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10000/142/618
(VOL. 22)

PETITIONS FOR
APR. 1944 - AUG.

10000/142/618
(VOL. 22)

PETITIONS FOR GRACE & CLEMENCY, (AMG COURT CASES)
APR. 1944 - AUG. 1946

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AG/4083/23/L.

SUBJECT : MOSCHINO Cosimo di Alessio
TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Naples on 8 December 1944

2. He was sentenced as follows:-

To serve 2 years and six months imprisonment

On review 5 January 1945 the sentence was affirmed

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

The sentence is reduced to two(2) years from
date of arrest (29 September 1944)

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4. Unless held for other lawful cause, the above named person will be released on 28 September 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. Weber
JOHN K. WEBER,
Colonel, Infantry,
Chief Legal Advisor.

10 August, 1946.

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/4003/23/L.

SUBJECT : FIORI Antonio

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Lombardia on 20 September 1945

2. He was sentenced as follows:-

To serve 3 years imprisonment

On review 9 November 1945 the sentence was affirmed

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

The sentence is reduced to two years imprisonment from date of arrest (14 September 1945)

4. Unless held for other lawful cause, the above named person will be released on 13 September 1947.

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

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.

10 August, 1946.

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

FILE

AG/4083/23/L.

SUBJECT : ROVATI Bruno di Pasquale
TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Lombardia on 22 June 1945
2. He was sentenced as follows:-
2 years imprisonment
On review 8 August 1945 the sentence was affirmed

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

The sentence is reduced so as to end on 12 May 1947

148

4. Unless held for other lawful cause, the above named person will be released on 12 May 1947.
5. It is believed that the defendant is confined at Pavia
6. Please issue the necessary instructions for the release of the defendant. Please confirm.


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

10 August, 1946.

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/4083/23/1.

SUBJECT : ALBERTINELLI Nicola
TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Chieti on 5 July 1944

2. He was sentenced as follows:-

To serve 3 years imprisonment
On review 28 August 1944 the sentence was affirmed

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

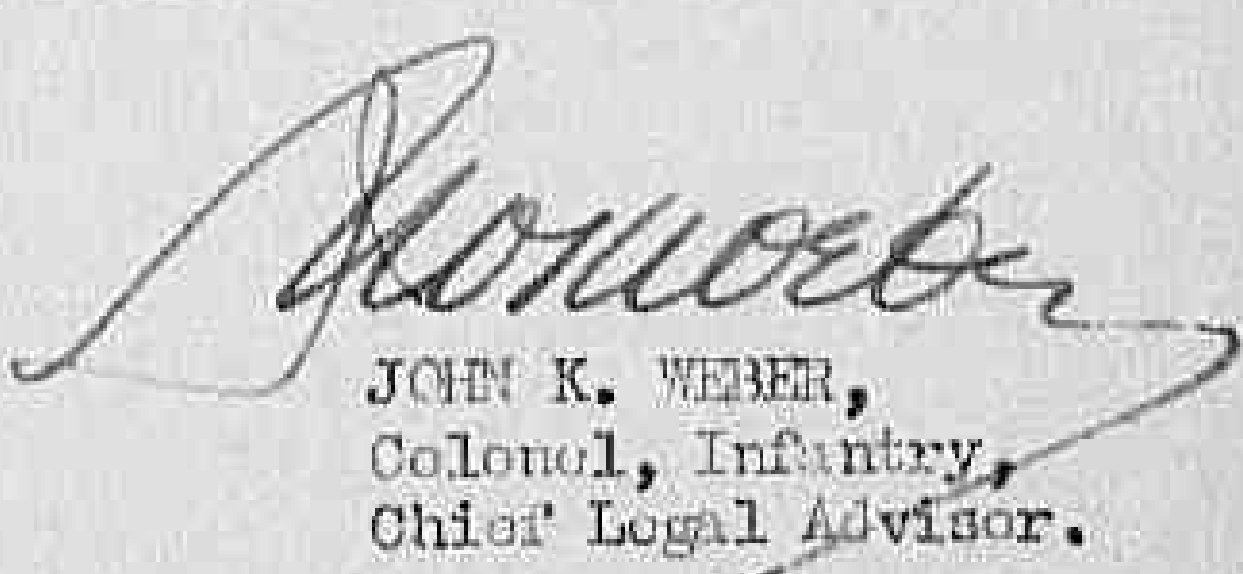
The sentence is reduced to two and one-half years from date of arrest (30 May 1944)

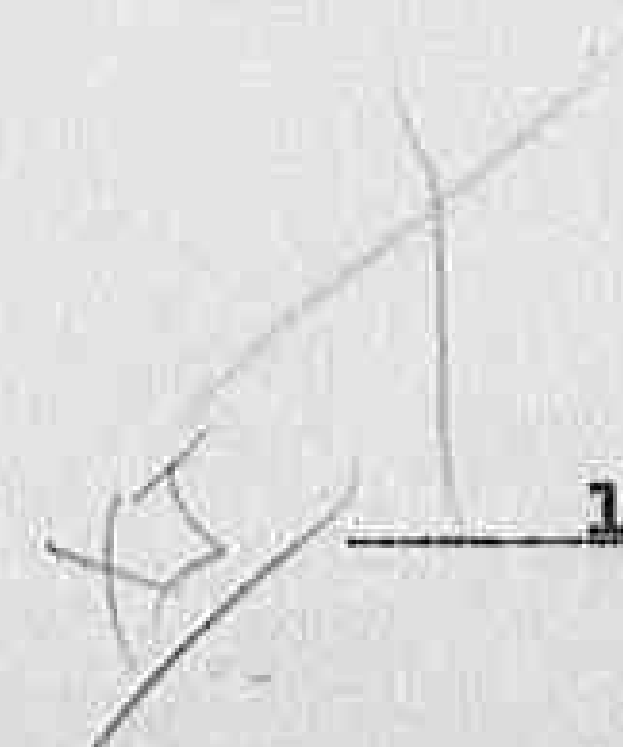
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4. Unless held for other lawful cause, the above named person will be released on 29 November 1946.

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

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


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


10 August, 1946.

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/4083/23/L.

SUBJECT : RUBINO Giuseppe di Salvatore
TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Ancona on 23 March 45.

2. He was sentenced as follows:-

To serve 4 years imprisonment

On review 15 Apr 45 the sentence was affirmed

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

The sentence is reduced so as to end on 23 January 1947.

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

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

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

Monweller
JOHN K. WEBSTER,
Colonel, Infantry,
Chief Legal Advisor.

10 August, 1946.

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/1003/23/L.

SUBJECT : **TRIFIRO Giustino**
TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Florence on 28 October 1944

2. He was sentenced as follows:-

To serve 4 years imprisonment and to pay 40.000 lire fine or 10 months additional imprisonment

On review 4 December 1944 the sentence was affirmed.

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

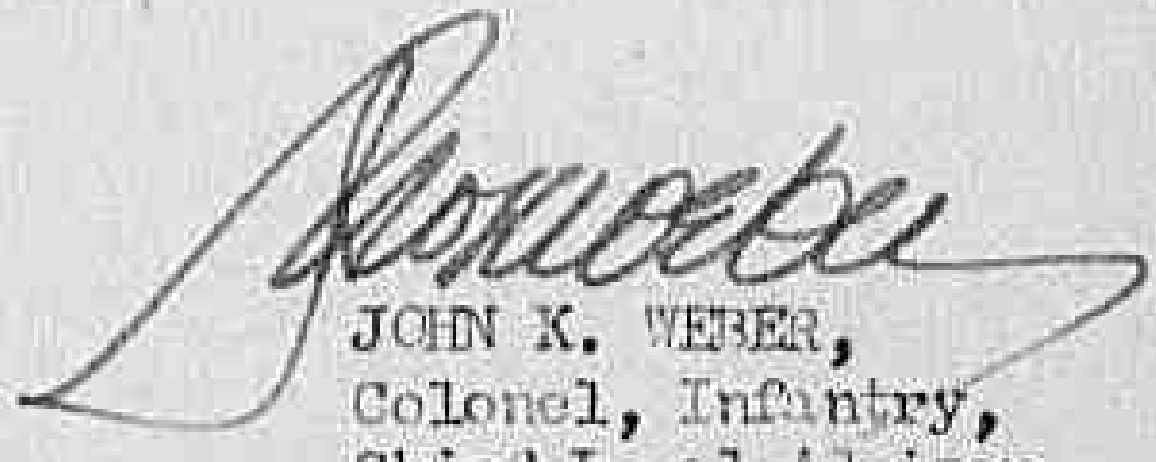
The sentence is reduced to two years from date of arrest (24 October 1944)

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4. Unless held for other lawful cause, the above named person will be released on 23 October 1946.

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

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


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

10 August 1946.

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/4085/25/L.

SUBJECT : MORRA Gennaro

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Naples on 8 December 1944

2. He was sentenced as follows:-

To serve 2 years and six months imprisonment

On review 5 January 1945 the sentence was affirmed.

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

The sentence is reduced to two years from date of arrest (6 October 1944.)

4. Unless held for other lawful cause, the above named person will be released on 5 October 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. Weber
JOHN K. WEBER,
Colonel, Infantry,
Chief Legal Advisor.

10 August, 1946.

FILE

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HEADQUARTERS
ALLIED MILITARY GOVERNMENT
13 CORPS

LEGAL DIVISION

FILE REF: 13C/AMG/LD/ 133/23/15

SUBJECT:

Date August 10, 1946
AMG/13

Venezia Giulia General Court Case No. 2. (Boris Spassovitch et al)

TO: CHIEF COMMISSIONER - Allied Commission - Rome.
(For Colonel J.M. WEBER, Chief Legal Adviser).

- 1.- Attached herewith please find enclosed copy of the General Court Case No. 2 Record for your signature.
- 2.- The testimony 19 July to 27 July was recorded in Italian and translated into English.
- 3.- It is suggested that the present translation of your summary of evidence and the sentence, be substituted by the original, which I believe you had intended to leave for the record but inadvertently took with you. Further I believe you took the exhibits with you. If so may they be attached to the file?
- 4.- Upon completion of your study of the record, may it please be signed by you and returned for filing in this H.Q..

By Order of Colonel BOWMAN:

Charles M. Ruffeck 141
CHARLES M. RUFFECK,
Lt. Colonel, Infantry
CHIEF LEGAL OFFICER.

Incl. 1 File.

LEGAL DIVISION	
CHIEF LEGAL OFFICER	
DEPUTY CHIEF LEGAL OFFICER	
CHIEF CLERK	
STAFF OFFICER	
ITALIAN SECTION	
AMG/13	

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB COMMISSION

AG/4083/23/L

JFW/ns
10 August 1946

SUBJECT : BELTRAME, Pompeo et al.

TO : HQ AMG 13 Corps (Att: Chief Legal Officer)

1. The record of trial of the above mentioned defendants and the appeals submitted by them have been reviewed, and the convictions and judgements have been affirmed.

2. While the appeals complain against the deterrent nature of the sentences imposed, such sentences will not be disturbed at this time.

The records are returned herewith.

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

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LEGAL %c.
134HEADQUARTERS
ALLIED MILITARY GOVERNMENT
13 CORPS

LEGAL DIVISION

TELEPHONE No. 29701 Ex: 72.

Date, 3 August 1945.

FILE REF. : 13C/AMG/ID/184/2213

SUBJECT : Cases of BELTRAME Pompeo Superior 295 Trieste
COLANTINI Oscar " 295a "
BRUSSA ROMA " 295b "

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

Above mentioned accused having been sentenced to imprisonment of over two years, the following documents are forwarded herewith for you to review :

BELTRAME	Pompeo	Record and Formal Appeal
COLANTINI	Oscar	" " " "
BRUSSA	Roma	" " " "

Judge's notes of evidence and exhibits are also enclosed.

For the Senior Civil Affairs Officer.

MEMBERS REVIEW BOARD	
LEGAL SEC.	
STAFF OFFICER	
CHIEF COUNSEL	
CHIEF LEGAL ADVISOR	
CHIEF	

Charles H. Lawrence 142

CHARLES H. LAWRENCE
LT. COLONEL
CHIEF LEGAL OFFICER,
COMMISSION

CHIEF LEGAL ADVISOR	☒
CHIEF LEGAL ADVISOR	☒
CHIEF COUNSEL	
STAFF OFFICER	
LEGAL SEC.	
MEMBERS REVIEW BOARD	

Encl.: n/m Documents.

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/4003/23/L.

SUBJECT : **VIGILANTE 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 8 December 1944

2. He was sentenced as follows:-

To serve 2 years and six months imprisonment
On review 5 January 1945 the sentence was affirmed

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

The sentence is reduced to two years from date of arrest (6 October 1944)

4. Unless held for other lawful cause, the above named person will be released on 5 October 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.

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

10 August, 1946.

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/4083/23/1.

SUBJECT : **VARLEONE Raffaele di Giuseppe**
TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Castellammare on 9 August 1945

2. He was sentenced as follows:-

To serve 2 years imprisonment

On review 26 October 1945 the sentence was affirmed

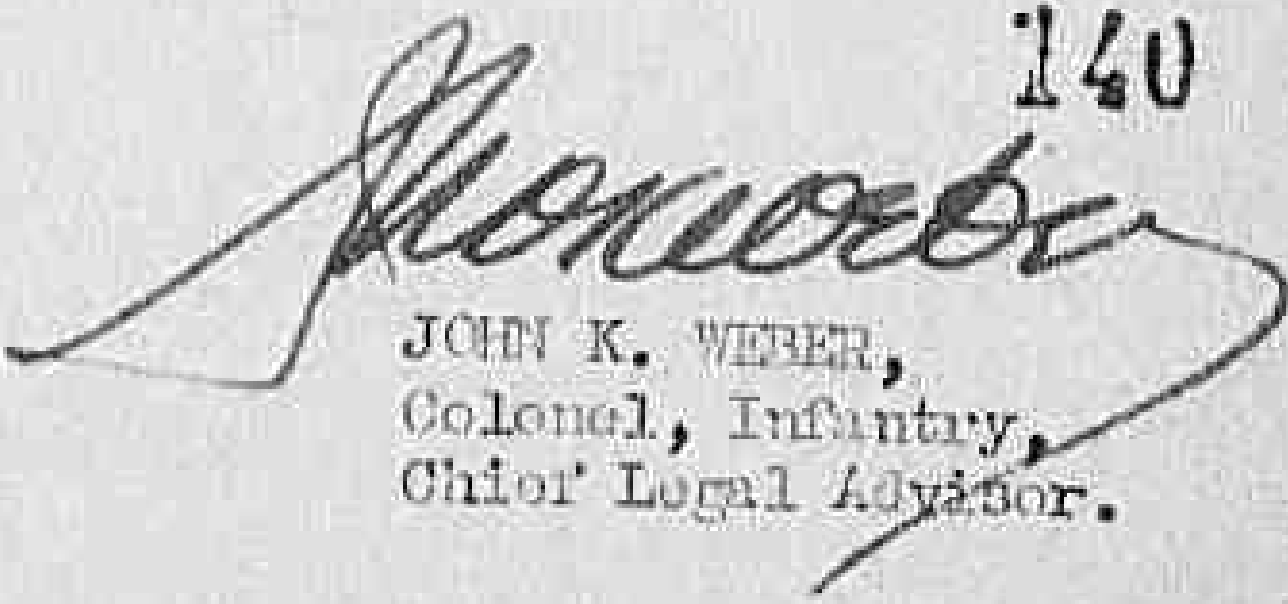
3. On reconsideration the above sentence has been modified as follows:-

The sentence is reduced to eighteen (18) months from date of arrest (18 July 1945)

4. Unless held for other lawful cause, the above named person will be released on 17 January 1947.

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.

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

10 August, 1946.

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/4083/23/L.

SUBJECT : BRUNO Francesco fu Michele
TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Foggia on 12 May 1944

2. He was sentenced as follows:-

To serve 5 years imprisonment

On review 29 May 1944 the sentence was affirmed

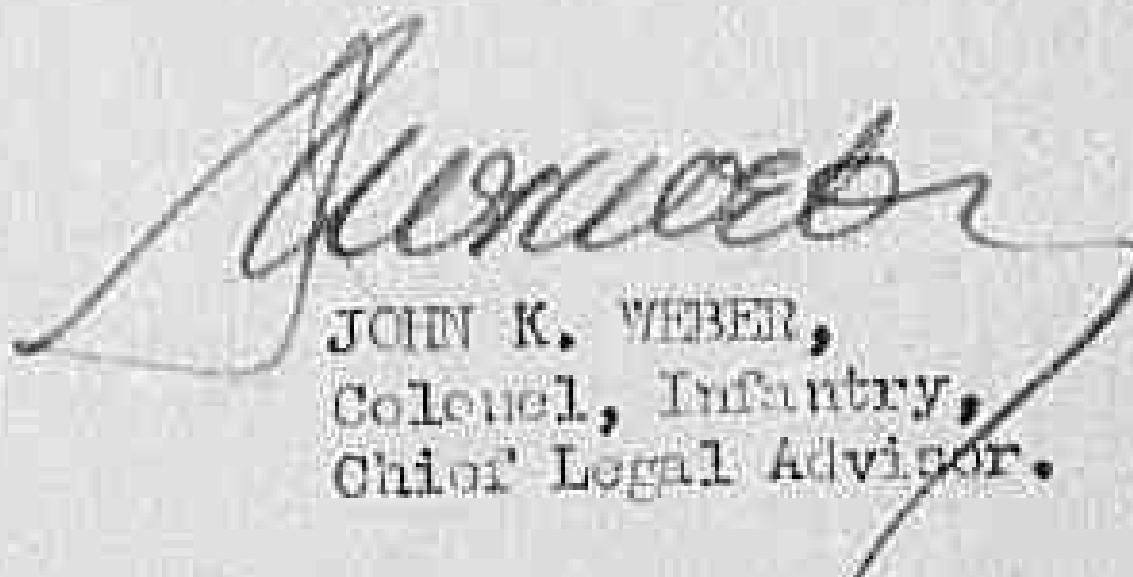
3. On reconsideration the above sentence has been modified as follows:-

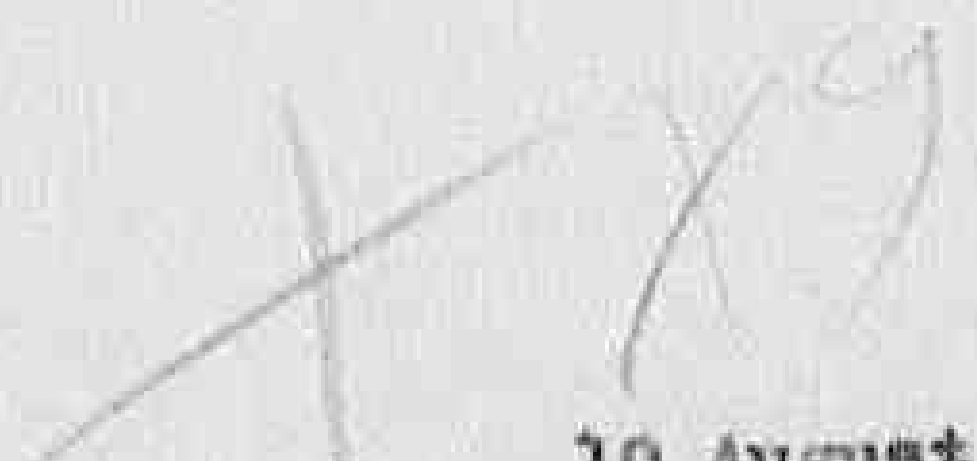
The sentence is reduced so, as to end on 31 December 1946.

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

5. It is believed that the defendant is confined at Turi 139

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


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


10 August, 1946.

ENTER
and
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FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB COMMISSION

/G.

10 August 1946.

AG/4063/23/L.

SUBJECT : Case of FERRARI Duilio.

TO : Rt. Rev. Mons. Walter A. Carrol,
Secretariat of State of His Holiness.1. Reference is made to your letter N. 127270/SA,
subject as above.2. This communication has been filed with the
records of the case and will receive due consideration at
the time of review thereof.L.J. GILBRIDE,
Major, I.G.D.,
for Chief Legal Advisor.

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HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB COMMISSION

LJG/ns
9 August 1946

AC/4083/23/L

SUBJECT : Prisoner D'ANTONIO Armando di Giacinto.
TO : Director of Alghero Prison.

1. Reference is made to your letter N° 5307 dated 2 August 1946, subject as above.

2. The records of this Sub Commission show that after review on 20 May 1946 the following decision was announced regarding this case: "The sentence is reduced so as to end on 10 January 1947".

L.J. GILBRIDE,
Major,
for Chief Legal Advisor.

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HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB COMMISSION

AC/4083/23/L

HMG/ns
9 August 1946

SUBJECT : GIGLIO Gennaro.

TO : Ministero di Grazia e Giustizia.

1. Reference your letter 142627/60277 of
13 June 1946.

2. The case of the above mentioned was
reviewed on 14 March 1946 and the following modification
ordered:

"The sentence will not be disturbed. The
accused will be allowed an earned credit of four
months in fixing the date of his release."

3. It is therefore confirmed that the
prisoner should be released on 25 September 1947.

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

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74-13078
Subject: Prisoner GIGLIO GENNARO

With reference to letter AC/4083/23/L of the 14th March 1946, the Ministry of Pardon and Justice communicates that they have received from the prison director of Campobasso the following note:

"As it results from the file, the above named prisoner was sentenced on the 25th January 1945 by the Allied Court of Naples to three years imprisonment. This penalty should expire on the 25th January 1948, as it was confirmed with Ministerial letter of the 6th October 1945.

As the A.C. has ordered the release on the 25th September 1947, the necessary instructions are requested, in order to clear the juridical position of said prisoner."



*Ministero
di Grazia e Giustizia*

DIREZIONE GENERALE
PER GLI ISTITUTI DI PREVENZIONE E PENALE

UFF. VI

Prot. V° 142627/60277

OGGETTO: Detenuto Giglio Gennaro.-

Roma 16 GIU. 1946

Alla Commissione Alleata
Sottocommissione Legale
ROMA

14/5/1946

Rapporto del f. del
Suo Suo

42/4053/22/L

In riferimento alla nota sopra indicata, si trascrive qui di seguito quanto ha comunicato la Direzione delle carceri giudiziaria di Campobasso con nota n. 5656 del 6 c.m. :

"Con riferimento alla lettera del 27 maggio u.s. soprascritta si segnala che dallo estratto della cartella biografica del nominato in oggetto risulta che il medesimo fu condannato ad anni tre di reclusione dal Tribunale Alleato di Napoli il 25 gennaio 1945 con scadenza pena il 25 gennaio 1948 notizie peraltro che risultano dalla ministeriale 6 ottobre 1945 Uff. VI Prot. 145694 60277.- Poiché la Commissione Alleata col foglio riportato nella lettera 27 maggio scorso, che si riscontra con la presente, fissa invece la scadenza pena al 25 settembre 1947 si prega dare i necessari chiarimenti per l'eventuale aggiornamento della posizione giuridica del Giglio".-

Per il ministro

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HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB COMMISSION

FILE

LJC/ns
9 August 1946

AC/4083/23/B

SUBJECT : Prisoner ESPOSITO, Antonio.
TO : Director of Alghero Prison.

1. Reference is made to your letter
No 5308 dated 2 August 1946, subject as above.

2. Information is provided that this
Sub Commission does not include within its duties the
maintenance of records of costs of trial of cases
which come within its jurisdiction and has no knowledge
with regard thereto.

L.J. GILBRIDE,
Major,
for Chief Legal Advisor.

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HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/4083/25/L.

SUBJECT : MARTELLI Fiorina.

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Livorno on 1st June 1945

2. He was sentenced as follows:-

18 months imprisonment and 50,000 lire fine

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

The sentence is reduced so as to end on 31st August 1946. The fine, if unpaid, is remitted.

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

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

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.

9th August 1946

1946.

477508103 4083/230 3297 LEGAL

**HEADQUARTERS
ALLIED MILITARY GOVERNMENT
13 CORPS**

LEGAL DIVISION

Date, 9 August 1946.

TELEPHONE No. 39701-23:32.

FILE REF. : 133/AMG/LD/184/2297

SUBJECT : Case of CASPERINI GIOVANNI, Superior No 19, POLA.

TO : Chief Legal Adviser, H.Q. Allied Commission, APO 394 ROME.

1. Ref. your A.C./4083/23/1/ Dated 3rd Aug 46.

2. I beg to acknowledge receipt of record and decision on Review in the a/m case.

3. All interested parties have been duly informed.

For the Senior Civil Affairs Officer.



CHARLES H. MUNNECKE
LT. COLONEL
CHIEF LEGAL OFFICER

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ALLIED COMMISSION	
CHIEF LEGAL ADVISER	
CHIEF MILITARY ADVISER	
CHIEF COUNSEL	
STAFF OFFICER	
ITALIAN SECTION	
MEMBERS REVIEW BOARD	
4083-15-1043	

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB COMMISSION

AC/4083/23/L

JKW/ns
9 August 1946

SUBJECT : Case of PECILE Angelo.

TO : Provincial Commissioner, UDINE
(Attn: Prov. Legal Officer).

1. An examination of the record of the case in question reveals that despite the prior testimony of a British specialist that the accused was "fully fit to plead", the Court elected to hear further medical testimony, and concluded on all the testimony (medical and otherwise) that at the time of committing the act the accused was so insane as not to appreciate the nature and quality of his act, and the Court entered a special finding of "Guilty but insane", and ordered the accused to be detained in custody for so long a time as the Chief Commissioner of the Allied Commission may direct.

2. An analysis of Rule of Procedure, No 20 reveal the following:

If, during the trial of a criminal proceeding, there is injected into the evidence the issue of insanity of the accused at the time of the commission of the act, the proceeding automatically becomes in the alternative as well a non felon lunacy proceeding. This premise is plainly indicated by the language used, wherein it is provided that if it is ascertained by the Court upon competent medical or other evidence that at the time of committing the offence the accused was so insane as not to appreciate the nature or quality of his act, the Court shall enter a special finding of "Guilty but insane".

Obviously, such finding goes to the alternative non felon lunacy proceeding. The result, in law, is to declare

the accused "Not Guilty" of the penal offences.

3. That this construction is the plain intent of the rule is further evidenced by the rule of laws that a person cannot be convicted of a criminal intent where such intent is admittedly non-existent.

4. Such construction is further sustained by the mandate of the rule, that if found mentally incompetent the accused shall, if possible, be removed to a criminal lunatic asylum. - not because he is a convicted felon but because he is possessed of an insanity with criminal tendencies. The fact that such institution may receive in its custody from felon institutions persons undergoing punishment for crime does not make the detention of non convict insane felon in character.

5. Incarceration in a mental institution may be predicated on legal proceedings not penal in character. As a matter of fact, it is most usually ordered in non-penal proceedings. It is instituted by the government as the "father of all" of which the victim is an unfortunate member, and for the benefit of the general welfare of the State. In the instant case, it is for the Chief Commissioner to determine when the State's welfare has been served. In such capacity, he acts as a civil servant and not as a Judicial Official.

6. Rule of Procedure 20 under which the detention of the accused is for as long as the Chief Commissioner shall direct is of course to be interpreted as detention until the Chief Commissioner gives contrary instructions. In determining the length of such detention the Chief Commissioner is guided by the recommendations of competent authority, such as the medical authorities of the detaining institution and the Provincial Commissioner.

7. From the above, it follows the whereas the accused has been acquitted of penal offences, he is subject to detention and, if possible, should be removed to a criminal lunatic asylum. The length of such detention, whether in a criminal lunatic asylum or elsewhere is to continue until the Chief Commissioner gives contrary instructions. Recommendations to the Chief Commissioner may be made concerning the duration of such detention.

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

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FILE

10/23/23

ALLIED FORCE HEADQUARTERS
G-5 Section
APO 512

2 August 1946.

G-5: 932.21

SUBJECT: Property of Accused: FUGARDI,
Trancecco.

TO : Chief Commissioner,
Allied Commission, APO 794.
(Attn: Legal S/C).

Reference: AC/4083/23/L, 11 June 1946.

1. Effort is being made to locate the property of the above, but this is proving difficult due to disbandment of the 278 Field Security Section (British).
2. Upon receipt pertinent information will be forwarded.

BY COMMAND OF LIEUTENANT GENERAL MORGAN:

A.I. HAMBLIN
Colonel, G.S.C.
Assistant Chief of Staff, G-5.

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FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB COMMISSION

AC/4083/23/L

HM/ns
8 August 1946

SUBJECT : ISABELLO Carlo, di Giovanni
 LUISI Rocco di Giovanni
 DI BENEDETTO Marco di Salvatore.

TO : Tribunale Militare Territoriale.
 LA SPEZIA.

1. Reference your letter No 118/46, forwarded to this Sub Commission by the Ministry of Justice

2. The three above mentioned Italian soldiers were arrested on 12 December 1944 and tried with others (13 in all) by an Allied Military Court at Livorno on 13 February 1945.

3. The three were charged with stealing Allied Forces' property, viz. about 9,000 detonators valued at over 10,000 lire. They were each sentenced to 3 years. On review on 6 April 1945, the conviction and sentence were affirmed.

4. The case was again reviewed on 15 May 1946 and the sentence reduced so as to end in each case on 11 June 1947.

Handwritten signature 127
JOHN K. WEBER,
Colonel, Infantry,
Chief Legal Advisor.

+5

Subject: Prisoners sentenced by a Superior Allied
Court at Livorno.

Copy of note, No 118/46 of the Military
Tourist Court at Spezia is hereby forwarded
for action to this Legal S/C by the Ministry
of War and Justice.

Subject: Indonors sentenced by a Superior Allied
Court at Lorno

The following persons were sentenced on the
13th December 1944 by a Superior Allied Court at
Lorno and are actually being detained at the
prison of Castiadas Lorno:

YSABELLO CARLO, son of Giovanni, and
LUISI ROCCO, son of Giovanni, and
G. BENEDETTO MARCO, son of Salvatore.

The Procurator Military of La Spezia asks
to be informed, which judicial authority is actually
charged with the execution of said sentence and
from whom a copy of this sentence should be re-
quested. The Procura of Lorno was not able to

225

give any informations on this matter.

Procurator General

Signature illegible

The following persons were sentenced on the
13th December 1944 by a Superior Allied Court at
Dombro and are actually being detained at the
prison of Castiadas Livorno:

YSABELLO CARLO, son of Giovanni,
LUISSI ROCCO, son of Giovanni, and
G. BENEDETTO MARCO, son of Salvatore.

The Procurator Militare of La Spezia asks
to be informed, which judicial authority is actually
charged with the execution of said sentence and
from whom a copy of this sentence should be re-
quested.

The Procura of Livorno was not able to
give any information on this matter.

Procuratore Generale

Signature illegible.

FILE

HEADQUARTERS ALLIED COMMISSION
APO 700
LEGAL SUB-COMMISSION

AC/4083/23/L.

MP/rm.
8 August 1946.

SUBJECT : Prisoner SEVEBE Emilio di Antonio.

TO : Ministry of Pardon and Justice.

1. Reference is made to your letter Direzione Generale
istituti prevenzione e pena uff. VI Prot. No. 145882/69854 dated
27 July 1946.

2. Please be advised that in view of the fact stated in
your above mentioned letter, the order AC/4083/23/L dated 20 May 1946
concerning the said prisoner, is hereby cancelled.

3. The sentence will end on December 13th 1947.

4. Would you be good enough as to advise the Director
of Milan prison accordingly and send confirmation in due course.

JOHN K. WHEER,
Colonel, Infantry,
Chief Legal Advisor. T.A.
C.A.

124

20th May 1953
forwards copy of the following note 3099, which they have received from the person director of Milan:

Harry taken notice of the a/m. letter, we inform you that Sevi escaped from this prison on the 25th January 1946, was rearrested on the 22nd May 1946. He therefore has remained fugitive for three months and twenty-one days five for Sevi was sentenced to two years, and the expiration of his penalty should therefore be requested to the 13th December 1947. A confirmation of this date is requested.

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Moreover, the a/m. was rearrested for association for purpose of delinquency and the disposal of the local was put at the 13th December 1947, date from which the penalty expires, he will remain on which the penalty of said. Sevi at the disposal of said. Sevi.

Penal record.

EMILIO

SEVESE

was charged with
and sentenced
to three years
unlawful possession of arms
1945-

On the 24th August

impudently ent.

that

The Legal S/C has ordered
the 14th August 1947.

he be released on the 23rd January

fugitive from 1946

Sevese was

to the 22nd May

1946

MODULARIO
G. 11 - 1157

MINUTA

Mod. 1353-M. G.



Roma, addì

27 LUG. 1946

194

Ministero di Grazia e Giustizia

Alla Commissione Allogata

Sottocommissione Lagole

DIREZIONE GENERALE
per gli Istituti di prevenzione e di pena

UFF. VI

ROMA

Prot. N. 145882/59654

Risposta al foglio del 20.5.1946

Dir. Sez. N. 40/4083/
23/1.

OGGETTO: Detenuto Sevese Emilio di Antonio.

All. 1

In riferimento alla nota sopra indicata, si trascrive qui di seguito quanto ha comunicato la Direzione del e carceri giudiziarie di Milano, con nota n. 3099 del 15 luglio c.m.:

"Presso atto del contenuto della nota suddetta, significansi che, come si rileva dall'estratto della cartella biografica, il Sevese evase il 25.1.46, e venne riarrestato il 22.5.46, rimanendo detentato mesi 5 e giorni 29 che, aggiunti alla condanna di anni 2, così modifica la sentenza pena che si protrae al 13.12.47, che si prega confermare."

"Inoltre si fa presente che lo stesso venne riarrestato in P. S. di reato (associazione di delinquenti) e messo a disposizione di questa Procura."

Tip. Lucif. Roma, 156 e 157 (116) - (ord. 227)

CARTELLI CENSUARI
UFFICIO MATRICOLA

Estratto della Cartella Biografica

cognome *Forre* del ¹⁾ *5905* nome *Giulio*
figlio di *Antonio* e di *rosa Angela*
nato a *Trapani* (provincia *Trapani*) il *8. 2. 1924*
domiciliato a *Trapani* (provincia *Trapani*)
di professione o mestiere *Operaio*
di istruzione *Elementare*
cognome, nome, età, domicilio della moglie *celeste*
numero *27* età dei figli

Estratto della Cartella Biografica

del 5905 nome Giulio
cognome Scrope
figlio di Antonio e di Anna Angela
nato a Milano (provincia Milano) il 8 2 1924
domiciliato a Milano (provincia Milano)
di professione o mestiere Operaio
di istruzione Elementare
cognome, nome, età, domicilio della moglie Lucia
27 età dei figli 27
numero

(1) Detenuto o internato

Ricevuto il 20. 8. 1945 arrestato il 14. 8. 1945 a Adrian
 in virtù di Ord. Cav.
 imputato di possezzo di m.
 commesso il a
 per restare a disposizione di ella Direzione
 passato a disposizione di il

PENE

DATA delle sentenze Autorità che l'ha pronunciata	TITOLO DEL REATO	DATA del reato	PENA PRINCIPALE		PENA ACCESSORIA	
			Specie	Durata	Specie	Durata
<u>24. 8. 1945</u> <u>Corte d'Appello</u> <u>8-11-1946</u> <u>Definitivo</u>	<u>possezzo di m.</u>		<u>Rel</u>	<u>anni 3</u>		

Precedenti giuridici

DATA delle sentenze	PENE	TITOLO DEI DELITTI	DATA dell'ultima liberazione	STABILIMENTO dal quale fu liberato

Non è presente i precedenti penali

DATA delle sentenze Autorità che l'ha pronunciata	TITOLO DEL REATO	DATA del reato	PENA PRINCIPALE		PENA ACCESSORIA	
			Specie	Durata	Specie	Durata
24-8-1945 Corte Militare d'Appello 8-11-1946 decreti n. 100 Impuniti di guerra a chiunque d'incendio di proprietà di tutti i detenuti della Prigione.	Proprietà di guerra		Recl	anni 3		

Precedenti giuridici

DATA delle sentenze	P E N E	TITOLO DEI DELITTI	DATA dell'ultima liberazione	STABILIMENTO dal quale fu liberato
	Non è stata iscritta pena.			

Occupazione del detenuto nello Stabilimento.

remunerazione media mensile

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impiego del peculio

condizione finanziaria della famiglia

Misure di Sicurezza

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alle misure di sicurezza

da eseguirsi in un

sezione speciale

la durata minima della misura di sicurezza è di

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1. **Introduction**
 2. **Methodology**
 3. **Results**
 4. **Discussion**
 5. **Conclusion**
 6. **References**
 7. **Appendix**
 8. **Index**
 9. **Glossary**
 10. **Notes**
 11. **Footnotes**
 12. **Endnotes**
 13. **Supplementary Material**
 14. **Tables**
 15. **Figures**
 16. **Equations**
 17. **Formulas**
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Declassified E.O. 12356 Section 3.3/NND No.

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Isolamento Continuo

W.B. Erastip 27-1.46,

Presented if 22.5.746

Wm. C. C.

Dep. Hansson of G. Y. comm. note
of 5.4.44 to 12.12.43/1934 Commence
of the ending of consents allied
to continue in G. Y. of Geneva Con-
vention 24.8.1947
Comm. note to the G. Y. of Geneva
note. G. Y. of Geneva
14.8.1947

Ms. A.9.2.10.47

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Mancanze disciplinari e punizioni *disciplinary offenses*

SPÉCIE 13-12-94

delle punizioni

DURATÁ

19-12-91 ✓

W.B. Evansip 29-1-46.

Reverend of 12-5-74

Dr. C. B.

Sup. Ministero di G. G. con note
del 5-4-49 e 10-10-1949. Comunque
gli sei ordini del comando all'atto
di condanna in P. G. al carcere con
condanna a 4-10-1949 alla stessa.
Comando in purgatorio su-
ma. C. G. della Comandi di
14-8-1947 =

$$14.8 \cdot 1947 =$$

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03-1-946 of 02-5-946 la

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13-12-94

ut
SPECIE
delle punizioni

Provedimenti emessi dal Giudice di Sorveglianza

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DATA della licenza	Autorità che l'ha concessa	Località ove fu goduta	Motivi della concessione
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Giudizio complessivo del direttore sul comportamento del detenuto o dell'internato. 

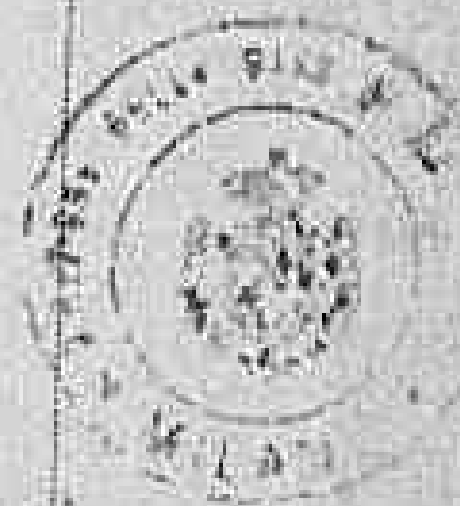
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UFFICIO MATRICOLA

Sept. 2. 1946.

La lettera di regolo cordale.

IL DIRETTORE



B7D

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AG/1083/23/L.

SUBJECT : **TAGLIALATRA Giovanni**
TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Naples on 15 Dec 1944.

2. He was sentenced as follows:-

To serve 4 years imprisonment

On review 17 Feb 45 the sentence was affirmed

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

The sentence is reduced so as to end on 7 November 1947.

4. Unless held for other lawful cause, the above named person will be released on 7 November 1947.

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. Werner
JOHN K. WERNER,
Colonel, Infantry,
Chief Legal Advisor.

7 August, 1946.

FILE

CA Sec
190
Chief of StaffALLIED FORCE HEADQUARTERS
G-5 Section
APO 512

13 AUG 1946

G-5: 934.44

7 August 1946

SUBJECT: Clemency Petition - Primo CEREDI.

TO : Chief Commissioner
Allied Commission
APO 794

1. Attention is directed to this Headquarters letter of even reference 16 July 46.
2. Information has not yet been received from you as to your action in this matter. Are you yet in a position to reply to Primo CEREDI and if so what reply is being made?

BY COMMAND OF LIEUTENANT GENERAL MORGAN:

DK
A. L. HAMLEN Major
Colonel, U.S.C.
Assistant Chief of Staff, G-5.

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FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AG/4083/23/L.

SUBJECT : **TOMMASINI Gennaro di Raffaele**
CO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Castelcapuano on 21 August 1945

2. He was sentenced as follows:-

To serve 2 years and 6 months imprisonment and to pay 50.000 lire fine or 1 year additional imprisonment

On review 8 October 1945 the sentence was affirmed.

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

The sentence is reduced so as to end on 28 February 1947. The fine, if unpaid, will be remitted.

4. Unless held for other lawful cause, the above named person will be released on 28 February 1947.

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.

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

7 August, 1946.

RHP

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AG/4083/23/L.

SUBJECT : **BARRINO Carlo**

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Castellammare on 8 August 1945

2. He was sentenced as follows:-

To serve 7 years imprisonment

On review 11 September 1945 the sentence was affirmed.

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

The sentence is reduced to three years and six months from date of arrest.

4. Unless held for other lawful cause, the above named person will be released on 6 January 1949.

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.

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

7 August, 1946.

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

FILE

AC/1083/25/L.

SUBJECT : PAVESI Renzo

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Bergamo on 7 August 1945

2. He was sentenced as follows:-

To serve 2 years imprisonment

On review 10 December 1945 the sentence was reduced to 15 months.

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

The sentence is reduced so as to end on 15 August 1946.

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

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

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

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

7 August, 1946.

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

FILE

AC/4083/23/L.

SUBJECT : GIARDIELLI Gianni

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Bergamo on 7 August 1945.

2. He was sentenced as follows:-

To serve 18 months imprisonment.

On review 10 December 1945 the sentence is reduced to 12 months.

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

If not already at liberty the accused will be released forthwith.

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 Bergamo.

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

114

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

7 August, 1946.

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB COMMISSION

AC/4083/23/L

AP/na
8 August 1946

SUBJECT : Petition for Conditional Liberty.
SGUAZZI Catullo.

TO : Ministry of Pardon and Justice.

The above petition for conditional liberty
is sent to you for consideration and any action you
may wish to take.

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

Incls.

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15

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

FILE

AG/4085/23/1.

SUBJECT : DR GRANDI Andrea

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Lombardia on 7 August 1945.

2. He was sentenced as follows:-

To serve 11 years imprisonment.
On review 10 December 1945 the sentence was reduced to 2 years imprisonment.

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

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

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

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

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

112

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

7 August, 1946.

file

495

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AG/1083/23/L.

SUBJECT : VERAGHI Ivo

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Lucca on 27 April 1945

2. He was sentenced as follows:-

To serve 2 years imprisonment starting from date of arrest : 21st March 1945, and to pay 50,000 lire fine or 6 months additional imprisonment in default of payment thereof.

On review 6 June 1945 the sentence was affirmed.

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

If the fine has been paid, the defendant will be released on 15 August 1946. If the fine has not been paid, the defendant will be released on 20 November, 1946.

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

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

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

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

7 August, 1946.

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AD/4083/23/L.

SUBJECT : **BUFFA Luigi**

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Piemonte on 16 August 1945

2. He was sentenced as follows:-

To serve 5 years imprisonment

On review 3 November 1945 the sentence was affirmed

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

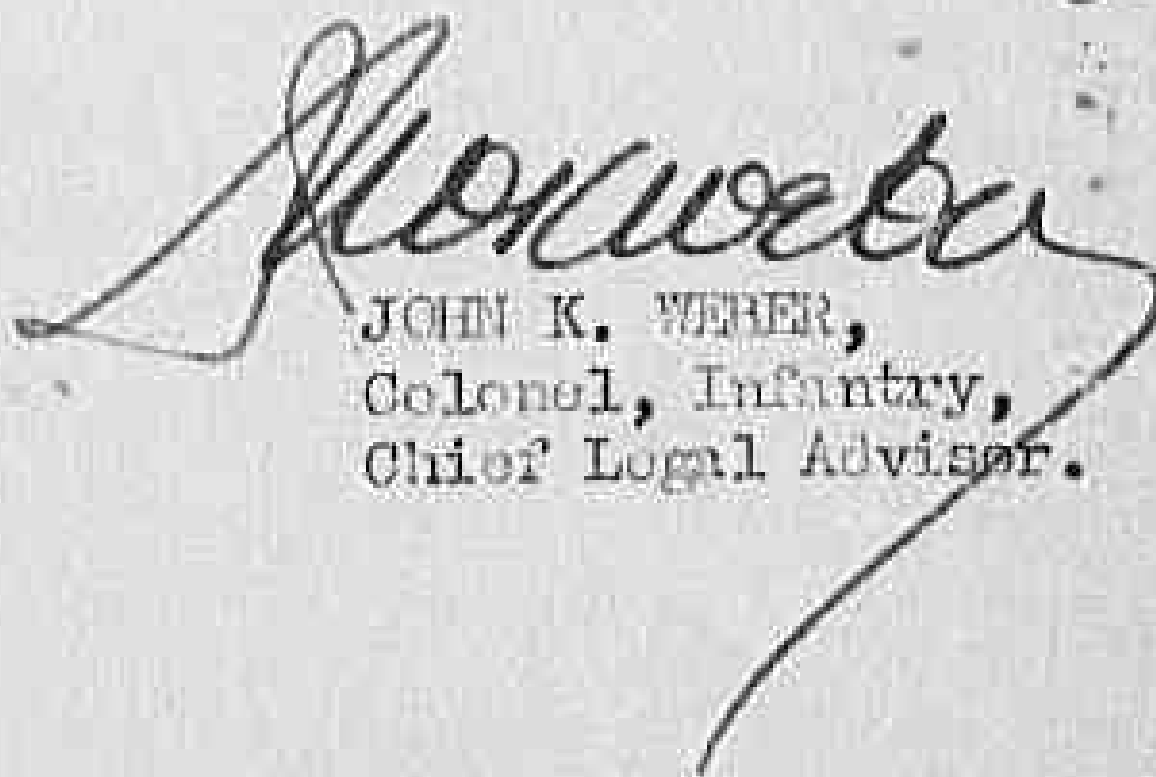
The sentence is reduced so as to end on 1 August 1948

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

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

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

11.


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


7 August, 1946.

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

10/1085/23/L.

SUBJECT : CAPOBIANCO Pasquale

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Castelcapuano on 29 May 1945

2. He was sentenced as follows:-

To serve 3 years imprisonment

On review 9 August 1945 the sentence was affirmed.

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

The sentence is reduced so as to end on 29 June 1947

4. Unless held for other lawful cause, the above named person will be released on 29 June 1947.

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

75
7 August, 1946.

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/4083/23/L.

SUBJECT : SCRIVANO Alfredo
TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Castelcapuano on 29 May 1945
2. He was sentenced as follows:-
To serve 3 years imprisonment
On review 9 August 1945 the sentence was affirmed
3. On reconsideration the above sentence has been modified as follows:-
The sentence is reduced so as to end on 29 June 1947
4. Unless held for other lawful cause, the above named person will be released on 29 June 1947
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. Weber
JOHN K. WEBER,
Colonel, Infantry,
Chief Legal Advisor.

7 August, 1946.

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/1003/23/L.

SUBJECT : **ARROBBIO Luciano**

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Piemonte on 22 September 1945

2. He was sentenced as follows:-

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

On review 12 December 1945 the sentence was affirmed

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

The sentence is reduced so as to end on
26 January 1948.

4. Unless held for other lawful cause, the above named person will be released on 26 January 1948.

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

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.

7 August, 1946.

7163

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/4083/23/T.

SUBJECT : **ARROBBIO Albertino**
TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Piemonte on 22 September 1945

2. He was sentenced as follows:-

To serve 2 years and six months imprisonment.
The defendant ordered confined in juvenile prison until he reaches 18 years of age.

On review 12 December 1945 the sentence was affirmed

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

The sentence is affirmed without modification.

4. Unless held for other lawful cause, the above named person will be released on 21 March 1948.

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

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

XJ
7 August, 1946.

John K. Weber 106
JOHN K. WEBER,
Colonel, Infantry,
Chief Legal Advisor.

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/4083/23/L.

SUBJECT : CICOGNA Ugo

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Piemonte on 22 September 1945

2. He was sentenced as follows:-

To serve 2½ years imprisonment

On review 12 December 1945 the sentence was affirmed

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

The sentence is reduced so as to end on 26 January 1948

4. Unless held for other lawful cause, the above named person will be released on 26 January 1948.

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

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

John K. Weber 101
JOHN K. WEBER,
Colonel, Infantry,
Chief Legal Advisor.

7 August, 1946.

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/4083/23/L.

SUBJECT : **BIMBO Pietro**

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Castelcapuano on 29 May 1945

2. He was sentenced as follows:-

4 years imprisonment

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

The sentence is reduced so as to end on 29 April 1948

4. Unless held for other lawful cause, the above named person will be released on 29 April 1948.

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. Wiener
JOHN K. WIENER,
Colonel, Infantry,
Chief Legal Advisor.

7 August, 1946.

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/4083/23/L.

SUBJECT : **BARA Bartolo**

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Brescia on 21 September 45

2. He was sentenced as follows:-

To serve 2 years imprisonment to run from date of arrest.

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

The sentence is affirmed without modification.

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

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

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

John K. Winter 103
JOHN K. WINTER,
Colonel, Infantry,
Chief Legal Advisor.

X XS
7 August, 1946.

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/4085/23/L.

SUBJECT : PALUMBO Alfredo

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Castelcarraro on 29 May 1945

2. He was sentenced as follows:-

To serve 5 years imprisonment

On review 9 August 1945 the sentence was affirmed.

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

The sentence is reduced so, as to end on 27 September 1948.

4. Unless held for other lawful cause, the above named person will be released on 27 September 1948.

5. It is believed that the defendant is confined at Maples 102

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



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

7 August, 1946.

HUB

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/4083/23/D.

SUBJECT : GALEOTTI Emma

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Tuscan on 21 April 1945.

2. He was sentenced as follows:-

To serve 4 years imprisonment

On review 9 June 1945 the sentence was affirmed

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

The sentence is affirmed without modification

4. Unless held for other lawful cause, the above named person will be released on 20 April 1949.

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

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

101

Monroe
JOHN K. WEAVER,
Colonel, Infantry,
Chief Legal Advisor.

7 August, 1946.

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AG/14083/23/11.

SUBJECT : GOTTA Bruno

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Piemonte on 10 August 1945

2. He was sentenced as follows:-

2 years imprisonment

On review the sentence was affirmed

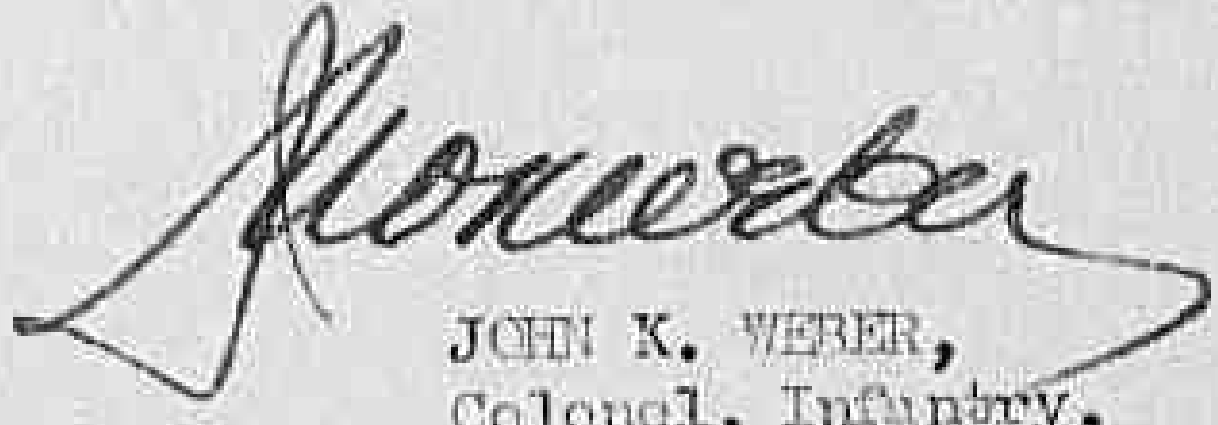
3. On reconsideration the above sentence has been modified as follows:-

The sentence is reduced so as to end on 1 August 1948.

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

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

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


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


7 August, 1946.

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/4083/23/L.

SUBJECT : GALATOLA Eduardo

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Naples on 15 Dec 44

2. He was sentenced as follows:-

To serve 4 years imprisonment

On review 17 Feb 45 the sentence was affirmed

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

The sentence is reduced so; as to end on 7 November 1947

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

99

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

7 August, 1946.

PTE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/1083/23/L.

SUBJECT : FLORIO Alfredo

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Naples on 15 Dec 1944

2. He was sentenced as follows:-

To serve 6 years imprisonment
On review 17 Feb 45 the sentence was affirmed

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

The sentence is reduced so as to end 7 May 1949

4. Unless held for other lawful cause, the above named person will be released on 7 May 1949.

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.

Flouwerba
JOHN K. WINTER,
Colonel, Infantry,
Chief Legal Advisor.

7 August, 1946.

HUB

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/4083/23/T.

SUBJECT : COSTABILE ANNA

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Naples on 15 Dec 44.

2. He was sentenced as follows:-

To serve 2 years imprisonment

On review 17 Feb 45 the sentence was affirmed

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

The sentence is reduced so as to end on 31 August 1946

4. Unless held for other lawful cause, the above named person will be released on 31 August 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. Weimer
JOHN K. WEIMER,
Colonel, Infantry,
Chief Legal Advisor.

7 August, 1946.

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/1083/23/L.

SUBJECT : PEDALE ANTONIO Fu Arturo.

TO : The Minister of Pardon and Justice.

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

2. He was sentenced as follows:-

1st charge 18 months imprisonment
2nd charge 2 1/2 years imprisonment
(To be served concurrently)

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

The sentence is reduced so as to end on
31st January 1947.

4. Unless held for other lawful cause, the above named person will be released on 31 January 1947.

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.

96

Monro
JOHN K. WEEBER,
Colonel, Infantry,
Chief Legal Advisor.

7th August, 1946.

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/4083/23/1.

SUBJECT : **MARNETTO Rodolfo**
TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Piemonte on 22 September 1945

2. He was sentenced as follows:-

To serve 2 years and six months imprisonment
On review 12 December 1945 the sentence was affirmed

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

The sentence is reduced so as to end on
26 January 1948.

4. Unless held for other lawful cause, the above named person will be released on 26 January 1948

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

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

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

7 August, 1946.

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/4083/23/L.

SUBJECT : **MEGRI Giovanni**

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Piemonte on 22 September 1945

2. He was sentenced as follows:-

To serve 2½ years imprisonment

On review 12 December 1945 the sentence was affirmed

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

The sentence is reduced so as to end on 26 January 1948.

4. Unless held for other lawful cause, the above named person will be released on 26 January 1948.

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

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.

7 August, 1946.

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AG/4083/23/L.

SUBJECT : NAUER Nicold

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Bolzano on 15 November 1945

2. He was sentenced as follows:-

To serve 4 years and 3 months imprisonment

On review 4 January the sentence was suspended
as from 17 February 1947.

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

The sentence is reduced so as to end on 17 February
1947.

4. Unless held for other lawful cause, the above named person
will be released on 17 February 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.

95

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

7 August, 1946.



N. 135837/SA

Vatican City, August 7, 1946

Dear Sirs:

The Secretariat of State of His Holiness has been asked by the sister of Mario Ettore Veronelli, at present asserted to be in a precarious state of health in the prison infirmary at Pavia, to request that the Allied Authorities grant the necessary consent for the inclusion of his case in the amnesty granted by the Italian Authorities. The latter, it is stated, are disposed to consider this matter if the pre-requisite condition of this consent be obtained.

Sincerely yours,

Walter S. Carroll

Rt. Rev. Msgr. Walter S. Carroll
Secretariat of State of His Holiness

Legal Sub Commission
Allied Commission, Hq
Via Veneto

Rome

LEG. SUB COMMISSION	
CHIEF OF COMMISSION	
DEPUTY CHIEF LEGAL ADVISER	
CHIEF COUNSEL	
STAFF OFFICER	
RECORD SECTION	
MEMBERS REVIEW BOARD	
AUG 19 1946	



N. 136856/SA

Vatican City, August 7, 1946

Dear Sirs:
MARS-A-VINCENTO

Mrs. Anna Gannaco (Via Case Puntellate 50, Vomero, Naples) has appealed to the Secretariate of State of His Holiness on behalf of her husband Vincenzo, condemned by the Allied Authorities to 10 years of imprisonment and detained since March 7, 1944 in the Prison of Isili (Nuoro). It is stated that her son is stricken with a grave illness and has need of urgent medical care that can be provided only with the return of the head of the family and the financial support earned through his labor to relieve their actual impoverished situation. The enclosed documents are forwarded in support of the assertions of Mrs. Gannaco.

Sincerely yours,

Walter S. Carroll

Rt. Rev. Msgr. Walter S. Carroll
Secretariat of State of His Holiness

Legal Sub-Commission
A.C., Via Veneto
Rome

Enclosures: 3.

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB COMMISSION

AC/4083/23/L

AP/ns
7 August 1946.

SUBJECT : VIACO Silvio fu Antonio.

TO : Hq. LOMBARDIA Region,
Liaison Group, AC.

1. Reference is made to your LOM/CLO/25
of 2 August 1946.

2. The above mentioned prisoner is entitled
to lodge a petition for conditional liberty through the
Ministry of Pardon and Justice in accordance with the new
agreement reached between the Italian Government and this
Headquarters.

By command of Rear Admiral STONE:

91

G.G. HANNAFORD,
Lt. Colonel,
Deputy Chief Legal Advisor.

F

HEADQUARTERS
LOMBARDIA REGION LIAISON GROUP
ALLIED COMMISSION
APO 794

Reference: LOMB/CLO/25

2nd August 1946

Subject : VIACO SILVIO fu Antonio

To : HQ Allied Commission
(Att. Legal Sub-Commission).

The attached letter from 427 FSS concerning the a/m person
is forwarded for your attention and any action you deem necessary.



A.H. GARDNER
Lt. Colonel R.A.
Chief Liaison Officer

COPY TO: - O.C.
427 F.S.S.

30

427FS/GC/418

SUBJECT : VIACO Silvio fu Antonio

TO : Col. GARDNER, Allied Commission, Milan.

FROM : 427 FSS.

1. It has been brought to the notice of this Section by our Alessandria Detachment that the a/m Italian has been in prison at PAVIA since 8 Aug. 45, when he was condemned by an Allied Court in MILAN to 18 months imprisonment for illegal possession of arms. He has had a model record in prison, and Italian circles ask that, in view of the Italian amnesty, he be granted his release now by a competent Allied authority, as a gesture of grace.

2. For your information and any action that you may care to take.

J. M. F. Langdale
J.M.F. LANGDALE, Lieut.
O/C 427 Field Security Section
Intelligence Corps

CMF, 29th July 1946

FILE

57/33/46

6th August, 1946.

To: Legal Sub-Commission, Allied Commission, Rome.
From: British Embassy, Rome.

with case record

--- We enclose for consideration a letter from Signorina Angeleri.

We have acknowledged receipt of this letter informing Signorina Angeleri that the matter has been referred to the appropriate Allied Military authority.

R. Sarell
R. Sarell.

88

NR

FILE

RESPONDING BUREAU COMMISSION

APD 794

LEGAL SUB-COMMISSION

ENTERED

and

FILED

JKW/pa.

6 Aug 46.

AC/4083/23/L.

SUBJECT : MONCADA, Salvatore.

TO : The Minister of Pardon and Justice.

1. On 6 December 1943, at Palermo, MONCADA, Salvatore was convicted by an AMG Court, and sentenced to serve seven years (7) imprisonment and to pay a fine of 1,000,000 lire.

2. Petitions for review of the conviction and sentence were duly considered, and on 8 March 1946, the accused was ordered released.

3. To the end that the record be made to reflect accurately the action taken on review, there is transmitted an amended order, which sets out that the conviction and sentence have been quashed and set aside.

4. It is desired that this letter be acknowledged.

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

86

MEMORANDUM TO CHIEF COMMISSIONER:

Re the case of NOSCIDA, Salvatore (the famous, or should I say infamous S.I.O.P. Case), the unanimous opinion of three members of the Review Board (not two as suggested by Major Vecchiolla) was that the conviction should be quashed. I concurred therein, and ordered the release of the accused and the remission (not suspension) of the fine, if paid. The accused was duly released in March 1946.

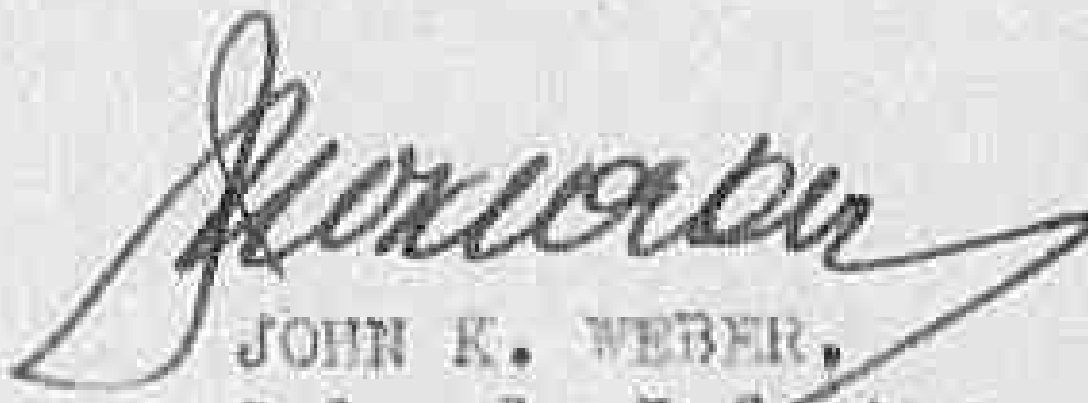
On examination of the record I can see where the order to quash may have been mis-understood. To foreclose any doubt in the case, I am sending an amended order to the Ministry of Grace and Justice with explicit instructions thereon. To that extent, the letter of Major Vecchiolla may have served a useful purpose.

The case of BRAMANTE, Salvatore, was one of alleged sabotage. You will recall that the subject of spies, espionage and sabotage has been the topic of much discussion between A.C. and G-5 AFHQ. In my opinion the spies in particular do not belong in felon prisons. But AFHQ thinks otherwise. At any rate, authority to deal with the cases of spies, espionage and sabotage has not been delegated to us by AFHQ.

It was readily agreed between General Hambien⁸¹ and I that cases wherein the accused did not act with intent to do a war wrong, as for example, where some Italian cut a communication wire as an act of theft, and not as an act of interference with the operation of the lines, or where, as in the Bramante case, the accused acted in a political rather than enemy character, the cases should be considered in the light of mere theft or unauthorized political activities and not as the more serious war offences under which they were originally charged.

- 2 -

In the Bramante case, it was the unanimous opinion of the review board that the facts there presented did not warrant a conviction under the theory of espionage, but merely unauthorized political activity, and following the conference with General Humblen, on 10 July, 1946, the Bramante case was duly reached, and the accused was ordered released. According to the record, this was accomplished by the Ministry on 24 July 1946, and he is now at liberty.


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

g.f.c.  *282/23*
**Ministero
 di Grazia e Giustizia**
 DIREZIONE GENERALE
 PER GLI ISTITUTI DI PREVENZIONE E DI PENA

Ufficio VI

146952/71697

OGGETTO

Detenuto

Romiti Antonio

Mod. 1143 MG
5 AGO 1946
no number
 la Commissione
 Alleata - Sottocommissio
 ne Legale

ROMA

Respubblica del 5.7.1946

AC/4083/23.L

In riferimento alla nota sopra indicata
 si comunica che la direzione delle carceri
giudiziarie di Torino, dove
 il detenuto in oggetto trovasi ristretto, ha
assicurato che il medesimo è
stato scarcerato il 14 luglio 1946

pel MINISTRO
[Signature]

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/1083/23/1.

SUBJECT : VERGARA Mario

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Rome on 1 March 1945.

2. He was sentenced as follows:-

To serve 3 years imprisonment and to pay 22,000 lire fine.

On review 1 March 1945 the sentence was reduced to 2 years imprisonment and 22,000 lire fine.

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

The sentence is reduced so as to end on 10 September 1946.

4. Unless held for other lawful cause, the above named person will be released on 10 September 1946.

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

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


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

83

5 August, 1946.



PROCURA GENERALE DELLA REGIA
PRESSO LA CORTE DI APPELLO DI NAPOLI

Div. 2^a N. 992/16 Risposta a nota N. Div.

OGGETTO: GRILLO Giuseppe.

Napoli, 5 agosto 1946

ALLA COMMISSIONE ALLEATA

-Sottocommissione Legale-

R O M A

In riscontro a nota AC/4083/23/L del 30 luglio u.s.
e in relazione a nota n. AC/4083/23/L del 17 maggio 1946
diretta da codesto Ufficio al Ministero di Grazia e Giusti-
zia, pregasi voler rimettere gli atti del procedimento pel
corso ulteriore di legge nei confronti del Grillo.

Tali atti occorrono per il giudizio richiesto da cele-
brarsi presso l'Autorità Giudiziaria Italiana.

IL PROCURATORE GENERALE

Amorosi

82

- TRANSLATION -
=====

SUBJECT : GRILLO Giuseppe

In reply to your AC/4083/23/L dated 30 July 46 and further to 4083/23/dated 17 May 1946 it is kindly requested to transmit the case record relating to the above man who is to be tried before an Italian Court.

Sir, I don't think it is possible to comply.

HEADQUARTERS ALLIED COMMISSION

APO 794

LEGAL SUB COMMISSION

FILE

FILE

HM/ns
2 August 1946

AC/4083/23/L

SUBJECT : FORMICOLA GIOVANNI.

TO : Rt. Rev. Mons. Walter S. Carroll
Secretariat of State of His Holiness.

1. Reference your letter No 170995/SA
dated 29 July.

2. The case of the above-mentioned was
reviewed recently and the sentence reduced so as to
end on the 27 October 1946.

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

FILE

80

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/4083/23/L.

SUBJECT : GAGGIANI Giuliano

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Bologna on 29 June 1945

2. He was sentenced as follows:-

To serve two years imprisonment from 13 June 1945
On review 10 July 1945 the sentence was affirmed

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

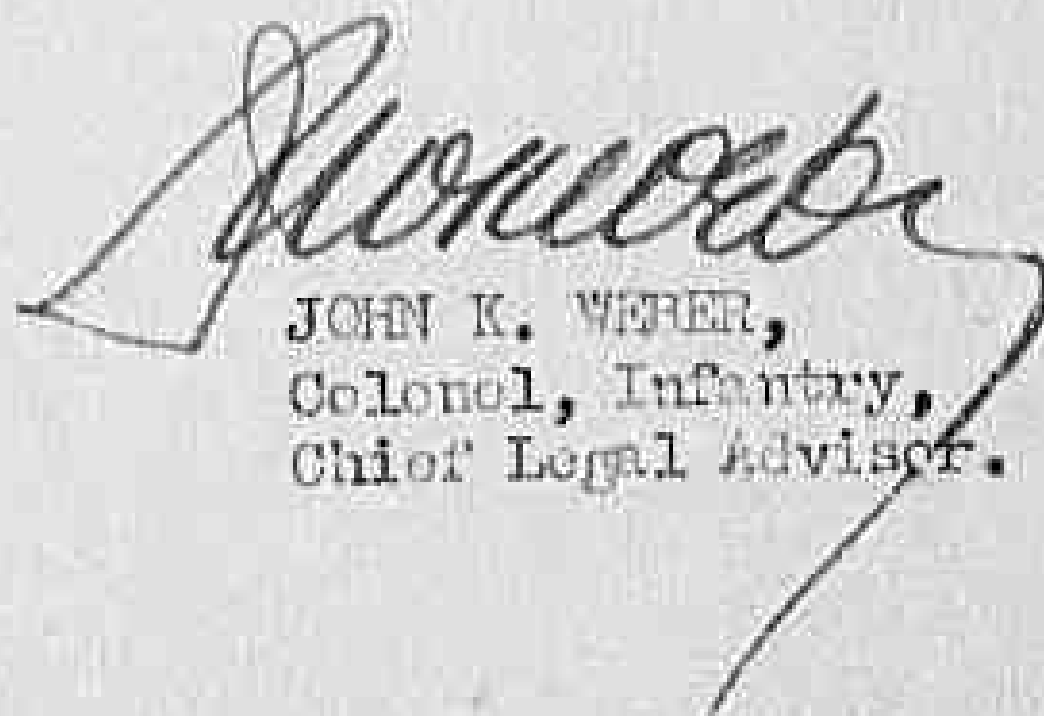
The sentence is reduced so as to end on 15 August 1946

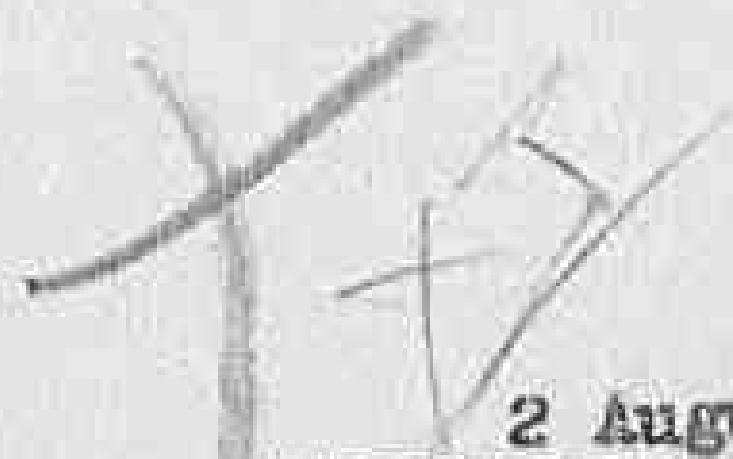
79

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

5. It is believed that the defendant is confined at Bologna?

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


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


2 August, 1946.

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AG/4073/23/L.

MF/rn.
2 August 1946.OGGETTO : FUGGINI Ugo, DONATELLI Tullio
e DONATELLI Vincenzo.

Con riferimento a lettera della S.V. in data
29 luglio 1946 questo Ufficio si pregia comunicare che non può
trasmettere informazioni a richiesta privata.

La Sezione Istruttoria della Corte d'Appello dovrà
richiedere al Ministero di Grazia e Giustizia - Ufficio Collegamento
con l'A.C. - tutte le necessarie informazioni che verranno trasmes-
se per via d'ufficio.

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

On. Carlo FAZINI
Assemblea Costituente
ROMA

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/1085/23/L.

SUBJECT : LA PIERA Michele

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Bologna on 29 June 1945.

2. He was sentenced as follows:-

To serve 2 years imprisonment

On review 10 July 1945 the sentence was affirmed

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

The sentence is reduced so as to end on 15 August 1946

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

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

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

77

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

15
2 August, 1946.

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/4083/23/L.

SUBJECT : SALVATI Giuseppe di Gennaro
TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Naples on 15 March 1945

2. He was sentenced as follows:-

To serve 5 years imprisonment
On review 10 May 1945 the sentence was affirmed

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

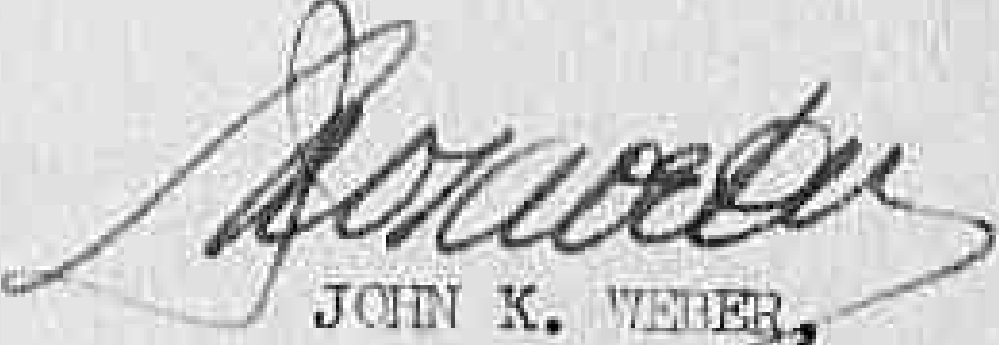
The sentence is reduced so as to and on 1 February 1948.

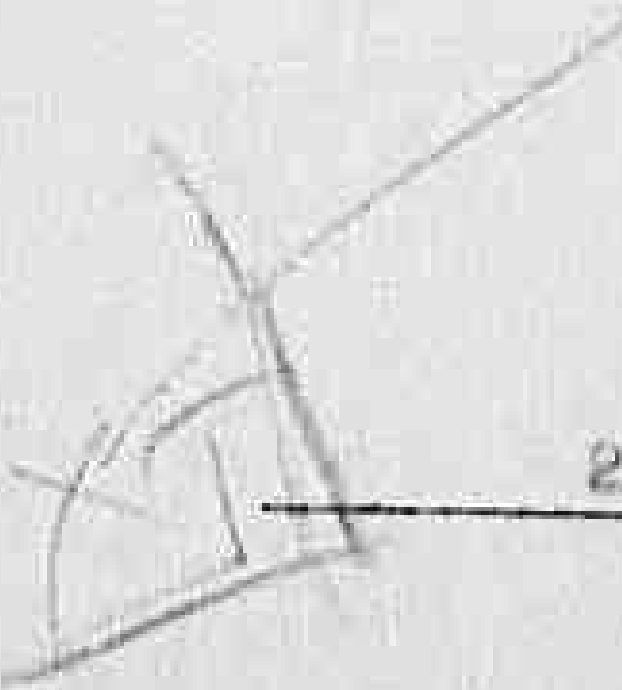
4. Unless held for other lawful cause, the above named person will be released on 1 February 1948.

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.

78


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


2 August, 1946.

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/1083/23/1.

SUBJECT : TRAVAGLINO Giovanni di Giuseppe
TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Naples on 15 March 1945

2. He was sentenced as follows:-

To serve 5 years imprisonment
On review 10 May 1945 the sentence was affirmed.

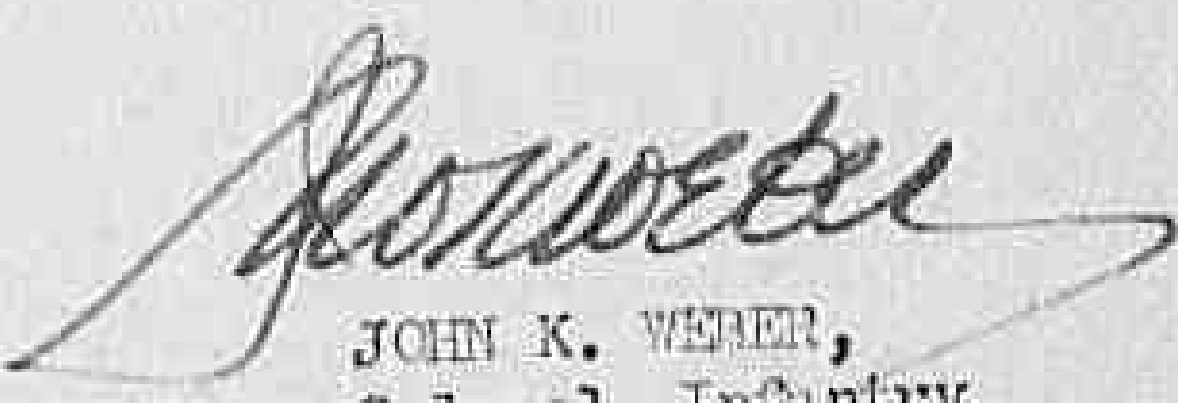
3. On reconsideration the above sentence has been modified as follows:-

The sentence is reduced so as to end on 1 February 1948.

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

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

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


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

15
2 August, 1946.

75

FILE

HEADQUARTERS ALLIED COMMISSION
APC 794
LEGAL SUB-COMMISSION

AC/4083/23/L.

JKT/pa.
3rd Aug 46

SUBJECT : GASPERINI Giovanni.

TO : Hq., 13 Corps, AMG .
(Attn: Chief Legal Officer)

1. The record of trial of GASPERINI Giovanni has been reviewed, and the conviction and sentence are affirmed.
2. The order of forfeiture has been amended to conform to Article 28, Para 3.(c) Consolidated Instructions.
3. Record is returned herewith.
4. Please acknowledge receipt.

By command of Rear Admiral STONE :

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

75

FILE

HEADQUARTERS ALLIED COMMISSION
APO 774
LEGAL SUBCOMMISSION

AC/4083/23/L.

TW/TH.
2 August 1946.

SUBJECT : SCHIVARO Alfredo.

TO : Direzione della Carceri Giudiziarie
di Salerno.

1. reference your letter 2654-3-1-S dated 13 July 1946.
2. SCHIVARO Alfredo was arrested on 16 January 1945 for violation of Proc. 2 - Art. III - Sect. 1 and Proc. 2 - Art. 1 - Sect. 22 - Possession of counterfeit money and conspiracy in connection therewith.
3. He was tried with four others on 29 May 1945 by a Superior Military Court sitting at Naples. He was found guilty on both charges and given concurrent sentences of 3 years.
4. On review 9 August 1945, conviction and sentence were affirmed.

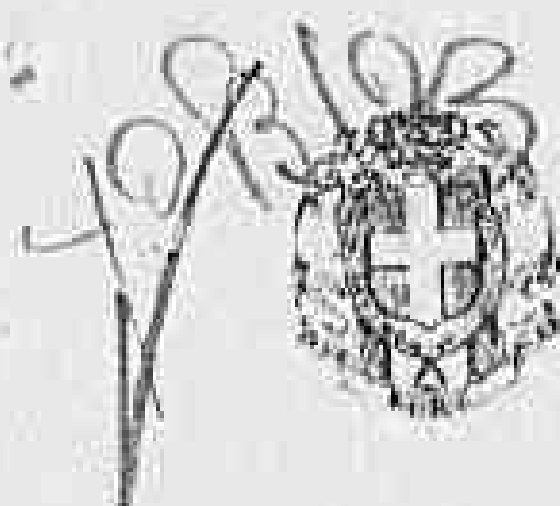
L. J. GILBERT.
Major, M.D.
for Chief Legal Advisor.

73

TRANSLATION

Judicial Prison of SALERNO

SUBJECT : Request for copy of sentence - SCRIVANO Alfredo-
sentenced by an Allied Military Court on 30 May 45
to 3 years imprisonment; Above sentence has been
affirmed on 18 August 1945.
Said copy of sentence is necessary for the granting
of conditional liberty.



DIREZIONE
DEL

CARCERI GIUDIZIARIE

Del. 3. Tare. / L. 11. 1945

Risposta alla lettera

del *W. H. May Gilbride* *franc.*

h. 65

OGGETTO

Richiesta di copia della
estratto di sentenza del detenuto
Severino Alfredo di Francina
condannato con sentenza 30.5.945
ad anni 3 reclusione d'alla Corte
Superiore d'Alleanza di Napoli e confer-
mato dalla predetta con sentenza
18.8.945

alla Corte Superiore
d'Alleanza - Tribunale

Napoli

Rome

Leg. 11. 1945

Salerno 13. 7. 1946

Salerno

Vi prego di mandare
a questo Ufficio
quanto è indicato
in margine.
per liberazione
condizionale -

Se. Direttore

Alleg.

HQS. ALLIED MIL. GOVT.
NAPLES COMMUNE
22 16 1946

71

1030

BOARD OF ARMY MEDICAL COMMISSION
APR 7 1946
LEGAL SUBCOMMITTEE

AC/403/211.

105/101.
2 August 1946.

ATTENTION : C. W. H. H. H. H. H.

TO : Director of the General Administration
of the Army.

1. Referred your letter 631-2-1-1 dated 13 July 1946.

2. C. W. H. H. H. H. H. was arrested on 24 March 1946 for violation of Procs. 2 - Art. III - Sect. 1 and Procs. 2 - Art. 1 - Sect. 2 - for possession of confidential source and conspiracy in connection therewith.

3. He was tried with four others on 29 May 46 by a Superior Military Court sitting at Camp. He was found guilty on both charges and given concurrent sentences of 3 years.

4. On review on 9 August 1946, conviction and sentence were affirmed.

L. F. H. H. H. H. H.
Major, 100.
For Chief Legal Advisor.

70

TRANSLATION

Judicial Prison of SALERNO

SUBJECT : Request for copy of sentence - CAPOBIANCO Pasquale di Fedele, sentenced by an Allied Military Court to three years imprisonment. Said sentence has been affirmed on 18 August 1945. Said copy of sentence is necessary for the granting of Conditional liberty.

4983122



DIREZIONE
DEL
CARCERI GIUDIZIARIE
SALERNO

Proposta alla lettera Gilbride from
del 1465 with 1st July

OGGETTO

Richiesta di copia
dell'estratto di sentenza del
detenuto Capobianco Pasquale
di Fidele condannato con senten-
za 30.5.945 ad anni 3 reclusione
dalla Corte alleata superiore
Napoli e confermato dalla predetta
con sentenza 18.8.945 -
alla Corte Superiore
Alleata - Tribunale

Napoli
Rome

Legal
Med. H. Carceri
CHIEF FGA ADVIS
COUNSEL
OFFICER
Salerno add. 13.7.1946
Anno

Vi prego di mandare
a questo Ufficio
quanto è indicato
in margine
per liberazione
condizionale -



Sc. Direttore
Mey

HQS. ALLIED MIL. GOVT
NAPLES CAMPAIN
17 15 1946
1030

FILE

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/1083/23/1.

SUBJECT : **LEONE Carlo fu Domenico**
TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Naples on 15 March 1945

2. He was sentenced as follows: -

To serve 2 years imprisonment
On review 1945 the sentence was affirmed

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

The sentence has been reduced so as to end on
23 December 1946.

4. Unless held for other lawful cause, the above named person will be released on 23 December 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 E. Veeber
JOHN E. VEEBER,
Colonel, Infantry,
Chief Legal Advisor.

2 August, 1946.

Modulino
GGC 402Modello N. 26 (Corrente)
di RiformulazioneMINISTERO
DI GRAZIA E GIUSTIZIA

Alghero 2/8/ 1946

DIREZIONE
DEL

Casa Penale - Alghero

Alla Commissione
Alleta Sotto commissione
Legale di

Missione 3 Para 1 Cell 2509

Risposta alla lettera

R O M A

del

Ufficio

Num.

Allegati N.

Oggetto: Condannato D'ANTONIO ARMANDO di
Giacinto e fu Deluca Lucia nato a
S. Sebastiano Vesuviano (Napoli)
il 13/2/1918 condannato dalla Corte
Suprema Militare Alleata di Napoli
con sentenza del 13/1/1945 ad anni 5
di reclusione per violazione al pro-
clama (art. 1 - 3 - 2 -)

Pregasi voler mandare a questa Direzione l'attesta-
zione del perdono concesso o meno per il condannato
in oggetto distinto per uso corredo della pratica
di liberazione condizionale.
Con ossequio.

IL DIRETTORE (IN MISSIONE)
(Dott. Giuseppe Puggioni)

66

TRANSLATION

FROM: Director of Prison - ALGHERO

SUBJECT : Prisoner D'ANTONIO Armando di Giacinto.

It will be very much appreciated if this Prison's Director could be informed whether a pardon has been granted to the above prisoner ~~or~~ in order to prepare the case for "Conditional Liberty."

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSIONLIG/rm.
2 August 1946.

AC/AGC/23/L.

SUBJECT : ANTONINI Enzo di Carlo.

TO : Giudice sorveglianza
Tribunale Militare.

1. Reference is your cable of 14 July 1946.
2. ANTONINI Enzo di Carlo was arrested on or about 21 October 1943 for violation of Proc. 2 - Art. 11 - pars 27 in that at Palermo on 21 October 1943 he attempted to steal 2 sacks of sugar, the property of A.S.A.
3. He was tried, with three others, on 7 December 1943 by an A.S.A. General Court sitting at Palermo, found guilty as charged, and sentenced to serve four years imprisonment.
4. On review 23 January 1944, the conviction and sentence were affirmed.
5. On further reconsideration of this case the following decision was announced on 23 March 1946: The sentence is reduced to 18 months and on 17 May 1947.

64

L.J. GILFILLAN,
Major, AGC,
for Chief Legal Advisor.Copy to : TAC, Office of the
AC of D, G-2 your
letter 8/5617 of
15 July 1946.

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/4083/23/L.

SUBJECT : GORTRELL Owers

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Bologna on 29 June 1945

2. He was sentenced as follows:-

To serve 2 years imprisonment

On review 18 July 1945 the sentence was affirmed

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

The sentence is reduced so as to end on
15 August 1946

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

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

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

63

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

2 August, 1946.

MODULARIO
G.G. - n. G. - 402Mod. N. 25 (Carceri)
" " 51 (Riformatori)

Alghero add 2/8/ 1946



Ministero di Grazia e Giustizia

DIREZIONE
DEL

Casa penale - Alghero

ALLA COMMISSIONE
ALLEATA - SOTTOCOMIS-
SIONE LEGALE

N. 5308 Lit. 3 Fasc. 1 Lett. 2352

ROMA

Risposta alla lettera

del _____

Ufficio _____ N. _____

Allegati N. _____

OGGETTO : Condannato ESPOSITO ANTONIO di
Nicola e di Palmieri Vincenza nato
a Napoli il 26/1/1923 condannato
dalla Corte Militare Alleata Suprema
con sentenza 14/7/44 ad anni 3 e
mesi 3 di reclusione per violazione
al proclama (art. 2° N° 2)

Pregasi voler mandare a questa Direzione il certifi-
ficato spese di Giustizia relativa al condannato
in oggetto generalizzato per uso corredo pratica
di liberazione condizionale.
Con ossequio.

IL DIRETTORE IN MISSIONE 62
(Dott. Giuseppe Puggioni)

TRANSLATION

FROM : Director of Prison- ALGERO

SUBJECT : Prisoner ESPOSITO Antonio di Nicola

bill for trial costs

It will be appreciated if a ~~trial bill~~ regarding the
above prisoner could be sent to this Prison's director in order
to prepare the case for "conditional liberty".

61

Modello N. 28
Art. 185 del Regolamento

DIREZIONE

Cassa Penale - Alghero

Alghero add. 5/8/1946

N. 6002 del 3 Fasc. 1 Lett. 2352

Allegato
Sottocommissione legale di ROMA

Al Distretto Militare NA POLI

Commissariato di P.S.

OGGETTO - Liberazione di Esposito Antonio di Nicola e di Palmieri Vincenza
ALGHERO

Partecipo a questo On. Ufficio che nel giorno 7 Agosto 1946

da questo stabilimento per condono

del quale si comunicano, qui appresso, le seguenti informazioni.

Avverto però che il predetto individuo non ha
luogo di domicilio cui vorrebbe dirigersi e che il medesimo
per le sue necessità immediate e per trovar presto lavoro.

Liberazione di ESPOSITO Antonio

nato il 26 gennaio 1923

v. Rione Scarpato n. 1

Fuori Casella

Allegato

ed alle pene accessorie di

ed al quale fu concessa

Statura m. 1.61

sopraciglia regolari

barba rada

Stato fisico sano

Suo stato psichico normale

Se possiede fondi al momento della liberazione e quali L. 60 (sessanta)

Se ha famiglia o parenti in grado di assisterlo si

Se ha possibilità di trovare presto lavoro si

Occupazione che aveva prima dell'arresto manovale

Mestieri cui è stato addegitto durante la detenzione e sue attitudini lavorative

sarà disposta la scarcerazione

del detenuto soprindicato,

i mezzi per recarsi a Napoli

ha bisogno di assistenza

figlio di Nicola

domiciliato a Napoli

condannato dal Tribunale Militare

alla pena di anni 3 e mesi 3

per i reati di

il condono sulla pena residuale

cassanti

viso ovale

occhi a mandorla regolare

bocca regolare

fronte regolare

mento tonde

mani particolari

mani particolari

mani particolari

mani particolari

mani particolari

mani particolari

mani particolari

mani particolari

Commissariato di P.S. ALGHERO

OGGETTO - Liberazione di Esposito Antonio di Nicola e di Palmieri Vincenzo

Partecipò a codesto Cir. Ufficio che nel giorno 7 Agosto 1946

da questo stabilimento per condono

del quale si comunicano, qui appresso, le seguenti informazioni.

Avverto pure che il predetto individuo non ha luogo di domicilio cui vorrebbe dirigersi e che il medesimo per le sue necessità immediate e per trovar presto lavoro

Liberazione di ESPOSITO Antonio

nato il 26 Gennaio 1923

Rione Scarpato No. 1

Fuori Grotta

Alleeato

figlio di Nicola

domiciliato a Napoli

condannato dal Tribunale Militare

14/7/1944

alla pena di anni 3 e mesi 3

per i reati

ed al quale fu concessa il condono sulla pena residuale

Statura m. 1.61 capelli castani

viso ovale

fronze regolare

occhi regolari

orecchi mandorliformi

regolare

bocca regolare

mento tondeggianti

barba rada

segni particolari

nessuno

Stato fisico sano

Suo stato psichico normale

Se possiede titoli al momento della liberazione e quali I.C. 60 (sessanta)

Se ha famiglia o parenti in grado di assisterlo sì

Se ha possibilità di trovare presto lavoro sì

Occupazione che aveva prima dell'arresto manovale

Mestieri cui è stato addebitato durante la detenzione e sue attitudini lavorative Lavorazione del erine

vegetale

Se ha frequentato la scuola e con quale profitto. Sua cultura attuale

elementare

buona

Condotta tenuta durante la detenzione

Ord. II - 3-9-40-2VITE - Roma, 7th Mandato (L. 300.000)

IL DIRETTORE
(Dott. G. Puggioni)

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/4083/23/1.

SUBJECT : BAREGGIA Vittorio.

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Livorno on 4 Sept. 1944

2. He was sentenced as follows:

2. He was sentenced as follows:-

To serve 12 months imprisonment and to pay a fine of \$6,000
 fine or to serve an additional 6 months imprisonment in default thereof.
 On review (12 Oct. 1945) 6 months of the sentence were
 suspended.

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

The fine is reduced to 15,000 lire. The difference of 45,000 lire will be refunded to the accused.

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

5. It is believed that the defendant ~~is~~ was confined at via Paolo S. Livorno.

6. Please issue the necessary instructions to the court.

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

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

2 AUGUST

1946.

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/4083/23/L.

SUBJECT : AURINO Pasquale di Pasquale
TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Naples on 15 March 1945

2. He was sentenced as follows:-

To serve 5 years imprisonment
On review 10 May 1945 the sentence was affirmed

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

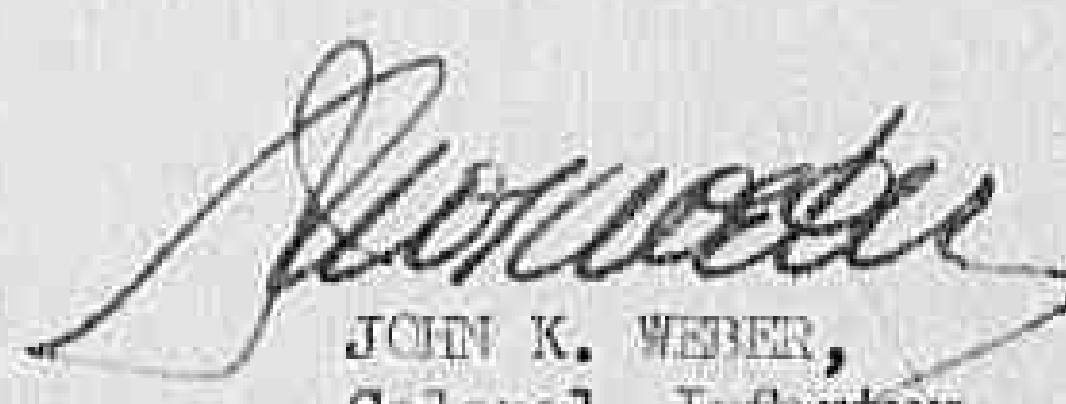
The sentence is reduced to Three years from date of arrest. (1 February 1945)

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

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

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

58


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

2 August, 1946.

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB COMMISSION

LJC/ns
2 August 1946.

AC/4083/23/L

SUBJECT : AURINO Pasquale.

TO : Ministry of Pardon and Justice
(Direzione delle Carceri Giudiarie
NAPOLI.)

1. Reference your letter 21803-3-I-A
dated 13 July.

2. AURINO Pasquale was arrested on or
about 1 February 1945 for violation of Proc 2 Art 3 Sec 1,
in that he did conspire with other persons to steal
property of the Allied Forces in excess of 10,000 Lire,
and of Proc 2 Art 1 Sec 11 in that he stole boots,
property of Allied Forces, to the aggregate value of
more than 10,000 Lire.

3. He was tried on 15 and 20 March 1945
by an AMG Superior Court, found guilty on both charges
and sentenced to 5 years imprisonment on each charge,
sentences to run concurrently.

On review 10 May 1945, sentence and
conviction were affirmed.

L.J. GILBRIDE,
Major,
for Chief Legal Advisor.

57

TO : Ministry of Pardon and Justice
(Direzione delle Carceri Giudiziarie
NAPOLI.)

1. Reference your letter 21803-3-I-A
dated 13 July.

2. AUNINO Pasquale was arrested on or
about 1 February 1945 for violation of Proc 2 Art 3 Sec 1,
in that he did conspire with other persons to steal
property of the Allied Forces in excess of 10,000 Lire,
and of Proc 2 Art 1 Sec 11 in that he stole boots,
property of Allied Forces, to the aggregate value of
more than 10,000 Lire.

3. He was tried on 15 and 20 March 1945
by an AMG Superior Court, found guilty on both charges
and sentenced to 5 years imprisonment on each charge,
sentences to run concurrently.

On review 10 May 1945, sentence and
conviction were affirmed.

L.J. GILBRIDE,
Major,
for Chief Legal Advisor.

MODULARIO

U. R. - n. c. - 402

Mod. N. 25 (Carceri)

" " 52 (Riformatori)

Napoli

13/7/1946

addi

19



Ministero di Grazia e Giustizia

ON.

UFFICIO LEGALE DEL COMANDO

DIREZIONE
DEL

ALLEATO

CARCERI GIUDIZIARIE

N A P O L I

21803 Tit. 3 Fasc. I Lett. A

Risposta alla lettera

del

Ufficio

N.

Allegati N.

OGGETTO : Detenuto AURINO PASQUALE di
Pasquale

Si prega inviare a questo ufficio l'estratto della sentenza riguardante il detenuto in oggetto giudicato il 21 marzo 1945 e condannato ad anni 5 reclusione da codesta Corte suprema per il reato di furto di beni alleati mentre l'Aurino era ricoverato nel locale ospedale degli Incurabili.

IL DIRETTORE SUPERIORE
(Dott. E. Ponomi)

55

TRANSLATION

13 July 1946

JUDICIAL PRISON OF NAPLES

SUBJECT : Prisoner AURINO Pasquale.

It is requested to sent to this office an abstract of sentence concerning the above prisoner who has been sentenced by an Allied Court on 21st Mar 1945 to 5 years imprisonment, while he was interned in the local "Ospedale degli Incurabili".

THE DIRECTOR

(sgd) Bonomi.

File

APPROVED: JOEY

HEADQUARTERS ALLIED COMMISSION
APO 594
LEGAL SUB-COMMISSION

AC/4083/23/L.

SUBJECT : MONCADA Salvatore

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Palermo on 6 December 1943

2. He was sentenced as follows:-

To serve 7 years imprisonment and to pay a fine
of 1,000,000 lire.

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

The sentence is set aside and quashed. It is further ordered that the fine, if paid, be remitted.

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

was released on 15 March 1946

5. It is believed that the defendant is confined at _____
BY AUTHORITY OF THIS HEAD QUARTERS' Letter AC/40-3/23/L of 8 March, 1946
Please issue the necessary instructions for the release communication

6. Please issue the necessary instructions for the ~~release~~ communication with the defendant. ~~Please confirm.~~

of the above information to the defendant. Please confirm.

AMENDED COPY

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

1 August, 1946.

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/4063/23/L.

SUBJECT: *12666*
12666

TO: The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Paris on 31 Jan 46

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 to 10 months on 10 August 1946.

4. Unless held for other lawful cause, the above named person will be released on 10 August 1946.

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

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

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

53

31 Jan

, 1946.

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB COMMISSION

AC/4083/23/L

AP/ns
1 August 1946

SUBJECT : ANATO Giuseppe. Domanda di Grazia

Al Capo di Gabinetto
del Capo Provvisorio dello StatoR O M A

Con riferimento alla sua lettera US/912/0739
del 31 luglio u.s. la informiamo che il processo re-
lativo al detenuto in oggetto è stato recentemente re-
visionato e pertanto la sentenza è stata ridotta in modo
da terminare il 15 maggio 1947.

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

TRANSLATION

ITALIAN REPUBLIC

IL CAPO DI GABINETTO
DEL CAPO PROVVISORIO DELLO STATO

US/912/0739

Rome, 31st July 46

TO THE LEGAL SUB-COMMISSION OF
THE ALLIED COMMISSIONR O M E

In order to comply with superior instructions, we are transmitting for consideration the enclosed petition lodged by Mrs Antonina REALE from CAMICATTINI BAGNI (Sicily) ~~in~~ on behalf of her son AMATO Giuseppe at present held in the Siracuse jail for an Allied Military Court sentence.

It will be very much appreciated if a reply could be sent to this office on this matter .

With the best regards

(Avv. Umberto Collamarini)

(sgd) F. Cosentino

rb/

REPUBBLICA ITALIANA

IL CAPO DI GABINETTO
DEL CAPO PROVVISORIO DELLO STATO

US/912/0739

Roma,

31 MAR 1946

SOTTOCOMMISSIONE LEGALE DELLA
COMMISSIONE ALLEATAR O M A

Secondo le Superiori istruzioni
si trasmette per l'esame di competenza
e con preghiera di un cortese cenno in
merito l'unita istanza con la quale la
signora Antonina Reale da Camicattini
Bagni (via Umberto I n.235) sollecita
un provvedimento di clemenza a favore
del figlio Giuseppe Amato detenuto nel
carcere di Siracusa in seguito a condanna
pronunciata dal Tribunale Militare Al-
leato.

Con la migliore considerazione.

/ (Avv. Umberto Collamarini)

F. Cofanti

30

D. S. Cealluzza Enrico Demetrio.

Presidente dello Stato.

Roma.

Ho sottoscritto Reale Autenzia, nota
e stampata in Caviezzini Bagui (Siracusa)
Via Umberto I° 235, mi permetto
esporre quando sono nell'interesse del
proprio figlio Adolfo Giuseppe di Liberto
di anni 21 che Trovosi attualmente detenuto
nella carcere di Siracusa, per condanna
riportata dal Tribunale Militare Aliato
rimunitosi in Catania con sentenza del
13/12/944 / ed gli infirmi anni 5 di
prigione per fatto in danno delle
pubbliche Forze Aliate.

Gruppo da inoltrare domanda di
Carzia alla Commissione Aliata
ed anche agli Uffici competenti Italiani,
ma purtroppo ancora fino ad oggi
nessun numero in che è pervenuto.

REPUBBLICA
LIBERTÀ INCHIESTA
14 LUG 1946
Prot. N. 0739

Roma.

Prot. N. 0/27

Ho sottoscritto Reale Autunno, nota
e domiciliata in Caviccioli Bagui (Sirena)
Via Umberto I ex 23, mi permette
esporre quando segue nell'interesse del
proprio figlio Oreste Giuseppe di Sebastiano
di anni 24 che trovosi attualmente detenuto
nelle carceri di Sirena, per esaudire
richiesta dal Tribunale Militare Uscito
rimunitosi in Catania con sentenza del
13/12/94 che gli inflisse anni 5 di
prigione per furto in danno delle
pubbliche Forze Alleate.

Oreste fa inoltrare domanda di
grazia alla Commissione Uscito
ed anche agli Uffici competenti Italiani,
ma purtroppo ancora fino ad oggi
ancora nessuno entro i perentorio.
da parte dello Stato. Si spera

in una elezione di Amnistia, ma
per troppo per la seconda volta il
Governo Italiano ha voluto i reati.
in danno delle forze alleate. Ma
allora a quale Governo appartengono
questi che hanno commesso danni entro
le forze alleate, e questi non danno
Amnistia, ne perdono? Forse lo Stato
ha visto usare di umani agli occhi
suoi diversi esperimenti per lo stesso fatto
per molti ~~tra~~ in danno alle forze alleate: per grazia
concessa, o riduzione di pena. Sarebbe
meglio a desiderare tanto con, perché
V. Eccellenza possa far intervenire gli
Uff. Alleati in riguardo a questa Amnistia
per la concessione di un perdono, dandogli
la libertà.

45
Non posso presto rifugiare alle dipendenze
Alleate per ben 15 mesi senza dare
nessuna lamentela; anzi fu necessario
in pieno la sua autorità laboriosa.
Fu tanto volte adibito al trasporto
di munizioni essendo presente ad

per uno governo da essere i reati.
in danno delle forze alleate. Ma
allora a quale governo appartengono
questi che hanno commesso danni contro
le forze alleate, se questi non danno
Culpiria, ne perdono? Forse lo Quato
ha visto usare dimunary agli oed
suoi diversi compari per lo stem fatto
per reati in danno alle forze alleate. per Guozon
concentra, o riduzione di pena. Fare blue
veroso a deservire tanta con, perche
V. Eccellenza possa far intervenire gli
Uff. Alleati in riguardo a questa Amistia
per la concessione di un perdono, dando
la liberta.

40
41
E'no proprio presto najo alle dipendenze
Alleate per ben 15 mesi senza dare
nessuna lamentela, anzi fu ricompensata
in pieno la sua onesta laboriosa.
Fu tanta volte adibito al trasporto
di munizione essendo presente ad
una accidentale esplosione che per

pero minicoe non perdetta la vita,
riportando una frattura al braccio
destro (come risulta da certificati medici).

Pertanto sottopongo alla C.^a Eccellenza
la supplica di mia persona maumma,
che in se ha l'unico figliolo che è
il sostegno della povera famiglia
di far concedere la grazia dalla
Commissione Allecta, per farlo ritornare
al lavoro che non può rimanere
indifferente al cuore del Conservatore
Repubblicano e al cuore degli
Allecti. Liberatori. Queora
sottopongo alla C.^a Eccellenza che lo
Amato ha e risultano precedenti
penali e che poi per una rapazzata
ha 2 anni che è in carcere.

Stiduaia di non appellarsi.

infame, con elevato ringraziamento

Caro. Orsini.

La mamma

come (come numero di cartelle mater.)

Pertanto sottopongo alla C. E. l'eccezione
la supplica di mia persona ma non
che in se ha il mio figliolo che è
il sostegno della nostra famiglia
di far concedere la grazia della
Commissione Oletta, per farlo ritornare
al lavoro che non può rimanere
indifferente al cuore del Conservatore
Repubblicano e al cuore degli
Oletti. Ibratori: Aveva
sottoposto alla C. E. l'eccezione che lo
Anato non è risultato precedente.
penali e che poi per una ragazza
ha 2 anni che è in carcere.

Stimato di non appellarsi.

intanto, con devoto ringraziamento

Saluti. Onorevoli.

La Marina

Reale Antenna.

Via Umberto I 235

Camierthim. Parigi (Giardini)

HEADQUARTERS ALLIED COMMISSION
APO 394
LEE L. SUR-COMMISSION

AC/1083/23/L. *CHORALE*

SUBJECT : **COSTANTINO Aristide fu Olindo**

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Naples on 29 April 1944

2. He was sentenced as follows: -

To serve 3 years imprisonment

On review 7 June 1944 the sentence was affirmed.

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

The sentence is reduced so as to end on 19 October 1946.

4. Unless held for other lawful cause, the above named person will be released on 19 October 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.

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

X
31 July, 1946.

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/1083/23/1.

COMM. Serials for trial

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 death by firing squad on 23 Feb 45.

3. On reconsideration the above sentence has been modified as follows:- ~~The sentence is reduced so as to end on 22 June 1945.~~

4. Unless held for other lawful cause, the above named person will be released on 22 June 1945.

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

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

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

14 Jul

, 1946.

LEGAL

9930

40931/03

ALLIED FORCE HEADQUARTERS
G-5 Section
APO 512

G-5: 934.44

3/ July 1946

SUBJECT: Clemency Petition - Bruno BRIGIDO.

TO : Chief Commissioner,
Allied Commission, APO 794.
(Attn: Legal Sub-Commission).

1. Enclosed for appropriate reply is a letter from Renata Gerosa BRIGIDO concerning her husband Bruno BRIGIDO.

2. The letter has not been acknowledged.

BY COMMAND OF LIEUTENANT GENERAL MORGAN:

W *Shaw* Major
A. L. HAMBLIN
Colonel, G.S.C.
Assistant Chief of Staff, G-5

Encls:
As above.

LEGAL SUBCOMMISSION	
CHIEF LEGAL ADVISOR	
DEPUTY CHIEF LEGAL ADVISOR	
CHIEF COUNSEL	
STAFF OFFICER	
TRAINING SECTION	
MEMBERS REVIEW BOARD	
AUG 1 - 1946	

Sir, this case is
on your little board
to be - *Walls*

FILE

JCAH

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/4083/23/L.

JKW/pa.
23 August 1946.

SUBJECT : BRIGIDO Bruno.

TO : AFHQ, G-5 Section.

1. See your letter G-5: 934.44 dated 31st July 1946.
2. The case of BRIGIDO Bruno has been duly considered by the Review Board, and it was the unanimous decision that the sentences imposed therein be reduced so as to end on 10 September 1946.
3. The Minister of Grace and Justice has been notified. The wife of the accused has been informed.

For the Chief Commissioner :

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

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FILE

HEADQUARTERS ALLIED COMMISSION
APO 94
LEGAL SUB-COMMISSION

AC/4033/23/L.

SUBJECT : CAVALLINI Guido

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Pisa on 7 April 1945

2. He was sentenced as follows:-
To serve 3 years imprisonment
On review 9 July 1945 the sentence was affirmed.
Conditioned on good behaviour 1 year suspended

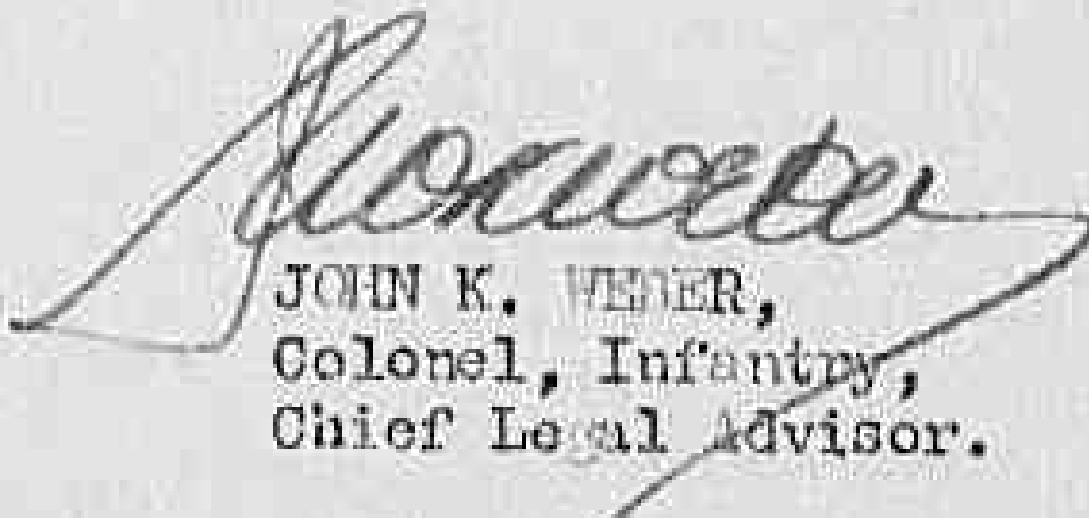
3. On reconsideration the above sentence has been modified as follows:-

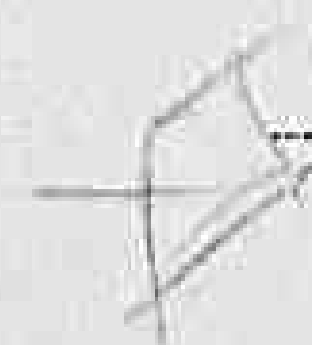
The sentence is reduced so as to end on 26 October 1946
The fine, if unpaid, is remitted.

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

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

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


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

 31 July, 1946.

F109

HEADQUARTERS ALLIED COMMISSION
APO 794
LEG/L SUB-COMMISSION

AC/4083/23/L.

SUBJECT : CLAVARLO CLIV

TO : The Minister of Pardon and Justice.

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

2. He was sentenced as follows:-

To serve 5 years imprisonment.

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

The sentence is reduced so as to end on 15 August 1946.

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

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.

 , 1946.

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/4083/23/L.

SUBJECT : CORNELIO GILBERT

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at London on 21 June 1946

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 to stand as is to end on 10 August 1946.

4. Unless held for other lawful cause, the above named person will be released on 10 August 1946.

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

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

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

31 JUL, 1946.

FILE

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

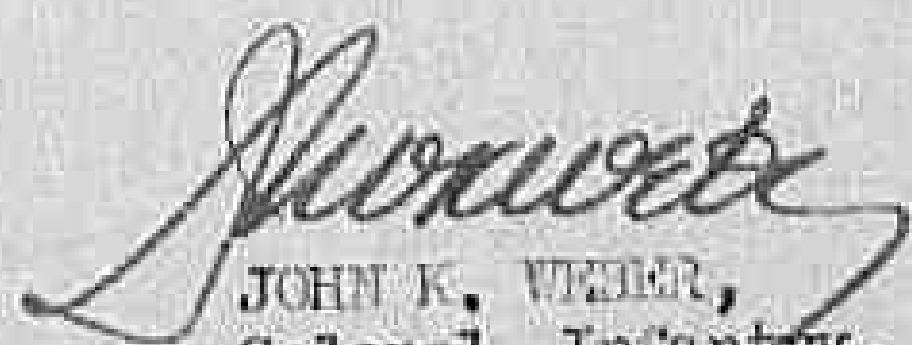
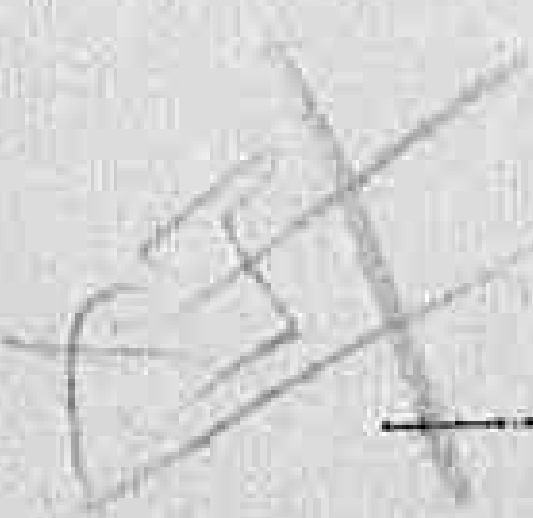
AC/1983/23/L.

SUBJECT : BOTTIGLIERI Gennaro

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Naples on 15 March 1945
2. He was sentenced as follows: -
To serve 2 years imprisonment
On review 31 March 1945 the sentence was affirmed
3. On reconsideration the above sentence has been modified as follows: -
The sentence is reduced so as to end on 31 August 1946.
4. Unless held for other lawful cause, the above named person will be released on 31 August 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.

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JOHN K. WEBER,
Colonel, Infantry,
Chief Legal Advisor.
31 July, 1946.

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/4063/23/1.

SUBJECT

DIMAURO

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 7 years imprisonment.

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

The sentence is reduced so as to end on 10 August 1946.

4. Unless held for other lawful cause, the above named person will be released on 10 August 1946.

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.

11-1-46, 1946.

4099/103
57/30/46

30th July, 1946.

To: Legal Sub-Commission, Allied Commission, Rome.
From: British Embassy, Rome.

COZZOLINO FILIPPO

--- We enclose for consideration a letter from
Signora Anastasia Corso.

We have acknowledged receipt of this letter
informing Signora Corso that the matter has been
referred to the appropriate Allied Military authority.

W. Wilson

W. Wilson.

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FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

MF/ndia.

AC/4005/23/L.

30 July 1946.

SUBJECT : Libération conditionnelle.

A : Sig. Vengli Ivo,
Carcere Mandamentale di Montevarchi (Arezzo).

Con riferimento a Va/ lettera in data 24 luglio 1946 questa Sottocommissione si prega comunicare che la domanda per la concessione della liberazione condizionale venne indirizzata al Ministero di Grazia e Giustizia attraverso il giudice di Sorveglianza e corredata dai documenti prescritti.

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

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TRANSLATION FOR INFORMATION OF COL. WEBER

Ref. your letter of July 24th ult. you are informed that all applications for conditional release should be address to the Ministry of Pardon and J^ustice throught the "Giudice di Sorveglianza" together with all documents which may be requested by Italian Authorities.

Montevarchi, July 24.th 1946

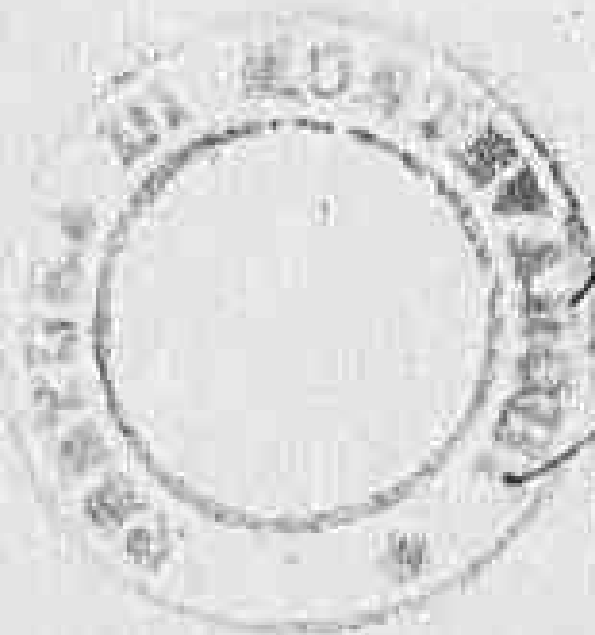
To
The Allied Commission
Legal Sub-Commission
Via Vittorio Veneto
R O M A

Afterwards the agreements intervened in Rome on the 4th July 1946 between the Minister of grace e justice and Colonel I.K. Weber, Chief of the Legal Commission, agreement establishing the concession of conditional liberty, according to the rules of the Italian penal code, to those who were excluded from amnesty for having been condemned from Allied Courts, I undersigned VENAGLI Ivo son of Aristide, born in Ponsacco (Pisa) on March 14th 1910, actually prisoner in the prison of Montevarchi (Arezzo) for a condemnation of two yerars' prison and fifty thowsand lire of fine suffered from the Allied Court in Lucca on the 27th of April 1945, for illegal purchase and possession of petrol, I take leave to beg the honourable Legal Commission, so that may order my releasing for having been formerly blameless, and being actually in the contition required from the above said agreement to obtain liberty .

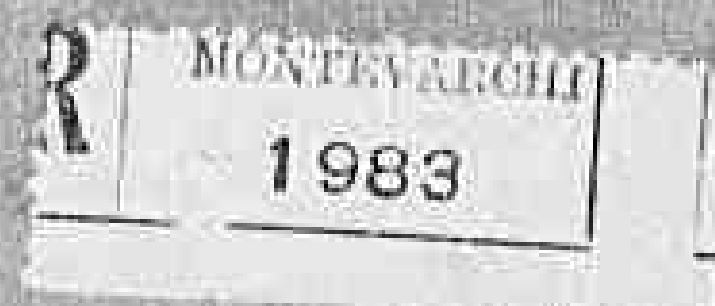
I have taken leave to address myself to that Legal Commission, because no judicial Italian Authority in Lucca has the documents regarding my trial and following condemnation .

Thanking, I am your obedient servant

33

*Venagli Ivo.**Carcere Mandamentale di Montevarchi
(Arezzo)*

RACCOMANDATA



Atta Commissione Alleata
Sottocommissione Legale
Via Vittorio Veneto

Roma

Mittente:- Venagli Ivo
barone Mandamentale di
Monterebello (Arezzo)



FILE
C O P Y

Segreteria di Stato di Sua Santita'

No. 130995/SA

Vatican City, July 29, 1946.

Dear Sirs :

The secretariat of State of His Holiness takes the liberty to recommend for the benevolent consideration of the competent authorities the request of Sig.ra Carmela FORMICOLA, Corso S. Giovanni a Teduccio 780, Naples, for the liberation of her husband, Giovanni FORMICOLA, presently detained in the Carcere Colonie Penale di Castiadas, Cagliari.

Sig.ra FORMICOLA states that her husband was sentenced to six years imprisonment by the Supreme Allied Court for purchasing Allied merchandise. There are three children in the family suffering want because of the confinement of the father.

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

Sincerely yours,

(Sgd)

Rt. Rev. Mons. Walter S. Carroll,
Secretariat of State of His
Holiness

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Legal Sub-Commission
Attention : Lt. Col. Atkinson
AC HQ
Via Veneto

ROMA

TH

HEADQUARTERS
NAPLES LIAISON GROUP
ALLIED COMMISSION
LEGAL DIVISION
APO 794

29 July 1946

SUBJECT: D'ANTONIO Armando di Giacinto.

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

1. The attached petition filed by D'Antonio Giacinto on behalf of his son D'ANTONIO Armando is forwarded to you for your consideration.

For the Chief Liaison Officer.

*Petition is in
"already reviewed" file*

O. C. VENUS
O. C. VENUS
Captain,
Liaison Officer

1 Incl.

CHIEF OF STAFF	
CHIEF OF LEGAL COUNSEL	
CHIEF COUNSEL	
SENIOR OFFICER	
HEAD OF LEGAL DIVISION	
MEMBERS REVIEW	
JUL 30 1946	

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HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AG/1083/23/L.

SUBJECT : ESPOSITO Antonio di Nicola

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Naples on 15 June 1944

2. He was sentenced as follows:-

To serve 3 years imprisonment
On review 5 August 1944 the sentence was affirmed

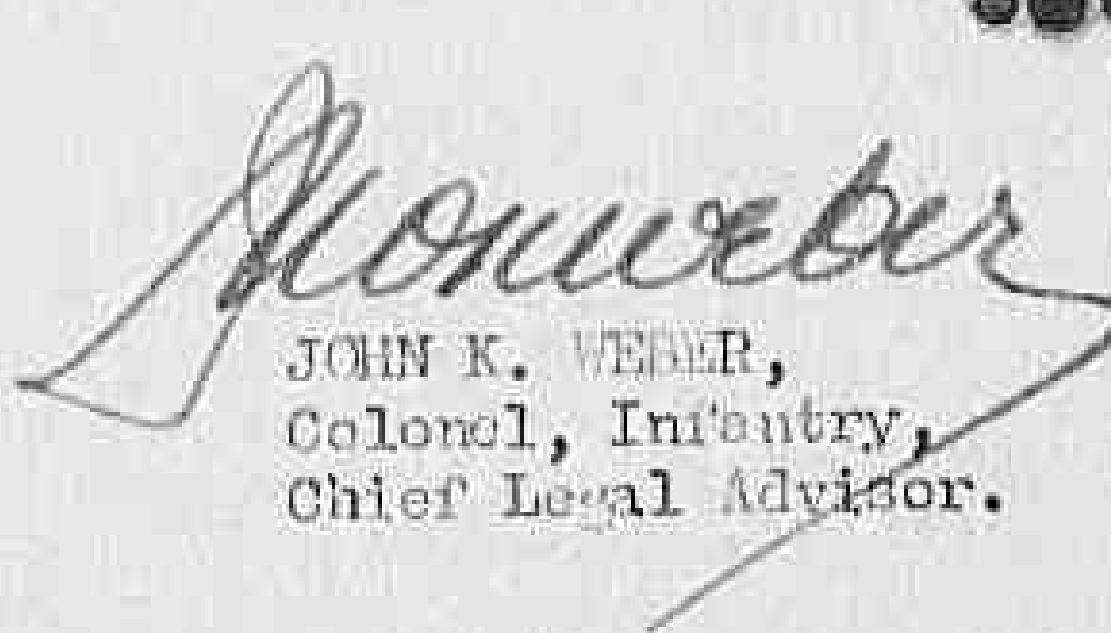
3. On reconsideration the above sentence has been modified as follows:-

The sentence is reduced so as to end on 7 August 1946

4. Unless held for other lawful cause, the above named person will be released on 7 August 1946

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,
Colonel, Infantry,
Chief Legal Advisor.

28 July, 1946.

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AG/1003/23/L.

SUBJECT : MELCHIORRI Gino

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Verona on 5 October 1945

2. He was sentenced as follows:-

To serve 2 years imprisonment of which the last 3 months suspended and to pay 250,000 Lire fine to be paid within 14 days, in default of payment thereof 6 months additional imprisonment

On review 28 Dec 45 Sentence reduced to 10 months imprisonment, fine affirmed

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

The sentence is reduced so as to end on 8 August 1946
The fine, if unpaid, is remitted.

4. Unless held for other lawful cause, the above named person will be released on 8 August 1946

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.

28 July, 1946.

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AE/1083/23/L.

SUBJECT : FERRARI Filippo

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Verona on 5 October 1945

2. He was sentenced as follows:-

To serve 2 years imprisonment of which the 3 last months suspended and to pay 400,000 lire fine to be paid within 14 days, in default of payment thereof 6 months additional imprisonment.

On review 28 December 1945 the sentence was reduced to 1 year- fine affirmed.

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

The sentence is reduced so as to end on 8 August 1946
The fine, if unpaid, is remitted.

4. Unless held for other lawful cause, the above named person will be released on 8 August 1946

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.

28 July, 1946.

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4083/23/L.

SUBJECT : TELLAM Angelo di Amelia
TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Florence on 11 January 1945

2. He was sentenced as follows:-

To serve 2 years imprisonment

On review 29 January 1945 sentence was affirmed

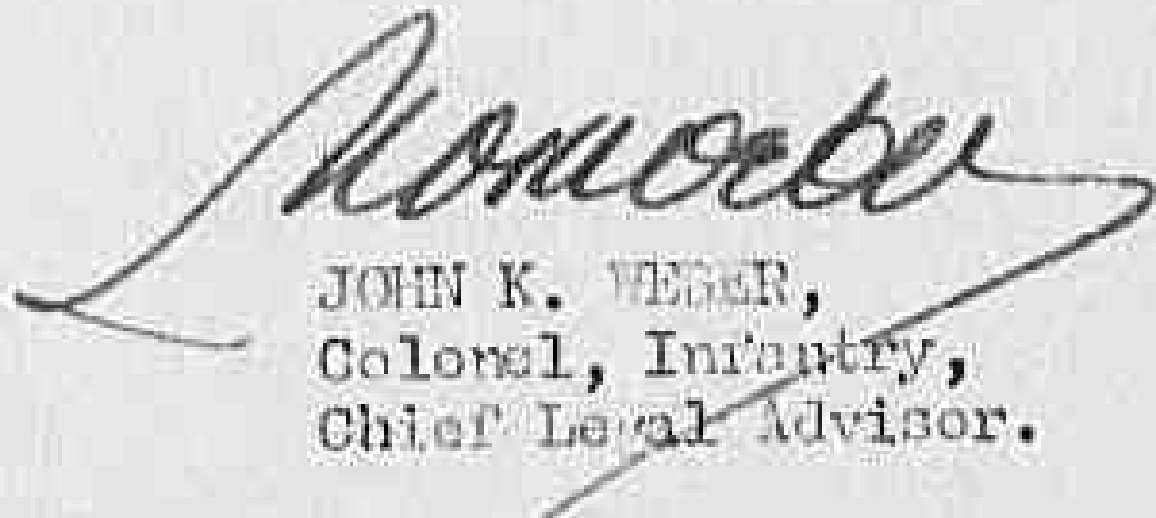
3. On reconsideration the above sentence has been modified as follows:-

The accused will be released on 7 August 1946

4. Unless held for other lawful cause, the above named person will be released on 7 August 1946.

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

6. Please issue the necessary instructions for the release of the defendant. Please confirm. ... 29


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

28 July, 1946.

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AG/1083/23/L.

SUBJECT : STRAZULLO Luigi fu Ciro
TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Naples on 15 June 1944

2. He was sentenced as follows: -

To serve 3 years imprisonment
On review 5 August 1944 the sentence was affirmed

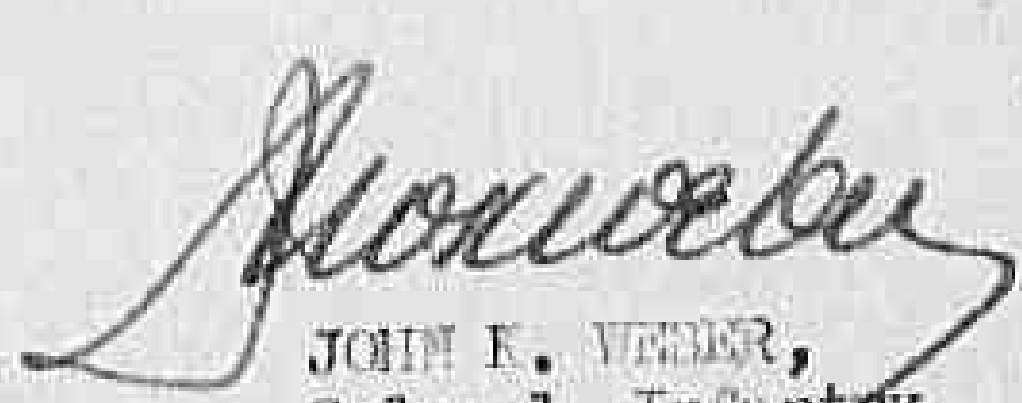
3. On reconsideration the above sentence has been modified as follows: -

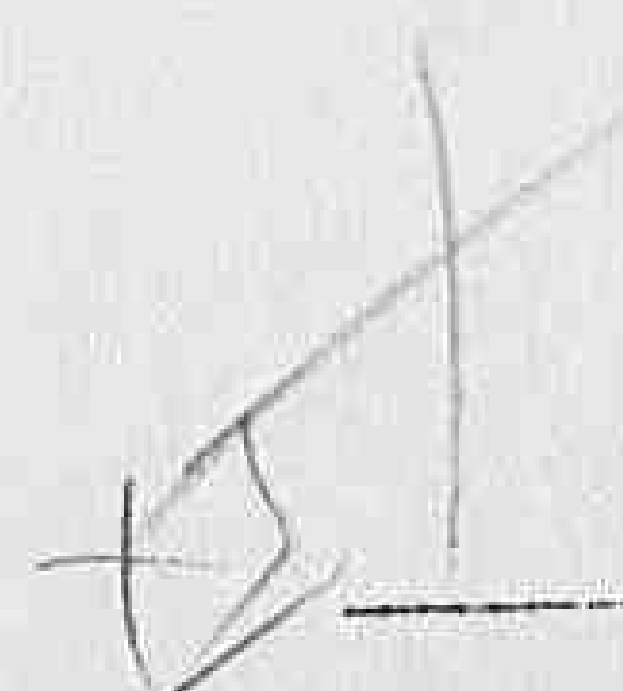
The sentence is reduced so as to end on 7 August 1946

4. Unless held for other lawful cause, the above named person will be released on 7 August 1946.

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

 28 July, 1946.

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/1063/23/L.

SUBJECT : ~~GIAMEN~~ Luigi

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Naples on 6 Nov 44.

2. He was sentenced as follows:-

2 years imprisonment on each charge, sentence to run concurrently.

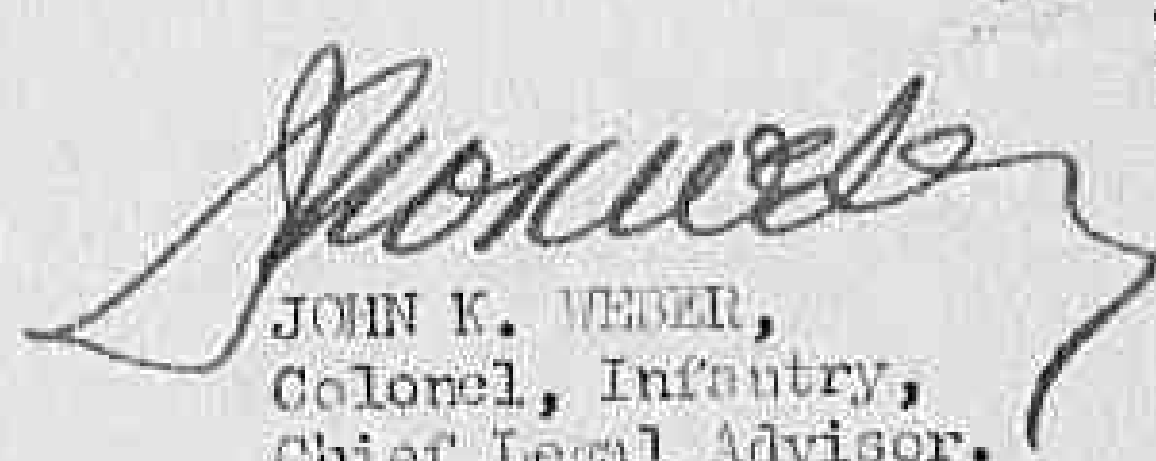
3. On reconsideration the above sentence has been modified as follows:-

The sentence of accused will be reduced so as to end on 8 August 1946.

4. Unless held for other lawful cause, the above named person will be released on 8 August 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. WEBER,
Colonel, Infantry,
Chief Legal Advisor.


28 July

, 1946.



278

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/4083/23/L.

SUBJECT : **MEROLLA Paolo**

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Naples on 15 June 1944

2. He was sentenced as follows:-

To serve 3 years imprisonment

On review 5 August 1944 the sentence was affirmed

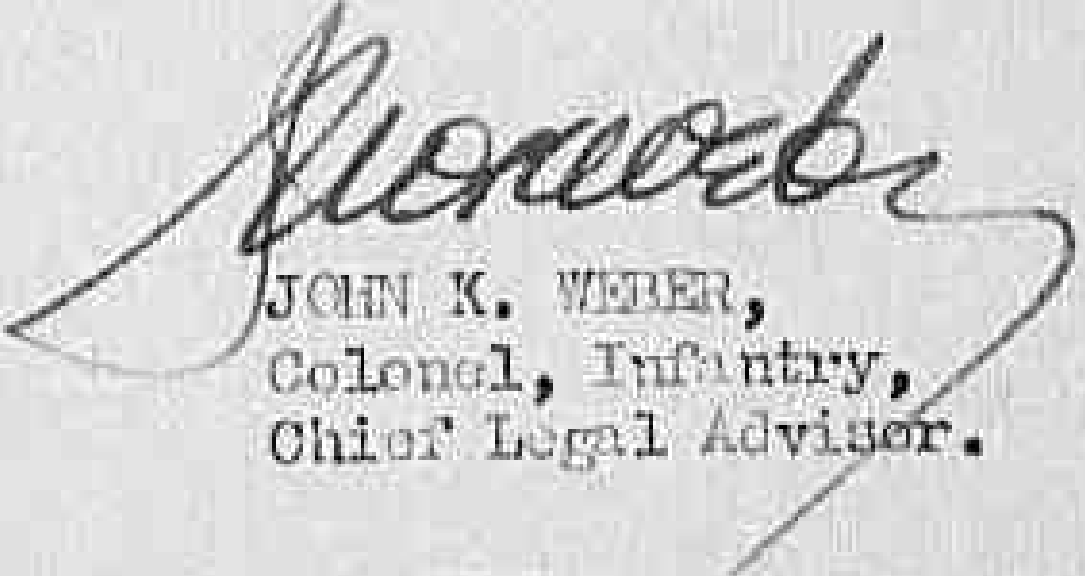
3. On reconsideration the above sentence has been modified as follows:-

The sentence is reduced so as to end on 7 August 1946

4. Unless held for other lawful cause, the above named person will be released on 7 August 1946.

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

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


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

28 July, 1946.

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/1983/23/L.

SUBJECT : **PARISI Vincenzo di Giuseppe**
TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Naples on 15 June 1944

2. He was sentenced as follows: -

To serve 3 years imprisonment

On review 5 August 1944 the sentence was affirmed

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

The sentence is reduced so as to end on 7 August 1946

4. Unless held for other lawful cause, the above named person will be released on 7 August 1946.

5. It is believed that the defendant is confined at 25

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


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


28 July, 1946.

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/1483/23/L.

SUBJECT : MARESCA Giuseppe di Pasquale
TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Naples on 15 June 1944

2. He was sentenced as follows: -

To serve 3 years imprisonment

On review 5 August 1944 the sentence was affirmed

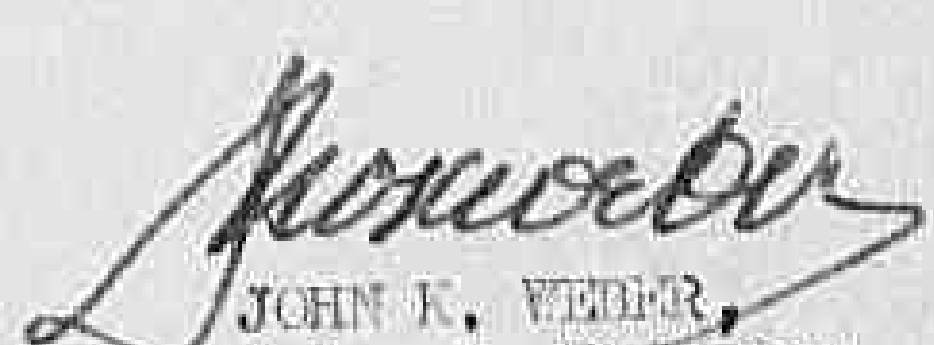
3. On reconsideration the above sentence has been modified as follows: -

The sentence is reduced so as to end on 7 August 1946

4. Unless held for other lawful cause, the above named person will be released on 7 August 1946.

5. It is believed that the defendant is confined at _____ 26

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


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


28 July, 1946.

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/1483/23/L.

SUBJECT : ANNULATA Vincenzo di Gennaro

TO : The Minister of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Naples on 15 June 1944

2. He was sentenced as follows: -

To serve 3 years imprisonment

On review 5 August 1944 the sentence was affirmed

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

The sentence is reduced so as to end on 7 August 1946

4. Unless held for other lawful cause, the above named person will be released on 7 August 1946.

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

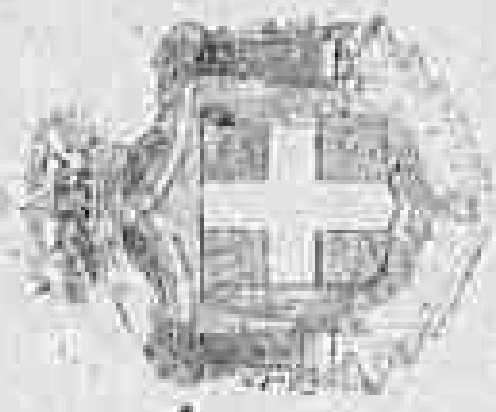
6. Please issue the necessary instructions for the release of the defendant. Please confirm.

23

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

FI
28 July, 1946.

Mod 2



Ministero di Giustizia

Subcomitè di W. di Ministero

Uff. Collegamento col l'A.C.

Subcomitè di W. di Ministero

Roma, 26 Luglio

OGGETTO CALABRESE Vincenzo - CASTELLUCCIO Vincenzo.-

Alla Commissione Alleata
Sottocommissione Legale

ROMA

Si trasmettono per competenza le domande di grazia relative ai nominati in oggetto condannati da Tribunali Alleati.

Si prega volere esaminare gli argomenti a sostegno delle istanze e di comunicare l'esito della revisione a questo ufficio.-

L'UFFICIALE DI COLLEGAMENTO
(Dr. Giorgio Bonelli)

22

Submitt. di H. H. H. H. H.

Uff. Collegamento col I.A.C.

Submitt. 1 w c / 3443-1

Roma, 26 Luglio

OGGETTO CALABRESE Vincenzo - CASARELLUCCIO Vincenzo.-

Alla Commissione Alleata
Sottocommissione Legale

R O M A

Si trasmettono per competenza le domande di grazia relative ai nominati in oggetto condannati da Tribunali Alleati.

Si prega volere esaminare gli argomenti a sostegno delle istanze e di comunicare l'esito della revisione a questo ufficio.-

L'UFFICIALE DI COLLEGAMENTO
(Dr. Giorgio Bonelli)

X	
SEARCHED	INDEXED
SERIALIZED	FILED
JUL 29 1946	

22

TRANSLATION

SUBJECT : CALABRESE Vincenzo and CASTELLUCCIO Vincenzo.

Enclosed herewith petitions for pardon on behalf of the above two persons who have been sentenced by an Allied Court.

, It is kindly requested to ~~XXXXXX~~ consider the reasons set out in the petitions and to inform this Ministry of the result on xx re-review.

(sgd) Bonelli

Sabotage?

40 83/93

HEADQUARTERS
LOMBARDIA REGION LIAISON GROUP
ALLIED COMMISSION
APO 394

PS/31

26 July 1946

SUBJECT: ZORZA Giacomo.

TO : CHIEF LEGAL ADVISOR, LEGAL SUB-COMMISSION, AC.

*Put him in
under your file*

The attached application is forwarded for your information and such
action as you deem necessary.

A. H. Gardner

A. H. GARDNER,
Lt. Col. R.A.
Chief Liaison Officer

[Handwritten mark]

200

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

10/3/23
AC/4030/L

/mda.

26 July 1946.

SUBJECT : PIROGENTILI Giuseppe.
TO : Ministry of Pardon and Justice.
(Attn: Dr. Bonelli).

Herewith enclosed file in the case of the above named as
requested by your letter DC/4341/5 dated 15 July 1946.

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

13

19

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

FILE

FILE

/mda.

26 July 1946.

AG/4083/23/L.

SUBJECT : CAJARESE Vincenzo di Bartolomeo.

TO : Rome Area Allied Command
Office of the AG of 3, G-2.

1. Reference is your letter, P/5628, dated 23 July 1946.
2. The case of the above mentioned person has been recently considered by the Board of Review and on 10 July 1946 the following decision was announced by the Chief Judicial Officer: The sentence is reduced so as to end 15 June 1947.

LESTER C. BERN,
Captain Infantry,
for Chief Legal Advisor.

RUB

17

+3/

40B/93

Mod 6: 3 (Cancer)

Alghero 26/7/ 46

Love

Proposta alla lettera

Hel²

*Vi prego di mandare
a questo Ufficio
quanto è indicato*

Richiesta di ordine di scarcerazione relativo al detenuto
MAROTTA ANTONIO fu Santo, nato a Nola 11/11/919 condannato con sentenza 23/1/944 del Tribunale del Governo Militare Alleato in Napoli ad anni 10 di reclusione ridotta ad anni 5.

in margine facendo de-
correre la pena dal 21/9/
946 data in cui il MAHOTTA
terminerà di scontare anni
3 di reclusione inflitta-
gli dal Governo Militare.
Alleato in Galerna con sen-
tenza 1°/2/944. "

11) Palermo Il Direttore
(Dott. Giuseppe Puggioni)

alla Commissione

Allegata- Sottocommissione

Legale

К О М А

DEGRUYTER

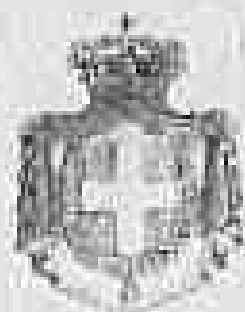
$$\text{CH}_3\text{F} \cdot \text{C}^+\text{UR}^+\text{F}$$

STUDY OBJECTIVE

THE NEW SERIES

MEMBERSHIP

AUG 1 - 1946



file
AC/4083/23
1946
Ministero
di Grazia e Giustizia

DIREZIONE GENERALE
PER GLI ISTITUTI DI PREVENZIONE E DI PENA

DEF. VI

Let. A 4512/75181

Oggetto: Detenuti condannati da Corti Militari
Alente.

Al la Commissione Alente
Dott. Commissionario Lavel
ROMA

Proposta del

10.3.1946

Da

120/4083/23/I

In riferimento alla nota sopraindicata, si
trascrive qui di seguito quanto ha comunicato la
Direzione della casa penale di Alghero, con no-
ta n. 4593 del 15 d.m.:

"Con riferimento alla Nota sopraindicata assai-
surre la Segreteria di avere, in data odierna, co-
nosciuto ricevuto, alle Corti militari Alente, del-
le posizioni giuridiche dei detenuti Iacolino
Sturzo, Velotti Pasquale e D'Antonio Armando, e
segnalato che le posizioni giuridiche dei detenuti
Marinelli Vito e De Vico Salvatore sono state
trasmesse alla Colonia penale di Asinara, dove i
medesimi furono trasferiti il 7/9/1945.

"Il detenuto Gaspari Gennaro è stato liberato

MODULARIO
C.G. - a. c. - 1946Mod. N. 25 (Carceri)
" " 51 (Riformatori)

addi 25 Luglio 1946

Ministero di Grazia e Giustizia

FILE

DIREZIONE
DEL
CARCERI GIUDIZIARIE - MILANO
UFFICIO ~~MAFUSARDI~~

N. 5548 Tit. 3 Parc. I Lett. M

Risposta alla lettera
del 16 corrente

Ufficio N° AO/4083/23/L

Allegati N.

AL
HEADQUARTERS ALLIED COMMI-
SION - APO 794 - LEGAL
SUB-COMMISSION

M I L A N O

OGGETTO; detenuto MALUSARDI Benvenuto -

In risposta alla nota a margine
indicata, si comunica che il detenuto in oggetto
in data 31 Ottobre 1945 è evaso e dagli atti di
quest'Ufficio non risulta che il medesimo sia
stato riarrestato.

IL DIRETTORE

AUG 7 - 1946

15

TRANSLATION OF THE LETTER SENT BY THIS S/C TO THE PRISON OF MILANO

SUBJECT : MALUSARDI Benvenuto.

FILE

With reference to letter No.2651 dated 22 June 1946, addressed to Ministry of Grace and Justice it will be appreciated if this Sub-Commission could be informed whether the above prisoner has been rearrested or he is ~~fugitive~~ still^a/fugitive and the exact date of his escape.

(sgd) Capt.Bern

FILE

Col. Weber,

When I told you last night I had this case I had another in mind. Attached is the preceding correspondence re this case.

- (A) letter from us asking about termination of sentence
- (B) Reply stating the prisoner escaped
- (C) Letter from us wanting to know if Kalsardi has been re-arrested
- (D) (on front of file) - Reply.

Kalsardi - (prisoner)

OK

W

TRANSLATION

FILE

D
25 July 1946

No. 3548 - 3 - 1 - M

Director of the Prison of Milano

SUBJECT : Prisoner MALUSARDI Benvenuto.

In reply to your letter AC/4083/23/L dated 16/7/46
it is to inform you that the above prisoner escaped on
the 31st October 1945 and from the file of this prison
does not result that he has been re-arrested.

THE DIRECTOR
(sgd) Illegible

12

अथवा

Mod.2



Gabinetto di S. E. il Ministro
Ufficio di Collegamento con L'A.C.

Roma, 25. 7. 1946 19

Prot. No. 12 vs 6431 - 4

OGGETTO Carcere giudiziario di Alghero.

ALLA COMMISSIONE ALLEATA
Sottocommissione Legale

ROMA

Con riferimento alla lettera pari oggetto dell'11-
6 - 1946 si trasmette la lista completa dei detenuti
per ordine alleato del carcere di Alghero.

L'UFFICIALE DI COLLEGAMENTO
(Dr. Giorgio Bonelli)

Bowie

Figure 1

Ufficio di Collegamento con L'A.C.

Prot. No. 100/4431 - 4

Oggetto Carcere giudiziario di Alghero.

ALLA COMMISSIONE ALLEATA
Sottocommissione Legale

R O M A

Con riferimento alla lettera pari oggetto dell'11-
6 - 1946 si trasmette la lista completa dei detenuti
per ordine alleato del carcere di Alghero.

L'UFFICIALE DI COLLEGAMENTO
(Dr. Giorgio Bonelli)

Bonelli

HEADQUARTERS
PERS LIAISON GROUP
ALLIED COMMISSION
LEGAL DIVISION
APO 794

25 July 1946

SUBJECT: Petitions for pardon.

TO : Chief Legal Advisor, Headquarters,
Allied Commission, Legal Sub-Commission,
APO 794

1. Transmitted herewith are the following petitions
for your consideration:

RE ROBERTA Vincenzo di Guardo → in "under 2 yrs" file
CYPRIANO Pasquale di Fedele → with case 465.
STRAVIO Antonio fu Francesco → with case 531-

For the Chief Liaison Officer.

W. C. [Signature]
W. C. [Signature]
Captain,
Liaison Officer

3 Incls.

LEGAL DIVISION	
CHIEF LEGAL ADVISOR	
DEPUTY CHIEF LEGAL ADVISOR	
CHIEF COUNSEL	
STAFF OFFICER	
RECORDS SECTION	
MEMBER REVIEW BOARD	
JUL 27 1946	

20

HEADQUARTERS
NAPLES LIAISON GROUP
ALLIED COMMISSION
LEGAL DIVISION
APO 794

25 July 1946

SUBJECT: DELLA MONICA Raffaele di Giovanni.

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

1. The attached petition filed by Della Monica Armando on behalf of his brother DELLA MONICA Raffaele is forwarded to you for your consideration.

For the Chief Liaison Officer.

O. C. VENUS

Captain,

Liaison Officer.

1 Incl.

Petition with the case No 462 -

LEGAL DIVISION	
CHIEF OF DIVISION	
DEPUTY CHIEF LEGAL ADVISOR	
CHIEF COUNSEL	
STAFF OFFICER	
ITALIAN SECTION	
MEMBERS REVIEW BOARD	
JUL 27 1946	

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

AC/4001/65/L.

MF/rm.
25 July 1946.

OGGETTO : DICHIARAZIONE Francesco.

Con riferimento alla conversazione tra il Dott.
FICRE di questa sottocommissione e il Col. FAVA, questo Ufficio
si pregia trasmettere la lettera diretta all'indirizzato.

Nel contempo si fa presente che la Sua segnalazione
verrà tenuta nel debito riguardo.

G.O. KIMMELFORD,
Lt. Colonel,
Deputy Chief Legal Advisor.

Col. FAVA
Patriot Branch
H.Q., A.C.

Mc/mv

*Ministero dell'Assistenza Post bellica*

Servizio Assistenza Partigiani

Le

Uff.

Prot. N. 13026 Allegato

Risposta al Foglio N.

del

OGGETTO

Le rimetto, come Lei mi ha cortesemente consigliato, copia della domanda inoltrata alla Sottocommissione Alleata dai familiari di Dionisio Francesco.

Le sarà grato se potrà interessarsi affinché la domanda sia esaminata celermente, tanto più che analoga domanda presentata alla stessa Sottocommissione Legale (Col. Crawford) nel giugno 1945 rimase senza risposta.

Grazie e cordiali saluti

Roma

28 MAG 1946

19

Al COL. FAVA
UFFICIALE DI COLLEGAMENTO
Presso la Commissione
Alleata - Via Veneto

ROMA

Illmo Sig. Presidente

della Sottocommissione Legale
della Commissione Alleata

Via Veneto

R O M A

OGGETTO:- Richiesta di una copia degli atti processuali riguardanti il condannato Dionisio Francesco di Michelangelo.

Il sottoscritto Dionisio Niccolò di Michelangelo abitante in Firenze, Via Spontini 107, quale unico rappresentante della famiglia e nell'interesse del fratello Dionisio Francesco di Michelangelo sottopone rispettosamente alla S.V. Illma quanto segue:

In data 9 gennaio 1945 la Suprema Corte Militare Alleata della 5^a Armata, nella sua sede di Firenze, Via Cavour, emise sentenza di morte nei riguardi del nominato mio fratello Dionisio Francesco per violazione del proclama alleato n.1 parte II^a art.4, Sez.I^a. Fu avvocato difensore di ufficio il Sig.Tenente Frank.J. Moran - Company H. 2675 Regiment. A.P.O. 394 - New York, mentre ignoro i nomi dei giudici estensori della sentenza.

La suddetta condanna capitale in seguito a revisione fu commutata ai primi di Marzo 1945 in quella del carcere a vita, ed il condannato in data 18 marzo 1945 fu inviato per scontare la pena nel Penitenziario italiano di Procida.

Cessate le ragioni del segreto militare con la cessazione effettiva dello stato di guerra, la famiglia ritiene che esistano gravi e profonde ragioni capaci di permettere l'annullamento o una nuova modifica di tale sentenza a beneficio del condannato.

In base a quanto sopra esposto, chiedo a codesta On.Presidenza che mi sia rilasciata una copia del processo citato essendo essa necessaria onde potere avere gli elementi legali e giuridici per chiedere nei dovuti modi ed ottenerne una nuova discussione del reato contestato.

Al fine di facilitare le ricerche di tali atti processuali, lo scrivente segnala che ritiene che essi siano segnati in rubrica americana e che come per norma essi furono a suo tempo trasmessi a codesta On.Presidenza.

Nell'assoluta certezza che codesta On.Presidenza non vorrà negare alla famiglia la possibilità di risabilitare il condannato concedendone i mezzi

21

rispettosamente ringrazia

Firenze, 23 Maggio 1946

Dr. Lionello Storti
Via Spontini 107
Firenze

FILB

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB-COMMISSION

/og.
25 July 1946.

AG/4083/23/L.

SUBJECT : FIORETTI Giuseppe fu Salvatore.

TO : Rome Area Allied Command,
Office of the AC of S, G-2.

1. Reference is your letter, P/5620 dated
23 July 1946.

2. The case of the a/m person is at present
under the process of consideration by the Board of Review.
The petition forwarded by you has been inserted into the
accused's file and will be duly considered.

LESTER C. BERN,
Captain, infantry,
for Chief Legal Advisor.

ROME AREA ALLIED COMMAND
Office of the AC of S, G-2
APO 794, US ARMY

P/5620

PJC/1p
23 July 1946

SUBJECT: FIORETTI Giuseppe fu Salvatore.

TO : Allied Commission
Legal Subcommittee.

1. Enclosed petition concerning subject has been received by this office.
2. Subject was tried by Allied Court N.7 on 29 September 1944 and sentenced to 5 years imprisonment for theft.
3. Subject requests leniency.
4. Will you please advise this office of any action taken.

PJC
PHILIP J. CORSO
Captain, GSC
AC of S, G-2

HEADQUARTERS
NAPLES LIAISON GROUP
ALLIED COMMISSION
LEGAL DIVISION
APO 704

25 JULY 1946

SUBJECT: Petitions for pardon.

TO : Chief Legal Adviser, Headquarters,
Allied Commission, Legal Sub-Commission,
APO 704

1. Transmitted herewith are the following petitions
for your consideration:

VELLA Eugenio and PICCOLO Salvatore
DELLA PORTA Giovanni di Gaetano.

For the Chief Liaison Officer.

McLivehen
O. C. VEEUE,
Captain,
Liaison Officer

2 Incls.

MS

CHIEF LIAISON OFFICER	
CHIEF LEGAL ADVISOR	
DEPUTY CHIEF LEGAL ADVISOR	
CHIEF COUNSEL	
CHIEF CLERK	
LEGAT SECTION	
MEMBERS REVIEW BOARD	
JUL 27 1946	

75

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB COMMISSION

FILE

AC/4083/23/L

MF/na
25 July 1946

SUBJECT : PIROGENTILI Gi seppa.

TO : Ministero di Grazia e Giustizia.
Direzione Generale per gli Istituti
di Prevenzione e di Pena.

Questa Sotto Commissione si pregia di comunicare che in data 11-9-1945 con lettera allegata in copia AC/4083/23/L fu comunicato a codesto Ministero che la domanda di grazia del menzionato in oggetto era stata respinta. Si riservano ulteriori comunicazioni.

FILE

G.G. RANNAFORD,
Lt.Colonel,
Deputy Chief Legal Advisor.

+5

0550

