removal to Catanzaro Quay for detention as a war suspect.
- Only some 10 persons have been detained.

argued

3. The progress shown by the Committee can hardly be overestimated, and the EAM favours the institution and the work it has done in the past few months. It is ~~argued~~ that since the MSS can with approval, institute inquiries into suspects and send them to detention, it is difficult to see why a committee properly constituted cannot do the same.

4. It may be felt that even if approved, guarantees are required as to the impartiality of sources of information. In applying therefore for recognition of such Committees, it is suggested that

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②

- (a) all amnesties granted to Fascist delinquents should be abrogated. Prosecutions by the Committee of Investigation will then be possible with AGC approval.
- (b) A limitation period be set to the offences investigated by either Committee.
- (c) The provisions of Proclamation 2 article 7 section 2 with later amendment should apply.

*D. E. S. Cousins*  
 D. E. S. COUSINS, Lt. Col.  
 ROLC Region 2

R/H1 ACC #42  
11/3/44

*Copy for Pittman in file*

*File* (1)

Committee of Investigation.

NSA/1001/2/L.

SIO (TISU: SOAO Region II).

*The name of Committee is at American (1001/2/L)*

3 November 3

1. Your communication of 27 October 1943 concerning Investigation Committee and the terms of your order in respect thereof are generally approved by SIO.
2. It is pointed out, however, that 'offenders against the Italian Penal Code' should be indicted before the Italian Courts in accordance with the existing Penal procedure and that neither the "Giudice Istruttore" or the "Procuratore" as the case may be, should be overlooked when initiating proceedings.
3. You will remark in par. III on the difficulties which may be encountered in ensuring the control of the activities of the Committee by our Legal Officers. Slight knowledge of the language, temperament and procedure of the local people will be a great handicap to the general efficiency of the supervision. From the Quelli and Gibellini to these days, dispersed in myriads of Republics or united as one nation, the Italians who were in power have always oppressed and persecuted the opposition, and not only because of insults or injuries (often forgotten), but because of the official positions involved.
4. Three months' experience in this country have not brought to light any apparent change in the frame of mind of the Italians in this respect, therefore, it can only be stressed that great care will have to be exercised in framing adequate methods of control and that severe punishment should be envisaged for those persons endeavoring to use the Committee in order to promote their own more or less respectable ends.

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G. G. HARRISON,  
Major,  
Legal Division.

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