

ACC

10000/142/614  
(VOL. 19)

PETITIONS FOR  
MAY 1946

10000/142/614  
(VOL. 19)

PETITIONS FOR GRACE & JUSTICE, (AMG CASES)  
MAY 1946

Opened : 5 May 46  
Closed : 16 " 46

143

LEGAL

6893

ALLIED FORCE HEADQUARTERS  
G-5 Section  
APO 512

G-5: 932.13

May 1946

SUBJECT: Sentences

TO : Headquarters, Allied Commission,  
APO 394

Enclosed is petition of Giuseppina Tedesco for release of her husband S.M. Giuseppe Sessa convicted by an AMG Court sitting at Florence.

Will you please take such action as may be appropriate.

BY COMMAND OF LIEUTENANT GENERAL MORGAN:

*932 copy  
filed  
1/15/46*

*[Signature]*

A. L. HAMBLEN  
Brigadier General, G.S.C.  
Assistant Chief of Staff, G-5

Encl:  
as above

.141

LEGAL SUB COMMISSION
CLO
DCLO
Chief Counsel
CJO
Italian Section
CL RKS
7 May 46

TRANSLATIONCHRISTIAN-DEMOCRATIC PARTY - EUROPEAN  
COMMITTEE FOR PUBLIC RELIEF

Subject: Pleading for release of Sgt. Major Giuseppe Sessa.  
To : Allied Supreme Command - Caserta -

Herewith attached is an application of one Giuseppina Tedesco, imploring of your Command an act of real Christian charity by expeditiously releasing her husband involved in a robbery and sentenced by the Allied Military Court of Florence.

We take the liberty to add to the applicant's prayers our own intercession inasmuch as the reasons alleged by her are conscientious, just as they came out of an unhappy mother's mouth.

While awaiting a kind answer from you we thank you beforehand for whatever you are going to do on behalf of the unfortunate applicant.

The head of the Committee  
for Public Relief

s/ Antonio Cellotte

142

## DEMOCRAZIA CRISTIANA - EBOLI

GRUPPO FEMMINILE

COMITATO DI ASSISTENZA DEL POPOLO

Prot N 425/A

Risposta a nota N.

L. 26 aprile 1946

del

OGGETTO: Sarg. Magg. Sessa Giuseppe = istanza scarcerazione =

Si rimette compiegata istanza di tal Tedesco Giuseppina, tendente ad ottenere un atto di vera carità cristiana con disporsi per una sollecita scarcerazione del marito implicato in processo di furto e condannato dal Tribunale militare di Firenze.

Lo scrivente Comitato si permette aggiungere alle preghiere della istante una parola di intercessione poiché le ragioni addotte, sono coscientemente giuste e dettate da una povera madre.

In attesa di poter gradire un cortese cenno di riscontro ringrazia per quanto codesto Comando crederà opportuno disporre a pro della povera richiedente.

IL PRESIDENTE

DEL COMITATO DI ASSISTENZA DEL POPOLO

(Antonio Gallotta)

*Gallotta*

Al QUARTIERE GENERALE DELLE

FORZE ARMATE ALLEATE

C A S E R T A

TRANSLATION

To : Allied Forces General Headquarters - Caserta -

I, the undersigned, Giuseppina Tedesco, daughter of the late Pasquale, from Eboli (Salerno) am making an earnest appeal to your Command to implore of you an act of human charity to the end of alleviating my dire conditions.

My husband, Sgt. Major Giuseppe Sasso of the 240th Division - 548th Infantry Regiment - 1st Company - APO 179 was arrested on 11 February 1948 at Florence and on July 30 of the same received by the Italian Territorial Military Court of Florence a two-years-90 days term of military reclusion for participation in a robbery against the Allied Command administration. My husband is presently serving his term at Villa Ambrogiana, in Montelupo Fiorentino (Florence) where he has contracted nephritis.

I am living with a daughter of tender age and with two of my sisters who are dependant on me, as they are orphans as I am, as a consequence of the September 1943 events, when I had my house completely destroyed.

Lacking my husband's support, who was the family's mainstay I find myself in very dire financial conditions and I cannot meet the big expenditures in the supporting of my family.

Therefore I entreat your Command to benevolently revise my husband's case and to arrange his discharge or, at least, a marked curtailment of his term.

I think it advisable to point out to you that my husband, though involved in a crime, has always behaved well as a soldier and participated in the struggle of liberation in Lazio **139** and Toscana. (Tuscany).

I cherish to hope that you will thoroughly examine the case in an attempt to ease the situation of a victim of this bloody war which has crushed men and things in its verticose whirlwind.

I thank you wholeheartedly. With best regards

s/ Giuseppina Tedesco

Corso Umberto 1st, 113 - Eboli - (Salerno)

Al Quartiere Generale delle Forze Armate Alleate

C A S E R T A

Le sottoscritte TROSCIO GIUSEPPINA in Pervolo da 7 Pccoli (Salerno) rivolge viva istanza a questo Comando Per chiedere un atto di carità umana per alleviare la sua misera condizione.

Il marito SAREMASA SYSSA GIUSEPPE della DIC Divisione - 548 Resgimento Mantova - I Compagnia - Posta Militare 179 fu arrestato l'11 febbraio 1945 a Firenze e il 30 luglio dello stesso anno o del Tribunale Militare Territoriale Italiano di Firenze fu condannato ad anni 2 e 60. Fu rinchiuso nel carcere per concorso in furto ed anni 1 dell'amministrazione dal Comando Alligato.

Trovassi ora il marito a scomposta la sede a Villa Ambrogiana in Montebello Fior. Antico (Firenze) e nella carcere è ammalato di nefrite. Le sottoscritte, essendo con una figlia di tenera età e con due sorelle a carico orfane come lei di entrambi i genitori, Per i fatti bellici del settembre 1943 ebbe la casa completamente distrutta ed oggi, senza il concorso finanziario del marito, lei trovassi in molte misere condizioni economiche e non può sopportare alla grossa spesa Per sostentare la famiglia, chiede a questo Comando di riesaminare molto benevolmente la posizione del marito e voler disporre Per la scarcerazione o almeno Per una sensibilissima diminuzione di pena. L'istante crede opportuno ricordare che il marito trovassi implicato nella triste faccenda ma è stato sempre un buon soldato ed ha parte cipica alla lotta di Liberazione e nel Lazio e in Toscana.

Nutra fiducia che nel scavarla bene la situazione si possa addiuvare nell'ascoltare la sua richiesta che come dettato da una



Le note scritte in rosso GIUSEPPINA fu prigioniera dei tedeschi (Salerno) rinvolta, vive, italiana e ceduto Domanda per chi ha un atto.

di carità umana per alleviare la sua misera condizione. Il marito Salvatore, SSN. GIUSEPPINA della 210 Divisione - 546 ha ottenuto l'11 febbraio 1945 a Firenze e il 30 luglio dello stesso anno dal Tribunale Militare Penitenziario Italiano di Firenze fu condannato ad anni 2 e 200 di reclusione militare per concorso in furto ai danni dell'amministrazione del Comando Alligato.

Trovata ora il marito è scomparso da anni a Villa Sabotogiana in un'altissima montagna (Maremma) e nella carcere è rinchiuso di diritto. La scrivente, essendo sola con una figlia di 10 anni e con due sorelle a carico orfane come lei di entrambi i genitori, per i fatti bellici del settembre 1943 e' ora in casa completamente distrutta ed oggi, senza il concorso finanziario del marito, lei trovata in molto misere condizioni economiche e non può sopportare alle grosse spese

per sostenere la famiglia, chiede a codesto Comando di richiederla molto benevolmente la posizione del marito e voler disporre per la scarcerazione o almeno per una sensibilissima diminuzione di pena.

L'istante crede opportuno ricordare che il marito trovata implicato nella triste faccenda ma è stato sempre un buon soldato ed ha partecipato alla lotta di liberazione e nel Lazio e in Toscana.

Nutre fiducia che nel scavarare bene la situazione si possa additare nell'occasione la sua richiesta che sono dettata da una povera donna sola travolta da questa guerra invidiale che nel suo giro vorticoso ha travolto uomini e cose.

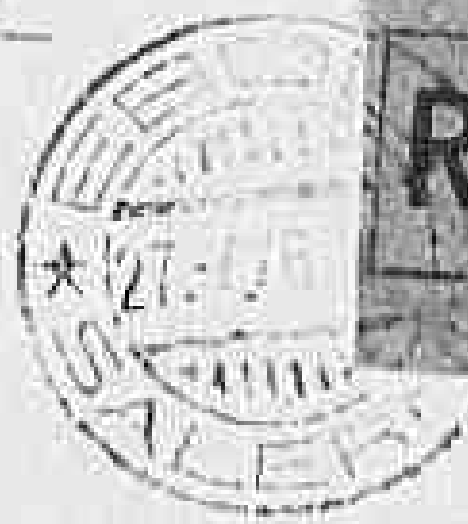
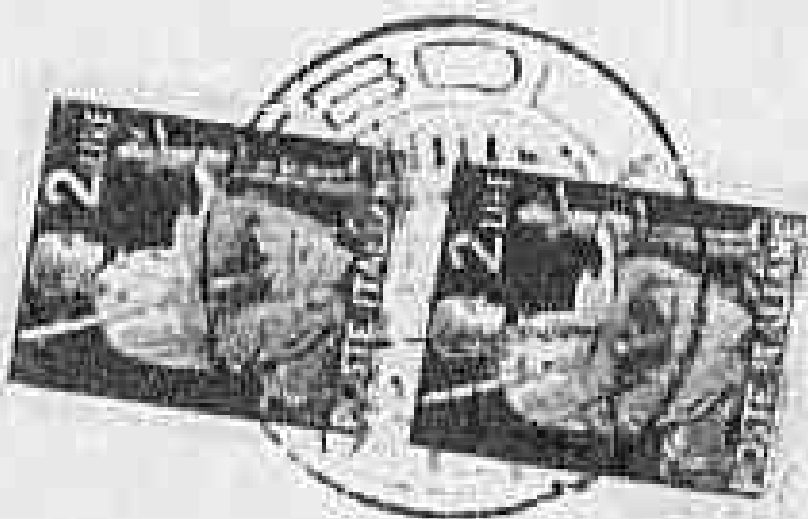
Ringrazia di cuore con molti deferenti ossequi.

*Telesca Giuseppina*

Corso Umberto I°, 112 35011 (Salerno)

# DEMOCRAZIA CRISTIANA - EBOLI

COMITATO DI RESISTENZA DEL POPOLO



Al Comandante Generale delle Forze Armate Alleate

C A S E R T A

137

1042





Ministero  
di Grazia e Giustizia

DIREZIONE GENERALE  
PER GLI ISTITUTI DI PREVENZIONE E DI PENA

UFF. VI

Prot. N. 139725/67227

Oggetto: Detenuto Esposito Pasquale.-

4083/23

Mod. 1145-MG

Roma 10 MAG 1946

Ala Commissione Alleata  
Sottocommissione Legale  
ROMA

Deposita al f. 10/4/1946

Inv. N. 4083/23/L

alleg. 1

Si restituisce l'unita nota, con pre-  
ghiera di voler precisare l'istituto dove  
trovasi ristretto il detenuto in oggetto,  
avendo la Direzione della casa penale di  
Castiadas, comunicato che il medesimo <sup>non</sup> trova-  
si detenuto presso quelle carceri.-

LEG. COUNCIL COMMISSION	
CLOA	
DCLO	
Chief Counsel	
CIO	
Italian Section	

35-42-219

Per il Ministro

136

15  
20 May 46

139057  
COMMISSIONE ALIEMIA - SOTTOCOMMISSIONE LEGALE

AC/4083/23/L.

OGGETTO: ESPOSITO Pasquale

AL MINISTERO DI GRACIA E GIUSTIZIA

1. Il suindicato fu giudicato da un Tribunale del Governo Militare Alleato di Napoli il 30 Gennaio 1945

2. Riportò la seguente condanna:

2 anni e mezzo di reclusione

3. Dopo riesame, la suindicata condanna è stata modificata come segue:

La condanna è ridotta in modo che abbia termine il

21 giugno 1946

4. A meno che non venga trattenuto per altro motivo legittimo, il suindicato verrà scarcerato il

135

21 giugno 1945

5. Si crede che l'imputato sia detenuto a Castiadas

6. Vogliate impartire le necessarie istruzioni per la scarcerazione dell'imputato e darcene conferma.

L.C. Avila, 1045

F.to: Col. J.K. Weber.

139057

1. Il suindicato fu giudicato da un Tribunale del Governo Militare Alleato di Napoli il 30 gennaio 1946

2. Riportò la seguente condanna:  
2 anni e mezzo di reclusione

3. Dopo riesame, la suindicata condanna è stata modificata come segue:  
La condanna è ridotta in modo che abbia termine il 21 giugno 1946

4. A meno che non venga trattenuto per altro motivo legittimo, il suindicato verrà scarcerato il 21 giugno 1946 135

5. Si crede che l'imputato sia detenuto a Castleside

6. Vogliate impartire le necessarie istruzioni per la scarcerazione dell'imputato e darcene conferma.

... L.S. Aprile. 1946

F. to: Col. J.K. Weber.

Ministero della Giustizia  
Ambasciata - Ufficio di Collegamento all'AV  
Posta Triestina

93017

UFFICIO DI STAMPA E DISTRIBUZIONE  
19 APR 1946  
S. 13258

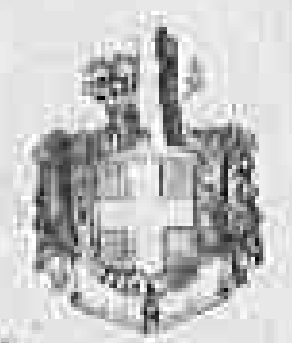
Baruff

W. K. Baruff

4083/23

Mod. 402

Roma 16.5.46 194



Ministero di Grazia e Giustizia  
DIREZIONE GENERALE DEGLI AFFARI PENALI  
DELLE GRAZIE E DEL CASELLARIO

La Commissione Alleata  
Sottocommissione Legale

IV Classe

Roma

Ufficio  
Prot. N° 7482 /46  
Riparto aff. A.  
M

Oggetto: CHECCHIA Vittorio  
istanza per grazia

*Handwritten:* All the with case

*Handwritten:* See case [unclear] FILE ALL. 3

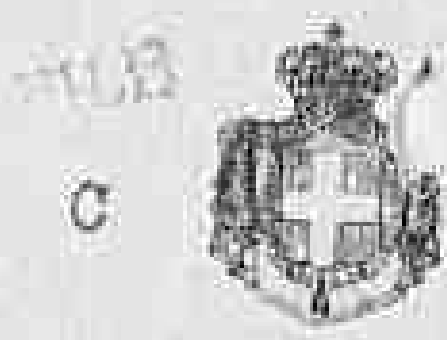
Si trasmette, per competenza, l'unica istanza trattandosi di condanna inflitta da Tribunale Alleato.

- LEGAL SECTION
- CIO
- SOLO
- Chief Counsel
- CJO
- Italian Section
- CLERKS

D'ordine del Ministro  
*Handwritten signature:* Jel [unclear]

131

*Handwritten:* 19/20 May 46



Mod. 402

*487/23*

Roma, 16.5.1946/94

*Ministero di Grazia e Giustizia*  
DIREZIONE GENERALE DEGLI AFFARI PENALI  
DELLE GRAZIE E DEL CASELLARIO

Al  
Alla Commissione All'alt.  
Sottocommissione Legale

Ufficio IV Grazie  
Aut. N° 5869/46  
Regista al f. N°  
*del*

Roma

OGGETTO FICCOLO Salvatore  
Istanza per grazia

*379/46*  
*del caso All'*  
ALL. 3

Con riferimento a nota pari numero, del 10.4. 46, si trasmette, per competenza, l'unita di istanza trattandosi di condanna inflitta da Tribunale Allente.

D'ordine del Ministro  
*Almanzi*

133



*File* *AC/4083/23*

COPY

Roma, 16 maggio 1946

MINISTRO  
DI GRAZIA E GIUSTIZIA

Direzione Generale  
per gli Istituti di Preven-  
zione e di pena

ALLA COMMISSIONE ALLEATA  
Sottocommissione Legale

ROMA

Risp. al f° del 2/4/1946  
AC/4083/23/L

Oggetto: FERRARA Pasqua.

alleg. 2

In riferimento alla nota sopra indicata,  
si trasmette copia della nota n.11747 delle carceri  
giudiziarie di Napoli, in data 4 c.m.

Pel Ministro

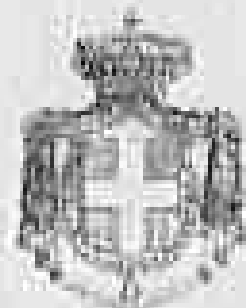
Sgd.

?

*For Reply Per*  
*4083/23 P 23 May 46*

132

*45*



Ministero  
di Grazia e Giustizia

DIREZIONE GENERALE  
PER GLI ISTITUTI DI PREVENZIONE E PENALE

Uff. VI

Prot. N. 139460/94524

Oggetto: Detenuto Caliendo Felice.-

4083/23

Mod. 1345 MG

Roma 1946

1a Commissione Alleata  
Sottocommissione Legale  
ROMA

Resp. del f. del 13/3/1946

Sp. N. 10/4083/23/L

alleg. 1

For reply  
see 4083/23 of 20 May 46

Ge. Cass. Roma

Si restituisce l'unita nota, con  
preghiera di voler precisare l'istituto  
dove il detenuto in oggetto trovasi ri-  
stretto, significando che la Direzione  
delle carceri giudiziarie di Napoli, ha  
comunicato che il medesimo non è detenuto  
in quelle carceri nè risulta di esserci

REG. SUB-COMMISSION	
CIO stato.-	
DCLO	
Chief Counsel	
CIO	
Italian Section	
CL RKS	
20 May 46	

NOTO

Fel. Ministro

131

HEADQUARTERS ALLIED COMMISSION  
APO 594  
LEGAL SUB-COMMISSION

*file*

AG/4003/23/L.

SUBJECT : **TURRIGI Giuseppe fu Mariano.**

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Terrini Inarrese on 14 Dec 45

2. He was sentenced as follows:-

To serve 5 years imprisonment; On review 19 Aug 45 the sentence was amended so that conditional liberty could be granted after the a/m has served 2 years and 6 months imprisonment. (reference our AG/40 of 19 Aug 45).

3. On reconsideration the above sentence has been modified as follows:-

The decision of review of 19 Aug 45 is affirmed: the accused will be released, unless held for other lawful cause, on conditional liberty as provided for in the letter referred to above.

4. Unless held for other lawful cause, the above named person will be released on 1 Jun 46.

5. It is believed that the defendant is confined at Terrini Inarrese

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

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**CORRECTED**

**COPY -**

*John K. Weser*  
JOHN K. WESER,  
Colonel, Infantry,  
Chief Legal Advisor.

16 May

, 1946.

*XI*

HEADQUARTERS ALLIED COMMISSION  
APO 594  
LEGAL SUB-COMMISSION

*File*

AC/1,003/23/L.

SUBJECT : **STOERI Antonio**

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Toscany, Arosso on 13 Sept 44.

2. He was sentenced as follows:-

To serve 5 years imprisonment. Commencing July 44. *(15<sup>th</sup>)*

3. On reconsideration the above sentence has been modified as follows:-

The sentence is modified so as to end on 21 March 1949.

4. Unless held for other lawful cause, the above named person will be released on 21 March 1949.

5. It is believed that the defendant is confined at Arosso

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

*John K. Weber*  
JOHN K. WEBER,  
Colonel, Infantry,  
Chief Legal Advisor.

129

~~16 May~~, 1946.

*XI*

HEADQUARTERS ALLIED COMMISSION  
APO 594  
LEGAL SUB-COMMISSION

*File*

AC/4003/23/L.

SUBJECT : **FRANINI Alberto di Francesco.**

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at TOSCANY, FLORENCE on 5 Jan 45.

2. He was sentenced as follows:-

1st charge - To serve 1 year imprisonment }  
2nd charge - To serve 4 years imprisonment } To be served concurrently.

3. On reconsideration the above sentence has been modified as follows:-

The sentence is modified so as to end on 9 October 1948.

4. Unless held for other lawful cause, the above named person will be released on 9 October 1948.

5. It is believed that the defendant is confined at Portolongone

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

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

128

~~16 May~~, 1946,

*XI*

HEADQUARTERS ALLIED COMMISSION  
APO 594  
LEGAL SUB-COMMISSION

*File*

AC/1003/23/L.

SUBJECT : **SILVASTRIKI Acolao**

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Foscaro, Leghara on 10 Aug 45

2. He was sentenced as follows:-

To serve 5 years imprisonment.

3. On reconsideration the above sentence has been modified as follows:-

The sentence will be reduced to three years from date of arrest.

4. Unless held for other lawful cause, the above named person will be released on 26 June 1946.

5. It is believed that the defendant is confined at Gorgona

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

*John K. Weber*  
JOHN K. WEBER,  
Colonel, Infantry,  
Chief Legal Advisor.

127

*X*  
*(H)*  
16 May, 1946.

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB-COMMISSION

*File*

AC/1083/23/L.

SUBJECT : **SICILANI Pasquale fu Pasquale.**

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Florence Tuscany on 18 March 49

2. He was sentenced as follows:-

1st charge - To serve 3 years imprisonment  
2nd charge - To serve 5 years imprisonment all sentences to run concurrently from 23 March 45.  
3rd charge - To serve 1 month imprisonment

3. On reconsideration the above sentence has been modified as follows:-

The sentence is modified so as to end on 23 December 1947.

4. Unless held for other lawful cause, the above named person will be released on 23 December 1947.

5. It is believed that the defendant is confined at Vulturno

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

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

126

16 May, 1946.

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB-COMMISSION

File

AC/1003/23/L.

SUBJECT : **INTERUNIONE Pietro**

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Rome on 8 Sept 44

2. He was sentenced as follows:-

To serve 3 years imprisonment on each of first 5 charges and 7 years on last charge sentences to run concurrently.

3. On reconsideration the above sentence has been modified as follows:-

The sentence is reduced to five years from date of arrest.

4. Unless held for other lawful cause, the above named person will be released on 7 Aug 49.

5. It is believed that the defendant is confined at Rome

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

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

125

X  
16 May

, 1946.

X  
12



HEADQUARTERS ALLIED COMMISSION  
APO 594  
LEGAL SUB-COMMISSION

*File*

AC/1083/23/L.

SUBJECT : **HARRY TOMLASE**

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Naples on 14 Feb 45

2. He was sentenced as follows:-

To serve 3 years imprisonment on the first 3 of charges 18 months on the 4th charge, sentence to run concurrently.

3. On reconsideration the above sentence has been modified as follows:-

The sentence is reduced so as to end on 24 July 1946.

4. Unless held for other lawful cause, the above named person will be released on 24 July 1946.

5. It is believed that the defendant is confined at Castiada

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

*[Signature]*  
JOHN K. WENGER,  
Colonel, Infantry,  
Chief Legal Advisor.

124

*[Handwritten mark]*  
16 May, 1946.

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB-COMMISSION

*File*

AC/1083/23/L.

SUBJECT : **PIZZETTI Antonio di Federico.**

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Toscany, Florence on 5 Jan 45.

2. He was sentenced as follows:-

1st charge - To serve 6 months imprisonment  
2nd charge - To serve 2 years imprisonment } To be served concurrently.

3. On reconsideration the above sentence has been modified as follows:-

The sentence is modified so as to end on 9 October 1946.

4. Unless held for other lawful cause, the above named person will be released on 9 October 1946.

5. It is believed that the defendant is confined at Portolongone

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

*John K. Weber*  
JOHN K. WEBER,  
Colonel, Infantry,  
Chief Legal Advisor.

123

*X*  
*15*  
16 May, 1946.

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB-COMMISSION

*File*

AC/1003/23/L.

SUBJECT : APTOS Alfonso

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Naples on 14 Feb 45

2. He was sentenced as follows:-

To serve 3 years of imprisonment on the first 3 charges 18 months on the 4th charge, sentences to run concurrently.

3. On reconsideration the above sentence has been modified as follows:-

The sentence is modified so as to end on 24 July 1946.

4. Unless held for other lawful cause, the above named person will be released on 24 July 1946.

5. It is believed that the defendant is confined at Naples

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

16 May

*John K. Weber*  
JOHN K. WEBER,  
Colonel, Infantry,  
Chief Legal Advisor.

122

~~\_\_\_\_\_~~, 1946.

*41*

*File*

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB-COMMISSION

AC/1003/23/1.

SUBJECT : **MARRAGANI Antonio**  
TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Naples on 21 Dec 43

2. He was sentenced as follows: -

**5 years imprisonment**

3. On reconsideration the above sentence has been modified as follows: -

**The sentence is reduced so as to end on  
31 May 1946**

4. Unless held for other lawful cause, the above named person will be released on 31 May 1946.

5. It is believed that the defendant is confined at Masone

121

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

*John F. Weber*  
JOHN F. WEBER,  
Colonel, Infantry,  
Chief Legal Advisor.

*[Handwritten mark]*  
16 May, 1946.

HEADQUARTERS ALLIED COMMISSION  
APC 594  
LEGAL SUB-COMMISSION

File

AC/1083/23/L.

SUBJECT : VITOLO Canfido.

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Naples on 22 Dec 44

2. He was sentenced as follows:-

To serve 6 years imprisonment.

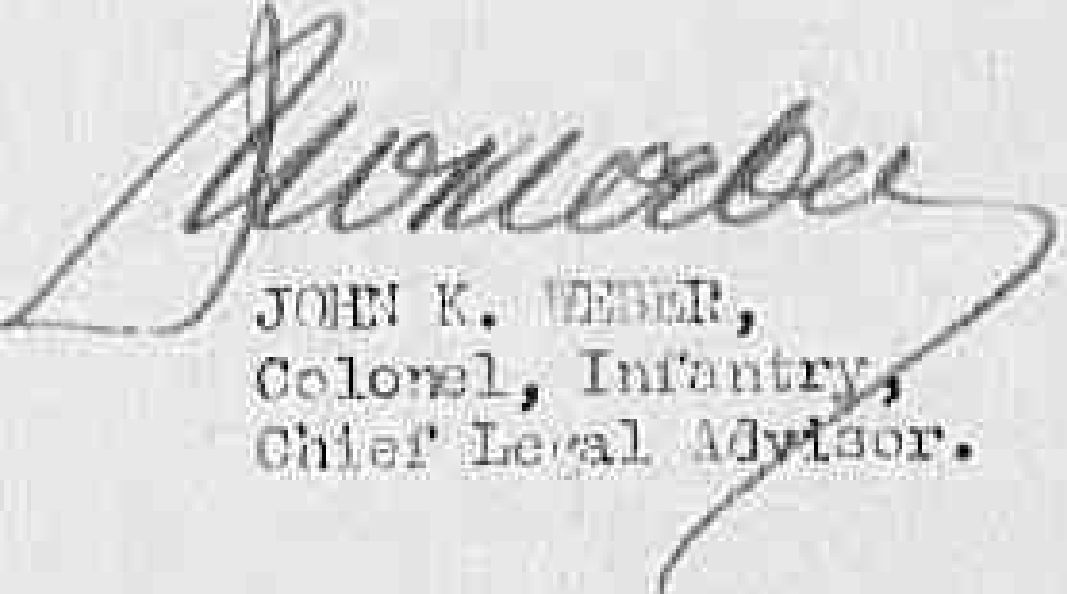
3. On reconsideration the above sentence has been modified as follows:-

The sentence is modified so as to end on 25 August 1950.

4. Unless held for other lawful cause, the above named person will be released on 25 August 1950.

5. It is believed that the defendant is confined at Cantadas

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

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

120

16 May, 1946.

*g. m. v.*



*4083/23*

Mod. 402

Roma, 16.5.46 194

Ministero di Grazia e Giustizia  
DIREZIONE GENERALE DEGLI AFFARI PENALI  
DELLE GRAZIE E DEL CASELLARIO

alla Commissione Alleata  
Sottocommissione Legale

IV Grazie

Roma

Ufficio  
Pret. N° 7220/46  
Rapporto N°  
del

OGGETTO SERAVO Vincenzo  
Domanda di grazia

*Al P. Napoleone con allegato  
vedi caso Alvaro*

All. 5

Si trasmette, per competenza, l'unita istanza trattandosi di condanna inflitta da Tribunale Alleato.

LEGAL SUPPL.

CIO

DELO

D'ordine del Ministro

Chief Counsel

→ CJO

Italian Section

CL RKS

*20 May 46*

*J. L. Carr*

113

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB COMMISSION

*[Handwritten signature]*

AC/4083/23/L

/ns  
16 May 1946.

SUBJECT : Antonio MALANO.

TO : AFHQ (G-5 Section).

Enclosed find please Summary of all documents relative to the above.

For the Chief Commissioner :

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

Incl.

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SUMMARY OF ALL DOCUMENTS

A search was made by the American M.I. in the house of Professor ANTONIO RAIANO at Naples. The reasons of this search are unknown.

Having found nothing illegal, the soldiers who made this search, namely:-

Private First Class ERLVY C. TURLEY, 35652033, and Private CHARLES H. BRYSON, 49107963, both of the 1180th Military Police Company Aviation, sequestered all the jewels and 27.000 lire, which they found in Raiano's house.

After two days, part of these jewels and 16.700 lire (instead of 27.000) have been returned to Mr. Raiano. The latter claimed the damage to the U.S.A. "Claims and Hirings Office" of Naples, estimating it for 170.000 lire. They advised Raiano that the relative documents with their favourable opinion have been forwarded to the A.C. in ROME.

In the meantime, the General Court Martial (Peninsular Base Section APO 728, U.S.Army,) with orders N° 335 of 16th July 1944, sentenced the above named privates as follows:-

TURLEY to hard labor for one year, and BRYSON to hard labor for five years, under charges of having violated the 93rd Article of War, and precisely: TURLEY, for having stolen an Omega wrist watch, valued approximately at 40 Dollars the property of Mr. Raiano, and BRYSON for having stolen a Philipps wrist watch, a golden bracelet and a golden ring with ruby, of total value about Dollars 116.50, the property of Antonio Raiano.

When Mr. Raiano asked A.C. in Rome for restitution of his property he was informed that the soldiers had been punished, and Raiano had no right to lodge any other claims. He was also prohibited from lodging further petitions.

Mr. Raiano then asked the Ministry of Foreign Affairs.



- 2 -

to whom his request could be addressed, and they forwarded it to the Ministry of Grace and Justice.

This letter transmitted the documents to the Legal Sub Commission, Headquarters A.C., in Rome.

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB COMMISSION

AC/4083/23/L

JKW/rs  
16 May 1946.

SUBJECT : TORTURICI Giuseppe fu Mariano.

TO : Minister of Pardon and Justice.

1. See your letter 139269/95117 of  
12 May 1946.

2. The accused was originally sentenced  
to five years imprisonment, the sentence to run from  
date of trial and NOT date of arrest. Thereafter the  
accused was granted grace, and his sentence was reduced  
to two and one-half years, from date of trial and not  
date of arrest.

3. There is no objection to making the  
sentence date from arrest, and an amended order is  
enclosed fixing 1 JUNE 1946 as the date of release.

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

Incl.

115

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB-COMMISSION

/mda.

15 May 1946.

AC/4083/23/L.

SUBJECT : PETRACHI Aldo.

TO : The Minister of Pardon and Justice.

1. Reference is your Uff. VI 138891/67645 of 12 May 1946.
2. It is believed that the above mentioned person is being detained in the Carceri Giudiziarie di Brindisi.

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

HEADQUARTERS ALLIED COMMISSION  
AFO 39A  
LEGAL SUB-COMMISSION

*file*

AC/1985/23/L.

SUBJECT : **LAMBER Carlo**  
TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Bolsano on 8 September 45

2. He was sentenced as follows: -

To serve: for 1st charge 1 year imprisonment  
" 2nd charge 3 years imprisonment  
TO be served concurrently  
On review 18 Dec 45 sentence affirmed

3. On reconsideration the above sentence has been modified as follows: -

The sentence is reduced so as to end on  
1 June 1948

4. Unless held for other lawful cause, the above named person will be released on 1 JUNE 1948.

5. It is believed that the defendant is confined at Trento.

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

113

*John K. Weber*  
JOHN K. WEBER,  
Colonel, Infantry,  
Chief Legal Advisor.

*15*  
15 May, 1946.

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB-COMMISSION

AC/1083/23/L.

SUBJECT : **LUISI ROCCO.**

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Rosary on 13 Feb 46

2. He was sentenced as follows:-

To serve 3 years imprisonment.

3. On reconsideration the above sentence has been modified as follows:-

The sentence will be reduced so as to end 11 June 1947.

4. Unless held for other lawful cause, the above named person will be released on 11 June 1947.

5. It is believed that the defendant is confined at **Castinas**

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

*John K. Werner* 112  
JOHN K. WERNER,  
Colonel, Infantry,  
Chief Legal Advisor.

15 May, 1946.

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB-COMMISSION

AC/1063/23/L.

SUBJECT : MILANI Vesio

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Toscany on 13 Feb 45

2. He was sentenced as follows:-

1st charge - 3 years imprisonment to be served concurrently.  
2nd charge - 2 years imprisonment

3. On reconsideration the above sentence has been modified as follows:-

The sentence will be reduced so as to end on 11 June 1947.

4. Unless held for other lawful cause, the above named person will be released on 11 June 1947

5. It is believed that the defendant is confined at Portolongone

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

*John K. Weser*  
JOHN K. WESER,  
Colonel, Infantry,  
Chief Legal Advisor.

19 May, 1946.

XI

HEADQUARTERS ALLIED COMMISSION  
APO 594  
LEGAL SUB-COMMISSION

*file*

AC/ACB/23/D.

SUBJECT : **BIRDERMANN Giuseppe**

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Bolzano on 8 Sept 45

2. He was sentenced as follows: -

To serve for 1st charge 1 year imprisonment  
" 2nd charge 3 years imprisonment  
The last year suspended on good behaviour  
The sentences to be served concurrently  
On review 18 Dec 45 sentence affirmed

3. On reconsideration the above sentence has been modified as follows: -

The sentence reduced so as to end on  
**1 June 1947**

4. Unless held for other lawful cause, the above named person will be released on 1 June 1947.

5. It is believed that the defendant is confined at Trento

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

110

*John K. Weiser*  
JOHN K. WEISER,  
Colonel, Infantry,  
Chief Legal Advisor.

*AT*  
15 May, 1946.

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB-COMMISSION

*file*

AG/1083/23/1.

SUBJECT : **DI BENEDETTO Marco**

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Toscany on 13 Feb 45

2. He was sentenced as follows:-

**To serve 3 years imprisonment.**

3. On reconsideration the above sentence has been modified as follows:-

**The sentence will be reduced so as to end on 11 June 1947.**

4. Unless held for other lawful cause, the above named person will be released on 11 June 1947

5. It is believed that the defendant is confined at Castiadas

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

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

109

*XI*  
15 May, 1946.



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 HEADQUARTERS ALLIED COMMISSION  
 APC 394  
 LEGAL SUB-COMMISSION

file

AC/1,083/23/L.

SUBJECT : GIOVANI Pietro

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Toscany on 13 Feb 45

2. He was sentenced as follows:-

To serve 2 years imprisonment.

3. On reconsideration the above sentence has been modified as follows:-

The sentence will be reduced so as to end on 11 June 1946.

4. Unless held for other lawful cause, the above named person will be released on 11 June 1946.

5. It is believed that the defendant is confined at Portolongone

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

*John K. Weber*  
 JOHN K. WEBER,  
 Colonel, Infantry,  
 Chief Legal Advisor.

108

15 May, 1946.

XI

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file

HEADQUARTERS ALLIED COMMISSION  
APC 594  
LEGAL SUB-COMMISSION

AC/1083/23/L.

SUBJECT : GIOVANNI Cesare

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Toscany on 13 Feb 45

2. He was sentenced as follows:-

1st charge - To serve 2 years imprisonment }  
2nd charge - To serve 1 year imprisonment } to be served concurrently.

3. On reconsideration the above sentence has been modified as follows:-

The sentence will be reduced so as to end on 11 June 1946.

4. Unless held for other lawful cause, the above named person will be released on 11 June 1946.

5. It is believed that the defendant is confined at Fionbino

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

*John K. Weber* 107  
JOHN K. WEBER,  
Colonel, Infantry,  
Chief Legal Advisor.

15 May, 1946.

00 00  
HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB-COMMISSION  
*File*

AC/4083/23/L.

SUBJECT : **ISABELLO Carlo**

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Toscany on 13 Feb 45

2. He was sentenced as follows:-

**To serve 3 years imprisonment.**

3. On reconsideration the above sentence has been modified as follows:-

**The sentence will be reduced so as to end on 11 June 1947.**

4. Unless held for other lawful cause, the above named person will be released on 11 June 1947.

5. It is believed that the defendant is confined at Castinas

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

*Monroe*  
JOHN K. WERRER,  
Colonel, Infantry,  
Chief Legal Advisor.

100

15 May, 1946.

XI

File 4083/2300 COPY 00

MINISTERO  
DI GRAZIA E GIUSTIZIA  
Direzione Generale per  
gli Istituti di Preven-  
zione e di Pena.

15 Maggio 1946

UFF. VI

Prot. N° 139319/54006

ALTA COMMISSIONE ALLEATA  
Sottocommissione Legale

ROMA

Risposta al F° del 26 aprile 1946  
AC/4083/1/B

OGGETTO: condannato Schettini Luigi.

Con riferimento al foglio sopra indicato, si  
conferma la notizia della morte del nominato in ogget-  
to, avvenuta il 2 febbraio 1945 nell'ospedale degli  
Incurabili di Napoli.

Pel Ministro

Sgd.

105

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB-COMMISSION

*file*

AC/1083/23/L.

SUBJECT : **VAVI Vansino.**

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Toscany on 13 Feb 45.

2. He was sentenced as follows:-

**To serve 2 years imprisonment.**

3. On reconsideration the above sentence has been modified as follows:-

**The sentence of accused will be reduced so as to end on 11 June 1946.**

4. Unless held for other lawful cause, the above named person will be released on 11 June 1946.

5. It is believed that the defendant is confined at Portolongone

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

*John K. Weber*  
JOHN K. WEBER,  
Colonel, Infantry,  
Chief Legal Advisor.

101

15 May, 1946.

Copia

*Fila*

Roma, 15 Maggio 1946

MINISTERO DI GRAZIA E GIUSTIZIA

ALLA COMMISSIONE ALLEATA  
Sottocommissione LegaleROMA

Uff. VI

Prot. N. 137443/62719

Risposta al f. del 15-3-1946  
N. AC/4083/23/L.

OGGETTO : Detenuto di Caro Calogero.

e p.c. alla direzione della colonia agricola di  
(Nuoro) Isili

(Risp. al foglio 11-4-1946 n. 1043)

Si informa che la Direzione della colonia agricola di Isili  
ha riferito quanto segue:"Il Comando della Tenenza dei P.R. CC. di Isili con foglio N. 103/6  
del 5 aprile corrente comunica che il condannato Di Caro Calogero, evaso da  
questa colonia il 27-8-1945, fu arrestato dall'Arma di Sannatino la sera  
del 30/12/1945 ed e' deceduto all'ospedale di Caltanissetta il 7 gennaio  
1946 in seguito a ferita di arma da fuoco."

Pel Ministro

firma illeg.

103

*FS*

*File*

*493*

HEADQUARTERS  
LIVORNO LIAISON OFFICER  
ALLIED COMMISSION

Livorno, Date: 14 May 1946.

Ref : ILC/1940.

Subject : Informal petition.

To : HQ, Allied Commission, APO 784 U.S. Army  
Attn: Chief Legal Advisor, Legal Sub-Commission

*Informal Petition of ...*

Petition by one MBRAL, Damasco, tried by an Allied Military Court in Pisa 16 April 1945, which petition had been received from the Italian Tribunal of Livorno is forwarded to you herewith.

For the Chief Liaison Officer, AC:

*E. O. Feldman*

LTJG ERIC FELDMAN

Exec. Ass't to the Legal Liaison Officer



*Number 940*

LEGAL SUB-COMMISSION

CLO

BCLO

Chief Counsel

CLO

Italian Section

CL RKS

*Jo May 46*

102

*AT*

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB-COMMISSION

AG/1083/23/L.

RE: Roberto.

SUBJECT :

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at \_\_\_\_\_ on \_\_\_\_\_

2. He was sentenced as follows:-

To serve 5 years imprisonment of which 3 suspended. 362,000 lire confiscated and ordered paid to Prov P.O.

3. On reconsideration the above sentence has been modified as follows:-

The sentence is reduced so as to end on 31 May 1946.

4. Unless held for other legal cause, the above named person will be released on \_\_\_\_\_ Leghorn

5. It is believed that the defendant is confined at \_\_\_\_\_

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

*John K. Weber*  
JOHN K. WEBER,  
Colonel, Infantry,  
Chief Legal Advisor.

14 May

\_\_\_\_\_, 1946.

101



HEADQUARTERS ALLIED COMMISSION  
APO 594  
LEGAL SUB-COMMISSION

*file*

AG/1083/23/L.

SUBJECT : SEMONINI Augusto.

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Ca. 11 on 3 May 45

2. He was sentenced as follows:-

To serve 2 years imprisonment from 23 April 1945.

3. On reconsideration the above sentence has been modified as follows:-

The sentence is reduced so as to end on 3 July 1946.

4. Unless held for other lawful cause, the above named person will be released on 3 July 1946

5. It is believed that the defendant is confined at Uchima

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

*John K. Weber*  
JOHN K. WEBER,  
Colonel, Infantry,  
Chief Legal Advisor.

100

11 May, 1946.

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB-COMMISSION

AC/1003/23/L.

SUBJECT : VINCENTI Balilla

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Perano on 3 May 1945

2. He was sentenced as follows:-

To serve 24 months imprisonment from 23 April 1945.

3. On reconsideration the above sentence has been modified as follows:-

The sentence is reduced so as to end on 20 May 1946.

4. Unless held for other lawful cause, the above named person will be released on 20 May 1946

5. It is believed that the defendant is confined at Urbino

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

*John K. Weber*  
JOHN K. WEBER,  
Colonel, Infantry,  
Chief Legal Advisor.

99

~~X~~  
14 May

, 1946.

*HI*

4883/23  
✓

HEADQUARTERS  
NAPLES LIAISON GROUP  
ALLIED COMMISSION  
LEGAL DIVISION  
APO 794

14 May 1946

L-5040

SUBJECT: ZITA Alfredo di Enrico.

TO : Chief Legal Adviser, Headquarters,  
Allied Commission, Legal Sub-Commission,  
APO 794, U.S. Army.

1. The petition on behalf of ZITA Alfredo has been presented with favourable opinion of Director of Judiciary Asylum of Naples.

2. I have been advised that ZITA is detained in "Manicomio Giudiziario", because of ill health.

For the Chief Liaison Officer.

*Rosario A. Gaziano*  
ROSARIO A. GAZIANO  
Captain, Infantry  
Senior Legal Officer

Incls.  
RAG/ms

LEG. SUB-COM. 150	
CLO	
DCLO	
Chief Counsel	
→ CIO	
Italian	
CL. REP.	

16 May 46  
*[Signature]*

AT

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB-COMMISSION

AG/1,003/23/L.

SUBJECT : FORZIO Vincenzo.

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Castellonovo on 20 Feb 45

2. He was sentenced as follows:-

1st charge - To serve one year imprisonment  
2nd charge - To serve 18 months imprisonment and to pay a fine as shown below - Sentences to be served concurrently.

Fine 50,000 lire for 6 months additional.

3. On reconsideration the above sentence has been modified as follows:-

Sentence is reduced to end as of 20 May 1946. The fine, if unpaid, is remitted.

4. Unless held for other lawful cause, the above named person will be released on 20 May 1946.

5. It is believed that the defendant is confined at Reggio

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

*John K. Weber*  
JOHN K. WEBER,  
Colonel, Infantry,  
Chief Legal Advisor.

97

X  
14 May

\_\_\_\_\_, 1946.

XI

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB-COMMISSION

*file*

AC/1003/23/1.

SUBJECT : ~~SI BARTINO~~ Marino.

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied ~~1945~~ Military 1945 Government Court sitting at \_\_\_\_\_ on \_\_\_\_\_

2. He was sentenced as follows:-

To serve  $3\frac{1}{2}$  years imprisonment.

3. On reconsideration the above sentence has been modified as follows:-

The sentence is reduced so as to end 31 May 1946.

4. Unless held for other lawful cause, the above named person will be released on \_\_\_\_\_

5. It is believed that the defendant is confined at Sorogna

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

*John K. Vetter*  
JOHN K. VETTER,  
Colonel, Infantry,  
Chief Legal Advisor.

96

*X*  
14 May

\_\_\_\_\_, 1946.

*XI*

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB-COMMISSION

*file*

AC/1083/23/L.

SUBJECT : **HEUSINGER Federico**

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Bolseno on 8 September 45

2. He was sentenced as follows:-

1st charge 1 year imprisonment  
2nd charge 3 years imprisonment, sentences to be served concurrently  
The last year to be suspended on good behaviour.  
On review sentence was affirmed. (18 Dec 45)

3. On reconsideration the above sentence has been modified as follows:-

The sentence has been reduced so as to end on 1 June 1947

4. Unless held for other lawful cause, the above named person will be released on 1 JUNE 1947

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

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

*John K. Weber*  
JOHN K. WEBER,  
Colonel, Infantry,  
Chief Legal Advisor.

95

14 May, 1946.

*Y*

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB COMMISSION

AC/4083/23/L

JKW/ns  
14 May 1946.

SUBJECT : Case of PETRUCCI Balilla and  
SIMONCINI Augusto.

TO : Minister of Grace and Justice.

1. There is enclosed herewith a letter from Avvocato Ugo WARMAN, which is self explanatory. It will be observed that the letter makes grave charges presumably against the Italian Government and the Allied Forces as well. We pass this letter on to you for such disciplinary action, if any, as you may care to take against the avvocato.

2. The matter of unlawful releases of prisoners was thoroughly investigated by the Italian police authorities and presumably has been dealt with. Under any event, the language used by the avvocato in his letter is of such a nature as to oblige its return without answer.

3. The case to which he refers will receive merited consideration, without prejudice to the two accused by reason of avvocato UGO WARMAN's unimpressive letter.

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

Dott. UGO. WARMAN  
Lawyer-Avvocato  
Via Cesare Rossi n. 5  
F A N O (Pesaro)

5 gennaio 1946.

All'ufficio

HEADQUARTERS ALLIED COMMISSION  
Legal Sub Commission

R O M A

Il giorno 24 ottobre 1945 - a seguito di precedenti accordi verbali, presentai a codesto ufficio in qualità di rappresentante legale dei condannati SIMONCINI Agosto e PETRUCCI Balilla un esposto, chiedendo che ai miei clienti venisse applicato il criterio di giustizia identico a quello di cui fruirono gli altri condannati.

Adducendo prove ed esempi, feci presente che tutte le persone condannate da parte dei Tribunali Militari Alleati nelle zone di Pesaro e di Ancona erano state rimesse in libertà già nel corso dei mesi di luglio ed agosto 1945.- e cioè prima che avessero espiato la pena loro inflitta dai predetti Tribunali Militari eccetto i due condannati SIMONCINI e PETRUCCI i quali per ragioni sconosciute furono dimenticati e tuttora si trovano nelle carceri di Urbino.

Senza rilevare casi di minore entità, sottolineai specialmente il caso dei fratelli RONDINA di Lucrezia di Fano (Pesaro) condannati per reati identici a quello di SIMONCINI e PETRUCCI e di molto maggior gravità subendo una condanna a 3 anni di carcere. Questi due condannati RONDINA furono dimessi fin dal mese di luglio 1945.- dalle carceri di Pesaro e tuttora godono la più piena libertà mentre i due condannati SIMONCINI e PETRUCCI per un reato assai più lieve sono tuttora detenuti nelle carceri di Urbino con grave danno delle loro disgraziate famiglie, povere e costrette a vivere di espedienti.

Nuovamente mi rivolgo a codesto ufficio, nuovamente imploro giustizia per i miei patrocinati chiedendo per loro un trattamento identico a quello usato con rei molto più gravi ma molto più ricchi.

In attesa d'un sollecito procedimento mi professo

Sgd Dr' UGO WARMAN Avvocato



*[Handwritten signature]*

HEADQUARTERS ALLIED COMMISSION  
APO 374  
LEGAL SUB-COMMISSION

NO/AOP 3/23/L.

MF/rm.  
14 May 1946.

OGGETTO : RENTA Carlo.

Con riferimento a Vo/ domando si fa presente che  
su richiesta delle Amministrazioni delle Poste e Telegrafi  
questo ufficio invierà alla medesima una dichiarazione sulla  
vostre posizione giuridica, ogni decisione per il vostro futuro  
restando affidata al vostro Direttore.

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

\_\_\_\_\_  
Sig. RENTA Carlo  
Tiburino III<sup>o</sup> - Lotto 1<sup>o</sup>  
Int. 197 - ROMA -

*[Handwritten mark]*

*file*

HEADQUARTERS ALLIED COMMISSION  
AND 392  
MILITARY SUB-COMMISSION

/sda.

14 May 1946.

AG/10872/23/L.

OGGETTO : FURTO Reclamato.

Illustrre Generale,

veggio in risposta della Sua lettera n. 3646/40 del  
7 maggio 1946.

La richiesta ammessa e' stata adunata al fascicolo  
e sarà tornata nel solito conto non appena il processo verrà ricostituito  
nei prossimi giorni.

Con i miei piu' distinti saluti mi credo, illustre Generale,

rispettamente

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

Gen. Adolfo INVANNI  
Primo Aiutante di Campo Generale  
di S.M. il Re.

*[Handwritten signature]*

HEAD QUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB COMMISSION

AC/4083/23/L

JKW/ns  
14 May 1946.

SUBJECT : SALUTO Giuseppe fu Pietro.

TO : Ministry of Pardon and Justice.

1. See your letter 138775/95759 of 7 May 1946.
2. The date for release of SALUTO, Giuseppe, is 5 MAY 1948.
3. In fixing 5 MAY 1948 as the date of release, credit as time served has been given to SALUTO Giuseppe for good behaviour while in prison.
4. It is desired that the prison records show that the sentence of SALUTO, Giuseppe will end on 5 May 1948.

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

*[Handwritten signature]*

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB COMMISSION

TW/ns

14 May 1946.

AC/4083/23/L

SUBJECT : Annunziata MARZARELLA. *(Antonio Giovanni Marzarella)*

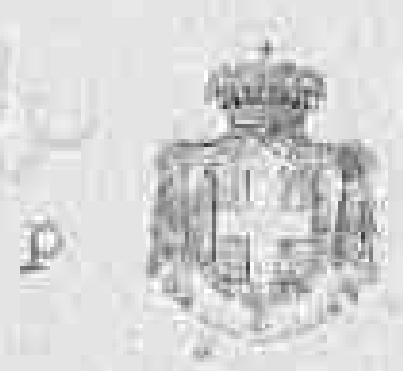
TO : Rt. Rev. Mons. Joseph P. McGeough  
Secretariat of State of His Holiness

1. We have your letter N° 123467/SA of  
7 May 1946.

2. Your letter has been filed with the  
case record of the above mentioned person and will be  
considered by the Board of Review.

H. J. ATKINSON,  
Lt. Colonel, IGD,  
Chief Counsel.

*[Handwritten mark]*



Roma 14 maggio 1946

Ministero di Grazia e Giustizia  
UFF. IV GRAZIE

Mod. 145 MG  
Alla Commissione Alleata  
Sottocommissione Legale  
R O M A

Del. N. 4303/46

Registrazione del  
D. N. 1°

Oggetto: Aurino Clemente - Istanza per grazia.

Allig: 4

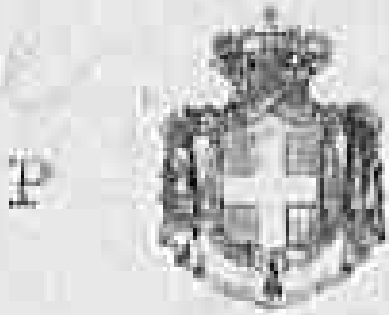
Per competenza si trasmette, con gli alligati l'acclusa domanda per grazia, riferendo ad essa a condanna inflitta da una Corte Alleata.

Una precedente istanza dello Aurino risulta trasmessa a codesta S.C. dal Procuratore del Regno presso il Tribunale di Napoli.

	D'Ordine del Ministro
DCLO	
Chief Counsel	
Italian Section	
CI. RKS	
18 May 46	

*del bene*

Mod. 402



4087/23

Roma 14 maggio 1946

Ministero di Grazia e Giustizia  
DIREZIONE GENERALE DEGLI AFFARI PENALI  
DELLE GRAZIE E DEL CASELLARIO

Alla Commissione Alleata  
Sottocommissione Legale  
H O M A

Ufficio IV Grazie  
Sub. N° 7382/46  
Espresso n° 1°  
dl

OGGETTO Brancelli Ferdinando: istanza per grazia.

Alleg: sei

Si trasmette, per competenza, l'unita istanza trattandosi di condanna inflitta da Tribunale Alleato.

LEG. SUBCOM. D'Ordine del Ministro

CLO

DCLO

Chief Counsel

CIO

Italian Section

CL RKS

*[Handwritten signature]*

20 May 46

87

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB COMMISSION

*file*

AG/4053/23/L

JKW/ns  
14 May 1946.

SUBJECT : PAONE Aldo fu Ferdinando.

TO : Chief Liaison Officer, Naples,  
(Attn: Capt. Gaziano).

1. See your letter L 8108 of 10 May 1946.
2. This office does not furnish to members of the public with abstracts of sentences. For your information the accused was arrested on 20 February 1944; on 3 April 1944, he, with others, was sentenced to ten years imprisonment by the Superior Court N° 1, sitting at Naples, Major G.W. Mac Fadyean. (B) presiding.
3. This case will be before the review board in the near future.

By command of Rear Admiral STONE:

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

*file*

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB-COMMISSION

*/ada.*

AO/4013/23/4.

14 May 1946.

SUBJECT : PROTO, Benissimo.

TO : St. Rev. Mons. Joseph F. McGeough  
Secretariat of State of His Holiness.

1. We have your letter No. 123450/3A of 8 May 1946.
2. Your letter has been filed with the case record of the above mentioned person and will be considered by the Board of Review.

H.J. ATKINSON,  
Lt. Colonel, IGD  
Chief Counsel.

*XI*



LEGAL S/C

7168

4085/23

ALLIED FORCE HEADQUARTERS  
G-5 Section  
APO 512

14 May 1946

(Raians Antonio)

G-5: 313.3

SUBJECT: Forwarding of Correspondence

TO : Headquarters, Allied Commission,  
APO 394

This Headquarters is unable to deal with long documents in Italian. Please submit a translation of these papers.

BY COMMAND OF LEUTENANT GENERAL DEGRAN:

*[Signature]*  
E. J. HANSEN  
Brigadier General, G.S.C.  
Assistant Chief of Staff, G-5

Incl: Ltr fr the Minister of  
Grace and Justice.

LEG	✓
DCLO	
Chief Counsel	
CJO	
Italian Section	
CL RKS	
16 May 46	

81

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB-COMMISSION

/ms.

AC/4083/23/L.

14 May 1946.

SUBJECT : STORRI Antonio.

TO : Rt. Rev. Mons. Joseph F. McGeough  
Secretariat of State of His Holiness.

1. We have your letter No. 12343/3A of 8 May 1946.
2. It has been filed with the case record of the above mentioned person and will be considered by the Review Board.

H. J. ATKINSON,  
Lt. Colonel, IGD,  
Chief Counsel.

Copia

*File*

MINISTERO DI GRAZIA E GIUSTIZIA

Roma, 13 maggio 1946

*for reply  
Lde  
4083/23/8 17 mag 6*

ALLA COMMISSIONE ALLEATA  
Sottocommissione Legale

ROMA

UFF. VI

Prot. N. 138962/5286

Risposta al f. del 14/3/1946  
N. AC/4083/23/L.

OGGETTO : Detenuto Abbate Augusto di Matten.

In riferimento alla nota sopra indicata, si trascrive qui di seguito quanto ha comunicato la direzione della casa penale di Asinara:

"Si accusa ricevuta della nota sopradistinta relativa alla nuova scadenza pena del detenuto in oggetto facendo presente pero' che la scadenza di essa dovrebbe essere fissata per il 18 e non 17 maggio 1947 e cio' perche' in precedenza era fissata per il 18 maggio 1949.

Si attende un cenno di riscontro in merito.

Il Direttore F/to Dott. E. Cadeo."

Pel Ministro

firma illeg.

82

*file 4083/23* 2017

*13 May 46*

MINISTERO DI GRACIA E GIUSTIZIA  
DIREZIONE CARONIA PENALE - ABINARA

ALLA COMMISSIONE ALLEATA  
Sottocommissione Legale

n. 6180 lit 3 fase 1 lett 2601

Oggetto: detenuto LAZZARONE Antonio

Per le necessarie annotazioni in matricola si prega di trasmettere con cortese sollecitudine l'estratto della sentenza del detenuto in oggetto condannato il 29.12.1943 da codesta Corte Militare Alleata ad anni 5 di reclusione per omicidio in persona di un militare delle F.F.A.A.

Sgd.

IL DIRETTORE  
(Dott. E. Gaddeo)

*For reply to All*

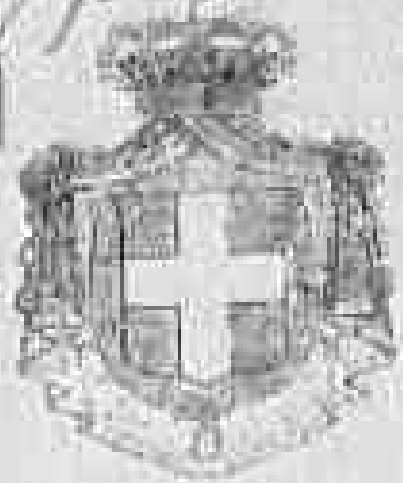
*4083/23 of 23 May 46*

*15*

Mod. 2

*File*

*408/23*



*Ministero di Grazia e Giustizia*

*Subunite di S.C. il Ministro*

*Roma, 13 maggio 1946/9*

*Protocollo 1 VC/4253-1*

OGGETTO *Di Biasi Federico-*

*[Handwritten scribbles]*

*242*

Alla Commissione Alleata  
Sottocommissione Legale

RGRA

*with case record*

Si trasmette per competenza l'unita istanza relativa al nominato in oggetto condannato dal Tribunale Militare Alleato di Roma, il 16/8/1944 a 10 anni di reclusione.

Si allega altresì copia del foglio matricolare del medesimo.

80

L'UFFICIALE DI COLLEGAMENTO

*[Signature]*

LEGAL SUB-COMMISSION
CLO
DCLO
Chief Counsel
CJO
Italian Section
CL RKS
<i>14 May 46</i>



*File*  
*4043/21*

**HEADQUARTERS  
LIVORNO LIAISON OFFICER  
ALLIED COMMISSION**

Livorno, Date: 13 May 1946.

Ref : LLO/1939.  
Subject : Informal petitions.  
To : Hq, Allied Commission, APO 394 U.S. Army  
Attn: Chief Legal Advisor, Legal Sub-Commission.

1. Informal petitions in the cases of BUTI, Pietro and CASTELLANI, Luigi (Livorno Legal Case No. 109/S., Toscana Region No. 11534); CONDOREI, Giuseppe (Livorno Case No. 3510, Region VIII No. 11593); DE MARTELLI, Mario (Livorno No. 103/S., Region VIII No. 11507), and SILVESTRINI ABELLO (Livorno case No. 105/S., Region VIII No. 11559) are forwarded herewith. All petitioners are being held in the Colonia Agricola, Gorgona Island.

2. In the opinion of the undersigned, petitions of Buti Pietro and Castellani Luigi as to reduction of fines, should be taken into consideration (see enclosure 1 to Final Legal Report, dated 26 January 1946, from this office).

For the Chief Liaison Officer, AC:

*H. Eric Phelan*

Lt. ERIC PHELAN

Exec. Ass't to the Legal Liaison Officer

*(8A) in*  
*4043/21*

LEGAL SUB-COMMISSION
CLO
DCLO
Chief Counsel
CJO
Italian Section
CL RKS

*Do May 16*

→

→

*4043/21*

*file* 4083/23  
 Ministero di Grazia e Giustizia  
 Direzione generale per gli Istituti  
 di prevenzione e di pena

Uff. VI

Roma 13 Maggio 1946

Prot. No. 139080/95230

Alla Commissione Alleata  
 Sottocommissione legale

ROMA

Risp. foglio del 29/3/1946 - AC/4083/23/L.

OGGETTO : Detenuto ZITA Alfredo di Enrico.

Si trascrive qui di seguito quanto ha comunicato la  
 Direzione delle Carceri giudiziarie di Napoli, con nota n. 496 del  
 26 Aprile u.s. :

«Dalla nota contraddistinta si rileva che la Commissione  
 Alleata - Sottocommissione legale - pur avendo confermato la condanna  
 inflitta il 23 gennaio 1945 al detenuto in oggetto, di anni 2 di reclusione  
 e lire 15 mila di multa, ne ordina la scarcerazione per il 30 novembre  
 1946. risulta invece, dagli atti di questa matricola che lo ZITA dovrebbe  
 essere escarcerato il 23 dicembre 1946.

Prima di apportare la definitiva variazione alla matricola  
 prego codesta On. Direzione Generale di confermare o meno la nuova  
 scadenza.

Con osservanza.

L'Ispettore Direttore Superiore Medico  
 Alienista - F/to Prof. Giuseppe DE CRECCIO

F/to VOLPE Pel Ministro

78

*file*

*408353*

HEADQUARTERS  
NAPLES LIAISON GROUP  
ALLIED COMMISSION  
LEGAL DIVISION  
APO 794

L-5040

13 May 1946

SUBJECT: Petition for pardon.

TO : Chief Legal Adviser, Headquarters,  
Allied Commission, Legal Sub-Commission,  
APO 794, U.S. Army.

*petition with already reviewed file*

1. The following petition is forwarded to you  
for your consideration:

CAGNAZZI Umberto fu Raffaele

For the Chief Liaison Officer.

*Case with Col. Hoover  
from your office*

*Rosario A. Gagliano*  
ROSARIO A. GAGLIANO  
Captain, Infantry  
Senior Legal Officer

1 Incl.  
RAG/ms

LEGAL SUB-COMMISSION
CLO
DCLO
Chief Counsel
CJO
Italian Section
CL RKS

*14 May 46*

→

*TI*



*Fide*



*83/23*

Mod. 145 MG

Roma 13 MAG 1946

Ministero  
di Grazia e Giustizia

la Commissione Alleata  
Sottocommissione Legale  
ROMA

DIREZIONE GENERALE  
PER GLI ISTITUTI DI PREVENZIONE E DIFESA

UFF. VI

Responsabilità del 26/3/1946

Let. N. 139383/92286

Pr. L. KC. 4083/23/

Oggetto Detenuto Trotta Luigi. - L.

alleg. 1

*with past records*

In riferimento alla nota sopra indi-  
cata, si trasmette copia della nota n. 4166  
della Direzione della casa penale di Ca-  
stidas, in data 24 aprile u.s.-

LEG. SUB. COMMIS.

CLO

Pel Ministro

DCLO

Chief

CLO

→

Italia

C. R.

*14 May 46*

76

*[Handwritten signature]*

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB-COMMISSION

/adh.

13 May 1946.

IC/AD 3/23/1.

SUBJECT : Albertino IZZO.  
TO : Segreteria di Stato di Sua Santita'.

1. See your letter No. 121173/SA of 29 April 1946 addressed to Lt. Colonel ATENKIN.

2. On 23 April 1946, the case of 1220, Albertino IZZO was duly reconsidered by the Board of Review, and the release of this prisoner was authorized. The fine of 20,000 lire, if unpaid, was remitted. The Minister of Grace and Justice was notified, and no doubt the prisoner is at liberty.

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

*[Handwritten mark]*

HEADQUARTERS ALLIED COMMISSION  
APO 394  
L. 2343 SUB-COMMISSION

/s/

13 May 1946.

SC/4021/23/L.

SUBJECT : DR ANGELO Luigi.

TO : Ministry of Pardon and Justice.

1. See your letter 157935/66896 of 3 May 1946.
2. In fixing 30 May 1946 as the date of expiration of the sentence of Dr ANGELO Luigi, credit was allowed for time earned so served for good behavior while in prison. Hence while the sentence is for one year, because of his good behavior, he has earned a credit on his sentence which will entitle him to be released on 30 May 1946. as if his sentence had been fully served.

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

*file*

*408/153*  
✓

HEADQUARTERS  
NAPLES LIAISON GROUP  
ALLIED COMMISSION  
LEGAL DIVISION  
APO 794

L-5040

13 May 1946

SUBJECT: PUNZO Gabriele fu Ciro.

TO : Chief Legal Adviser, Headquarters,  
Allied Commission, Legal Sub-Commission  
APO 794, U.S. Army.

*in under 2 year file*

1. The attached petition filed by Punzo Carmela on behalf of her husband, PUNZO Gabriele, sentenced by a Superior Military Court, Naples, is forwarded to you for your consideration.

For the Chief Liaison Officer.

*Under 2 yrs petition*

*Rosario A. Gaziano*  
ROSARIO A. GAZIANO  
Captain, Infantry  
Senior Legal Officer

1 Incl.  
RAG/ms

LEG	ALLIED COMMISSION
CLO	
DCLO	
Chief Counsel	
→ CLO	
Italian Section	
CL RKS	
<i>14 May 46</i>	

73

HEADQUARTERS ALLIED COMMISSION  
APC 594  
LEGAL SUB-COMMISSION

*file*

AC/LO83/23/L.

SUBJECT : GIBBNEY Secondo

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Forth on 27 March 45

2. He was sentenced as follows:-

To serve 2 years imprisonment  
and to be returned to nearest signal unit

3. On reconsideration the above sentence has been modified as follows:-

The sentence will be reduced so as to end on 20 May 1946.

4. Unless held for other lawful cause, the above named person will be released on 20 May 1946.

5. It is believed that the defendant is confined at Forth

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

*John K. Weber*  
JOHN K. WEBER,  
Colonel, Infantry,  
Chief Legal Advisor.

72

13 May, 1946.



Ministero  
di Grazia e Giustizia

DIREZIONE GENERALE  
PER GLI ISTITUTI DI PREVENZIONE ED IPENA  
UFF. VI

Prot. N. 138983/67555

Oggetto: Detenuto Campo Teodoro.

*2083/92*  
*✓ Roma*

13 MAG 1946

MEMORANDUM

Alta Commissione Allenta  
Sottocommissione Legge  
ROMA

Proposta di del. 29/3/1946  
In. In. 40/4083/23/L

alleg. 3

*del CAPT. RICORDO*

In riferimento alla nota sopra indica-  
ta, si trasmette copia della nota n. 5393  
del 29.4.1946, con gli uniti allegati, dalle  
carceri giudiziarie di Perugia.-

LEGAL SUB-COMMISSIO
CLO
DCLO
Chief Counsel
CJO
Italian Section
CL RKS
<i>14 Mayo</i>

Fel Ministro

*[Handwritten signature]*

Copia

*File*

MINISTERO DI GRAZIA E GIUSTIZIA

Roma, 13 Maggio 1946.

UFF. VI

Prot. N. 139132/76473

*For reply see**4083/23 g 17 May 46*ALLA COMMISSIONE ALLEATA  
Sottocommissioni LegaleROMARisposta al f. del 9/4/1946  
N. AC/4083/23/L.

OGGETTO : Detenuto Girasole Pasquale.

In riferimento alla nota sopra indicata, si trascrive qui di seguito quanto ha comunicato la Direzione della casa penale di Turi con nota n. 1830 del c.m.

"In riferimento al foglio sopradistinto mi prego comunicare di aver preso atto di quanto in esso e' contenuto e cioe' che la condanna del Girasole, a seguito di riesame, e' stata ridotta ad anni tre.-

Faccio presente in proposito, poiche' e' stata fissata la scadenza pena per il 20.6.1947, che dall'ordine di cattura dell'11.1.45 emanato dal Governo Militare Alleato risulta che la pena stessa decorre dal 20 settembre 1944, quindi ora la pena stessa andrebbe a scadere il 20 settembre 1947 per effetto della riduzione ad anni tre.

Prego pertanto darvi un cortese cenno di conferma onde regolarizzare la posizione giuridica del Girasole. Con ossequio.  
Il Direttore F/to Luigi Valenti."

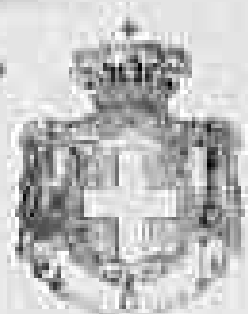
70

Pel Ministro

Firma illeg.

*75*

*file*



*10973/73*

Mod. 154 F.M.G.

Roma 12 MAG 1946

Ministero  
di Grazia e Giustizia

DIREZIONE GENERALE  
PER GLI ISTITUTI DI PREVENZIONE E DI PENA

UFF. VI

Prot. N. 138857/67820

IIa Commissione Alleata  
Sottocommissione Legale  
ROMA

Proposta del 1/4/1946

Dir. Leg. AC/4083/23/L

OGGETTO Detenuto Grillo Giuseppe.

alleg. 3

*per case recepiti*

In riferimento alla nota sopra indi-  
cata, si trasmette con gli uniti allegati,  
copia della nota n.10973 del 25/4/1946  
pervenuta dalla Direzione delle carceri  
giudiziarie di Napoli.-

LEGAL SUB-COMMISSION
CLO
DCLO
Chief Counsel
CJO
Italian Section
C. R. S.

tel ministro

*[Handwritten signature]*


→

*[Handwritten initials]*

*14 Mag 46*

69



*file*  
  
*Ministero  
de Grazia e Giustizia*

DIREZIONE GENERALE  
PER GLI ISTITUTI DI PREVENZIONE E DI PENA  
UFF. VI  
*Aut. N. 139269/95117*

*4082/23*  
Roma *12 MAG 1946*

Mod. 1845 MG  
Alla Commissione Alleata  
Sottocommissione Legale  
ROMA

*Reparto del* 6/3/1946  
*Dir. Leg.* *MG. 4083/23/1*

OGGETTO: Detenuto Torturici Giuseppe fu Mariano.

*with case Record*

In riferimento alla nota sopra indica-  
ta, si trasmette copia della nota della Ire-  
tura di Lipari, dove il detenuto in oggetto  
trovansi ristretto.-

LEG. SUB.COM.	
CLO	
DCLO	Fel. Ministro
Chief Counsel	<i>[Signature]</i>
CJO	
Italian Section	
CL RKS	

*14 May 46*

Copy .

C/4083/23

MINISTERO DI GRAZIA E GIUSTIZIA

Roma, 12 Maggio 1946

ALLA COMMISSIONE ALLEATA  
Sottocommissione LegaleROMA

Ufficio VI

Risposta al f. del 1 febbraio 1946  
Sez....N. AC/4083/1/L.

Prot.N. 138647/92242

OGGETTO : Ex detenuto BONASERA Giuseppe.

e p.c. alla Direzione Generale degli Affari Penali  
(Rif. nota 131.275.543 Uff. 1 del 27-4-46).

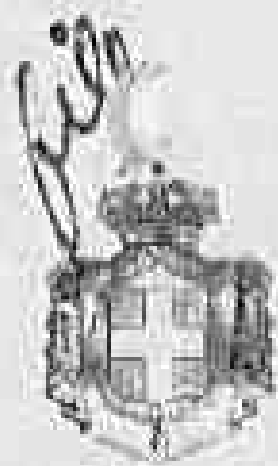
Con riferimento al foglio sopra indicato, si comunica che la direzione della casa penale di Noto, ove trovavasi ristretto il detenuto in oggetto, ha fatto conoscere che la somma di L. 5.000, pagata dal detenuto stesso a saldo multa, fu inviata a codesta Commissione - Sottocommissione per le Finanze, il 28 gennaio scorso.

Pel M I N I S T R O

firma illeg.

67

X/5



*COPY 23*

Mod. B45 MB

Roma, 12 MAG 1946

Ministero  
di Grazia e Giustizia

La Commissione Alleata  
Sottocommissione Legale  
R O M A

DIREZIONE GENERALE  
PER GLI ISTITUTI DI PREVENZIONE E DI PENA

Uff. VI

Deposita al f. del 13/3/1946

Prot. N. 138894/67645

Dir. Leg. AC/4083/23/

Oggetto: Detenuto IETRACHI Aldo.

L.

alleg. 1

*with case record*

Si restituisce copia dell'unita nota con preghiera di voler precisare l'istituto dove trovasi ristretto il detenuto in oggetto, poichè la Direzione delle carceri giudiziarie di Napoli, ha comunicato che il medesimo non è stato mai detenuto in quelle carceri.

LOCAL SUB-COMMISS
CLO
DCLO
Chief Counsel Pel Ministro
CJO
Italian Section
CL RKS

*Don't send to jail*

*13*

*14 May 46*

66

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB-COMMISSION

*file*

AC/1,003/23/L.

SUBJECT : RENFALDINO Antonio

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Boles on 21 Sept 44.

2. He was sentenced as follows:-

To serve 3 years imprisonment.

3. On reconsideration the above sentence has been modified as follows:-

Reduced to 18 months on 15 May 1946.

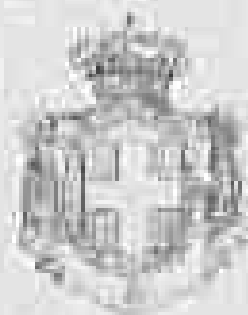
4. Unless held for other lawful cause, the above named person will be released on 15 May 1946.

5. It is believed that the defendant is confined at Castiadas.

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

*John K. Weber*  
JOHN K. WEBER,  
Colonel, Infantry,  
Chief Legal Advisor.

11 May, 1946.



MURAS 19

Roma, 11 maggio 1946

Ministero di Grazia e Giustizia  
UFF. IV GRAZIE

Alla Commissione Alleata  
Sottocommissione Legale  
R C M A

5804/45

Oggetto: TESTA Giovanni: istanza di grazia.

Alleg: 4

Di seguito alle note 15 e 30 ottobre 1945 e 10.4.1946, pari numero, si trasmette, per competenza, l'unita istanza con gli allegati, trattandosi di condanna inflitta da Tribunale Alleato.

LEGAL SUB-COMMISSION  
D'ordine del Ministro

CLO

DCLO

Chief Counsel

CJO

Italian Section

CLERKS

16 maggio

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB-COMMISSION

*file*

AC/1083/23/L.

SUBJECT : COMORI Arabs

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Rome on 2 Sept 44

2. He was sentenced as follows:-

To serve 2 years imprisonment.

3. On reconsideration the above sentence has been modified as follows:-

Reduced so as to end on 30 June 1946.

4. Unless held for other lawful cause, the above named person will be released on 30 June 1946

5. It is believed that the defendant is confined at Soriano nel Cimino

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

*W. W. Weber*  
JOHN K. WEBER,  
Colonel, Infantry,  
Chief Legal Advisor.

63

~~X~~  
11 May, 1946.

~~XI~~

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB COMMISSION

JKW/rs  
11 May 1946.

AC/4083/23/L

SUBJECT : BURALI Agostino.

TO : Ministero dei Trasporti  
Ferrovie dello Stato  
Compartimento di Firenze.

1. See your letter MP/22/501/4 of 26th April 1946.
2. The records reveal that on 1 March 1945 BURALI Agostino was arrested at Arezzo, and charged, with other accused, with unlawful possession of Allied Property, consisting of 73 War Department great coats; 20 tablets of soap; 180 cigarettes; 1 tin milk; and 1 tin corned beef. He was tried by the Summary Court, Arezzo on 9 March 1945, was found guilty and sentenced to 9 months imprisonment and a fine of 10,000 lire to be paid before 1 December 1945. The conviction, fine and sentence were duly affirmed on 4 April 1945.
3. On 9 May 1945, the case was reconsidered, and the conviction affirmed. The sentence was reduced to and on 15 July 1945.

62  
JOHN K. WEBER,  
Colonel, Infantry,  
Chief Legal Advisor.

*4080/23*

HEADQUARTERS  
NAPLES LIAISON GROUP  
ALLIED COMMISSION  
LEGAL DIVISION  
APO 794

L-5040

11 May 1946

SUBJECT: Petition for pardon.

TO : Chief Legal Adviser, Headquarters,  
Allied Commission, Legal Sub-Commission,  
APO 794, U.S. Army.

*See case record*

1. The following petition is forwarded to you for your consideration:

AURINO Clemente di Fasquale.

For the Chief Liaison Officer.

*Rosario A. Gaziano*  
ROSARIO A. GAZIANO  
Captain, Infantry  
Senior Legal Officer

1 Incl.  
RAG/ms

LEG. SUB-COMMISSION	
CLO	
DCLO	
Chief Counsel	
CJO	
Italian Section	
CL RKS	

*HT*

*13 May 46*



HEADQUARTERS ALLIED COMMISSION  
APC 594  
LEGAL SUB-COMMISSION

*file*

AC/1083/23/L.

SUBJECT : BUNWAT 211c

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Yocang, Laos on 4 April 45

2. He was sentenced as follows:-

To serve 2 years imprisonment.

3. On reconsideration the above sentence has been modified as follows:-

The sentence is reduced so as to end on 15 May 1946.  
The fine, if unpaid, is remitted.

4. Unless held for other lawful cause, the above named person will be released on 15 May 1946.

5. It is believed that the defendant is confined at Laos.

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

*John K. Weber*  
JOHN K. WEBER,  
Colonel, Infantry,  
Chief Legal Advisor.

60

*X*  
11 May, 1946.  
*X*

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB-COMMISSION

*file*

AG/4003/23/L.

SUBJECT : IS MARIA Salvatore

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Bayon on 21 Sept 44

2. He was sentenced as follows:-

To serve 3 years 1st charge, 3 years 2nd charge, 15 months 3rd charge and 18 months to run concurrently.

3. On reconsideration the above sentence has been modified as follows:-

Reduced so as to end on 15 May 1946.

4. Unless held for other lawful cause, the above named person will be released on 15 May 1946.

5. It is believed that the defendant is confined at Fourtall

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

*John K. Weber*  
JOHN K. WEBER,  
Colonel, Infantry,  
Chief Legal Adviser.

59

*[Handwritten mark]*  
11 May, 1946.

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB-COMMISSION

AC/1003/23/L.

SUBJECT : IZZO Alberino

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Naples on 3 May 1944

2. He was sentenced as follows:-

To serve 2 years imprisonment and to pay a fine of 20,000 lire

3. On reconsideration the above sentence has been modified as follows:-

The sentence is reduced to end forthwith. The fine, if unpaid, is remitted.

4. Unless held for other lawful cause, the above named person will be released on forthwith

5. It is believed that the defendant is confined at Isili

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

CORRECTED COPY

*John K. Vinger*  
JOHN K. VINGER,  
Colonel, Infantry,  
Chief Legal Advisor.

58

11 May, 1946.

HEADQUARTERS ALLIED COMMISSION  
APC 394  
LEGAL SUB-COMMISSION

*file*

AC/1083/23/1.

SUBJECT : ROBERTO Tadessa Janosa

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Liberia on 28 Aug 45

2. He was sentenced as follows:-

- 1st charge - To serve 3 years imprisonment.
- 2nd charge - To serve 6 months imprisonment.
- 3rd charge - To serve 2 years imprisonment to be served concurrently.

3. On reconsideration the above sentence has been modified as follows:-

The sentence will be reduced so as to end on 12 June 1946.

4. Unless held for other lawful cause, the above named person will be released on 12 June 1946

5. It is believed that the defendant is confined at Ellen

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

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

57

*X*  
11 May

\_\_\_\_\_, 1946.

*file*

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB-COMMISSION

AC/1003/23/L.

SUBJECT : LEONARD GONZALEZ

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Manila on 2 June 44

2. He was sentenced as follows:-

To serve 2 years imprisonment.

3. On reconsideration the above sentence has been modified as follows:-

Re-sentenced to end on 15 May 1946.

4. Unless held for other lawful cause, the above named person will be released on 15 May 1946.

5. It is believed that the defendant is confined at Manila.

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

*John K. Weber*  
JOHN K. WEBER,  
Colonel, Infantry,  
Chief Legal Advisor.

56

X  
11 May, 1946.

*11*

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB COMMISSION

JKW/na  
11 May 1946.

AC/4083/3/L

SUBJECT : IZZO Alberino.

TO : The Minister of Pardon and Justice.

1. On 23 April 1946, in our AC/4083/23/L, we notified the Minister of Grace and Justice that in the case of IZZO, Alberino, detained in the prison at Isili, "Upon the payment of the fine of 20,000 lire, the accused may be released forthwith."

2. We are enclosing a corrected order which authorizes the immediate release of IZZO, Alberino. If the fine is unpaid, it is remitted.

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

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB-COMMISSION

DDI/ada.

10 May 1945.

AD/1003/21/1.

SUBJECT: Revisiting process treated by the  
Court Allied - Case No. 603709.

TO: Il Procuratore del Regno, MILANO.

Reference your letter 530/accusazione of 25 April 1945  
annexed are all available particulars of the accused persons  
sentenced at MILANO on 27 October 1945.

1. MILANI Anna fu Gaetano nata a POGGIOA 23 September 1893  
residing 16 Via Sabotino MILANO, arrested 14 August 1945. Charged  
under Pro. I, Art IV Sec II - Receiving and possession of A.S. property.  
Sentence 3 years.
2. MARINI Vincenzo fu Rocca and Angela nato POGGIOA 11 August 1894  
residing 16 Via Sabotino MILANO. Arrested 14 August 1945. Charge as  
above. Sentence 4 years.
3. MARINI Mario aged 47 residing 42 Via Abramo Lincoln MILANO,  
arrested 7 September 1945. Charge Pro. I, IV, II. Receiving sentence  
6 months.
4. ANTONINO Pietro di Francesco nato POGGIOA, Bari 1912  
Cap. Magg. 2 Corp. 502 In Guardia di Bicocca, arrested about 14 September  
1945. Charge - Conspiracy to violate Pro. I, Art IV, Sec II by stealing.  
Sentence 7 years.
5. LONZI Salvatore di Augusto and di GIANNILLA Giuseppa soldier  
of same Coy. age 22. Arrested about 5 September 1945. Charge as in 4  
above. Sentence 7 years.
6. NEGRI Sebastiano soldier of same Coy. arrested about 22  
September 1945. Charge as in 4 above. Sentence 4 years.
7. DECATI Giovanni residing GIUSEPPE LOMBARDINA, Pavia -aged 21,  
arrested 4 September 1945. Charge as in 4 above. Sentence 7 years.
8. CANO Pietro residing Via Sano 13 MILANO, aged 25, arrested  
28 August 1945. Charge as in 4 above. Sentence 4 years.

9. CONTI Gaetano di Nicola' and di SCHIARZI Graziana residing Via Sana 13 MILANO, arrested 27 August 1945. Charge as in 4 above. Sentence 7 years.

10. GATTI Andrea 2 Coy. 502 No. 1st arrested about 6 September 1945. Charged under Proc I, Art VI, Sec I - Stealing. Sentence 4 years.

11. GATTI Pietro residing Via Sana 13 MILANO, arrested 5 September 1945. Charge as in 10 above. Sentence 5 years.

12. SCOLANO Antonio fu Luigi and di PORTUGALLI Maria residing Via Sana 13, MILANO arrested 5 September 1945. Charge as in 10 above. Sentence 5 years.

13. PINO Mario nato CARPONA fu Felice residing 27 Via Montonero, MILANO, arrested about 7 September 1945. Charge Proc I Art IV Sec II - wrongful possession of A.S. property. Sentence 6 months.

14. GAROFANO Stefano Via Norico 4, MILANO aged 15, arrested 7 September 1945. Charge as in 10 above. Sentence 1 year in reformation.

15. BARRI Nino di Carlo and di Luigia Via Norico 2, MILANO, arrested 5 September 1945. Charge as in 10 above. Sentence 5 years.

JOHN F. WHEE, Jr.  
Colonel, Infantry,  
Chief Legal Advisor.



*[Handwritten scribble]*

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LOCAL SUB-COMMISSION

/ndn.

AC/LOOY/23/1.

10 May 1946.

SUBJECT : PAGE Laborio.

TO : The Minister of Pardon and Justice.

1. See your letter Off. VI Prot. No. 130330/72400 of 4 May 1946.

2. On the basis of time earned for good behaviour on the time already served the sentence of PAGE Laborio will expire on 30 JUNE 1943. Our order of release fixes such date and 30 June 43 should be entered on the prison records as the date when such sentence ends.

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

*[Handwritten scribble]*

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB COMMISSION

AC/4083/23/L

JKW/ns  
10 May 1946.

SUBJECT : SCORSONE Francesco.

TO : Chief Liaison Officer, Allied Commission  
SICILY (Attn: Major John Lund).

1. See your letter AC/S/G II of  
1 May 1946.

2. Attached is a copy of a letter  
which has been sent to the Minister of Grace  
Justice and which is self-explanatory. This letter  
may be shown to the Procuratore del Regno.

3. What is the present status of SCORSONE  
Francesco. An order was issued for his arrest, and  
presumably he was placed in jail. It would seem the  
the order was not executed. Can you give us the real  
facts?

By command of Rear Admiral STONE:

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

Encl.: Copy of letter to  
Minister of Justice.

51

HEADQUARTERS COMMISSION  
APO 5  
LEGAL SUB-CO. SIGN

AC/4003/23/L.

SUBJECT : PAPA Salvatore.

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Castellana on 19 April 1946.

2. He was sentenced as follows:-

To serve 5 years imprisonment.

3. On reconsideration the above sentence has been modified as follows:-

The sentence reduced so as to end on 16 June 1946.

4. Unless held for other lawful cause, the above named person will be released on 16 June 1946.

5. It is believed that the defendant is confined at Castellana.

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

*John K. Weber*  
JOHN K. WEBER,  
Colonel, Infantry,  
Chief Legal Advisor.

50

10 May

, 1946.

X7

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB-COMMISSION

AC/1,063/23/L.

SUBJECT : **DILIBERTO Davido**  
TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at ~~Naples~~ on ~~16 May 1944~~

2. He was sentenced as follows:-

To serve 2 years imprisonment and to pay a fine of 20,000 lire and one additional year in default of payment of fine

3. On reconsideration the above sentence has been modified as follows:-

The sentence is reduced to end on 15 May 1946.  
The fine, if unpaid, is remitted.

4. Unless held for other lawful cause, the above named person will be released on ~~15 May 1946~~

5. It is believed that the defendant is confined at Asinara

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

*John K. Weber*  
JOHN K. WEBER,  
Colonel, Infantry,  
Chief Legal Advisor.

49

~~10 May~~, 1946.

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB-COMMISSION

AG/1,003/23/L.

SUBJECT : MARINO Salvatore.

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Naples on 11 Sept 44.

2. He was sentenced as follows:-

To serve 2 years imprisonment.


3. On reconsideration the above sentence has been modified as follows:-

The sentence is reduced so as to end on 29 May 1946.

4. Unless held for other lawful cause, the above named person will be released on 29 May 1946.

5. It is believed that the defendant is confined at Naples.

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

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

48

10 May

\_\_\_\_\_, 1946.

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB-COMMISSION

AC/1003/23/L.

SUBJECT : LIBERATED AREA.

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Parugia on 25 April 45

2. He was sentenced as follows:-

1st charge - To serve 12 months imprisonment.  
2nd charge - To serve 2 years imprisonment.

3. On reconsideration the above sentence has been modified as follows:-

so  
Reduced/as to and on 15 May 1945.

4. Unless held for other lawful cause, the above named person will be released on 15 May 1946

5. It is believed that the defendant is confined at Amara

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

*John K. Weber*  
JOHN K. WEBER,  
Colonel, Infantry,  
Chief Legal Advisor.

47

10 May, 1946.

*file 4089/23*

HEADQUARTERS  
NAPLES LIAISON GROUP  
ALLIED COMMISSION  
LEGAL DIVISION  
APO 794

L-8108

10 May 1946

SUBJECT: PACONE Aldo fu Ferdinando.

TO : Chief Legal Adviser, Headquarters,  
Allied Commission, Legal Sub-Commission,  
APO 794, U.S. Army.

*with Record*

1. The attached petition filed by Paoone Maria Ciuseppina to obtain the abstract of the sentence issued against her husband PACONE Aldo fu Ferdinando, sentenced by a Superior Military Court, Naples, on 3 April 1944, is forwarded to you for your action.

2. We have no records in the case.

For the Chief Liaison Officer.

*Rosario A. Gaziano*  
ROSARIO A. GAZIANO  
Captain, Infantry  
Senior Legal Officer

1 Incl.  
RAG/ms

G-3 SUB-COMMISSION	
LO	
DCLO	
Chief Counsel	
CJO	
Italian Section	
CL RKS	
<i>13 May 46</i>	

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB-COMMISSION

*file*

AC/1083/23/L.

SUBJECT : MILITARI Biagio.

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Chieti on 6 October 1944

2. He was sentenced as follows:-

To serve 2 years imprisonment from 30 Aug 44.

3. On reconsideration the above sentence has been modified as follows:-

Reduced so as to end on 15 May 1946.

4. Unless held for other lawful cause, the above named person will be released on 15 May 1946.

5. It is believed that the defendant is confined at Sulmona

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

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

43

10 May

\_\_\_\_\_, 1946.

*X*  
*10*



*file*

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB-COMMISSION

/mdn.

AG/AM/23/L.

18 May 1946.

SUBJECT : LAZZARO CASIMIRO.

TO : The Minister of Pardon and Justice.

1. See your letter UFF VI Prot. No. 138284/66744 of 4 May 1946.

2. On the basis of time earned for good behaviour on the time already served, the sentence of LAZZARO CASIMIRO will expire on 9 November 1947. Our order of release fixes such date, and 9 November 1947 should be entered on the prison records as the date when such sentence ends.

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

*+*

*[Handwritten signature]*

HEADQUARTERS ARMED COMMISSIONS  
APO 594  
LOCAL SUB-COMMISSION

MC/4083/23/L.

/mda.

10 May 1946.

SUBJECT : LAZARA GARCIA.

TO : The Minister of Pardon and Justice.

1. See your letter WEF VI Prot. No. 15829/66777 of 4 May 1946.

2. On the basis of time earned for good behaviour on the time already served, the sentence of LAZARA GARCIA will expire on 9 November 1950. Our order of release fixes such date, and 9 November 1950 should be entered on the prison records as the date when such sentence ends.

JOHN R. HANER,  
Colonel, Infantry,  
Chief Legal Advisor.

*[Handwritten mark]*

*[Handwritten signature]*

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB-COMMISSION

JKW/rm.  
9 May 1946.

AC/AG 3/23/L.

SUBJECT : Sequestro di M-Lire.

*[Handwritten signature]*

TO : Provost Marshall, A.F.H.Q.

We are transmitting herewith a letter received from  
Regio Tribunale, Taranto, which is self-explanatory. Will action  
be taken to insure the proper presentation of the evidence against  
the accused? Please communicate direct to the "Il Giudice Istruttore".

For the Chief Commissioner :

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

*[Handwritten mark]*

TRANSLATION actual letter was  
 Subject: Sequestration of AM - lire to AFHQ

The Investigating Judge of Taranto communicates on 9th April 1946 that the Allied M.P. has sequestered on 17th November 1945 at Grottaglie in a motor-car belonging to PANICO LUIGI three hundred seventy eight (378) AM - banknotes of 1000 lire each, because they were recognized as false currency. The Allied M.P. Agents, who sequestered them, belonged to 277th Provost Coy.

The Investigating Judge requests, in the interest of Justice, that the said 378 AM - banknotes of 1000 lire each be forwarded to the "Procuratore del Regno" of Taranto, in order to ascertain their falsity.

There are accused persons, who are imprisoned under a charge, which is based upon the affirmation of having made a forgery. According with the Italian law, the forgery must be proved by experts.

Col Wheeler  
 What action is necessary, if any,  
 in this matter?  
 JW

*1083/10*

HEADQUARTERS ROME AREA MTOUSA  
APO 794 US ARMY

CBM/QG/eb  
9 May 1946

SUBJECT: Request for clemency.

TO : Legal Sub-commission A.C., ROME.  
(Attention Lt. Colonel ATKINSON)

*Request with file already submitted*

1- Enclosed is request for clemency of VANZI VANZINO.

2- Request is forwarded to you for any action you may

deem necessary.

BY ORDER OF COLONEL DASHER:

*C.B. Murphy*  
C. B. MURPHY  
Major AGD  
Adjutant General

LEGAL SUB-COMMISSION
CLO
DCLO
Chief Counsel
CJO
Italian Section
CLERKS
<i>9 May 46</i>

*→*  
*TT*

40

*file*

*4/23/23*

HEADQUARTERS ROMY AREA MTOUSA  
APO 794 US ARMY

CBM/QG/eb  
9 May 1946

SUBJECT: Request for clemency.

TO : Legal Sub-commission A.C., ROMY.  
(Attention Lt. Colonel ATKINSON)

1- Enclosed is request for clemency of MAGNA F. PAOLO.

2- Request is forwarded to you for any action you may  
deem necessary. *Reference is made to your memo*

BY ORDER OF COLONEL DASHER:

*C.B. Murphy*  
C.B. MURPHY  
Major AGD  
Adjutant General

LEGAL SUB-COMMISSION	
CIO	
DCLO	
Chief Counsel	
CIO	
Italian Section	
CLERKS	

*9 May 46*

→

*77*

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB COMMISSION

*[Handwritten scribble]*  
AC/4083/23/L

JKW/nb  
9 May 1946

SUBJECT : SPICUGLIA Salvatore.

TO : Ministry of Pardon and Justice.

1. See your letter 138126/66752 of 3 May 1946.

2. SPICUGLIA, Salvatore was sentenced on 18 February 1944, as stated by AC/4083/23/L.

3. The record indicates that SPICUGLIA, Salvatore was arrested on 20 January 1944.

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

*[Handwritten mark]*

HEADQUARTERS ALLIED COMMISSION  
APO 304  
LEGAL SUB-COMMISSION

*File*

AC/4083/23/L.

TJ/na.  
9 May 1946.

SUBJECT : BORNILLO Giuseppe fu Nicola.  
TO : The Minister of Pardon and Justice.

1. Reference our AC/4083/23/L. of 3 May 1946.
2. In our letter referred to above, we erroneously stated the name of the above mentioned accused to be BORNILLO, Nicola. Please correct it to read BORNILLO, Giuseppe fu Nicola.
3. Enclosed find copy of release order as amended.

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

Incl. : As stated above  
Para. 3.



*[Handwritten scribble]*  
40/4083/23/L.

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB-COMMISSION

JKW/ma.  
9 May 1946.

SUBJECT : Sequestro di AM-lira.

TO : Regio Tribunale  
Ufficio d'istruzione

T-A-R-A-N-T-O

1. See your letter of 9 April 1946.
2. We have forwarded your letter to Allied Force Headquarters for transmission to the proper authority, and have requested that answer be made direct to you.

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

*[Handwritten mark]*

*Copy a copy plane*

Genova 9 Maggio 1946

*file 40533/13*

HEADQUARTERS ALLIED COMMISSION  
LEGAL SOF COMMISSION  
Via Veneto  
R o m e

Mi permetto trasmettere a Codesto On. Comando, la copia dei seguenti documenti :

- 1.- Bail Bond - Case n. 5341 del 15 giugno 1945
- 2.- Receipt Voucher - Case n. 5341 (A - n. 146542) del 15/6/1945.
- 3.- Copia sentenza 7/2/1946 del Pretore di Prato

tutti documenti riferentisi a me personalmente CAMPESE GAETANO di Michelangelo, residente in Genova, Via Alizieri n. 2 C int. 25 e poichè sono stato assolto, chiedo che mi sia restituita la cauzione e suo tempo prestate di L. 40.000.- nonchè la rivoltella sequestratami.

Prego volerli comunicare se debbo di presenze venire a Roma per ritirare il tutto, o se fosse possibile, date le mie condizioni finanziarie, per non incontrare altre ingenti spese, volerli inviare il tutto qui a Genova, al mio indirizzo.

Comunque resto in attesa di comunicazione, che pregherei volerli fare con qualche sollecitudine, avendo estremo bisogno del denaro perchè sono attualmente bisognoso.

Ringrazio in anticipo, e col più deferente ossequio

dev.mo

35

*Campe Gaetano*

n. 3 alletati

CAMPESE GAETANO // Via F. Alizieri 2 C int. 25  
Genova

Genova 9 Maggio 1946

HEADQUARTERS ALLIED COMMISSION  
ITALI SOE COMMISSION  
Via Veneto  
R o m e

Mi permetto trasmettere a Codesto On. Comendo, la copia dei seguenti documenti :

- 1.- Bail Bond - Case n. 5341 del 15 giugno 1945
- 2.- Receipt Voucher - Case n. 5341 (A - n.146542) del 15/6/1945.
- 3.- Copia sentenza 7/2/1946 del Pretore di Prato

tutti documenti riferentesi e me personalmente CAMPESE GAETANO di Michelangelo, residente in Genova, Via Alizieri n. 2 C int.25 e poichè sono stato assolto, chiedo che mi sia restituita la cauzione e suo tempo prestata di L. 40.000,= nonchè la rivoltella sequestratami.

Prego volerli comunicare se debbo di presenza venire a Roma per ritirare il tutto, o se fosse possibile, date le mie condizioni finanziarie, per non incontrare altre ingenti spese, volerli inviare il tutto qui a Genova, al mio indirizzo.

Comunque resto in attesa di comunicazione, che pregherei volerli fare con qualche sollecitudine, avendo estremo bisogno del denaro perchè sono attualmente bisognoso.

Ringrazio in anticipo, e col più deferente ossequio

n. 3 allegati

dev.mo

*Campese Gaetano*

35

CAMPESE GAETANO / Via F. Alizieri 2 C int.25  
Genova

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB-COMMISSION

AP/4083/23/L.

JKW/ra.  
9 May 1946.

SUBJECT : SALVO Stefano di Vincenzo.  
TO : Ministry of Pardon and Justice.

1. See your letter 138373/53298 of 4 May 1946.
2. As time earned for good behavior, the accused was allowed a credit of five months. It follows, therefore, that the date of release is 30 July 1946 and not 30 December 1946. Please inform the Prison Director so that his records will reflect the date of release to be 30 July 1946.

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

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB COMMISSION

AC/4083/23/L

JKW/ns  
9 May 1946.

SUBJECT : PARISI Agatino.

TO : Ministry of Pardon and Justice.

1. See your letter 138084/64791 of  
3 May 1946.

2. While the sentence in the above case  
has been affirmed, in computing the time earned by  
the accused for good behaviour, an allowance was made  
so that the date of termination of the sentence is  
23 June 1953. It is desired that the prison records  
show the date of termination of the sentence to be  
23 June 1953. Will you please advise the prison  
director?

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

*[Handwritten scribble]*

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB-COMMISSION

AG/4083/23/L.

Pa/rm.  
9 May 1946.

SUBJECT : ESPOSITO Carmela.

TO : Ministry of Pardon and Justice.

1. See your letter 138260/49001 dated 4 May 1946.
2. The particulars about the above named prisoner are as follows:-

ESPOSITO Carmela, fu Gennaro and fu GRAMBETTA Cristina, born at Acerra (Naples) on 12 January 1903 - Residing at Acerra, Via Soriano 3.

ESPOSITO was arrested on 22 April 1944 and charged with violation of Procl. No. 2 - Art. 1 - Sect. 5 e.g. illegal possession of Allied property. The trial was held at Frattamaggiore on 11th May 1944; she was sentenced to 2 years imprisonment.

ESPOSITO has four children and one step daughter.

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

*[Handwritten scribble]*

*4073073*

HEADQUARTERS  
NAPLES LIAISON GROUP  
ALLIED COMMISSION  
LEGAL DIVISION  
APO 794

I-5040

9 May 1946

SUBJECT: APICE Alfonso fu Alfonso.

TO : Chief Legal Adviser, Headquarters,  
Allied Commission, Legal Sub-Commission,  
APO 794, U.S. Army.

1. Herewith enclosed for your consideration is  
the petition on behalf of APICE Alfonso with favourable  
opinion by the Director of Poggioreale Prison, Naples.

For the Chief Liaison Officer.

*Roberto A. Gajano*  
ROBARTO A. GAZIANO  
Captain, Infantry,  
Senior Legal Officer

2 Incls.  
RAG/ms

LEG. SUB-COMMISSION	
CLO	
DCLO	
Chief Counsel	
→ CJO	
Italian Section	
CL RKS	
<i>10 May 46</i>	

*F.lli*  
*4083/23*

: AUTORETTA' MIPENTE :	- DATA -					:
:	Giorno :	Mese :	Anno :	Ore :	Minuti :	:
:	:	:	:	:	:	:
:	:	:	:	:	:	:

N. protocollo 14118/68761 - Risposta al N. AC/4083/23/L del 9/5/1946.

OGGETTO : Detenuta ROSITO Carmela fu Gennaro.

In riferimento alla nota sopra indicata, si trascrive qui di seguito copia del telegramma pervenuto dalle carceri giudiziarie di Napoli, con preghiera di voler precisare dove la detenuta in oggetto trovasi ristretta:-

NAS RM Napoli 702 41 24 13.40  
2729 Riferimento telegramma ventidue corrente mese 140658 comunicato che ROSITO Carmela fu Gennaro et fu Grandezza Cristina nata Acerro Mosici gennaio 1903 non est mai stata detenuta queste carceri punto segue restituzione documenti - Direttore PENNILE

Fir.to **FEL MINISTO**  
(illegibile)

*F*



Copia

File 4083/23

AUTORITA' MITTENTE	DATA				
	GIORNO	MESE	ANNO	ORE	MINUTI

N. di protocollo 144812/69761 Risposta al N. AG/4083/23/L del 9/5/1946 Ufficio VI

OGGETTO : Detenuta ESPOSITO Carmela fu Gennaro.

In riferimento alla nota sopra indicata, si comunica che la Direzione delle carceri giudiziarie di Napoli, con nota n. 2766 del 24 maggio u.s. ha fatto conoscere che la detenuta in oggetto non e' stata mai detenuta in quello istituto.

Si prega di voler precisare ove la suddetta detenuta trovasi ristretta per provvedere alla sua scarcerazione.

Fel Ministro

firma illeg.

29

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB COMMISSION

~~AC/4083/23/L~~

JKW/ns  
9 May 1946.

SUBJECT : Antonio RAIANO.

TO : Ministry of Pardon and Justice.

1. See your letter of cc/4239-1 of  
May 6, 1946.

2. We are sending the communication  
to Allied Force Headquarters to be given to the proper  
authority. As you know, the Allied Commission does not deal  
with matters which relate to the discipline of the Army.  
We are asking that reply be made direct to you.

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

Copy

SECRETARIA DI STATO  
DI SUA SANTITA'

Vatican City, May 8, 1946

No. 123450/SA

Dear Sirs:

The Secretariat of State of his Holiness takes the liberty to transmit for the kind consideration of the competent authorities the request of Avv. Salvatore Camera, Via S. Martino della Battaglia 2, Rome, for a review of the case of Beniamino Proto who was sentenced to three years imprisonment for allegedly being implicated in an illegal transaction for the distribution of phosphates.

It is stated in the request that the papers were issued by a certain Candeli who was employed as an interpreter in the Allied Office for the distribution of chemical fertilizers. Despite the fact that Sig. Proto tried to prove that he acted in good faith and the declaration of Candeli both by word of mouth and in writing that the defendant was not aware of the falsity of the papers, the evidence was not presented in court and Beniamino Proto was sentenced to three years in the Carceri di Poggio Reale.

Thanking you for the consideration you may deem to give this request, I am

Sincerely yours

s/ Rt. Rev. Mons. Joseph F. McGeough  
Secretariat of State of His Holiness

27

C O P Y

SECRETARIA DI STATO

DI SUA SANTITA'

N° 123467/SA

Vatican City, May 8, 1946.

Dear Sirs :

The Secretariat of State of His Holiness takes the liberty to transmit for the benevolent consideration of the competent authorities the request of Sig.a Annunziata Mazzarella, S.Giovanni a Teduccio, Via Vigliena 20, Naples, for a commutation of the prison sentence imposed upon her husband Giovanni Mazzarella.

The petitioner states that her husband is being held in the prison on Procida to which he was committed for five years by the Fifth Allied Court of Naples February 3, 1945 for attempted theft of Allied property. She is the mother of two children and is in ill health.

Thanking you for the consideration you may deem to give this request, I am

Sincerely yours

Sgd: Rt.Rev.Mons. Joseph P. McGeough  
Secretariat of State of His Holiness

LEGAL SUB COMMISSION  
AC HQ - Via Veneto  
ROME

26

Attention: Lt.Colonel Atkinson

Copy

SEGRETERIA DI STATO  
DI SUA SANTITA'

Vatican City, May 8, 1946.

No. 123443/SA*file 4083/23*

Dear Sirs:

The Secretariat of State of His Holiness takes the liberty to transmit the enclosed memorandum of Antonio Storri presently held in the Carceri Giudiziarie, Arezzo, requesting pardon of the prison sentence imposed upon by an Allied Tribunal.

His Excellency Emanuele Mignone, Bishop of Arezzo, warmly recommends his plea for liberation for the following reasons:

- 1) he was the support of his 74 year old father who is unable to work;
- 2) his wife recently returned from a sanitarium;
- 3) he is the father of four children, the oldest of whom cannot do hard work, the second is convalescing after an attack of pleurisy, and the other two are 10 and 7 years of age respectively. The one who could assist his family is an only brother, but he is in the Istituto Forlanini suffering from a pulmonary ailment.

With an expression of thankfulness for your kind consideration of this request, I am

Sincerely yours

25

s/ Rt. Rev. Mons. Joseph F. McGeough  
Secretariat of State of His Holiness.*XI*

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB COMMISSION

AC/4083/23/L

JKW/ns  
7 May 1946

SUBJECT : PACE Mario.

TO : Tribunale di Napoli.

1. See your letter No 5429/72 of  
14 April 1946.

2. An examination of the records  
fails to reveal a case wherein PACE Mario di Sal-  
vatore was tried by the Summary Court of Ischia  
in August 1944.

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

The Court of Justice of Naples communicates on 14<sup>th</sup> April 1946 to this S/C, that a person named PACE MARIO di Salvatore and di Laura Anna, born in Ischia in 1923, accused of receiving of Allied goods, has declared that he has been sentenced under the same charge on 17<sup>th</sup> August 1944 by the Summary Allied Court of Ischia.

If this statement is true, the Court requests a copy of the sentence. Pace declared also that he was sentenced to two months imprisonment, and that the penalty was suspended.

The above said Court wishes to be answered in any case.

Col Weber:

I requested the case of this man from Archives. I got it back today marked "No Index Card". Should any answer be made to the letter?

Cpl Mills

*508/23*

TRIBUNALE DI NAPOLI  
8 SEGRETA

Napoli 14/4/1946

no. 5429/72

ALLA COMMISSIONE ALLEATA = SOTTOCOMMISSIONE LEGALE  
VIA Vittorio Veneto ex Palazzo Corporazioni.  
ROMA

Si prega voler dare risposta alla nota pari numero del 12/2/1946 che qui appresso di ritrascrive:

Il nominato PACE Mario di Salvatore e di Lauro Anna, nato ad Ischia il 1923, imputato di ricettazione di beni alleati, afferma di essere già stato giudicato per tale reato in data 17/8/1944 dalla Corte Sommaria Alleata di Ischia.

Qualora tale notizia risultasse rispondente a verità, si prega voler far conoscere gli estremi della Sentenza, assumendo il Pace di essere stato condannato a due mesi di carcere, pena sospesa.

In caso negativo si prega volerne ugualmente fare cenno a quest'Ufficio.

DA RESTITUIRE

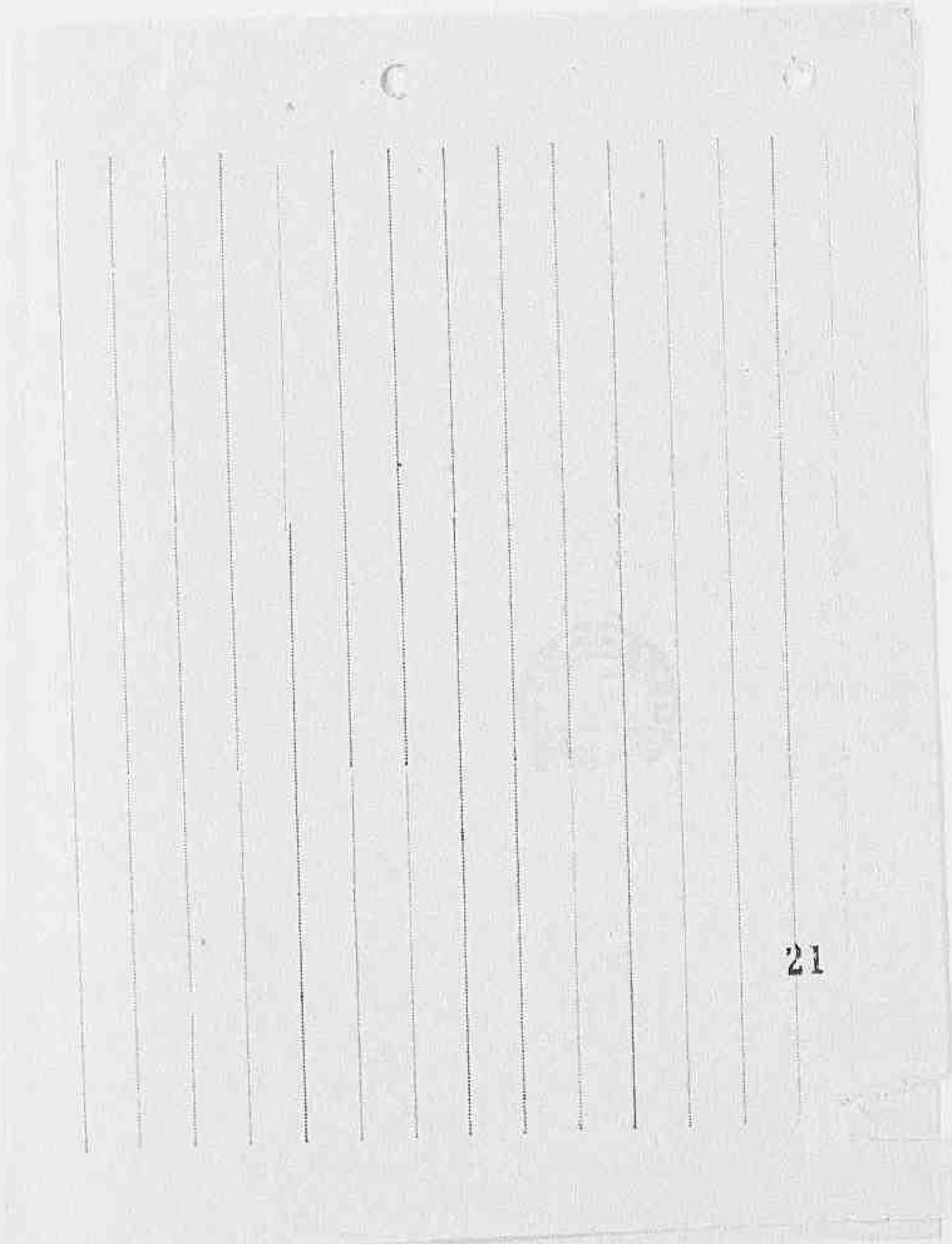
CLO	
DCLO	
Chief Counsel	
CLO	
Ration Section	
CL RKS	
11/4/46	

IL PRESIDENTE

*[Signature]*

22







Idella Commissione Alfesche  
Dott. Commissione Legale  
Via Veneto Palazzo  
Corporazioni

Roma

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB COMMISSION

*file*

AC/4083/23/L

JKW/ns  
7 May 1946.

SUBJECT : Parole of LANGO Giuseppe.

TO : American Italian Development  
Enterprises  
Naples, Italy.

1. See your letter AIDE 206.46 of  
6 April 1946.

2. In paragraph 3 of your letter, you  
state that of the thirteen convicted in this case,  
eight have been released upon American recommendations.  
We are asking that you please furnish us with a list  
of the eight names.

3. The case in question is up before  
the review board for consideration.

For the Chief Commissioner :

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

Copy

*file**6083/80*HEADQUARTERS  
LIVORNO LIAISON OFFICER  
ALLIED COMMISSION

Ref : ILO/1935.

Livorno, Date: 7 May 1946

SUBJECT : Landucci Otello.

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

1. Receipt of decision on review in the case of Landucci, Otello, Toscana Region case No. 10585, is attached hereto.

2. According to letter AC/4083/23/L, dated 15 March 1946, it is understood that the release will be arranged thru Italian channels: therefore this office has not taken, and will not take any action in this respect unless otherwise directed.

For the Chief Liaison Officer, AC:

s/ Lt. ERIC FELDMAN  
Exec. Ass't to the Legal Liaison Officer*X 1*

*file*

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB COMMISSION

JKW/ns  
7 May 1946.

AC/4083/23/L

SUBJECT : BERNARDINI Vittorio.

TO : Ministry of Pardon and Justice.

1. See your letter 137890/64323  
of 3 May 1946.

2. According to our record, the  
date of release of BERNARDINI Vittorio was  
10/12/46 and not 16/12/46.

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

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB COMMISSION

*file*

AC/4083/23/L

JKW/nb  
7 May 1946.

SUBJECT : FUGARDI Francesco.

TO : AFHQ (G-5 Section)

1. There is enclosed a letter from the Minister of Grace and Justice transmitting a request from one FUGARDI, Francesco, undergoing a sentence of fifteen years for being a spy.

2. According to the record of trial the items requested were taken from the accused by Sergeant L.A. COURTNEY, 203430, 278 Field Security Action (B).

3. May this request be forwarded to the appropriate authority for whatever action, if any, it may care to take?

For the Chief Commissioner:

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

*HA*



Ministero  
di Grazia e Giustizia

DIREZIONE GENERALE  
PER GLI ISTITUTI DI PREVENZIONE E PENA

UFF. VI

Aut. N. 138775/96759

OGGETTO Detenuto Saluto Giuseppe Pa Pietro.

Mod. 1345 HG

Scand

La Commissione Allente  
Sottocommissione Legale  
ROMA

Resposta al f. del 25/4/1946

Aut. N. 138775/96759

alleg. 2

In riferimento alle note sopra indica-  
te, si trasmette copia della nota n. 4106 del-  
le carceri giudiziaria di Trapani, in data  
29 aprile 1946.

LEGAL SUBCOMMISSION
CLO
DCLO
Chief Counsel
<del>CLO</del>
Italian Section
CL RKS
15 May 46

Del Ministro

*Amico*

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB COMMISSION

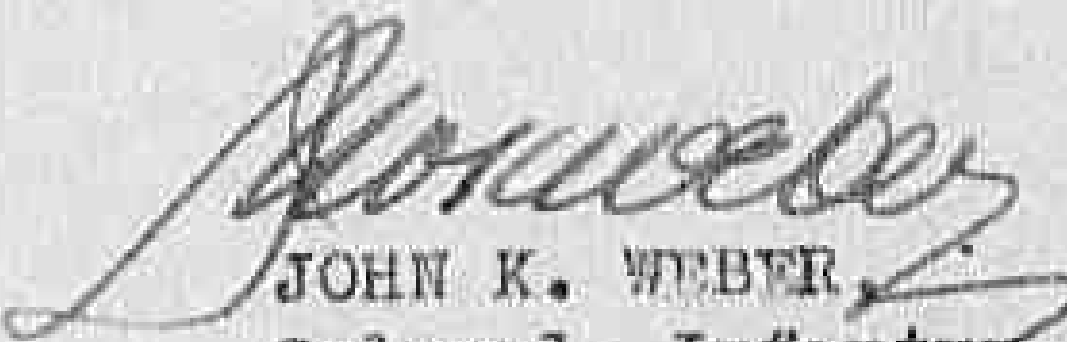
AC/4083/23/L

TW/ns  
7 May 1946.

SUBJECT : ROMANO Giuseppe

TO: : Legione TE RR/RE CC.RR. Napoli  
Compagnia di Napoli Interna.

1. See your letter Prot. N.295/4-13-1945 of 23 April 1946.
2. The above mentioned person was tried by an Allied Military Government Court sitting at Naples on 17 May 1944. He was sentenced to serve 7 years imprisonment (2 of which were suspended).
3. On review 25 June 1944 the sentence was reduced to 5 years imprisonment.
4. On reconsideration 18 May 1946 the sentence was reduced to 3 years and the date of expiration of same is 17 January 1947.

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



6936

*file*

*408/23*

*Legal s/c*

ALLIED FORCE HEADQUARTERS  
G-5 Section  
APO 512

*X P. P. P.*

G-5: 934.14

7 May 1946

SUBJECT: Clemency - Carlo Sannino.

TO : Headquarters, Allied Commission,  
APO 324.

1. The attached letter of Domenico Sannino and attached certificates is forwarded to you for such action as you deem appropriate.

2. Writer has not been informed of this reference.

BY COMMAND OF LIEUTENANT GENERAL MORGAN:

*Put in file with file*

*Charles M. ...*  
*at all day*

*for*  
A. L. HANBLEN  
Brigadier General, G.S.C.  
Assistant Chief of Staff, G-5.

Incl: as above

LEGAL SUB-COMMISSION	
CLO	
DCLO	
Chief Counsel	
CIO	
Italian Section	
CL RKS	

*9 May 46*

→

14

47853

HEADQUARTERS  
NAPLES LIAISON GROUP  
ALLIED COMMISSION  
LEGAL DIVISION  
APO 794

L-8101

7 May 1946

SUBJECT: TERRACCIANO Nicola Case.

TO : Chief Legal Adviser, Headquarters,  
Allied Commission, Legal Sub-Commission,  
APO 794, U.S. Army.

1. Enclosed herewith letter from Tribunale Civile e Penale of Naples, dated 2 May 1946, with attached translation, for your consideration.

2. From index card of this office TERRACCIANO Nicola di Santolo (Case No. 12639), arrested on 27 July 1945, was tried on 28 September 1945 for violation of Proc.2 Art.3 Sect.1, Proc.2 Art.1 Sect.11, and sentenced to 4 years and 6 months imprisonment.

3. As to the alleged accomplices CARPINE Saverio and GRANATA Raffaele, the records in the case are no longer in our possession, having been sent to Archives, Division, HQ., Allied Commission.

For the Chief Liaison Officer.

*Rosario A. Gaziano*  
ROSARIO A. GAZIANO  
Captain, Infantry  
Senior Legal Officer

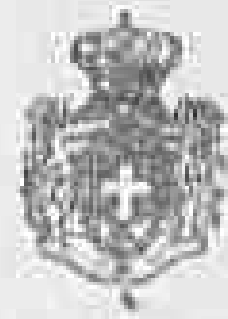
13

1 Incl.  
RAG/ms

CLERKS	
Italian Section	
CLERKS	
Chief Counsel	
CLERKS	
CLERKS	

9 May 46

0046i



TRIBUNALE CIVILE E PENALE

NAPOLI

N.   
 Risposta a nota

*R. 8101 NAPOLI*  
*16 MAR 1946*

N. *Legge*   
 Div.

OGGETTO:

Napoli, li 2 Maggio 1946

*Alla Corte Superiore*  
*Alleata*

*Pregan informare gentilmente questo Ufficio Istruzione (Guid. Terzio) presso il Tribunale di Napoli se tal Terracciano Nicola di Nicola venne condannato da Codesta Corte ad anni otto*

//

0046

di reclusione, per av. il 25.2.  
 1945, quale autista di un camion  
 affetto carico di zucchero,  
 incarico a tale camion  
 non arrivare alla fermata  
 destinataria ma recarsi  
 al detto quantitativo in pro.  
 via Venetiana a una banda  
 di delinquenti civili Valiani  
 in carico di Carpiu Favero.  
 Vorrei gentilmente comunicare le altre per  
 il processo contro il ~~Carpiu Favero~~, già noto  
 fatto il nome di tale  
 Grauso Raffaele  
 di Francesco

Translation

TO: Superior Allied Court.

Will you please inform this Instructory Office (Judge Sergio) at Naples Tribunal whether one TERRACCIANO Nicola was sentenced by an Allied Court to eight years imprisonment for having, on 25 July 1945, as driver of an Allied truck loaded with sugar, assisted, together with CARPINE Saverio, in diverting said truck from its proper destination and unloading its cargo at Somma Vesuviana to a gang of Italian criminals.

Will you please inform as whether in the records of the case against TERRACCIANO Nicola the name of one GRANATA Raffaele di Francesco is mentioned.

File  
4083/23

ALLIED FORCE HEADQUARTERS  
G-5 Section  
APO 312

6 May 1946

G-5: 932.13

SUBJECT: Sentences

TO : Headquarters, Allied Commission,  
APO 374

Enclosed is petition of Giuseppina Tedesco for release  
of her husband S.M. Giuseppe Sessa convicted by an AMG Court sit-  
ting at Florence.

Will you please take such action as may be appropriate.

BY COMMAND OF LIEUTENANT GENERAL MORGAN:

*[Signature]*  
A. L. HANDELSON  
Brigadier General, U.S.C.  
Assistant Chief of Staff, G-5

Encl:  
as above

MB

*File 4083/23*

ALLIED FORCE HEADQUARTERS  
G-5 Section  
APO 512

G-5: 932.13

6 May 1946

SUBJECT: Sentences

TO : Headquarters, Allied Commission,  
APO 394

*with case record  
of  
DAGOSTINO  
Michele*

Enclosed is a petition by Mario De Troia against sen-  
tence by an ABC Court. Forwarded to you for appropriate action.

BY COMMAND OF LIEUTENANT GENERAL MORGAN:

*[Signature]*  
A. L. HAMBLEN  
Brigadier General, G.S.C.  
Assistant Chief of Staff, G-5

Encl:  
as above

*[Handwritten mark]*

HEADQUARTERS ALLIED COMMISSION  
APO 394  
LEGAL SUB-COMMISSION

/mda.

AG/4083/23/L.

6 May 1946.

SUBJECT : CARBUCCI Salvatore,  
TO : Ministry of Pardon and Justice.

1. We have this day received a petition for grace from CARBUCCI Salvatore, dated 26 April 1946, sent by the NAPLES prison.

2. We enclose a copy of the order relating to CARBUCCI Salvatore, sent by us to your office on 10 April 1946. We have not been advised of the action taken by the Prison Director. Will you please ascertain if the order has been received by the prison director? In view of the petition, it would seem that the order has not been received.

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

9



*file* *4083/03*

HEADQUARTERS  
LIVORNO LIAISON OFFICER  
ALLIED COMMISSION

Ref : LLO/1932.

Livorno, 6 May 1946.

Subject: Outstanding Fines.

To : Hq. Allied Commission, APO 394 U.S. Army  
Attn: Chief Legal Advisor, Legal Sub-Commission.

1. Reference is made to letter AC/4083/1/L, dated 13 March 1946, subject as above.
2. Paras. 2, 3, 4, 5, 6, 7, 9, 11, 12, 13, above letter complied with. Prati Uraldo and Sparapani Alfredo paid their fines.
3. As to Taccola Marco (para. 8) and Valori Eugenio (para 10), letters of Italian law enforcing agencies, with translations, are inclosed herewith. Petition from Valori's sister is also attached. May this office be advised as to which steps should be taken in Valori's case.
4. In the case of Conti Nevilio, following our letter LLO/1223 dated 23 April 1946, and in accordance with oral instructions of April 30th, confirmed by letter AC/4083/1/L dated 30 April 1946, the Judiciary Jail of Piombino has been directed to forthwith release Conti Nevilio from further detention. The accused has been notified of the remission of the fine.
5. All remissions set out in letter AC/4083/1/L, dated 13 March 1946 have been entered on our records.

For the Chief Liaison Officer Allied Commission:

8

3 Incls.

*with records*  
875d.

Incl 1: Questura's letter as to Taccola Marco  
Incl 2: CCRR's letter as to Valori Eugenio  
Incl 3: Valori's sister's petition.

*FS*

Lt. ERIC FELDMAN  
Exec. Ass't to the Legal Liaison Office.

Avv. ALESSANDRO ARRIGHI

Via Strozzi N. 4 Telef. 22-232

FIRENZE

42-3/27  
Firenze 6 Maggio 1946

Cap. Dott. Vincenzo D'Alò

Roma

via XX Settembre 44

Carissimo D'Alò,

Dopo un fortunoso viaggio sono arrivato a Firenze domenica sera verso le ore 10. Dopo aver sistemato alcune cose urgenti, sono a pregarti d'interessarti della faccenda cui ti accennai sabato scorso :

difesi verso il novembre del 1944 un partigiano di nome Lossa Riccardo che fu condannato dalla Corte Superiore Alleata di Firenze alla pena di anni 3 di carcere per possesso di arma da fuoco. Come vedè fu una sentenza abbastanza severa che ritengo fu tale perchè gli alleati volevano dare un esempio perchè non si ripetessero abusi del genere da parte di partigiani.

Orbene, io ho presentato alla Commissione Alleata -Sotto-commissione Affari Legali-via Veneto-Roma-, una domanda di grazia o di diminuzione di pena . Non so quale sia l'ufficiale che sovrintende a tale ufficio ma ritengo che ti sarà facile saperlo; ti sarei molto grato quindi se tu potessi, a mezzo delle tue conoscenze alleate, caldeggiare la felice soluzione della pratica onde il Lossa possa essere restituito al più presto alla propria famiglia.

Se poi fai notare a chi dovrà decidere che nell'Italia del nord posteriormente alla condanna del Lossa gli alleati hanno concesso una larga amnistia per reati del genere, sembrerebbe logico che anche il Lossa dovesse beneficiare del vantaggio concesso.

Ad ogni modo ti sarei grato se tu sollecitassi la pratica e se tu potessi farmi sapere qualche cosa in proposito.

Spero che presto avrai occasione di venire a Firenze e che quindi io potrò nuovamente rivederti. 7

Resto in attesa di tue notizie e ti abbraccio fraternamente.

Arrighi

FI

*498-123*

HEADQUARTERS  
LIVORNO LIAISON OFFICER  
ALLIED COMMISSION

Livorno, Date: 5 May 1946.

*File*

Ref : LLO/1930-  
Subject : Informal petition. (Livorno Case No. 102/3., Region VIII 11270)  
To : Hq, Allied Commission, APO 394 U.S. Army  
Attn: Chief Legal Advisor, Legal Sub-Commission.

Forwarded.

For the Chief Liaison Officer AC:

*This is an unauth  
copy sent to me*

*H. Eric Feldman*  
Lt. ERIC FELDMAN  
Exec. Asst to the Legal Liaison Officer

LEGAL SUB-COMMISSION
CLO
DCLO
Chief Counsel
→ CJ

*9 May 46*

P



*4082/3*

Mod. 545 119

Roma 6 MAGGIO 1946

Ministero di Grazia e Giustizia

Via Commissione Alleata  
Sottocommissione Legale  
ROMA

UFF. IV GRAZIE

Prot. N. II 755/45

Registrazione del

In

Oggetto: BOMPANI Ernes: istanza di grazia.

*This is an under eyes sentence*

Alleg: tre

Facendo seguito alla Ministeriale pari numero del 19.1.1946, si trasmette per unione alla precedente l'acclusa nuova istanza di grazia del ricorrente in oggetto.

LEG. SUB-COMMISSION D'Ordine del Ministro

CLO

DCLO

Chief Counsel

→ CJO

Italian Section

CLERKS

*[Handwritten signature]*

*10 May 46*

5



## R. QUESTURA DI MODENA

Div. Ag. N. 500

il 8 Marzo 1946 1946

Risposta a nota N. \_\_\_\_\_

Al Sig. BOMPANI Ermes \_\_\_\_\_

del \_\_\_\_\_ 194

PARMA

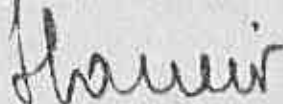
Oggetto: \_\_\_\_\_

Si dichiara che il Sig. BOMPANI Ermes di Cesare dal 23 Aprile 1945, giorno della liberazione della città di Modena, al giorno 16 Giugno u.s. ha prestato servizio presso la R. Questura di Modena in qualità di Agente di P.S. Ausiliario.

La presente attestazione è stata rilasciata dietro richiesta dell'interessato per allegarla alla sua domanda di grazia .

IL COMANDANTE DEL REPARTO AGENTI DI P.S.

( Cap. G. Slaviero )



COPIA



## R. QUESTURA DI MODENA

Div. 48 N. 500

li 22 Giugno 1945 1946

Risposta a nota N. \_\_\_\_\_

Al \_\_\_\_\_

del \_\_\_\_\_ 194 \_\_\_\_\_

Oggetto: Agente BOMPANI Ermes .

Si dichiara che l'agente BOMPANI Ermes, assunto in forza provvisoriamente alle dipendenze di questo Ufficio, era stato munito di permesso provvisorio, in attesa della regolare tessera bilingue del Comando Alleato.

In attesa di poter definire la sua posizione, il Bompani in data 10 giugno u.s., come tanti altri agenti, veniva collocato a disposizione, con l'obbligo di presentarsi periodicamente a questo Ufficio per ricevere ordini.

Data questa sua posizione, il BOMPANI non era presente all'adunata del 16 giugno, ordinata dal Comando Alleato, per cui ignorava l'ordine di disarmo e le altre istruzioni in seguito impartite. Egli è rimasto egualmente assente nei giorni seguenti.

IL QUESTORE  
 IT° Bertazzoli

F.C.C.  
 all'Originale

IL COMANDANTE

*[Handwritten signature]*



ALLA R. CORTE D'APPELLO di

BOLOGNA

Eccezionale Signor Presidente,

il sottoscritto EUGENIO EMME di Cesare, di anni 28, attualmente detenuto nelle Carceri di Parma, in esecuzione di condanna -- della Corte Superiore Militare di Modena, pronunciata il 26 giugno 1945 -- alla pena di anni uno e mesi sei di reclusione per detenzione illegittima di armi, chiede all'Ecce. Vostra di voler negare a detto sentenza il riconoscimento, in conformità agli Art. 572 e seguenti C.P.P. in relazione all'Art. 12 C.F.

Il sottoscritto in presente quanto segue:

Il 16 giugno 1945 il sottoscritto veniva arrestato dalle Polizia Militare Alleata perché trovato in possesso nelle campagne di una carabina americana e di una pistola "Baretta".

All'accusa di furto delle armi stesse, il sottoscritto dimostrava di averle avute in consegna legittima dall'Intendenza Partigiana del C.V.I. di Modena, quando, prima della liberazione, combatteva sulle montagne Modenesi contro l'oppressore Nazi-fascista.

Rimase allora soltanto l'accusa di porto abusivo di armi. Il sottoscritto dimostrò di essere agente ausiliario della polizia di Modena e quindi di essere stato autorizzato a rimanere armato anche dopo il disarmo dei Partigiani. Dato che la Polizia in quel tempo era ancora in fase di organizzazione il sottoscritto non era ancora fornito della autorizzazione Alleata di porto d'armi; ma suppliva a quella con una dichiarazione firmata dal vice questore.

Tuttavia, siccome il giorno precedente all'arresto, 15 giugno, il Co-

...della questura di Modena

Accell.mo Signor Presidente,

il sottoscritto ROMANE EMER di Cesare, di anni 24, attualmente detenuto nelle Carceri di Parma, in esecuzione di condanna della Corte superiore militare di Modena, pronunciata il 26 giugno 1945 - alla pena di anni uno e mesi sei di reclusione per detenzione illegittima di armi, chiede all'Acc.Vostre di voler rendere a detta sentenza il riconoscimento, in conformità agli Art.672 e seguenti C.P.P. in relazione all'Art.12 C.P.

Il sottoscritto fa presente quanto segue:

Il 16 giugno 1945 il sottoscritto veniva arrestato dalla Polizia Militare Alleata perché trovato in possesso nella campagna di una carabina americana e di una pistola "Beretta".

All'accusa di furto delle armi stesse, il sottoscritto dimostrò di averle avute in consegna legittima dall'Intendenza Partigiana del C.V.L. di Modena, quando, prima della liberazione, combatteva sulle montagne lodovesi contro l'oppressore Nazi-fascista.

Rimase allora soltanto l'accusa di porto abusivo di armi, il sottoscritto dimostrò di essere agente ausiliario della Polizia di Modena e quindi di essere stato autorizzato e rimanere armato anche dopo il disarmo dei Partigiani. Dato che la Polizia in quel tempo era ancora in fase di organizzazione il sottoscritto non era ancora fornito dello autorizzazione Alleata di porto d'armi: ma suppliva a quella con una dichiarazione firmata dal vice Questore.

Tuttavia, siccome il giorno precedente all'arresto, 15 giugno, il comando Alleato aveva ordinato il disarmo degli Agenti della Questura di Modena, lasciando armati solo quelli che erano di suo gradimento, la Corte Alleata ritenne che il sottoscritto, se non aveva contravvenuto all'ordine di disarmo delle Forze Partigiane, tuttavia aveva contravvenuto all'ordine di disarmo de-



Gli Agenti della Questura, avvenuto il giorno 15.

Il sottoscritto di fronte a queste specificazioni dell'accusa, dimostro che non era stato presente all'adunata in cui quest'ordine improvvisamente veniva emanato, e di non essere andato in Questura nelle poche ore che intercorsero tra tale ordine e il suo arresto e quindi di essere stato completamente allo oscuro di ogni nuova disposizione. Tale circostanza veniva esplicitamente affermata con una dichiarazione del Questore di Modena, prodotta in Giudizio. Tuttavia la Corte Alleata non ritenne sufficienti le prove sulla buona fede e condannò il sottoscritto a mesi 18 di reclusione senza alcun beneficio di legge.

L'esponente osa rivolgersi all'Uff. Vostra, perché fatto arditamente dall'aver compiuto il proprio dovere di italiano durante l'occupazione tedesca con tutte le sue forze. Dai documenti del C.V.L. e dell'A.N.F.I. che egli lega, risulta risulta che egli è stato partigiano combattente dal 15 Giugno 1944 fino alla Liberazione; due volte è stato ferito; una volta arrestato e condannato a morte e riuscito a fuggire durante un'azione di bombardamento aereo; ha sempre militato in questo periodo nelle brigate partigiane della pianura e della montagna. Subito dopo la Liberazione è entrato nella polizia ed era sul punto di passare effettivo, quando è stato arrestato.

Per queste benemerite che, sempre modeste hanno portato più volte l'esponente di fronte a pericoli mortali, gli hanno fatto versare il suo sangue, tutto per il bene dell'Italia il sottoscritto chiede che venga creata la sua affermazione di essere stato in buona fede.

Le dichiarazioni che il sottoscritto allega valgono a dimostrare la sua qualità di Agente Ausiliario della M. Questura di Modena, reso competente in servizio e pertanto sottoposto all'obbligo giuridico e morale di tutelare l'imperio della legge anche con le armi, se necessario.

ore che intercorsero tra tale ordine e il suo arresto quindi di essere stato completamente slio oscuro di ogni nuova disposizione. Tale circostanza veniva eslicitamente affermata con una dichiarazione del questore di Modena, prodotta in giudizio. Tuttavia la Corte Allento non ritiene sufficienti le prove sulla buona fede e condannò il sottoscritto a mesi 18 di reclusione senza alcun beneficio di legge.

L'esponeute ose rivolgersi all'Ecc. Vostra, perché fatto ardito dall'aver compiute il proprio dovere di italiano durante l'occupazione tedesca con tutte le sue forze. Dal documento del C.V.L. e dell'A.S.P.I. che allega, risulta risulta che egli è stato partigiano combattente dal 15 Giugno 1944 fino alla liberazione; due volte è stato ferito; una volta arrestato e condannato a morte e riuscito a fuggire durante un'azione di bombardamento aereo; ha sempre militato in questo periodo nelle brigate Partigiane della pianura e della montagna. Subito dopo la liberazione è entrato nella polizia ed era sul punto di passare effettivo, quando è stato arrestato.

Per questa benemerente che, seppure modeste hanno portato più volte l'esponeute di fronte a pericoli mortali, gli hanno fatto versare il suo sangue, tutto per il bene dell'Italia il sottoscritto chiede che venga ereditata le sua affermazione di essere stato in buona fede.

Le dichiarazioni che il sottoscritto allega valgono a dimostrare la sua qualità di Agente Ausiliario della M. Questura di Modena, regolarmente in servizio e pertanto sottoposto all'obbligo giuridico e morale di tutelare l'imperio della legge anche con le armi, se necessario.

Di questo il Tribunale Militare Allesto non ha tenuto conto e pertanto, per l'art. 674 del C.P.P., a detta sentenza non può essere dato riconoscimento.

Chiedo quindi che l'Ecc. Vostra voglia in ogni miglior modo dare

disposizioni e finche venga ordinata la mia scarcerazione, immediato o  
quanto meno mi venga concessa la liberta provvisoria ai sensi degli arti-  
coli 278 - 279 del C.P.P..

con osservanza.

*Bonifazi Ganes*

*Fermo, li 13 efferato 1940*

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