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MONTHLY REPORTS, 8TH ARMY AREA
JAN. 1944 - APR. 1945

FILE CLOSED 4 Apr11 1945

10000-142-389

AMG
HQ EIGHTH ARMY
REAR

PER/nec.
4 April 1945.

REF : RIX/IE/502/418.

SUBJECT: Legal Division Monthly Report for March 1945.

TO : Senior Civil Affairs Officer, AMG Eighth Army, and
Deputy Chief Legal Advisor, Legal Sub-Commission,
Headquarters, Allied Commission, APO 394.

1. GENERAL. During the month, the line has remained static and no additional territory has come under AMG administration.

2. ALLIED MILITARY COURTS.

a. General Military Court.

The following cases were heard by the Eighth Army General Military Court during the month:

<u>CHARGE</u>	<u>VERDICT</u>	<u>SENTENCE</u>	<u>COMMENTS</u>
Proc. 1, Art. IV, Sec. 1 - Espionage	G.	10 years	A girl of 17 years of age.
Proc. 1, Art. IV, Sec. 1 - Espionage	G.	Death.	
Proc. 1, Art. IV, Sec. 1 - Espionage	N.G.		

ANSOLONE Emilia

MICELLI Silvio

BONINU Costantino

DE SIENO Mario

2. ALLIED MILITARY COURTS.

a. General Military Court.

The following cases were heard by the Eighth Army General Military Court during the month:

<u>CHARGE</u>	<u>VERDICT</u>	<u>SENTENCE</u>	<u>COMMENTS</u>
<u>ANSOLONE Emilia</u>			
Proc. 1, Art. IV, Sec. 1 - Espionage	G.	10 years	4 A girl of 17 years of age.

MICELLI Silvio

Proc. 1, Art. IV, Sec. 1 - Espionage	G.	Death.
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BONINU Costantino

Proc. 1, Art. IV, Sec. 1 - Espionage	N.G.
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DE SIENO Mario

Proc. 1, Art. IV, Sec. 1 - Espionage	N.G.
Proc. 1, Art. IV, Sec. 6 - Possession of a W.T. transmitter	G. 10 years.

VANNOZI Arturo
SPURIO Attilio
POLONI Fausto

Proc. 1, Art. IV, Sec. 1 - Espionage
Proc. 1, Art. IV, Sec. 23 - Conspiracy to commit sabotage.

Case adjourned in-
definitely while a
fourth person was
charged with same
offence at request
of counsel for de-
fense.

b. Superior Military Courts.

Attached hereto as Appendices "A" and "B" are returns from Forli' and Ravenna Provinces, respectively, of Superior Court cases tried during the month.

c. Summary Military Courts.

Attached hereto are the following returns of Summary Court cases tried during the month:

APPENDIX

"C"
"D"
"E"
"F"

PROVINCE

Forli'
Ravenna
Bologna
Consolidated.

d. Comments.

The number of serious charges tried by AMG Courts continues to be small.

A new General Court panel has been appointed by SCAO, AMG Eighth Army. There are sufficient personnel available for two courts to sit, and this practice is being followed, whenever possible in order to expedite the disposition of espionage cases before Army moves forward. Cases are brought to trial as soon as they are released for trial by GSI (b).

e. Form No. 13 (Sentences over 1 year).

Attached as Appendix "G" (two sheets) is above return for Forli' Province. Nil returns are rendered for Ravenna and Bologna Provinces.

3. ITALIAN COURTS.a. Forli' Province.

(1) Tribunale. The repairs to the Palace of Justice have advanced sufficiently for the Tribunale to sit there. It is hoped to have the quarters of the Court of Assize reasonably fit for hearings within the next week or two.

d. Comments.

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e. Form No. 13 (Sentences over 1 year).

Attached as Appendix "C" (two sheets) is above return for Forli' Province. Nil returns are rendered for Ravenna and Bologna Provinces.

3. ITALIAN COURTS.

a. Forli' Province.

(1) Tribunale. The repairs to the Palace of Justice have advanced sufficiently for the Tribunale to sit there. It is hoped to have the quarters of the Court of Assize reasonably fit for hearings within the next week or two.

During March, four penal hearings were held and the number of cases ready for hearing reported last month as 273 has now been reduced to 252.

The Court sits each Thursday to deal with civil cases. Similar hearings have been fixed for April.

(2) Pretore. Arrangements have now been made for the Pretore of Bagno di Romagna (also Pretore of Galeata) to visit the Pretura of Bagno di Romagna once a week and it is hoped that hearings will commence early in April.

The premises of the Pretura of Galeata have now been vacated by the troops, who left everything in a great state of confusion. A request has been made previously for authority to employ the Cancelliere of Bagno di Romagna at this Pretura to assist the Pretore in sorting out the records.

The Pretori of Cesena, Forli, Rimini and Sogliano

continue to function satisfactorily.

(3) Trial of Circulation and Curfew Violations.
SCAO, AMG 8th Army has now given authority for the Pretore of Forli' to hear these cases. With this addition, all Pretori in Forli Province now have this jurisdiction. They are disposing of the cases promptly, and in general, sentences are adequate.

(4) Personnel. There is a vacancy for a "giudice istruttore" on the Forli' Tribunale. A request that the Ministry be asked to fill this vacancy has already been submitted.

b. Ravenna Province.

(1) Tribunale. This Court continues to sit regularly.

(2) Pretore. The Pretori of Ravenna and Faenza continue to function satisfactorily. Arrangements have been made for the Pretore of Faenza to resume his jurisdiction in the mandamenti distaccati of Modigliana and Casola Valsenio.

c. Bologna Province.

(1) Pretore. The Pretore of Porretta Terme has returned and arrangements are being made for him to function in Porretta and in Castiglione. The Court premises in each of these Communes is in good condition.

4. IMPLEMENTATION OF ITALIAN LEGISLATION.

The following Italian Decrees were implemented during the month on the authority of SCAO, Eighth Army:

Legislative Decree of the Lieutenant General No. 366, of 17 November 1944.

Legislative Decree of the Lieutenant General No. 4 of 18 January 1945.

The above Decrees provide for the reconstruction and repair of houses damaged by the war and were only implemented in Forli Province.

(1) Tribunale. This Court continues to sit regularly.

(2) Pretore. The Pretori of Ravenna and Faenza continue to function satisfactorily. Arrangements have been made for the Pretore of Faenza to resume his jurisdiction in the mandamenti distaccati of Modigliana and Casola Valsenio.

c. Bologna Province.

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Decree of the Ministry of the Interior, dated 16 October 1944, which provides for increases in the prices of proprietary drugs.

Legislative Decree of the Lieutenant General No. 276, dated 20 July 1944, which provides for an increase in the fees of Avvocati. The increases in fees under this Decree were made effective from 30 March 1945 and not 1 October 1943, as provided by the Decree.

New Provincial Orders in both Forlì and Ravenna Provinces have been issued eliminating the retroactive provisions of the Labor Decrees implemented last month.

SCAO, AMG 8th Army has indicated that he will authorize the implementation of all Italian legislation in Forlì Province, except those decrees objected to by any of his staff officers. This is being worked on now, and it is hoped to effect the implementation shortly. Implementation will also be effected in Ravenna Province at the same time.

5. DEFASCISTIZATION.

Authority has been granted by SCAO, AMG 8th Army for the implementation of DLL No. 159.

6. POSTING OF ORDERS AND NOTICES.

An Army AMG Notice has been prepared and published dealing with the offence of possession of Allied property, and the matter was given publicity by P.W.B. through the radio and the Press. It is hoped that this will have the effect of reducing offences of this kind.

7. Personnel.

a. Major A.C.J. German (B) reported for duty and is being employed at Regional Headquarters in connection with espionage trials.

b. Major R. F. Williams (B) reported for duty and is temporarily attached to Forlì Province for instruction.

c. Major G. Stewart (B), attached from Venezia Region, has been temporarily attached to Forlì Province for instruction.

W.H. Levitt
WILLIAM H. LEVITT
Lt. Col., J.A.C.D.
R.L.O., Emilia Region
and
S.L.O., AMG Eighth Army.

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and

S.L.O., AMG Eighth Army.

LEGAL SUB COMMISSION	
CLO	
DELO	
Chief Counsel	
CLO	
Italian Section	
CL RKS	

8 APR 1951

MONTHLY RETURNSUPERIOR COURT CASES
FORLI' PROVINCEMONTH of March 1945

NAME OF ACCUSED	DATE OF TRIAL	CHARGE	FINDING	SENTENCE	
PACAGNELLA Alfredo	27/2/45	Proc. 1, Art.IV, Sec.6-Possession of wireless transmitting(not agent's type) set.	G.	1 Year	
		Proc. 1, Art.IV, Sec. 5-Possession of arms.	G.	4 Year	
PACAGNELLA Edoardo	27/2/45	Proc.1,Art.IV,Sec.6 Proc.1,Art.IV,Sec.5	As above " "	G. G.	6 mont 12 mont
PACAGNELLA Mario	27/2/45	Proc.1,Art.IV,Sec.6 Proc.1,Art.IV,Sec.5	" " " "	G. G.	6 mont 12 mont
PALAZZINI Guerrino	5/3/45	Proc.1,Art.IV,Sec.12 Proc.1,Art.V, Sec.27	Interfering with communication. Wrongfully poss. of Allied prop. i.e. wire	G. N.G.	3 Year -
VANDI Pietro	5/3/45	Proc.1,Art.IV,Sec.12 Proc.1,Art.V, Sec.27	Interf.with communication Wrongfully possessing Allied property	G. N.G.	3 yes -
FUSCONI Attilio	5/3/45	Proc.1,Art.IV,Sec.5	Possession of arms.	G.	2 Year

TOTAL N. of accused : 6
 " " " charges : 11

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MONTHLY RETURN

APPENDIX "A"

(PAGE 1)

SUPERIOR COURT CASES
FORLI' PROVINCE

CHARGE	FINDING	SENTENCE	COMMENTS
Proc. 1, Art.IV, Sec.6-Possession of wireless transmitting(not agent's type) set.	G.	1 Year	) (consecutive
Proc. 1, Art.IV, Sec. 5-Possession of arms.	G.	4 Years	Large quantity of arms incl. automatic rifles and bombs.
Proc.1,Art.IV,Sec.6	G.	6 months	quashed on Appeal.
Proc.1,Art.IV,Sec.5	G.	12 months	" " "
Proc.1,Art.IV,Sec.6	G.	6 months	susp/quashed on Appeal
Proc.1,Art.IV,Sec.5	G.	12 months	" " "
Proc.1,Art.IV,Sec.12	G.	3 Years	
Proc.1,Art.V, Sec.27	N.G.	-	
Proc.1,Art.IV,Sec.12	G.	3 years	
Proc.1,Art.V, Sec.27	N.G.	-	
Proc.1,Art.IV,Sec.5	G.	2 Years	A number of pistols involved, but accused of pro-Allied sentiments.

GATTI Lorenzo	7/3/45	Proc.1, Art, IV, Sec. 7	Possession of arms	N.G.	
ALDINI Ugo	16/3/45	Proc.1, Art, IV, Sec.11	Illegal poss. of M.T.spares and tins of food	G.	1.000 lire; to be paid by 16/3/45 or 10 days imprisonment
PARDI Clementina	16/3/45	Proc.1, Art, V, Sec.35	Offering bribe to S.I.B.	G.	1 Year susp
		Proc.1, Art, VI, Sec.1	Conspiring with Pardi Aldo to offer bribe.	G.	1 Year susp
		Proc.2, Art.7, Sec.5	Possession of 29 sovereigns	G.	150.000 lire to be paid 1/4/45 or 1 Year impr.
		Proc.1, Art, V, Sec.27	Possession of about 60 tins of food and other property.	G.	30.000 lire to be paid by 1/4/45 or 6 months im
PARDI Guglielmo	16/3/45	Proc.1, Art, V, Sec.27	Possession of Allied food - 60 tins	G.	20.000 lire to be paid 1/4/45 or 6 months im
		Proc.2, Art.7, Sec.5	Possession of sovereigns	N.G.	-

TOTAL N. OF ACCUSED : 4
 " " " CHARGES : 8

APPENDIX "A"(PAGE 2)

,Art,IV,Sec.1	Possession of arms	N.G.	-	Accused was a member of Municipal Guard and local C.A. had issued order permitting such guard to carry arms.
,Art,IV,Sec.11	Illegal poss. of M.T.spares and tins of food	G.	1.000 lire; to be paid by 16/3/45 or 10 days imprisonment	Acquitted as to M.T. spares.
,Art,V,Sec.35	Offering bribe to S.I.B.	G.	1 Year susp.	This was an attempt to "buy off" a prosecution.
,Art,VI,Sec.1	Conspiring with Fardi Aldo to offer bribe.	G.	1 Year susp.	
,Art.7,Sec.5	Possession of 29 sovereigns	G.	150.000 lire to be paid by 1/4/45 or 1 Year impr.	
,Art.V,Sec.27	Possession of about 60 tins of food and other property.	G.	30.000lire to be paid by 1/4/45 or 6 months impr.	
,Art,V,Sec.27	Possession of Allied food - 60 tins	G.	20.000 lire to be paid by 1/4/45 or 6 months impr.	
,Art.7,Sec.5	Possession of sovereigns	N.G.	-	

PARDI Aldo	17/3/45	Proc.1, Art.6, Sec.1	Conspiring with Pardi Clementina to bribe S.I.B.	G.	1 year
		Proc.1, Art.VI, Sec.1	Advising Pardi Clementina to offer bribe to S.I.B.	N.G.	-
		Proc.1, Art.V, Sec.27	Possession of further 50 odd tins of Allied food and other property	G.	3 months
CRUDELI CIRO	19/3/45	Proc.1, Art.IV, Sec.5	Possession of arms	G.	5.000 lire; to be paid by 1/4/45 or 1 month imprisonment.
LELLI Bruno	21/3/45	Proc.1, Art.IV, Sec.5	Possession of arms.	G.	2 Years from 7/3/45
ASIRELLI Lorenzo	22/3/45	Proc.1, Art.IV, Sec.12	Interfering with communication.	N.G.	-
BENVENUTI Oternsio	23/3/45	Proc.1, Art.VI, Sec.2	Attempt to purchase 1000 W.D. blankets and 200 pairs W.D. boots.	G.	3 Years
		Proc.1, Art.VI, Sec.1	Conspiring in above purchase with Piraccini Renato and Braccini Luigia.	N.G.	-
		Proc.1, Art.VI, Sec.2	Attempting to purchase 5000 Allied cigarettes.	G.	1 Year from 25/2/45
		Proc.2, Art.VII, Sec.5	Possession of 15 sovereigns	N.G.	-

TOTAL N. of accused : 5
 " " " charges : 10

APPENDIX "A" (PAGE 3)

1, Art. 6, Sec. 1	Conspiring with Pardi Clementina to bribe S.I.B.	G.	1 year	This was an attempt to "buy off" a prosecution.
1, Art. VI, Sec. 1	Advising Pardi Clementina to offer bribe to S.I.B.	N.G.	-	"
1, Art. V, Sec. 27	Possession of further 50 odd tins of Allied food and other property	G.	3 months	concurrent.
1, Art. IV, Sec. 5	Possession of arms	G.	5,000 lire to be paid by 1/4/45 or 1 month imprisonment.	Case of a rather strange professor who kept his old army pistol as a souvenir.
1, Art. IV, Sec. 5	Possession of arms.	G.	2 Years from 7/3/45	A large quantity of arms, but accuse of pro-Allied sentiments.
1, Art. IV, Sec. 12	Interfering with communication.	N.G.	-	
1, Art. VI, Sec. 2	Attempt to purchase 1000 W.D. blankets and 200 pairs W.D. boots.	G.	3 Years	Attempt to purchase Allied blankets and boots to value of about 1 million lire.
1, Art. VI, Sec. 1	Conspiring in above purchase with Piraccini Renato and Braccini Luigia.	N.G.	-	
1, Art. VI, Sec. 2	Attempting to purchase 5000 Allied cigarettes.	G.	1 Year from 25/2/45	concurrent.
2, Art. VII, Sec. 5	Possession of 15 sovereigns	N.G.	-	

PIRACCINI Luigia	23/3/45	Proc. 1, Art. VI, Sec. 2	Attempt to purchase 100 W.D. blankets and 200 pairs W.D. boots.	N.G.	
		Proc. 1, Art. VI, Sec. 1	Conspiring in above purchase with Benvenuti Ortensio and Piraccini Renato	N.G.	-
		Proc. 2, Art. 7, Sec. 5	Possession of 15 sovereigns.	G.	45.000 li to be paid 25/3/45 or 1 year imp
PIRACCINI Renato	23/3/45	Proc. 1, Art. VI, Sec. 2	Attempt to purchase 1000 W.D. blankets and 200 pairs W.D. boots.	N.G.	-
		Proc. 1, Art. VI, Sec. 1	Conspiring in above purchase with Benvenuti Ortensio and Piraccini Luigia	N.G.	-
GIUNCHEDI Secondo	27/3/45	Proc. 1, Art. IV, Sec. 12	Interfering with communication.	G.	2 years
COLA Agostino	28/3/45	Proc. 1, Art. IV, Sec. 5	Possession of arms. (i.e. 1 shot-gun, bags cordite and tubes cordite)	G.	13 days from 15/3/45
		Proc. 1, Art. 1, Sec. 27	Wrongfully possessing Allied property. i.e. 9 belts	N.G.	-
PASQUINI Francesco	28/3/45	Proc. 1, Art. IV, Sec. 5	Possession of arms (i.e. 2 shot guns and some ammunition)	G.	6 months from 15/3/45
		Proc. 1, Art. V, Sec. 27	Wrongfully possessing Allied property (i.e. petrol cans and English shoes)	G.	3.000 li to be paid by 4/4/45 or 1 month in default
TOTAL N. of accused : 5					
" " " charges : 10					

APPENDIX "A"

(PAGE 4)

1, Art. VI, Sec. 2	Attempt to purchase 100 W.D. blankets and 200 pairs W.D. boots.	N.G.	-
1, Art. VI, Sec. 1	Conspiring in above purchase with Benvenuti Ortensio and Piraccini Renato	N.G.	-
1, Art. 7, Sec. 5	Possession of 15 sovereigns.	G.	45,000 lire to be paid by 25/3/45 or 1 year inpris.
1, Art. VI, Sec. 2	Attempt to purchase 1000 W.D. blankets and 200 pairs W.D. boots.	N.G.	-
1, Art. VI, Sec. 1	Conspiring in above purchase with Benvenuti Ortensio and Piraccini Luigia	N.G.	-
1, Art. IV, Sec. 12	Interfering with communication.	G.	2 years
1, Art. IV, Sec. 5	Possession of arms. (i.e. 1 shot-gun, bags cordite and tubes cordite)	G.	13 days from 15/3/45
1, Art. 1, Sec. 27	Wrongfully possessing Allied prop. i.e. 9 belts	N.G.	-
1, Art. IV, Sec. 5	Possession of arms (i.e. 2 shot guns and some ammunition)	G.	6 months from 15/3/45
1, Art. V, Sec. 27	Wrongfully possessing Allied property (i.e. petrol cans and English shoes)	G.	3,000 lire to be paid by 4/4/45 or 1 month in default.

TOTAL OF ALL PAGES :
 N. 20 accused
 N. 39 charges

MONTHLY RETURN

SUPERIOR COURT CASES

RAVENNA PROVINCE

MONTH of March 1945

NAME OF ACCUSED	DATE OF TRIAL	CHARGE	FINDING	SENTENCE
LONCONELLI Davide	9/3/45	Possession of 3 sovereigns	G.	10.000 fine
BABINI Archildo	9/3/45	Possession of ammunition	G.	1 month
ANCARANI Ercole	21/3/45	Poss. of 184 gold coins	G.	20.000 fine
		Poss. of Allied property	N.G.	-
		Failed to declare enem. property	N.G.	-
		Poss. of Fascist attire	N.G.	-
ANCARANI Leo	21/3/45	Poss. of Allied property	G.	6 months
		Failed to declare enemy property	G.	1 month
		Poss. of Fascist attire	G.	1 month
ANCARANI Luigi	21/3/45	Poss. of Allied Property	G.	3 months
		Failed to declare enemy property	G.	1 month
		Poss. of Fascist attire	N.G.	-

MONTHLY RETURN

SUPERIOR COURT CASES

RAVENNA PROVINCE

APPENDIX "B"

CHARGE	FINDING	SENTENCE	COMMENTS.
ion of 3 sovereigns	G.	10.000 fine	Sovereigns confiscated
ion of ammunition	G.	1 month	
f 184 gold coins	G.	20.000 fine	Coins turned over to P.F.O.
f Allied property	N.G.	-	
to declare enem. property	N.G.	-	
f Fascist attire	N.G.	-	
f Allied property	G.	6 months	} Concurrent
to declare enemy property	G.	1 month	
f Fascist attire	G.	1 month	
f Allied Property	G.	3 months	} Concurrent
to declare enemy property	G.	1 month	
f Fascist attire	N.G.	-	

MONTHLY REPORT - SUMMARY COURT

EMILIA REGION

DISTRICT - PROVINCE OF FORLÌ

PERIOD

MARCH

OFFENSES	Total	N G	Cau- tioned	Fined	1 Mo. or less	2 Mo's	3 Mo's	4 Mo's	5 Mo's	6 Mo's	7 Mo's	8 Mo's	9 Mo's	10 Mo's	11 Mo's
Curfew	60	2	3	40	15										
Black-out															
Permit	90	5		33	38	8	1								
Theft and Possession	154	28		74	27	5	8			5					
Amassing and Black-Market	4			4											
Possession Arms and Ammunition	25	6		4	6		3			1					
Assault															
Other cases	103	26		42	18	2	4			1			1		
TOTAL	436	67	3	197	104	15	16			7			1		

NUMBER OF DEFENDANTS 372.

MONTHLY REPORT - SUMMARY COURT CASES

APPENDIX "C"PROVINCE OF FORLÌ PERIOD MARCH 1945.

1 Mo. or less	2 Mo's	3 Mo's	4 Mo's	5 Mo's	6 Mo's	7 Mo's	8 Mo's	9 Mo's	10 Mo's	11 Mo's	12 Mo's	Susp.	Fine in add. to impr.	COMMENTS:
15														
38	8	1										5		
27	5	8			5							7	6	
6		3			1						1	4		
18	2	4			1			1				9	2	
104	15	16			7			1			1	25	8	

MONTHLY REPORT - SUMMARY COURT

EMILIA REGION

DISTRICT - PROVINCE OF RAVENNAPERIOD MARCH 1

OFFENSES	Total	N G	Cau- tioned	Fined	1 Mo. or less	2 Mo's	3 Mo's	4 Mo's	5 Mo's	6 Mo's	7 Mo's	8 Mo's	9 Mo's	10 Mo's	11 Mo's	12
Curfew	29	6	1	18	4											
Black-out																
Permit	116	24		42	31	9	1									
Theft and Possession	37	4		23	6	1				1						
Amassing and Black-Market																
Possession Arms and Ammunition	15	2		2	4	2		1		1						
Assault																
Other cases	50	9		13	26											
TOTAL	247	45	1	98	71	12	1	1		2						

NUMBER OF DEFENDANTS 24213

APPENDIX "D"

PERIOD MARCH 1945.

[illegible]

MONTHLY REPORT - SUMMARY COURT

EMILIA REGION

DISTRICT - PROVINCE OF BOLOGNA

PERIOD 26 Feb. -

OFFENSES	Total	N G	Cau- tioned	Fined	1 Mo. or less	2 Mo's	3 Mo's	4 Mo's	5 Mo's	6 Mo's	7 Mo's	8 Mo's	9 Mo's	10 Mo's	11 Mo's	12
Curfew	4	1		2	1											
Black-out																
Permit	35			21	13											
Theft and Possession	11	1		9		1										
Amassing and Black-Market																
Possession Arms and Ammunition																
Assault																
Other cases	12			8	1		1			1						
TOTAL	62	2		40	15	1	1			1						

NUMBER OF DEFENDANTS

54

APPENDIX "E"

COLOGNA

PERIOD

	4 Mo's	5 Mo's	6 Mo's	7 Mo's	8 Mo's	9 Mo's	10 Mo's	11 Mo's	12 Mo's	Susp.	Fine in add. to impr.	COMMENTS:
										1	3	
1			1							1	1	
1			1							2	4	

CONSOLIDATED

MONTHLY REPORT - SUMMARY COURT

EMILIA REGION

DISTRICT - PROVINCE OF BOLOGNA, FORLI', RAVENNA

PERIOD MARCH 19

OFFENSES	Total	N. G	Cau- tioned	Fined	1 Mo. or less	2 Mo's	3 Mo's	4 Mo's	5 Mo's	6 Mo's	7 Mo's	8 Mo's	9 Mo's	10 Mo's	11 Mo's
Curfew	93	9	4	60	20										
Black-out															
Permit	241	29		96	82	17	2								
Theft and Possession	202	33		106	33	7	8			6					
Amassing and Black-Market	4			4											
Possession Arms and Ammunition	40	8		6	10	2	3	1		2					
Assault															
Other cases	165	35		63	45	2	5			2			1		
TOTAL	745	114	4	335	190	28	18	1		10			1		

NUMBER OF DEFENDANTS 639

8332

CONSOLIDATED
MONTHLY REPORT - SUMMARY COURT CASES
 PLACE OF BOLOGNA, FORLI, RAVENNA PERIOD MARCH 1945,

APPENDIX "F"

2 Mo's	3 Mo's	4 Mo's	5 Mo's	6 Mo's	7 Mo's	8 Mo's	9 Mo's	10 Mo's	11 Mo's	12 Mo's	Susp.	Fine in add. to impr.	COMMENTS:
17	2										15	3	
7	8			6							9	6	
2	3	1		2						1	7		
2	5			2			1				12	3	
28	18	1		10			1			1	43	12	

AMG
HQ EIGHTH ARMY
REAR

WHL/nec.
4 March 1945.

REF : RIX/LE/502/171.

SUBJECT: Legal Division Monthly Report for February 1945.

TO : Senior Civil Affairs Officer, AMG Eighth Army, and
Deputy Chief Legal Advisor, Legal Sub-Commission,
Headquarters, Allied Commission, APO 394.

1. GENERAL. During the month, the line has remained static and no additional territory has come under AMG administration.

2. ALLIED MILITARY COURTS.

a. General Military Court.

The following cases were heard by the Eighth Army General Military Court during the month:

CHARGE	CEREDI Primo		COMMENTS
	FINDING	SENTENCE	
1. Proc. 1, Art. IV, Sec. 12 - Damage to communication wire.	G	6 years	The accused dug up, cut and removed a length of railway communication cable to use on his farm.
1. Proc. 1, Art. IV, Sec. 12 - Damage to communication wire.	G	6 years (Suspended as to all but 3 months)	" " (The accused is a boy of 16 years).
1. Proc. 1, Art. IV, Sec. 12 - Removal of communication cable.	NG		GIORGINI Mario
2. Proc. 1, Art. V,	G	4 weeks	Wire in extremely

a. General Military Court.

The following cases were heard by the Eighth Army General Military Court during the month:

<u>CHARGE</u>	<u>CERADI Primo</u>	<u>FINDING</u>	<u>SENTENCE</u>	<u>COMMENTS</u>
1. Proc. 1, Art. IV, Sec. 12 - Damage to communication wire.	C	6 years	The accused dug up, cut and removed a length of railway communication cable to use on his farm.	
1. Proc. 1, Art. IV, Sec. 12 - Damage to communication wire.	C	6 years (Suspended as to all but 3 months)	" " (The accused is a boy of 16 years).	
1. Proc. 1, Art. IV, Sec. 12 - Removal of communication cable.	NG			
2. Proc. 1, Art. V, Sec. 27 - Possession of a half drum of signal wire.	C	4 weeks	Wire in extremely poor condition and left on the farm of accused.	
1. Proc. 1, Art. IV, Sec. 1 - Serving the enemy as a spy.	NG			
b. Superior Military Courts.				
Attached hereto as Appendices "A" and "B" are returns from Forlì, and Ravenna Provinces, respectively, of Superior				

LEGAL SUBCOMMISSION

CLO

CLO

Chief Counsel

CJ

Military Division

C. RYS

7 MAR 1946

Court cases tried during the month.

c. Summary Military Courts.

Attached hereto are the following returns of Summary Court cases tried during the month:

APPENDIX

C
D
E
F

PROVINCE

Forli'
Ravenna
Bologna
Consolidated.

d. Comments.

The number of serious charges tried in AMG Courts continues to be exceedingly small. As during the previous months, charges involving circulation and possession of WD property continue to constitute the major portion of all cases tried. As to these two offenses, there has been a slight drop in the number of circulation violations (Jan. - 290, Feb. - 236) and a considerable increase in the number of possession violations (Jan. - 92, Feb. - 215). The latter situation is undoubtedly due principally to the presence in the area of large numbers of troops, with the attendant trafficking in Allied military property between the troops and the civilians. In an effort to reduce this traffic, notices are in process of being posted warning civilians that it is forbidden to receive any type of military property including rations, cigarettes and blankets, etc. from troops, whether by purchase, gift or exchange for goods or services. At the same time, AMG 8th Army has proposed to Army authorities that steps be taken to bring home to troops that such transactions are illegal on their part and will result in disciplinary action being taken against offenders. It is felt that Army will cooperate in this connection.

During the month, RLO met with all CAOs in Forli' and Ravenna Provinces, and at these meetings discussion was had as to the proper level of sentences, and as to other matters concerning AMG Court procedure.

There has been a considerable increase in the number of firearms cases tried by Summary Court (Jan. - 20, Feb. - 38).

d. Comments.

The number of serious charges tried in AMG Courts continues to be exceedingly small. As during the previous months, charges involving circulation and possession of WD property continue to constitute the major portion of all cases tried. As to these two offenses, there has been a slight drop in the number of circulation violations (Jan. - 290, Feb. - 236) and a considerable increase in the number of possession violations (Jan. - 92, Feb. - 215). The latter situation is undoubtedly due principally to the presence in the area of large numbers of troops, with the attendant trafficking in Allied military property between the troops and the civilians. In an effort to reduce this traffic, notices are in process of being posted warning civilians that it is forbidden to receive any type of military property including rations, cigarettes and blankets, etc. from troops, whether by purchase, gift or exchange for goods or services. At the same time, AMG 8th Army has proposed to Army authorities that steps be taken to bring home to troops that such transactions are illegal on their part and will result in disciplinary action being taken against offenders. It is felt that Army will cooperate in this connection.

During the month, RLO met with all CAOs in Forlì and Ravenna Provinces, and at these meetings discussion was had as to the proper level of sentences, and as to other matters concerning AMG Court procedure.

There has been a considerable increase in the number of firearms cases tried by Summary Court (Jan. - 20, Feb. - 38). Many of these cases involve possession of shotguns and a notice has been posted in Forlì and Ravenna Provinces warning civilians that the prohibition against possession of firearms includes shotguns. It was felt that there was some question as to whether this was generally understood by the civilian population. The notice should clarify the situation.

To the end of February, only 3 enemy agents have been tried in Eighth Army Area (Forlì and Ravenna Provinces). However, several additional espionage cases have recently been turned over for trial by G.S.I.(b), and it may be necessary to constitute a second general court so that these cases can be expeditiously disposed of.

e. Form No. 13 (Sentences over 1 year).

Attached as Appendix "G" (3 sheets) is above return for Forlì Province. Mil returns are rendered for Ravenna and Bologna Provinces.

3. ITALIAN COURTS.

a. Forli' Province.

(1) Tribunale. Progress has been made on the repairs to the court premises. A few rooms are now available for use as an improvised courtroom and for offices, and regular hearings are being held. There are 513 Penal cases in course (240 in "istruttoria" and 273 ready for hearing). There are 6 accused in prison awaiting trial by the Tribunale.

(2) Pretore. Dott. VITALE Salvatore has now been appointed Pretore of Galeata and steps have been taken to also place him in charge of the Bagno di Romagna Pretura. PLO Forli' is attempting to obtain a vehicle for his use so that he can cover both districts. Other Pretori (Forli', Cesena, Rimini and Sogliano) continue to function. Rocca S. Casciano is now visited once a week by the Pretore of Forli' who is able to use the vehicle of PLO Forli' for this purpose.

(3) Trial of Circulation and Curfew Violations. A closer watch is being kept by PLO on the handling of these cases by the Pretori and an improvement in the standard of sentences has been noted. SCAO, AMG 8th Army has now authorized an extension of jurisdiction to try these cases to include the Pretura of Cesena. This gives jurisdiction in these cases to all Preture in the Province with the exception of that of Forli', which is considered to be too close to the front line.

(4) Notaries. In view of the fact that two of the proposed members of the Notarial Council were objectionable, and as there is no problem requiring the immediate attention of such body, it has been decided not to proceed with the formation of the Council.

b. Ravenna Province.

(1) Tribunale. The Court continues to hold regular hearings. 54 penal cases were disposed of during February as compared with 37 during January.

(2) Pretore. The Pretori of Ravenna and Faenza dis-

function. Rocca S. Casciano is now visited once a week by the Pretore of Forli' who is able to use the vehicle of PIO Forli' for this purpose.

(3) Trial of Circulation and Curfew Violations. A closer watch is being kept by PIO on the handling of these cases by the Pretori and an improvement in the standard of sentences has been noted. SCAO, AMG 8th Army has now authorized an extension of jurisdiction to try these cases to include the Pretura of Cesena. This gives jurisdiction in these cases to all Preture in the Province with the exception of that of Forli', which is considered to be too close to the front line.

(4) Notaries. In view of the fact that two of the proposed members of the Notarial Council were objectionable, and as there is no problem requiring the immediate attention of such body, it has been decided not to proceed with the formation of the Council.

b. Ravenna Province.

(1) Tribunale. The Court continues to hold regular hearings. 54 penal cases were disposed of during February as compared with 37 during January.

(2) Pretore. The Pretori of Ravenna and Faenza disposed of 36 cases in February as compared with 31 during January.

c. Court of Appeal.

Arrangements are pending for the temporary inclusion of Forli' and Ravenna Provinces within the jurisdiction of the Ancona Court of Appeal.

d. Tribunale Militare.

SCAO, AMG 8th Army has authorized sessions of this Tribunale to be held in Forli' and Ravenna Provinces. These provinces have been included within the jurisdiction of the Tribunale Militare located at Macerata, and arrangements are being completed to have the Tribunale sit in Forli' Province

as soon as possible. 6 accused are held in confinement for disposition by this Tribunale.

4. IMPLEMENTATION OF ITALIAN LEGISLATION.

Full consideration has been given by SCAO AMG Eighth Army to the question of implementing Italian decrees in Forli' and Ravenna Provinces, and it has been decided that there will be no blanket implementation at this time. Individual decrees will be implemented as the need arises. In line with this policy, the following decrees dealing with wage increases have been implemented in both provinces:

DLL No. 303 of 2 November 1944.
DLL No. 307 of 9 November 1944.
DLL No. 328 of 18 November 1944.
RDL No. 25/B of 7 December 1943.
RDL No. 18/B of 6 December 1943.

Although these decrees were previously implemented by order of the Executive Commissioner for AMG territory generally, it now appears that it is the desire of DCLA that the retroactive provisions therein contained be eliminated in Forli' and Ravenna Provinces. This is being done by publication of provincial orders in each Province.

5. DEFASCISTIZATION.

SCAO AMG 8th Army has authorized posting of General Order No. 35 in Forli' and Ravenna Provinces, subject to approval of the Provincial Commissioners of each Province. This approval is now awaited. If forthcoming, request will go forward to Hq., AC for authority to post this general order.

6. POSTING OF ORDERS AND NOTICES.

The following have been posted during the month in Forli' and Ravenna Provinces:

- a. General Order No. 29
- b. Shotgun Notice
- c. Declaration of Radios, Cameras and Binoculars
(See para. 4 above)

DIL No. 305 of 2 November 1944.
 DIL No. 307 of 9 November 1944.
 DIL No. 328 of 18 November 1944.
 RDL No. 23/B of 7 December 1943.
 RDL No. 18/B of 6 December 1943.

Although these decrees were previously implemented by order of the Executive Commissioner for AMG territory generally, it now appears that it is the desire of DCLA that the retroactive provisions therein contained be eliminated in Forli' and Ravenna Provinces. This is being done by publication of provincial orders in each Province.

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The following have been posted during the month in Forli' and Ravenna Provinces:

- a. General Order No. 29
- b. Shotgun Notice
- c. Declaration of Radios, Cameras and Binoculars
- d. Orders Implementing Wage Increases (See para. 4 above)
- e. Establishment of Provincial Labor Offices.

During the month, a comprehensive survey was conducted in both Provinces to ensure that all authorized proclamations, general orders, Army orders and notices have been properly posted.

7. PERSONNEL.

The following changes have occurred during the month (already reported by letter):

- a. Major G. Davis (B) assigned PLC Forli', Province vice Major C.L.P. Gilshenan (B) relieved.

- b. Capt. J. More(B), PLO Ravenna Province, absent on temporary duty at Austria School.
- c. Major C.L.P. Gilshenan(B), Acting PLO Ravenna Province during Capt. More's absence.

William H. Levitt

WILLIAM H. LEVITT
Lt. Col., J.A.G.D.
R.L.O., Emilia Region
and
S.L.O., AMG Eighth Army.

26

SUPERIOR
MONTHLY REPORT - SUMMARY COURT

DISTRICT - PROVINCE OF FORLE

PERIOD - February 1945

OFFENSES	Total	N. G.	Cau- tioned	Fined	1 Mo. or less	~~3~~ 2 Mo's	~~4~~ 3 Mo's	~~6~~ 4 Mo's	~~9~~ 5 Mo's	~~1 yr.~~ 6 Mo's	~~1 1/2 yrs.~~ 7 Mo's	~~2 yrs.~~ 8 Mo's	~~2 yrs.~~ 9 Mo's	~~3 yrs.~~ 10 Mo's	~~4 yrs.~~ 11 Mo's	~~5 yrs.~~ 12
Interfering with ~~Censor~~ Communications	2											2				
Forgery ~~Blackout~~	2						2									
Permit and No Identity Card	6	2			1		2	1								
Theft and Possession	10	3			3	1				2						
Amassing and Black-Market																
Possession Arms and Ammunition	8	1				1		1	1	2	1			1		
Obstructing or ~~Assault~~ Misleading Allied Personnel.	6	6														
Other cases	7	3			2		2									
TOTAL	41	15			6	2	6	2	1	4	1	2		1		

96

NUMBER OF DEFENDANTS 18.

MONTHLY REPORT - ^{SUPERIOR} SUMMARY COURT CASES

VINCE OF FORLI' PERIOD - February 1945.

No. ESS	3 Mo's	4 Mo's	6 Mo's	9 Mo's	1 yr. 12 Mo's	1 yrs 12 Mo's	2 yrs 24 Mo's	2 yrs 24 Mo's	3 yrs 36 Mo's	xxxxx 12 Mo's	xxxxx 12 Mo's	Susp.	Fine in add. to impr.	COMMENTS:
							2							
		2												
		2	1											
	1				2								1	
	1		1	1	2	1			1					
		2												
	2	6	2	1	4	1	2		1				1	

APPENDIX "A"

MONTHLY REPORT - ^{SUPERIOR}~~SUMMARY~~ COURT

DISTRICT - PROVINCE OF RavennaPERIOD February 19

OFFENSES	Total	N G	Cau- tioned	Fined	1 Mo. or less	2 Mo's	3 Mo's	4 Mo's	5 Mo's	6 Mo's	7 Mo's	8 Mo's	9 Mo's	10 Mo's	11 Mo's	12
Curfew																
Black-out																
Permit																
Theft and Possession	2				1	1										
Amassing and Black-Market																
Possession Arms and Ammunition	3				2	1										
Assault																
Other cases																
TOTAL	5				3	2										

NUMBER OF DEFENDANTS 3.

93

MONTHLY REPORT - ^{SUPERIOR}~~SUMMARY~~ COURT CASESPLACE OF Ravenna PERIOD February 1945.

Mo's	3 Mo's	4 Mo's	5 Mo's	6 Mo's	7 Mo's	8 Mo's	9 Mo's	10 Mo's	11 Mo's	12 Mo's	Susp.	Fine in add. to impr.	COMMENTS:
1													
1													
2													

APPENDIX "B"

MONTHLY REPORT - SUMMARY COURT

DISTRICT - PROVINCE OF FORLIT

PERIOD February 1942

OFFENSES	Total	N. G	Cau- tioned	Fined	1 Mo. or less	2 Mo's	3 Mo's	4 Mo's	5 Mo's	6 Mo's	7 Mo's	8 Mo's	9 Mo's	10 Mo's	11 Mo's	12
Curfew	94	3		85	5											
Black-out																
Permit	106	3	3	42	33	2	8	3		2	1		1			
Theft and Possession	161	15		77	35	9	8	1				1	1			
Amassing and Black Market	1			1												
Possession Arms and Ammunition	29	1		5	13	2	4			1		1	1			
Assault																
Other cases	80	21		19	24	6	3			3						
TOTAL	471	43	3	229	110	19	23	4		6	1	2	3			

NUMBER OF DEFENDANTS 412.

0368
MONTHLY REPORT - SUMMARY COURT CASESOF FORLI' PERIOD February 1945.

3 Mo's	4 Mo's	5 Mo's	6 Mo's	7 Mo's	8 Mo's	9 Mo's	10 Mo's	11 Mo's	12 Mo's	Susp.	Fine to add. to Impr.	COMMENTS:
										1		
8	3		2	1		1				8	3	
8	1				1	1				11	1	
4			1		1	1				1		
3			3						1	3	2	
23	4		6	1	2	3			1	27	6	

APPENDIX "C"

MONTHLY REPORT - SUMMARY COURT

DISTRICT - PROVINCE OF RAVENNAPERIOD February 19

OFFENSES	Total	N G	Cau- tioned	Fined	1 Mo. or less	2 Mo's	3 Mo's	4 Mo's	5 Mo's	6 Mo's	7 Mo's	8 Mo's	9 Mo's	10 Mo's	11 Mo's	12
Curlew	14			11	2											
Black-out																
Permit	102	3		30	45	2	3									
Theft and Possession	33	3		14	5	1	1									
Amassing and Black Market																
Possession Arms and Ammunition	7				5		1									
Assault																
Other cases	27	4	1	3	15		1									
TOTAL	183	10	1	58	72	3	6									

NUMBER OF DEFENDANTS 160.

93

MONTHLY REPORT - SUMMARY COURT CASES

CITY OF RAVENNA PERIOD February 1945.

Mo's	3 Mo's	4 Mo's	5 Mo's	6 Mo's	7 Mo's	8 Mo's	9 Mo's	10 Mo's	11 Mo's	12 Mo's	Susp.	Fine in add. to impr.	COMMENTS.
											1		
2	3									1	18		
1	1										9		
	1										1		
	1										3		
3	6									1	32		

APPENDIX "D"

MONTHLY REPORT - SUMMARY COURT

DISTRICT - PROVINCE OF BOLOGNA PERIOD 26 Jan. 45 - 2

OFFENSES	Total	N G	Cau. tioned	Fined	1 Mo. or less	2 Mo's	3 Mo's	4 Mo's	5 Mo's	6 Mo's	7 Mo's	8 Mo's	9 Mo's	10 Mo's	11 Mo's	12
Curfew																
Black-out																
Permit	28	2		10	9	2	1					4				
Theft and Possession	21			14	3		1			1						
Amassing and Black-Market																
Possession Arms and Ammunition	2	1			1											
Assault	2									2						
Other cases	22	2		12	2	1				1		4				
TOTAL	75	5		36	15	3	2			4		8				

NUMBER OF DEFENDANTS 65

MONTHLY REPORT - SUMMARY COURT CASES

PROVINCE OF

BOLOGNA

PERIOD 26 Jan. 45 - 25 Feb. 45.

Provincial Case Numbers
128 to 190 inclusive.

1 Mo. or less	2 Mo's	3 Mo's	4 Mo's	5 Mo's	6 Mo's	7 Mo's	8 Mo's	9 Mo's	10 Mo's	11 Mo's	12 Mo's	Susp.	Fine to add. to impr.	COMMENTS:
9	2	1					4						3	
3		1			1							2	2	
1														
					2									
2	1				1		4							
15	3	2			4		8					2	5	

APPENDIX "E"

CONSOLIDATED
MONTHLY REPORT - SUMMARY COURT

EMILIA REGION

DISTRICT - PROVINCES OF Bologna, Forlì & Ravenna. PERIOD - February 19

OFFENSES	Total	N. G	Cau- tioned	Fined	1 Mo. or less	2 Mo's	3 Mo's	4 Mo's	5 Mo's	6 Mo's	7 Mo's	8 Mo's	9 Mo's	10 Mo's	11 Mo's
Curfew	108	3		26	7										
Block-out															
Permit	236	8	3	82	87	6	12	3		2	1	4	1		
Theft and Possession	215	18		105	43	10	10	1		1		1	1		
Amassing and Black Market	1			1											
Possession Arms and Ammunition	38	2		5	19	2	5			1		1	1		
Assault	2									2					
Other cases	129	27	1	34	41	7	4			4		4			
TOTAL	729	58	4	323	197	25	31	4		10	1	10	3		

NUMBER OF DEFENDANTS 637.

MONTHLY REPORT - ^{CONSOLIDATED} SUMMARY COURT CASES

COURTES OF Bologna, Forli' & Ravenna. PERIOD - February 1945.

2 Mo's	3 Mo's	4 Mo's	5 Mo's	6 Mo's	7 Mo's	8 Mo's	9 Mo's	10 Mo's	11 Mo's	12 Mo's	Susp.	Fine in add. to impr.	COMMENTS:
											2		
6	12	3		2	1	4	1			1	26	6	
10	10	1		1		1	1				25	3	
2	5			1		1	1				2		
				2									
7	4			4		4				1	6	2	
25	31	4		10	1	10	3			2	61	11	

APPENDIX "F"

ALG
HQ EIGHTH ARMY
REAR

REF : RIX/IE/502/447. WHL/nec.
3 February 1945.

SUBJECT: Legal Division Monthly Report for January 1945.

TO : Senior Civil Affairs Officer, AMG Eighth Army, and
Deputy Chief Legal Advisor, Legal Sub-Commission,
Headquarters, Allied Commission, APO 394.

1. GENERAL. The line has remained fairly static during the month and there has been no substantial change as to the portions of Bologna and Ravenna Provinces in Allied hands.

2. ALLIED MILITARY COURTS.

a. General Military Court.

The following cases were heard by the Eighth Army General Military Court during the month:

VALLINI Adolfo

CHARGE	VERDICT	SENTENCE
1. Violation Proc. 1, Art. IV, Sec. 5 - (possession of Beretta pistol)	G	3 years.
2. Violation Proc. 1, Art. IV, Sec. 16 - (Assault on a member of A.F.)	NG	
Alternatively: 3. Violation Proc. 1, Art. V, Sec. 32 - (Assault on a member of A.F.)	NG	
4. Violation Proc. 1, Art. IV, Sec. 16 - (Assault on a member of A.F.)	NG	
Alternatively: 5. Violation Proc. 1, Art. V, Sec. 32 - (Assault on a member of A.F.)	NG	

2. ALLIED MILITARY COURTS.a. General Military Court.

The following cases were heard by the Eighth Army General Military Court during the month:

VALLINI Adolfo

<u>CHARGE</u>	<u>VERDICT</u>	<u>SENTENCE</u>
1. Violation Proc. 1, Art. IV, Sec. 5 - (possession of Beretta pistol)	C	3 years.
2. Violation Proc. 1, Art. IV, Sec. 16 - (Assault on a member of A.F.)	NG	
Alternatively:		
3. Violation Proc. 1, Art. V, Sec. 32 - (Assault on a member of A.F.)	NG	
4. Violation Proc. 1, Art. IV, Sec. 16 - (Assault on a member of A.F.).	NG	
Alternatively:		
5. Violation Proc. 1, Art. V, Sec. 32 - (Assault on a member of A.F.).	NG	

BURATTI Ercole

<u>CHARGE</u>	<u>VERDICT</u>	<u>SENTENCE</u>
1. Violation Proc. 1, Art. IV, Sec. 5 - (Possession of Beretta pistol)	C	1 year.
2. Violation Proc. 1, Art. IV, Sec. 16 - (Assault on member of A.F.)	C	6 years.
3. Violation Proc. 1, Art. IV, Sec. 16 - (Assault on member of A.F.)	C	6 years. (Sentences concurrent)

b. Superior Military Courts.

1. Forli' Province.

(a) MAGNANI Massimo.

CHARGE	VERDICT	SENTENCE
1. Proc. 1, Art. V, Sec. 27 - (Possession of W.D. property)	G	18 months (susp.)
2. Proc. 1, Art. V, Sec. 39 - (Making of a false statement)	G	3 months (susp.)
3. Proc. 1, Art. V, Sec. 41 - (Failing to have a proper means of identification).	G	3 months (susp.)

(b) MAZZOLI Verzilio.

CHARGE	VERDICT	SENTENCE
1. Proc. 1, Art. IV, Sec. 5 - (Possession of arms and ammunition)	G	1 year (susp.)

(c) BULGARELLI Alvaio.

CHARGE	VERDICT	SENTENCE
1. Proc. 3, Art. III, Sec. 1 - (Printing a paper without permission)	G	Fined L.10,000.

(d) GAIRO Resmundo.

CHARGE	VERDICT	SENTENCE
1. Proc. 1, Art. IV, Sec. 5 - (Possession of arms and ammunition)	G	18 months.

(e) SERVADEI Francesco and VALONESI Angelo.

(b) MAZZOLI Verzilio.

CHARGE

1. Proc. 1, Art. IV, Sec. 5 -
(Possession of arms and ammunition) G 1 year(susp.)

(c) BULGARELLI Alvaio.

CHARGE

1. Proc. 3, Art. III, Sec. 1 -
(Printing a paper without permission) G Fined L.10,000.

(d) GHIO Resmundo.

CHARGE

1. Proc. 1, Art. IV, Sec. 5 -
(Possession of arms and ammunition) G 18 months.

(e) SERVADEI Francesco and VALBONESI Angelo.

CHARGE

1. Proc. 1, Art. V, Sec. 27 -
(Cutting a signal line) G 1 year(susp.)
and a fine of
L. 10,000.

2. Ravenna Province.

December (Not previously reported).

(a) FUSCONI Giovanni.

CHARGE

1. Proc. 1, Art. V, Sec. 46 -
(Travel violation)

VERDICT

G

SENTENCE

4 months.

• (a) FUSCONI Giovanni (Cont'd).

<u>CHARGE</u>	<u>VERDICT</u>	<u>SENTENCE</u>
2. Proc. 1, Art. V, Sec. 45 - (Prejudice of good order)	NG	
3. Proc. 1, Art. V, Sec. 34 - (Pretending to act under authority of AMG)	NG	
4. Proc. 1, Art. V, Sec. 51 - (Uttering words disrespectful of AMG)	G	4 months. (Concurrent)

(b) ZAVALLONI Luigi.

Proc. 1, Art. IV, Sec. 5 - (Possession of arms)	G	3 months
--	---	----------

(c) ZAVALLONI Augusto

Proc. 1, Art. IV, Sec. 5 - (Possession of arms).	G	3 months
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January Superior Court Cases - Ravenna Prov.

(a) PIGNATTA Giuseppe.

1. Proc. 1, Art. IV, Sec. 5 - (Possession of arms)	G	3 months
2. Proc. 1, Art. V, Sec. 42 - (Disobeying evacuation order)	G	6 months
3. Proc. 1, Art. V, Sec. 45 - (Threatening a CCRR with a hand grenade)	NG	(Consecutive)

(b) DE LORENZI Federico.

1. Proc. 1, Art. IV, Sec. 5 - (Possession of arms)	G	6 months
---	---	----------

(b) ZAVALLONI Luigi.

Proc. 1, Art. IV, Sec. 5 -
(Possession of arms) G 3 months

(c) ZAVALLONI Augusto

Proc. 1, Art. IV, Sec. 5 -
(Possession of arms). G 3 months

January Superior Court Cases - Ravenna Prov.(a) PIGNATTA Giuseppe.

1. Proc. 1, Art. IV, Sec. 5 - (Possession of arms)	G	3 months
2. Proc. 1, Art. V, Sec. 42 - (Disobeying evacuation order)	G	6 months
3. Proc. 1, Art. V, Sec. 45 - (Threatening a CCRR with a hand grenade)	NG	(Consecutive)

(b) DE LORENZI Federico.

1. Proc. 1, Art. IV, Sec. 5 - (Possession of arms)	G	6 months
2. Proc. 1, Art. V, Sec. 27 - (Possession of WD property)	G	6 months (Consecutive)
3. Proc. 1, Art. V, Sec. 42 - (Possession of Italian military property)	NG	

(c) SOLDATI Onorato.

Proc. 1, Art. IV, Sec. 5 -
(Possession of arms) G 2 years

c. Summary Military Courts.

Attached hereto is a consolidated return of summary court cases tried in the Region during the month; and also separate returns for Forlì, Ravenna and Bologna Provinces. The Bologna December Summary Court return which had to be omitted from the December report is also attached.

Considering that the line is static and that there are large concentrations of troops in each of these three provinces, there has been an unusually small number of Allied Military Court cases. There have been very few serious charges warranting trial before General or Superior Military Court, and the majority of cases continue to involve unauthorized travel (Proc. 1, Art. V, Sec. 46). Even these have fallen off approximately 20% during the past month.

On the whole, the standard of court work of spearhead CACs is quite satisfactory. A consolidated directive covering Allied Military Court procedure has been issued by SCAO, Eighth Army to spearhead CACs, and during the next week meetings have been arranged at which the Regional Legal Officer will discuss sentences and other Allied Military Court matters with CACs. AMC Liaison Officer, V Corps has requested that a Legal Officer be assigned to his headquarters for 10 days for the purpose of instructing and assisting CACs in summary court work. The Deputy Regional Legal Officer has undertaken this assignment.

As previously reported, in the southern portion of Forlì Province jurisdiction to hear travel and curfew violations has been conferred on the Preture Courts. Several such cases have been tried by the Pretori at Rimini and Sceliano. The cases have been promptly disposed of (within 5 days of the date of the offense), but, on the whole, the sentences imposed have been inadequate. The Provincial Legal Officer, Forlì, has been requested to keep a close watch on these cases and the Pretori have been instructed as to the need of imposing adequate sentences.

d. Form No. 15. (Sentences over 1 year).

Full details have not yet been received, and the completed reports will be forwarded within the next few days.

3. ITALIAN COURTS.

FORLÌ PROVINCE

month. On the whole, the standard of court work of spearhead CAOS is quite satisfactory. A consolidated directive covering Allied Military Court procedure has been issued by SCAO, Eighth Army to spearhead CAOS, and during the next week meetings have been arranged at which the Regional Legal Officer will discuss sentences and other Allied Military Court matters with CAOS. AMC Liaison Officer, V Corps has requested that a Legal Officer be assigned to his headquarters for 10 days for the purpose of instructing and assisting CAOS in summary court work. The Deputy Regional Legal Officer has undertaken this assignment.

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d. Form No. 15. (Sentences over 1 year).

Full details have not yet been received, and the completed reports will be forwarded within the next few days.

3. ITALIAN COURTS.

FORLÌ PROVINCE

It has now been determined that the Tribunale premises can be repaired. The Tribunale started to function during the month and cases are being heard. All Preture continue function, with the exception of Galeata, Rocca S. Casciano and Bagno di Romagna. As to these latter, requests for assignment of Pretori are pending.

RAVENNA PROVINCE

The Ravenna Tribunale reopened on 3 January 1945 (29 days after occupation) and the first hearing took place on 5 January 1945. The Court has been holding regular calendars since that date and the Provincial Legal Officer reports that the Court personnel are working conscientiously and disposing of their work expeditiously.

As previously reported, the Ravenna Pretore is present and functioning.

A report has now been received as to the personnel of the Faenza Pretura. The following personnel are present and have been satisfactorily vetted:

<u>POSITION</u>	<u>NAME OF OFFICE HOLDER</u>
Pretore	Dr. Domenico GIOVANNELLI
Cancelliere Capo	Cav. Coriolano FERRINI
Cancelliere	Ugo LIVERANI
Cancelliere	Achille CASADIO
Ufficiale Giudiziario	Vincenzo DALL'ARANCIO

Cancelliere Lucio CARLUCCIO is reported to be in Brindisi (See our RIX/IA/710/376, 22 January 1945). Repairs are being made on the court premises and it is anticipated that the Court will be able to function shortly.

BOLOGNA PROVINCE.

As previously reported, no Italian courts are functioning in the province. A few cases of a serious nature have arisen under Italian Law and the Provincial Legal Officer has arranged with the Regional Legal Officer, Region VIII for the trial of these cases in either Florence or Pistoia Provinces. Where minor offenses occur, arrangements are made for the release of the accused pending trial.

76

4. MISCELLANEOUS.

- a. Pursuant to ruling of Headquarters, A.C., PLOs have been advised that all Fascist Republican Legislation is to be regarded as a nullity.
- b. Amendments to Consolidated Instructions for AMG Courts have been distributed.
- c. PLOs and CAOs have been informed of Allied Commission Directive, AC/4028/L, 26 January 1945, concerning trial of cases involving prostitution in Allied Military Courts.

5. PERSONNEL.

The following changes have occurred during the month (already reported by letter):

- a. Major B.M. Clasky has left for the U.S.A. on 30 days

BOLOGNA PROVINCE.

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70

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- b. Amendments to Consolidated Instructions for AMG Courts have been distributed.
- c. PLOs and CAOs have been informed of Allied Commission Directive, AC/4028/L, 28 January 1945, concerning trial of cases involving prostitution in Allied Military Courts.

5. PERSONNEL.

The following changes have occurred during the month (already reported by letter):

- a. Major E.M. Clasky has left for the U.S.A. on 30 days Temporary Duty.

W. H. Levitt

WILLIAM H. LEVITT
Lt. Col., J.A.G.D.
R.L.O., Emilia Region
and
S.L.O., AMG Eighth Army.

MONTHLY REPORT - SUMMARY COURT

EMILIA REGION

DISTRICT - PROVINCE OF

Bologna - Forlì, Ravenna

PERIOD

January 1945

OFFENSES	Total	N G	Cau- tioned	Fined	1 Mo. or less	2 Mo's	3 Mo's	4 Mo's	5 Mo's	6 Mo's	7 Mo's	8 Mo's	9 Mo's	10 Mo's	11 Mo's	12
Curfew	68	2	1	37	24											
Black-out																
Permit	290	17		130	99	7	10	2		2						
Theft and Possession	92	9		29	37	4	4				2		2			
Amassing and Black-Market	1			1												
Possession Arms and Ammunition	20			2	7	4		2	1	3						
Assault																
Other cases	139	27		64	29	3	4			5						
TOTAL	610	55	1	263	196	18	18	4	1	10	2		2			

NUMBER OF DEFENDANTS 559

MONTHLY REPORT - ^{CONSOLIDATED} SUMMARY COURT CASES

ICE OF ~~Bologna~~ ^{Forli, Ravenna} PERIOD January 1945

2 Mo's	3 Mo's	4 Mo's	5 Mo's	6 Mo's	7 Mo's	8 Mo's	9 Mo's	10 Mo's	11 Mo's	12 Mo's	Susp.	Fine in add. to impr.	COMMENTS:
											4	3	
7	10	2		2						1	22	32	
4	4				2		2				5	2	
4		2	1	3							1	6	
3	4			5							7	5	
18	18	4	1	10	2		2			1	39	48	

MONTHLY REPORT - SUMMARY COURT

DISTRICT - PROVINCE OF

PERIOD

OFFENSES	Total	N. G.	Cau- tioned	Fined	1 Mo. or less	2 Mo's	3 Mo's	4 Mo's	5 Mo's	6 Mo's	7 Mo's	8 Mo's	9 Mo's	10 Mo's	11 Mo's	12 Mo's
Curfew	50	2	1	23	20											
Black-out																
Permit	164	14		79	15	5	3	2		1						
Theft and Possession	74	6		27	29	3	3						2			
Amassing and Black-Market	1			1												
Possession Arms and Ammunition	11			2	3			2	1	3						
Assault																
Other cases	99	12		52	21	2	2			4						
TOTAL	399	34	1	184	118	10	8	4	1	8			2			

NUMBER OF DEFENDANTS

365

LY REPORT - SUMMARY COURT CASES

PERIOD

3 Mo's	4 Mo's	5 Mo's	6 Mo's	7 Mo's	8 Mo's	9 Mo's	10 Mo's	11 Mo's	12 Mo's	Susp.	Fine in add. to impr.	COMMENTS:
										4		
3	2		1							15	15	
3						2				4		
	2	1	3								2	
2			4							6	3	
8	4	1	8			2				29	21	

MONTHLY REPORT - SUMMARY COURT

DISTRICT - PROVINCE OF 93

PERIOD

OFFENSES	Total	N. G.	Cau- tioned	Fined	1 Mo. or less	2 Mo's	3 Mo's	4 Mo's	5 Mo's	6 Mo's	7 Mo's	8 Mo's	9 Mo's	10 Mo's	11 Mo's	12
Curfew	15			14	1											
Black-out																
Permit	75	5		22	32	2	7			1						
Theft and Possession	12	1		2	7		1									
Amassing and Black-Market																
Possession Arms and Ammunition	5				4											
Assault																
Other cases	25	10		6	6	1	1									
TOTAL	132	14		44	50	3	9			1						

NUMBER OF DEFENDANTS 10425

23 MONTHLY REPORT - SUMMARY COURT CASES

OF _____ PERIOD _____

JANUARY 1965

3 Mo's	4 Mo's	5 Mo's	6 Mo's	7 Mo's	8 Mo's	9 Mo's	10 Mo's	11 Mo's	12 Mo's	Susp.	Fine in add. to Impr.	COMMENTS:
7			1						1	7		
1										1	2	
										1		3 cases have been tried in Superior Court
										1		
2			1						1	10	2	

MONTHLY REPORT - SUMMARY COURT C

DISTRICT - PROVINCE OF BOLOGNA PERIOD 29 Dec.

OFFENSES	Total	N G	Cau- tioned	Fined	1 Mo. or less	2 Mo's	3 Mo's	4 Mo's	5 Mo's	6 Mo's	7 Mo's	8 Mo's	9 Mo's	10 Mo's	11 Mo's	12 M
Curfew	3				3											
Black-out																
Permit	51			29	22											
Theft and Possession	6	2			1	1					2					
Amassing and Black Market																
Possession Arms and Ammunition	4					4										
Assault																
Other cases	15	5		6	2		1			1						
TOTAL	79	7		35	28	5	1			1	2					

NUMBER OF DEFENDANTS 69

DAILY REPORT - SUMMARY COURT CASES

 Provincial Case Numbers
 58 to 127 (except case 101)

OF BOLOGNA

PERIOD

29 Dec. 44 - 25 Jan. 45

3 Mo's	4 Mo's	5 Mo's	6 Mo's	7 Mo's	8 Mo's	9 Mo's	10 Mo's	11 Mo's	12 Mo's	Susp.	Fine in add. to Impr.	COMMENTS:
											3	
											16	
				2								
											4	
1			1								2	Included under N.G. is a case referred to Italian Courts.
1			1	2							25	

MONTHLY REPORT - SUMMARY COURT

DISTRICT - PROVINCE OF

PERIOD 23 Nov. - 28 Dec

OFFENSES	Total	N. G	Cau- tioned	Fined	1 Mo. or less	2 Mo's	3 Mo's	4 Mo's	5 Mo's	6 Mo's	7 Mo's	8 Mo's	9 Mo's	10 Mo's	11 Mo's	12 Mo's
Curfew																
Black-out																
Permit	3			3												
Theft and Possession	4				2	2										
Amassing and Black-Market																
Possession Arms and Ammunition																
Assault																
Other cases	4				2		1			1						
TOTAL	11			3	4	2	1			1						

NUMBER OF DEFENDANTS 11

MONTHLY REPORT - SUMMARY COURT CASES

E OF FOUR PERIOD 25 Nov. - 26 Dec. PROVINCIAL CASE NUMBER 48 TO 58

[illegible]

4043/7
 SUBJECT: Report of S.L.O. for July 1944

AMC Rear Eighth Army.

01/13/2

3 Aug 44.

SCMO AMC Eighth Army
 CIO Allied Control Commission(Adv)
 RC AMC Region IV (Attn R.L.O.)
 RC AMC Region V " "
 RC AMC Region VIII " "

1. Reports have been received from the P.L.O.s of provinces of Siena, Ancona, Perugia, Terni, Macerata and Arezzo.

2. Undersigned has been relieved from duty as S.L.O. Eighth Army A.C. by order dated 27 July 1944, and legal matters have been passed to Regional control, therefore the reports have been examined by undersigned only with regard to matters therein contained which should be brought to the attention of SCMO Eighth Army.

3. AMC Courts and Italian courts are functioning in the provinces above mentioned and there is nothing which, under existing circumstances, needs to be brought to the attention of the SCMO.

4. The schedule of cases tried during the period, on the form prescribed by the C.L.O., has been received from the provinces of Perugia and Arezzo only and these have been forwarded by this office to the respective R.L.O. concerned. As no such report can be made to the C.L.O. for Eighth Army area it is suggested that the R.L.O. concerned make such report for his area.

5. Excepting only the province of Ancona all reports were either submitted in duplicate or indicate thereon that copy went to R.L.O. Copies received have been forwarded to proper R.L.O. and P.O. Ancona has been requested to send copy of P.L.O. report to his R.L.O. Any matters contained in such reports which it is deemed proper to go forward to the C.L.O. should be forwarded by the R.L.O. concerned as a supplementary report. No report other than this one will be made for Eighth Army Area.

6. It is realized that this procedure leaves much to be desired, but inasmuch as most of the reports indicate that affirmative action should be taken thereon, and as this HQ now has no staff officer to suggest such action, it follows that responsibility must be assumed by the R.L.O. of the Region concerned.

7. There is no other unfinished business of S.L.O. Eighth Army.

EDWIN J. MORGAN, Lt. Col. Ord
 Senior Legal Officer
 AMC Eighth Army

4043/1 SUBJECT :- Monthly Report of SLO for May.

SCAO, HQ, EIGHTH ARMY MAIN

COPY to : CLO, HQ,
ALLIED CONTROL COMMISSION.

Legal S.C.
MG Rear Eighth Army

JA/ 13/2

4 Jun 44

1. There were 595 cases tried in Eighth Army Area in CAMPOBASSO and CHIETI Provinces in May, an increase of 106 over April. No significance is attached to the increase. There was an increase in CAMPOBASSO and a decrease in CHIETI. Details appear in Appendix "A" attached.

2. - There is no report from FROSINONE Province, but undersigned was advised that three Summary Court cases have been tried.

3. Possession of W.D. property continues to be the most serious problem, with curfew and pass violations being the most numerous. A notice has been prepared for printing warning that W.D. property must be turned in immediately.

4. - All Italian courts are functioning on both civil and criminal sides. A Court of Assize opened in CAMPOBASSO on 19 May and by 8 Jun it should have tried 15 serious cases. That Italian judicial proceedings are dilatory is evidenced by the record of 1400 cases under investigation with either Pretori or Procuratore del Re and 159 ready for trial by Tribunale in the Province of CAMPOBASSO. The Larino Tribunale has gone on circuit with satisfactory results.

5. Three officers have been relieved of Summary Court work, due to unsatisfactory performance.

HEADQUARTERS

8 JUN 1944

A. C. C.

Edwin J. Mercer
EDWIN J. MERCER, Lt.-Col.,
Senior Legal Officer,
AMC EIGHTH ARMY.

APPENDIX "A"

Province of CAMPOBASSO and CHIETIReport on Allied Military Courts for month of May 1944

A. Cases tried and findings.

Province of	Summary Court		Superior Court		General Court		Totals	
	N.C.	C.	N.C.	C.	N.C.	C.	N.C.	C.
CHIETI	11	291	-	1	-	-	11	292
CAMPOBASSO (Army Area)	23	265	1	3	-	-	24	268
Totals	34	556	1	4	-	-	35	560

B. Convictions

Province of	Curfew and Pass Violations	Theft and Poss of Allied Prop	Black Market	Looting	Poss of Arms and Ammunition	Violation of Italian Penal Code	Others
CHIETI	179	48	4	-	15	2	51
CAMPOBASSO (Army Area)	140	98	5	-	4	-	21
Totals	319	146	9	-	19	2	72

Edouard Rucce Signature Lt-Col. Rank

Province of CAPOBASSO and CHIOPI

Report on Allied Military Courts for month of May 1944

Superior Court		General Court		Totals		Total cases
N.G.	C.	N.G.	C.	N.G.	C.	
-	1	-	-	11	292	303
1	3	-	-	24	268	292
1	4	-	-	35	560	595

Port and Loss of Lied Prop	Black Market	Looting	Poss of Arms and Ammunition	Violation of Italian Penal Code	Others	Total
43	4	-	15	2	51	299
98	5	-	4	-	21	268
146	9	-	19	2	72	567

Edouard Riva Signature Lt-Col. Rank

~~XXXXXXXXXX~~ Senior Legal Officer, AMG EIGHTH ARMY.

404317
SECRET

SUBJECT: Legal Port, Eighth Army Area, plus Campobasso Province outside area 1 Month of April 1944.

TO: G.C.A.C. HQ A.M.G. EIGHTH ARMY AREA.

1. Summary Court cases tried 532, resulting in 546 convictions. Superior Court cases tried 19, resulting in 18 convictions. The number of cases tried is about the same as in March.
2. The lack of a Corte di Assise mentioned in last report has been remedied. The Corte di Assise opens at Campobasso on May 19th and will also sit at Larino. Chieti has been invited to send any cases awaiting trial to the sessions of these courts. Application has been made for a sitting of a Corte di Appello.
3. Two wire cutting cases are pending in Campobasso Province, one serious.
4. Theft and unlawful possession of Allied property continues to lead as the most bothersome type of crime dealt with.
5. Superior Court trials involving Black Market offences in Campobasso Province resulted in one sentence of 5 years and 150,000 L fine and another of 4 years and 50,000 L fine.
6. So far as Chieti Province is concerned the material reported has been abstracted from the report of the P.C. as the report of P.L.C. has not as yet been received.
7. Report from P.L.C. Campobasso Province concerns the whole Province. This is satisfactory procedure in that former reports covered the whole Province and for purposes of comparison and continuity a report covering only 8th Army portion of the Province would be misleading. A request will be made to P.L.C. to hereafter divide the number of cases tried showing the number in 8th Army area separately.
8. The schedule of cases tried, required by G.L.C. will be supplied as soon as report is received from Chieti.
9. A supply of 3,000 of the new proclamations has been **promised** for delivery this IR 6 May.
10. A new loose leaf compilation of consolidated instructions for Allied Military Courts with specimen forms and rules of procedure has been printed and will be available for distribution to Summary Courts and legal officers within a few days. This will be a most valuable help to Summary Courts. Undersigned was presented with an advance draft of the compilation and duly protested the inclusion of certain instructions, without avail. However, in a note in the forward, "some" deviation from the rules is permitted for Summary Courts in the forward areas, provided no injustice is thereby done accused. It is felt that with this avenue of escape, and considering tolerance which is habitually displayed by the office of escape, no new offences are laid on the spearhead G.A.O.'s. An improvement

2. Summary Court Chieti involving black market offences in Campobasso Province resulted in one sentence of 5 years and 150,000L fine and another of 4 years and 50,000 L fine.

6. So far as Chieti Province is concerned the material reported has been abstracted from the report of the P.C. as the report of P.L.O. has not as yet been received.

7. Report from P.L.O. Campobasso Province concerns the whole Province. This is satisfactory procedure in that former reports covered the whole Province and for purposes of comparison and continuity a report covering only 3th Army portion of the Province would be misleading. A request will be made to P.L.O. to hereafter divide the number of cases tried showing the number in 3th Army Area separately.

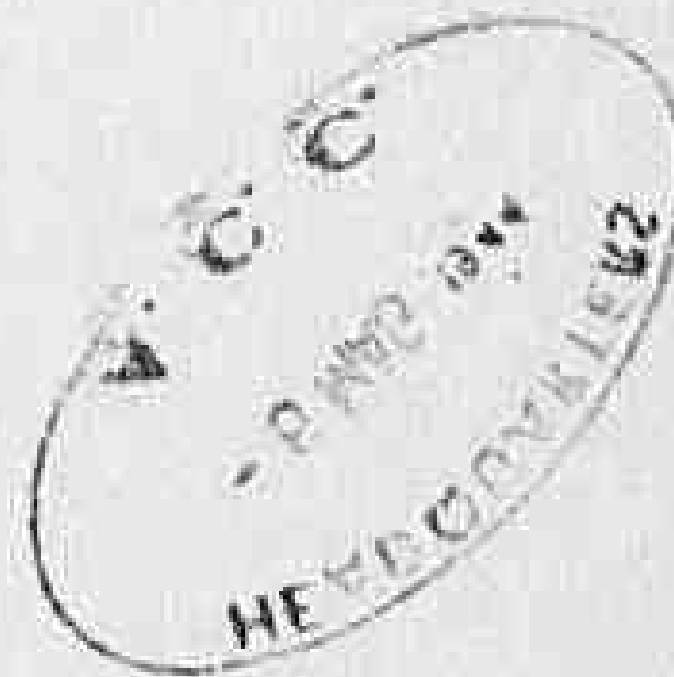
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Edmund Spencer
 EDWIN J. SPENCER, Maj. Ord,
 SENIOR LEGAL OFFICER,
 3RD ARMY.

Copies to :- C.L.O. (2)



C.L.O. Legal Sub-Com

Eighth Army Area.

Province^B of CHIETI and CAMPOBASSO.

Report on Allied Military Courts for month of APRIL 1944

A. Cases tried and findings.

Province of	Summary Court		Superior Court		General Court		Totals	
	H.C.	G.	H.C.	G.	H.C.	G.	H.C.	G.
CHIETI	21	360	-	-	-	-	21	360
CAMPOBASSO (8th Army Area)	-	105	1	2	-	-	1	107
Totals	21	465	1	2	-	-	22	467

B. Convictions

Province of	Curfew and Pass Violations	Theft and Poss. of Allied Prop.	Black Market	Looting	Poss. of Arms and Ammunition	Violation of Italian Penal Code	
CHIETI	208	67	12	-	5	2	71
CAMPOBASSO (8th Army Area).	81	16	4	-	3	-	5
Totals	289	83	16	-	8	2	76

Edmund J. Heron Signature

Maj:Ord

Rank

C.L.O. Legal Sub-Com Acc.

Eighth Army Area.
Province of CHLETTI and CAMPOBASSO.

4043/7

on Allied Military Courts for month of APRIL 1944

Superior Court		General Court		Totals		Total Cases
N.G.	G.	N.G.	G.	N.G.	G.	
-	-	-	-	21	360	381
I	2	-	-	I	107	108
I	2	-	-	22	467	489

HEADQUARTERS
- C.M.C. 1944
A. C. C.

It and a of ed Prop.	Black Market	Looting	Poss of Arms and Ammunition	Violation of Italian Penal Code	Others	Total
7	12	-	5	2	71	365
6	4	-	3	-	5	109
3	16	-	8	2	76	474

Signature Edmund Phelan Maj:Ord

Rank

Special Senior Legal Officer, Eighth Army,
A.M.G.

Subject:- Monthly Report of C.L.C.

H.Q. 7. Eighth Army Rear.

Ref:- Q/V13/2.

Date:- 4 April 44.

To:- H.Q. AGF, Eighth Army Main.

Atlix "H"

1. Summary Court trials within Eighth Army area have resulted in 446 convictions and 26 acquittals.

2. Superior Court Cases have resulted in 46 convictions and 11 acquittals.

3. The most serious and bothersome problem in unlawful possession of allied property and the reason why this is a problem is the lack of discipline of ^{troops} in their bartering, selling and giving away military property.

4. Curfew and pass violations are numerous but not of importance so far as the records disclose.

5. Italian Courts are functioning satisfactorily with the exception of the lack of a Corte d' Assise and Corte d' Appello for Trieste Province. This matter is now referred to the C.L.C. with full information and recommendations, and will be corrected during the current month.

6. As special mention should be made of the manner in which some 49 Montenapone rioters were tried, resulting in 39 convictions. This trial was held under difficult circumstances and credit should go to the H.Q. Campobasso or Vinces, President of the Court, and to the S.M.A.C., Eighth Army who prosecuted.

Edwin J. Moore

Edwin J. Moore, Maj. Genl.
Senior Legal Officer,
AGF, Eighth Army Rear.

Copy to: C.L.C., H.Q. Allied Control Commission (Rear).

"H"
 SUBJECT: Monthly Situation Reports.

Legal S.C. (Rear)
 Rear AMG Eighth Army.

4043/7
S.L.O.,
Rear HQ, A.C.C.,
Legal Sub-Commission.

1674
 Ref: CA/13

U-1317
 4 Mar 44. 4

1. Responsive to your letter re subject of 26 Feb 44, (ref ACC/4043/L) there is attached copy of the only report which this office was requested to make up until your letter of 15 Feb 44. *Report of Rear AMG Eighth Army*
2. Further, reporting generally, the Tribunale was open in Campobasso Province for the trial of criminal cases, and such civil cases as could be heard while the court had no cases on the criminal side to try and where the parties in the civil case were ready. The Tribunale in Chieti Province was not opened because of military operations and the absence of personnel.
3. Summary and Superior Courts were operating in both Provinces normally.
4. Wrongful possession of ~~Allied~~ Property and illegal Movements of civilians were principal problems.
5. Wire cutting cases were below normal.



Edwin J. Mercer
 EDWIN J. MERCER,
 Major CRD.,
 S.L.O. AMG Eighth Army.

REPORT NO. 1. REPORT NO. 1.

REPORT OF ALLIED MILITARY COURTS FOR THE MONTH OF JANUARY 44.

A. CASES TRIED AND FINDINGS.

PROVINCE of	SUMMARY COURT		SUPERIOR COURT		GENERAL COURT		TOTALS		TOTAL CASES
	Not Guilty	Guilty	Not Guilty	Guilty	Not Guilty	Guilty	Not Guilty	Guilty	
CHIETI	11	141	5	10	NONE	NONE	16	151	167
CAMPO- BASSO	6	148	NONE	NONE	NONE	NONE	6	148	154
TOTALS.	17	189	5	10	-	-	22	299	321

B. CONVICTIONS.

CONVICTIONS

PROVINCE of	Curfew and Pass Vio- lations.		Theft and Poss. of Allied Prop.		Black Market.		Looting.		Poss. of Arms and Ammunition		Violation of Italian Penal Code		Others TOTAL
	Not Guilty	Guilty	Not Guilty	Guilty	Not Guilty	Guilty	Not Guilty	Guilty	Not Guilty	Guilty	Not Guilty	Guilty	
CHIETI	60	42	6	15	5	54	182						
CAMPO- BASSO	50	47	11	3	1	46	158						
TOTALS.	110	89	17	8	16	100	340						

SUBJECT: Report of S.L.O., AMI., Eighth Army
 2nd month of February.

Hear AMI Eighth Army

ON 13/2

4 March 44

TO: S.O.A.O., A.M.G. Main, Eighth Army

CAMPORASSO PROVINCE

1. The Conciliatori Courts, the Pretura and Tribunale are functioning. Authority has been given the P.S.L.O. to allow these courts to hear civil cases as he deems advisable in view of conditions.

2. The present handicap in the functioning of Italian Courts is the restriction on circulation and lack of adequate quarters due to occupation of same by the Army. Every effort is being made to improve this situation.

3. Summary and Superior Military Courts are functioning normally. Several Superior Court Cases are awaiting trial. Snows and blocked roads have made attendance of witnesses and summoned accused impossible. These cases will be disposed of as soon as road conditions improve.

CHIETI PROVINCE

4. The Lanciano Tribunale was opened 24 Feb. The difficulties mentioned in para. 2 above apply to Chieti Courts, but the S.L.O. Chieti has instructed the President of the Tribunale to go on circuit if necessary.

5. The Pretura Courts at Vasto, Lanciano, Casalbardina, Gissi, Atesca, Castiglione and Celenna are functioning.

6. The Pretore of Casoli Luigi Filizze is thought to be at his home Lauro near Avellino Naples. Request is hereby made to the Legal Sub-Commission, to require his return to Casoli, as there is much work piled up there. Pending his return, the Pretore of Pescara will be sent to Casoli to deal with the most urgent cases.

7. Many of the Conciliatori are functioning within the Province.

8. Corte D'Assise is not functioning due to absence of personnel and the lack of qualified replacements locally.

9. Summary and Superior Military Courts are functioning normally in the Province.

GENERAL

10. Conditions above described, hampering the functioning of the courts can not be substantially alleviated while these two Provinces are in the operational area and the Capital of Chieti is in German occupation.

11. There have been a few cases of public disturbance consequent upon the

CHIETI PROVINCE

4. The Lanciano Tribunals was opened 24 Feb. The difficulties mentioned in para. 2 above apply to Chieti Courts, but the P.S.L.O. Chieti has instructed the President of the Tribunale to go on circuit if necessary.
5. The Pretura Courts at Vasto, Lanciano, Casalbordino, Gissi, Atesa, Castiglione and Celenza are functioning.
6. The Pretore of Caselli Luno Filippa is thought to be at his home Lauro near Avellino Naples. Request is hereby made to the Legal Sub-Commission, to require his return to Caselli, as there is much work piled up there. Pending his return, the Pretore of Pescara will be sent to Caselli to deal with the most urgent cases.
7. Many of the Conciliatori are functioning within the Province.
8. Corte D'Assise is not functioning due to absence of personnel and the lack of qualified replacements locally.
9. Summary and Superior Military Courts are functioning normally in the Province.

GENERAL

10. Conditions above described, hampering the functioning of the courts can not be substantially alleviated while these two provinces are in the operational area and the Capital of Chieti is in German occupation.
11. There have been a few cases of public disturbance consequent upon the freeing of communities from German control. These have not been in defiance of Allied occupation and all have been successfully dispersed, the ring leaders arrested and they are now awaiting trial by Superior Military Courts.
12. Laxity on the part of Summary Courts continues as a problem. Constant pressure on these courts is being maintained by the P.S.L.O.s and the S.L.O. to secure sentences which will act as a deterrent.

13 Attached are 10
 representing attached
 military analysis
 of cases tried
 and findings

Edwin J. Mercer,
 Maj. Ord.,
 Senior Legal Officer,
 A.M.C. Eighth Army.

Copy to: C.I.O. Rear.Hq A.C.C., Legal Sub-Commission, AIO 594 ✓

Report on Allied Military Courts for month of February 1944.

A Cases tried and findings.

Province of	Summary Court No. G.	Superior Court No. G.	General Court No. G.	Totals No. G.	Total cases
Chieti	15	175	2	15	192
Campobasso	-	137	-	-	137
Totals.	15	312	2	15	329

B Convictions.

Province of	Curfew and Pass Viola- tions	Theft and Poss. of Allied Prop.	Black Market	Looting	Poss. of Arms and Ammunition	Viol. It. Pen. Code	Other	Total
Chieti	64	60	18	-	16	3	32	243
Campobasso	77	44	1	-	1	1	13	137
Totals.	141	104	19	-	17	4	65	350

Total.	15	312	-	2	-	-	15	314	529
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44 Convictions.

Province of	Curfew and Pass Viola- tions	Theft and Poss. of Allied Prop.	Black Market	Looting	Poss. of Arms and Ammunition	Viol. It. Pen. Code	Others	Total
Chieti	64	60	18	-	16	3	52	243
Campobasso	77	44	2	-	1	1	13	157
Totals.	141	104	19	-	17	4	65	350

(Signature) (Rank)
Senior Legal Officer Eighth Army.

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