1978

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

ACC

10000/142/284
(VOL. II)

1977

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

PETITIONS (...)
MAY - SEPT. 1945

00/142/284
OL. 11)

AC/4030/LEGAL

VOLUME 11

OPENED : 11th JUNE 1945

CLOSED : 29th SEPTEMBER 1945

SUBJECT : PETITIONS FOR PARDON AND CONDITIONAL LIBERTY IN CASES TRIED BY ITALIAN COURTS

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

TRIED BY ITALIAN COURTS

1368

10000/142/284

THIS FOLDER
CONTAINS PAPERS
FROM JUN- 45
SEPT- 45
CATALOGUE-

READY FOR ARCHIVES

1976

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

1980

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
15 Aug 45.

OGGETTO: Domanda di Grazia.

ALLA Signora ROSA LISABETTINI-PURO

L O C R I
(Reggio Calabria)

La domanda da voi indirizzata a questa Commissione Alleata in favore di vostro marito é stata trasmessa al Procuratore Generale Militare "per competenza".

MUSGRAVE THOMAS
Italian Branch,
for Chief LegalAdvisor

1981

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

ALLIED COMMISSION
LIAISON OFFICE
B A R I

REF : LB/53/135

20 September 1945

SUBJECT : GIANNINI Gennaro
FIORAVANTE Cataldo
CASAMASSIMA Leonardo

TO : HQ Allied Commission
Legal Sub Commission

The attached petitions regarding the a/n persons are forwarded to you for decision please.

HSH/cb

H.H.S. Hartley

H.S. Hartley , Col.
Liaison Officer
AC BARI

2

1982

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

Ministero
di Grazia e Giustizia

DIREZIONE GENERALE
PER GLI ISTITUTI DI PREVENZIONE E DI PENA

Roma, 15/8/1945

Alla Commissione Alleata
Sottocommissione Legale
A.C.C.

Risposta al foglio
Div. Sez. N°

Fogl. N° 8028/45 (ca roeri)

Oggetto: con dannato Bordi Carlo di Pio - liberazione condizionale

Facendo seguito alla precedente nota del 21 aprile u.s. pari numero, mi gradirà conoscere quale decisione sarà adottata codesta On.Commissione in merito alla pratica di liberazione condizionale del detenuto in oggetto indicato.

p. el MINISTRO
G. Volpe

p.c.c.
Il Direttore dell'Uff. Lib. Cond.

256

1983

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

J[illegible]/rjp

AC/4083/23/L

4 September 45

SUBJECT : BORDI Carlo di Pio

TO : The Minister of Pardon and Justice

1. Returned herewith is your letter "Ufficio Lib. Condiz. Prot. No. 8028/45 (carceri)" of 15 Aug 45.

2. The letter and petition referred to in your letter have not reached this office.

G.F. Goodwyn
G.F. GOODWYN
Major, CAC,
Judicial Branch,
for Chief Legal Advisor

Encl. 1 letter

1984

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

4983/23

12.9.1945

Ministero di Grazia e Giustizia

DIREZIONE GENERALE
DEGLI ISTITUTI DI PREVENZIONE E PENA

Uffic. Liberaz. condiz.
Ref. N. 8028/45 (carceri)

Alla Commissione Alleata
Sottocommissione Legale
R O M A

Rispondere al N. AO/4083/63/I
del 4.9.1945

OGGETTO detenuto BORDI CARLO di Pio.
Liberazione condizionale.

Allegato 1

RACCOMANDATA

In risposta alla nota sopra indicata, si informa che la lettera e il relativo fascicolo concernenti la liberazione condizionale del detenuto Bordi Carlo risultano trasmessi a codesto ufficio in data 27 aprile 1945 con il n° 8028 di protocollo.

Si unisce copia della lettera succennata.

pel M I N I S T R O

264

SEP 1945

C O P I A

Roma 21 aprile 1945

Ministero di Grazia e Giustizia

DIREZIONE GENERALE
PER GLI ISTITUTI DI PREVENZIONE E DI PENA

Alla Commissione Alleata
Sottocommissione Legale
R O M A

Ufficio Liberaz. condiz.
Pos. N. 8028/42 (Carceri)

Rispondere N.
del

OGGETTO detenuto BORDI CARLO di Pio.
Liberazione condizionale.

Alleg. 1 Fasc.

RACCOMANDATA

Si trasmette, col parere di questo Ministero, l'unita pratica di liberazione condizionale, relativa al condannato in oggetto ristretto nella Casa di reclusione di S.Gimignano (Siena) perchè, giusta i vigenti accordi, l'Autorità Alleata si compiaccia provvedere in merito.

Il Bordi è stato condannato ad anni 15 di reclusione e lire 15.000 di multa per concorso in omicidio aggravato a scopo di rapina.

Arrestato il 7.1.1940, ha scontato cinque anni, mesi 3 e giorni 15; deve espiare ancora anni 4 e mesi 9 essendogli stati condonati 5 anni di reclusione e l'intera multa.

263 Dal suo certificato penale non risultano condanne precedenti; mancano però le informazioni delle autorità locali sulla sua condotta poichè il detenuto è nativo di Piacenza tuttora in territorio occupato dal nemico.

La pratica è stata trasmessa con pareri favorevoli del consiglio di disciplina dello Stabili[illegible]

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

Si trasmette,col parere di questo Ministero, l'unita pratica di liberazione condizionale,relativa al condannato in oggetto ristretto nella Casa di reclusione di S.Gimignano(Siena) perchè, giusta i vigenti accordi, l'Autorità Alleata si compiaccia provvedere in merito.

Il Bordi è stato condannato ad anni 15 di reclusione e lire 15.000 di multa per concorso in omicidio aggravato a scopo di rapina.

Arrestato il 1.1.1940, ha scontato cinque anni, mesi 3 e giorni 15;deve espiare ancora anni 4 e mesi 9 essendogli stati condonati 5 anni di reclusione e l'intera multa.

Dal suo certificato penale non risultano condanne precedenti; mancano però le informazioni delle autorità locali sulla sua condotta poichè il detenuto è nativo di Piacenza tuttora in territorio occupato dal nemico.

La pratica è stata trasmessa con pareri favorevoli del consiglio di disciplina dello Stabilimento penale e del Giudice di Sorveglianza i quali attestanoche il Bordi, durante la carcerazione, ha tenuto buona condotta.

In considerazione peraltro della gravità del reato commesso, del condono fruito, e della scadenza ancora lontana della pena, questo Ministero ritiene proporre il riesame della domanda di liberazione condizionale al 1 gennaio 1946.

pel M I N I S T R O
f.to Auriemma

E' copia conforme
Roma, 15.9.1945
Il Direttore dell'Ufficio Liberazioni condizionali

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

1987

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

Fol 6030

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AP/lc.
25 September 1945.

AC/4092/2/L.

SUBJECT : Extraordinary Court of Assize Bergamo. Death Sentence.

TO : Regional Commissioner (Attn: Regional Legal Officer), LOMBARDIA Region.

1. Further to signal N° 6034 of 25 September 1945 of this Sub-Commission, advice of Minister of Pardon and Justice on Petition for Pardon of Capelli Francesco has been received.

2. It is notified that the sentence is commuted to thirty years imprisonment (reclusione).

3. The documents are returned herewith.

By command of Rear Admiral STONE:

G. G. HANNAFORD,
Lt. Col.,
Officer i/c Italian Branch,
for Chief Legal Advisor.

2/2
Incls.
Copy to: Minister of Pardon and Justice.
AC/4030/L.

1988

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /ps.
24 Sept 45.

SUBJECT : Petitions for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
VENEZIE Region.

1. At the request of the Italian Government , I hereby DENY the Petitions for Pardon in the case of :

TESSARI Domenico

CAVALLINI Marcello

BALLARINI Camilla

MARINI Lina.

G. G. HANNAFORD,
Lt.Colonel,
Officer i/c Ital.Branch,
for Chief Legal Advisor.

Incls.

261

1989

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
25 Sept 45.

AC/4030/L.

SUBJECT : Petitions for Pardon.

TO : The Minister of Pardon and Justice.

Enclosed herewith for your opinion please are the following petitions for pardon :

PACIELLO Giovanni
DI LEINO Emilia.

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

Incls.

269

1990

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

4830

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
NAPLES COMMUNE
LEGAL DIVISION
APO 394

L-5040 22 Sept.1945

SUBJECT: Petitions for Pardon.

TO : HQ., Allied Commission (For Attention of Legal Sub-Commission)

1. There are transmitted herewith in accordance with Executive Memo No.4, 7 February 1944, the following applications for pardon:

1) PACIFICO Giovanni, 2) DI LORO Emilia

For the Commissioner:

Frank L. Vecchiolla
FRANK L. VECCHIOLLA, by 463
Major, J.A.G.D.,
Senior Legal Officer.

GCB/pv

25 SEP 1945

1991

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
25 Sept 45.

SUBJECT : Petition for Conditional Liberty.

TO : Commissioner (Attn: S.L.O.),
NAPLES Zone.

At the request of the Italian Government, I hereby GRANT the Petition for Conditional Liberty in the case of ESPOSITO Nicola.

By command of Rear Admiral STONE :

G. G. HANNAFORD,
Lt.Colonel,
Officer i/c Italian Branch,
for Chief Legal Advisor.

Incls.

258

1992

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
25 Sept 45.

AC/4030/L.

SUBJECT : Petitions for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
VENEZIE Region.

1. At the request of the Italian Government, I hereby order that the fine of 250 lire imposed in the cases of the below-listed petitioners be REMITTED forthwith.

2. Should, however, the below listed petitioners commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

MARCONCINI Vanda
ZERMAN Bianca.

By command of Rear Admiral STONE :

G. G. HANNAFORD,
Lt.Colonel,
Officer i/c Italian Branch,
for Chief Legal Advisor.

3.) 7

Ingls.

1993

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB- COMMISSION

/pa.
24 Sept 45.

AC/4030/L.

SUBJECT : Petition for Pardon -MENTI CONCETTA.

TO : The Minister of Pardon and Justice.

Reference your Prot.No.26583/43 of 17 September 1945, the Petition for Pardon on behalf of the above named accused was denied on 29 May 1945.

G. G. HANNAFORD,
Lt.Colonel,
Officer i/c Italian Branch,
for Chief Legal Advisor.

1994

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

A.

MINISTERO DI GRAZIA E GIUSTIZIA
DIREZIONE GENERALE DEGLI AFFARI PENALI
DELLE GRAZIE E DEL CASELLARIO

Mod 40)

Roma 17 SETT. 1945

Ufficio IV GR.
Sez 1ª 26583/43

ALLA COMMISSIONE ALLEATA
SOTTOCOMMISSIONE LEGALE
R O M A

Rispondere al foglio
Div. Sez. 1ª

OGGETTO: Istanza di grazia di MENTI Concetta.-

Facendo seguito alla Ministeriale pari numero del 23 maggio 1945, si prega di far conoscere quali provvedimenti codesta Commissione ha adottato in merito alla istanza di grazia della ricorrente in oggetto, trasmessa con la Ministeriale su indicata.

Dette notizie occorrono perché la ricorrente ha presentato una nuova istanza per grazia, in merito alla quale, é competente ora questo Ministero, essendo il territorio di FIRENZE ritornato alla amministrazione Italiana.

255

D'ORDINE DEL MINISTRO

1995

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
25 Sept 45.

AC/4030/L.

SUBJECT : Petitions for Pardon.

TO : Commissioner, (Attn: S.L.O.)
NAPLES Commune.

At the request of the Italian Government, I hereby DENY the Petitions for Pardon in the case of the below listed petitioner :

GRILLO Salvatore
VINCI MARIA
VELARDO Antonio
PANARIELLO Nunzio.

By command of Rear Admiral STONE :

G. G. MANNAFORD,
Lt.Colonel,
Officer i/c Italian Branch,
for Chief Legal Advisor.

4 Incls.

1996

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

COPY

4020

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AP/lc.

AC/4092/2/L. 14 September 1945

SUBJECT : Extraordinary Courts of Assize Novara. Death Sentences. Petition for Pardon.

TO : Regional Commissioner (Attn: Regional Legal Officer), PIEMONTE Region.

1. Further to signal N°5435 of 14 Sept. 45 of this Sub-Commission, advice of Minister of Pardon and Justice on Petitions for Pardon of MISSIATO Arturo, RICCI Domenico, SANTORO Salvatore, BENO Giovanni, and INFANTE Raffaele has been received.

2. It is notified that these Petitions are Denied.

3. Documents are returned herewith.

By command of Rear Admiral STONE:

T.E. BENNETT,
Colonel,
Chief Legal Advisor,
for Chief Civil Affairs Officer.

Incls.
Copy to : Minister of Pardon and Justice.
File 4030/L.

253

1997

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

file

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
AC/4030/L. 13 Sept 45.

SUBJECT : Petition for Pardon .

TO : Commissioner (Attn: S.L.C.),
NAPLES Commune.

At the request of the Italian Government, I hereby DENY the Petition for Pardon in the case of

DAVIDE Concetta.

By commend of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Civil Affairs Officer

Incle

232

1998

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
14 Sept 45

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
VENEZIE Region.

1. At the request of the Italian Government, I hereby DENY the Petition for Pardon in the case of

BORDATTI Maddalena.

By command of Rear Admiral STONE :

W.E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Civil Affairs
Officer.

Incls.

1999

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. WEB/pa.
17 Sept 45.

SUBJECT : Case of RUGGIERO Francesco.

TO : The Minister of Pardon and Justice.

1. You will recall that I personally spoke to the Director of Penal Affairs concerning the case of RUGGIERO Francesco who claimed to be an American citizen and to be undergoing a long sentence of imprisonment imposed in 1937 for certain serious charges.

2. I stated, as I was then informed, that official information has been received from America that this man was an American citizen.

3. I have now been advised that this has proved to be inaccurate. He lived in United States for many years but never obtained citizenship.

4. Moreover there is every reason to believe that his whole story is unfounded.

5. I am extremely sorry for the trouble caused to you on this case. The Allied Commission has no further interest therein. No doubt you will take such action over RUGGIERO's illness as you consider appropriate.

W. E. BEHRENS,
Colonel,
Chief Legal Advisor.

2000

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

Genoa, 12 Sept.1945.

Dear Capt.Delbridge,

I have to-day terminated my investigations in the Francesco RUGGERO case after having interviewed Cancelliere FERRARI, one of the two signers of the enclosed extract of sentence, the Questore of Genoa and the American Vice-Consul.

Ruggiero is no American citizen but an Italian subject who lived in the States. He there committed some crimes for which he was in jail. After liberation he has been deported as an indesirable person to Italy. Soon after his arrival to Italy he became the head of a robber band and was arrested after the attacking of the Nervi Caffee and sentenced,as per enclosed copy, to 30 years imprisonment etc.

The Consul, who happened to be in Genoa at that time, remembered well the trial to which wide publicity was given. He even remembered an amusing detail during trial when Ruggero said he did not shoot he only put his hand into his pocket to frighten the people and the judge replied:"That you may make believe a judge in Chicago, but not me."

The Questore told me that the signature of the president of the Court of Assise, DELFINO, is a guarantee that the trial has been made in a most consciencious way and the Questore wrote on the enclosed Italian copy "common crime - nothing to do with politics".

Ruggero's statement of being a newspaperman and his story which I remember sounded most phantastic, his spy activity etc., which he wrote in jail and you showed me in Siena, is evidently pure imagination.

I was glad to hear through the phone that you will soon be able to join your family and take up your civilian work in the near future. I wish you good luck and should be glad to see you once more before leaving Europe in Genoa, or if possible, at our home in Pieve Ligure.

219

Very sincerely yours,

FCFuerst

FRANCIS C. FUERST.

2001

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

Consul Dept Genoa
Schnee

TRANSLATION

Copy pellucidly

COURT OF ASSISE OF GENOA.

Disposition of Sentence pronounced on 4 March 1937 in the case of RUGGIERO FRANCESCO, son of Vincenzo.

C O M I S I S I S - THE COURT

declares RUGGIERO FRANCESCO guilty

1) in attempting murder, aggravated, against Giorgio Herman Del Portillo and Colombi Pasquita, as well as in two separate cases of attempting murder, aggravated, which modified the main charge.
2) in consisting pillage, aggravated, against Biancucci Umberto, Pagni Adelaide, De Katt Ettore, Spinella Vincenzo and Salvini Paolo thus modifying the main charge which absorbes the pillage attributed to him as resistance.
3) in personal injury, aggravated, against Spinella Vincenzo.
4) in theft, aggravated, of a car belonging to Dadolle Faust

and sentences

RUGGIERO Francesco for a total of 30 years imprisonment plus a fine of 14,700 Lire. Sentences for smaller delicts are included. Interdiction for ever to hold any public job, legal interdiction during the time of punishment. After liberation to be sent to a Work house and obliged to pay himself for his expenses.

Declares 4 years and the whole fine to be pardoned in the favor of Ruggiero Francesco.

Genoa, 4 March 1937.

The president of the Court
of Assise
(Sgd) DELPINO.
The Chancellor
(Sgd) PONZARI.

218

2002

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

Corte d'Assise di Genova

Dispositivo di sentenza pronunciata il 4 Marzo 1947- nella causa contro: "RUGGIERO Francesco di Vincenzo -

---

C H I A S I S - LA CORTE

Dichiara RUGGIERO Francesco colpevole di associazione a delinquere, come al capo di imputazione, escluso l'aggravante di numero di dieci associati, con la circostanza pel Ruggiero Francesco, di essere stato il capo dell'associazione.

Dichiara il predetto Ruggiero Francesco colpevole inoltre:

1°) di tentato omicidio aggravato continuato in danno di Giorgio Herman Del Portillo e di Colombi Pasquita, anziche di due distinti tentati omicidi aggravati così modificando il capo d'imputazione.

2°) di concorso in rapina aggravata continuata in danno di Bianucci Umberto e Pagni Adelaide, di De Matt Attore, di Spinella Vincenzo e di Bolzoni Paolo così modificati i capi d'imputazione relativi alle rapine restando assorbito nella prima rapina il fatto ascrittogli sotto il titolo di resistenza, come in epigrafe.

3°) di lesione personale aggravata in danno dello Spinella Vincenzo.

4°) del furto aggravato di un'automobile in danno di Dadolla Faust.

P r o n u n c i a

RUGGIERO Francesco complessivamente ad anni 20 di reclusione, pena detentiva in base alle norme del concorso delle pene, oltre alla multa di L.14700.= restando nella predetta pena assorbito il residuo della pena per reati minori, alla interdizione perpetua dai pubblici uffici, alla interdizione legale durante la pena, disponendo che dopo espiata la pena detentiva sia assegnato ad una casa di lavoro, ed al pagamento in solido delle spese.

Dichiara condonati a favore di Ruggiero Francesco anni 4 della pena inflittagli di anni trenta e la multa per intero.

Genova, 4 Marzo 1947-

317

Il Presidente della Corte d'Assise
f/to Delpino -

Il Cancelliere di Sezione
f/to Ferrari

Per copia conforme all'originale
S.Giuliano 20 Maggio 1965-
P.Il Segretario
f/to ???

Reato comune — da
doversi non c'entra
un niente
Ricorso -

Mod 2

OH030

Ministero di Grazia e Giustizia

Gabinetto dell'Ecc.mo Ministro

Roma 13.9.1945 anno A

Prot. n. 821/A.C.

OGGETTO Detenuto Ruggieri Francesco di Francesco.

ALLA COMMISSIONE ALLEATA
Sottocommissione Legale
ROMA

In relazione alla segnalazione fatta a questo Ministero da codesta Sottocommissione riguardo al condannato Ruggieri Francesco di Francesco attualmente detenuto nel carcere di S. Gimignano, si comunica che dagli atti esistenti presso questo Ministero (Direzione Generale degli Affari Penali) risulta quanto segue:

""Ruggieri Francesco, detto l'Americano, di Francesco e di Leordi Maria della Seggiola, nato a Manduria il 15.10.1911, celibe residente a New York; senza fissa dimora in Italia.

Con sentenza 4.3.1937 della Corte di Assise di Genova, fu condannato alla pena complessiva di anni 30 di reclusione e £. 4.700== di multa, nonchè all'interdizione perpetua dai pubblici uffici ed a quella legale durante la pena e sottoposto, a pena espiata, alla mi

246

Declassified E.O. 12356 Section 3.3/NND No. 835016

20031

OGGETTO Detenuto Ruggieri Francesco di Francesco.

ALLA COMMISSIONE ALLEATA
Sottocommissione Legale
R O M A

In relazione alla segnalazione fatta a questo Ministero da codesta Sottocommissione riguardo al condannato Ruggieri Francesco di Francesco attualmente detenuto nel carcere di S. Gimignano, si comunica che dagli atti esistenti presso questo Ministero (Direzione Generale degli Affari Penali) risulta quanto segue:

"Ruggieri Francesco, detto l'Americano, di Francesco e di Leordi Maria delle Seggiole, nato a Manduria il 15.10.1911, e fu già residente a New Jork; senza fisso dimora in Italia.

Con sentenza 2.3.1937 della Corte di Assise di Genova, fu condannato alla pena complessiva di anni 30 di reclusione e £.14.700== di multa, nonchè all'interdizione perpetua dai pubblici uffici ed a quella legale durante la pena e sottoposto, a pena espiata, alla misura di sicurezza dell'internamento in una casa di lavoro, quale colpevole: di associazione per delinquere, con l'aggravante di essere stato il capo dell'associazione; di tentato omicidio aggravato continuato; di concorso in rapina aggravata continuata; di lesione personale aggravata; di furto aggravato.

Con la stessa sentenza furono dichiarati condonati anni 4 della pena della reclusione e l'intera multa di £.14.700,==, ai sensi del R.D. 15.2.1937, N.77.-

E' da ritenersi, che il Ruggieri abbia potuto fruire di ulteriori riduzioni di pena in virtù di generali benefici successivamen

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

Mod. 2

Ministero di Grazia e Giustizia

Gabinetto di S. E. il Ministro

Roma, 193 A.

Protocollo N.

OGGETTO

te concessi, ma ciò non risulta.

Il Ruggieri fu giudicato in stato di detenzione, essendo stato arrestato in Nervi la sera del 27.12.1936.

Tali notizie sono state desunte dagli atti dell'istruttoria di un'istanza per grazia a favore di certo Camondi Carlo, correo del Ruggieri (fascicolo n.305/43).....

Dalla copia della sentenza non risulta che trattisi di cittadino americano, così come non risulta dall'estratto della cartella biografica dalla quale emerge solo che il Ruggieri è domiciliato a New Jork.

Su questo punto si prega codesta Commissione di accertare e di voler riferire a questo Ministero se effettivamente il Ruggieri possegga la cittadinanza americana.

2005
Declassified E.O. 12356 Section 3.3/NND No. 785016

te concessi, ma ciò non risulta.

Il Ruggieri fu dichiarato in stato di detenzione, essendo stato arrestato in Nervi la sera del 27.-8.1936.

Dalle notizie sono state desunte dagli atti dell'istruttoria di un'istanza per grazia a favore di certo Cesondi Carlo, correo del Ruggieri (fascicolo n.305/43).....

Dalla copia della sentenza non risulta che trattisi di cittadino americano, così come non risulta dall'estratto della cartella biografica dalla quale emerge solo che il Ruggieri è domiciliato a New York.

Su questo punto si prega codesta Commissione di accertare e di voler riferire a questo Ministero se effettivamente il Ruggieri possegga la cittadinanza americana.

Per il resto in ordine ai fatti segnalati da codesta Commissione, si è in attesa di ulteriori notizie che saranno trasmesse appena pervenute.

IL GENERALE DI DIVISIONE
f.to L'UFFICIALE DI COLLEGAMENTO

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

2007

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

8346F

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4090/L. 29 August 1945.

SUBJECT : FRANK HUGGIERO.

TO : Zone Commissioner, LIVORNO ZONE.
(Attn. Senior Legal Officer)

1. Your L.O.1534 of 17 Aug 45 is acknowledged.

2. You will appreciate that Allied Commission cannot take any direct action in the case of HUGGIERO since the case is entirely within the jurisdiction of the Minister of Justice.

3. I am however making enquiries into HUGGIERO's story. These enquiries have so far proved abortive. On the face of it there are many exceedingly improbable elements in his narrative, not the least being that he was tried in the public Court of Assize when similar cases were almost invariably heard by the Tribunale Speciale. However I have at the moment a completely open mind.

4. I have discussed the case with the Ministry of Justice, which is sympathetic. If there is any substantial reason to believe HUGGIERO's story they will grant a pardon; if not they will do the best they can to provide for the necessary medical treatment.

5. You will no doubt observe that although you say that your letter 'is a petition for pardon', there is in fact no document anywhere which remotely resembles a petition for pardon. Even HUGGIERO's letter to General Eisenhower could not be so described.

By command of Rear Admiral STONE.

214

N. E. BEHRENS,
Colonel,
Chief Legal Adviser.

2008

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

8346F

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4090/L. 29 August 1945.

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4. I have discussed the case with the Ministry of Justice, which is sympathetic. If there is any substantial reason to believe RUGGIERO's story they will grant a pardon; if not they will do the best they can to provide for the necessary medical treatment.

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By command of Rear Admiral STONE.

214

W. E. BEHRENS,
Colonel,
Chief Legal Adviser.

2009

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

4430

946

HEADQUARTERS
LIVORNO ZONE
ALLIED MILITARY GOVERNMENT

17 August 1945

File: L.O. 1534.

Subject: Frank Ruggiero.

To: Hq, Allied Commission, APO 374
(Attn: Chief Legal Advisor).

1. This is a petition for Frank Ruggiero for pardon by Allied Commission. This petition is made in accordance with letter AC/4030/1/L, Headquarters Allied Commission, dated 10 April 1945 a copy of which is enclosed herewith marked enclosure No. 1.

2. Ruggiero is an American citizen who was sentenced by the Court of Assize, Genoa, on 4 March 1937, to 20 years imprisonment. He is at present in the Siena jail, paralized from the hips down. He claims he was arrested by the Italian secret police because of his political activities, condemned and sentenced on a false charge. While in prison his back was broken by some guards.

3. He was found imprisoned in the San Gimignano jail, near Siena, by Major A.S. Saunders, who was A.M.G. Public Safety Officer at Siena at the time. A copy of Major Saunders' letter to the A.M.G. Regional Public Safety Officer, Toscana Region, together with findings on the matter, is enclosed herewith, enclosure No. 2. A copy of the reply of the Toscana Region Regional Public Safety Officer, is enclosed herewith, marked enclosure No. 3.

4. Major Saunders had Ruggiero transfered from the San Gimignano prison to the Siena jail where he could receive better attention. Major Saunders turned the case over to the undersigned who was A.M.G. Provincial Legal Officer for Siena at the time.

5. I found Ruggiero in the infirmary of the Siena jail and interviewed him. He gave me a more complete account of his case in writing, which is enclosed herewith, marked enclosure No. 4. He was flat on his back in bed unable to move and suffering both physically and mentally. He was in need, according to the prison doctor, of much more medical care for his spine than the prison doctor could give, and in view of Ruggiero's having no money for outside medical care, none was being given him. The chances of a person recovering from such an injury, I was told, is much greater if he is xrayed and properly treated in the early stages of the injury including the stage which Ruggiero is now in.

6. I visited Ruggiero several times and talked at great length with him. He speaks good English. He appeared to me to be an intelligent, sincere young man and of excellent character. He was very concerned about his wife and child, his father and brothers back in America. I visited San Gimignano prison, looked at the file there on Ruggiero, and made a copy of the "biographical data"

./.

2010

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

sheet which is herewith enclosed, marked enclosure No. 5. I also found in the file the document of the sentence imposed by the Court; I had a copy made of it and also an English translation and they are enclosed herewith, marked enclosure No. 6.

7. Meanwhile, Mr. Mills of the American Consulate in Florence, having received the letter from the Tuscans Regional Commissioner (2nd sheet of the enclosure No. 3), interviewed Ruggiero and sent communications to the States to check on Ruggiero's citizenship and to inform his father and get financial assistance for him from his father. The answer has just, in the last few days, finally been received communicating that Ruggiero is a citizen and that his father is in bad health himself and is regretfully unable to give any financial assistance to his son.

8. Meanwhile, I have tried to locate his brothers in the American Army here in Italy, in the event they might be here, but have been unsuccessful. On the basis of Mr. Mills' stating that if he was in fact properly tried and convicted, the American Consulate at Genoa should have been notified and would have a record of it, I have tried to contact the Consulate there but find that as yet it is not operating. On the basis that Ruggiero says he was working for Arthur Brisbane (who has since died, I understand), I have tried to contact Lt.Col. John Mc Creary, Airforce Public Relations Officer at Caserta (Freedom 622, because, I found out, he was once married to Arthur Brisbane's daughter; but he has been away on leave. On the basis that Brisbane was a Hearst Newspaper man, I have tried to contact some correspondent for International News Service (part of Hearst Publishing Co.) but the nearest ones are in Rome and though I have tried to contact them by telephone many times I have been unable to speak to any I.N.S. correspondent.

9. Now that the American Consulate has received finally his reply in this case, and failing in the attempts I have made to obtain more information for you, I am forwarding the case to you for your disposition.

C.F. DELBRIDGE Jr.
Capt. JAGC
Legal Officer

cfd/gp.
6 enclosures referred to in above letter.

LEGAL SUB-COMMI
Chief Counsel
CIS
Italian Section
CLERKS

2011

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

HEADQUARTERS
LIVORNO ZONE
ALLIED MILITARY GOVERNMENT

17 August 1945

File: L.O. 1534.

Subject: Frank Ruggiero.

To: HQ, Allied Commission, APO 374
(Attn: Chief Legal Advisor).

1. This is a petition for Frank Ruggiero for pardon by Allied Commission. This petition is made in accordance with letter AC/4030/1/L, Headquarters Allied Commission, dated 10 April 1945 a copy of which is enclosed herewith marked enclosure No. 1.

2. Ruggiero is an American citizen who was sentenced by the Court of Assize, Genoa, on 4 March 1937, to 30 years imprisonment. He is at present in the Siena jail, paralized from the hips down. He claims he was arrested by the Italian secret police because of his political activities, condemned and sentenced on a false charge. While in prison his back was broken by some guards.

3. He was found imprisoned in the San Gimignano jail, near Siena, by Major A.S. Saunders, who was A.M.G. Public Safety Officer at Siena at the time. A copy of Major Saunders' letter to the A.M.G. Regional Public Safety Officer, Toscana Region, together with findings on the matter, is enclosed herewith, enclosure No. 2. A copy of the reply of the Toscana Region Regional Public Safety Officer, is enclosed herewith, marked enclosure No. 3.

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6. I visited Ruggiero several times and talked at great length with him. He speaks good English. He appeared to me to be an intelligent, sincere young man and of excellent character. He was very concerned about his wife and child, his father and brothers back in America. I visited San Gimignano prison, looked at the file there on Ruggiero, and made a copy of the "biographical data"

./.

2012

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

sheet which is herewith enclosed, marked enclosure No. 5. I also found in the file the document of the sentence imposed by the Court; I had a copy made of it and also an English translation and they are enclosed herewith, marked enclosure No. 6.

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9. Now that the American Consulate has received finally his reply in this case, and failing in the attempts I have made to obtain more information for you, I am forwarding the case to you for your disposition.

C.F. Delbridge

C.F. DELBRIDGE Jr.
Capt. JAGC
Legal Officer

CFD/an.

6 enclosures: referred to in above letter.

2013

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

Evidence #4

Note: This is the written statement of Frank Ruggiero, now confined in the Siena jail. It was given by him to Capt Delbridge.

2014

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

Frank Buggeo

Excepts from the time that
I landed in Italy, to the present

2015

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

Easter Sunday, April nine-
teen-thirty-five, I landed at Naples
from aboard the Conte di Savoia
the transatlantic, coming from
New York City. After visited plants,
factorys and shipyards, talked
with employee, engineers and mec-
anics, with the working class and
the methods of the fascist government,
sent the briefs of what I had managed
to find out, to my chief Mr.
Arthur Brisbane, newspaperman of
the New York American newspaper
of the Hearst System. I received
another mission with orders to take
off to Libia, exactly in Cirenaica;
where I visited and controled what
it was going on at Bengasi, Derna,
Tobruch, Barce and all the movement
of troops that was going on in

2016

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

Northeastern Libia. After having completed my relation and turned over briefs and a full report to another agent collaborating with me and receiving further orders to take myself and complete mission in East Africa, just before the outbreak of the Italian-Ethiopian campaign. Whereby I left for the port of Massua, from where I went to Asmara, stayed there long enough to get in touch with army officers of the fourth army corp operating on the northern front. I followed the operations from Adi Quala, Enda Gergis, Agarèb, Mt. Zurpiani, across the Scire region to Ax Dara, Selaclaca Axum, Mai Lapata and other parts of the northern front that I do not recall. Fulfilling my mission, I returned in Italy, with intentions of returning back home to the States. September nineteen thirty-six, I became

2017

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

requainted, at the night club, in Napoles, called the Alcazar, with an Engineer S——, manager of the torpedo plant situate at Napoles. He gets me a permission which allows me to visit the plant. At the time that I visited the plant they had invented a new model torpedo and on the floor and racks where the shells and eight cylinder motors. Engineer S—— told me that six were being built for the Japanese navy. After having visited the plant together with the manager I left him with the agreement that I was to meet him the same evening at a party in Via G. Filangeri.

At the party Engineer S—— loses sixty thousand lires in L.C.U. in a card game. Just before dawn S—— and I leave together and naturally I offer to help him

2018

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

out of the hole that he is in at
first he refuses, but my insistence
he accepts Point blank I shoot my
Cartridge. I of he lets me have a
copy of the plans of new type of
torpedo that is being built I turn
over to him three thousand dollars
and fifteen thousand lire. He does
not want to listen to any further
discussion on the subject and he at
first threatens with having me
arrested, but at twelve o'clock he had
to make good the I.O U's that he
had signed and being a gambler
and up against it, he did not know
what exist to turn to Finally he
agrees and he gives me a copy of the
plans and he received the bank notes
After turning the plans over to an
agent that I was leaving Naples, bound
for the states, aboard the Liner Excelsior;
I went to Genoa and Las Spezia.

2019

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

At the Cafe of San Remo, I became acquainted with a certain D— G— At the Hotel Mediterranean at Classic I was into the same penson and I found out that he was a naval engineer and after a short while that we were acquainted and he company rather intimate friends, he invites me to pay him a visit at his place at St Margherita, Ligure At his villa in October while in his library or study I saw plans of a warship He showed me the plans of a dreadnought, thirty-five thousand tons, the first of the group that were to be built. I show no interest in what he tells me. But upon leaving him I went to Genova, where I wrote to headquarters for instructions and funds. Six days later accompanied by Engineer D. G—— for Naples with the

2020

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

Campo, where I had to meet for the President Garfield of the U.S. Dollar Line, coming from Alexandria Egypt; aboard the said Liner I would meet the bearer of funds and at the same time I was to turn over the plans The above mentioned received the documents aboard the ship. I - received the money agreed upon and he left the ship. I remained aboard having decided to make the trip overnight Naples, Genova. The next day the President Garfield entered the port of Genova. I remained aboard till the last moment, then went ashore. Had I am about to leave the port, I am surrounded, and dragged into one of the rooms of the Police. A squad of the Fascist Segret Service Searched me. Strip me naked; but find nothing on me outside of operators license, personal papers a Double

2021

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

eagle at the end of a watch chain.
a money belt containing money,
fourteen thousand and odd hundred
lires in my pocket and keys for
my baggage and printers. I interrogated
for several hours in regards to what
I was doing up and down the
peninsular and having told them
that I was visiting and sight
seeing Italy they laughed at me.
This was the later part of
October. I was continually grilled
and put through a third degree.
In February I am tried before the
Supreme Court of Assise of Genoa
for crimes that were committed
two months after my being
arrested. Sentenced to thirty
years in prison. When I appeared
before the court, I was surrounded
by the secret service police of
the Fascist government. From the

2022

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

day of my arrest, I have never
been able to communicate or get in
touch with anyone. I was kept
segregate from everyone. Had been
transferred from one prison to
another several times. After being
sentenced I was immediately
sent to San Quentin pen-
itentiary. I try to escape but all in
vain. I decide to attempt to escape
prison; after six months everything
is ready, when another inmate
informs the prison authorities of
the attempt prison escape that
to take place the following night,
after midnight. The Warden had
received orders from the Dept. of
Justice regarding me and at what
ever costs I was never to be allowed
to get in touch with anyone and
whatever effort I made I was to
be severely punished.

2023

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

October sixteen, nineteen-
thirty-seven first before noon
I am taken to the cell, told to
strip myself naked and after
doing so I am ordered to lay
down on a stretcher. I am tied
down and beaten for information
regarding the attempt; who
are the others that were to escape
with me. Upon telling them that
I did not know anything, I am
continually thrashed, every few
or ten minutes two keepers
come into the cell and beat me.
This continues for about four
hours, finally I manage to
break loose and the next two
guards that started to go to
work on me, remain dumbfounded
on seeing me loose. I knock both
of them out, but the rest of the
keepers upon hearing the cries

2024

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

Come napping and pump on
me. But the prison physician,
Doctor Ciccerelli does not allow
the guards to touch me anymore.
After having cured a scalp
accord that I had received, I am
came once laid down on the strong-
bed. The keepers that beat me, that
I still remember are Sergeant
Francesco Boretti and Corporal
Iam. Corporal Dam at the present
reside at the town of San Gemignano.
Thirty six hours later I am sent to
the penitentiary of Alessandria.
I am isolated and kept for three
months on bread and water. After
six months that I am at Alessandria
I am put with Major Gannibozi.
After a year that I am there, an
epidemic promises to take out a
note for me and to forward it
to James Walker, former Mayor

2025

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

of New York City, at the time on the
Blue Coast, residing at Cannes,
France. The day that this inmate
was to leave the prison, I am
called into the warden's office
and asked to explain the mean-
ing of the note that I see in the
wardens hands. I cannot deny
that I don't know anything, because
it is my handwriting. There
was nothing incriminating in the
note except asking Jenny to
come and see me. I am giving a
month of bread and water and
then transfered to Portolongone.
Upon arriving at the prison of
Portolongone I am immediately
taken to the famous powder-
house. Stripped naked and tied
to a strong-bed. Outside I can
hear the waves beat against the
rocks. Cold, dark and dreary

2026

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

At last I have arrived in Texas where I become acquainted with the Principal Keeper Cureton and his Flying squad. To initiate my entry I am given a very severe thrashing for a beginning and kept upside down. From there I am taken to a cell and segregated, and I am ordered to read a notice that was nailed outside of the door, signed by the minister of the Dept. of Justice, to make my life miserable. For the next seven months I am forced to live on thin but bread and water. They use to take my bowl and put in a ladle-ful of soup; but the guard that served the soup would either spit in it, or throw dirt, sawdust or lime; so that I was compelled to throw it away. One day in February nineteen thirty-nine at noon time

2027

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

while I am about to receive the
bowl with the usual contents, I
see the S.S. Coerupi, coming by.
I called him and showed him
the soup. He immediately blows
up, and the flying squad puts
the irons on my wrists and
another trip to the powder-house.
Results, thrashing and another
scalp wound and twelve days
stretched out and tied down on
the strong bed. After which I
was taken back to my cell
During the following years
I've seen and heard things that
makes the creeps crawl up and
down your back. Prisoners that
are starved and beaten to death.
Burnt after dead, to see if they
were still alive. Not only the
prisoners condemned here in Italy,
but also the Jugoslavians that

2028

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

Cvent to gather with me of for-
tresse. When they were released
by the Germans, the International
Switzerland Red Cross, after a
special examination, found among
a group of something like sixty
prisoners, forty-eight tuberculotic
Besides the ill treatment, several
were beaten till the last day
One of the prisoners from Lebene,
died in the month of May, at
Lesy Germanpere.

After the fall of Mussolini
and his Fascist government and
when the Germans occupied
the island of Elba keepers, or rather
the greater part of them, signed
articles to fight for the Fascist Re-
public, & should I write Fascist -
Nazist Republic. Everytime our
planes, (Allied planes) flew over
the island of Elba. The guards

2029

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

ran to the aircraft guns and ... air machine guns and opened ... fire on the planes, serving the Fascist and at the same time the german government. At the present time these same men continue to occupy positions in different prisons. I can furnish the names of few of these men.

(After the ill-treatment, suffering, my physical condition is condemned. At the present I am half paralyzed.

A list of the prison authorities or keepers are the following.

Lowery

2030

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

Warder Mapleson

Principal Keeper Cesarini

Sergeant Leccardi } Three guards
Keeper Montalbano } at the entrance
Lotatini } at Volterra.

Corporal Scaglietti } Three guards
Keeper D'Ercole } at the principal
Pieraccini } Door at S. Gimignano

2031

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

BEST COPY POSSIBLE

2032

Corte d'Assise di Genova

Dispositivo di sentenza pronunciata il 4 marzo 1937- nella causa contro: "RUGGIERO Francesco di Vincenzo-

---

C O M I S S I S - LA CORTE

Dichiara RUGGIERO Francesco colpevole di associazione a delinquere, come al capo di imputazione, esclusa l'aggravante di numero di dieci associati, con la circostanza pel Ruggiero Francesco, di essere stato il capo dell'associazione.

Dichiara il predetto Ruggiero Francesco colpevole inoltre:

1°) di tentato omicidio aggravato continuato in danno di Giorgio Herman Del Portillo e di Belambi Pasquita, anzichè di due distinti tentati omicidi aggravati così modificando il capo d'imputazione.

2°) di concorso in rapina aggravata continuata in danno di Biancucci Umberto e Pagni Adelaide, di De Kati Ettore, di Spinella Vincenzo e di Balzini Paolo così modificati i capi di imputazione relativi alle rapine restando assorbito nella prima rapina il fatto ascrittogli sotto il titolo di resistenza come in epigrafe;

3°) di lesione personale aggravata in danno dello Spinella Vincenzo.

4°) del furto aggravato di un'automobile in danno di Dadella Ernst.

e condanna

RUGGIERO Francesco complessivamente ad anni trenta di reclusione, pena detentiva da espiarsi in base alle norme del concorso delle pene, oltre alla [illegible] multa di L. 1[illegible] restando nelle predette pene assorbito il residuo delle pene per reati minori, alla interdizione perpetua dai pubblici uffici, alla interdizione legale durante la pena, disponendo che dopo espiata la pena detentiva sia assegnato ad una Casa di Lavoro, ed al pagamento in solido delle spese.

Dichiara condonati a favore di Ruggiero Francesco anni 4 della pena in

Declassified E.O. 12356 Section 3.3/NND No. 175016

2°) di concorso in rapina aggravata continuata in danno di Bianchoci Umberto e Penni Adelaide, di De Batt Ettore, di Spinella Vincenzo e di Balsini Paolo così modificati i capi di imputazione relativi alle rapine restando assorbito nella prima rapina il fatto ascrittogli sotto il titolo di resistenza come in epigrafe;
3°) di lesione personale aggravata in danno dello Spinella Vincenzo.
4°) del furto aggravato di un'automobile in danno di Dadolla Fauet.

e condanna

RUGGIERO Francesco complessivamente ad anni trenta di reclusione, pena detentiva in base alle norme del concorso delle pene, oltre alla [illegible] multa di L. 14[illegible] restando nelle predette pene assorbito il residuo delle pene per reati minori alla interdizione perpetua dai pubblici uffici, alla interdizione legale durante la pena, dichiarando che dopo espiata la pena detentiva sia assegnato ad una Casa di lavoro, ed al pagamento in solido delle spese.

Dichiara condonati a favore di Ruggiero Francesco anni 4 della pena inflittagli di anni trenta e la multa per intero.

329 Genova, 4 marzo 1947-

Il Presidente della Corte d'Assise
f/to Delpino -

Il Cancelliere di Sezione
f/to Ferrari

Per copia conforme all'originale
S.Miniato 20 maggio 1945-
p.Il Segretario

2033
Declassified E.O. 12356 Section 3.3/NND No. 825016

2034

(8544)

COURT OF ASSISE OF GENOA.

Disposition of Sentence pronounced on 4.March 1937 in the case of RUGGIERO FRANCESCO, son of Vincenzo.

C O M I S S I S - THE COURT

declares RUGGIERO FRANCESCO guilty

1) in attampting murder, aggravated, against Giorgio Herman Del Portillo and Gelambi Pasquita, as well as in two seperate cases of attempting murder, aggravated, which modified the main charge.
2) in assisting pillage, aggravated, against Biancucci Umberto, Pagni Adelaide. De Katt Ettore, Spienlla Vincenzo and Belzini Paolo thus modifying the main charge which absorbes the pillage attributed to him as resistance.
3) in personal injury, aggravated, against Spinella Vincenzo,
4) in theft, aggravated, of a car belonging to Dadolla Faust

and sentences

RUGGIERO Francesco for a total of 30 years imprisonment plus a fine of 14.700 Lire. Sentences for smaller delicts are included. Interdiction for ever to hold any public job; legal interdiction during the time of punishment. After liberation

229

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

declares RUGGIERO FRANCESCO guilty

1) in attampting murder, aggravated, against Giorgio Herman Del Portillo and Gelambi Pasquita, as well as in two seperate cases of attempting murder, aggravated, which modified the main charge.
2) in assisting pillage, aggravated, against Biancucci Umberto, Pagni Adelaide, De Katt Ettore, Spienlla Vincenzo and Balzini Paolo thus modifying the main charge which absorbes the pillage attributed to him as resistance.
3) in personal injury, aggravated, against Spinella Vincenzo,
4) in theft, aggravated, of a car belonging to Dadolla Faust

and sentences

RUGGIERO Francesco for a total of 30 years imprisonment plus a fine of 14.700 Lire. Sentences for smeller delicts are included. Interdiction for ever to hold any public job; legal interdiction during the time of punishment. After liberation to be sent to a Work house and obliged to pay himself for his expenses.

329

Declares 4 years and the whole fine to be pardoned in the favor of Ruggiero Francesco.

Genoa, 4.March 1937.

The president of the Court of Assise
(sgd) DELFINO.
The Chancellor
(sgd) FERRARI.

Declassified E.O. 12356 Section 3.3/NND No. 935016

2036

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

5345

HEADQUARTERS
TOSCANA REGION
ALLIED MILITARY GOVERNMENT

FILE : R-VIII/PS/9.1 14 May 1945.

SUBJECT : Prisoners - RUGGIERO Francesco.

TO : P.P.S.O., SIENA.

Reference your letters P/P/1 of 14th April and 7th May, the facts in this case have been reported by the Regional Commissioner to the Office of the American Consul.
(Copy attached)

F. C. GREEN
Major - G. L.,
Regional Public Safety Officer.

FCG/dr

328

2037

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

HEADQUARTERS
TOSCANA REGION
ALLIED MILITARY GOVERNMENT

FILE : R-VIII/PS/9.1 11 May 1945.

SUBJECT : MUGGIANO, Francesco - Age 33 years.

TO : American Consul, Florence.

1. Attached herewith please find the following:

a. A copy of a statement made by an alleged American Citizen at present undergoing a 30 year sentence of imprisonment.

b. A copy of a medical certificate relating to his state of health.

2. When an Allied Officer had occasion recently to visit San Gimignano Prison (Siena Province) he spoke to a prisoner who claimed to be an American Citizen and being impressed by his story, caused the above mentioned statement to be taken down.

3. As the man was obviously ill, the officer had him transferred to a hospital in Siena.

4. Although it is realised that many prisoners tell hard-luck stories which on investigation prove to be untrue, in view of this man's claim to be an American Citizen and to have been imprisoned for aiding the Allies, it is thought that you may wish to have this case investigated.

ROBT. G. KINGWOOD
Colonel, F.A., U.S. Army,
Regional Commissioner.

FGG/dr

2037

2038

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

Siena 13 April 45

TO : PPSO - (Major SAUNDERS)

SUBJECT : Alleged U.S.A. Citizen in penal Institution (S.Gimignano).

FROM : PFO Siena (Lt.LANDSMAN)

1. The following is a personal statement by RUGGIERO Francesco inmate n.5167 at prison in S.Gimignano.

" My name is RUGGIERO Francesco born at Manduria (Italy) on the 15th of ctober 1911 and resident in New York city;my wife's name is Anna Valenti born in New York on the 18th of Sep.1912;I have a child,I have a father whose name is Vincent Ruggiero,3 brothers all resident or did reside in 1936 at 317 or 367 Sand Lane -South Beach Staten Island -New York.I was brought over from Italy to New York when infant on 1912;my father had preceded us about six months; we arrived in New York and took up our residence in New York.Occupation of father:buildings contractor.Remained in New York four years (1912 1916) and the entire family moved to Wooster,Mass.where the family remained until 1926 when the family moved back to New York;my three brothers were born in America;I cannot record the year my father received his citizenship.Attended Curtis High school Staten Island New York 1 year then went to work at various odd jobs;shipped on a schooner (General Lee) as cabin boy and travelled to Singapore and back to Frisco;while in Singapore made the acquaintance of Floyd Gibbons,international correspondent.Returned back to New York 1929 where I again met the Gibbons who interested me in free lance journalist;he introduced me to Arthur Brisbane of the Hearst Publications who employed me.I continued in his employment completing various assignements until April 1935 when I was ordered to Italy.I left on board of the Conte di Savoia and arrived in Naples.I covered various assignments in Africa and returning to Naples then procured secret plans of the new 35000 tons battle ships which were being built in Genova. I boarded the President Garfield at Naples and gave these plans to another agent to be sent to Arthur Brisbane.The President Garfield proceeded from Naples to Genova.Upon its arrival I left the boat to go ashore;by leaving the boat I was arrested by the Italian secret Police;was kept incomunicato;I was not tried until February 1937.The charges of automobile theft and fellonies assault were committed while I was in gael.I was sentenced on the 4th of Mar. to 30 years for the following crimes : Associazione a delinquere-rapina - tentato omicidio furto aggravato e lesioni.I have been transferred since that time to S.Gimignano,Alessandria,Genova,Portolongone and S.Gimignano again.For a small infraction of the prison rules a year ago I was beaten unmercifully and tied to a plank.As a result I have a serious spine injury.I have been spoking to by 3 previous Officers,two British,one American since occupation and all promised an investigation.I beg a Commission to investigate my case,askfor medical assistance and transferred to a hospital pending the investigation of my case

Ruggiero Francesco

2039

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

8340

HEADQUARTRES ALLIED COMMISSION
APO 394
LEGAL SUB + COMMISSION

/pa.

13 Sept 45.

AC/4030/L.

SUBJECT : Petition for Pardon. CATAPANO Pasquale.

TO : The Minister of Pardon and Justice.

Enclosed herewith "per competenza" the above petition for pardon.

825

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

Incls.

2040

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

4030/1

8329

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
NAPLES COMMUNE
LEGAL DIVISION
APO 394

L-5040 10 September 1945

SUBJECT: Application for pardon (Italian case)

TO : HQ Allied Commission (For Attention of Legal Sub-Commission)

1. There is transmitted herewith in accordance with Executive Memo No.4, 7 February 1944, the following application for pardon:

1) CATAPANO Pasquale.

For the Commissioner:

FRANK L. VECCHIOLLA,
Major, J.A.G.D.,
Senior Legal Officer.

324

CCB/pv

LEGAL SUB COMMISSION
CLO
DCLO
Chief Counsel
CJO
Italian Section
CLERKS
11 SEP 1945

2041

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa. 7 Sept 45

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.C.), LIGURIA Region.

1. At the request of the Italian Government, I hereby order that the fine of 2000 lire imposed in the case of MIGNONE Ernesto be conditionally REDUCED to 200 lire.

2. Should,however, the above petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Adviser,
for Chief Civil Affairs Officer.

2 Incls.

2042

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

1837

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
6 Sept 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
VENEZIE Region.

1. At the request of the Italian Government, I hereby order that the term of 6 months imprisonment imposed in the case of DAL DOSSO Rosa be REMITTED provided the accused pays, within two months from the date of this order, the amount of 8000 lire to the "Cassa delle Ammende". The fine of 800 lire and the "ammenda" of 200 lire in the same case are not remitted.

2. Should, however, the above petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive .

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Civil Affairs Officer.

Incls.

2220

2043

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

8336

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
6 Sept 45

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
LOMBARDIA Region.

1. At the request of the Italian Government, I hereby order that the term of 45 days imprisonment in the case of RIGHETTINI Angelo be REMITTED provided the accused pays, within two months after the date of this order, the amount of 2500 lire to the "Cassa delle Ammende". The fine of L.1000 imposed in the same case is not remitted.

2. Should, however, the above petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

By command of Rear Admiral STONE:

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Civil Affairs Officer.

Incls.

1

2044

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

8335

HEADQUARTERS ALLIED COMMISSION
AFO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
6 Sept 45.

SUBJECT : Petition for Pardon/.

TO : Regional Commissioner (Attn: R.L.O.),
PIEMONTE Region.

1. At the request of the Italian Government, I hereby DENY the Petition for Pardon in the case of

MARESCOTTI Piering.

By command of Rear Admiral STONE:

A. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Civil Affairs Officer.

Incls.
10.

350

2045

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

S334

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
AC/4030/L. 6 Sept 45.

SUBJECT : Petition for Pardon .

TO : Regional Commissioner (Attn: R.L.O.),
VENEZIE Region.

At the request of the Italian Government, I hereby DENY the Petition for Pardon in the case of

LUNARDI Ulisse and LUNARDI Gelsomino.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor..
for Chief Civil Affairs
Officer.

Incls.

219

2046

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

8333

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
6 Sept 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
VENEZIE Region.

At the request of the Italian Government, I hereby DENY the Petition for Pardon in the case of

POELZER Bruno.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Civil Affairs
Officer.

Incls.

818

2047

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

8332

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.

4 Sept 45.

SUBJECT : Petition for Pardon.

TO : The Minister of Pardon and Justice.

Enclosed herewith the below listed Petition for Pardon "per competenza".

MANISCALCO Antonino.

217

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

Incls.

2048

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L.

5332/pa.
1 Sept 45.

OGGETTO : Domanda di Grazia MANISCALCO Antonino.

ALLA Signora REDISI Rosalia in MANISCALCO
Corso dei Mille No.290
PALERMO

La vostra domanda indirizzata a questa Commissione Alleata, tendente ad ottenere la grazia per vostro figlio, é stata trasmessa, per competenza, al Ministero di Grazia e Giustizia in Roma.

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

1

316

2049

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

8330

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
4 Sept 45.

SUBJECT : Petition for Pardon - BERNOCCHI Riccardo.

TO : The Minister of Pardon and justice

Enclosed herewith the above Petition for Pardon for recommendation please.

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

Incls.

215

2050

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

S399

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
LOMBARDIA REGION
APO 394
Legal Division

Ref.: LEG/5008 31 August 1945

SUBJECT : Transmission of documents - Petition for grace - BERNOCCHI Riccardo.

TO : HQ Allied Commission
Legal Sub-Commission

1. Attached hereto Petition for Grace and other documents for onward transmission to the Ministry of Grace and Justice.

For the Regional Commissioner:

H.M. DICKIE
W/Comdr., R.A.F.
Regional Legal Officer.

3 | 4

Encl. Docts.

ar/

2051

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
31 Aug 45.

AC/4030/L.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
LOMBARDIA Region.

At the request of the Italian Government, I hereby DENY the Petition for Pardon in the case of

GIANI Angelo.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Civil Affairs
Officer.

Incls.

313

2052

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

8397

HEADQUARTERS ALLIED [illegible]
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
31 Aug 45/

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
VENEZIE Region.

1. At the request of the Italian Government, I hereby GRANT the Petition for Pardon in the case of

LIVA Rosa.

2. Should, however, the above petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Civil Affairs Officer.

Incls.

219

2053

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

4030/ Roma 30 agosto

Ministero delle Finanze e Tesoro

Div. IV Gr.

Sez. 1ª 1060 bis/42

Oggetto Nuova Nunzio:
Invenzioni per brevetti.

Allegato

Al Regio Commissariato Liquidazione Sopraprofitti
ROMA

Risposta al foglio
Div. Sez. 1ª

Con riferimento a nota 2993 numero del 24.8.1945, si trasmette per competenza e per l'azione alla precedente di invenzioni nuove relative al Nunzio, conformato dalla Corte d'Assise di Livorno, di 30.6.1946 ad anni 20 di reclusione per omicidio.

D'Ordine del Ministro

Sent to S.I. on 31 Aug 45

Filed
CID
Top Secret
Control (U)
CIC
Foreign Section
G-2, WDGS
AUG 1945

2054

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

8325

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /lc.
31 August 1945.

SUBJECT : Salvatore PARISE.

TO : Dott. Giorgio Bonelli - Ufficiale di Collegamento.
Gabinetto del Ministro di Grazia e Giustizia.

Herewith attached the petition of the above named for your consideration.

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

Incl.

2055

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

1280

5324

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4092/2/L. /lc.
31 August 1945.

SUBJECT : Extraordinary Court of Assize, Venezia. Death Sentence. Petition for Pardon.

TO : Regional Commissioner (Attn: Regional Legal Officer), VENEZIA Region.

1. Further to signal N° 4542 of 31 August 45 of this Sub-Commission, advice of Minister of Pardon and Justice on Petition for Pardon of BASSI Edourdo has been received.

2. It is notified that the Petition is DENIED.

3. Documents are returned herewith.

By command of Rear Admiral STONE:

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Civil Affairs Officer.

Encls.

209

Copy to: Minister of Justice.
AC/4030/L.

2056

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

H 20

833

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4092/2/L. /lo.
31 August 1945.

SUBJECT : Extraordinary Courts of Assize, Pavia. Death Sentence. Petition for Pardon.

TO : Regional Commissioner (Attn: Regional Legal Officer), LOMBARDIA Region.

1. Further to signal N° 4535 of 31 August 45 of this Sub-Commission, advice of Minister of Pardon of ZUFFI Marcello has been received.

2. It is notified that the Petition is DENIED.

3. Documents are returned herewith.

By command of Rear Admiral STONE:

W. E. BERRIEN,
Colonel,
Chief Legal Advisor,
for Chief Civil Affairs Officer.

Incls.
Copy to: Minister of Justice.
AC/4030/L.

838

2057

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

8312

HEADQUARTERS ALLIED COMMI SION
APO 394
LEGAL SUB-COMMISSION

/pa.
30 Aug 45.

AC/4030/L.

SUBJECT : Petitions for Pardon.

TO : The Minister of Pardon and Justice.

Enclosed herewith the below listed Petitions for Pardon, for your recommendation ,please .

MOKAMED Ben Ruftak
TESSERINI Lino.

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

Incls.

337

2058

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

8321

H 030

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
NAPLES COMMUNE
LEGAL DIVISION
APO 394

L-5040 28 August 1945

SUBJECT: Prisoner Mokamed Ben Mouftak.

TO : HQ., Allied Commission (For Attention of Legal Sub-Commission)

1. Enclosed herewith for your consideration is application for pardon made by the above named subject of Arab nationality.

For the Commissioner:

Frank L. Vecchioilla
FRANK L. VECCHIOILLA, by CCB
Major, J.A.G.D.,
Senior Legal Officer.

CCB/pv

336

DCLO
Ch Sec
CLO
Italian Section
Civil Affairs

30 AUG 1945

2059

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

8320

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
27 Aug 45.

AC/4030/L.

SUBJECT : Petition for Pardon -CRIVELLO Ferdinando.

TO : The Minister of Pardon and Justice.

Enclosed herewith "per competenza " the above Petition for Pardon.

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

Incl.

2060

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

8314

AC/4030/L. /pa.
27 Aug 45.

OGGETTO : Domanda di Grazia -CRIVELLO Ferdinando.

TO : RIBAUDO Giovanna in CRIVELLI,
Piazza Pallone No.15
PALERMO

La vostra domanda indirizzata a questaCommissione, tendente ad ottenere la liberazione di vostro marito, é stata trasmessa al Ministero di Grazia e Giustia in Roma per competenza.

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

3/4

2061

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
24 Aug 45.

SUBJECT : Petitions for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
VENEZIE Region.

1. At the request of the Italian Government, I hereby GRANT the Petitions for Pardon in the case of the below listed petitioners.

2. Should, however, the below listed petitioners commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

MATTEONI Vincenzo
CAMPEDELLI Almerina
TANTERI Valentina.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Civil Affairs Officer.

3 3

Incls.

2062

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /ps.
24 Aug 49.

SUBJECT : Petition for Pardon .

TO : Commissioner (Attn: S.L.O.),
NAPLES Commune/

1. At the request of the Italian Government , I hereby order that the remaining penalty of 11 days imprisonment in the case of LUONGO Giuseppina be REMITTED forthwith. The fine of 500 lire imposed in the same case is NOT remitted.

2. Should, however, the above mentioned petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Civil Affairs Officer.

392

Incls.

2063

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
24 Aug 45.

SUBJECT : Petition for Pardon.

TO : Commissioner (ATTN: S.L.O.)
NAPLES Commune.

1. At the request of the Italian Government, I hereby GRANT the Petition for Pardon in the case of

PIRONE Anna.

2. Should, however, the above petitioner commit another offence within five years after the date of this order the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Civil Affairs Officer

331
1 incls.

2064

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

ALLIED COMMISSION
LIAISON OFFICE
B A R I

Tel.:14152

August 20,45.

SUBJECT: DE MARCO Lucia.

REF : LB/32/62

TO : Legal Sub-Commission
Hq.Allied Commission,C.A.F.

The attached petition regarding the a.m. person is forwarded to you for decision please.

S.M. MILLER,Colonel
Liaison Officer,
AC.,Bari.

23 AUG 45

2064

2065

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
24 Aug 45.

AC/4030/L.

SUBJECT : Petition for Pardon INTINI Giovanni.

TO : The Minister of Pardon and Justice.

Enclosed herewith the above Petition for Pardon "per competenza".

G. G. HANNAFORD,
Lt.Colonel,
Officer i/c Italian Branch,
for Chief Legal Advisor.

269

Incls.

2066

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
24 Aug 45.

OGGETTO: Domanda di Grazia INTINI Giovanni.

ALLA Signora DE MARCO Lucia
Via Torre No.7
BARI

La vostra domanda, tendente ad ottenere la liberazione del vostro figliolo segnato in oggetto, é stata trasmessa al Ministero di Grazia e Giustizia Italiano, per competenze.

G. G. HANNAFORD,
Ten. Colonnello,
Officer i/c Ital. Branch,
for Chief Legal Advisor.

298

2067

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

ES/pa.
24 Aug 45 .

AC/4030/L.

SUBJECT : Petition of RICCI Olindo detained in Court prison at Orvieto.

TO : The Minister of Pardon and Justice.

1. Enclosed herewith "per competenza" is the above petition.

2. It would appear from the petition that RICCI is heald in prison at the disposal of Italian authorities.

G.G. HANNAFORD,
Lt.Colonel,
Officer i/c Italian Branch,
for Chief Legal Advisor.

Incls.

297

2068

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
24 Aug 45.

SUBJECT : Petition for Deferment of Penalty.

TO : Regional Commissioner (Attn: R.L.O.),
VENEZIE Region.

Would you please issue the necessary instructions that the Petition for Deferment of Penalty in the case of the below listed petitioner be GRANTED as recommended by the Minister of Pardon and Justice.

DALL'ORA Diomira.

By command of Rear Admiral STONE :

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

Incls.

2916

2069

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. MF/lc.
24 August 1945.

ALLA : Direzione Carcere Giudiziario - Orvieto.

OGGETTO : Domanda di RICCI Olindo detenuto nel Carcere giudiziario di Orvieto

Vogliate cortesemente comunicare al Sig. Ricci Olindo detenuto nel Carcere Giudiziario di Orvieto che la sua domanda indirizzata al Comando Alleato di Orvieto è stata trasmessa "per competenza" al Ministero di Grazia e Giustizia in Roma.

G. G. HANNAFORD,
Lt. Col.,
Officer i/c Italian Branch,
for Chief Legal Advisor.

2070

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa. 23 Aug 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
VENEZIE Region.

1. At the request of the Italian Government, I hereby order that the penalty of 1000 lire fine imposed in the case of BELLAMOLI Ida be conditionally REDUCED to 5000lire.

2. Should, however, the above mentioned petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Civil Affairs Officer.

2194

Incl.

2071

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
21 Aug 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
VENEZIA Region.

1. At the request of the Italian Government, I hereby order that the penalty of 2000 lire fine imposed in the case of ANSELMI Aurelio be REMITTED .

2. Should, however, the above mentioned petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

2 Incls.

2072

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

4020

8207

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
NAPLES COMMUNE
LEGAL DIVISION
APO 394

I-5040 16 August 1945

SUBJECT: Petitions for Pardon (Italian cases)

TO : HQ., Allied Commission (For Attention of Legal Sub-Commission)

1. There are transmitted herewith in accordance with Executive Memo No.1, 7 February 1944, the following applications for pardon:

1) CROCCITE Fortuna
2) VENDER Paola
3) ESPOSITO Gennaro.
4) Vassallo Nicola

For the Commissioner:

Frank L. Vecchiolla,
FRANK L. VECCHIOLLA,
Major, J.A.G.D.,
Senior Legal Officer.

FLV/pv

2:12

LEGAL SUBCOMMISION
FILE
Chief Counsel
CJ
Italian Section
CLERKS
20 AUG 1945

2073

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

8306

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. 21 Aug/Pa. 45.

SUBJECT : Petitions for Pardon.

TO : The Minister of Pardon and Justice.

Enclosed herewith for your opinion the below listed Petitions for Pardon :

CICCONE Fortuna
VERDE Paola
ESPOSITO Gennaro
VASSALLO Nicola.

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor

Incls.

291

2074

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-Commission

AC/4030/L. /pa.
21 Aug 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
VENEZIA Region.

1. At the request of the Italian Government, I hereby order that the penalty of 4000 lire "ammenda" imposed in the case of OLIVIERI Antonio be conditionally REDUCED to 2000 lire.

2. Should, however, the above mentioned petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

By command of Rear Admiral STONE ;

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Civil Affairs Officer.

Incls.

2075

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

Mod 40)

M. A. 4020

Roma 30 NOV. 1945

Ministero di Grazia e Giustizia

DIREZIONE GENERALE DEGLI AFFARI PENALI DELLE GRAZIE E DEL CASELLARIO

Uffizio IV GR.
Sez. 1ª 73I3/45

8304

Risposta al foglio 2I-8-I945
No. AC/4030/L.

ALLA COMMISSIONE ALLEATA
SOTTOCOMMISSIONE LEGALE
R O M A

Oggetto: LAURICELLA Salvatore -Istanza per grazia

Con riferimento alla nota sopra indicata si comunica che l'istanza per grazia del LAURICELLA non può aver corso non essendo la sentenza di condanna passata in cosa giudicata, perchè pende ricorso per Cassazione.

D'ORDINE DEL MINISTRO

[illegible]

No Acku

[illegible] DEC 1945

2076

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/E.

ES/lc.
21 August 1945.

SUBJECT : Offences against Allied interests. Petitions on behalf of BALDI Pietro and LAURICELLA Salvatore, Palermo.

TO : The Minister of Pardon and Justice.

1. The two enclosed petitions concerning offences against Allied interests committed before 5 April 1944 have been submitted to this Sub-Commission.

2. Before entering into the merits of the petitions it would be appreciated if you could let this Sub-Commission have your opinion thereon.

G. G. HANNAFORD,
Lt. Col.,
Officer i/c Italian Branch,
for Chief Legal Advisor.

Incls: 2.

2077

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AP/lc.
AC/4092/2/L. 21 August 1945.

SUBJECT : Extraordinary Court of Assize Pavia. Death Sentences. Petitions for Pardon.

TO : Regional Commissioner (Attn: Regional Legal Officer), LOMBARDIA Region.

1. Further to signal N°3991 of 21 August 1945 of this Sub-Commission, advice of Minister of Pardon and Justice on Petitions for Pardon of CAIANI Auro and GANDOLFI Eugenio has been received.

2. It is notified that the Petitions are DENIED.

3. Documents are returned herewith.

By command of Rear Admiral STONE:

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Encls.

Copy to: The Minister of Justice
AC/4030/L.

2078

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

8402

APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
21 Aug 45.

SUBJECT : Petition for Pardon.

TO : Commissioner (Attn: S.L.O.),
NAPLES Commune.

1. At the request of the Italian Government, I hereby DENY the Petition for Pardon in the case of

CARPINI Olga.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.
2-6

2079

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
21 Aug 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
LOMBARDIA Region.

At the request of the Italian Government, I hereby DENY the Petition for Pardon in the case of

IZBOLI Luisa.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

2080

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

1) Ac 4030

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB--COMMISSION

AP/1c.
AC/4092/2/L. 21 August 1945.

SUBJECT : Extraordinary Court Of Assize, Padova. Death Sentences. Petitions for Pardon.

TO : Regional Commissioner (Attn: Regional Legal Officer), VENEZIE Region.

1. Further to signal N°3981 of 21 August 1945 of this Sub-Commission, advice of Minister of Pardon and Justice on Petitions for Pardon of BUCCHI Aldo, DUO' Giovanni and TODERINI Francesco have been received.

2. It is notified that the Petitions are DENIED.

3. Documents are returned herewith.

By command of Rear Admiral STONE:

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.
Copy to: The Minister of Justice.
AC/4030/L.

2081

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

26 4030

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4092/2/L. AP/lc.
21 August 1945.

SUBJECT : Extraordinary Courts of Assize, Verona. Death Sentence. Petition for Pardon.

TO : Regional Commissioner (Attn: Regional Legal Officer), VENEZIE Region.

1. Further to signal N°3990 of 21 August 1945 of this Sub-Commission, advice of Minister of Pardon and Justice on Petition for Pardon of OSTINI Giovanni has been received.

2. It is notified that the Petition is DENIED.

3. Documents are returned herewith.

By command of Rear Admiral STONE:

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

Copy to: The Minister of Pardon and Justice.
AC/4030/L.

3-3

2082

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
18 Aug 45.

AC/4030/L.

SUBJECT : Petition for Pardon.

TO : Commissioner (Attn: S.L.O.),
NAPLES Commune.

At the request of the Italian Government, I hereby DENY the Petition for Pardon in the case of

ZERO Enrico.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Adviser,
for Chief Commissioner.

2-52

Incls.

2083

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
18 Aug 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
VENEZIA Region.

1. At the request of the Italian Government, I hereby order that the penalty of 1000 lire fine imposed in the case of BRANCO Giovanni be REMITTED forthwith.

2. Should, however, the above mentioned petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

By command of Rear Admiral STONE :

2-1

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

2084

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
18 Aug 45.

AC/4030/L.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
VENEZIE Region.

1. At the request of the Italian Government, I hereby DENY the Petition for Pardon in the case of

CORDIOLI Irma.

By command of Rear Admiral Stone:

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Inclm.

2085

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
18 Aug 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
VENEZIE Region.

At the request of the Italian Government, I hereby DENY the Petition for Pardon in the case of

PERLINI Dorina.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incln.

279

2086

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/ps.
15 Aug 45.

AC/4030/L.

SUBJECT : Petition for Pardon.

TO : Procuratore Generale Militare,
Via degli Acquasparta, 1

ROMA

Enclosed herewith the Petition for Pardon on behalf of LISABETTINI Armando "per competenza".

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

278

Incl.

2087

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pe.
15 Aug 45.

AC/4030/L.

SUBJECT : Petition for Pardon.

TO : Procuratore Generale Militare,
Via degli Acquasparta, 1

ROMA

Enclosed herewith the Petition for Pardon on behalf of LISABETTINI Armando "per competenza".

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

278

Incl.

2088

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

40/30.

HEADQUARTERS
VENEZIA REGION
ALLIED MILITARY GOVERNMENT
APO 394

3 August 1945

TO : Chief Legal Adviser, HQ. Allied Commission, Legal Subcommission, APO 394

SUBJECT : Petition of grace of Caterina Gerardi in Cappellin for CAPPELLIN Bruno.

File nº : RXII/LE/Reg/C/03.1.

1. Please transmit to the Minister of Grace and Justice the attached "istanza di grazia" of Caterina Gerardi, with the recommendation of the Procuratore del Regno and others, in the case of CAPPELLIN BRUNO.

R. A. Graziano, Capt
for Colonel,
Regional Legal Officer,
Venezia Region.

Sent to Min
on 4th Aug 45

Incl. 1. Istanze di grazia of Caterina Gerardi.

COPY TO : Produratore Generale, Court of Appeal, Venice.

277

LEGAL SUBCOMMISSION
CLO
DCLO
Chief Counsel
CJO
Italian Section
CLERKS
1 6 AUG 1945

2089

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/ /pa.

14 Aug 45.

OGGETTO : Domanda di Grazia -LO CASCIO Pasquale.

ALLA SIGNORA LO BIANCO Maria
Via delle Ferrovie 76 (Ballotta)
S.Lorenzo Palermo

La vostra domanda di grazia indirizzata a questa Commissione Alleata é stata trasmessa, per comptenza, al Ministero di Grazia e Giustizia Italiano.

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

276

2090

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

8290

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
14 Aug 45.

SUBJECT : Petition for Pardon.

TO : The Minister of Pardon and Justice.

Enclosed herewith for your recommendation please the Petition for Pardon of BALLARINI Camilla.

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

Incls.

275

2091

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

8980

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
11 Aug 45.

SUBJECT : Petition for Pardon.

TO : Commissioner (Attn: S.L.O.),
NAPLES Commune.

1. At the request of the Italian Government, I hereby order that the remaining penalty of 20000 lire fine in the case of REA Pasquale be REMITTED forthwith.

2. Should, however, the above mentioned petitioner commit another offence within five years after the dates of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

274 Incls.

2092

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

4030 ✓

9488

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
NAPLES COMMUNE
LEGAL DIVISION
APO 394

I-5070

6 August 1945

SUBJECT: Petition for Pardon.

TO : HQ., Allied Commission (For Attention of Legal Sub-Commission)

1. Reference is made to your letter AC/4030/L, 1 August 1945, relative to the above subject.

2. I have carefully examined the file in the case of REA Pasquale and recommend that pardon be granted.

For the Commissioner:

Frank L. Vecchiolla
FRANK L. VECCHIOLLA, by GLB
Major, J.A.G.D.,
Senior Legal Officer.

GCB/gv
273

LEGAL SUBCOMMISSION
CLO
DCLO
Chief Counsel
CJO
Italian Section
CL P/S
8 AUG 1945

2093

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/ps.
11 Aug 45.

AC/4030/L.

SUBJECT : Petition for Repeal of Security Measure.

TO : Commissioner (Attn: S.L.O.),
NAPLES Commune.

1. At the request of the Italian Government, I hereby order that the remaining penalty of six months and 25 days supervised liberty in the case of CASTELLANETA Giovanni be REMITTED forthwith.

2. Should, however, the above mentioned petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Adviser,
for Chief Commissioner.

Incls:

272/

2094

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
11 Aug 45.

SUBJECT : Petition for Pardon .

TO : Commissioner (Attn: S.L.O.),
NAPLES Commune.

I hereby DENY the Petition for Pardon in the case of DARIO Vincenzo.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Encls.

271

2095

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

4030

8985

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
NAPLES COMMUNE
LEGAL DIVISION
APO 394

L-5070 6 August 1945

SUBJECT: Petition for Pardon.

TO : HQ., Allied Commission (For Attention of Legal Sub-Commission)

1. Reference is made to your letter AC/4030/L, 2 August 1945, relative to the above subject.

2. I have carefully examined the file in the case of DARIO Vincenzo and recommend that the application for pardon be denied.

For the Commissioner:

Frank L. Vecchiolla
FRANK L. VECCHIOLLA, by [illegible]
Major, J.A.G.D.,
Senior Legal Officer.

GCB/pv

279

LEGAL SUB COMMISSION
CLO
DCLO
Chief Counsel
CLO
Italian Section
Civil [illegible]

2096

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
11 Aug 45.

AC/4030/L.

SUBJECT : Petition for Conditional Liberty.

TO : Commissioner (Attn: S.L.O.),
NAPLES Commune.

At the request of the Italian Government, I hereby order that the Petition for Conditional Liberty in the case of CIARAVOLO Mariano be DENIED.

By command of Rear Admiral STONE :

L. E. BEHRENS,
Colonel,
Chief Legal Adviser,
for Chief Commissioner.

Incls.

2nd

2097

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

(983)

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa. 11 Aug 45.

SUBJECT : Petition for Repeal of Security Measure.

TO : The Commissioner (Attn: S.L.O.),
NAPLES Commune.

At the request of the Italian Government, I hereby order that the Petition for Repeal of Security Measure in the case of the below listed petitioner be GRANTED.

CORREALE Ugo.

By command of Rear Admiral STONE :

N. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

268

2098

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

Mod 1945 MG

4030

Roma, 2 Agosto 1945

Ministero di Grazia e Giustizia

Uff. IV (2)

Prot. N° 21245/45

Risposta al f. del

Div. Fas. 4030/I

Oggetto Procedura Vittorio-Concilio nel soppresso Tribunale Speciale Dif.Stato.

Al Sig. Comandante Alleato Sottocommissione Imperiale U.S.I.A.

In risposta al foglio sopra indicato, si comunica che, con decreto luogotenenziale in data .....2 agosto 1945 ..... al condannato in oggetto è stato concesso il condono condizionale del resto della pena di anni 9 e mesi 7 di reclusione e del resto della multa di L.3.100 cui fu condannato dal soppresso Tribunale Speciale per la Difesa dello Stato, con sentenza 27.5.1942, per malversazione continuata aggravata.

pel MINISTRO

Stampato in occasione della Mostra

287

2099

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

(828)

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
9 Aug 45.

AC/4030/L.

SUBJECT : Petition for Pardon.

TO : Commissioner (Attn: S.L.O.),
NAPLES Commune.

Will you please issue the necessary instructions that the Petition for Deferment of Penalty in the case of BUONO Angelina be GRANTED as recommended by the Minister of Pardon and Justice.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Adviser,
for Chief Commissioner.

Incl@.

266

2100

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

HEADQUARTERS ALLIED C[illegible]MISSION
APO 394
LEGAL SUB-COMMISSION

AP/lc.
10 August 1945.

AC/4092/2/Lc.

SUBJECT : Extraordinary Court of Assize Rovigo. Death Sentence. Petition for Pardon.

TO : Regional Commissioner (Attn: Regional Legal Officer), VENEZIE Region.

1. Advice of Minister of Pardon and Justice on Petition for Pardon of ZAPPARI Giacomo has been received.

2. It is notified that the Petition is denied.

By command of Rear Admiral STONE:

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Encls.

Copy to: Minister of Pardon and Justice.
AC/4030/L.

2101

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
AC/4030/L. 10 Aug 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
LIGURIA Region.

1. At the request of the Italian Government, I hereby order that the penalty of 4000 lire fine imposed in the case of MORINI Domenico be conditionally REDUCED to 2000 lire.

2. Should, however, the above mentioned petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

By command of Rear Admiral STONE :

N. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

264

Incls.
0

2102

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /ps.
9 Aug 45.

SUBJECT : Petition for Pardon.

TO : Commissioner (Attn: S.L.O.),
NAPLES Commune.

At the request of the Italian Government, I hereby DENY the Petition for Pardon in the case of

QUERCIA Mauro.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls:

263

2103

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
9 Aug 45.

SUBJECT : Petition for Pardon.

TO : Commissioner (Attn: S.L.O.),
NAPLES COMMUNE.

At the request of the Italian Government, I hereby order that the Petition for Pardon in the case of ADAMO Giuseppe be DENIED .

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

282

2104

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

"EADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
7 Aug 45.

AC/4030/L.

SUBJECT : Petition for Pardon.

To : The Minister of Pardon and Justice.

Enclosed herewith the below listed Petition for Pardon "per competenza" .

MOSCHINI Duilio.

Incl.

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

261

2105

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. 7 Aug 45.

/ pa.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
VENEZIE Region.

At the request of the Italian Government, I hereby DENY the Petition for Pardon in the case of

DINDO Marcello.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

269

2106

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

HEADQAURTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
7 Aug 45.

SUBJECT : Petition for Pardon.

TO : The Commissioner (Attn: S.L.O.),
NAPLES Commune.

1. At the request of the Italian Government, I hereby order that the remaining penalty of 300 lire fine in the case of RECANO Giuseppe be REMITTED forthwith.

2. Should, however, the above petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

2:9 Incls.

2107

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
7 Aug/45.

AC/4030/L.

SUBJECT : Petition for Pardon.

TO : The Commissioner (Attn: S.L.O.),
NAPLES Commune.

1. At the request of the Italian Government, I hereby order that the remaining penalty of one month and 15 days imprisonment and 500 lire fine in the case of TEDESCO Giuseppe be REMITTED forthwith.

2. Should, however, the above petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

2108

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4092/2/L.

AC/1c.
8 August 1945.

SUBJECT : Petition for Pardon. CAMBRILLI Manlio.

TO : Regional Commissioner (Attn: Regional Legal Officer), LOMBARDIA Region.

1. Advice of Ministry of Pardon and Justice on Petition for Pardon of CAMBRILLI Manlio has been received. It is notified that the petition is denied.

2. The file is returned herewith.

By command of Rear Admiral STONE:

W. P. BURRIS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

2 Incls.
Copy to: Ministry of Justice
AC/4030/L.

2109

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. WEB/pa.
7 Aug 45.

SUBJECT : Petition for Pardon- GRAGNANIELLO Carmine.

TO : The Commissioner (Attn: Senior Legal Officer), NAPLES Commune.

1. I forward herewith the grant of a pardon in this case in accordance with the request of the Minister of Justice.

2. I regret that I am not following the advice contained in your letter of 2 Aug . It was a mistake on the part of this Sub-Commission to have written the letter of 27 July 45, for which I apologize. Your opinion in this case should never have been asked.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor.

Incls.

256

2 1 1 0

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
8 Aug 45.

SUBJECT : Petition for Pardon.

TO : The Commissioner (Attn: S.L.O.),
NAPLES Commune.

At the request of the Italian Government, I hereby GRANT the Petition for Pardon in the case of

GRAGNANIELLO Carmine.

By command of Rear Admiral STONE :

N. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.
10.

5)5

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

970

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
5 Aug 45.

AC/4030/L.

SUBJECT : Petitions for Pardon.

TO : The Minister of Pardon and Justice.

Enclosed herewith the below listed Petitions for Pardon for your recommendation please :

CODA Giuseppe
VINCI Marie
PESCE Gennaro.

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

Incls.

2112

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

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
NAPLES COMMUNE
LEGAL DIVISION
APO 394

2 August 1945

I-5040

SUBJECT: Applications for pardon (Italian cases)

TO : HQ., Allied Commission (For Attention of Legal Sub-Commission)

1. There are transmitted herewith in accordance with Executive Memo No.4, 7 February 1944, the following applications for pardon:

1) COTA Giuseppe
2) VINCI Maria
3) PERCE Gennaro.

For the Commissioner:

Frank L. Vecchiolla
FRANK L. VECCHIOLLA, 4067
Major, J.A.G.D.,
Senior Legal Officer.

253 COE/pv

LEGAL SUB COMMISION
CLO
DCLO
Chief Counsel
CJO
Italian Section
CLERKS
9 AUG 1945

2113

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

Sole

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa. 5 Aug 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
LIGURIA Region.

1. At the request of the Italian Government, I hereby DENY the Petition for Pardon in the case of

PALERMO Vincenzo.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

252

2114

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

8267

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. 5 Aug 45.

SUBJECT : Petition for Pardon .

TO : The Commissioner (Attn: S.L.O.),
NAPLES Commune.

1. At the request of the Italian Government, I hereby order that the remaining penalty of two months and 20 days imprisonment and 2000 lire fine in the case of GUARINO Ciro be REMITTED forthwith.

2. Should, however, the above petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive .

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

2115

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

Mod. 40

1030

Roma 21 Novembre 1945

Ministero di Grazia e Giustizia

DIREZIONE GENERALE DEGLI AFFARI PENALI
DELLE GRAZIE DELLA STATISTICA E DEL CASELLARIO

Alla COMMISSIONE ALLEATA
SOTTOCOMMISSIONE LEGALE
R O M A

Ufficio I° A.P.
Sez. 1ª 131/526/2116/1945

(276 b)

Risposta al f.to del 11/6/1945
Div. AC Fo 14030/I.

OGGETTO DI CAPRIO Antonio (Stabile).-
e f.e. all'Uff. Collegamento
Gabinetto

Il Procuratore Generale presso la Corte di Appello di Napoli, interessato in merito alla istanza trasmessa con il foglio sopra distinto, ha comunicato quanto segue:

"Mi rende l'unita istanza di Stabile Carmela informando che il processo contro DI CAPRIO Antonio, imputato di rapina e di tre furti aggravati, già istruito.-

Quest'ufficio ha chiesto il rinvio dell'imputato al giudizio della Corte di Assise e si attende ora la sentenza che verrà depositata fra giorni, secondo assicurazione avuta dal Giudice Istruttore.-

Quanto sopra è stato comunicato all'interessato.-"""

Si porta quanto precede a conoscenza di codesta On.le Commissione per opportuna notizia.-

p. ordine del MINISTRO

Non ad atti

Pinna

2116

Declassified E.O. 12356 Section 3.3/NND No. 795016

(8926)

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L.

GGH/lc.
4 August 1945.

SUBJECT : DI CAPRIO Antonio. (Stabile).

TO : Minister of Pardon and Justice.

The enclosed petition, received by AFHQ, is forwarded to you for whatever action you may think necessary.

G. G. HANNAFORD,
Lt. Col.,
Officer i/c Italian Branch,
for Chief Legal Advisor.

219

2117

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

4430 ✓

LEGAL S/C 447

8945

ALLIED FORCE HEADQUARTERS
G-5 Section
APO 512

G-5 014.5 2 August 1945

SUBJECT: Letter from Mrs. Stabile

TO : Headquarters, Allied Commission,
APO 394.

There is forwarded herewith for necessary action letter from Mrs. Stabile regarding her husband who is in jail in Benevento.

For the Asst. Chief of Staff, G-5:

3AUG1945

F. T. Hammond, Jr.
F. T. HAMMOND, JR.,
Colonel, G.S.C.,
Legal Adviser.

Incl: original ltr
fr Mrs. Stabile.

248

CC COMMISSION
CLO
DCLO
Chief Counsel
CLO
Italian Section
CLERKS
3 AUG 1945

Mo[illegible]
Subject - [illegible] (Stabile)
1 - The enclosed petition, [illegible] by AFHQ, is [illegible] to you for [illegible] action you may think necessary.

2118

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

8260

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
3 Aug 45.

AC/4030/L.

SUBJECT : Petition for Pardon.

TO : The Commissioner (Attn: S.L.O.),
Naples Commune.

At the requesttof the Italian Government, I hereby DENY the Petition for Pardon in the case of SORRENTINO Luigi. However, the execution of the penalty should be deferred in accordance with Art.60 of law No.924 of 9 July 1940.

By commend of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.
ad

217

2119

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

8263

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
AC/4030/L. 3 Aug 45.

SUBJECT : Petition for Pardon.

TO : The Commissioner (Attn: S.L.O.),
NAPLES Commune.

At the request of the Italian Government, I hereby DENY the Petitionfor Pardon in the case of

GIRACE VINCENZO.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

216

2120

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

8262

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
3 Aug 45.

SUBJECT : Petition for Pardon .

TO : The Commissioner (Attn: S.L.O.),
NAPLES Commune.

1. At the request of the Italian Government, I hereby order that the remaining penalty of L.1100 "ammenda" in the case of RIPPA Vincenzo be REMITTED forthwith.

2. Should, however, the above petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

By command of Rear Admiral STONE :

W. E. BEHRENS, Colonel,
Chief Legal Advisor,
for Chief Commissioner.

2 Incls.

2121

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

896

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
3 Aug 45.

SUBJECT : Petition for Pardon.

TO : The Commissioner (Attn: S.L.O.),
NAPLES Commune.

1. At the request of the Italian Government, I hereby order that the remaining penalty of one month and 12 days imprisonment in the case of DIANA Cristofaro BE REMITTED.

2. Should, however, the above petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation, for the new offence shall have become definitive .

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

2 : 4
Incls.

2122

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

Mod 40

Ministero di Grazia e Giustizia

DIREZIONE GENERALE DEGLI AFFARI PENALI
DELLE GRAZIE DELLA STATISTICA E DEL CASELLARIO

Roma 27.7.1945

ALLA COMMISSIONE ALLEATA
SOTTOCOMMISSIONE LEGALE
ROMA

Ufficio IV Grazie
Fasc. N° 5889 / 45

Riferire nel foglio
Div. Sez. N°

OGGETTO MILILLO Edoardo -
Istanza di Grazia

L'istanza in oggetto, inviata da cotesta Commissione a questo Ministero per il parere sull'opportunità di un atto di clemenza in favore di Milillo Edoardo, è stata, in data odierna, trasmessa alla Procura Generale Militare, giacchè si riferisce a condanna inflitta da tribunale militare, sulla quale dovrà pronunziarsi il Ministero della Guerra.

D'ORDINE DEL MINISTRO

213

1 AUG 1945

2123

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

8259

AC/4030/L /pa.
2 Aug. 1945

SUBJECT : Petitions for Pardon.

TO : The Commissioner (Attn: S. L. O.),
NAPLES Commune

1. At the request of the Italian Government, I hereby GRANT the Petitions for Pardon of

PAGLINI Maria
VELLETRI Maria
INCORONATA Maria

2. Should, however, the above petitioners commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

By command of Rear Admiral STONE :

W. E. BYERS
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

242

2124

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

8258

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa. 2 Aug 45.

SUBJECT : Petitions for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
VENEZIA Region.

1. At the request of the Italian Government, I hereby GRANT the Petitions for Pardon in the case of the below listed petitioners.

2. Should, however, the below listed petitioners commit another offence within five years after the date of this order, the pardon shall be revoked and the pardonedpenalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

CARDI Francesca ~~and~~ Leonilde
MENIN Vittorio.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

241
Incls.

2125

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

895

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /ps.
1 Aug 45/

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
VENEZIE Region.

1. At the request of the Italian Government, I hereby GRANT the Petition for Pardon in the case of

FERMO Margherita.

2. Should, however, the above petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

By command of Rear Admiral STONE:

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

2126

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

825a

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa. 1 Aug45.

SUBJECT : Petition for Pardon.

TO : Commissioner (Attn: S.L.O.),
NAPLES Commune.

With reference to para 5 (b) of circular AC/4030/~~L~~L of 10 April 1945, herewith the below listed petition for pardon for your opinion :

REA Pasquale.

By command of Rear Admiral STONE:

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

Incls

239

2127

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

8255

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
1 Aug 45/

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
LOMBARDIA Region.

1. At the request of the Italian Government, I hereby GRANT the petition for pardon in the case of

MASCIOCCHI Giovanni.

2. Should, however, the above petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

By command of Rear Admiral STONE :

W. Z. BEHRENS,
Colonel,
Chief Legal Adviser,
for Chief Commissioner.

Incls:

2:8

2128

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

8954

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
2 Aug 45.

SUBJECT : Petition for Pardon.

TO : Commissioner (Attn: S.L.O.),
NAPLES Commune.

With reference to para 5 (b) of circular AC/4030/1/L of 10 April 1945, herewith the below listed petition for pardon for your opinion:

DARIO Vincenzo .

By command of Rear Admiral STONE :

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

Incl.

247

2129

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

8953

AFHQ

ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
2 Aug 45.

SUBJECT : Petitions for Pardon.

To : The Minister of Pardon and Justice.

Enclosed herewith the Petition for Pardon of BONGIOVANNI Vittorio "per competenza " and the Petition for Pardon of CRISCUOLO Franco for recommendation.

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

Incls.
2

236

2130

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

4020/6

8952

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
NAPLES COMMUNE
LEGAL DIVISION
APO 394

L-5040 30 July 1945

SUBJECT: Petitions for pardon (Italian cases)

TO : HQ., Allied Commission (For Attention of Legal Sub-Commission)

1. There are transmitted herewith in accordance with Executive Memo No.4, 7 February 1944; the following applications for pardon:

1) BUONGIOVANNI Vittorio — TOMS "per competenza"
2) DARIO Vincenzo — Ufficio Operativo Napoli SLO
3) CRISCUOLO Franca. → TOMS for decision.

For the Commissioner:

Frank L. Vecchiolla
FRANK L. VECCHIOLLA, by GBS
Major, J.A.G.D.,
Senior Legal Officer.

CCB/pv

235

CLO
DCLO
Chief Counsel
CJO
Italy

2131

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

6

8951

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /ps.
2 Aug 45.

SUBJECT : Petition for Deferment of Penalty.

TO : Commissioner (Attn: S.L.O.),
NAPLESCommune.

Will you please issue the necessary instructions that the Petition for Deferment of Penalty in the case of MELLONE Pasquale be GRANTED as recommended by the Minister of Pardon and Justice.

By command of Rear Admiral STONE:

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

234

LIED MILITARY GOVERNMENT
TRENTO PROVINCE

PLO/MLO/July/I4

To P.L.O. Venezie Region

From PLO Trento Province

Ref.

Date Trento I3/July/I945

SUBJECT Petition for pardon of CHIOCCHETTI MARIA.

To M.J. for recom.

Herewith petition of CHIOCCHETTI MARIA together with the record of the cases. The Procuratore del Regno opposes the petition. I see no merit in the Petition and the Petitioner is an individual of the worst type. I agree with the Procuratore del Regno.

C.L.P. Gilshenan Major
Provincial Legal Officer
Trento Province

233

Declassified E.O. 12356 Section 3.3/NND No. 955016

Herewith petition of CHIOCCHETTI MARIA together with the record of the cases. The Procuratore del Regno opposes the petition. I see no merit in the Petition and the Petitioner is an individual of the worst type. I agree with the Procuratore del Regno.

C.J.P. Gilshenan Major
Provincial Legal Officer
Trento Province

233

HQ. REGT'L
A. M. O.
8622
JUL 20 1945
RECEIVED

2133

Declassified e.o. 12356 Section 3.3/NND No. 785016

2134

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
27 Jul 45.

AC/4033/L.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
EMILIA Region.

1. At the request of the Italian Government, I hereby GRANT the Petition for Pardon in the case of the below listed petitioner.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

CAVINA Francesco.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel;
Chief Legal Advisor,
for Chief Commissioner.

2 Incls.

2135

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

fla

8945

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /ps.
27 Jul 45.

SUBJECT : Petition for Perdon.

TO : Regional Commissioner (Attn: R.L.O.),
LIGURIA Region.

1. At the request of the Italian Government, I hereby order that the penalty of four months imprisonment imposed in the case of the below listed petitioner be REMITTED forthwith provided the accused pays the amount of 3000 lire to the "Cassa delle Ammende" within 30 months after the date of this order. The fine of 10000 lire and the "ammende"of 1000 are not remitted.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

BARDONESCHI Luigi.

By command of Rear Admiral STONE :

W. E. SIMMONS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

2:1

Incls.

1

2136

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

S247

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa. 27 Jul 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
VENEZIE Region.

1. At the request of the Italian Government, I hereby order that the penalty of three months imprisonment in the case of the below listed petitioner be REMITTED forthwith provided the accused pays the amount of 5000 lire to the "Cassa delle Ammende" within two months after the date of the present order. The fine of 1000 lire and the "ammenda"of 1000 are NOT remitted.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall havebecome definitive.

MONZARDO Ferruccio.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls'

2137

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

4030

8946

HEADQUARTERS
VENEZIE REGION
ALLIED MILITARY GOVERNMENT
APO 394

26 July 1945

TO : Chief Legal Advisor, Legal Sub-Commission, H.Q., A.C.
(for Italian Branch)

SUBJECT : Transmission of documnets.

File No : RXII/LE/Reg/C/07

1. Enclosed herewith petition by GRASSO Giovanni for transmission to the Minister of Graco and Justice, if you think fit.

for Colonel,
Regional Legal Officer
Venezie Region.

229

LEGAL SUB COMMISION
CLO
DCLO
Chief Counsel
CJO
Italian Section
CLERKS
31 JUL 1945

2138

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

RECEIVED
27 JUL 1945
HQ AMG LOMBARDIA REG.

HEADQUARTERS
AMGOT MILITARY GOVERNMENT
BRESCIA PROVINCE

Legal
1945

REFERENCE: BR/220/W/253

SUBJECT : Transmission of documents

TO : HEADQUARTERS=LOMBARDIA REGION
Attn REGIONAL LEGAL OFFICER

25 July 1945.

Herewith enclosed documents forwarded from this Procura Generale of the Court of Appeal of Brescia for onward transmission to the Procuratore Generale del Regno of Floren=ce, please.

Capt.E.V. FALK
Officer i/c Ital.Courts
Brescia District

228

29 JUL 1945

2139

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

(9144)

HEADQUARTERS
LIGURIA REGION
ALLIED MILITARY GOVERNMENT
APO 394

Lig/Leg/40 28 July 1945

SUBJECT : Transmittal of Documents

TO : Headquarters Allied Commission
(Attn: Legal sub-Commission)

Herewith letter(s) for transmission to HIGH COURT of Justice, please.

For the Regional Commissioner:

W.G. NIDER,
Lt.Col. Cdn. Prov.C.,
Legal Regional Officer

Encl: letter(s)

2140

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

(1243)

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
28 Jul 45.

SUBJECT : Petitions for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
LOMBARDIA Region.

1. At the request of the Italian Government, I hereby GRANT the Petitions for Pardon in the case of the below listed petitioners.

2. Should, however, the below listed petitioners commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

MOIOLI Luigia
COLOMBO Anacleto
COLOMBO Pietro
BANDERA Giovanni.

BY Command of Rear Admiral STONE :

226

Incls.

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

2141

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

8242

APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
27 Jul 45.

SUBJECT : Petition for Pardon.

TO : Zone Commissioner (Attn: S.L.O.),
[illegible] Commune.

Enclosed herewith the below listed petition for pardon for your opinion :

GRAGNANIELLO Carmine.

By command of Rear Admiral STONE :

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

Incls.

225

2142

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
27 Jul 45.

AC/4030/L.

SUBJECT : Petitions for Pardon.

TO : Zone Commissioner (Attn: S.L.O.),
NAPLES Commune.

1. At the request of the Italian Government, I hereby GRANT the Petitions for Pardon in the case of the below listed petitioners.

2. Should, however, the below listed petitioners commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

CUCCI Giulia
ARGENTATO Luigi
DE MATTEO Angela
CROSSO Salvatore
PIAZZLLI Maria.

By command of Rear Admiral STONE:

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

224 Incls

2143

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

8240

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
27 Jul 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn : R.L.O.),
LOMBARDIA Region.

1. At the request of the Italian Government, I hereby GRANT the Petition for Pardon in the case of the below listed petitioner.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

GRASSI Giovanni.

By command of Rear Admiral STONE :

W. J. BISHOP,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls:
223

2144

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

8239

HEADQUARTERS ALLIED COMMISSION
ABO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa. 27 Jul 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.C.),
LOMBARDIA Region.

1. At the request of the Italian Government, I hereby GRANT the Petition for Pardon in the case of BONARDI Pietro.

2. Should,however, the above petitioner commit another offence within five years after the date of this order, the pardon shall berevoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Adviso r,
for Chief Commissioner.

2 2? Incls.

2145

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

938

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
27 Jul 45.

SUBJECT : Petitions for Pardon.

TO : Zone Commissioner (Attn: S.L.O.),
NAPLES Commune.

1. At the request of the Italian Government, I hereby REMIT the Petitions for Pardon in the case of the below listed petitioners.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

PISCO Rosa
STELLA Ida
PISANI Antonio.

By command of Rear Admiral STOLK :

[illegible]

[illegible],
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.
1

2146

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

File 4030

8287

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
NAPLES COMMUNE
LEGAL DIVISION
APO 394

I-5070

25 July 1945

SUBJECT: Petition for Pardon.

TO : HQ., Allied Commission (For Attention of Legal Sub-Commission)

1. Reference is made to your letter AC/4030/L, 23 July 1945, relative to the above subject.

2. I have carefully examined the file in the case of ZUNOLO Maria and recommend that the application for pardon be denied.

For the Commissioner:

Frank L. Vecchiolla
FRANK L. VECCHIOLLA,
Major, J.A.G.D.,
Senior Legal Officer.

CCB/pv

Counsel

2147

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

827

File 4030

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
NAPLES COMMUNE
LEGAL DIVISION
APO 394

L-5070 25 July 1945

SUBJECT: Petition for Pardon.

TO : HQ., Allied Commission (For Attention of Legal Sub-Commission)

1. Reference is made to your letter AC/4030/L, 23 July 1945, relative to the above subject.

2. I have carefully examined the file in the case of ZURCIO Maria and recommend that the application for pardon be denied.

For the Commissioner:

Frank L. Vecchiolla
FRANK L. VECCHIOLLA, by [illegible]
Major, J.A.G.D.,
Senior Legal Officer.

CCB/pv

230

Counsel

25 JUL 1945

2148

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
27 Jul 45.

SUBJECT : Petition for Pardon.

TO : Zone Commissioner (Attn: S.L.O.),
NAPLES Commune.

1. At the request of the Italian Government, I hereby GRANT the Petition for Pardon in the case of the below listed petitioner.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

CORRADO Giuseppe.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

219

2149

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

file

8235

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.

27 Jul 45.

AC/1030/L.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
EMILIA Region.

1. At the request of the Italian Government, I hereby DENY the Petition for Repeal of Security Measure in the case of GOMBI Arturo.

By command of Rear Admiral STONE :

W.E. EHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

2150

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB COMMISSION

/pa.
AC/4030/L. 27 Jul 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.)
LOMBARDIA Region.

1 At the request of the Italian Government, I hereby GRANT the Petition for Pardon in the case of the below listed petitioner.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

FAGNANI Luigi.

By command of Rear Admiral STONE :

J. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

2 | 7 Incls.

2151

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSI

8235

/pa.
26 July 45

AC/4030/L.

SUBJECT : Petition for Pardon.

TO : The Minister of Pardon and Justice.

Enclosed herewith the below listed Petition for Pardon for your recommendation please /-

CHIOCCHETTI Maria.

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

216

Encls.

2152

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

8234

/pa.
26 Jul 45.

AC/4030/L.

SUBJECT : Petition for Pardon.

TO : The Procuratore Generale Militare,
Via degli Acquasparta 2
ROME

Enclosed herewith the below listed petition for pardon fper competenza":

CHACKO Giuseppe.

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

Incls.

215

2153

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

8033

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.

AC/4030/L. 26 July 45.

SUBJECT : Domanda di Grazia.

ALLA Signora PIGUS Regina di Paolo
Via Tirso No.15
ORISTANO
(Sardegna)

La vostra domanda di grazia a favore di vostro marito CHACHO Giuseppe, indirizzata a questa Commissione Alleata, é stata trasmessa "per competenza" al Procuratore Generale Militare, Via degli Acquasparta ,2 -Roma.

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

214

2154

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

4030 2a

8232

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.

AC/4030/L. 17 Jul 45.

SUBJECT : Petition for Pardon.

TO : Commissioner (Attn: L.O.), LIVORNO Zone.

At the request of the Italian Government, I hereby order that the Petition for Pardon in the case of the below listed petitioner be DENIED;

BELLEI Aldo.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incl.

1st Ind.
Headquarters, LIVORNO ZONE, AMG, Zone Legal Office, 24 July 1945.
To : Hq, Allied Commission, APO 394.
(Attn: Chief, Legal Sub-Commission)

Order denying Petition for Pardon in the case of the above listed petitioner received and proper action taken.

213

For the Zone Commissioner:

Arber Johnson
ARBER JOHNSON
1st Lt. Infantry
Legal Officer

2155

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

HEADQUARTERS ALLIED COMMISSION
APO 394.
LEGAL SUB-COMMISSION

AC/4.930/L. 25 July 1945.

SUBJECT : Petition.

TO : The Procuratore Generale Militare - Via degli Acquasparta n. 2 ROME.

Herewith enclosed is a petition of TAMMARO Maria "per competenza"

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

Encl: 1 Petition.

2156

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

8230

HEADQUARTERS ALLIED?COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/40 D /L. /pa.
26 Jul 45.

SUBJECT : Domanda per risarcimento danni.

ALLa Signorina TAMMARO Maria
Via Diaz, 36

S. ANTIMO
(Napoli)

La vostra domanda indirizzata a questa Commissione Alleata é stata trasmessa, per competenza, al Procuratore Generale Militare, ROMA, Via degli Acquasparta 2.

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

2 1 1

2157

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

HEADQUARTERS ALLIED COMMISSION
AFO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
24 Jul 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
LOMBARDIA Region.

1. At the request of the Italian Government, I hereby order that the penalty of one month imprisonment in the case of the below listed petitioner be REMITTED forthwith provided the petitioner pays the amount of £.1500 to the "Cassa delle Ammende" within two months after the date of the present order. the fine of £.1000 in the same case is not remitted.

Should, however, the below listedpetitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

DE LUCCHI Giuseppe.

By command of Rear Admiral STONE :

N. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

2158

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

928

/pa.
AC/4030/L. 24 Jul 45.

SUBJECT : Petitions for Pardon.

TO : Zone Commissioner (Attn: S.L.O.),
NAPLES Commune.

1. At the request of the Italian Government, I hereby GRANT the petitions for pardon in the case of the below listed petitioners.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

ESPOSITO VINCENZO

CRISCUOLO AMANSIO.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

219

Incls.

2159

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

8297

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
24 Jul 45.

SUBJECT : Petition for Pardon.

TO : Zone Commissioner (Attn: S.L.O.),
NAPLES Commune.

At the request of the Italian Government, I hereby DENY the Petitionfor Pardon in the case of the below listed petitioner.

DEL GROSSO Pasqualina.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

2 /8

2160

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

8996

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa. 23 Jul 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.C.),
PIEMONTE Region.

1. At the request of the Italian Government, I hereby order that the penalty of four months and 15 days imprisonment in the case of the below listed petitioner be REMITTED forthwith provided the petitioner pays the amount of £3000 to the "Cassa delle Ammende" within two months after the date of the present order.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive .

CREMONA Angelo.

By command of Rear Admiral STONE :

W. R. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

237

Incls.

2161

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/40 D /L. /pa.
23 Jul 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.)
LIGURIA Region.

1. At the request of the Italian Government, I hereby GRANT the Petition for Pardon in the case of the below listed petitioner.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

BERTOLOZZI Pompeo.

By order of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

2 Incls.

2162

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
22 Jul 45.

AC/4030/L.

SUBJECT : Petition for Pardon.

TO : Zone Commissioner (Attn: S.I.O.).
NAPLES Commune.

1. At the request of the Italian Government, I hereby order that the penalty of one year imprisonment imposed in the case of the below listed petitioner BE REMITTED forthwith. The fine of 5000 lire in the same case is NOT remitted.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

ESPOSITO Emidio.

By command of Rear Admiral STONE :

W. E. PHREAR,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

2 55

2163

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
23 Jul 45.

AC/4030/L.

SUBJECT : Petition for Pardon.

TO : Zone Commissioner (Attn: S.L.O.),
NAPLES Commune.

With reference to para 5 (b) of circular AC/4630/1/L of 10 April 1945, herewith the below listed petition for pardon for your opinion:

ZOROLO Maria.

By command of Rear Admiral STONE :

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

Incls:

204

2164

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AG/4092/2/L. 1 pa.
22 Jul 45.

SUBJECT : Extraordinary Courts of Assize PADOVA and NOVARA- Death sentences - Petitions for Pardon.

TO : The Minister of Pardon and Justice.

Enclosed herewith the below listed petitions for pardon for your recommendation please ;

BUCCHI Alfo

VERZALENI Enrico.

G. G. HAMMAFORD,
Lt.Colonel.
Officer i/c Italian Branch.
For Chief Legal Adviser.

Incls.

233

2165

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

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
LOMBARDIA REGION
APO 394
Legal Division

Ref.: LEG/5008

19 July 1945

SUBJECT : Application for pardon.

TO : HQ. Allied Commission
(Legal Sub-Commission)

1. Herewith application for Pardon on behalf of BUCCHI Aldo sentenced to death at Padova on 19th June, whose appeal has been dismissed by Cassation.

For the Regional Commissioner :

H.M. DICKIE
W/CDR. RAF
Regional Legal Officer

Copy to : R.L.O. Venezie

LEGAL SUB-COMMISION
CLO
DCLO
Chief Counsel
CIO
Italian
Q. RKO
21 JUL 1945

2166

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

04 892 2

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
LOMBARDIA REGION
APO 394
Legal Division

Ref.: LEG/5008 19 July 1945

SUBJECT : Appeal for pardon.

TO : HQ. Allied Commission
(Legal Sub-Commission)

1. Herewith further appeal for pardon on behalf of Enrico Vezzalini sentenced to death at Novara on 14th June.

2. His appeal has been transmitted through Cardinal Schuster.

For the Regional Commissioner :

H.M. DICKIE
W/CDR. RAF
Regional Legal Officer

Copy to: R.L.O. Piemonte.

2[illegible] sent to MJ on 22 July 1945
VB

CIO
DCIO
Chief Counsel
CIO
Italian Section
CLERKS
21 III 1945

2167

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

HEAD QUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/Z. /pm.
22 Jul 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn : R.L.O.).
LIGURIA Region.

1. At the request of the Italian Government, I hereby order that the penalty of one month imprisonment, 200 lire fine and 100 lire "ammenda" imposed in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

ARDENTI Luigi.

By command of Rear Admiral STONE ;

[illegible],
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Encls.

2168

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

1030

BAD LAUTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AG/4030/A.

/pm.
22 Jul 45.

SUBJECT : Petitions for Pardon.

TO : The Minister of Pardon and Justice.

Enclosed herewith the below listed petitions for Pardon for your recommendation please :-

RICCIO Luigi
VICONI Domenico
LUCNCO Giuseppina
CORREALE Giuseppe
GIULIETTI Giuseppe
BERNOCCHI Riccardo
LEBOLI Luigi (

MUGRAVE THOMAS,
Italian Branch,
for Chief Legal Adviser.

Incln.

339

2169

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

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
NAPLES COMMUNE
LEGAL DIVISION
APO 394

L-5040 19 July 1945

SUBJECT: Petitions for Pardon (Italian cases)

TO : HQ., Allied Commission (For Attention of Legal Sub-Commission)

1. There are transmitted herewith in accordance with Executive Memo No.4, 7 February 1944, the following applications for pardon:

1) RICCIO Luigi
2) VISONE Domenico
3) LUONGO Giuseppina
4) ZURGIO Maria
5) CORREALE Giuseppe

For the Commissioner:

198

Frank L. Vecchiolla
FRANK L. VECCHIOLLA, 4466 B
Major, J.A.G.D.,
Senior Legal Officer.

CCB/pv

2170

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

HEADQUARTERS
LIGURIA REGION
ALLIED MILITARY GOVERNMENT
APO 394

Lig/Leg/55

WGE/sf
17 July 1945

SUBJECT : Epuration - GIULIETTI Giuseppe.

TO : Headquarters, Allied Commission - APO 394.
(Attn: Legal Sub-Commission)

1. Herewith is letter dated 27 June 1945 written by the nephew of the above name and attached thereto is a report.

2. Might the enclosures be forwarded to the appropriate Italian Authorities, please.

For the Regional Commissioner:

W.G. ELDER,
Lt. Col., Cdn. Prov. C.,
Regional Legal Officer.

Encl/

LEGAL SUB-COMMISSION
CLO
DCLO
Chief C...
CIO
20 JUL 1945

197

2171

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

4030

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
LOMBARDIA REGION
CREMONA PROVINCE

Legal

RECEIVED
18 JUL 1945
HQ AMG CR/IO/LEG.

17 July 1945

Subject: Italian Courts - Petitions for Grace.

To : Regional Legal Officer.

Herewith Petitions for Grace as under, received from the Procuratore del Regno:

a) BERNOCCHI, Riccardo.
b) EMBOLI, Luisa (Luigia)

196

L.A.SYLVESTER CAPT
Provincial Legal Officer

2172

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
AC/1030/L. 22 Jul 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
LIGURIA Region.

1. At the request of the Italian Government, I hereby order that the fine of 200 lire and 200 lire "ammenda" in the case of the below listed petitioner be REMITTED forthwith .

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have becomedefinitive.

SALVATORE Giuseppina.

By command of Rear Admiral STONE :

195

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
For Chief Commissioner.

Incls.

2173

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AO/4030/L. /pa.
22 Jul 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.);
VENEZIE Region.

1. At the request of the Italian Government, I hereby order that the penalty of three months imprisonment in the case of the below listed petitioner be REMITTED forthwith provided the petitioner pays the amount of 9000 lire to the cassa dello "ammende" within two months after the date of the presente order. The fine of 1000 lire in the same case is not remitted.

2. Should,however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

MONZARDO Vincenzo.

By command of Rear Admiral STONE :

294

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Ingls.

2174

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
22 Jul 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
VENEZIE Region.

1. At the request of the Italian Government, I hereby order that the penalty of one month imprisonment and 800 lire fine in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

TONON Angela.

By command of Rear Admiral STONE :

193

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Inlcs.

2175

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L.

/pa.
22 Jul 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn. M.L.O.).
VENEZIE Region.

1. At the request of the Italian Government, I hereby order that the Petition for Pardon in the case of the below listed petitioner be DENIED :

MARCHIORI Egisto.

By command of Rear Admiral STONE :

W. E. PENNEY,
Colonel,
Chief Legal Adviser,
for Chief Commissioner.

Incls.

1/2

2176

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
AC/4030/L. 22 Jul 45.

SUBJECT : Petition for Pardon.

TO : Zone Commissioner (Attn: S.L.O.),
HAFLES Commune.

1. At the request of the Italian Government, I hereby order that the fine of 2000 lire imposed in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

FERRARO Vincenzo.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

2177

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

APO 394
LEGAL SUB-COMMISSION:

AG/4030/L. /pa.
22 Jul 45.

SUBJECT : Petition for Pardon.

TO : Zone Commissioner (Attn: P.W.B.).
NAPLES Command.

1. At the request of the Italian Government, I hereby order that the Petition for Pardon in the case of the below listed petitioner be DENIED.

RICCIO Ciro.

BY command of Rear Admiral [illegible]:

W. E. [illegible],
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

120

2178

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/40 30/L. /pa.

22 Jul 45.

SUBJECT : Petition for Pardon.

TO : Zone Commissioner (Attn: S.I.C.),
NAPLES Commune.

1. At the request of the Italian Government, I hereby order that the remaining penalty of two months imprisonment and 1000 lire fine in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

ESPOSITO Salvatore.

By command of Rear Admiral STONE,

W. E. [redacted],
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Encls.

2179

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pe.
22 Jul 45.

SUBJECT : Petition for Pardon .

TO : Zone Commissioner (Attn, S.L.O.),
NAPLES Comune.

1. At the request of the Italian Government, I hereby order that the Petition for Pardon in the case of the below listed petitioner be DENIED :

LAURENTI Mentore.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Encls.

158

2180

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
19 July 1945.

SUBJECT : Petition for Pardon.

TO : Zone Commissioner (Attn: Senior Legal Officer),
NAPLES Commune.

1. At the request of the Italian Government, I hereby order that the penalty of 2 years imprisonment in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

MUROLO Vincenzo.

By command of Rear Admiral STONE:

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

157

Incl.

2181

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.

AC/4030/L. 19 July 1945.

SUBJECT : Petition for Pardon.

TO : Zone Commissioner (Attn: Senior Legal Officer), NAPLES Commune.

1. At the request of the Italian Government, I hereby order that the penalty of 2 years imprisonment in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

MUROLO Vincenzo.

By command of Rear Admiral STONE:

K. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

1 : 7

Incl.

2182

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

MINISTERO DI GRAZIA E GIVSTIZIA

Direzione Generale degli Affari Penali della Grazia della Statistica e del Casellario

Uffici V Grazie
Div. V° 2986 / 45
Risposta all'V°
del
Oggetto MUROLO Vincenzo
domanda di grazia

Roma 10.7.1945

All'la COMMISSIONE ALLEATA
SOTTOCOMMISSIONE LEGALE
ROMA

All. I Fasc.

Per i provvedimenti di competenza si inviano gli acclusi atti relativi all'istanza per grazia proposta a favore del ricorrente in oggetto, condannato con sentenza 30.7.1942 del pretore di Napoli alla pena di anni due di reclusione per mancata esecuzione dolosa del provvedimento del giudice col quale veniva disposto l'affidamento della figlia minore alla moglie .

Con l'occasione tenuto conto delle favorevoli informazioni assunte, del perdono da parte della moglie e della circostanza che il Murolo potrebbe fruire dei benefici concessi col R.D. di amnistia e condono del 5.4. 1944 n. 96, se questo fosse applicabile nella città di Napoli, d'accordo col Procuratore del Regno e col Procuratore Generale, esprimo parere favorevole al condono condizionale della pena anzidetta .

PEL MINISTRO
(A. Spallanzani)

2183

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

8204

?APO 394
LEGAL SUB-COMMISSION

/pa.
AC/4030/L. 19 Jul 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
LIGURIA Region.

1. At the request of the Italian Government, I hereby order that the fine of 1000 lire and 200 lire "ammenda" in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

BUONCOMPAGNI Febeo.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

1-0

Incls.

2184

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

MINISTERO DI GRAZIA E GIUSTIZIA

Direzione Generale degli Affari Penali
della Grazia della Statistica e del Casellario

Ufficio IV GRAZIE
Prot. N° 5399/45
Risposta al f. N°
Ad

Roma 13.7.1945

Oggetto BUONCOMPAGNI Febeo
istanza per grazia

All. varii

Alla COMMISSIONE ALLEATA
SOTTOCOMMISSIONE LEGALE
ROMA

In riferimento al foglio AC/4030/L in data 27 giugno u. di codesta Commissione Alleata, si rendono gli uniti atti relativi all'istanza per grazia del nominato in oggetto, condannato, con sentenza 2.3.1944 del Tribunale di Lucca, a L. 1000 di multa e L. 200 di ammenda , per aver venduto abusivamente ed a prezzo maggiorato, due pacchetti di sigarette "Nazionali" .

E, in considerazione della lievissima entità del fatto, e delle misere condizioni del condannato, inabile a proficuo lavoro per la sua tarda età e per invalidità fisica, d'accordo con l'avviso espresso dal Procuratore del Regno, si propone il condono condizionale della cennata pena .

PEL MINISTRO
(A. Spallanzani)

2185

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

8202

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
19 July 1945.

AC/4030/L.

SUBJECT : Petition for security measure.

TO : Regional Commissioner (Attn: Regional Legal Officer),
VENEZIE Region.

At the request of the Italian Government, I hereby order that the Petition for repeal of security measure in the case of the below listed petitioner be DENIED.

GALLO Giovanni.

By command of Rear Admiral STONE:

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incl.

1-3

2186

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

MINISTERO DI GRAZIA E GIUSTIZIA

Direzione Generale degli Affari Penali
delle Grazie delle Statistiche e del Cerimoniale

Ufficio IV Grazie
Prot. N° 3384 / 43
Risposta al foglio N°
del
OGGETTO GALLO Giovanni -
revoca misura di sicurezza
All. I Fasc.

Roma I3.7.I945

Al la COMMISSIONE ALLEATA
S. C. L.
ROMA

Si trasmette l'istanza per la revoca anticipata della misura di sicurezza detentiva del manicomio giudiziario inflitta al ricorrente in oggetto, dal Tribunale di Venezia il I8.11.I943 .

Il Gallo, come risulta dagli atti è attualmente ancora infermo di mente per forma delirante, e quindi in caso di revoca della misura di sicurezza dovrebbe essere rinchiuso in manicomio civile . Si esprime pertanto parere contrario alla richiesta di revocare in anticipo la misura di sicurezza detentiva inflittagli .

PEL MINISTRO

(A. Spallanzani)

1-?

2187

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
19 July 1945.

AC/4030/L.

SUBJECT : Petition for Pardon.

TO : Zone Commissioner (Attn: Senior Legal Officer),
NAPLES Commune.

At the request of the Italian Government, I hereby order that the Petition for pardon in the case of the below listed petitioner be DENIED.

OLIVA Gennaro.

By command of Rear Admiral STONE:

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incl.

2188

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

MINISTERO DI GRAZIA E GIVSTIZIA

Direzione Generale degli Affari Penali delle Grazie della Statistica e del Casellario

Ufficio IV GRAZIE
Prot. N° 4390/45
Risposta al foglio N° AC/4030/L
del 29.6.45

Roma 13.7.1945

All' la COMMISSIONE ALLEATA
S. C. L.
ROMA

Oggetto OLIVA Gennaro
domanda di grazia

All. I Fasc.

Si ritornano gli acclusi atti, relativi alla istanza per grazia a favore del ricorrente in oggetto, condannato alla pena di anni uno di reclusione e di L. 2000 di multa per concorso in tentato furto aggravato .

Con l'occasione, date le sfavorevoli informazioni ed i non buoni precedenti penali, d'accordo col Procuratore del Regno si esprime parere contrario all'accoglimento della domanda .

PEL MINISTRO

(A. Spallanzani)

2189

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa. 19 Jul 45.

SUBJECT : Petition for Deferment of Penalty.

TO : Zone Commissioner (Attn: S.L.O.),
NAPLES Commune.

Will you please issue the necessary instructions that the Petition for Deferment of Penalty in the case of RICCIOTTI Giuseppe be GRANTED as recommended by the Minister of Pardon and Justice.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

6-9

2190

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

BEST COPY POSSIBLE

2191

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

MINISTERO DI GRAZIA E GIUSTIZIA

Direzione Generale degli Affari Penali
delle Grazie della Magistratura e del Casellario

Ufficio V Grazie
Prot. N° 5182/45
Risposta al foglio N°
del

Roma 7.7.45

LA COMMISSIONE ALLEATA
S. C. L.
ROMA

OGGETTO: RICCIOTTI Giuseppe
istanza per differimento esecuzione pena

Allegati

RICCIOTTI Giuseppe è stato condannato con 3 decreti penali dal Pretore di Napoli a complessive lire 900 di multa per aver venduto patate, pesche e limoni a prezzi maggiorati .

Poichè ha 2 figli prigionieri di guerra, che erano di valido aiuto alla famiglia, ha presentato istanza per il differimento dell'esecuzione della pena, ai sensi dell'art. 6 legge 9.7.1940 n. 924 .

Si inviano gli uniti atti a codesta On. Commissione e tenuto conto che il ricorrente ha altri 2 figli minori a carico, insieme con un nipote orfano di entrambi i genitori e una figlia ferita da incursione aerea, si ritiene che l'esecuzione della pena possa arrecare grave pregiudizio alla famiglia del condannato e si esprime pertanto parere favorevole per il differimento dell'esecuzione della pena ai sensi dell'art. 6.L. 9.7.1940 .

PEL MINISTRO
(A. Spallanzani)

14 LUG 1945

2192

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

8196

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa°
19 Jul 45.

SUBJECT : Petition for Pardon.

TO : Zone Commissioner(Attn: S.L.O.),
NAPLES Commune.

1. At the request of the Italian Government, I hereby order tha the penalty of 20 days imprisonment and 1000 lire fine in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

FASOLETTI Antonio .

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor;
for Chief Commissioner.

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Incls.

2193

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

MINISTERO DI GRAZIA E GIVSTIZIA

Direzione Generale degli Affari Penali
delle Grazie della Statistica e del Casellario

Roma 9.7.45

Ufficio IV GRAZIE
Prot. N° 5192 / 45
Risposta all'f. N°
del
OGGETTO FASOLETTI Antonio di
ignoti - istanza per grazia

Alla COMMISSIONE ALLEATA
S. C. L.
ROMA

Si trasmettono, per competenza, gli atti relativi all'istanza per grazia del nominato in oggetto, condannato, con sentenza IO.7.I944 del Tribunale di Napoli, per avere acquistato il 30.I2.I943 , al fine di farne commercio, Kg. 4 di mozzarella violando le norme sul razionamento di detto genere .

Nell'occasione, tenuto conto della lieve entità del fatto, dei buoni precedenti e delle misere condizioni economiche del Fasoletti,Antonio, il quale avrebbe potuto fruire dei benefici di cui al R.D. 5.4.I944 n. 96 , qualora il territorio del comune di Napoli fosse stato restituito all'amministrazione del Governo italiano, d'accordo col Procuratore del Regno, si propone il condono condizionale dell'anzicennata pena .

PEL MINISTRO
(A. Spallanzani)

1 LUG 1945

2194

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

8194

AC/4030/L. /ps.
20 Jul 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
VENEZIA Region.

1. At the request of the Italian Government, I hereby order that the remaining penalty of 500 lire fine in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

CALZAVARA Gaetano.

By command of Rear Admiral STONE :

A. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

175
Incls.

2195

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

Mod. 40

Ministero di Grazia e Giustizia

DIREZIONE GENERALE DEGLI AFFARI PENALI
DELLE GRAZIE DELLA STATISTICA E DEL CASELLARIO

Ufficio IV GRAZIE

Ref. N° 5400/45

Roma 14.7.1945/A. XXIII

ALLA COMMISSIONE ALLEATA
S. C. L. ROMA

Risposta al f. del
Div. Sez. N°

OGGETTO CALZAVARA Gaetano
Domanda di grazia

All. 1 fasc.

Per i provvedimenti di competenza si trasmette l'acclusa domanda di grazia a favore del ricorrente in oggetto, condannato alla pena di mesi tre di reclusione e L. 500 di multa dal Tribunale di Venezia, con sentenza del 20.4.1943 per mancata consegna di una caldaia di rame, della quale era stato disposto il conferimento obbligatorio .

Con l'occasione dati i buoni precedenti del ricorrente, che è coniugato con tre figli minori, a carico, e che ha già espiata la pena detentiva, si esprime parere favorevole al condono condizionale della residua pena di L. 500 di multa .

PEL MINISTRO

19 JUL 1945

2196

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

(8192)

HEADQUARTERS ALLIED COMM. SION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
20 Jul 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
VENEZIA Region.

1. At the request of the Italian Government, I hereby order that the "multa fissa" of 250 lire and the "multa proporzionale" of 2350 lire in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

ORAZZA Pietro.

By command of Rear Admiral STONE :

N. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

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Incls.

2197

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

Ministero di Grazia e Giustizia

DIREZIONE GENERALE DEGLI AFFARI PENALI
DELLE GRAZIE DELLA STATISTICA E DEL CASELLARIO

IV Grazie

Ufficio
Sez. I° 4715/45

Mod 40

Roma 10.7.1945

ALLA COMMISSIONE ALLEATA
SOTTOCOMMISSIONE LEGALE
ROMA

Riferire al foglio
Div. Sez. N°

OGGETTO Istanza di grazia di
CORAZZA Pietro

All. I Fasc.

Si trasmette, per competenza, l'accluso fascicolo, concernente un'istanza di grazia del ricorrente in oggetto relativa a condanna inflittagli dal Tribunale di Verona con sentenza 24 giugno 1941 a L. 250 di multa fissa e Lire 2350 di multa proporzionale per contrabbando di Kg. 47 di tabacco in foglie .

Tenuto conto dei suoi buoni precedenti penali e dei pareri favorevoli del P.M. e degli organi finanziari , si esprime parere favorevole al condono condizionale della multa fissa L. 250 e della proporzionale in L. 2350 .

PEL MINISTRO
(A. Spallanzani)

2198

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4230/L. /Pa.
20 Jul 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
LIGURIA Region.

1. At the request of the Italian Government, I hereby order that the remaining penalty of 9000 lire fine in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

CAPURRO Enrico.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

2199

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

MINISTERO DI GRAZIA E GIUSTIZIA

Direzione Generale degli Affari Generali delle Grazie della Statistica e del Casellario

Affare Gab. N°
Registro dell'Ufficio N°

IV Grazie
5359 / 45

Roma I3.7.I945

All la COMMISSIONE ALLEATA
S. C. L. ROMA

Oggetto CAPURRO Enrico Onorato
istanza per grazia

All. varii

Si trasmettono, per competenza, gli atti relativi all'istanza per grazia del nominato in oggetto, condannato, con sentenza 20.3.I94I del Tribunale di Genova a L. IO.COO di ammenda, di cui L. IOOO già pagate, quale colpevole di fabbricazione clandestina di sapone, di vendita di sapone a prezzi maggiorati, in violazione delle disposizioni intese a disciplinare il razionamento e di acquisto illegittimo di materie prime atte alla saponificazione .

Nell'occasione, in considerazione delle mediocri condizioni economiche del Capurro e del fatto che costui avrebbe potuto essere ammesso a fruire dei benefici di cui al R.D. 5.4.I944 n. 96, qualora fossero stati estesi ai territori tuttora sottoposti all'A.M.G.

./.

2200

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

8185

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
20 Jul 45.

AC/4030/L.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
PIEMONTE Region.

1. At the request of the Italian Government, I hereby order that the remaining penalty of eight days imprisonment in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

CORBELLINI Arturo.

By command of Rear Admiral STONE :

169

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

2201

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

A-2

8187

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /ps.
19 Jul 45.

SUBJECT : Petition for Deferment of penalty.

TO : Regional Commissioner (Attn: R.L.O.),
LIGURIA Region.

Would you please issue the necessary instructions that the Petition for Deferment of Penalty in the case of the case of MARANI Sante be GRANTED as recommended by the Minister of Pardon and Justice.

By command of Rear Admiral STONE :

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

Incls.

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2202

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L.

/mt.
19 July 1945.

SUBJECT : Petition for Pardon.

TO : Zone Commissioner (Attn. S.L.O.).
NAPLES Commune.

1. At the request of the Italian Government, I hereby order that the penalty of 20 days imprisonment and 1000 lire fine in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

NOTARIANNI Francesco di Pasquale.

By command of Rear Admiral STONE.

W. L. BEEBE.
Colonel.
Chief Legal Advisor.
for Chief Commissioner.

Encl.

2203

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

HEADQUARTERS
LIVORNO PROVINCE
ALLIED MILITARY GOVERNMENT

19 JUN 1945

185

19 June 1945

File : P.L.O. 1370/B/10

Subject : Petition for Conditional Liberty.

To : Regional Commissioner, Toscana Region.
(Attn : Regional Legal Officer)

1. Letter AC/4030/L, dated 5 June 1945, subject as above, and 1st Indorsement thereto, dated 8 June 1945, received.

2. In accordance with Legal Instructions NO 1, and letter AC/4030/1/L, dated 16 April 1945, the local Procuratore del Regno has been directed by letter to execute the order, and acknowledged copy of the letter is attached.

For the Provincial Commissioner :

Arthur Johnson
ARTHUR C. JOHSON
1st Lt. Infantry
P.L.O. Livorno

156

2204

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

HEADQUARTERS
LIVORNO PROVINCE
ALLIED MILITARY GOVERNMENT

File: P.L.O. 1370/B/10 — 19 June 1945

Subject: Petition for Conditional Liberty.

To: Regional Commissioner, Toscana Region.
(Attn: Regional Legal Officer)

1. Letter AC/4030/L, dated 5 June 1945, subject as above, and 1st Indorsement thereto, dated 8 June 1945, received.

2. In accordance with Legal Instrucions NO 1, and letter AC/4030/1/L, dated 16 April 1945, the local Procuratore del Regno has been directed by letter to execute the order, and acknowledged copy of the letter is attached.

For the Provincial Commissioner:

Arber Johnson
ARBER JOHNSON
1st Lt. Infantry
P.L.O. Livorno

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2205

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

HEADQUARTERS
LIVORNO PROVINCE
ALLIED MILITARY GOVERNMENT

11 Giugno 1945

File: P.L.O. 1370/B/10

Subject: Istanza per liberazione Condizionale.

To: Procuratore del Regno.Livorno.

1. Si allegano il fascicolo concernente la domanda per Liberazione Condizionale presentata da URSELLI Arcangelo,detenuto nello Stabilimento Penale di Pianosa,e traduzione dall'originale inglese del decreto con cui il Capo Consigliere Legale della Commissione Alleata ha,su proposta del Governo Italiano,accordato la Liberazione Condizionale.

2. Vorrete pertanto provvedere alla scarcerazione del detenuto e farci pervenire un cortese cenno di ricevuta.

Per il Commissario Provinciale :

ARBER JOHSON
1st Lt.Infantry
P.L.O.,Livorno

N. 83/ris R. Pl.
Livorno, 15 - 6 - 1945

Il Giudice di Sorveglianza

164

2206

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

HEADQUARTERS
LIVORNO PROVINCE
ALLIED MILITARY GOVERNMENT

19 JUN 1945

19 June 1945

File : P.L.O.1369/3/10

Subject : Petition for Conditional Liberty.

To : Regional Commissioner, Toscana Region.
(Attn : Regional Legal Officer)

1. Letter AC/4030/L, dated 5 June 1945, subject as above, and 1st Indorsement thereto, dated 8 June 1945, received.

2. In accordance with Legal Instructions NO.1, and letter AC/4030/1/L, dated 16 April 1945, the Legal Procuratore del Regno has been directed by letter to execute the order, and acknowledged copy of the letter is attached.

For the Provincial Commissioner :

Arker Johnson
ARKER JOHNSON
1st Lt. Infantry
P.L.O., Livorno

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2207

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

HEADQUARTERS
LIVORNO PROVINCE
ALLIED MILITARY GOVERNMENT

19 June 1945

File : P.L.O.1369/B/10

Subject : Petition for Conditional Liberty.

To : Regional Commissioner, Toscana Region.
(Attn : Regional Legal Officer)

1. Letter AC/4030/L, dated 5 June 1945, subject as above, and 1st Indorsement thereto, dated 8 June 1945, received.

2. In accordance with Legal Instructions NO.1, and letter AC/4030/1/L, dated 16 April 1945, the local Procuratore del Regno has been directed by letter to execute the order, and acknowledged copy of the letter is attached.

For the Provincial Commissioner :

Arber Johnson
ARBER JOHNSON
1st Lt. Infantry
P.L.O., Livorno

2208

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

HEADQUARTERS
LIVORNO PROVINCE
ALLIED MILITARY GOVERNMENT

918

File: P.L.O.1269/B/10

11 Giugno 1945

Subject: Istanza per Liberazione Condizionale.

To: Procuratore del Regno. Livorno.

1. Sia allegano il fascicolo concernente la domanda per Liberazione Condizionale presentata da ROMANO, Carmine, detenuto nello Stabilimento Penale di Pianosa, e traduzione dall'originale inglese del decreto con cui il Vice Capo Consigliere Legale della Commissione Alleata ha,su proposta del Governo Italiano, accordato la Liberazione Condizionale.

2. Vorrete pertanto provvedere alla scarcerazione del detenuto e farci pervenire un cortese cenno di ricevuta.

Per il Commissario Provinciale :

ARBER JOHNSON
1st Lt.Infantry
P.L.O., Livorno

N° 8401 R.G.
Livorno, 15-6-1945

161

2209

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

8179

HEADQUARTERS ...
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
18 Jul 45.

SUBJECT : Petition for Reduction of penalty.

TO : Regional Commissioner (Attn: Regional Legal Officer), LIGURIA Region.

1. At the request of the Italian Government, I hereby order that the fine of 2000 lire imposedin the case of the below listed petitioner be REDUCED to 500 lire .

2. Should,however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

BIANCHI Francesco.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
For Chief Commissioner.

Incl.

169

2210

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

(818)

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
18 Jul 45.

SUBJECT : Petition for Reduction of fine.

TO : Regional Commissioner (Attn: R.L.O.),
LIGURIA Region.

1. At the request of the Italian Government, I hereby order that the fine of 3000 lire in the case of the below listed petitioner be reduced to 500 lire and the 200 lire "ammenda" in the same case be REMITTED.

2. Should, however, the below listed petitioner commit another offence within five years afterbthendate of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

TORRIELLI Armando.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Inclu.
159

2211

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.

AC/4030/L.

18 Jul 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
PIEMONTE Region.

1. At the request of the Italian Government, I hereby order that the fine of 1000 lire imposed in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

MARCONE Felice.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

258

2212

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
18 Jul 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
LIGURIA Region.

1. At the request of the Italian Government, I hereby order that the remaining penalty of nine months and 11 days imprisonment in the case of the below listed petitioner be REMITTED forthwith. The fine and "ammenda" are not remitted.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

NUTINI Giovanni.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incl.

2213

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

875

HEADQUARTERS ALLIED ...
APO 394
LEGAL SUB-COMMISSION

AC/4030/L.

AP/pa.
18 Jul 45.

SUBJECT : Petition for Pardon.

TO : The Minister of Pardon and Justice.

Enclosed herewith for your re ommendation the below listed petitions for pardon:

LUONGO Nicola
GENTILE Vincenzo
BATTAGLIA Alfonso.

MULGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

"Incls"

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2214

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

4530

8174

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
NAPLES COMMUNE
LEGAL DIVISION
APO 394

L-5040 14 July 1945

SUBJECT: Petitions for pardon (Italian cases)

TO : HQ., Allied Commission (For Attention of Legal Sub-Commission)

1. There are transmitted herewith in accordance with Executive Memo No.4, 7 February 1944, the following applications for pardon:

1) LUONGO Nicola
2) GENTILE Vincenzo
3) BATTAGLIA Alfonso

For the Commissioner:

Frank L. Vecchiolla
FRANK L. VECCHIOLLA, by CCB
Major, J.A.G.D.,
Senior Legal Officer.

135 CCB/pv

8 JUL 1945

2215

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

873

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.

AC/4030/L. 17 Jul 45.

SUBJECT : Petitions for Pardon.

TO : The Minister of Pardon and Justice.

Enclosed herewith the below listed petitions for pardon for your recommendation please.

GUIDA Domenico
FIRONE Anna.

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

Incls.

154

2216

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

4030

812

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
NAPLES COMMUNE
LEGAL DIVISION
APO 394

L-5040 13 July 1945

SUBJECT: Petitions for pardon (Italian cases)

TO : HQ., Allied Commission (For Attention of Legal Sub-Commission)

1. There are transmitted herewith in accordance with Executive Memo No.4, 7 February 1944, the following applications for pardon:

1) GUIDA Domenico
2) PIRONE Anna.

To Ministry for Justice

For the Commissioner:

Frank L. Vecchiolla
FRANK L. VECCHIOLLA, by CCB
Major, J.A.G.D.,
Senior Legal Officer.

133 CCB/pv

CIO
DCI.O
Chief Counsel
CJO
Section Director
C. RIS

11 JUL 1945

2217

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

8171

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
17 Jul 45.

SUBJECT : Petition for Pardon .

TO : Regional Commissioner (Attn: R.L.O.),
EMILIA Region.

At the request of the Italian Government, I hereby order that the Petition for pardon in the case of the below listed petitioner be DENIED.

MIGANI Giovanni.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incl .

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2218

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

8170

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
17 Jul 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner(Attn: R.L.O.),
PIEMONTE Region.

At the request of the Italian Government, I hereby order that the Petition for Pardon in the case of the below listed petitioner be DENIED.

BIANCO Alessandro.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

1 Incl.

2219

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

8169

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
17 Jul 45.

SUBJECT : Petitions for Pardon.

TO : Zone Commissioner (Attn: S.L.O.),
NAPLES Commune .

At the request of the Italian Government, I hereby order that the Petitions for Pardon in the case of the below listed petitioners be DENIED:

NASTI Giovanni
FABOZZI Filomena
SERESCIA Pasquale.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

2220

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

8168

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.

17 Jul 45.

AC/4030/L.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
VENEZIE Region.

1. At the request of the Italian Government, I hereby order that the fine of 1000 lire imposed in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order , the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

PIPPAN Giovanna.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

1 : 9

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB_COMMISSION

AC/4030/L.

AP/pa.
17 Jul 45.

SUBJECT : Petition for Pardon - PANELLI Renato.

TO : The Minister of Pardon and Justice.

With reference to your Prot.No.3109/45 (Ufficio IV Grazie) of 7 July 1945 please be advised that the petition for pardon in the case of the above mentioned accused has been denied in accordance with "parere" of the Ministry of 28 March 1945.

G. G. HANNAFORD,
Lt.Colonel,
Officer i/c Italian Branch,
for Chief Legal Advisor.

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2222

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

Mod 40

Roma 7.7.45 1945

Ministero di Grazia e Giustizia
DIREZIONE GENERALE DEGLI AFFARI PENALI
DELLE GRAZIE DELLA STATISTICA E DEL CASELLARIO

Ufficio IV Grazie
Sez. 1ª 3109 / 45

Alla COMMISSIONE ALLEATA
S.C. L. ROMA

Risposta al f. del
Div. Sez. N.

OGGETTO PANELLI RENATO : istanza per grazia

Si prega far conoscere, con cortese sollecitudine, l'esito dell'istanza per grazia a favore del nominato in oggetto, condannato, con sentenza 1.12.1944 del Tribunale di Arezzo; ad anni 1 e mesi 6 di reclusione, a L. 4500 di multa, per ricettazione continuata : istanza che venne trasmessa, per competenza, a codesta Commissione Alleata con parere contrario al suo accoglimento, con ministeriale 28.3.1945 pari numero .

D'ORDINE DEL MINISTRO

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB_COMMISSION

AC/4030/L. /pa.
17 Jul 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
PIEMONTE Region.

1. At the request of the Italian Government, I hereby order that the fine of 300 lire imposed in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of the condemnation for the new offence shall have become definitive.

BORGHELLO Ester.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

2224

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa: 17 Jul 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner(Attn: R.L.O.),
PIEMONTE Region.

1. At the request of the Italian Government, I hereby order that the fine of 4000 lire imposed in the case of the below listed petitioner be REMITTED forthwith.

2. Should,however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

BERRONE Clementina.

By command of Rear Admiral STONE :

W. H. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

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2225

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /ps.
17 Jul 45.

SUBJECT : Petition for Pardon.

TO : Commissioner (Attn: L.O.), LIVORNO Zone.

At the request of the Italian Government, I hereby order that the Petition for Pardon in the case of the below listed petitioner be DENIED;

BELLEI Aldo.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incl.

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

TRIBUNALE

DI [illegible] EMILIA

Sez. 3ª Uff. Sorv.

Risposta alla Nota

del

N. Sez.

OGGETTO

Bologna li 4/7/1945

Oggetto: Det. BELLEI Aldo fu Egidio

AL MINISTERO DELLA GIUSTIZIA

R O M A

V. si restituisce l'unito fascicolo, poichè si ha l'impressione che erroneamente sia pervenuto a questo ufficio.

IL GIUDICE DI SORVEGLIANZA

Bolognesi - Buonsanti

Mod. 805 MG.

Roma 13-7-1945 19 A

Ministero di Grazia e Giustizia

DIREZIONE GENERALE
PER GLI ISTITUTI DI PREVENZIONE E DI PENA

Alla Commissione Alleata
Sottocommissione Legale
R O M A

Ufficio Lib. Condiz.
Prot. N° 81607 (carceri)

Rispostando N°
del

OGGETTO condannato BELLEI ALDO fu Egidio
liberazione condizionale

Alleg. 1. Fasc. Raccomandata

E' stata restituita a questo Ministero dal Giudice di sorveglianza di Reggio Emilia, con l'acclusa nota del 4 luglio u.s., l'unita pratica di liberazione condizionale già trasmessa a codesta On. Commissione Alleata con nota di 15 giugno precedente pari numero.

Poichè trattasi di evidente disguido postale, si ritorna detta pratica, la cui decisione compete, in base ai vigenti accordi, all'Autorità Alleata.

pel M I N I S T R O

142

LEGAL SUBCOMMISSION
CLO

Declassified E.O. 12356 Section 3.3/NND No. 785014

All.g.1.Racc. Raccomandata

E' stata restituita a questo Ministero dal Giudice di sorveglianza di Reggio Emilia, con l'acclusa nota del 4 luglio a.s., l'unita pratica di liberazione condizionale già trasmessa a codesta On. Commissione Alleata con nota di 15 giugno precedente pari numero.

Poichè trattasi di evidente disguido postale, si ritorna detta pratica, la cui decisione compete, in base ai vigenti accordi, all'Autorità Alleata.

pel M I N I S T R O

142

LEGAL SUB COMMISSION
G.I.O.
1 JUL 1945

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

2229

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
17 Jul 45.

AC/4030/L.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
VENEZIE Region.

1. At the request of the Italian Government, I hereby order that the penalty of 15 days imprisonment and 125 lire fine in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

ANDRETTA Lucia.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incl.

2230

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-Commission

AC/4030/L. /pa. 15 Jul 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: RegionalLegal Officer), LIGURIA Region.

1. At the request of the Italian Government, I hereby order that the penalty of two months imprisonment and 2000 lire fine in the case of the below listed petitioners be REMITTED forthwith.

2. Should, however, the below listed petitioners commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

GIUNFREDI Orlando
MATTEUCCI Filomena.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor.
for Chief Commissioner.

Incls.

1/0

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pe.
17 Jul 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
EMILIA Region.

At the request of the Italian Government, I hereby order that the Petition for Pardon in the case of the below listed petitioner be DENIED :

MACCHI Mario.

By command of Rear Admiral STONE :

M. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incl:

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2232

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa. 16 Jul 45.

SUBJECT : Petition for Pardon.

TO : Zone Commissioner (Attn: S.L.O.),
NAPLES Commune.

At the request of the Italian Government, I hereby order that the Petition for Pardon in the case of the below listed petitioner be DENIED:

RAIMONDI Francesco.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

2233

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

HEADQUARTERS ALLIED COMMISSION
APO? 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa. 16 Jul 45.

SUBJECT : Petition for Pardon.

TO : The Minister of Pardon and Justice.

Herewith the below listed petition for pardon for your recommendation please:

SCARABELLI MARIO.

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

Incl.

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2234

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
16 Jul 45.

SUBJECT : Petition for Pardon.

TO : Zone Commissioner (Attn: S.L.O.),
NAPLES Commune.

1. At the request of the Italian Government, I hereby order that the remaining penalty of three months imprisonment and 5000 lire fine in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

ESPOSITO Salvatore.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor.
for Chief Commissioner.

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
16 Jul 45.

SUBJECT : Petition, for Pardon/

TO : Regional Commissioner (Attn: R.L.O.),
LIGURIA Region.

1. At the request of the Italian Government, I hereby order that the fine of 2000 lire and the 200 lire "ammenda" in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

SALVATORE Maria.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.
1.

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pe.
16 Jul 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
LIGURIA Region.

1. At the request of the Italian Government, I hereby order that the penalty of 15 days imprisonment and 50 lire fine imposed in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

GORI BRUNO.

By command of Rear Admiral STONE :

N. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

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2237

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
16 Jul 45.

AC/4030/L.

SUBJECT : Petition for Pardon.

TO : Zone Commissioner (Attn: S.L.O.),
NAPLES Commune.

1. At the request of the Italian Government, I hereby order that the penalty of four months imprisonment imposed in the case of the below listed petitioner be REMITTED forthwith provided the petitioner pays the amount of 2000 lire to the "casse delle Ammende" within two months after the date of the present order. The fine imposed in the same case is not remitted.

2. Should, however, the below listed petitionercommit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall havebecome definitive .

FIUME Gennaro.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

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Incls:
10

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
15 Jul 45.

SUBJECT : Petition for Pardon.

TO : Zone Commissioner(Attn: S.L.O.),
NAPLES Commune.

1. At the request of the Italian Government, I hereby order that the fine of 1000 lire in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

VANNI Bernardo

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

1 Incls.

2239

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /1 16 July 1945

SUBJECT : Petition for Pardon.

TO : Zone Commissioner (Attn: S.L.C.),
NAPLES Commune.

1. At the request of the Italian Government, I hereby order that the penalty of 6 months and 15 days imprisonment, in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

ESPOSITO Vincenzo.

By command of Rear Admiral STONE:

W. E. BERRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

131

2240

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/403/L. /pa.
15 Jul 45.

SUBJECT : Petition for Pardon .

TO : Regional Commissioner (Attn: R/L.O.),
VENEZIA Region.

1. At the request of the Italian Government, I hereby order that the 900 lire "ammenda" in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

ZULIANI Elena.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

1 Encl.

2241

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

4330

HEADQUARTERS EMILIA REGION
ALLIED MILITARY GOVERNMENT
APO 394

WHL/glg.
12 July 1945.

REF : RIX/LE/750/398

SUBJECT : Petition for Grace (Scarabelli Mario).

TO : Headquarters, Allied Commission, APO 394 (for Chief Legal Advisor).

1. Forwarded petition for Grace in above matter for onward transmission to the Ministry .

for the Regional Commissioner.

WILLIAM H. LEVIT.
Lt. Col., J.A.G.D.
Regional Legal Officer.

Encls: as above

13 JUL 1943

129

2242

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

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
LOMBARDIA REGION
APO 394
Legal Division

Ref.: LEG/5008 12 July 1945

SUBJECT : Application for pardon.

TO : HQ. Allied Commission
(Legal Sub-Commission)

1. Herewith application for pardon lodged on behalf of DI STEFANO Federico sentenced to death at Brescia.

For the Regional Commissioner :

H.M. DICKIE
W/CDR. RAF
Regional Legal Officer

Encl. 1 Application.

LEGAL SUB-COMMISSION
CO
DCLO
Chief Counsel
CJIO
Italian Section
CLERKS
3 JUL 1945

128

vb

2243

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
23 Jul 45.

SUBJECT : Petition for Pardon .

TO : Regional Commissioner (Attn: R.L.O.),
LIGURIARegion.

1. At the request of the Italian Government, I hereby order that the penalty of 15 days imprisonment and 50 lire fine in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

PERA Giovanni.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls:
do

127

2244

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
13 Jul 45.

SUBJECT : Petition for Pardon.

TO : Zone Commissioner (Attn: S.L.O.),
NAPLES Commune.

1. At the request of the Italian Government, I hereby order that the remaining penalty of 2 years and 11 months imprisonment in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

PANACCIO Consiglio.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.
1 - 6

2245

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.

16 Jul 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.)
VENEZIE Region.

1. At the request of the Italian Government, I hereby order that the remaining penalty of two months imprisonment in the case of the below listed petitioner be REMITTED forthwith provided the petitioner pays the amount of 3000 lire to the "casse delle ammende" within two months after the date of the present order.

2. Should, however, the belowlisted petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

SCALA ANdrea.

By command of Rear Admiral STONE /

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls. 5

2246

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L.

/lo.
16 July 1945.

SUBJECT : Petitions for Pardon.

TO : Regional Commissioner (Attn: Regional Legal Officer), LIGURIA Region.

At the request of the Italian Government, I hereby order that the Petitions for Pardon in the cases of the below listed petitioners be DENIED:

MONTANTI Rosa

SIMONI Alberto

By command of Rear Admiral STONE:

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Ingis.

124

2247

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSIONE

AC/4030/L. /pa.
16 Jul 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
EMILIA Region.

At the request of the Italian Government, I hereby order that the Petition for Repeal of Security Measure in the case of the below listed petitioner BE DENIED.

BORELLI Dino.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

123

2248

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

HEAD UARTERS ALLIED COMMISSION
APO 394
L GAL SUB-COMMISSION

AC/4030/L.

14 July 1945.

SUBJECT : Petition for Pardon, SLAMI ben CALIFA.

TO : Procuratore Generale Militare, Via degli Acquasparta n. 2, ROME.

1. Enclosed herewith for your recommendation is the petition of the above held in the prison of La Spezia. The petition is accompanied by supporting documents.

2. The Provincial Legal Officer of La Spezia states that Ben Califa speaks Arabic only. Since the death of his only compatriot in the prison there is no one with whom he can converse or communicate.

C. G. HANNAFORD,
Lt. Col.
Officer i/c Italian Branch,
for Chief Legal Advisor.

Incl.

2249

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

HEADQUARTERS
LIGURIA REGION
ALLIED MILITARY GOVERNMENT
APO 394

Lig/Leg/43

WGE/cm
10 July 1945

SUBJECT : Petition for Pardon - SLAME ben CALIFA-

TO : Headquarters -Allied Commission
(Attn: Legal Sub-Commission)

Herewith copy letter dated 30 June 1945 received from PLO la Spezia Province together with Petition signed by the Prisoner and relative documents.

It would appear that there are good reasons for the exercise of clemency in this case.

For the Regional Commissioner:

W.G. ELDER,
Lt.Col. Cdn.Prov. C.
Regional Legal Officer

121

Encls/

LEGAL SUB-COMMISSION
PLO
DPLO
G.I. & Co.
CIO
Italian Section
Q.M. Sec.
DATE JUL 13 1945

2250

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

HEADQUARTERS
LA SPEZIA PROVINCE
ALLIED MILITARY GOVERNMENT

Ref LEG./2/6. 30 Jun 45.

SUBJECT Pardon - Prisoner SLAIB ben CALIFA.

TO: R.L.O. Genoa.

1. With reference to Petition for Pardon by the prisoner SLAIB ben CALIFA presently undergoing sentence of 30 years imprisonment the facts as known are as follows:-

2. The prisoner a Tripolitanian Arab from TARHUNA aged 50 years was sentenced by Tripoli Special Military Court to 30 years imprisonment on a charge of participating in treason and looting. Sentence was passed on 29 Nov. 25, and after deductions in respect of good conduct, prisoner will have completed same on 12 Nov. 47.

3. The prisoner was transferred to La Spezia Prison on 24 Oct. 44. At that time there was another Arab with him, who has since died, and accordingly there is no compatriot of the prisoner in the prison.

4. As Ben CALIFA speaks and writes only Arabic, since the death of his compatriot there is no one with whom he can converse or communicate.

5. I am informed that the prisoner's conduct is of the best and that his health is not good, which has necessitated his recent transfer to hospital.

6. While the exact nature of the offence committed is not known, owing to the Case File being elsewhere, I am of opinion that good grounds exist for early release of ben CALIFA. He has already served 19½ years of the sentence, and should pardon not be granted, may have to complete the term in a form of self-confinement due to the fact that he is unable to converse with any fellow prisoners. In addition, the prisoner's continued good conduct and the state of his health should be considered.

7. I accordingly recommend the granting of a pardon to the prisoner, and his repatriation as soon as possible.

J. [illegible]
Captain
Provincial Legal Officer.

2251

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

8138

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
13 Jul 45/

AC/4030/L.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: Regional Legal Officer), LOMBARDIA Region.

1. At the request of the Italian Government, I hereby order that the remaining penalty of approximately 11 months imprisonment and 12000 lire fine be REMITTED forthwith.

2. Should,however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

SORMANI Carlo.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

119 incls.

2252

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

8137

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
13 Jul 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
PIEMONTE Region.

At the request of the Italian Government, I hereby order that the Petition for Pardon in the case of the below listed petitioner be DENIED :

GUELPA Edoardo.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

218

2253

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

8136

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/40 30/L. /pa.
13 Jul 45.

SUBJECT : Petition for Pardon.

TO : Zone Commissioner (Attn: S.L.O.),
NAPLES Commune.

1. At the request of the Italian Government, I hereby order that the remaining ~~of~~ penalty ~~of~~ the imprisonment and 2000 lire fine imposed in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

ESPOSITO Michele.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

117

2254

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

(6133)

APO 394
LEGAL SUB-COMMISSION

AC/4030/L. 13 Jul 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
LIGURIA Region.

1. At the request of the Italian Government, I hereby order that the penalty of 15 days imprisonment and 100 lire fine imposed in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

NELLI Ida.

By command of Rear Admiral Stone:

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

216

2255

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

8134

APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
13 Jul 45.

SUBJECT : Petition for Pardon.

TO : The Minister of Pardon and Justice.

Enclosed herewith the below listed petition for pardon for your recommendation please.

COPPOLA Nicola.

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

Incl.

2256

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

file

6133

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
13 Jul 45.

SUBJECT : Petition for Pardon. NAGLIERI Gaetano.

TO : The Procuratore GeneraleMilitare,
Via Acquasparta, 2
ROMA

Enclosed herewith the above Petition for Pardon "per competenza".

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

Incls.

114

2257

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

832

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
13 Jul 45.

SUBJECT : Petition for Pardon.

TO : Zone Commissioner (Attn: S.L.O.),
NAPLES Commune.

At the request of the Italian Government, I hereby order that the Petition for Pardon in the case of the below listed petitioner be DENIED .

PATRICELLI Francesco.

By command of Rear Admiral STONE :

E. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

213

2258

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

8131

HEAD UARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

4080

AC/4092/2/L. /ps.
13 Jul 45.

SUBJECT : Extraordinary Court of Assize- Death sentence- Petition for Pardon of CAPELLI Francesco.

TO : Regional Commissioner (Attn: R.L.O.), LOMBARDIA Region.

Will you please transmit the enclosed file in the case of the above named accused to the Procura Generale del Regno MILANO as a matter of urgency.

By command of Rear Admiral STONE :

G. G. HANNAFORD,
Lt. Colonel,
Officer i/c Italian Branch,
for Chief Legal Advisor.

Incl.: 1 file.

218

2259

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/~~4092~~/2/L. /pa.
13 Jul 45.

SUBJECT : Extraordinary Courts of Assize - Petitions for Pardon- Death sentences.

TO : The Minister of Pardon and Justice.

Herewith the below listed petitions for pardon for recommendation please :

SOFIO Sante
OPREZZO Giacomo
CAIANI Auro
SANTACROCE Francesco
ODDONE Marco.

G. G. HANNAFORD,
Lt.Colonel,
Officer i/c Ital.Branch,
for Chief Legal Advisor.

Incls. 5 petitions.

2260

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

(429)

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.

AC/4030/L. 12 Jul 45.

SUBJECT : Domanda per pensione di guerra.

Alla Signora GRAGNANI Amneris,
Piazza XX Settembre, 12

LIVORNO

La vostra domanda tendente ad ottenere una pensione di guerra, indirizzata a questa Commissione Alleata, é stata trasmessa, per competenza, al Ministero della Guerra Italiano.

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

1 1 0

To : Provincial Legal Office. Livorno. f 4 8128

This petition is filed by the undersigned GRAZIANI Amerigo, living in Livorno, Piazza XX Settembre 12, in order that the Regional Legal Office be contacted to settle the following matter:
It is all about a War Pension to be given the undersigned, on account of the death of her son, GRAZIANI, Bruno, which took place in Pescia (Pistoia Provence) on 14 June 1944. Subject soldier, born on 1922, was on military duty with the 7th Regt. engineers up to 8 Sept. 1943. He was hospitalized in the Military Hospital "Belvedere" in Montecatini, afterwards sent to the Sanatorium Villa Rosa in Florence. But, as he became worse and was agonizing I decided to carry him to Pescia, where I was a refugee. There my son died, in consequence of cruel sufferings caused during the time he spent in the Army.
Before my son died, a Captain of the Medical Service (Sanitary Office of Florence) came over to ascertain the illness; He told me that my son would die and that I might prepare the documents needed to be granted pension.
I twice got in touch with the 7th Regt. Engineers, but they told me I should file a petition with the Provincial Legal Office, for ensure transmission to the Regional Legal Office. The R.L.O. would then take care to contact the C.O., 7th Engineers Regt., billeted in Florence.
Hoping that my matter will be settled as quickly as possible,
With my thanks

/s/ GRAZIANI AMERIGO

Livorno, 1 July 1945

1st Ind.
Headquarters, Livorno Zone, ANG, Zone Legal Office, 5 July 1945
To : Hq, Allied Commission, APO 394
(Attn: Chief, Legal Sub-Commission)

109

Forwarded.

For the Zone Commissioner:

f 4 8 0 4

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

2262

hospitalized in ... afterwards sent to the Sanatorium Villa Rose in Florence. But, as he became worse and was agonizing, I decided to carry him to Rescia, where I was a refugee. There my son died, in consequence of cruel sufferings caused during the time he spent in the Army.
Before my son died, a Captain of the Medical Service (Sanitary Office of Florence) came over to ascertain the illness; He told me that my son would die and that I might prepare the documents needed to be granted pension.
I twice got in touch with the 7th Regt. Engineers, but they told me I should file a petition with the Provincial Legal Office, for channelization to the Regional Legal Office. The R.L.O. would then take care to send at the C.O., 7th Engineers Regt., billeted in Florence.
Hoping that my matter will be settled as quickly as possible,
with my thanks

/s/ GRAZIANI ALFREDO

Livorno, 1 July 1945

1st Ind.
Headquarters, Livorno Zone, AMG, Zone Legal Office, 5 July 1945
To : Hq, Allied Commission, APO 394
(Attn: Chief, Legal Sub-Commission)

139

Forwarded.

For the Zone Commissioner:

ARTHUR JOHNSON
1st Lt. Infantry
Z.L.O., Livorno

Declassified E.O. 12356 Section 3.3/NND No. 778506

2263

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
11 Jul 45.

AC/4030/L.

OGGETTO : Domanda di Grazia -MILILLO Edoardo.

ALLA Signora DEIANA Piera,
Vicolo dell'Olivo, No.3

NUORO

La vostra domanda di grazia in favore di vostro marito, trasmessa a questa Commissione Alleata é stata trasmessa al Ministero di Grazia e Giustizia per competenza.

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

108

2264

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

8126

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.

AC/4030/L. 11 Jul 45.

SUBJECT : Petition for Pardon - MILILLO Edoardo.

TO : The Minister of Pardon and Justice.

Enclosed is the above petition for pardon for consideration please.

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

137

Incl.

2265

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

File 0

(S12)

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
11Jul 45.

SUBJECT : Petition for Pardon.

TO : Zone Commissioner (Attn: S.L.O.),
NAPLES Commune.

1. At the request of the Italian Government, I hereby order that the "ammenda" of 300 lire in the case of the below listed petitioner be REMITTED forthwith.

2. Should,however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

SILVANO Carlo.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

196

Incls.

2266

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

HEADQUARTERS ALLIED COMMISSION
AFO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
11 Jul 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
LIGURIA Region.

1. At the request of the Italian Government, I hereby order that the fine of 2000 lire in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked andthe pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

NATTERO ENRICHETTA.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Adviser,
for Chief Commissioner.

1 ncls.

2267

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

8123

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

4080

AC/~~1092~~/2/L. /pa.

12 Jul 45

SUBJECT : Extraordinary Court of Assize- Death sentences- Petitions for Pardon of CAPPELLINI Bruno and MORELLI Fermino.

TO : Regional Commissioner (Attn: R.L.O.), VENEZIE Region.

Will you please transmit the enclosed files in the case of the above mentioned accused to the Procura Generale del Regno VENEZIA as a matter of urgency.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor.

Incls: 2 files.

104

2268

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

8122

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
11 Jul 45.

AC/~~1092/2~~/L.

SUBJECT : Extraordinary Court of Assize -Petitions for Pardon.

TO : : The Minister of Pardon and Justice.

1. Enclosed herewith the below listed Petitions for Pardon for recommendation please :

CANDRILLI Manlio
RISI Mauro
BOSELLI Renzo.

2. A letter from the Vicar General of Vercelli is also enclosed for attachment to the appeal of OPEZZO Giacomo which was forwarded previously.

MUSGRAVE THOMAS
Italian Branch,
for Chief Legal Advisor.

Incls.

2269

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

8120

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
11 Jul 45.

SUBJECT : Petition for Pardon.

TO : The Minister for Pardon and Justice.

Enclosed herewith the petition for pardon of the below listed petitioner for recommendation :

CORRADO Giuseppe.

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

Incls.

101

2270

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

4530

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
NAPLES COMMUNE
LEGAL DIVISION
APO 394

T 8119

L-5040 9 July 1945

SUBJECT: Petition for Pardon (Italian case)

TO : HQ., Allied Commission (For Attention of Legal Sub-Commission)

1. There is transmitted herewith in accordance with Executive Memo No.4, 7 February 1944, the following application for pardon:

1) CORRADO Giuseppe.

For the Commissioner:

Frank L. Vecchiolla
FRANK L. VECCHIOLLA, by CCB
Major, J.A.G.D.,
Senior Legal Officer.

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CCB/pv

LEGAL SUB-COMMISSION

2271

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
10 Jul 45.

AC/4030/L.

SUBJECT : Petition for release.

TO : The Minister of Pardon and Justice.

Enclosed herewith the petition for release of BENEDETTO PASSITI "per competenza".

MUSGRAVE THOMAS
Italian Branch,
for Chief Legal Advis

0.9

Incls.

2272

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

HQ 30 1

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

817

AC/~~4092~~-1/L. /pa.
10 Jul 45.

SUBJECT : Extraordinary Court of Assize Verona-
Petition for Pardon.

TO : The Minister of Pardon and Justice.

Herewith the below listed petition for pardon for recommendation please.

OSTINI Giovanni.

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

Incls.

98

2273

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
10 Jul 45.

SUBJECT : Petition for Pardon.

TO : Zone Commissioner (Attn: S.L.O.),
NAPLES Commune.

1. At the request of the Italian Government, I hereby order that the penalty of four months imprisonment and 3000 lire fine imposed in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

PEPE Maria.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

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Incls.

2274

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa
29 Sept 45.

SUBJECT : BORDI Carlo.

TO : The Minister of Pardon and Justice.

Reference your Prot.No.8028/45 (Carceri) dated 15 August 1945, the attached copy of letter AC/4030 of 27 April 45 addressed to RC Toscana Region is self-explanatory.

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

6
Incl.

2275

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/ps.
10 Jul 45.

AC/4030/L.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
EMILIA Region.

1. At the request of the Italian Government, I hereby order that the remaining penalty of 4 months and 16 days imprisonment in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

TADDIA Altea.

By command of Rear Admiral STONE :

L. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Encls.

2276

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/ps.
9 Jul 45.

AC/4030/L.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
LIGURIA Region.

1. At the request of the Italian Government, I hereby order that the Petition for Pardon in the case of the below listed petitioner be DENIED :

FAVETTI Caterina.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor.
for Chief Commissioner.

Incls.

94

2277

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
9 Jul 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner(Attn: R.L.O.),
LIGURIA Region.

1. At the request of the Italian Government, I hereby order that the "ammenda" of 1000 lire in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

SALICETI Alfredo.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor.
for Chief Commissioner.

Incls.

93

2278

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pe.

AC/4030/L. 9 Jul 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
PIEMONTE Region.

1. At the request of the Italian Government, I hereby order that the remaining penalty of 15 days imprisonment and 500 lire fine in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

CIMA Lucia.

By command of Rear Admiral STONE :

W. E. EHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

92 Incls.

2279

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa. 9 Jul 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
EMILIA Region.

1. At the request of the Italian Government, I hereby order that the Petition for Pardon in the case of the below listed petitioner be DENIED :

GORI Gino.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

91

2280

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
8 Jul 45.

SUBJECT : Petitions for Pardon - GROSSO Salvatore,
PINELLI Maria.

TO : The Minister of Pardon and Justice.

Enclosed the above petitions for pardon for your recommendation please.

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

Incls.

2281

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

4030

(8109)

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
NAPLES COMMUNE
LEGAL DIVISION
APO 394

4 July 1945

L-5040

SUBJECT: Petition for Pardon.

TO : HQ., Allied Commission (For Attention of Legal Sub-Commission)

1. There is transmitted herewith in accordance with Executive Memo No.4, 7 February 1944, the following application for pardon:

I) GROSSO Salvatore.

For the Commissioner:

Frank L. Vecchiolla
FRANK L. VECCHIOLLA, by GCB
Major, J.A.G.D.,
Senior Legal Officer.

CCB/pv

89

7 JUL 1945

2282

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

4030

8108

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
NAPLES COMMUNE
LEGAL DIVISION
APO 394

L-5040 5 July 1945

SUBJECT: Petitions for pardon. (Italian cases)

TO : HQ., Allied Commission (For Attention of Legal Sub-Commission)

1. There are transmitted herewith in accordance with Executive Memo No.4, 7 February 1944, the following applications for pardon:

1) PINELLI Maria
2) TRIFONE Antonietta.

(To Min for recommendations
per competenza)

For the Commissioner:

Frank L. Vecchiolla
FRANK L. VECCHIOLLA, by CCB
Major, J.A.G.D.,
Senior Legal Officer.

CCB/pv

ALLIED COMMISSION
CIO
7 JUL 1945

88

2283

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
8 Jul 45.

SUBJECT : Petition for Pardon.- TRIFONE Antonietta.

TO : The Minister of Pardon and Justice.

Herewith enclosed the above Petition for Pardon "per competenza".

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

Incls.

87

2284

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pe.
8 Jul 45.

SUBJECT : Petition for Pardon.

TO : Zone Commissioner (Attn: S.I.C.),
NAPLES Commune.

1. At the request of the Italian Government, I hereby order that the remaining penalty of 1 year and 9 months imprisonment and 4000 lire fine in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

GIORDANO Raffaele.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

86

Incls.

2285

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB_COMMISSION

/pa.
8 Jul 45.

AC/4030/L.

SUBJECT : Petition for Perdon.

TO : Regional Commissioner (Attn: R.L.O.),
LIGURIA Region.

1. At the request of the Italian Government, I hereby order that the "ammenda" of 60 lire imposed in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the perdon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

TRITO ANNA.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

85 Incls.

2286

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

6 July 1945.

AC/4030/L.

SUBJECT : Petition of Marmo Luigi. Sentenced by Court of Assise, NAPLES.

TO : The Minister of Pardon & Justice.

The enclosed petition is passed to you for consideration.

C. G. HAMMAPOND,
Lt. Col.
Officer i/c Italian Branch,
for Chief Legal Advisor.

Incl.

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2287

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB=COMMISSION

pa.
5 July 45.

AC/4030/L

OGGETTO : Domanda di Grazia.

ALLA Signora CAN Elisabetta Ved. CASULA

ORTUERO
(Nuoro)

La Vostra seconda domanda indirizzata a questa Commissione é stata pure inoltrata al Ministero di Grazia e Giustizia Italiano per considerazione.

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

83

2288

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
5 Jul 45.

SUBJECT : Petition for Repeal of Security Measure.

TO : Zone Commissioner (Attn: S.L.O.),
NAPLES Commune.

Would you please issue the necessary instructions that the Petition for Repeal of Security Measure in the case of the below listed petitioner BE GRANTED, asrecommended by the Minister of Pardon and Justice:

MORALE Salvatore.

By command of Rear Admiral STONE :

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

Ingle.

82

22891

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

8101

HEADQUARTERS ALLIED COMMISSION
A.C.O 394.
LEGAL SUB-COMMISSION

AC/2030/1.

A2/mt.
4 July 1945.

SUBJECT : Petitions for Pardon - [illegible] Ciaccio, [illegible] Francesco, [illegible] Arnaldo and [illegible] Giacomelo.

TO : The Ministry of Pardon and Justice.

1. Herewith enclosed Petitions for Pardon in the case of the above mentioned accused.

2. As far as this Sub-Commission is aware no other documents have been received here in connection with such cases.

MURGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

Encls.

51

2290

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

4580

8100

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
LOMBARDIA REGION
APO 394
Legal Division

Ref.: LEG/5008 3 July 1945

SUBJECT : Appeal for pardon Opezzo Giacomo.

TO : HQ. Allied Commission (Legal Sub-Commission)

Enclosed herewith is an appeal for pardon submitted on behalf of the above named whose appeal to Cassation was rejected on the 2nd July 1945.

For the Regional Commissioner :

H.M. DICKIE
W/CDR. RAF
Regional Legal Officer

59

Copy to: R.L.O. Piemonte
(through R.C.)

vb

CLO
DCLO
Chief Counsel
CID
Documentation
CI WCS
4 JUL 1945

2291

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

8099

4030

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
LOMBARDIA REGION
APO 394
Legal Division

Ref.: LEG/5008 3 July 1945

SUBJECT : Appeal for pardon CAPELLI Francesco.

TO : HQ. Allied Commission - (Legal Sub-Commission)

1. Enclosed herewith file of documents relating to the case of Capelli Francesco and others, receipt of which please acknowledge.

2. Capelli Francesco was sentenced to death at Bergamo on the 2nd June 1945 and his appeal to Cassation was dismissed on the 25th June 1945.

For the Regional Commissioner :

H.M. DICKIE
W/CDR. RAF
Regional Legal Officer

LEGAL SUB COMMISSION
CLO
DCLO
Chief Warrant
CLO
Italian Assistant
CLERKS
1 JUL 45

19

vb

2292

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

8094

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa. 4 Jul 45.

SUBJECT : Petition for Pardon.

TO : Zone Commissioner (Attn: S.L.O.)
NAPLES Commune.

With reference to para 5 (b) of circular AC/4030/1/L of 10 April 1945, herewith the below listed petition for pardon for your opinion :

SAVASTANO Pasquale.

By command of Rear Admiral STONE :

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

Incls.

78

2293

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

8047

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
4 July 1945.

AC/4030/L.

SUBJECT : Petitions for Pardon.

TO : The Minister of Pardon and Justice.

Herewith enclosed for your recommendation the belowlisted petitions for pardon :

ARGENTATO Luigi

PISCO Rosa.

MUSGRAVE THOMAS,
Italian, Branch,
for Chief Legal Advisor.

Incls.

2294

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

8096

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
NAPLES COMMUNE
LEGAL DIVISION
APO 394

2 July 1945

L-5040

SUBJECT: Petitions for Pardon (Italian cases)

TO : HQ., Allied Commission (For Attention of Legal Sub-Commission)

1. Transmitted herewith in accordance with Executive Memo No.4, 7 February 1944, are the following applications for pardon:

1) Argentato Luigi ~~PRISCO Rosa~~
2) CAVASTANO Pasquale
3) PRISCO Rosa

For the Commissioner:

Frank L. Vecchiolla
FRANK L. VECCHIOLLA, by CCB
Major, J.A.G.D.,
Senior Legal Officer.

CCB/pv

76

LEGAL SEC. AMG
CIO
GCLO
Chief Counsel
CIO
CL RIG
SEP 25 1945

2295

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

8095

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/40 D /L. /pa.
3 Jul 45.

SUBJECT : Petition for Pardon.

TO : The Minister of Pardon and Justice.

Enclosed herewith for your consideration the below listed petition for pardon :

FRANCESCHI Paolo.

W. E. BEHRENS,
Colonel,
Chief Legal Advisor.

"Ingls.

75

4030 U530

8094

PROCURA[illegible] REGNO DI LIVORNO

N& 9/45 Gr. Livorno,27 Giugno 1945=

Oggetto:Istanza per grazia di Franceschi Paolo di Pilade.

ALLA COMMISSIONE ALLEATA AL QUARTIERE GENERALE
R O M A

Debitamente istruita di trasmette l'unita pratica per grazia nell'interesse del condannato Franceschi Paolo di Pilade.

IL PROCURATORE DEL REGNO SOST.
(Dott.G.Leone)

74

Declassified E.O. 12356 Section 3.3/NND No. 935016

22966

4030 1030 8094

PROCURA DEL REGNO DI LIVORNO

N& 9/45 Gr. Livorno, 27 Giugno 1945=

Oggetto: Istanza per grazia di Franceschi Paolo di Pilade.

ALLA COMMISSIONE ALLEATA AL QUARTIERE GENERALE
R O M A

Debitamente istruita di trasmette l'unita pratica per grazia nell'interesse del condannato Franceschi Paolo di Pilade.

IL PROCURATORE DEL REGNO SOST.
(Dott. G. Leone)

74

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

Debitamente istruita di trasmette l'unita pratica per grazia nell'interesse del condannato Franceschi Paolo di Pilade.

IL PROCURATORE DEL REGNO SOST.
(Dott.G.Leone)

74

2298.

Declassified E.O. 12356 Section 3.3/NND No. 835016

2291

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

4030

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/1/L. /pa.
3 Jul 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.,
LOMBARDIA Region.

1. Advice of Minister of Justice on Petition for Pardon of BUFFARINI-GUIDI Guido has been received. It is notified that the petition is denied.

2. The file is returned herewith.

By command of Rear Admiral Stone:

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Copy to : Minister of Justice
" " : AC/4030/L.

Incls.

73

2300

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4092/L52 /pa.
3 Jul 45.

SUBJECT : Petitions for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
VENEZIE Region.

1. Advice of Minister of Justice on Petitions for Pardon of PEPI Umberto, ZANI Aelfro and CAPIERO Ernani has been received. It is notified that the petitions are denied.

2. The files are returned herewith.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

Copy to : The Minister of Justice
AC/409 /L.

2301

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

Flile

6091

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

WEB/rjp

AC/4030/L

3 July 45

SUBJECT: Gallo Nunziato, Sacco Giovannni, petitions for pardon

TO : The Ministry of Pardon and Justice

1. The above two petitions with enclosures are passed to you for consideration.

71

W.E.BEHRENS,
Colonel,
Chief Legal Advisor

Encl. 2 Petitions.

2302

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

1 luglio 1945.

A/4130/L.

OGGETTO: DOMANDA DI GRAZIA - PICATAGGI -

Al SIGG. Giuseppa e Tommaso PICATAGGI,
Via Balatelli,
P A L E R M O
(Palermo)

La domanda da voi presentata alla Commissione Alleata, a favore di vostro fratello, é stata trasmessa al Ministero di Grazia e Giustizia Italiano per competenza .

W. H. BEHRENS,
Colonel,
Chief Legal Adviser.

2303

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /ps.
1 Jul 45.

SUBJECT : Petition for Pardon. PICATAGGI -

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

Herewith the above petition for pardon "per competenza".

69 Incls.

W. E. BEHRENS,
Colonel,
Chief Legal Advisor.

2304

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

Ufficio Flandi

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /ps.
1 Jul 45.

SUBJECT : Petition for Pardon. PICATAGGI -

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

Herewith the above petition for pardon "per competenza".

Incls.

W. E. BEHRENS,
Colonel,
Chief Legal Advisor.

2305

TRANSLATION NO. 597

8087

TO: The Supreme American Command.

Sir,

Of all your virtues, mercy is that which gives you such magnificence and which brings you nearer to God. You have then certain right to use it in favour of man.

I trust in your mercy therefore for the pardon of an unfortunate soul who I think is not altogether unworthy.

In an outburst of anger and provoked by a none too moderate man, he dared to take action.

He is approaching death since he has been suffering for 39 years languishing in a dark and gloomy cell.

I do not desire to excuse him but you may be sure that the accused is punished unjustly. His crime, which is the result of a momentary unreasoned impulse, cannot be punished in the same way as the premeditated crime of a habitual criminal.

67 I wish to beg the pardon of this unfortunate person, knowing that before that fatal event and even during his imprisonment he had given many proofs of virtue and good conduct. Your grace and good-will lead me to hope that you will permit him to be released from his sufferings or at least bring him closer to us so that he may have the satisfaction of seeing his family in his last days.

Sir, this person has repented and begs your mercy, which will certainly give him a last hope.

A word from you would fill us with joy or shatter our hopes.

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

who I think is not altogether unworthy.

In an outburst of anger and provoked by a none too moderate man, he dared to take action.

He is approaching death since he has been suffering for 39 years languishing in a dark and gloomy cell.

I do not desire to excuse him but you may be sure that the accused is punished unjustly. His crime, which is the result of a momentary unreasoned impulse, cannot be punished in the same way as the premeditated crime of a habitual criminal.

I wish to beg the pardon of this unfortunate person, knowing that before that fatal event and even during his imprisonment he had given many proofs of virtue and good conduct. Your grace and good-will lead me to hope that you will permit him to be released from his sufferings or at least bring him closer to us so that he may have the satisfaction of seeing his family in his last days.

67

Sir, this person has repented and begs your mercy, which will certainly give him a last hope.

A word from you would fill us with joy or shatter our hopes.

Your mercy can in no-wise be dangerous. We kneel before you, Sir, fully trusting that with God's mercy you will grant us this supreme pardon of which we are unworthy and forgive our faults, fearing in our uncertainty that you have condemned him to perish in this horrible place.

Yours respectfully.

PICATAGGI

Giuseppe e Tommaso
Via Paletelli 1 Mar 45.

Picteggi

Palermo

Translators Pool.
C A Section.
R.R.

2306

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

2307

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4040/L. /pa. 1 July 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
PIEMONTE Region.

1. At the request of the Italian Government, I hereby order that the penalty of 1 month imprisonment and 5000 lire fine imposed in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

CERONETTI Battista.

By command of Rear Admiral STONE :

66

E. E. BEHRENS,
Colonel,
Chief Legal Advisor.
for Chief Commissioner.

Incls.

2308

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

8052

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/40[illegible]/L. /pa.
1 Jul 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
LIGURIA Region.

1. At the request of the Italian Government, I hereby order that the 200 lire "ammenda" in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

BRIANO Domenico.

By command of Rear Admiral STONE:

W. E. BEHRENS,
Colonel,
Chief Legal Adviser,
for Chief Commissioner.

65

Incls:

2309

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

6084

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
29 Jun 45.

AC/4030/L.

SUBJECT : Petitions for Pardon.

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

Enclosed herewith for Your Excellency's consideration the below listed petitions for pardon :-

POLLARI Vincenzo
VACCA Anastasio
PROCOPIO Giuseppe
BONANNO Vincenzo
DIANA Raffaele
GAZZOTTI Pasquale
PANARA Giuseppe
DOZZO GIUSEPPE
BASSI Giuseppe
VALLI Giuseppe
RUSSO Cristofaro
VENERE Luigi
DI STASIO Giuseppe
DEIDDA Efisio
DI CORTE NICCLO'
MIGLIORANZI Domenico
PRINZO EMILIO
SEVA' Adamo
SILVESTRINI Benedetto

64

W. E. BEHRENS,
Colonel,
Chief Legal Advisor.

Incls.

2310

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

8003

HEADQUARTERS EMILIA REGION
ALLIED MILITARY GOVERNMENT
APO 394

4030

WHL/tl
25 June 1945

REF : RIX/LE/750/236

SUBJECT: Petitions for Pardon

TO : Headquarters, Allied Commission, APO 394
(For Chief Legal Advisor)

1. Forwarded herewith copy of letter 22 June 1945, RIX/MO/LE/RLO/33, from PLO Modena, together with petitions for pardon therein referred to, all for onward transmission to the Ministry.

For the Regional Commissioner

WILLIAM H. LEVIT
Lt.Col., J.A.G.D.
Regional Legal Officer.

63

Encls : As above

LEGAL SECTION
CLO
DCLO
Chief Counsel
CLO
G
28 JUN 1945

2311

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

COPY

8082

HEADQUARTERS
PROVINCE OF MODENA - EMILIA REGION
ALLIED MILITARY GOVERNMENT
APO 394
LEGAL DEPARTMENT

REF : RIX/EC/LE/RLC/33 Date 28 June 1945

SUBJECT : Petitions for Pardon.

TO : H.I.O. HQ. Emilia Region, A.M.G.

1. Herewith 15 petitions for Pardon with opinion in respect of each petition of the Director of Prison and the general opinions of the Procuratore del Regno, Giudice di Sorveglianza and local C.I.N., for transmission to H.Q., A.C., for the attention of C.I.O.

2. It appears from the attached correspondence that the records of trials are not available, being destroyed in the air bombing of Castelfranco E.

3. The petitions of the 3 escaped prisoners mentioned in Procuratore del Regno's and Giudice di Sorveglianza's opinions have been returned to the Procuratore del Regno.

For the Provincial Commissioner :

G.W. DAVIS, Major
P.I.O. MODENA PROV.

62

2312

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

8081

PROCURA DEL REGNO PRESSO IL TRIBUNALE DI MODENA

N.10/31 grazie Modena 20 giugno 1945

Oggetto: Proposte per concessione di grazia a condannati.

ALL'UFFICIO LEGALE del
GOVERNO MILITARE ALLEATO
M O D E N A

Trasmetto a codesto Ufficio Legale l'accluso incarto relativo alla proposta di concessione di grazia a condannati detenuti nella Casa Penale di Castelfranco Emilia, il cui ammirevole comportamento in occasione dell'incursione aerea dal 17 settembre 1944 è stato rilevato e segnalato dal Direttore di detto stabilimento.

Circa l'accoglimento delle istanze di grazia di cui sopra, esprimo parere favorevole, ad eccezione Lepri evasi.

Con osservanza.

Il Procuratore del Regno

61

2313

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

AFO 394
LEGAL SUB-COMMISSION

/pa.
AC/4030/L. 1 July 45.

SUBJECT : Petition for Pardon .

TO : Regional Commissioner (Attn: R.L. .)
VENEZIA Region.

1. At the request of the Italian Government, I hereby order that the fine of 3000 lire in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

BENETTI Virginio.

By command of Rear Admiral STONE :

M. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

C9

2314

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
1 July 45.

AC/4040/L.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.)
LIGURIA Region.

1. At the request of the Italian Government, I hereby order that the fine of L.150 imposed in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

VICARI Giuseppina.

By command of Rear Admiral STONE :

W. L. BERENS,
Colonel,
Chief Legal Advisor.
for Chief Commissioner.

Incls.

59

2315

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/ps.

AC/4030/L. 1 Jul 45.

SUBJECT : Petition for Pardon.

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

Enclosed herewith the below listed petition for pardon "per competenze".

TROIANI ANTONIO.

W. E. BEHRENS,
Colonel,
Chief Legal Advisor.

38

Incl.

2316

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/403/L.

1 luglio 45.

OGGETTO : Domanda di Grazia - TROIANI Antonio -

Alla Sign/ra CORDONE ITALIA

S.Benedetto dei Marsi

La domanda da Voi inoltrata a questa Commissione Alleata, tendente ad ottenere la grazia per vostro marito, TROIANO Antonio, é stata trasmessa al Ministero di Grazia e Giustizia Italiano "per competenza ".

W. E. BEHRENS,
Colonel,
Chief Legal Advisor.

23171

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

806

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
29 Jun 44.

AC/4033/L.

SUBJECT : Petition for Pardon.

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

Herewith the below listed petition for pardon as the Province concerned has been restored to the Italian Administration :

TORALBO Lucia.

M. E. BEHRENS,
Colonel,
Chief Legal Advisor.

Incls.

56

2318

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

8075

/pa.
29 Jun 45.

AC/4030/L.

SUBJECT : Petition for Pardon.

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

Enclosed herewith for Your Excellency's consideration the below listed petition for pardon :

CORAN Giuseppina.

W. E. BEHRENS,
Colonel,
Chief Legal Adviser.

Incls.

55

2319

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
29 Jun 45.

SUBJECT : Petitions for Pardon.

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

Enclosed herewith for Your Excellency's recommendation the below listed petitions for pardon :

BERTOLOZZI Pompeo.
PUCCI Egidio.

W. E. BEHRENS,
Colonel,
Chief Legal Advisor.

Incls.

54

2320

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

HEADQUARTERS
LIGURIA REGION
ALLIED MILITARY GOVERNMENT
APO 394

WGE/om
Lig/Leg/43 27 June 1945

SUBJECT :Plea for pardon - BERTOLOZZI Pompeo

TO : Headquarters Allied Commission
(Attn: Legal Sub-Commission)

Herewith Petition for Pardon by above named prisoner with relative papers.

For the Regional Commissioner:

for W.G.ELDER,
Lt.Col. Cdn.Prov. C.,
Regionale Legal Officer

Encl: Petition for pardon

53

29 JUN 1945

2321

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

WGRØ/lp

4030

HEADQUARTERS
VENEZIE REGION
Allied Military Government
APO 394

27 June 45.

TO : Chief Legal Adviser,
Legal Sub-Commission, HQ., AC. (for Italian Branch).

SUBJECT: Petition for Conditional Liberty - CORAN Giuseppina.

FILE No: RXII/LE/Reg/C/07.

Enclosed is a petition from the above named for transmission to the Ministry of Grace and Justice if you think fit.

W G R Dates
Colonel, Inf
for Regional Legal Officer,
Venezie Region.

52

2322

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

Fm

Mod.40

Roma 15 giugno 1945

Ministero di Grazia e Giustizia

DIREZIONE GENERALE DEGLI AFFARI PENALI DELLE GRAZIE DELLA STATISTICA E DEL CASELLARIO

Ufficio I° A.P.
Sez. 1ª 131.234/11.0

On. COMMISSIONE ALLEATA
Sottocommissione Legale
R O M A

Risposta al foglio del 11.5.945
N. AC/4030/I

OGGETTO Domanda di grazia.

All.I

e per conosc.
All'UFFICIO DI COLLEGAMENTO
GABINETTO

Nel restituire a codesta On.Commissione l'acclusa istanza di BRESCHI Elisa, questo Ministero rileva che, essendo la sentenza, di cui la istante si lamenta, tuttora in giudizio di appello, la procedura di grazia non può aver corso

Poichè nell'istanza medesima si lamenta altresì la mancata concessione della libertà provvisoria alle imputate BRESCHI Bianca ed Ines figlie della ricorrente, in pari data sono state chieste informazioni al riguardo a S.E.il Procuratore Generale del Regno presso la Corte di Appello di Firenze.

Non appena perverranno si comunicherà ulteriormente con codesta On.Commissione

51

pel MINISTRO
(A.Spallanzani)

2323

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

8051

ALLIED MILITARY GOVERNMENT
APO 394
LEGAL SUB-COMMISSION

ES/mt.
19 June 1945.

AC/4830 L.

SUBJECT : Petition for Pardon - BRUNNI Bianca and BRUNNI Ines.

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

1. Receipt is acknowledged with thanks of Prot. 151.234/1100 (Uff. I AP) of 15 June 45.

2. As the administration of the Province of Florence has now returned to the Italian Government the petition is passed to Your Excellency "per competenza".

G. G. HAMILTON,
Lt. Col.,
Officer i/c Italian Branch,
for Chief Legal Advisor.

Incl.

5 C

2324

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

8049

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L.

16 June 1945.

SUBJECT : Case of Vito Emilio fu Raffaele.

TO : Liaison Officer England, Sardinia Detachment, MFLA.

1. Reference your endorsement to the Procuratore del Regno dated 5 June 1945 in the case of Vito Emilio fu Raffaele. I am of opinion that the sentence already served (13 months) is sufficient to meet the requirements of the Allies in this case.

2. Accordingly, if the Italian authorities consider that this is an appropriate case for the exercise of clemency, there is no objection to such action by the Allied Commission.

3. A formal letter is enclosed for onward transmission to the Procuratore del Regno.

By command of Rear Admiral STONE:

49

C. H. MILLER,
Colonel,
Chief Legal Advisor.

Incl.

12325

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

8048

AC/4030/1.

WEB/mt.
18 June 1945.

SUBJECT : Case of FRAU Emilio.

TO : Procura del Regno, Cagliari.

1. The Legal Sub-Commission has received notice of the petition for grace addressed to you by the wife of FRAU Emilio fu Raffaele, who was sentenced on 23 May 1944 to 2 years imprisonment and 2000 lire fine.

2. This is to inform you that the Legal Sub-Commission, on behalf of the Chief Commissioner, has no objection to the exercise of grace in this case, if the Italian authorities desire to take this course.

48

W. E. REDDEN,
Colonel,
Chief Legal Adviser.

2326

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

807

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
29 Jun 45.

AC/4030/L.

SUBJECT : Petitions for Pardon.

TO : H. E. THE MINISTER OF PARDON AND JUSTICE.

Enclosed herewith for Your Excellency's recommendation the below listed Petitions for Pardon :

OLIVA Gennaro
STELLA Ida
RICCIO Ciro.

W. E. BEHRENS,
Colonel,
Chief Legal Advisor.

Incls.

47

2327

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

H-30

870
Legal
4027

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
VENEZIA GIULIA
LEGAL DIVISION
APO 394

25 June 1945

SUBJECT: Petitions for Pardon (Italian cases)

TO : HQ., Allied Commission (For Attention of Legal Sub-Commission)

1. There are transmitted herewith in accordance with Executive Memo No.4, 7 February 1944, the following applications for pardon:

1) CILVA Gennaro
2) TOFAIBO Lucia
3) SIBILLA Ida
4) RICCIO Ciro

pls complete papers

For the Commissioner:

46

CCB/pv

LEGAL SUBCOMMISSION
E.O.
D.P.O.
Asst. Counsel
C. P.O.
27 JUN 1945

Frank L. Vecchiolla
FRANK L. VECCHIOLLA,
Major, J.A.G.D.,
Senior Legal Officer.

2328

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

Headquarters Allied Commission
APO 394
Legal Sub-Commission

/ps.
27 Jun 45.

AC/4030/L.

SUBJECT : Petitions for Pardon.

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

Enclosed herewith for Your Excellency's recommendation the below listed petitions for pardon :-

ESPOSITO Vincenzo
ESPOSITO Salvatore
ARDENTI Luigi
BUONCOMPAGNI Febeo.

W. E. BEHRENS,
Colonel,
Chief Legal Advisor.

45

23291

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

4030

8063

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
MARINE COMMAND
LEGAL DIVISION
APO 394

23 June 1945

SUBJECT: Petitions for Pardon (Italian cases)

TO : HQ., Allied Commission (For Attention of Legal Sub-Commission)

1. There are transmitted herewith in accordance with Executive Memo No.4, 7 February 1944, the following applications for pardon:

1) [illegible] PONTIO Vincenzo
2) [illegible] PONTIO Salvatore.

For the Commissioner:

Frank L. Vecchiella
FRANK L. VECCHIELLA, by dls
Major, C.A.M.P.,
Senior Legal Officer.

44 CCS/PV

Top Secret
Secret
Confidential
Restricted
CCS
25 JUN 1945

2330

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

4030 / 10

HEAD QUARTERS
LUCCA PROVINCE
ALLIED MILITARY GOVERNMENT

2067

Ref. Lu/9/103 14 June 1945

SUBJECT Italian Courts - Petitions for pardon.
TO: Regional Legal Officer, H.Q.Leghorn Region.

1. The enclosed petitions concerning:

1) AREZZINI Luigi
2) MICHELOPARDI Pelice

are forwarded for favour of transmission to the competent authority.

C.J.Purcell, Lt.Colonel A/C
Provincial Legal Officer

43

2331

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

Incls.

8069

HEADQUARTERS ALLIED COMMISSION
AFO 394
LEGAL SUB-COMMISSION

/pa.
24 Jun 45.

AC/4030/L

OGGETTO: Domanda di Grazia -BRUNETTI Vincenzo.

ALLA Signora SCRIVANO Cristina
CIRO' MARINA
(Catanzaro)

La domanda di grazia da voi diretta a questa Commissione in favore di vostro marito é stat trasmessa al Ministero di Grazia e Giustizia Italiano per competenza.

G. G. HUNSAFORD
Lt. Colonel,
Officer i/c Ital. Branch,
for Chief Legal Advisor.

2332

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

8065

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
24 Jun 45.

AC/4030/L.

SUBJECT : Petition for Pardon.

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

Enclosed herewith the below listed petition for Pardon "per competenza".

BRUNETTI Vincenzo

41

G. G. HANNAFORD,
Lt.Colonel,
Officer i/c It.Branch,
for Chief Legal Advis r.

2333

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

C/AC30/1. 25 June 1945.

SUBJECT : HACE Antonio.

TO : Yugoslav Delegation to Advisory Council for Italy.

1. Attached hereto is an appeal to the Allied Military Government by HACE Antonio, who is a Yugoslav subject and was sentenced to penal servitude for life by the Court of Lubiana on 1 April 1941 on a charge of homicide. Hace was transferred to a prison at Portolongone (near Livorno) on 31 August 1941.

2. The appeal is for repatriation to Yugoslavia in order that the balance of the sentence may be served there.

3. No other documents in the case are available.

4. Portolongone is now in Italian Government territory, and this Commission cannot interfere in the case. The papers are therefore forwarded to you for such action, if any, as you wish to take with the Italian Government.

5. We are retaining no documents in this Sub-Commission. Please therefore acknowledge receipt.

For the Chief Commissioner:

[illegible],
Colonel,
Deputy Chief Legal Advisor.

Incl.

Copy to : Zone Commissioner, Livorno
(to inform HACE Antonio of action taken)

2340

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

8062

HEADQUARTERS ALLIED COMMISSION
AMG 394
LEGAL SUB-COMMISSION

AC/4036/L

15 June 1945.

SUBJECT : Petitions for Pardon.

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

1. Herewith enclosed the below listed petitions for pardon for Your Excellency's recommendation:

FERRARO Vincenzo
LIERO Vincenzo
PANSINI Maria
RIERA Vincenzo
BATTAGLIA Maddalena
CRISCUOLO Anarchio
VALENTE Maria
DEL GROSSO Pasqualina.

39

Encls.

W. E. HEMBROUGH,
Colonel,
Chief Legal Advisor.

2341

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

4036

8061

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
NAPLES COMMUNE
LEGAL DEVISION
APO 394

21 June 1945

SUBJECT: Petition for Pardon (Italian case)

TO : HQ., Allied Commission (For Attention of Legal Sub-Commission)

1. There is transmitted herewith in accordance with Executive Memo No.4, 7 February 1945, the following application for pardon:

1) FERRARO Vincenzo.

For the Commissioner:

Frank L. Vecchiolla by GGB
FRANK L. VECCHIOLLA,
Major, J.A.G.D.,
Senior Legal Officer.

CCB/pv

38

LEGAL SUB-COMMISSION
CLO
DCLO
Chief Counsel
CLO
Italian Section
22 Jun 1945

2342

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

806

4030

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
NAPLES COMMUNE
LEGAL DIVISION
APO 394

21 June 1945

SUBJECT: Petitions for pardon (Italian cases)

TO : HQ., Allied Commission (For Attention of Legal Sub-Commission)

1. Thru office error petitions for pardon were not enclosed in our letter of 20 June 1945. Accordingly the following petitions are transmitted herewith:

1) DITTO Vincenzo
2) PARENTI Maria
3) RIPPA Vincenzo
4) BATTAGLIA Maddalena
5) GRECCUCIO Anonzio
6) VELLETRI Maria
7) DEL GROSSO Pasqualina.

37

For the Commissioner:

LEGAL SUB COMMISION
CLO
DCLO
Chief Counsel
CJO
Justice Section
CL 1863
22 JUN 1945

CCB/pv

Frank L. Vecchiolla
FRANK L. VECCHIOLLA, by 66B
Major, J.A.G.D.,
Senior Legal Officer.

2343

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

8060

4030

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
NAPLES COMMUNE
LEGAL DIVISION
AFO 394

21 June 1945

SUBJECT: Petitions for pardon (Italian cases)

TO : HQ., Allied Commission (For Attention of Legal Sub-Commission)

1. Thru office error petitions for pardon were not enclosed in our letter of 20 June 1945. Accordingly the following petitions are transmitted herewith:

1) LIETO Vincenzo
2) PANCINI Maria
3) RIPPA Vincenzo
4) BATTAGLIA Maddalena
5) CRISCUOLO Amorrio
6) VELLETRI Maria
7) DEL GROSSO Pasqualina.

37

For the Commissioner:

LEGAL SUB COMMISION
CLO
DCLO
Chief Counsel
CLO
Section
CLERKS
22 JUN 1945

CCB/pv

Frank L. Vecchiella by BB
FRANK L. VECCHIELLA,
Major, J.A.G.D.,
Senior Legal Officer.

2344

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

8053

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
24 Jun 45.

AC/4030/L.

SUBJECT : Petition for Pardon.

TO : Provincial Commissioner (Attn: S.L.O.),
NAPLES Commune.

At the request of the Italian Government, I hereby order that the Petition for Pardon in the case of the below listed petitioner BE DENIED :

LUONGO Francesco.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

36 encls.

2345

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

8058

HEADQUARTERS ALLIED COMMISSION
AFO 394
LEGAL SUB-COMMISSION

AC/4030/L. /ps.
24 Jun 45.

SUBJECT : Petition for Conditional Liberty.

TO : Regional Commissioner (Attn: R.L.O.),
EMILIA Region.

1. At the request of the Italian Government, I hereby order that the Petition for Conditional Liberty in the case of the below listed petitioner be DENIED:

BELLEI Aldo .

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

35

Incls.

2348

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

LEGAL 51C
805

4030

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
NAPLES SUBZONE
LEGAL DIVISION
APO 394

20 June 1945

SUBJECT: Petitions for pardon (Italian cases)

TO : HQ., Allied Commission (For Attention of Legal Sub-Commission)

1. There are transmitted herewith in accordance with Executive Memo No. 4, 7 February 1944, the following applications for pardon:

1) LENTO Vincenzo
2) MANCINI Maria
3) RIPPA Vincenzo
4) BATTAGLIA Maddalena
5) CRESCUOLO Amonzio
6) VERMERI Maria
7) DEL GROSSO Pasqualina

34

For the Commissioner:

Frank L. Vecchioila
FRANK L. VECCHIOLLA, by LHD
Major, J.A.G.D.,
Senior Legal Officer.

SOT/pv

CLO
DCLO
Chief Section
CIO
Rome
CL RKO
21 JUN 1945

83

2347

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

HEADQUARTERS
TERRITORIO PROVINCE
ALLIED MILITARY GOVERNMENT

21 May 1945

PL/33

SUBJECT: PARDON OF BOGGI ALBERTO

TO : A.C. HQ (through R.L.O.)

1. I am returning the letter dated 26th April relating to the pardon of the above named together with letter from the Procuratore Generale in which he points out that apparently the Minister of Justice was not aware that BOGGI has not served the month's imprisonment.

Petition returned to A.J. Powell for further consideration.

Henry L. Glenn

HENRY L. GLENN,
Major, JAGD.,
R.L.O.

HLG/FV

Encl.

Glenn is under the impression that they may cancel the prison as well if they know that the accused has not actually served it.

33

2348

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

P.834

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
28 Apr 45.

SUBJECT : Petition for Conditional Pardon.

TO : Regional Commissioner, TOSCANA Region.
(Attn: Regional Legal Officer).

1. At the request of the Italian Government, I hereby order that the remaining penalty of 1,000 lire fine be REMITTED forthwith.

2. Should,however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

BOGGI Alfio.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Deputy Chief Legal Advisor,
for Chief Commissioner.

Ipals.

1st Ind.

RVIII/218/8000
Regional Legal Officer, Hq.Toscana Region - 3 May 45
TO : P.L.O. FLORENCE Province (Thru P.C.)

1. Forwarded, for your attention and action.

2. In duplicate, please acknowledge receipt.

For the Regional Commissioner:

JOHN K. WEBER,
Colonel, Infantry
Regional Legal Officer.

2349

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

RVIII/19/8000 1st. Ind. JKW/eg.
Regional Legal Officer, Headquarters Toscana Region, AMG-25 May 1945.
To: Legal Sub-Commission, Headquarters, A.C.

1. Forwarded.

For the Regional Commissioner:

JOHN K. WEBER,
Colonel, Infantry,
Regional Legal Officer.

2350

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

8591

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
20 Jun 45 .

SUBJECT : Petition for Pardon.

TO : Provincial Commissioner (Attn: S.L.O.)
NAPLES Commune.

1. At the request of the Italian Government, I hereby order that the fine of L.1100 in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

AURIEMMA Angelina.

By command of Rear Admiral STONE :

W. E. BERRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

2351

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

[redacted]

1030

8047

TRANSLATION: DG/rrs 16 June 45

Berlin-1, 5 June 45

PROCURA DEL REGNO
(District Attorney's Office)

No. 24/45

TO LIAISON OFFICE
ALLIED HQ
CASERTA

SUBJECT: Frau Maiolo, son of the late Raffaele and of Assiera Giuseppe, born on 7 March 1905 in Sarroh, living in Castellari, Viale La Plaia - Vico 60, condemned by the Castellari Tribunal on 23 Sep 1944 to serve two year Sentence and 2000 Lire Fine for Having Stolen the Sack of American Flour From a Freight Car which was in the Portecorvini Yards.

The wife of the subject prisoner has forwarded a petition so that she may obtain the Sovereign's pardon for her husband because without his help the family is in deplorable condition.

We should like to hear your opinion on this.

IL PROCURATORE DEL REGNO
/s/ Illegible

29

1st Ind. Y

SARDINIA DETACHMENT, LAND FORCES SUB COMMAND A.C. (MEDIA), 16 June 1945

TO: Headquarters Allied Commission, Legal Division.

1. Forwarded as a matter pertaining to your office.

2. Request we be notified of decision so that we may act accordingly in similar cases.

LEGAL SUB-COMMISSION
CLO
DCLO
Chief Counsel
CJO
Italian Section

Lester R. Albert
LESTER R. ALBERT
Lt Colonel, Infantry
Senior Liaison Officer

Jr. Lt. Mil. Police

2352

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

28

1st Ind. Y

SARDINIA DETACHMENT, LAND FORCES SUB COM A.C. (MTOA). 15 June 1945

TO: Headquarters Allied Commission, Legal Division.

1. Forwarded as a matter pertaining to your office.

2. Request we be notified of decision so that we may act accordingly in similar cases.

LESTER R. ALBERT
Lt Colonel, Infantry
Senior Liaison Officer

2353

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

8046

/pa.
18 Jun 45.

AC/4017/2/L.

SUBJECT : Transmittal of documents to Venezia Giulia.

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

With reference to this Sub-Commission's letter AC/4017/2/L of 14 June 1945, letter of Ministry, Prot.No.5424.c. of 14 June 1945 directed to Trieste is returned herewith.

G. G. HANNAFORD,
Lt. Colonel,
Officer i/c Italian Branch,
for Chief Legal Advisor.

Incls.

27

2354

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

4030
A

Regal 5/6

RVIII/19/8000 1st. Ind. JK./eg.
Regional Legal Office, Headquarters Toscana Region, AMG- 16 June 1945.
To: Legal Sub-Commission, Headquarters A.C.

8045

1. Forwarded herewith is application for pardon of the above-named, together with the comments of the Direttore delle Carcere and the Procuratore del Regno and Estratto della Cartella Biografica.

For the Regional Commissioner:

JOHN K. WEBER,
Colonel, Infantry,
Regional Legal Officer.

Transmettre [illegible] le Ministère [illegible] la compétence.

LEGAL SUB COMMISION	
CLO	
DCLO	
Chief Counsel	
CIO	
Italian Section	H
CL RKS	
15 JUN 1945	

26

2355

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

4030.

Regal S/C 8044

HEADQUARTERS
TOSCANA REGION
ALLIED MILITARY GOVERNMENT.

16 June 1945.

SUBJECT: BARUSSO Giuseppe di Enrico.

TO : Legal Sub-Commission, Headquarters A.C.

1. Reference yours of 9th A.C/4030/1. In accordance with your instructions I have ordered the Governor, of Volterra prison to release the above-named prisoner forthwith.

2. The whole file is now being passed on to the Procuratore Generale so that (with other pertinent documents) it can be sent forward to the Procuratore del Regno Savona to have declared extinct the offence for which the above was convicted.

For the Regional Commissioner:

HEADQUARTERS
17 JUN 1945
A. C.

JOHN K. WEBER,
Colonel, Infantry,
Regional Legal Officer.

LEGAL SUB COMMISION
CLO
DCLO
Chief Counsel
CIO

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
15 Jun 45.

SUBJECT : Petition for Pardon.

TO : Provincial Commissioner (Attn: S.L.O.),
NAPLES Commune.

1. At the request of the Italian Government, I hereby order that the Petition for Pardon in the case of the below listed petitioner be GRANTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

RUSSO Antonio.

By command of Rear Admiral STONE:

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

24 Inclu.

2357

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

8042

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
15 Jun 45.

SUBJECT : Petition for Pardon .

TO : Provincial Commissioner (Attn: S.L.O.),
NAPLES Commune.

1. At the request of the Italian Government, I hereby order that the penalty of two months imprisonment and 2000 lire fine imposed in the case of the below listed petitioner be REMITTED forthwith.

2. Should,however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

RUOTOLO Genoveffa.

By command of Rear Admiral STONE:

23

K. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

2358

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

8041

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
15 Jun 45.

AC/4030/L.

SUBJECT .: Petition for Pardon.

TO : : Provincial Commissioner (Attn: SLO)
NAPLES Commune.

At the request of the Italian Government, I hereby order that the Petition for Pardon in the case of the below listed petitioner be DENIED:

UBERTAZZI Giuseppe.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Inclo.

22

2359

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
15 Jun 45.

SUBJECT : Petition for Pardon .

TO : Regional Commissioner (Attn: R.L.O.),
VENEZIA Region.

1. At the request of the Italian Government, I hereby order that the fine of 600 lire imposed in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the offence shall have become definitive.

BRUSTOLIN Carmela.

By command of Rear Admiral STONE :

21

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

2360

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pe.

AC/4030/L. 15 Jun 45.

SUBJECT : Petition for Pardon .

TO : Provincial Commissioner (Attn: S.L.O.),
NAPLES Commune.

1. At the request of the Italian Government, I hereby order that the fine of 800 lire imposed in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

MARANO Petronilla.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incle.

2361

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

ESA1c.
14 June 1945.

AC/4030/L.

SUBJECT : Petition for pardon - INDELICATO Giuseppe.

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

The above petition is forwarded to Your Excellency "per competenza".

C. G. HANNAFORD,
Lt. Col.
Officer i/c Italian Branch,
for Chief Legal Advisor.

19

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

4030

C A. Sec 2839

CJM/jjjr

ALLIED FORCE HEADQUARTERS
G-5 Section
APO 512

13 JUN. 1945

G-5: 014.5

11 June 1945

SUBJECT: Petition: Indelicato Giuseppe.

TO : Headquarters, Allied Commission, APO 394

HEADQUARTERS 12 JUN 1945

The attached petition was received at this Headquarters and is passed to you for any action you deem fit.

For the Assistant Chief of Staff, G-5:

18 JUN 1945

C. J. MACNAMARA
Major, P.C.

2 Incls: ltr fr Indelicato Rosario of Giuseppe, dtd 21 May 45, w/translation.

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

5088

ALLIED FORCE HEADQUARTERS
G-5 Section
APO 512

CJM/jjr

G-5: 014.5

11 June 1945

SUBJECT: Petition: Indelicato Giuseppe.

TO : Headquarters, Allied Commission, APO 394

The attached petition was received at this Headquarters and is passed to you for any action you deem fit.

For the Assistant Chief of Staff, G-5:

17

2 Incls: ltr fr Indelicato Rosario of Giuseppe, dtd 21 May 45, w/translation.

C. J. MACNAMARA
Major, P.C.

2364

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

8035

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
15 Jun 45.

SUBJECT : Domanda di Grazia a favore di INDELICATO Giuseppe.

AL Sig. INDELICATO Rosario,
Via dei Mille, No.63
CAMPOBELLO di MAZARA
(Trapani)

La domanda di grazia da voi indirizzata al Quartiere Generale delle Forze Alleate, in favore di Vostro figlio Giuseppe, é stata trasmessa "per competenza" al Ministero di Grazia e Giustizia Italiano.

G. G. HANNAFORD,
Lt.Colonel,
Officer i/c Italian Branch,
for Chief Legal Advisor.

16

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
14 Jun 45.

SUBJECT : Petition for Pardon.

TO : Provincial Commissioner (Attn: S.L.O.),
NAPLES Commune.

1. At the request of the Italian Government, I hereby order that the penalty of 1 month imprisonment, 200 lire fine and 100 lire "ammenda" in the case of the below listed petitioner be REMITTED forthwith.

2. Should, however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

LETTIERI Giulia.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

15
Incls.

2366

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

8033

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa. 14 Jun 45.

SUBJECT : Petition for Pardon.

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

Enclosed herewith for Your Excellency's recommendation the below listed petitions for pardon :

NOTARIANNI Vincenzo

PEPE Maria.

G. G. HANNAFORD,
Lt.Colonel,
Officer i/c Italian Branch,
for Chief Legal Advisor.

Incls.

14

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

4530

8032

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
NAPLES COMMUNE
LEGAL DIVISION
APO 394

9 June 1945

SUBJECT: Petitions for pardon (Italian cases)

TO : HQ., Allied Commission (For Attention of Legal Sub-Commission)

1. There are transmitted herewith in accordance with Executive Memo No.4, 7 February 1944, the following applications for pardon:

1) NOTARIANNI Vincenzo.

2) REPE Maria.

For the Commissioner:

Frank L. Vecchiolla
FRANK L. VECCHIOLLA, by bbs
Major, J.A.G.D.,
Senior Legal Officer.

13 CCE/pv

30 JUN 1945

2368

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

8081

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
14 Jun 45.

SUBJECT : Petition for Pardon .

TO : Regional Commissioner (Attn: R.L.O.),
LIGURIA Region.

1. At the request of the Italian Government, I hereby order that the Petition for Pardon in the case of the below listed petitioner be DENIED :

DE CHEPPER Alberto.

By command of Rear Admiral STONE :

M. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

1 Encls.

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

/pa.
14 Jun 45.

AC/4030/L.

SUBJECT : Petition for Pardon.

TO : Provincial Commissioner (Attn: S.L.O.),
NAPLES Commune.

At the request of the Italian Government, I hereby order that the Petition for Pardon in the case of the below listed petitioner be DENIED:

MANZO Salvatore.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

11

Incls.

2370

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

8029

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pe.
14 Jun 45.

SUBJECT : Petition for Pardon.

TO : Regional Commissioner (Attn: R.L.O.),
TOSCANA Region.

1. At the request of the Italian Government, I hereby order that the 20 days imprisonment in the case of the below listed petitioner be REMITTED forthwith.

2. Should,however, the below listed petitioner commit another offence within five years after the date of this order, the pardon shall be revoked and the pardoned penalty fully executed after the sentence of condemnation for the new offence shall have become definitive.

ZINI Pietro.

By command of Rear Admiral STONE :

W. E. BEHRENS,
Colonel,
Chief Legal Advisor,
for Chief Commissioner.

Incls.

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HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4030/L. /pa.
13 Jun 45.

SUBJECT : Petitions for Pardon.

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

Enclosed herewith the below listed petitions for pardon for Your Excellency's recommendation.

SORMANI Carlo
GIUSFREDI Orlando
MATTEUCCI Filomena.

G. G. HANNAFORD,
Lt.Colonel,
Officer i/c Italian Branch,
for Chief Legal Advisor.

Incls.

9

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8027

40309

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
LOMBARDIA REGION
APO 394
Legal Division

Ref.: LEG/5008

11 June 1945

SUBJECT : Petition for pardon

TO : HQ AC (Legal Sub-Commission)

1. The enclosed Petition for pardon in the case of SORMANI Carlo has been submitted by the Procuratore Generale.

2. May the documents please be forwarded to the Ministry, , and notification be given in due course whether the Petition is allowed or rejected?

For the Regional Commissioner:

H.M. DICKIE
W/Comdr., R.A.F.
Regional Legal Officer.

8

ar/

LEGAL SUB COMMISSION
CLO
DCLO
Chief Counsel
CIO
Italian Section
G-5 AFHQ
12 JUN 1945

2373

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5926

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

PS/mt.
11 June 1945.

AC/4030/L.

SUBJECT : POSSENTI Luigi - "ricorso" to the Court of Cassation.

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

1. Forwarded herewith "per competenza" are two copies of the above appeal submitted by Signora Vittoria POSSENTI on behalf of her brother.

2. It appears that POSSENTI claims the status of a prisoner of war and affirms that as such he may not be tried in an Italian Court. This Sub-Commission does not share this view and wishes to invite Your Excellency's attention to the enclosed extract from a directive issued by this HQ and setting out the position of Allied Authorities in this matter. As indicated in para 8 of the directive the question is a matter solely of Italian Law.

W. E. HASTINGS,
Colonel,
Chief Legal Adviser.

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Incl. 1

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LEGAL S/C

AL COMANDO INTERALLEATO CENTRALE

R O M A

AL COMANDO INTERALLEATO

M I L A N O

Savona 31 Maggio 1945

Nella fiducia che nell'Italia finalmente libera la legge verrà applicata certamente con giustizia e cescien za, sottopongo a codesto On. Comando i "motivi di Cassazione" di mio fratello POGGENTI Luigi fu Tommaso, redatti dalla difesa, affinchè voglia prenderli in benevolo esame per le decisioni che vorrà eventualmente adottare, tenendo conto che se "tutti gli appartenenti alle forze armate fasciste repubblicane ed alle brigate nere" sono considerati prigionieri di guerra, così come ha deciso cod. On.le Comando, la Autorità Giudiziaria Italiana non è in grado di giudicare.

Con osservanza

Vittorio Poggenti

6

Motivi di CASSAZIONE

di POSSENTI LUIGI fu Tommaso, ricorrente avverso la sentenza della Corte di Assise in sede straordinaria di Savona alla data 23 Maggio 1945 colla quale veniva condannato alla pena di Morte per i delitti di cui a l'art.1 D.LL. 22/4/1945 N.142 ,5 D.LL. 27/7/1944 N.159 51 C.P.M.G., per avere in provincia di Savona e successivamente all'8 Settembre 1943 con più azioni esecutive del medesimo disegno criminoso,partecipato quale tenente prima, capitano poi della G.N.R. a numerosi rastrellamenti a danno non solo dei patrioti inserti in armi contro il tedesco invasore, ma anche per indurre i cittadini italiani ad arruolarsi nelle forze nazifasciste o per costringerli ad essere deportati in Germania a lavorare nelle officine belliche nemiche, favorendo così le operazioni militari del suddetto tedesco invasore. Di altro delitto di cui all'art. 1 del D.LL. 22/4/1945, 5 D.LL. 27/7/1944 N142 art. 5

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

sivamente all'8 Settembre [illegible]

ve del medesimo disegno criminoso, partecipate quale tenente prima, capitano poi della G.N.R. a numerosi rastrellamenti a danno non solo dei patrioti inserti in armi contro il tedesco invasore, ma anche per indurre i cittadini italiani ad arruolarsi nelle forze nazifasciste o per costringerli ad essere deportati in Germania a lavorare nelle officine belliche nemiche, favorendo così le operazioni militari del suddetto tedesco invasore. Di altre delitte di cui all'art. 1 del D.LL. 22/4/1945, 5 D.LL. 27/7/1944 N142 art. 5 D.LL. 27/7/1944 n. 159 in relazione all'art.51 C.P.M.G. per avere in concorso coi membri del Tribunale Militare Straordinario di Savona , in Savona il 27/12/1943, deciso con simulacro di processo la morte per fucilazione nel forte Madonna degli Angeli, di sette persone, prestando in tal modo collaborazione col tedesco invasore.

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1°

Le Autorità Militari Alleate hanno reso noto che tutti gli appartenenti alle forze armate fasciste repubblicane ed alle brigate nere, debbono essere considerati prigionieri di guerra. Che il Possenti Luigi fosse tenente prima e capitano poi nella G.N.R.(Guardia Nazionale Repubblicana) risulta dallo stesso capo di accusa, come risulta che le azioni che gli si addebitano sono state commesse in occasione di queste servizio. La conseguenza è che l'Autorità Giudiziaria Italiana non può giudicare se non si vuole infrangere ogni più elementare norma di diritto internazionale. Tanto meno si può rubricare nei confronti del Possenti Luigi il reato di tradimento nei confronti dello Stato Italiano, se deve essere ritenuto prigioniero delle Forze Alleate, colle quali il Governo Italiano è cobelligerante.

2°

I due decreti citati nel capo di imputazione fatta al Possenti, sono decisamente INCOSTITUZIONALI: si inten-

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Repubblicana) risulta dalle stesse capo di accusa, come risulta che le azioni che gli si addebitano sono state commesse in occasione di queste servizio. La conseguenza è che l'Autorità Giudiziaria Italiana non può giudicare se non si vuole infrangere ogni più elementare norma di diritto internazionale. Tanto meno si può rubricare nei confronti del Possenti Luigi il reato di tradimento nei confronti dello State Italiano, se deve essere ritenuto prigioniero delle Forze Alleate, colle quali il Governo Italiano è cobelligerante.

2°

I due decreti citati nel capo di imputazione fatta al Possenti, sono decisamente INCOSTITUZIONALI: si intende combattere e punire le incostituzionalità altrui che hanno gettato nella revina la Patria, nella più sanguinosa delle tragedie tutti i suoi figli , e si commettono incostituzionalità ancora più gravi, che purtroppo tardi e toste si scontano. E la incostituzionalità è enorme: si emana una legge penale con valore retroattivo

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(la principale garanzia del cittadino) si intende obli-
terare la intervenuta prescrizione in materia penale!!!!
La quistione che sorgge e che la sentenza impugnata non
ha esaminate(e per questo difetta anche di motivazione)
è se il Magistrato possa dichiarare incostituzionale
la legge. Risponde a questa domanda Vittorio Emanuele
Orlando:" date però questa base di diritto positivo,
occorre esaminare la quistione del sindacato nei suoi
dati teorici e vedere se sia preferibile l'opinione di
coloro che difendono l'istituto del sindacato costitu-
zionale. Noi non accettiamo tutte le obiezioni moltepli-
ci che contro l'istituto si rivolgono, e non crediamo
sopratutto applicabile qui la teoria della divisione dei p
poteri, laquale alcuno crede che da quello sia lesa.
E' in facoltà del Magistrato decidere qual sia il di-
ritto da applicarsi ad una specie determinata e, data
sempre la ipotesi che il potere legislative non abbia
il diritto di immutare la costituzione,queste case abu-
sivamente si verifichi, ben potrà il Magistrato, rima-

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occorre esaminare la quistione del sindacato nei suoi dati teorici e vedere se sia preferibile l'opinione di coloro che difendono l'istituto del sindacato costituzionale. Noi non accettiamo tutte le obiezioni molteplici che contro l'istituto si rivolgono, e non crediamo sopratutto applicabile qui la teoria della divisione dei p poteri, laquale alcuno crede che da quello sia lesa. E' in facoltà del Magistrato decidere qual sia il diritto da applicarsi ad una specie determinata e, data sempre la ipotesi che il potere legislativo non abbia il diritto di immutare la costituzione, questo caso abusivamente si verifichi, ben potrà il Magistrato, rimanendo nei limiti della specialità del caso, dichiarare che l'atto legislative è contrario al diritto e rifiutarvi la applicazione"(Vitt. Em. Orlando - Principi di Diritto Costituzionale N. 350 pag. 359).=

3°

Violazione dell'art. I del C.P.= Mancanza assoluta di

2380

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2 3 8 1

motivazione al riguardo.= Nessuno può essere punito per un fatto che non sia espressamente preveduto come reato dalla legge, né con pene che siano da essa stabilite. Nessuno può essre punito per un fatto che, secondo la legge del tempo in cui fu commesso esso non costituiva reato. Nessuno può essere punito per un fatto che secondo una legge posteriore non costituisce reato, e se vi è stata condanna ne cessano l'esecuzione e gli effetti penali. Se la legge del tempo in cui fu commesso il reato e le posterieri sono diverse, si applica quella le cui disposizioni sono più favorevoli al reo, salve che sia stata pronunciata sentenza irrevocabile. E' facile leggendo il capo di imputazione, constatare come tutto questo si sia completamente messo in non cale. Si invocano decreti posterieri ai fatti che si addebitano al Possenti, e sarebbe davvero far torto alla Corte Ecc.ma indugiarsi oltre.

M.°

Violazione dell'art. 51 C.P.M.G. =

Si addebitano al Possenti distinti reati di tradimento,

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te che secondo una legge posteriore non costituisce reato, e se vi è stata condanna ne cessano l'esecuzione e gli effetti penali. Se la legge del tempo in cui fu commesso il reato e le posterieri sono diverse, si applica quella le cui disposizioni sono più favorevoli al reo, salvo che sia stata pronunciata sentenza irrevocabile. E' facile leggendo il capo di imputazione, constatare come tutto questo si sia completamente messo in non cale. Si invocano decreti posterieri ai fatti che si addebitano al Possenti, e sarebbe davvero far torto alla Corte Ecc.ma indugiarsi oltre.

N.°

Violazione dell'art. 51 C.P.M.G. =

Si addebitano al Possenti distinti reati di tradimento, per aver favorito le operazioni militari del nemico. La esasperazione, le sofferenze, i lutti ed il sangue versato non debbono mai far perdere la serenità tanto necessaria per un esatto accertamento e valutazione. Purtroppo e non certo per colpa degli italiani del nord

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in modo particolare, l'Italia ha dovuto soffrire due Stati. La mai troppo deprecata Repubblica Sociale Italiana era uno State perchè ne aveva tutti i requisiti. Un certo numero di uomini (famiglie) in una relazione costante, con un territorio nel quale erano fissati e non nomadi. Un rapporto di obbedienza politica, per quanto mal tollerata e soppertata. Non è concepibile il reato di tradimento di cui all'art.51 C.P.M.G. di fronte alla esistenza di uno State al cui servizio si è messo il Possenti. Del resto lo stesso Comando Inter-Alleato, deliberando che debbono costoro essere considerati prigionieri di guerra, ha posto fine alla questione in maniera definitiva ed incontrovertibile. Sotto queste riflesso la sentenza impugnata è anche assolutamente manchevole di motivazione.=

5.°

Violazione dell'art. 475 n. 3 - 474 n. 4. =

Se si può, e co deciso fondamento, discutere sulla esistenza di uno State nella vincida Repubblica Socia-

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quanto mal tollerata e sopportata. Non è concepibile il reato di tradimento di cui all'art.51 C.P.M.G. di fronte alla esistenza di uno Stato al cui servizio si è messo il Pessenti. Del resto lo stesso Comando Inter-Alleato, deliberando che debbono costoro essere considerati prigionieri di guerra, ha posto fine alla questione in maniera definitiva ed incontrovertibile. Sotto questo riflesso la sentenza impugnata è anche assolutamente manchevole di motivazione.=

5°

Violazione dell'art. 475 n. 3 - 474 n. 4. =

Se si può, e ce deciso fondamento, discutere sulla esistenza di uno Stato nella vincida Repubblica Sociale Italiana, e quindi escludere la possibilità di commettere un tradimento, a maggior ragione doveva essere esaminata la posizione dell'imputato in ordine al dolo specifico. E'necessaria la precisa determinazione e volentà di tradire. Si tratta di giovani che appena hannocominciato a comprendere si sono sentiti dire che

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il Duce ha sempre ragione, che era l'uomo della Divina Provvidenza, l'uomo a cui ebbero a rilasciare dichiarazioni di grandezza e benemerenza quasu tutti i Capi di Stato e grandi Italiani quali Gabriele D'Annunzio e Guglielmo Marconi. A questi giovani appena hanno frequentato la prima elementare, fu loro dato un sillabario con sul frontespizio il Duce a cavallo sgargiante nella bella livrea. Tutto ciò il Magistrato doveva e deve vedere, considerare, valutare prima di ritenere che Pessenti abbia commesso con coscienza e volontà il reato di tradimento e condannarle a morte!!! Si deve avere questo coraggio civile e sociale, diversamente si cadrà ancora nelle stesso errore, diversamente l'Italia, madre di leggi eterne, non si risolleva con la dovuta celerità e prontezza. Nulla di tutto ciò nella sentenza impugnata. Bisogna avere il coraggio di dire la verità e di analizzarla. Il Pessenti è una vittima dell'ambiente in cui è state educato. Non deve essere consentito condannare a morte, senza per lo meno valutare tutto ciò, e se ciò non viene valutato, la

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labario con sul frontespizio il Duce a cavallo sgar-
giante nella bella livrea. Tutto ciò il Magistrato de-
veva e deve vedere, considerare, valutare prima di ri-
tenere che Pessenti abbia commesso con coscienza e vo-
lontà il reato di tradimento e condannarlo a morte!!!
Si deve avere questo coraggio civile e sociale, diver-
samente si cadrà ancora nelle stesse errore, diversa-
mente l'Italia, madre di leggi eterne, non si risolle-
va con la dovuta celerità e prontezza. Nulla di tutto
ciò nella sentenza impugnata. Bisogna avere il coraggio
di dire la verità e di analizzarla. Il Pessenti è una
vittima dell'ambiente in cui è stato educato. Non deve
essere consentito condannare a morte, senza per lo me-
no valutare tutto ciò, e se ciò non viene valutato, la
sentenza manca di motivazione ed è nulla.-

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Legal 31

Al Comando 2° Interalleato
Centrale
Roma

Al Comando 2° Interalleato
Milano

Savona 30 Maggio 1945

Nella fiducia che nell'Italia finalmente libera la legge verrà applicata certamente con giustizia e coscienza, sottopongo a Cod. Sta. Comando i motivi di cassazione di mio fratello Possenti Luigi fu Tommaso, redatti dalla difesa, affinchè voglia prenderli in benevolo esame per le decisioni che vorrà eventualmente adottare.

Con osservanza

Vittoria Possenti

3

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MOTIVI DI CASSAZIONE

di POSSENTI LUIGI fu Tommaso, ricorrente avverso la sentenza della Corte di Assise in sede straordinaria di Savona alla data 23 Maggio 1945 colla quale veniva condannato alla pena di Morte per i delitti di cui a l'art. I D.LL. 22/4/1945 N. 142 = 5 D.LL. 27/7/1944 N. 159 51 C.P.M.G., per avere in previncia di Savona e successivamente all'8 Settembre 1943 con più azioni esecutive del medesimo disegno criminoso, partecipato quale tenente prima, capitano poi della G.N.R. a numerosi rastrellamenti a danno non solo dei patrioti inserti in armi contro il tedesco invasore, ma anche per indurre i cittadini italiani ad arruolarsi nelle formazioni nazifasciste o per costringerli ad essere deportati in Germania a lavorare nelle officine belliche nemiche favorendo così le operazioni militari del suddetto tedesco invasore. Di altre delitto di cui all'art. I del D.LL. 22/4/1945, 5 D.LL. 27/7/44 N.142 art.5 D.LL. 27/7/44 n.159 in relazione all'art. 51 C.P.M.G. per

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. esecutive del medesimo disegno criminoso;

quale tenente prima, capitano poi della G.N.R. a numerosi rastrellamenti a danno non solo dei patrioti inserti in armi contro il tedesco invasore, ma anche per indurre i cittadini italiani ad arruolarsi nelle formazioni nazifasciste o per costringerli ad essere deportati in Germania a lavorare nelle officine belliche nemiche favorendo così le operazioni militari del suddetto tedesco invasore. Di altro delitto di cui all'art. I del D.LL. 22/4/1945, 5 D.LL. 27/7/44 N.142 art.5 D.LL. 27/7/44 n.159 in relazione all'art. 51 C.P.M.G. per avere in concorso dei membri del Tribunale Militare Straordinario di Savona, in Savona il 27/12/45 deciso con un simulacro di processo la morte per fucilazione nel forte Madonna degli Angeli, di sette persone, prestando in tal modo collaborazione col tedesco invasore.

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1°

Le Autorità Militari Alleate hanno reso noto che tutti gli appartenenti alle forze armate fasciste repubblicane ed alle brigate nere, debbono essere considerati prigionieri di guerra. Che il Possenti Luigi fosse tenente prima, capitano poi della G.N.R. (Guardia Nazionale Repubblicana) risulta dalle stesse capo di imputazione, come risulta che le azioni che gli si addebitano sono state commesse in occasione di questo servizio. La conseguenza è che l'Autorita Giudiziaria Italiana non può giudicare se non si vuole infrangere ogni più elementare norma di diritto internazionale. Tanto meno si può rubricare nei confronti del Possenti Luigi il reato di tradimento nei confronti dello Stato Italiano se deve essere ritenuto prigioniero delle Forze Alleate colle quali il Governo Italiano è cobelligerante.

2°

I due decreti citati nel capo di imputazione fatta al Possenti sono decisamente INCOSTITUZIONALI: si intende combattere ed punire la incostituzionalità altrui che

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zione, come risulta che le azioni che gli si addebitano sono state commesse in occasione di queste servizio. La conseguenza è che l'Autorita Giudiziaria Italiana non può giudicare se non si vuole infrangere ogni più elementare norma di diritto internazionale. Tanto meno si può rubricare nei confronti del Possenti Luigi il reato di tradimento nei confronti dello Stato Italiano se deve essere ritenuto prigioniero delle Forze Alleate colle quali il Governo Italiano è cobelligerante.

2°

I due decreti citati nel capo di imputazione fatta al Possenti sono decisamente INCOSTITUZIONALI: si intende combattere ed punire la incostituzionalità altrui che hanno gettato nella rovina la Patria, nella più sanguinosa delle tragedie tutti i suoi figli, e si commettono incostituzionalità ancora più gravi, che purtroppo tardi e toste si scontano. E la incostituzionalità è enorme: si emana una legge penale con valore retroattive

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la principale garanzia del cittadino) si intende e-
bliterare la intervenuta prescriziene in materia pe-
nale!!!! La quistione che sorge, e che la sentenza im-
pugnata non ha esaminato(e per queste difetta anche di
di motivaziene) è se il Magistrato possa dichiarare
incostituzionale la legge. Risponde a questa domanda
Vittorio Emanuele Orlando: "data però questa base di
diritto positivo, occorre esaminare la quistione del
sindacato nei suoi dati teorici e vedere se sia prefe-
ribile l'opiniene di celore che difendono l'istituto
del sindacato costituzionale. Noi non accettiamo tut-
te le obiezioni molteplici che contro l'istituto si r
rivolgono, e non crediamo sopratutto applicabile qui
la teoria della divisione dei poteri, la quale alcuno
crede che da quello sia lesa. E' in facoltà del Magi-
strato decidere qual sia il diritto da applicarsi ad
una specie determinata e, data sempre la ipotesi che
il potere legislativo non abbia il diritto di immuta-
re la costituzione, queste caso abusivamente si verifichi,

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diritto positivo, occorre esaminare la quistione del sindacato nei suoi dati teorici e vedere se sia preferibile l'opinione di coloro che difendono l'istituto del sindacato costituzionale. Noi non accettiamo tutte le obiezioni molteplici che contro l'istituto si rivolgono, e non crediamo sopratutto applicabile qui la teoria della divisione dei poteri, la quale alcuno crede che da quello sia lesa. E' in facoltà del Magistrato decidere qual sia il diritto da applicarsi ad una specie determinata e, data sempre la ipotesi che il potere legislativo non abbia il diritto di immutare la costituzione, queste caso abusivamente si verifichi, ben potrà il Magistrato, rimanendo nei limiti della specialità del caso, dichiarae che l'atto legislative è contrario al diritto e rifiutarvi la applicazione" Vitt. Em. Orlando - Principi di Diritto Costituzionale N. 350 pag. 259).=

3°

2393

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2394

Violazione dell'art. I del C.P.= Mancanza assoluta di motivazione al riguardo.= Nessuno può essere punito per un fatto che non sia espressamente preveduto come reato dalla legge, né con pene che siano da essa stabilite. Nessuno può essere punito per un fatto che , secondo la legge del tempo in cui fu commesso non costituiva reato. Nessuno può essere punito per un fatto che, secondo una legge posteriore, non costituisce reato e se vi è stata condanna ne cessano l'esecuzione e gli effetti penali. Se la legge del tempo in cui fu commesso il reato e le posteriori sono diverse , si applica quella le cui disposizioni sono più favorevoli al reo, salvo che sia stata pronunciata sentenza irrevocabile. E'facile, leggendo il capo di imputazione, constatare come tutto queste si sia completamente messo in non cale. Si invocano decreti posteriori ai fatti che si addebitano al Possenti, e sarebbe davvero far torto alla Corte Ecc.ma indugiarsi oltre.=

4°

Violazione dell'art. 51 C.P.M.G.=

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ate e se vi è stata condanna ne cessano l'esecuzione e gli effetti penali. Se la legge del tempo in cui fu commesso il reato e le posterieri sono diverse , si applica quella le cui dispesizioni sono più favorevoli al reo, salvo che sia stata pronunciata sentenza irrevocabile. E'facile, leggendo il capo di imputazione, constatare come tutto queste si sia completamente messo in non cale. Si invocano decreti posterieri ai fatti che si addebitano al Possenti, e sarebbe davvero far torte alla Corte Ecc.ma indugiarsi oltre.=

4º

Violazione dell'art. 51 C.P.M.G.=

Si addebitano al Possenti distinti reati di tradimento, per aver favorito le operazioni militari del nemico.

La esasperazione, le sofferenze, i lutti ed il sangue versato non debbono mai far perdere la serenità tanto necessaria per un esatto accertamento e valutazione.

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Purtroppo e non certo per colpa degli Italiani del nord in modo particolare, L'Italia ha dovuto soffrire due Stati. La mai troppo deprecata Repubblica Seciale Italiana era uno State perchè ne aveva tutti i requisiti. Un certo numero di uomini (famiglie) in una relazione costante con un territorio nel quale erano fissati e non nomadi. Un rapporto di obbedienza politica, per quanto mal tollerata e sopportata. Non è concepibile il reato di tradimento di cui all'art. 51 C.P.M.G. di fronte alla esistenza di une State al cui servizio si è messo il Possenti. Del reste le stesse Comande Interalleate deliberando che debbono costore essere considerati prigionieri di guerra, ha poste fine alla quistione in maniera definitiva ed incontrevertibile. Sotto queste riflesso la sentenza impugnata è anche assolutamente manchevole di motivaziene.=

5°

Vielaziene dell'art. 475 n. 3 - 474 n. 4.=

Se si può, e con decise fondamente, discutere sulla esistenza di une State nella viscida Repubblica Sociale

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reato di tradimento di cui all'art. 51 C.P.M.G. di
fronte alla esistenza di une State al cui servizio
si è messo il Possenti. Del reste le stesse Comando
Interalleate deliberando che debbone costore essere
considerati prigionieri di guerra, ha poste fine alla
quistione in maniera definitiva ed incontrevertibile.
Sotto queste riflesse la sentenza impugnata è anche
assolutamente manchevole di motivazione.=

5?

Violazione dell'art. 475 n. 3 - 474 n. 4.=

1 Se si può, e con decise fondamente, discutere sulla ~~esis~~
esistenza di une State nella viscida Repubblica Sociale
Italiana, e quindi escludere la possibilità di commet-
tere un tradimente, a maggior ragione deveva essere e-
saminata la ~~situazione~~ posizione dell'imputate in ordine
al dole specifico. E' necessaria la precisa determina-
zione e volontà di tradire. Si tratta di giovani che

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appena hanno comincciato a comprendere si sono sentiti dire che il Duce ha sempre ragione,che era l'uomo de la Divina Prevvidenza, l'ueme a cui ebbero a rilasciare dichiarazioni di grandezza e benemerenza quasi tutti i Capi di State e grandi Italiani quali Gabriele D'Annunzio e Guglielmo Marconi.A questi giovani,appena hanno frequentato la prima elementare,.fu lore date un sillabarie con sul frontespizie il Duce a cavalle,sgargiante nella bella livrea. Tutte ciò il Magistrato doveva e deve vedere, considerare, valutare prima di ritenere che Pessenti habbia commesse con coscienza e velontà il reate ditradimente e condannarle a merte!! Si deve avere queste coraggie civile e sociale, diversamente si cadrà ancora nelle stesse errore, diversamente l'Italia-madre di leggi eterne, nen si risolleva con la devuta celerità e prentezza. Nulla di tutte ciò nella sentenza impugnata. Bisegna avere il coraggio di dire la verità e di analizzarla. Il Pessenti è una vittima dell'ambiente in cui è state educate. Nen deve essere consentite condannare a merte senza

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le, sgargiante nella bella livrea. Tutto ciò il Magistrato doveva e deve vedere, considerare, valutare prima di ritenere che Possenti abbia commesso con coscienza e volontà il reato di tradimento e condannarlo a morte!! Si deve avere queste coraggio civile e sociale, diversamente si cadrà ancora nello stesso errore, diversamente l'Italia-madre di leggi eterne, non si risolleva con la dovuta celerità e prontezza. Nulla di tutto ciò nella sentenza impugnata. Bisogna avere il coraggio di dire la verità e di analizzarla. Il Possenti è una vittima dell'ambiente in cui è stato educato. Non deve essere consentito condannare a morte senza per lo meno valutare tutto ciò, e se ciò non viene valutato, la sentenza manca di motivazione ed è nulla.=

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