1492

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

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

10000/142/403

ANCONA COMMUNE, MONTHLY REPORTS
APR. - AUG. 1945

1494

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

FILE CLOSED 28 August 1945

1495

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

4043/18

HEAD QUARTERS
ALLIED MILITARY GOVERNMENT
ANCONA PROVINCE

Subject: Legal Report for period 31 July - 28 Aug.

To: Legal Sub-Commission AlCom

From: L.L.O.Ancona

Ref: Anc/11/3

Date: 28.8.45

LEGAL OFFICE

Ancona

30 AUG 1945

I. I submit a report on the working of this Office for the period31 July - 28 Aug.1945.Ancona Commune including the Port was transferred to the Italian Government at mid= night of the 4th of Aug.1945.

2. ALLIED MILITARY COURTS

(a)

i.General Courts None
ii.Superior Court One

involving 21 persons.This was a complicated case and took 2½ days.
Details have already been reported.

iii.Summary Courts:Analysis is attached.

(b)

Outstanding Fines

i. DELLA FAZIA Domenico D2/AL/1006 (Pescara) sentenced to fines totalling L.18.000,in default imprisonment aggregating 5 months,also 3 months imprisonment.He has started to serve term in default.

ii. GRAZIOSI Nazzareno D1/Anc/817 sentenced to 4 months and L.20.000 fine,in default a further 4 months.The same remarks apply.

iii. MENGONI Emilio D1/Anc/802.Sentenced to 4 years im= prisonment and a fine of L.1.340.000,in default a further 4 years.This fine represented the ammount re= ceived by the accused for the sale price of a truck load of stolen WD sugar.

iiii. CIANCHELLI Egisto,D1/Anc/1141,sentenced to fine totalling L.200.000 in default an aggregate of 18 months imprisonment.His car was confiscated.His release is recommended on account of his age and state of his health.Our Anc/F/20 dated 14 of Aug. refers.

All payments have been duly entered and paid over to proper authorities.The counterfoil receipt books have been tied up and indexed.

3. Arrangements for trial of offences against Military property and personnel.

The Port of Ancona is still under Allied Control which will partially be retained after 31 of Aug.when it becomes a C class Port.The Military Authorities are perturbed at the prospect of the delay which may occur in deciding cases connected with Allied Property and which appear inseparable from Italian Court Procedure.

1496

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

HEAD QUARTERS
ALLIE' MILITARY GOVER MENT
ANCONA PROVINCE

Subject: Legal report .continued.

To:

From:

Ref:

Date:

LEGAL OFFICE

All such cases in AMG territory have been dealt with by AMG Court till date of handing over.
Detailed instructions based on the Ministero's Circular of 9 May '44 together with copies of circular have been sent to all concerned and the necessity of using the summary procedure (procedura direttissima) wherever applicable has been stressed.Monthly reports commencing 20.8. have been called for and these will be sent to the Liaison Officer Ancona.It is to be hoped that it will be possible for a Legal Liaison Officer here temporarily to watch the work.There are still CMP working in Perugia,Jesi & elsewhere and arrests may be expected to continue for some time,apart from the cases reported by the CC.RR.
Unfortunatel it will not be possible to see the result of the action taken for some time so far as Ancona is concerned as I find the Questura has compromised the position by releasing nearly all arrested persons on bail,which means that the direct procedure cannot be used in such cases.His action was of course due to the difficulty of finding accommodation in the jails and probably the only course now open is to keep such persons in the Carabinieri lock-up(even though this may be contrary to the rules) so that they can be dealt with summarily.
At all events,the Procuratore Generale has directed him not to grant bail in future,but to refer the question to the Procuratore del Regno.

4. JAILS.
See above.The problem of accommodation is acute.The jail at Ancona was badly damaged,and repairs are going on but very slowly.The present capacity is only 175 and the number of persons under detention at the time of writing is 264.There is no water and we have been responsible for a service of military water carts.There is no electric light.
Since the writer has been in Ancona the vast majority of cases of stealing from the docks has had to be dealt with by fine,which has admittedly a limited deterrent effect.The attention of the Ministry may be drawn to the position.

5. COURT OF APPEALS
The question of accommodation for the personnel has not yet been finally settled,but the first sitting in Ancona is fixed for 23rd of Aug.

6. MILITARY TRIBUNALE
A letter has been received from Lt.Col.HANNAFORD stating that an effort will now be made to reestablish the Tribunale at Macerata.

7. EPURAZIONE

1.Administration

I called for a report from the Delegate for the Province of Ancona from which it appears that so far no cases have been decided by the the Provincial Judicial Committee,although investigations have been completed in a number of cases.A scrutiny of the lists submitted shows the usual large proportions of petty Officials.
When I was in Siena,a representative of the High Commission visited the town in order to ascertain the progress of the work and I consider that this might well be done here.

1491

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

HEAD QUARTERS
ALLIED MILITARY GOVERNMENT
ANCONA PROVINCE

Subject: Legal Report Continued

To:

From:

Ref:

Date:

LEGAL OFFICE

11. FASCIST CRIMES = COLLABORATION WITH THE ENEMY

A special Court of Assize has now been set up here, but has not yet held any sittings.
The number of persons detained locally is 88, of which 31 are charged with fascist Crimes committed before 8 Sept. 1943, and 57 with collaboration with the Germans after this date.
I have not yet received returns from other courts, but I believe that a considerable number of persons is awaiting trial.
Apart from this I understand from the Procuratore del Regno that nearly 1000 cases under ss.3 & 5 of D.L.L.159 are under istruzione.
This is admittedly no longer a responsibility of AMG, but any Legal Liaison Officer who may be posted here should make it his business to see that the trials are expedited and that prisoners are not left unduly long in jail awaiting trial.

8 B. GENERAL

From what I have seen during the limited time I have been here, I am not satisfied with the work of the Italian Courts in the Province.
It has now been arranged that the Tribunale of Ancona sets aside Monday in each week, and if necessary will sit again on Saturday, to deal with Allied Cases. The Procuratore del Regno has been told that summary procedure is to be the rule and not the exception. He has also been warned that all inferior Courts submit returns of decided cases weekly. I am now hopeful that the work will show some improvement. But the Procuratore del Regno is overworked and requires further assistance. As allied interests will be involved for so long as our troops remain in this area, I repeat my recommendation that a Legal Liaison Officer should be deputed here as soon as possible, to supervise the work.

CLO
DCLO
Chief
CL
Rel
C

8 - Adj

B.E.DREYFUS Major,
L.L.O Ancona

1498

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

MONTHLY REPORT - SUMMARY COURT CASES.

Ref
Anal

District, Province of ANCONA. COMMUNE

Period 31 July to 4 August 1945

Offenses.	Total	N. G.	Cautioned	Fined	1 No or less	2 Mos	3 Mos	4 Mos	5 Mos	6 Mos	7 Mos	8 Mos	9 Mos	10 Mos	11 Mos	12 Mos	Susp.	Fine in add to impr.	
Curfew.																			
Black-out																			
Permit																			
Theft & Possession	38	8		21		4	3	2									2	5	
Food Coll. & Bl-Mkt.																			
Possn. ~~Arms~~ & Ammn.	1						1												
Assault.																			
Other Cases.	3				1					2									
TOTAL.	42	8		21	1	4	4	2		2							2	5	

NUMBER OF DEFENDANTE 39

R.E. DREYFUS Major
Liaison Legal Officer
Ancona Commune

1499

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

MONTHLY REPOR'. - SUMMARY COURT CASES.

Ref: ANC/L/11/3

District, Province of ANCONA. COMMUNE Analysis Cases

Period 31 July to 4 August 1945

Total	N. G.	Cau-tioned	Fined	1 No or less	2 Mos	3 Mos	4 Mos	5 Mos	6 Mos	7 Mos	8 Mos	9 Mos	10 Mos	11 Mos	12 Mos	Susp.	Fine in add to impr.	Comments.
8	8		21		4	3	2											
																2	5	
1						1												
				1					2									
	8		21	1	4	4	2		2						2		5	

DEFENDANTE 39

W Dreyfus

B.E. DREYFUS Major
Liaison Legal Officer
Ancona Commune

1500

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

Form

ALLIED MILITARY GOVERNMENT
CONQUERED ~~PROVINCE~~ PROVINCE ANCONA

Sentences of imprisonment of over 1 year imposed during month of July=August 1945
Sentenze di reclusione superiori ad un anno durante il mese di ____/____ 194

Cognome	Nome	Età	Reato	Sentenza e data	
MANCINELLI Goffredo	Goffredo		Viol.Proc. 1=4=11	12 Months	3 August
			" " 1=4=11	12 Months	
			" " 1=4=11	6 Months	
T R E D D I	M A R I O		Viol.Proc. 1=4=11	12 Months	3 August
			" " 1=6=1	6 Months	
			" " 1=4=11	6 Months	
N I C O L E T T I = A L T I M A R A=Vittorio			Viol.Proc. 1=4=11	12 Months	3 August
			" " 1=4=11	18 Months	
			" " 1=6=1	18 Months	
F A N A N O	G I O R G I O		Viol.Proc. 1=4=20	12 Months	3 August
			" " 1=4=11	18 Months	

1501

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

Form N°13

ALLIED MILITARY GOVERNMENT
COMUNE ~~PROVINCE~~ (ANCONA

es of imprisonment of over 1 year imposed during month of July=August 194
nze di reclusione superiori ad un anno durante il mese di / 194

Nome	Età	Reato	Sentenza e data		Disposizione
Goffredo		Viol.Proc. 1=4=11	12 Months	3 August	1=2 are concurrent
		" " 1=4=11	12 Months		Total term 18 Months.
		" " 1=4=11	6 Months		
M A R I O		Viol.Proc. 1=4=11	12 Months	3 August	1=3 are concurrent
		" " 1=6=1	6 Months		Total term 18 Months.
		" " 1=4=11	6 Months		
L T I M A R =Vittorio		Viol.Proc. 1=4=11	12 Months	3 August	1=2= are concurrent
		" " 1=4=11	18 Months		Total term 36 Months.
		" " 1=6=1	18 Months		
G I O R G I O		Viol.Proc. 1=4=20	12 Months	3 August	Sentences are consecuti:
		" " 1=4=11	18 Months		ve. Total term 30 Months

A Thompson

4043/18

Legal S/C

HEADQUARTERS
A.M.G.
ANCONA COMMUNE
UMBRIA MARCHE
C.M.F.

SUBJECT : Monthly Legal Report
TO : C.L.A. Legal Sub Commission A.C. = ROME
FROM : Senior Legal Officer = Ancona Commune
REF. : Anc/11/3
DATE : 31 July 1945.

I took over charge here on 14 July 1945. Lt.Col. Troxell had already left for Rome when I arrived.

1. ALLIED MILITARY COURTS.

a) General Courts : None

b) Superior Court : 1 - particulars of which are :

Name	Charge	Plea	Finding	Sentence	
RITA BRUNO	- Viol. Procl. 1 - 5 - 35 =	N.G.	G.	L. 40.000,=	Fines paid Rec. 327
	" " 1 - 5 - 27 =	G.	G.	" 5.000,=	
	" " 1 - 5 - 27 =	G.	G.	" 10.000,=	

This case was tried by my predecessor.

c) Summary Courts : an analysis is attached. Cases fixed for 31 July will be included in next monthly report.

Owing to the overcrowded and unsatisfactory state of the jails, the majority of the cases since my arrival have had to be dealt with by fine in lieu of imprisonment at the special request of the P.P.S.O.

2 AUG 1945

LEGAL SUB-COMMISSION
CLO
DCLO
Chief Counsel
CIO

note para 3

1502

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

DATE : 31 July 1945.

I took over charge here on 14 July 1945. Lt.Col. Troxell had already left for Rome when I arrived.

1. ALLIED MILITARY COURTS.

a) General Courts : None

b) Superior Court : 1 - particulars of which are :

Name	Charge	Plea	Finding	Sentence
RITA BRUNO	- Viol. Procl. 1 - 5 - 35 =	N.G.	G.	L. 40.000,= Fines
	" " 1 - 5 - 27 =	G.	G.	" 5.000,= paid
	" " 1 - 5 - 27 =	G.	G.	" 10.000,= Rec. 327

This case was tried by my predecessor.

c) Summary Courts : an analysis is attached. Cases fixed for 31 July will be included in next monthly report.

Owing to the overcrowded and unsatisfactory state of the jails, the majority of the cases since my arrival have had to be dealt with by fine in lieu of imprisonment at the special request of the P.P.S.O.

2 AUG 1945

LEGAL SUB-COMMISSION
CLO
DCLO
Chief Counsel
CIO
Italian Section
AKS

2 AUG 1945

Circulars sent on 26 July

See 86A

note para 3.

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

1503

2. ITALIAN COURTS

Hitherto reports from the various courts have been received after the close of the month: hence it was only possible to report these in the following monthly report. Apparently Lt. Col. Troxell asked the Procura Generale to issue orders to Courts to close their lists and report on 20 of each month.

Reports have however only been received from a few Courts in Marche for the period 20 June - 20 July 1945, and from only 1 Court in Umbria. Fresh instructions have now been issued.

Cases reported are as follows:

MARCHE.

Pretura Pesaro - 2 accused - Section not specified - Fined 2.000,= lire
" Camerino - Unknown - Theft of W.D. property-

In addition 2 reports of 2 arrests for theft and wrongful possession of W.D. property are stated to have been sent to "istruzione" at the Pretori concerned.

Other reports received are as follows :

Pretura Ancona	-	2	accused	-	Theft and wrongful possession of W.D. property.	
Procura del Regno Ancona	-	32	"	-	"	"
Tribunale Ancona	-	4	"	-	"	"
Pretura Fano	-	2	"	-	"	"
Procura Regno Pesaro	-	11	"	-	"	"
Tribunale Ascoli Piceno	-	1	"	-	"	"
Pretura Jesi	-	1	"	-	"	"
Tribunale Fermo	-	1	"	-	"	"
Pretura Pesaro	-	2	"	-	"	"
Procura Regno Pesaro	-	2	"	-	"	"

UMBRIA.

Tribunale Terni	-	9	accused	-	Theft and wrongful possession of W.D. property.	
Pretura Gualdo Tadino	-	1	"	-	"	"
Pretura Castiglione Lago	-	1	"	-	"	"
Pretura Terni	-	1	"	-	"	"

3. From what I have seen I am not satisfied that the cases are being dealt with either expeditiously or firmly. I therefore propose to send to the Procuratore Generale for circulation to all Courts a copy of the circular from the Ministry of Grace and Justice dated 8 March '44.

Copies are awaited from the Italian Courts section, Legal Sub Commission, to whom I telephoned on 20 July. I would like to emphasize that the original Italian version is required, and not the translation.

4. COURT OF APPEAL. - It has not yet been found possible to accommodate all the members of the Court of Appeal of Ancona in Ancona. The Commissioner for Accomodation has promised to do what he can, but there are many other applicants and derequisitioning goes on slowly. The president has been asked to state if sufficient accomodation is now available to enable the Court to be held here.

1504

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

MARCHE.

Pretura Pesaro - 2 accused - Section not specified - Fined 2.000,= lire
" Camerino - Unknown - Theft of W.D. property-

In addition 2 reports of 2 arrests for theft and wrongful possession of W.D. property are stated to have been sent to "istruzione" at the Pretori concerned.
Other reports received are as follows :

Pretura Ancona	- 2	accused	-	Theft and wrongful possession of W.D. property.
Procura del Regno Ancona	- 32	"	-	" " "
Tribunale Ancona	- 4	"	-	" " "
Pretura Fano	- 2	"	-	" " "
Procura Regno Pesaro	- 11	"	-	" " "
Tribunale Ascoli Piceno	- 1	"	-	" " "
Pretura Jesi	- 1	"	-	" " "
Tribunale Fermo	- 1	"	-	" " "
Pretura Pesaro	- 2	"	-	" " "
Procura Regno Pesaro	- 2	"	-	" " "

UMBRIA.

Tribunale Terni	- 9	accused	-	Theft and wrongful possession of W.D. property.
Pretura Gualdo Tadino	- 1	"	-	" " "
Pretura Castiglione Lago	- 1	"	-	" " "
Pretura Terni	- 1	"	-	" " "

dealt 3. From what I have seen I am not satisfied that the cases are being with either expeditiously or firmly. I therefore propose to send to the Procuratore Generale for circulation to all Courts a copy of the circular from the Ministry of Grace and Justice dated 8 March '44.
Copies are awaited from the Italian Courts section, Legal Sub Commission, to whom I telephoned on 20 July. I would like to emphasize that the original Italian version is required, and ~~it~~ not the translation.

4. COURT OF APPEAL. - It has not yet been found possible to accommodate all the members of the Court of Appeal of Ancona in Ancona. The Commissioner for Accomodation has promised to do what he can, but there are many other applicants and derequisitioning goes on slowly. The president has been asked to state if sufficient accomodation is now available to enable the Court to be held here.
The Procuratore Generale has now taken over(see para 5, last monthly report).

1505

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

5. ITALIAN MILITARY TRIBUNAL. - This has been transferred from MACERATA to FLORENCE leaving, I understand, many cases undecided. I rang Lt.Col. HANNAFORD on 18 July and was told that every effort would be made to have this Court reestablished. It is most important that this should be done without delay.

B.E. DREYFUS, Major
~~Senior~~ Legal Officer
Ancona Commune

1506

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

1507

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

MONTHLY REPORT - SUMMARY COURT CASES.

Ref: ANC
Analysis

District, Province of ANCONA. COMMUNE

Period 30 JUNE '45 to 31 JULY 1945

Offenses.	Total	N. G.	Cautioned	Fined	1 No or less	2 Mos	3 Mos	4 Mos	5 Mos	6 Mos	7 Mos	8 Mos	9 Mos	10 Mos	11 Mos	12 Mos	Susp.	Fine in add to impr.	Comme
few.																			
Black-out																			
Permit																			
Theft & Possession	124	21		28	33	22	12	2	1	4		1					13	15	
Food Coll. & Bl-Mkt.																			
Possn. Arms & Ammn.	3								1	1		1							
Assault.																			
Other Cases	20	12				7	1										3		
TOTAL.	147	33		28	33	29	13	2	2	5		2					16	15	

NUMBER OF DEFENDANTE 131

B.E. DREYFUS Major
Senior Legal Officer
Ancona Commune

1508

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

MONTHLY REPORT - SUMMARY COURT CASES.

Ref: ANC/L/
Analysis Cases

District, Province of ANCONA. COMMUNE

Period 30 JUNE '45 to 31 JULY 1945

Total	N. G.	Cautioned	Fined	1 No or less	2 Mos	3 Mos	4 Mos	5 Mos	6 Mos	7 Mos	8 Mos	9 Mos	10 Mos	11 Mos	12 Mos	Susp.	Fine in add to impr.	Comments.
124	21		28	33	22	12	2	1	4		1					13	15	
3								1	1		1							
20	12				7	1										3		
147	33		28	33	29	13	2	2	5		2					16	15	

DEFENDANTE 131

B.E. DREYFUS Major
Senior Legal Officer
Ancona Commune

1509

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

HEAD QUARTERS
ALLIED MILITARY GOVE'NMENT
ANCONA PROVINCE

Subject: Monthly Report
To: C.L.A. Legal Sub Commission A.C.=ROME
From: Senior Legal Officer = Ancona Commune
Ref: Anc/11/3
Date: 30 June 1945

LEGAL OFFICE
Ancona

1. Enclosed are monthly reports for the month of June 1945.

2. In view of the fact that the greater part of these reports concerns unoccupied Italy, the reports are sent in duplicate for forwarding if necessary.

For the Ancona Commune Commissioner and Liaison Officer
Marche - Umbria

A.R. TROXELL
Lt. Col.
Senior Legal Officer
Ancona Commune

Incl : 3 and copies

HEADQUARTERS
A.M.G.
ANCONA COMMUNE
MARCHE-UMBRIA
C.M.F.

REF : Anc/11/3
SUBJECT : Monthly Legal Report
TO : C.L.A. Legal Sub Commission A.C. = ROME
FROM : Liaison L.O. Umbria Marche = Ancona Commune
DATE : 30 June 1945

1. The reports from the Italian Courts covering the month of May were not received until after the monthly report had been forwarded.

a) UMBRIA

2. All of the reports for Umbria for the month of May were negative except the ~~Xxx~~ Courts of Terni. They reported 5 cases concerning 9 accused all charged with possession of Allied military property. No order disposing of the W.D. property was indicated.

3. On 22nd of June I visited the Procuratore Generale Dott. Carlo Vallerani in Perugia. He has directed that all reports from Italian Courts in Umbria are to be closed on the 20th of each month, to be forwarded promptly to this office, so that they may be included in our report. No reports for June have been received.

4. The Procuratore Generale is making an inquiry as to the disposition of the W.D. property in the cases at Terni advising the Court that in such instances the property is to be delivered to the nearest Allied Military Agency.

5. The number of detained persons in Perugia on 10th May was 379 of which 69 have been released since that date.

6. The Procuratore Generale stated that the work of the Court Officials was greatly hampered due to the lack of motor vehicles. They were not able to even transport the necessary witnesses.

7. The Procuratore Generale also asked me to report the following matters as he thought we might be able to assist in remedying these matters by reporting them. A Procuratore del Regno is badly needed in Terni. They now have only a Substitute there and itk is a troublesome area, he states.

8. Four Councilors are needed for the Court of Appeal, Perugia. They now have only five. He asks urgently for at least Two.

1510

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

b) MARCHE

1. All reports were negative except as follows :

	arrest reports		
Pretura Recanati	- 2 accused	-	Theft and wrongfull possession of W.D. property.
Pretura Macerata	- 5 accused	-	" " "
Pretura Civitanova	- 2 "	-	" " "
Pretura Tolentino	- 1 "	-	" " "
Procura del Regno Ascoli Piceno	- 32 "	-	" " "
Pretura Ripatransone	- 4 "	-	" " "
C.R.R.-S.Marianova (Ancona)	- 3 "	-	" " "
C.C.R.R.-Fabriano	- 3 "	-	" " "
Procura del Regno di Pesaro	- 1 "	-	" " "

2. The number of people in prison in Ancona and Tolentino, reported by the Procuratore del Regno, are 103 .

3. The First President of the Court of Appeal of Ancona visited the Ancona A.M.G. Legal Officer on 23 June. He stated that the offices of the Procura Generale and Court of Appeal were still located in Tolentino and asked for authority in writing to transport the records of the two offices to Palace of Justice in Ancona, their permanent location. It was learned that this building is now in good repair and is not in use by any other agency. The authority was granted.

4. The file in this office indicates that sometime ago authority was granted to these two offices and personnel to return to Ancona whenever living quarters were authorized by the Town Major. In a conference with the Town Major on 25th of June he advised that as soon as buildings were vacated by military personnel they were placed at the disposition of the Italian Housing Commissioner here. The President of Court of Appeal was so advised on 25th of June.

5. The President advised that the Procuratore Generale was in Rome ~~in~~ at the instance of the Ministry of Justice and he did not know when the Procuratore Generale would be authorized to return. The Substitute Procuratore Generale moved to Ancona on 27 June. A conference has been arranged with the Ancona Commune Commissioner to discuss the matter of quarters with the President of the Court of Appeal and the Head of the Housing Commissioner on Wednesday, July 4 .

6. The President of the Court of Appeal stated they are now disposing of only about 8 to 10 accused a week. Due to conditions, the Court in Tolentino, the prisoners and witnesses in Ancona and very limited transport they are unable to transact much business.

7. Arrangements have also been made thru the Secretary of the Procuratore Generale at Tolentino to close the monthly reports on the 20th of each month mailing them directly to this office with copies to the Procuratore Generale.

For Liaison Officer Marche Umbria

- 511 -

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

Pretura Ripatransone-	4	"	-	"	"	"
C.R.R.-S.Marianova (Ancona)	- 3	"	-	"	"	"
C.C.R.R.-Fabriano	- 3	"	-	"	"	"
Procura del Regno di Pesaro	- 1	"	-	"	"	"

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3. The First President of the Court of Appeal of Ancona visited the Ancona A.M.G. Legal Officer on 23 June. He stated that the offices of the Procura Generale and Court of Appeal were still located in Tolentino and asked for authority in writing to transport the records of the two offices to Palace of Justice in Ancona, their permanent location. It was learned that this building is now in good repair and is not in use by any other agency. The authority was granted.

4. The file in this office indicates that sometime ago authority was granted to these two offices and personnel to return to Ancona whenever living quarters were authorized by the Town Major. In a conference with the Town Major on 25th of June he advised that as soon as buildings were vacated by military personnel they were placed at the disposition of the Italian Housing Commissioner here. The President of Court of Appeal was so advised on 25th of June.

5. The President advised that the Procuratore Generale was in Rome ~~in~~ at the instance of the Ministry of Justice and he did not know when the Procuratore Generale would be authorized to return. The Substitute Procuratore Generale moved to Ancona on 27 June. A conference has been arranged with the Ancona Commune Commissioner to discuss the matter of quarters with the President of the Court of Appeal and the Head of the Housing Commissioner on Wednesday, July 4 .

6. The President of the Court of Appeal stated they are now disposing of only about 8 to 10 accused a week. Due to conditions, the Court in Tolentino, the prisoners and witnesses in Ancona and very limited transport they are unable to transact much business.

7. Arrangements have also been made thru the Secretary of the Procuratore Generale at Tolentino to close the monthly reports on the 20th of each month mailing them directly to this office with copies to the Procuratore Generale.

For Liaison Officer Marche Umbria

A.R.TROXELL
Lt.Col.
Senior Legal Officer
Umbria Marche
Ancona Commune

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

HEADQUARTERS
A.M.G.
ANCONA COMMUNE
MARCHE - UMBRIA
A.M.F.

1. ALLIED MILITARY COURTS :

a) General Courts : None

b) Superior Courts: Two, the particulars of which are :

NAME	CHARGE	PLEA - FINDING	SENTENCE
GERINI Nello	- Viol.Procl.1Art.4Parall - G.	G.	8 months + + 100.000,=(Paid
CHIODI Mario	- " " 1 " 4 " 11 - G.	G.	8 months + + 100.000,=(Paid

These cases were tried prior to my arrival and I have no personal Knowledge of them. As the time of confinement is for less than 1 year$, no form 13 is forwarded for the month of June.

For the Ancona Commune Commissioner

A.R. TROXELL
Lt. Col.
Legal Officer
Ancona Commune

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

1514

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

MONTHLY REPORT - SUMMARY COURT CASES.

Ref: [illegible]

District, Province of ANCONA. COMMUNE

Period 31 May - 30 June 1945

Offenses.	Total	N. G.	Cautioned	Fined	1 No or less	2 Mos	3 Mos	4 Mos	5 Mos	6 Mos	7 Mos	8 Mos	9 Mos	10 Mos	11 Mos	12 Mos	Susp.	Fine in add to impr.	Comme
Curfew.	14			14															
Black-out																			
Permit																			
Theft & Possession	66	5		15	34	6	6										10	23	
Food Coil. & Bl-Mkt.																			
Possn. Arms & Ammn.	4				2	2											1		
Assault.	1						1												
Other Cases.	7			1	2		3						1				2	3	
TOTAL.	92	5		30	38	8	10						1				13	26	

NUMBER OF DEFENDANTE 85

A.R. TROXELL
Lt. Col.
SENIOR Legal Officer
Ancona Commune

1515

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

MONTHLY REPORT - SUMMARY COURT CASES.

Ref: ...C/L/Analysis Cases

District, Province of ANCONA. COMMUNE

Period 31 May - 30 June 1945

...l	N. G.	Cautioned	Fined	1 No or less	2 Mos	3 Mos	4 Mos	5 Mos	6 Mos	7 Mos	8 Mos	9 Mos	10 Mos	11 Mos	12 Mos	Susp.	Fine in add to impr.	Comments.
			14															
	5		15	34	6	6										10	23	
				2	2											1		
						1												
			1	2		3						1				2	3	
	5		30	38	8	10						1				13	26	

...NDANTE 85

A.R. TROXELL
Lt. Col.
SENIOR Legal Officer
Ancona Commune

1516

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

RS/lc.
5 July 1945.

AC/4001/2/L.

SUBJECT : Italian Courts in Umbria.

TO : The Minister of Pardon and Justice.

1. The Procuratore Generale of the Court of Appeal of Perugia has asked the local Liaison Officer of the Allied Commission to draw the attention of the Ministry to the following.

2. The work of the Courts in the district of the Court of Appeal of Perugia is greatly hampered by the lack of motor vehicles and by the dearth of personnel. A Procuratore del Regno is badly needed in Terni where only a Sostituto is in function. Four Consiglieri are required for the Court of Appeal of Perugia. They now have only five. At least two should be sent immediately.

3. The above information is passed to you for whatever action you deem necessary.

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

Copy to : AC/4043/18/L.

4043/18

HEADQUARTERS
A.M.G.
ANCONA COMMUNE
EMILIA REGION
C.M.F.

Ref. : Anc/11/3
Subject : Monthly Legal Report
To : C.L.A. Legal Sub Commission Alcom = Roma
From : L.O. Ancona
Date : 30 May 1945

1. ALLIED MILITARY COURTS :

a) General Courts : None
b) Superior Courts: eleven, the particulars of which are :

Name	Charge	Plea	Finding	Sentence
GALEAZZI Guido	Viol.Procl. 1 Art.4 Para 11	G.	G.	18 months+100.000,-
COSTARELLI Sante	" " 1 Art.4Para 11	N.G.	N.G.	=======
NARCISI Orvenio	Viol.Procl.1 " 5 " 11	G.	G.	18 months } Total
	" " 1 " 5 " 27	G.	G.	6 months }18 months
MENGARELLI Sauro	" " 1 " 4 " 11	G.	G.	2 years } Total
	" " 1 " 5 " 27	G.	G.	6 months }6 months
BORSINI Attilio	" " 1 " 4 " 11	N.G.	G.	6 months
ZOLLINO Orlando	" " 1 " 5 " 27	G.	G.	18 months } Total
	" " 1 " 5 " 27	N.G.	G.	1 months }18 months
GIOVAGNOLI Eugenio	" " 1 " 4 " 11	N.G.	G.	1 year + 200.000,=
	" " 1 " 5 " 28	G.	G.	1.000,= Lire
CAMELUCCI Marino	" " 1 " 5 " 11	N.G.	N.G.	=====
	" " 1 " 5 " 24	G.	G.	1.500,= Lire
GIANNINI Eduardo	" " 1 " 5 " 11	N.G.	N.G.	====
	" " 1 " 5 " 24	G.	G.	1.500,= Lire
	" " 1 " 5 " 42	G.	G.	25.000,= Lire
VITI Nino	" " 1 " 5 " 11	N.G.	G.	1 year)
	" " 1 " 5 " 24	G.	G.	1 month)Total
	" " 1 " 5 " 42	G.	G.	3 months)2½ years
	" " 1 " 4 " 5	N.G.	G.	18 months)
GATTA Amelia	" " 1 " 4 " 5	G.	G.	1 year + 50.000,=
	" " 1 " 5 " 11	G.	G.	1 year
LOPREIATO Flora	" " 1 " 5 " 11	N.G.	G.	1 year(6 mos sus.)

c) Summary Courts : The following number and types of cases were tried during the period 25 April - 30 May 1945 :

HEADQUARTERS
1 0 0

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

Ref. : Anc/11/3
Subject : Monthly Legal Report
To : C.L.A. Legal Sub Commission Alcom = Roma
From : L.O. Ancona
Date : 30 May 1945

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NARCISI Orvenio	Viol.Procl.1 " 5 " 11	G.	G.	18 months } Total
	" " 1 " 5 " 27	G.	G.	6 months }18 months
MENGARELLI Sauro	" " 1 " 4 " 11	G.	G.	2 years } Total
	" " 1 " 5 " 27	G.	G.	6 months }6 months
BORSINI Attilio	" " 1 " 4 " 11	N.G.	G.	6 months
ZOLLINO Orlando	" " 1 " 5 " 27	G.	G.	18 months } Total
	" " 1 " 5 " 27	N.G.	G.	1 months }18 months
GIOVAGNOLI Eugenio	" " 1 " 4 " 11	N.G.	G.	1 year + 200.000,=
	" " 1 " 5 " 28	G.	G.	1.000,= Lire
CAMELUCCI Marino	" " 1 " 5 " 11	N.G.	N.G.	=====
	" " 1 " 5 " 24	G.	G.	1.500,= Lire
GIANNINI Eduardo	" " 1 " 5 " 11	N.G.	N.G.	====
	" " 1 " 5 " 24	G.	G.	1.500,= Lire
	" " 1 " 5 " 42	G.	G.	25.000,= Lire
VITI Nino	" " 1 " 5 " 11	N.G.	G.	1 year)
	" " 1 " 5 " 24	G.	G.	1 month)Total
	" " 1 " 5 " 42	G.	G.	3 months)2½ years
	" " 1 " 4 " 5	N.G.	G.	18 months)
GATTA Amelia	" " 1 " 4 " 5	G.	G.	1 year + 50.000,=
	" " 1 " 5 " 11	G.	G.	1 year
LOPRESIATO Flora	" " 1 " 5 " 11	N.G.	G.	1 year(6 mos sus.)

c) Summary Courts : The following number and types of cases were tried during the period 25 April - 30 May 1945 :

HEADQUARTERS
1 BIS
A. C.

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

Type	No.	Guilty	Not Guilty
Permit Violation	14	14	0
Curfew violation	69	63	6
Theft and possession of Allied Property	149	139	10
Arms and ammunition	13	13	0
Other cases	42	30	12
	287	259	28

Total defendants :

An analysis showing the sentences imposed is attached as Exhibit "A".

1) GENERAL COMMENTS :

I have been incharge of this office only one week during the period under review. I am not myself in a position to make any general comments on the period previous to my arrival nor did my predecessor leave me the necessary material.

2) A.M.G. COURTS :

I have tried one serious case arising out of a theft from the docks and remanded to others : all were concerned with sugar, a favorite subject for theft owing to its being difficult to identify and quickly disposed of.

Almost all the petty cases tried are of theft or possession. The proportion of thieves to the population appears much lower in Ancona than Bari.

3) ITALIAN COURTS

I have not yet had the first report of cases affecting Allied Interests in Umbria and the Marche except for Macerata Province.

So far as I know they are likely to be few. The reports regarding Macerata Province do not specify the amount stolen and are therefore impossible to criticize.

4) CIVILIAN COURTS : (Tribunale and Pretura)

8 cases of petty theft and possession of W.D. property

1 Curfew violation

5) MILITARY TRIBUNAL MACERATA

1 case of theft was tried

in addition

9 cases of collaborating with the enemy during the german occupation

3 cases of petty theft and possession

1 case of murder(by persons unknown) were reported.

In addition there were 16 negative weekly returns.

In some cases only a fine is inflicted; if I remainx

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

Arms and ammunition	13	13	0
Other cases	42	30	12
	287	259	28

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3 cases of petty theft and possession

1 case of murder(by persons unknown) were reported.

In addition there were 16 negative weekly returns.

In some cases only a fine is inflicted; if I remain I intend seeing more deterrent penalties are inflicted.

1520

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

The Pri[illegible] Presidente of the Ancon[illegible]ourt of Appeals alleges t[illegible] day that the Town Major has ruled that railway workers are to have first precedence in assignment of dwellings derequisitioned thus further delaying the return of the Court of Appeal. 31·4 This is untrue)

PROCLAMATIONS, GENERAL ORDERS and PROVINCIAL ORDERS.

a) Provincial Order N° 23 - Fishing
b) Provincial Order N° 24 - Fishing
c) Provincial Order N° 25 - Curfew alteration of hours

A.W.L. FRANKLIN, Major
acting L.O. - Ancona

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

1522

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

MONTHLY REPORT - SUMMARY COURT CASES.

Ref: ANC

1 - 2 - 3 - 4 District, Province of ANCONA.

Period from 25 April - To 30 May 45

Offenses.	Total	N. G.	Cautioned	Fined	1 No or less	2 Mos	3 Mos	4 Mos	5 Mos	6 Mos	7 Mos	8 Mos	9 Mos	10 Mos	11 Mos	12 Mos	Susp.	Fine in add to imprs.	Comme
C w.	69	6		63															
Black-out																			
Permit	14			12	2														
Theft & Possession	149	10		61	55	9	8	2	1	2		1					17	40	
Food Coil. & Bl-Mkt.																			
Possn. Arms & Ammn.	13			4	7		2										2		
Assault.																			
Other Ca .	42	12		23	3	1				3									
TOTAL.	287	28		163	67	10	10	2	1	5		1					19	40	

NUMBER OF DEFENDANTE

1523

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

MONTHLY REPORT - SUMMARY COURT CASES.

Ref: ANC/L/

1 - 2 - 3 - 4 District, Province of ANCONA.

Period from 25 April - To 30 May 45

H	N. G.	Cautioned	Fined	1 No or less	2 Mos	3 Mos	4 Mos	5 Mos	6 Mos	7 Mos	8 Mos	9 Mos	10 Mos	11 Mos	12 Mos	Susp.	Fine in add to impr.	Comments.
	6		63															
			12	2														
	10		61	55	9	8	2	1	2		1					17	40	
			4	7		2										2		
	12		23	3	1				3									
	28		163	67	10	10	2	1	5		1					19	40	

NDANTE

1524