

ACC

10000/142/623
(VOL. 27)

PETITION
JULY 1944

10000/142/623
(VOL. 27)

PETITIONS FOR GRACE & CLEMENCY, (AMG COURT CASES)
JULY 1944 - JAN. 1947

file

HEADQUARTERS ALLIED COMMISSION
APO 704
LEGAL DIVISION

10/4/45/35/1

Subject: **ESPPOSITO Francesco fu Gennaro**

To: The Ministry of Defense and Justice

1. The above named person was tried by an Allied Military Government Court sitting at **Naples** on **24 Jul 44**

2. He was sentenced to **To serve 7 years imprisonment; on review 23 Aug 44, the conviction and sentence were affirmed.**

3. On reconsideration the above sentence has been modified as follows: **The sentence is reduced to 2 years imprisonment from the date of arrest (8 June 44)**

4. Unless held for other lawful cause, the above named person will be released **when he will have served 2 years imprisonment from 8 June 44 under the above-mentioned sentence.** It is believed that the defendant **was** confined at **Foggioreale.**

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

17 January 1947.



Monro
JOHN R. WALKER,
Colonel, Infantry,
Chief Legal Advisor

151

MR

file

HEADQUARTERS ALLIED COMMISSION
APO 734
LEGAL DIVISION

25/10 13/24/44

SUBJECT **DE LENA Carmine di Giuseppe**

TO The Ministry of Justice and Law

1. The above named person was tried by an Allied Military Government Court sitting at Prattasaggio on 27 April 44

2. He was sentenced as follows:

To serve 3 years imprisonment; on review, 3 July 44, the conviction and sentence were affirmed.

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

The sentence is reduced to one year from the date of arrest (13 April 1944)

4. Unless held for other legal cause, the above named person will be released when he will have served one year imprisonment from 13 April 1944 under the above-mentioned sentence. It is believed that the defendant was confined at Afragola.

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



John S. Wilson
JOHN S. WILSON,
Colonel, Infantry,
Chief Legal Advisor.

17 January 1947.

MA

file

HEADQUARTERS ALLIED COMMISSION
APO 754
LEGAL DIVISION

AC/10-3/33/1

OFFICER **BARTOLUCCI Emilio di Vincenzo**

TO: The Ministry of Foreign Affairs and Justice

1. The above named person was tried by an Allied Military Government Court sitting at Ancona on 11 Dec. 1944

2. He was sentenced as follows:

To serve **2 1/2** years imprisonment; on review, 1 Feb. 45, the conviction and sentence were affirmed.

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

The sentence is reduced to 2 years from the date of arrest (21 November 1944).

4. Unless held for other lawful cause, the above named person will be released **xx** when he will have served 2 years imprisonment from 21 Nov. 1944 under the above mentioned sentence

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

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

17 January 1947



Howe
JOHN R. WELCH,
Colonel, Infantry,
Chief Legal Advisor.

149

12



HEADQUARTERS ALLIED COMMISSION
AND THE
LEGAL DIVISION

AG/4003/23/1

SUBJECT: TACCALITI Giovanni di Oddo

TO: The Ministry of Pardon and Justice

1. The above named person was tried by an Allied Military Government court sitting at Ancona on 20 April 1945

2. He was sentenced as follows:

To serve 2 years imprisonment; on review, 7 June 45, the conviction and sentence were affirmed, the sentence to start 3 March 1946.

3. On re-consideration the above sentence has ^{not} been modified.

The conviction and sentence are affirmed.

4. Unless held for other lawful cause, the above named person will be released ~~xx~~ when he will have served 2 years imprisonment from 3 March 1946 under the above mentioned sentence.

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

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

17 January 1947



[Signature]
JOHN E. WHEELER,
Colonel, Infantry,
Chief Legal Advisor.

148

HR

file

HEADQUARTERS ALLIED COMMISSION
APR 1944
LEGAL DIVISION

fu

10/A025/25/3

SUBJECT : **MORONE, Carlo di Alfredo**

TO : The Ministry of Justice

1. The above named person was tried by an Allied Military Government Court sitting at Naples on 22 November 1944

2. He was sentenced as follows:
To serve 9 years imprisonment; on review, 7 December 1944, the sentence was reduced to 5 years imprisonment.

3. On reconsideration the above sentence has ^{not} been modified
~~XXXXXXXXXXXX~~

The conviction and sentence are affirmed.

4. Unless held for other lawful cause, the above named person will be released ~~at~~ when he will have served five years imprisonment under the above mentioned sentence.

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

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

17 January 1947.



John H. Walsh
JOHN H. WALSH,
Colonel, Infantry,
Chief Legal Advisor.

111

IVR

file

HEADQUARTERS ALLIED COMMISSION
AIG 794
LEGAL DIVISION

EG/2073/23/0

TO: PICARDI Vincenzo fu Pasquale

TO: The Ministry of Penitence and Justice

1. The above named person was tried by an Allied Military Government Court sitting at Naples on 25 April 44

2. He was sentenced as follows:

To serve 5 years imprisonment and to pay a fine of 100,000 lire or in default of payment thereof, to serve 1 year additional imprisonment. On review, 8 July 1944, the conviction and sentence were affirmed.

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

The sentence is reduced to 2½ years from the date of arrest; the fine, if unpaid, is remitted.

4. Unless held for other lawful cause, the above named person will be released ~~at~~ when he will have served 2½ years imprisonment from 12 April 1944 under the above mentioned sentence.

5. It is believed that the defendant ~~was~~ confined at Poggioreale

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



Monroe
JOHN R. MONROE,
Colonel, Infantry,
Chief Legal Advisor. 148

17 January 1947

MR

file

HEADQUARTERS ALLIED COMMISSION
129 794
LEGAL DIVISION

file

AG/1083/23/3

PERRELLA
SUBJECT PERRELLA Giuseppe fu Giuseppe

cc The Ministry of Pardon and Justice

1. The above named person was tried by an Allied Military Government Court sitting at Bolsa on 18 April 1944

2. He was sentenced as follows:

To serve 5 years imprisonment and to pay a fine of 100,000 lire; on review 8 June 1944 the conviction and sentence were affirmed.

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

The sentence is reduced to 2 years imprisonment *from date of arrest.*
The fine, if unpaid, is remitted.

4. Unless held for other lawful cause, the above named person will be released ~~when~~ when he will have served 2 years imprisonment under the above mentioned sentence.

5. It is believed that the defendant ~~is~~ was confined at Bolsa.

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



Monw...
JOHN R. WELSH,
Colonel, Infantry,
Chief Legal Advisor.

146

17 January 1947

MR

file

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

AG/2074/277E

RIZZO, Alfonso

SUBJECT

TO : The Ministry of Pardon and Justice

1. The above named person was tried by an Mussomeli Military Government Court sitting at 25 Dec. 43 on _____

2. He was sentenced as follows:
To serve 5 years imprisonment, 2 of which are suspended on good behaviour; on review, 7 March 1944, the conviction and sentence were affirmed.

not
/

3. On reconsideration the above sentence has been modified as follows:
The conviction and sentence are affirmed.

4. Unless held ~~for~~ when he will have served 3 years imprisonment if his conduct in prison had been good; if not, when he will have served 5 yrs.

was

Mussomeli (Sicily) believed that the defendant is confined at _____

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

17 January 1947



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

144

MR

file

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

AG/1033/25,1

SUBJECT: VITI Nino.

TO: The Ministry of Pardon and Justice

1. The above named person was tried by an Allied Military Government Court sitting at Jesi on 2 May 45

2. He was sentenced as follows:

To serve 2 yrs, 6 months imprisonment; on review 9 June 45, the conviction and sentence were affirmed.

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

The conviction and sentence are affirmed.

4. Unless held for other legal cause, the above named person will be released when he will have served 2 years and 6 months imprisonment under the above-mentioned sentence.

It is believed that the defendant was confined at Jesi.

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

17 January 1947



Howards
JOHN R. WHEEL,
Colonel, Infantry,
Chief Legal Advisor.

143

M2

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

AG/AD/3/23/L

30/1/47

SCANDALI, Guerriero di Ettore

25 : The Ministry of War and Justice

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

Ancona

20 April 1945

2. He was sentenced as follows:

To serve 2 years imprisonment; on review, 7 June 1945, the conviction and sentence were affirmed, the sentence to start 3 March 1945.

3. On reconsideration the above sentence has been ^{not} altered as follows:

XXXXXXXXXXXX

The conviction and sentence are affirmed.

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

from 3 March 1945 under the above sustained sentence.

war

Ancona

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



John K. Warner
JOHN K. WARNER,
Colonel, Infantry,
Chief Legal Advisor.

142

17 January 1947

MR

file

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

AG/4073/2771

SUBJECT: MINGONI, Emilio

TO: The Ministry of Pardon and Justice

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

2. He was sentenced as follows:
To serve 4 years imprisonment and to pay a fine of 1,340,000 (one million three hundred forty thousand lire) on or before 20 May 45 or in default of payment thereof, to serve an additional 4 years imprisonment; on review 6 June 48 the conviction and sentence were affirmed, the sentence to run from 5 April 1945

3. On reconsideration the above sentence has ^{not} been modified
~~XXXXXXXXXX~~

The conviction and sentence are affirmed.

4. Unless held for other lawful cause, the above named person will be released ~~at~~ when he will have fulfilled his sentence as set out above.

5. It is noted that the defendant was confined at Ancona

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



John K. Wheeler
JOHN K. WHEELER,
Colonel, Infantry,
Chief Legal Advisor.

141

17 January 1947

MR

fill

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

AG/MOR/23/1

SUBJECT : **FERRACCIANO Luigi fu Salvatore**

TO : The Ministry of Pardon and Justice

1. The above named person was tried by an Allied Military Government Court sitting at Nola on 23 March 44.
2. He was sentenced as follows : **To serve 33 months imprisonment; on review 8 June 44, the sentence was affirmed.**
3. On reconsideration the above sentence has been modified as follows - **The sentence is reduced to 18 months imprisonment from the date of arrest. (14 January 1944)**
4. Unless held for other lawful cause, the above named person will be released when he will have served 18 months imprisonment from 14 January 44 under the above-mentioned sentence.
5. It is believed that the defendant **was** confined at NOLA.
6. Please issue the necessary instructions for the release of the defendant. Please advise.

17 January 1947.



Worcester
JOHN K. WORCESTER,
Colonel, Infantry,
Chief Legal Advisor.

MR

fill

HEADQUARTERS ALLIED COMMISSION
APO 594
LEGAL DIVISION

23/4083/23/L

SUBJECT : **TOMI Arturo di Storo**

TO : The Ministry of Pardon and Justice

1. The above named person was tried by an Allied Military Government Court sitting at Ancona on 6 April 45.

2. He was sentenced as follows : To serve 3 years imprisonment; on review 30 May 45, the conviction and sentence were affirmed.

3. On reconsideration the above sentence has been modified as follows : The sentence is reduced to 2 years imprisonment from the date of arrest (25 March 1945).

4. Unless held for other lawful cause, the above named person will be released when he will have served 2 years imprisonment from 25 March 45 under the above-mentioned sentence.

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

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

17 January 1947.



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

139

MR

file

HEADQUARTERS ALLIED COMMISSION
APO 761
LEGAL DIVISION

AG/1005/23/1

SUBJECT

DI STREANO, Ettore di Vincenzo

TO

The Ministry of Pardon and Justice

1. The above named person was tried by an Allied Military Government Court sitting at Naples on 14 April 1944

2. He was sentenced as follows:

To serve 5 years imprisonment; on review, 6 May 1944, the conviction and sentence were affirmed.

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

The sentence is reduced to 6 months imprisonment from the date of arrest (5 January 1944).

4. Unless held for other lawful cause, the above named person will be released on xxx when he will have served 6 months imprisonment from 5 January 1944 under the above mentioned sentence.

Naples

5. Please issue the necessary instructions for the release of the detainee. Please confirm.

17 January 1947



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

138

MR

4085/2

05029

Legal

ALLIED FORCE HEADQUARTERS
G-5 Section
APO 512

G-5: 934.44

17 January 1947

SUBJECT: Clemency Petition - Gennario GIDIA and Giuseppe
MOENI.

TO : Chief Commissioner,
Allied Commission,
APO 794.

Please expedite reply to this Headquarters' letter
G-5: 934.44 dated 2 December 1946 and reminder dated 27 December
1946 concerning appeals on behalf of the above named subjects.

BY COMMAND OF GENERAL MORGAN:

A.I. HAMBLEN
Colonel, U.S.A.
Assistant Chief of Staff, G-5.

LEGAL SUB - COMMISSION	
GJG-CLA	
DRLO	
CHIEF COUNSEL	
ITALIAN SECTION	
Recd	23 JAN 1947



137

MR

ALLIED FORCE HEADQUARTERS
G-5 Section
APO 512

G-5: 934.44

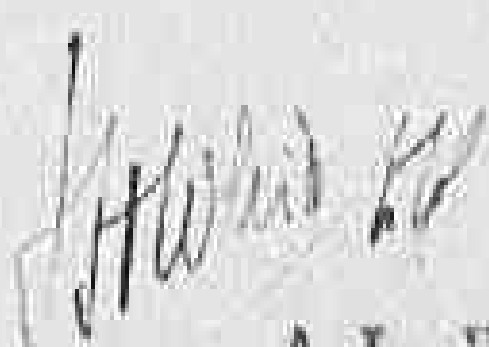
7 January 1947

SUBJECT: Clemency Petition - Consario GIOIA and Giuseppe
NOCCERA.

TO : Chief Commissioner,
Allied Commission,
APO 794.

Please expedite reply to this Headquarters' letter
G-5: 934.44 dated 2 December 1946 and reminder dated 27 December
1946 concerning appeals on behalf of the above named subjects.

BY COMMAND OF GENERAL MORGAN:


A.L. HAMBLEY
Colonel, G.S.C.
Assistant Chief of Staff, G-5.

135

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

AC/A023/23/1

SUBJECT: ALESSANDRELLI Emilio di Attilio

TO: The Ministry of Justice

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

2. He was sentenced as follows:

To serve 1 year imprisonment and to pay a fine of 100,000 lire or, in default of payment thereof, to serve an additional 2 years imprisonment; on review, 7 June 1945, the conviction and sentence were affirmed, the sentence to run from 5 March 1945.

3. On reconsideration the above sentence has ^{not} been modified ~~xxxxxxx~~

The conviction and sentence are affirmed.

4. Unless held for other lawful cause, the above named person will be released ~~on~~ when he will have fulfilled his sentence as set out above.

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

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

17 Jan. 47



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

130

MR

file

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

40/4083/2374

3020 65

CAROLI Giovanni di Giovanni.

TO

The Ministry of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Ancona on 26 Feb 45

2. He was sentenced as follows: **To serve 3 years imprisonment; on review in April, 1945, the conviction and sentence were affirmed.**

3. On reconsideration the above sentence has been modified as follows: **The sentence is reduced to 2 years imprisonment from the date of arrest (7 Feb 45).**

4. Unless held for other lawful cause, the above named person will be released when he will have served 2 years imprisonment from 7 February 1945 under the above-mentioned sentence. It is believed that the defendant was confined at ANCONA.

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

17 January 1947.



Monroster
JOHN K. WHEEL,
Colonel, Infantry,
Chief Legal Advisor.

131

MR

file

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

AO/A 075/23/1

SUBJECT: **CAMPANALE Giacomo di Michele**

TO: The Ministry of Pardon and Justice

1. The above named person was tried by an Allied Military Government Court sitting at Ancone on 6 April 1945

2. He was sentenced as follows:

To serve 3 years imprisonment; on review 28 May 1945, the conviction and sentence were affirmed.

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

The sentence is reduced to 2 years, 6 months imprisonment from date of arrest (27 February 1945).

4. Unless held for other lawful cause, the above named person will be released ~~xxx~~ when he will have served 2 1/2 years imprisonment from 27 February 1945 under the above mentioned sentence.

5. It is believed that the defendant ~~was~~ confined at Osimo by Italian military authorities.

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



W. W. W.
JOHN K. WHEEL,
Colonel, Infantry
Chief Legal Advisor.

17 January 1947

W. W.

file

HEADQUARTERS ALLIED COMMISSION
AID 794
LEGAL DIVISION

AG/AD-3/3/D

SUBJECT: **CESARANO, Carmine fu Pasquale**

TO: The Ministry of Pardon and Justice

1. The above noted person was tried by an Allied Military Government Court sitting at Naples on 10 August 1944

2. He was sentenced as follows:

To serve 6 years imprisonment; on review 30 August 1944, the conviction and sentence were affirmed.

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

The sentence is reduced to 3 years imprisonment from the date of arrest (28 June 1944).

4. Unless held for other lawful cause, the above noted person will be released ~~on~~ **xx** when he will have served 3 years imprisonment from 28 June 1944 under the above mentioned sentence.

5. It is believed that the defendant ^{was} confined at Naples

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

Monroe
JOHN H. WOOD,
Colonel, Infantry, 132
Chief Legal Advisor.

17 January 1947

MA

file

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

10/20/3/23,1

MARCHETTI Ivo di Pietro.

SUBJECT:

TO: The Ministry of Pardon and Justice

1. The above named person **Ancona** **2 February 1945**
Government Court sitting at _____ on _____

To serve 8 years imprisonment; on review, 16 Mar 1945, the conviction and sentence were affirmed.

2. The sentence is reduced to 3 years imprisonment from the date of arrest. (12 Jan 1945)

3. ~~He~~ **XX** when he will have served 3 years imprisonment from 12 Jan 1945 under the above mentioned sentence. ~~was~~ **XX**

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

4. Please issue the necessary instructions for the release of the defendant. Please advise.

17 January 1947.



[Signature]
JOHN L. WIDMAY,
Colonel, Infantry,
Chief Legal Advisor. 131

MR

file

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

13/1907/26/L

SUBJECT:

GIARLONI Valentino di Marino

TO:

The Ministry of Justice

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

2. He was sentenced as follows: **2 February 1945**

To serve 6 years imprisonment, on review, 16 Mar 1945, the conviction and sentence were affirmed.

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

The sentence is reduced to 2 years imprisonment from the date of arrest. (12 Jan 1945)

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

5. It is believed ~~xx~~ when he will have served **2 years imprisonment from 12 Jan 1945 under the above mentioned sentence.**

SPOLETO.

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



W. W. W.
JOHN E. WHEELER,
Colonel, Infantry,
Chief Legal Advisor.

130

17 January 1947

W. W. W.

file

ALLIED COMMISSION
ADD 794
LEGAL DIVISION

AG/1015/2345

SUBJECT: D'ACOSTA Esio fu Raffaele

TO: The Ministry of Pardon and Justice

1. The above named person was tried by an Allied Military Government Court sitting at Ancona on 26 Feb. 45

2. He was sentenced as follows:

To serve 3 years imprisonment; on review, 15 April 1945, the conviction and sentence were affirmed.

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

The sentence is reduced to 12 months imprisonment from the date of arrest (7 February 1945).

4. Unless held for other lawful cause, the above named person will be released ~~at~~ when he will have served 12 months imprisonment from 7 February 1945 under the above mentioned sentence.

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

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

17 January 1947



Monahan
JOHN K. WHELAN,
Colonel, Infantry, 129
Chief Legal Advisor.

MR

file

HEADQUARTERS ALLIED COMMISSION
A.O. 794
LEGAL DIVISION

AB/1057/25/L

SUBJECT: DRAGOTTA, Giovanni di Paolo.

TO: The Ministry of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Catania on 20 Nov 43

2. He was sentenced as follows:

To serve 3 years imprisonment; on review, 6 Jan 44 the conviction and sentence were affirmed.

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

The sentence is reduced to 2 years imprisonment from the date of arrest (16 Oct 43).

4. Unless held for other lawful cause, the above named person will be released when he will have served 2 years imprisonment from 16 Oct 43 under the above-mentioned sentence.

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

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

17 January 1947.



Proeweber
JOHN E. WELLS,
Colonel, Infantry,
Chief Legal Advisor

128

MR

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

4083/23/L

17 January 1947

SUBJECT : RIBERR, Alois
TO : The Minister of Pardon and Justice

1. There is attached hereto the decision on review on the case of the above mentioned defendant.
2. The accused was tried 1 Dec. 45 before a Superior Allied Military Government court sitting at Bolzano. If the accused has been released it is believed that it was through illegal or unauthorized means.
3. If he has been so released, he should be caused to serve the remaining unserved portion of his sentence.
4. We have no information that would indicate that the accused is in jail at the present time.

JOHN K. WHEEN
Colonel, Infantry
Chief Legal Adviser

Incl.

127

M/2

NEW YORK
LEGAL DIVISION

4083/25

17 January 1947

SUBJECT : BARTOLINI, Vittorio
TO : The Minister of Pardon and Justice

1. There is attached hereto the decision on review of the case of the above mentioned defendant.
2. The accused was tried 25 April 1945 before a Superior Allied Military Government court sitting at Ancona. If he has been subsequently released, it is believed that it was achieved through unlawful or unauthorized means.
3. If the accused has been so released, he should be caused to serve the remaining unserved portion of his sentence as here reduced.
4. We have no information that would indicate that the accused is in jail at the present time.
5. As will be observed, the decision on review bears a date almost a month old. This delay in transmission has been occasioned by the circumstance set out in Paragraph 4.

JOHN K. WEBER
Colonel, Infantry
Chief Legal Adviser

Incl.

126

112

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

file

AC/4083/23/L

TW/na
17 January 1947.

SUBJECT : DEDESCO, Antonio di Giuseppe
 : TORRA, Giuseppe fu Ferdinando.
TO : The Ministry of Pardon and Justice.

1. There are attached herewith the decision on review on the cases of the above-mentioned defendants.
2. The accused were tried 25 May 1945 before a Superior Allied Military Government Court sitting at Castelcapuano. If the accused have been released it is believed that it was through unlawful or unauthorized means.
3. If they have been so released, they should be caused to serve the remaining unserved portions of their sentences as here reduced.
4. We have no information that would indicate that the accused are in jail at the present time.

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

125

112

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

file

4083/23/L

17 January 1947

SUBJECT : FALCONI, Giovanni di Aristide
RIVALTA, Attilio di Luigi

TO : The Minister of Pardon and Justice

1. There is attached hereto the decisions on review on the case of the above mentioned defendants.
2. The accused were tried 29 June 1946 before a Superior Allied Military Government court sitting at Ravenna. If the accused have been released it is believed that it was through unlawful or unauthorized means.
3. If they have been so released, they should be caused to serve the remaining unserved portions of their sentences.
4. We have no information that would indicate that the accused are in jail at this time.

JOHN K. WESSER
Colonel, Infantry
Chief Legal Adviser

Incl.

12:

172

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

file

4083/23

17 January 1947

SUBJECT : Coppola, Salvatore fu Agostino
TO : The Minister of Pardon and Justice

1. There is attached hereto the decision on review on the case of the abovementioned defendant.

2. The accused was tried 3 April 1944 before a Superior Allied Military Government court sitting at Naples. If he has been released it is believed that it was through unlawful or unauthorized means.

3. If he has been so released, he should be caused to serve the remaining unserved portion of his sentence as here reduced.

4. We have no information which would indicate that the accused is in jail at the present time.

5. As will be observed, the decision on review bears a very old date. The delay in transmission has been occasioned by the circumstance set out in Paragraph 4.

JOHN K. WEBER
Colonel, Infantry
Chief Legal Adviser

Incl.

123

TK

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

file

AG/4883/23/L

T7/ns
17 January 1947.

SUBJECT : D'INGICCO Tarindo
TO : Ministry of Pardon and Justice.

1. There is attached hereto the decision on review on the case of the above-mentioned defendant.
2. The accused was tried 14 March 1945 before a General Allied Military Government Court sitting at Rome. If this accused has been released, it is believed that it was through unlawful or unauthorized means.
3. If he has been so released, he should be caused to serve the remaining unserved portion of his sentence as here modified.
4. We have no information that would indicate that the accused is in jail at the present time.

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

122

HRJ

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

FILE

AC/4038/23/L.

17 gennaio 47.

OGGETTO : Detenuto FIRMIAN Lattanzio.

AL DIRETTORE DELLE CARCERI GIUDIZIARIE di
TRENTO.

Questa Divisione Legale é in possesso di alcune domande di grazia in favore del nominato in oggetto, trasmesse da codesta Direzione. La piú recente reca la data del 20 ottobre 1946.

Poiché il FIRMIAN non risulta nella lista del 13 ottobre 1946 da lei inviata al Ministero di Grazia e Giustizia, si gradirebbe conoscere lo stato attuale del predetto e, nel caso che lo stesso fosse stato trasferito o sia evaso, si prega di voler comunicare a questo Ufficio la nuova destinazione e ogni altra informazione al riguardo.

La presente ha carattere di urgenza.

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

121

MR

TRANSLATIONHEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

AC/4033/23/L.

17 Jan 1947

SUBJECT : FIRMIAN Lattenzio.

TO : Prison Director, TRENTO.

1. This Division is in possession of quite a few petitions for pardon on behalf of the above mentioned prisoner transmitted by you. The most recent one is dated 28 October 1946.

2. As said FIRMIAN does not appear on the list dated 13 October forwarded by you to the Minister of Grace and Justice, it would be appreciated if you could inform us of the present status of FIRMIAN and, in the case he has been transferred or escaped, will you please specify the new location and any other information available.

Please, treat this as urgent.

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

transmitted to the file

1/1/47

120

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

FILE

AC/LOP 3/23/L.

TW/rm.
17 January 1947.

SUBJECT : Copy of sentence : LONSA, Riccardo.
TO : Direzione delle Carceri Giudiziarie
"Murate" - F i r e n z e -

1. Reference is made to your letter dated 6 Jan 47.
2. LONSA, Riccardo fu Giacomo was tried before a Superior Allied Military Government Court sitting at Firenze on 10 Nov 44.
3. He was sentenced to serve 3 years imprisonment. On review, 27 Dec 44, the sentence was affirmed.
4. On reconsideration, 14 Jan 47, the sentence was reduced so as to end 25 Jan 47.

L. J. WILBRIDE,
Major, ICB,
Chief Counsel,
For Chief Legal Advisor.

119

112

file

ALLIED MILITARY COMMISSION
A.M.C. 794
LEGAL DIVISION

AG/10/3/45/E

FROM: BARNACCHIA Giuseppe di Domenico

TO: The Ministry of Pardon and Justice

1. The above named person was tried by an Allied Military Government Court sitting at Pano on 30 Jan 45

2. He was sentenced as follows: To serve 3 years imprisonment and to pay a fine of 50,000 lire within 2 months, or in default of payment thereof, to serve an additional 2 years imprisonment. On review, 15 March 45, the conviction and sentence were affirmed.

3. On reconsideration the above sentence has been modified as follows: The sentence is reduced to 2 years imprisonment from the date of arrest (8 Jan 45). The fine, if unpaid, is remitted.

4. Unless held for other lawful cause, the above named person will be released when he will have served 2 years imprisonment from 8 January 45 under the above-mentioned sentence. It is believed that the defendant was confined at Ancona.

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



John N. Weber 118
JOHN N. WEBER,
Colonel, Infantry,
Chief Legal Advisor.

17 January 1947

172

file

HEADQUARTERS ALLIED COMMISSION
APO 754
LEGAL DIVISION

AG/4083/23/L.

SUBJECT : COCUZZA, Serafino di Caracole
TO : The Ministry of Pardon and Justice.

1. The above named person was tried by an Allied Military Govern-
ment Court sitting at Enna on 1 February 1944

2. He was sentenced as follows:

To serve 3 years imprisonment; on review, 1 March 1944, the conviction
and sentence were affirmed.

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

The sentence is reduced to $2\frac{1}{2}$ years imprisonment from the date of
arrest (16 January 1944).

4. Unless held for other lawful cause, the above named person
will be released ~~as~~ when he has served $2\frac{1}{2}$ years imprisonment from 16
January 1944 under the above mentioned sentence.

5. It is believed that the defendant ~~was~~ confined at Enna

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



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

~~17 January 1947~~ 1946

117

MR

file

HEADQUARTERS ALLIED COMMISSION
APO 704
LEGAL DIVISION

AG/1005/23/T

OFFICE OF **RONDINA Antonio di Giuseppe**

TO The Ministry of Prison and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Fano on 30 Jan 45

2. He was sentenced as follows: To serve 3 years imprisonment and to pay a fine of 100,000 lire or in default of payment thereof within 2 months, to serve an additional 4 years imprisonment. On review, 15 Mar 45, the conviction and sentence were affirmed.

3. On reconsideration the above sentence has been modified as follows: The sentence is reduced to 2 years imprisonment from the date of arrest (8 Jan 45). The fine, if unpaid, is remitted.

4. Unless held for other lawful cause, the above named person will be released when he will have served 2 years imprisonment from 8 January 45 under the above-mentioned sentence.

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

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

17 January 1947



James E. Vesser
JAMES E. VESSER,
Colonel, Infantry,
Chief Legal Advisor.

MR

file

ALLIED MILITARY COMMISSION
LEGAL DIVISION

AG/1087/2571

DEFENDANT: **RONDINA Fulvio di Ivo**

TO: The Ministry of Pardon and Justice

1. The above named person was tried by an Allied Military Government Court sitting at **Fano** on **30 Jan 45**

2. He was sentenced as follows: To serve 3 years imprisonment and to pay a fine of 100,000 lire, or in default of payment within 2 months, to serve an additional 4 years imprisonment; on review, 15 March 45, the conviction and sentence were affirmed.

3. On reconsideration the above sentence has been modified as follows: The sentence is reduced to 2 years imprisonment from the date of arrest (8 January 45). The fine, if unpaid, is remitted.

4. Unless held for other lawful cause, the above named person will be released when he will have served 2 years imprisonment from the 8th January 45 under the above-mentioned sentence.

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

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



[Signature]
JOHN L. WHEELER,
Colonel, Infantry,
Chief Legal Advisor.

17 January 1947

MZ

file

HEADQUARTERS ALLIED COMMISSION
AFO 704
LEGAL DIVISION

AG/4083/23/L.

SUBJECT :

TO : **GABRIOLA Folluto fu Napoleone**
Ministry of Prison and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at _____ on _____
2. He was sentenced **Milano** **18 June 1945** as follows:

To serve 5 years imprisonment; on review 15 July 1945, the conviction and sentence were affirmed.

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

The sentence is reduced to 3 years imprisonment from the date of arrest (1 June 1945).

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

5. It is ~~believed~~ **xx** when he will have served 3 years imprisonment from 1 June 1945 under the above mentioned sentence.

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



Monroe

TOM L. WILSON,
Colonel, Infantry,
Chief Legal Advisor.

1946.

17 January 1947 XXXXX

114

MR

file

ALLIED COMMISSION
A.O. 798
LEGAL DIVISION

46/4053/23/1

SUBJECT: **TOMUCCI Salvatore di Attilio**

TO: **The Ministry of Foreign Affairs and Justice**

1. The above named person was tried by an Allied Military Government Court sitting at **Pesaro** on **20 Oct 44**.

2. He was sentenced as follows: **To serve 4 years imprisonment: on review, 1 Dec 44, the conviction and sentence were affirmed.**

3. On reconsideration the above sentence has been modified as follows: **The sentence is reduced to 2 years imprisonment from the date of arrest. (11 Oct 44).**

4. Unless held for other legal cause, the above named person will be released when he will have served **2 years imprisonment from 11 Oct 44 under the above-mentioned sentence.**

5. It is believed that the defendant was confined at **Pesaro**.

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



W. W. Wess

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

113

17 January 1947.

rk

file

HEADQUARTERS ALLIED COMMISSION
AFO 794
LEGAL DIVISION

10/10/5/25/1

SUBJECT: **CIBELLI Salvatore fu Primo**

TO: The Ministry of Prison and Justice

1. The above named person was tried by an Allied Military Government Court sitting at Fenaro on 20 Oct 44

2. He was sentenced as follows: To serve 4 years imprisonment; on review, 1 Dec 44 the conviction and sentence were affirmed.

3. On reconsideration the above sentence has been modified as follows: The sentence is reduced to 2 years imprisonment from the date of arrest (11 Oct 44).

4. Unless held for other legal cause, the above named person will be released when he will have served 2 years imprisonment from 11 Oct 44 under the above-mentioned sentence.

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

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



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

112

17 January 1947.

MAY

fill

HEADQUARTERS ALLIED COMMISSION
APO 704
LEGAL DIVISION

AO/4023/25/1

5000-00 FORINO Vincenzo di Salvatore.

TO The Ministry of War and Justice

1. The above named person was tried by an Allied Military Government Court sitting at Nola on 23 March 44

2. He was sentenced as follows: To serve 30 months imprisonment; on review 6 June 44, the conviction and sentence were affirmed.

3. On reconsideration the above sentence has been modified as follows: The sentence is reduced to 18 months imprisonment from the date of arrest (14 Jan 44).

4. Unless held for other lawful cause, the above named person will be released when he will have served 18 months imprisonment from 14 Jan 44 under the above-mentioned sentence.

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

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

17 January 1947.



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

111

MR

file

HEADQUARTERS ALLIED COMMISSION
APO 594
LEGAL DIVISION

AG/4083/23/L

SUBJECT: **GUERRA Umberto**

TO: The Ministry of Pardon and Justice

1. The above named person was tried by an Allied Military Government Court sitting at Prattomaggiore on 13 April 1944.

2. He was sentenced as follows:

To serve 29 years imprisonment; on review, 23 May 1944, the conviction and sentence were affirmed.

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

The sentence is reduced to 18 months imprisonment from the date of arrest. (3 April 1944)

4. Unless held for other lawful cause, the above named person will be released when he will have served 18 months imprisonment from the date of arrest.

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

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

17 January 1947.



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

MR

fill

ALLIED MILITARY COMMISSION
LEGAL DIVISION

19/10/43/25/1

Subject: **MALENE Giuseppe di Alfonso**

TO: The Ministry of Foreign and Justice

1. The above named person was tried by an Allied Military Government Court sitting at Mussolini on 10 January 1944.

2. He was sentenced as follows:

To serve 3 years imprisonment; on review, 5 March 1944, the conviction and sentence were affirmed.

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

The sentence is reduced to 2 years imprisonment from the date of arrest (22 December 1943).

4. Unless held for other lawful cause, the above named person will be released on XX when he will have served 2 years imprisonment from 22 December 1943 under the above mentioned sentence.

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

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



[Signature]
JOHN R. WHELAN,
Colonel, Infantry,
Chief Legal Advisor.

17 January 1947

MR

105

file

ALLIED MILITARY COMMISSION
LEGAL DIVISION

63/4073/23/1

SUBJECT: **SCOMBUSOLO, Domenico**

TO: The Ministry of Pardon and Justice

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

2. He was sentenced as follows:
To serve 7 years imprisonment; on review, 30 April 1945
the conviction and sentence were affirmed.

3. On reconsideration the above sentence has been modified as follows:
The sentence is reduced to $3\frac{1}{2}$ years from the date of arrest.
(26 Dec. 44)

4. Unless held for other lawful cause, the above named person will be released on 25 June 1946

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

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

10 January 1947



[Signature]
JOHN E. WELSH,
Colonel, Infantry, **ICB**
Chief Legal Advisor.

My

file

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

for

AC/1073/E/1

PICCO Marciano

Subject:

TO: The Ministry of Pardon and Justice

1. The above named person **Milano** tried by an A25 Sept 1945 Military Government Court sitting at _____ on _____

2. He was sentenced as follows:
To serve 15 years imprisonment; on review 9 November 1945, the conviction and sentence were affirmed.

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

The sentence is reduced to 10 years from the date of arrest.

(18 August 1945)

4. Unless held for ~~more~~ than he will have served 10 years imprisonment prior from 18 August 1945 under the above mentioned sentence.

Milano It is believed that the defendant is confined at _____ was _____

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

16 January 1947



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

107

NR

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

file

AG/1023/23/1

SUBJECT: GARGINI Dante fu Enrico.

TO: The Ministry of Pardon and Justice

1. The above named person was tried by an Allied Military Government Court sitting at Pesaro on 10 Jan 45

2. He was sentenced as follows:

To serve 6 years imprisonment; on review, 20 Feb 45, the conviction and sentence were affirmed.

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

The sentence is reduced to 15 months from date of arrest (21 Nov. 44).

4. Unless held for other lawful cause, the above named person will be released when he will have served 15 months from 21 November 1944.

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

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



John K. Wesel
JOHN K. WESSEL,
Colonel, Infantry,
Chief Legal Advisor.

106

15 January 1947.

132

file

HEADQUARTERS ALLIED COMMISSION
AID 794
LEGAL DIVISION

four

10/4073/35/L

SUBJECT : VILLA Pietro

TO : The Ministry of Pardon and Justice

1. The above named person was tried by an Allied Military Government Court sitting at Milano on 25 Sept. 1945

2. He was sentenced as follows:

To serve 5 years imprisonment; on review, 9 November 1945, the conviction and sentence were affirmed.

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

The sentence is reduced to $4\frac{1}{2}$ years imprisonment from the date of arrest. (24 August 1945)

4. Unless held for other lawful cause, the above named person will be released ~~at~~ when he will have served $4\frac{1}{2}$ years imprisonment from 24 August 45 under the above mentioned sentence.

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

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



Howe
JOHN K. HOWE,
Colonel, Infantry,
Chief Legal Advisor.

16 January 1947

MRI

Col. R...

FILE

ALLIED COMMISSION
110 794
LEGAL DIVISION

AG/1000/13/L

SUBJECT: **AMATO Giuseppe, di Sebastiano.**

TO: The Ministry of Pardon and Justice

1. The above named person was tried by an Allied Military Government Court sitting at Catania on 16 Dec 1944

2. He was sentenced as follows:

To serve 5 years imprisonment; on review 25 Jan 45, the conviction and sentence were affirmed.

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

The sentence is reduced so as to end 1 February 1947.

4. Unless held for other legal causes, the above named person will be released on 1st February 1947.

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

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

- AMENDED

COPY -

16 Jan 1947.



W. W. Webb
JOHN S. WEBB,
Colonel, Infantry,
Chief Legal Advisor.

104

MR

HEADQUARTERS ALLIED COMMISSION
APO 784
LEGAL DIVISION

file

4083/23/L

16 January 1947

SUBJECT : Segala Luigi di Giagio
TO : The Ministry of Justice

1. There is enclosed herewith the decision on review on the case of the abovementioned defendant.
2. The accused was tried 29 October 1945 before a Superior Allied Military Government court sitting at Bolzano. If the accused has been released, it is believed that it was through unlawful or unauthorized means.
3. If he has been so released, he should be caused to serve the remaining unserved portion of his sentence as here amended.
4. We have no information that would indicate that the accused is in jail at the present time.

JOHN K. WEBER
Colonel, Infantry
Chief Legal Adviser

103

143

HEADQUARTERS ALIEN COMMISSION
APN 794
LEGAL DIVISION

FILE

AG/3093/23/1.

L20/rn.
16 January 1947.

SUBJECT : Consency Petitions.

TO : Assistant Chief of Staff, G-5, AFHQ.

1. Reference is made to letter G-5 : 934.44 dated 27 December 1946, subject as above.

2. Copy of reply made to letter of Teresa VIERKA, submitted in the case of ENRICHIA GIUSEPPA, her husband, is transmitted herewith as requested.

For the Chief Commissioner:

L.W. GILBRIDE,
Major, ICG,
Chief Counsel,
for Chief Legal Advisor.

M/2

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

FILE

AG/4083/23/L.

LJC/rw.
17 January 1947.

SUBJECT : Clemency Petition - NOCEFA Giuseppe.
TO : Sig. Teresa PIENGA
Corso S. Giovanni a Teduccio 1000
(NAPLES)

1. Your letter directed to Allied Commission, ICS, Naples, on behalf of your husband, Giuseppe NOCEFA, subject as above, in due course has reached this office for reply.

2. You are hereby informed that the records of this office show that after recent reconsideration of his case by the Board of Review decision was announced on 19 October 1946 that his sentence had been so reduced as to terminate on 18 August 1947.

L.J. CHAMBER,
Major, ICS,
Chief Counsel,
for Chief Legal Advisor.

MB

HEADQUARTERS ALLIED COMMISSION
LEGAL DIVISIONFile

AC/4083/23/L

16 January 1947

SUBJECT: CHIRICO Giuseppe fu Giuseppe.

TO: Signorina Maria Chirico,
Via Nuova Ragnoli, 262,
Napoli.

1. This is in reply to your letter of 31 December 1946, regarding your brother, Giuseppe Chirico.
2. Previous to the receipt of your letter, his case had been carefully reviewed and his sentence reduced from 15 years to 7 years 4 months so that it will expire on 11 August 1953. I so informed the Ministry of Pardon and Justice by letter dated 6 January 1947.
3. It is unfortunate that your brother is suffering poor health. That, however, is a matter that you must refer to the Italian authorities concerned, namely the director of the prison in which he is confined or the Ministry of Pardon and Justice.

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

100

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

FILE

4083/23/L

16 January 1947

SUBJECT : Clemency Petitions
TO : Assistant Chief of Staff, G-5, AFHQ

1. Reference is made to letter G-5:956.44 dated 27 December 1946, subject as above.

2. Copy of reply made to letter of Antoinetta DeLuca, in behalf of her husband Gennaro Gioia, is forwarded herewith as requested. Both of these persons were involved in a serious counterfeit case. In this connection, she entered a plea of Guilty and received a compassionate suspended sentence of two years.

L. J. GILBRIDE
Major, ICD
Chief Counsel
for Chief Legal Adviser

Incl.

1/2

85

HEADQUARTERS ALLIED COMMISSION
APO 784
LEGAL DIVISION

4068/23/L

16 January 1947

SUBJECT : Clemency Petition - Gennaro Gioia
TO : Sig. Antoinetta DeLuca,
Via Atri, 37, Naples

1. Your undated petition for clemency in behalf of your husband, Gennaro Gioia, directed to General Morgan, Supreme Allied Commander, at Caserta, in due course reached this office for reply.

2. You are hereby informed that this petition has been duly filed with the records of his case and, with other similar ones forwarded by you, will receive such consideration as may be deemed appropriate when, in the regular course, this matter may be considered further by the Board of Review.

L. J. GILBERT
Major, IGD
Chief Counsel
for Chief Legal Adviser

JG

M/2

file

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

10/1005/12/1

file

SUBJECT

CAGLIARI Bruno

TO

The Ministry of Pardon and Justice

1. The above named person was tried by an Allied Military Government Court sitting at Milano on 25 Sept. 1945

2. He was sentenced as follows:

To serve 15 years imprisonment; on review 9 November 1945, the conviction was affirmed.

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

The sentence is reduced to ten years imprisonment from the date of arrest (18 August 1945).

4. Unless held for other lawful cause, the above named person will be released on 17 August 1955

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

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



John R. Verne
JOHN R. VERNE,
Colonel, Infantry,
Chief Legal Advisor.

18 January 1947

MR

file

HEADQUARTERS ALLIED COMMISSION
APO 734
LEGAL DIVISION

file

LC/4003/23/1

SUBJECT : FORTINO Vincenzo alias P. D. Angelo.

TO : The Ministry of Pardon and Justice.

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

2. He was sentenced as follows :

To serve 30 years imprisonment. On review 10 Oct. 45, the conviction and sentence were affirmed.

3. On reconsideration the above sentence has ^{not} been modified as follows :

The conviction and sentence are affirmed.

4. Unless held for other lawful cause, the above named person will be released on 15 July 1947

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

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



John A. Wesel
JOHN A. WESSEL,
Colonel, Infantry,
Chief Legal Advisor. 96

17 January 1947

NR

4083/23



free

Vatican City, January 15, 1947

N. 14,886/SA

Dear Sirs:

The Secretariat of State of His Holiness takes the liberty to recommend for the considerate attention of the competent authorities the request of Signora Giannetta Coputo, Via Porta Posillipo 128, Naples, for the liberation of her husband, Antonio Coputo.

Signora Coputo states that her husband was sentenced to two years and six months imprisonment September 5, 1945. She and her three children are in need of his support.

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

Sincerely yours,

Walter S. Carroll

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

Legal Sub-Commission
ACHQ
Via Veneto

Rome



y3

file

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

file

HR/RO-3/23/1

MAZZOLA, Angelo

SUBJECT

TO

The Ministry of Justice and Justice

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

To serve 6 years imprisonment and to pay a fine of 4,000 lire; on review, 30 December 1945, the conviction and sentence were affirmed.

not

~~XXXXXXXXXX~~ reconsideration the above sentence has been modified as follows:

The conviction and sentence are affirmed.

2. Unless held for other reasons, the above named person will be released on 4 September 1947.

It is believed that the defendant is confined at Pizzigliettone.

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

15 January 1947



W. K. West
JOHN K. WEST,
Colonel, Infantry,
Chief Legal Advisor.

91

PK

file

HEADQUARTERS ALLIED COMMISSION
L. O. 704
LEGAL DIVISION

AG/107/23/L

TO: **MUNERATI, Walter**

FROM: The Ministry of Justice

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

2. He was sentenced as follows:

To serve 21 years imprisonment and to pay a fine of 50,000 lire; on review, 30 December 1945, the conviction and sentence were affirmed.

3. On reconsideration the above sentence has ^{not} been modified
~~XXXXXXXXXXXXXX~~

The conviction and sentence are affirmed.

4. Unless held for other lawful claims, the above named person will be released on 4 Sept. 1946

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

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

15 January 1947



[Signature]
JOHN A. WOODS,
Colonel, In Charge,
Chief Legal Advisor.

MR

file

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

AG/AGS/27,1

file

3-63-45

ROVESCALLI, RENZO

TO The Ministry of Pardon and Justice

1. The above named person was tried by an Allied Military Government Court sitting at Milano on 6 Sept. 1945

2. He was sentenced as follows:

To serve 5 years imprisonment and to pay a fine of 8,000 lire; on review, 30 Dec. 45, the conviction and sentence were affirmed.

3. On reconsideration the above sentence has ~~not~~ been modified as follows:

~~XXXXXXXXXXXX~~

The conviction and sentence are affirmed.

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

5. It is believed that the defendant is confined at

Firenze

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

15 January 1947



Donw...
JOHN R. WHEEL,
Colonel, Infantry,
Chief Legal Advisor

MR

file

ALLIED MILITARY COMMISSION
ADD 794
LEGAL DIVISION

AGM 005/23/1

TO: **SOGOS Roberto**

FROM: The Ministry of Justice and Public Security

1. The above named person was tried by an Allied Military Government Court at **Milano** on **5 September 1945**

2. He was sentenced as follows:

To serve 5 years imprisonment and to pay a fine of 6,000 lire; on review, 30 December 1945, the conviction and sentence were affirmed.

3. On reconsideration the above sentence has been modified
~~XXXXXXXXXXXX~~ **not**

The conviction and sentence are affirmed.

4. Unless held for other legal action, the above named person will be released **xx 4 September 1950.**

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

6. Please issue the necessary instructions for the release of the defendant. **xx** as confirmed.

15 January 1947



Monwee
JOHN K. WALKER,
Colonel, Infantry,
Chief Legal Advisor

14

file

HEADQUARTERS ALLIED COMMISSION
110 74
LEGAL DIVISION

AG/10043/23/1

SUBJECT: MAZZOLANI Fausto

TO: The Ministry of London and Justice

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

2. He was sentenced as follows:

To serve 12 years imprisonment and to pay a fine of 12,000 lire; on review 30 Dec. 1945, the conviction and sentence were affirmed.

3. On reconsideration the above sentence has ^{not} been modified
~~XXXXXXXXXX~~

The conviction and sentence were affirmed.

4. Unless held for other lawful cause, the above named person will be released ~~on~~ when he will have served 12 years imprisonment from 5 Sept. 1945 under the above mentioned sentence.

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

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



[Signature]
JOSEPH R. WEBER,
Colonel, Infantry,
Chief Legal Advisor.

15 January 1947

HR

col Requere

file

HEADQUARTERS ALLIED COMMISSION
APO 793
LEGAL DIVISION

AD/1073/23/1

cb

SUBJECT: **ESPOSITO Giuseppe fu Nicola**

TO: The Ministry of Foreign and Justice

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

2. He was sentenced as follows:
To serve 8 years imprisonment; on review, 5 July 45, the conviction and sentence were affirmed.

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

The sentence is reduced to 6 years imprisonment from date of arrest (13 April 45).

4. Unless held for other lawful cause, the above named person will be released on 12 April 1951.

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.

15 January 1947.



Monahan 89
DORIS K. WHEEL,
Colonel, Infantry
Chief Legal Advisor.

M/2

Col Penner

*pru
cb*

HEADQUARTERS ALLIED COMMISSION
NO. 794
LEGAL DIVISION

AC/405/137E

SUBJECT : SILVESTRONI, Renzo di Vincenzo

TO : The Ministry of Pardon and Justice

1. The above named person was tried by an Allied Military Government Court sitting at Ravenna on 29 June 45

2. He was sentenced as follows:
To serve 3 years imprisonment; on review 16 July 45, the sentence was reduced to 2 years imprisonment.

3. On reconsideration the above sentence has been modified as follows:
The conviction and sentence are affirmed.

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

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

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

15 January 1947.



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

88

MR

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

file

AC/4083/23/L

TR/no
15 January 1947.

SUBJECT : DR CAERINIS (Giuseppe In Michele).
TO : The Minister of Pardon and Justice.

1. There is attached hereto the decision on review on the case of the above-mentioned defendant.

2. The accused was tried 23 May 1945 before a Superior Allied Military Government Court sitting at Naples. If the accused has been released, it is believed that it was through unlawful or unauthorized means.

3. If he has been so released, he should be caused to serve the remaining unserved portion of his sentence as here amended.

4. We have no information that would indicate that the accused is in jail at this time.

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

81.

112

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

FILE

AG/4083/23/E

MF/NS
15 January 1947.

SUBJECT : AMATO Giuseppe.

TO : Ministry of Pardon and Justice.

1. Reference is made to the conversation between Dott. Bonelli and Dott. Fiore on the same subject.

2. This Division has been advised that the above prisoner AMATO Giuseppe di Sebastiano sentenced by an AMG Court on 16 December 1944 to 5 years imprisonment, has been released on conditional liberty.

3. I shall be very grateful if you could check this case and advise me of the present situation of Mr. Amato as I am informed by the family that he is still in jail.

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

86

1/2

Col Revere

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

cb

AG/AD/3/25/47

SUBJECT: **CICOLA Tancredi fu Alessandro**

TO: The Ministry of Pardon and Justice

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

2. He was sentenced as follows:

To serve 10 years imprisonment; on review 17 April 45, the conviction and sentence were affirmed.

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

The sentence is reduced to 9 years from date of arrest (15 Dec 44).

4. Unless held for other lawful cause, the above named person will be released on 14 June 1954

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

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

15 January 1947.



John K. Wabbe
JOHN K. WABBE,
Colonel, Infantry
Chief Legal Advisor.

MZ

Col. Devere

ck file

HEADQUARTERS ALLIED COMMISSION
A. O. 706
LEGAL DIVISION

AG/10/3/25/1

SUBJECT : *Luci Mario di Sittore*

TO : The Ministry of Pardon and Justice

1. The above named person was tried by an Allied Military Government Court sitting at *Castiglione* on *7 Sept 45*

2. He was sentenced as follows:
To serve 5 years imprisonment; on review (9 Dec 45) the conviction and sentence were affirmed

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

The sentence is reduced to 3 years from the date of arrest (21 August 1945)

4. Unless held for other lawful cause, the above named person will be released on *20 August 1945*

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

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



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

15 January 1945

ck

file

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

AC/4083/23/L.

15 gennaio 47

OGGETTO : PARMIGIANI Giovanni, VALPORTA Carlo,
IUSIARDI Angelo.

AD DIRETTORE DELLE CARCERI GIUDIZIARIE DI
"San Vittore"

MILANO

Questa Divisione Legale ha notato che i nominati in oggetto non sono inclusi nella recente lista inviata da codesta Direzione al Ministero di Grazia e Giustizia.

PARMIGIANI Giovanni, invece, risulta sulla lista inviata il 31 dicembre 1945 e non sulla recente del 13 ottobre 1946.

Si gradirebbe conoscere lo stato attuale dei suddetti e, nel caso siano stati trasferiti o escarcerati, si prega di voler comunicare la nuova destinazione e qualsiasi altra informazione al riguardo.

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

83

mt

7384

4289
file

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
49-CORPS

VENEZIA GIULIA

Date 15 January '47

LEGAL DIVISION

FILE REF.: 106/AMG/LD/136/136/65

SUBJECT: Transmission of Petitions for Grace
and Formal Appeal.

TO: Chief Commissioner (Attention Chief Legal Adviser).

H.Q. - A.C. - A.P.O. 794 - ROME.

1. Please find herewith enclosed 2 Petitions for Grace and
a Formal Appeal, i.e.:

Petitions for Grace:

PELOSI Guglielmo Superior Court case No. 419
TROP Vladimiro Superior Court case No. 245

Formal Appeal:

FRANCO Remigio Superior Court case No. 488

2. The records of the former two defendants were taken to
Rome by Col. Carnes; the papers of the latter were forwarded
to you by mail on 9 January '47.

For the Senior Civil Affairs Officer.

*Petitions
with records
AT.*

to Jan 17



H. J. Atkinson
H. J. ATKINSON
LT. COL. CAV.,
D/CHIEF LEGAL OFFICER

*Col. Weber: attached
formal petition on
FRANCO case from Trieste
by will.*

Encl.: a/m Petitions.

MS

20/1/47

Col R. uere

file

HEADQUARTERS ALLIED COMMISSION
APO 704
LEGAL DIVISION

cb

AG/1003/27/1

SUBJECT: **BIBLICO Luigi Fu Gabriele.**

TO: The Ministry of Pardon and Justice.

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

2. He was sentenced as follows:

To serve 8 years imprisonment; on review, 5 July 45, the conviction and sentence were affirmed.

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

The sentence is reduced to 5 years imprisonment from the date of arrest (16 April 45).

4. Unless held for other lawful cause, the above named person will be released on 15 April 1951.

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

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



John K. Webb

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

15 January 1947.

MW

Col. [Signature]

*cb
file*

HEADQUARTERS ALLIED COMMISSION
APO 704
LEGAL DIVISION

19/10/45/2341

SUBJECT: **NEPOLIA, Raimondo di Giuseppe**

TO: The Ministry of Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Castelcapuro on 7 Sept 45

2. He was sentenced as follows:

to serve 5 years imprisonment; on review, 19 Dec 45 the conviction and sentence were affirmed

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

The sentence is reduced to 3 years from the date of arrest (21 August 1945)

4. Unless held for other legal cause, the above named person will be released on 20 August 1948

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

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



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

15 January 1947

172

Col. Release

fill

ob

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

AG/1053/23/L

SUBJECT : STAMBINA Luigi di Giuseppe

TO : The Ministry of Pardon and Justice

1. The above named person was tried by an Allied Military Government Court sitting at Genova on 4 Oct 45

2. He was sentenced as follows :

To serve 15 years imprisonment; on review 30 Nov 45, the conviction and sentence were affirmed.

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

The sentence is reduced to 7 years from the date of arrest (1 Aug 45)

4. Unless held for other lawful cause, the above named person will be released on 31 July 1952

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

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



Howe 79.
JOHN A. VSE JR.,
Colonel, Infantry,
Chief Legal Advisor.

15 January 1947

mt

Col. [Signature]

*file
cb*

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

AS/AS/AS/AS/AS

SUBJECT: ROSSIGNO Giuseppe

TO: The Ministry of Pardon and Justice

1. The above named person was tried by an Allied Military Government Court sitting at Genova on 4 Oct 45

2. He was sentenced as follows:

To serve 10 years imprisonment; on review 30 Nov 45, the conviction and sentence were affirmed

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

The sentence is reduced to 6 years imprisonment from date of arrest (1 Aug 45)

4. Unless held for other lawful cause, the above noted person will be released on 31 July 1951

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

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



[Signature]
JOHN E. WALKER,
Colonel, Infantry,
Chief Legal Advisor.

15 January 1947

MR

Col Revere

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

AG/4083/25/1

ab

SUBJECT: **D'INGICCO Turindo**

TO: The Ministry of Justice

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

2. He was sentenced as follows:

To serve 7 years imprisonment; on review 17 April 1945, the conviction and sentence were affirmed.

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

The sentence is reduced to 6 1/2 years.

4. Unless held for other lawful cause, the above named person will be released when he will have served 6 1/2 years imprisonment.

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

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

15 January 1947.



Worcester
JOEL E. WELER,
Colonel, Infantry,
Chief Legal Advisor.

WR

file

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

AG/AG/3/25/1

SUBJECT : GIFFINO, Paolo di Ciro

TO : The Ministry of War and Justice

1. The above named person was tried by an Allied Military Government Court sitting at Castelcapuano on 23 March 1945

2. He was sentenced as follows:

To serve 7 1/2 years imprisonment and to pay a fine of 250,000 lire on or before 1 June 1945, or in default of payment thereof, to serve an additional 2 1/2 years imprisonment; on review, 24 April 1945, the conviction and sentence were affirmed.

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

The sentence is reduced to 5 years from the date of arrest. (19 January 1945) The fine, if unpaid, is remitted.

4. Unless held for other lawful cause, the above named person will be released on 18 January 1950

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

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

16 January 1947



Summit
JOHN E. WOODR, Jr.
Colonel, Infantry,
Chief Legal Advisor

MR

file
file

FERRARI Enrico

Milano

5 Sept. 45

To serve 12 years imprisonment and to pay a fine of 12,000 lire;
on review, 30 Dec. 1945, the conviction and sentence were affirmed.

not
/

XXXXXXXXXXXX

The conviction and sentence are affirmed.

4 Sept. 1957

Pianosa



Nonw... 75

15 Jan. 1947

MRI

Col. R. ...

file

INTERNATIONAL ALLIED COMMISSION
APO 794
LEGAL DIVISION

cb

AG/1007/23/E

SUBJECT: DE CANNIBIS Giuseppe fu Michele

TO: The Ministry of War and Justice

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

2. He was sentenced as follows:

To serve 9 years imprisonment; on review, 5 July 45, the conviction and sentence were affirmed.

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

The sentence is reduced to 6 1/2 years imprisonment from date of arrest. (14 April 45).

4. Unless held for other lawful cause, the above named person will be released when he will have served 6 1/2 years from 14 April 1945

It is believed that the defendant was confined at Naples.

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



John R. Wash
John R. Wash,
Colonel, Infantry,
Chief Legal Advisor.

15 January 1947.

MR

file

ALLIED COMMISSION
AIG 794
LEGAL DIVISION

10/40 2/23/1

MARCHI Enzo fu Mario

The Ministry of Justice and Public

The above named person was tried by an Allied Military
Court at **Milano** on **29 June 45**

To serve 5 years imprisonment in an institution or
reformatory type; on review, 6 August 45, the last 3 years of
sentence were suspended.

On reconsideration the above sentence has been modified
as follows:

The sentence is modified to read: 2 years imprisonment
from date of arrest (16 June 45).

Prisoner held for other legal action. The above named
person will be released when he will have served 2 years
imprisonment from 16 June 45 under the above mentioned sentence.

It is believed that the defendant was confined at
Pallanza.

Please advise the necessary instructions for the release
of the defendant. Please confirm.

14 January 1947.



[Handwritten Signature]
Colonel, Infantry
Chief Legal Advisor.

73

112

HEADQUARTERS ALLIED COMMISSION
AID 704
LEGAL DIVISION

file

AC/MOR/35/1

cb

SUBJECT: ARUTA Giovanni fu Antonio
TO: The Ministry of Pardon and Justice

1. The above named person was sentenced by an Italian Military Government Court sitting at _____ on _____

to serve 24 years imprisonment; On review, 23 Sep 45, the sentence was reduced to 12 years plus 200,000 lire fine to be paid on or before 15 Oct 45, or in default of payment thereof, to serve an additional 12 months imprisonment.

2. On reconsideration the above sentence has been modified as follows: if accused is still detained for the above mentioned sentence, it is reduced so as to end this day.

The fine, only if unpaid, is remitted

3. Unless held forthwith, the above named person will be released on _____

It is believed that the defendant is confined at _____

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

14 January 1947



Howe
JOHN E. HOWE,
Colonel, Infantry,
Chief Legal Advisor. 72

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

file
etc

AG/1083/23/E

SUBJECT: DI ZINCO Vincenzo fu Luigi
TO: The Ministry of Foreign and Justice

1. The above named person was tried by an Allied Military
Tribunal Court sitting at Fermoli on 13 May 44

2. He was sentenced as follows:
To serve 3 years imprisonment.

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

**The sentence is reduced to 18 months imprisonment
from date of arrest.**

4. Unless held for other legal cause, the above named
person will be released on the date on which his sentence will ex-
pire.

5. It is believed that the defendant ^{was} ~~is~~ confined at
Lapino

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

14 January 1947



Thomas
THOMAS W. WHEELER,
Colonel, Infantry,
Chief Legal Advisor.

71

file
llg

HEADQUARTERS ALLIED COMMISSION
AND THE
LEGAL DIVISION

AG/1005/23/1

FROM: **MAAS Federico**

TO: The Ministry of War and Justice

1. The above named person was tried by an Allied Military Government Court sitting at **Merano** on **1 Dec 45**

2. He was sentenced as follows:

To serve **5 1/2** years imprisonment; On review, **18 Jan 46**, the sentence was reduced to **4** years imprisonment.

3. On reconsideration the above sentence has ~~not~~ ^{not} been modified.

X

4. Unless held for other lawful cause, the above named person will be released on **30 November 1949**.

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

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

14 Jan 47



Sturtevant
JOHN L. STURTEVANT, *70*
Colonel, Infantry,
Chief Legal Advisor.

HEADQUARTERS ALLIED COMMISSION
AIO 794
LEGAL DIVISION

file

10/40/45/23/1

SUBJECT :

ISCHERO *fierto* *tu* *Ferdinando*

TO : The Ministry 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: **Naples** 12 Mar 45

To serve 4 years imprisonment

On review, 7 Apr 46, conviction and sentence were affirmed.

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

The sentence is reduced so as to end 7 March 1947.

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

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

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



John E. Werse
JOHN E. WERSE,
Colonel, USA
Chief Legal Advisor. 69

14 January 1947

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

rb
file

AS/ADM/PSA

SUBJECT: SEGALA Luigi di Biagio

TO: The Ministry of Justice and Defense

1. The above named person was tried by an Allied Military Government Court sitting at Bolzano on 26 Oct 45

2. He was sentenced as follows:

To serve 10 years imprisonment from the date of arrest
On review, 25 Jan 46, the conviction and sentence
were affirmed.

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

The sentence is reduced to 7 years from the date of
arrest.

4. Unless held for other lawful cause, the above named
person will be released ~~at~~ when he will have served 7 years
imprisonment from the date of arrest

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

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

14 January 47.



Joseph E. Werber
JOSEPH E. WERBER,
Colonel, Infantry,
Chief Legal Advisor.

68

HEADQUARTERS ALLIED COMMISSION
A/O 794
LEGAL DIVISION

file
cb

43/1007/23/91

SUBJECT : **PIERNOPER Carlo**

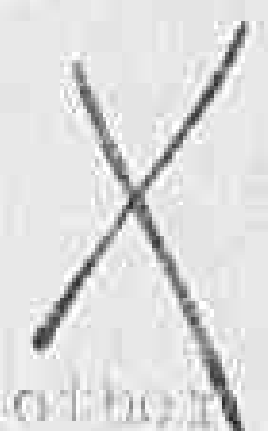
BY : The Ministry of Pardon and Justice.

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

2. He was sentenced as follows :

To serve 2 years imprisonment; On review, 18 Jan 46, the sentence was reduced to 18 months imprisonment.

3. On reconsideration the above sentence has ^{not} been modified as follows



4. Unless held for other lawful cause, the above named person will be released on 30 May 47.

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

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

14 Jan 47



W. W. W. W.
JOHN W. WELER,
Colonel, Infantry,
Chief Legal Advisor.

cb
file

HEADQUARTERS ALLIED COMMISSION
APO 754
LEGAL DIVISION

AG/5083/23/1

SUBJECT - STEINER Enrico

TO - The Ministry of Pardon and Justice.

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

2. He was sentenced as follows:
To serve 3 years imprisonment; On review, 12 Jan 46,
the sentence was reduced to 2 years.

3. On reconsideration the above sentence has ^{not} been modified.
~~XXXXXXXXXXXX~~



4. Unless held for other legal cause, the above named person will be released on 30 November 47.

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

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



John W. ...
JOHN W. ...
Colonel, Infantry,
Chief Legal Advisor.

14 Jan 47

110

al Review

file

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

cb

19/10/47/25/A

SUBJECT: ZAPPI, Orano fu Pio

TO: The Ministry of Pardon and Justice

1. The above named person was tried by the Allied Military Government Court sitting at Ravenna on 29 June 45

2. He was sentenced as follows:

To serve 3 years imprisonment; on review, 16 July 45, the sentence was reduced to 2 years imprisonment.

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

The conviction and sentence are affirmed.

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

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

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

14 January 1947.



Howe

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

63

M/2

10

Col. [unclear] *file*

HEADQUARTERS ALLIED COMMISSION
APO 734
LEGAL DIVISION

sb

10/10025/23/0

SUBJECT: CRISCUOLO Vito di Gennaro

TO: The Ministry of War and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Salerno on 26 August 44.

2. He was sentenced as follows:

To serve 12 years imprisonment; on review 14 July 45, the sentence was reduced to 4 years imprisonment.

3. On reconsideration the above sentence has ^{not} been modified as follows:

- - - - -

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



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

14 January 1947.

M2

col 10

file

ab

HEADQUARTERS ALLIED COMMISSION
ASG 794
LEGAL DIVISION

AS/4083/23/1

SUBJECT: TORRA Giuseppe in Ferdinando

TO: The Ministry of Pardon and Justice

1. The above named person was tried by an Allied Military Government Court sitting at Castelcapmano on 25 May 45
2. He was sentenced as follows:
To serve 4 years imprisonment: on review, 30 June 45, the conviction and sentence were affirmed.
3. On reconsideration the above sentence has been modified as follows:
The sentence is reduced to 3 1/2 years imprisonment from the date of arrest (18 April 1945).
4. Unless held for other lawful cause, the above named person will be released when he will have served 3 1/2 years imprisonment from 18 April 1945.
5. It is believed that the defendant was confined at Turi
6. Please issue the necessary instructions for the release of the defendant. Please confirm.



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

63

14 January 1947.

MR

Col. Weber

file

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

cb

AG/AGS/23/1

SUBJECT: **TEDESCO Antonio di Giuseppe**

TO: The Ministry ofardon and Justice

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

2. He was sentenced as follows:

To serve 4 years imprisonment; on review, 30 June 45, the conviction and sentence were affirmed.

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

The sentence is reduced to 3½ years imprisonment from the date of arrest (18 April 1945).

4. Unless held for other lawful cause, the above named person will be released when he will have served, 3½ years imprisonment from 18 April 1945.

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

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



John R. Weber
JOHN R. WEBER, :S.
Colonel, Infantry,
Chief Legal Advisor. :

62

14 January 1947.

M2

Cal. Review

file

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

cf

AG/1003/23/L

SUBJECT: **TALLONI Giovanni di Aristide**

TO: The Ministry of Pardon and Justice

1. The above named person was tried by an Allied Military Government Court sitting at Ravenna on 29 Jun 45

2. He was sentenced as follows:

To serve 3 years imprisonment; on review, 16 Jul 45, the sentence was reduced to 2 years imprisonment.

3. On reconsideration the above sentence has ^{not} been modified
~~XXXXXXXXXX~~

~~XX~~

4. Unless held for other lawful cause, the above named person will be released ~~on~~ ^{at} when he will have served 2 years imprisonment.

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

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



John K. W...
JOHN K. WOLFE,
Colonel, Infantry
Chief Legal Advisor. 61

14 Jan 47

1/12

Col Rumer *file*

HEADQUARTERS ALLIED COMMISSION
APO 391
LEGAL DIVISION

cb

AR/4033/2371

SUBJECT: SPAZZOLI Jader di Marco

TO: The Ministry of Prison and Justice

1. The above named person was tried by an Allied Military Government Court sitting at Pavenna on 29 June 45

2. He was sentenced as follows:

To serve 3 years imprisonment; on review, 16 July 45, the sentence was reduced to 2 years imprisonment.

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

The conviction and sentence are affirmed.

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

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

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

14 January 1947.



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

60

142

HEADQUARTERS ALLIED COMMISSION
APO 79
LEGAL DIVISION

file

ab

AG/ADP/2/27/1

SUBJECT: **MATTIOLI Vincenzo fu Giovanni**

TO: The Ministry of Pardon and Justice

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

2. He was sentenced as follows:

To serve 4 years imprisonment and to pay a fine of 30,000 lire, or in default of payment thereof, to serve an additional 2 years imprisonment. On review, 18 Mar 45, the conviction and sentence were affirmed.

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

The sentence is reduced to **2½** years from the date of arrest.

4. Unless held for other lawful cause, the above named person will be released when he will have served 2½ years from the date of arrest.

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.



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

59

14 January 47

M2

HEADQUARTERS ALLIED COMMISSION
APO 774
LEGAL DIVISION

file

AG/4043/24/1

cb

SUBJECT :

TO : **LORENZA Riccardo fu Giacomo**
The Ministry of Foreign and Justice.

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

2. He was sentenced as **Firenze** **10 Nov 44**

To serve 3 years imprisonment; on review, 22 Dec 44, the conviction and sentence were affirmed.

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

The sentence is reduced so as to end **25 January 1947**.

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

5. It is believed that **25 January 1947** is confined at _____

Firenze please issue the necessary instructions for the release of the defendant. Please confirm.



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

58

14 January 1947

TR

Col. Rendine

file

RESIDUALS ALLIED COMMISSION
APO 794
LEGAL DIVISION

AS/1003/25/1

Ch

TO: RIVALTA Atilio di Luigi

FROM: The Ministry of Prison and Justice

1. The above named person was tried by an Allied Military Government Court sitting at Ravenna on 29 Jun 45

2. He was sentenced as follows:

To serve 5 years imprisonment; on review 16 Jul 45, the sentence was reduced to 2 years imprisonment.

3. On reconsideration the above sentence has ^{not} been modified as follows:
~~XXXXXX~~

~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~

4. Unless held for other lawful cause, the above named person will be released ~~on~~ when he will have served 2 years imprisonment.

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

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



Howard
JOHN E. WELSH, ...
Colonel, Infantry,
Chief Legal Advisor.

57

14 January 47

172

Col. Rinner

file

ALLIED COMMISSION
LEGAL DIVISION

cb

13/AOFT/27/E

RINNER Alois

SUBJECT

TO: The Ministry of Pardon and Justice

1. The above named person ~~was~~ tried by an All ~~ied~~ Military Government Court sitting at _____ on _____

2. To serve 3 years imprisonment; on review, 12 Jan 46, the sentence was reduced to 18 months imprisonment.

not

3. On reconsideration the above sentence has been modified
XX

XX

4. Unless held for ~~30~~ days when he will have served 18 months imprisonment. He will be released on _____

was

~~Holzano~~ is believed that the defendant is confined at _____

5. Please issue the necessary instructions for the release of the defendant. Please advise.

14 January 1947



Proctor
JOHN K. VERBY,
Colonel, Infantry,
Chief Legal Advisor.

55

1/2

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

AG/4083/23/L

SUBJECT: DI ZINNO Vincenzo fu Luigi

TO : The Minister of Pardon and Justice

1. There is enclosed herewith the decision on review on the case of the above mentioned defendant.

2. The accused was tried 13 May 1944 before a Superior Allied Military Government Court sitting at Termoli. Thereafter he secured his release, apparently by unlawful means. He should be caused to serve the remainder of the sentence as here reduced. The accused is not in jail at the present time.

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

MR

file

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

14 Jan 47

AC/4083/23/1

TW/tw

SUBJECT: MATTIOLI Vincenzo fu Giovanni

TO : The Minister of Pardon and Justice

1. There is enclosed herewith the decision on review on the case of the above mentioned defendant.

2. The accused was tried 14 Feb 45 before a Superior Allied Military Government Court sitting at Perugia. Thereafter he escaped from confinement and was subsequently re-apprehended. It is desired that the defendant shall serve 2 1/2 years imprisonment under the above mentioned sentence.

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

1/2

FILE

HEADQUARTERS ALLIED COMMISSION
APO 7*
LEGAL DIVISION

ME/na
14 January 1947.

10/408/2/1

OGGETTO : Domanda di grazia.

: Colonna Vermisano continuata azione
Via Mazzini 3
ROMA.

Con riferimento a Vs/ domanda questa
Divisione Legale si prega comunicarvi che devete
indirizzare alle Autorità Giudiziarie Italiane una
domanda tendente all'applicazione dell'amnistia.

Questa Divisione Legale non ha nessun potere
trattandosi di questione di competenza delle Autorità
Italiane.

G.G. HANNA JORD,
Lt. Colonel,
Deputy Chief Legal Advisor.

112

FILE

HEADQUARTERS ALLIED JOINT COMMISSION
APO 794
LEGAL DIVISION

RE/us
14 January 1947.

AO/406/23/L

SUBJECT : Colomba Ferrisano (Ferrisano)
TO : Ministry of Pardon and Justice.

- 1. The attached correspondence is forwarded to you for any action you may deem appropriate.
- 2. Please acknowledge receipt.

G.F. HANCOCK,
Lt. Col;
Deputy Chief Legal Advisor.

Encl.

52

1/21

file

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

AG/AG 15/23/L

SUBJECT: **ANTONELLI Umberto**

TO: The Ministry of Pardon and Justice

1. The above named person was tried by an Allied Military Government Court, sitting at Ancona on 19 Mar 45

2. He was sentenced as follows:

To serve 6 years imprisonment.

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

The sentence is reduced to 3 years from date of arrest.

4. Unless held for other lawful cause, the above named person will be released on when he will have served 3 years imprisonment from the date of arrest (27 Feb 45)

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

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



Howarth
JOHN K. WORTH,
Colonel, Infantry,
Chief Legal Advisor.

51

14 Jan 47

ab file

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

10/1085/25.4

3713/60

25 ANTONELLI Giuseppe - Pardon and Justice

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

2. He was sentenced to ANCONA on 19 Mar 45

To serve 4 years imprisonment.

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

The sentence is reduced to 2 years from the date of arrest. *when*
person will be released on _____

It is believed ~~it~~ *when* will have served 2 years imprisonment from the date of arrest. (27 Feb 45)

WAS

4. Announcement issue the necessary instructions for the release of the defendant. Please confirm.



Howe
COL. A. VERER,
Colonel, Infantry,
Chief Legal Advisor. *EU*

14 Jan 47

to Col. [unclear]

*file
cb*

INTERNATIONAL ALLIED COMMISSION
APO 794
LEGAL DIVISION

AG/50-7/23/L

SUBJECT **ALVI Liviofu Ciro**

TO The Ministry of Pardon and Justice

1. The above named person was tried by an Allied Military Government Court sitting at Bolsano on 29 Oct 45

2. He was sentenced as follows:

To serve 2 1/2 years imprisonment from date of arrest.
On review, 25 Jan 46, the conviction and sentence were affirmed.

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

The sentence is reduced so as to end 11 Sep 47.

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 Bolsano.

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



[Signature]
JOHN R. WELSH,
Colonel, Infantry,
Chief Legal Advisor.

49

14 Jan 47.

no first copy

file

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

AC/4083/23/L

JKW/ns
14 January 1947.

SUBJECT : ANTONELLI, Umberto and
ANTONELLI, Giuseppe.

TO : Minister of Grace and Justice.

1. There is enclosed herewith the decision on review on the cases of the above named defendants.

2. Accused were tried on 19 March 1945 before a Superior Military Court sitting at Ancona. Thereafter they secured their release by unlawful means. They should be caused to serve the remainder of their sentence as here reduced. Accused are not in jail at this time.

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

1/12

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

AC/4083/23/B.

13 Jan 47.

SUBJECT : RUBETTI Angelo.

TO : The Ministry of Pardon and Justice.
Uff.VI

1. Reference is made to your letter 160545/78699 dated 29 December 1946, subject release of the above mentioned person.
2. As this release was not authorized by the Allied Commission, a full report is desired from the local "Procura Generale" explaining why this prisoner was released.
3. Please treat this as urgent.

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

Copy to Prison Director of Milano.

47

MR



626

Roma

23/12/46

Mod. 124/5118

1946

Ministero di Giustizia e Giustizia

1^a Commissione

Allegata - Sottocommissione Legale

R O A

Direz. Gen. per gli
Ist. Prev. e Pena
Ufficio VI

N. 160545/78699

Reg. n. 45/1083/23.1

del 4/12/46

OGGETTO: Detenuto Rubetti Angelo.-

In riferimento alla nota sopra indicata si comunica che la direzione delle carceri giudiziarie di Milano, dove il detenuto in oggetto trovasi ristretto, ha comunicato che il medesimo è stato ascarcerato il 1/3/45 per condono della residuale pena per ordine della Procura Generale di quella città.-

per il MINISTRO

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

AC/4083/23/L.

13 Jan 1947.

SUBJECT : CAROZZI Enrico - Petition for Pardon.

TO : C.L.C., UDINE Province.

There is enclosed for your consideration a petition for pardon on behalf of the subject-named person, who was tried by an Allied Military Government Court in Udine on the 26 November 1946.

By command of Rear Admiral STONE :

L. J. GILBRIDE,
Major, I.G.D.,
Chief Counsel.

Incl.

142

48

HEADQUARTERS ALLIED COMMISSION
APO 79A
LEGAL DIVISION

FILE

SP/rm.

13 January 1947.

AG/ADPO/23/L.

SUBJECT : Prisoner SANDRO CALOGERO.

TO : Ministry of Pardon and Justice.

1. Your letter Off. VI Prot. No. 161672/77545 of 3 January 1947 refers.

2. The enclosures sent with your above mentioned letter are returned herewith as the matter is not within the province of this Division.

3. We are informed that the Ministry of Post-War Assistance has been advised of the position regarding the above prisoner by Col. BRUNO, Chief of the Italian Military Mission in Germany.

4. In case your Ministry is satisfied with the fact that the above mentioned has already served his sentence there would be no reason why he should not be immediately released.

5. In my opinion the responsibility for the entire matter rests solely with the Italian Government.

EUGENE THOMAS,
Italian Branch,
For Chief Legal Advisor.

Encls. as above.

112

43

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

AC/4083/23/L.

13 Jan 1947.

SUBJECT : CATALANO Gelsomino and SFONDRINI Basilio.

TO : The Procuratore Militare
presso il Tribunale Militare Territoriale
MILANO.

1. Reference is made to your letter 2584/45 dated 13 December 1946, subject as above.

2. As regards the statement of CATALANO that he was tried together with SFONDRINI, you are hereby informed that his case was transferred to the Italian Military Tribunal, as he was a member of the Italian Air Force.

3. SFONDRINI Basilio, on the other hand, was regularly tried by an AMG Court on the 28th June 1945 and sentence to 6 months imprisonment, of which 5 were suspended.

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

TRANSLATION

OGGETTO: CATALANO Gelsomino ~~ma~~ SPONDRINI Basilio.

AL PROCURATORE MILITARE presso
il Tribunale Militare Territoriale
MILANO.

1. Si fa riferimento alla vostra lettera 2584/45 del
13 dicembre 1946 concernente i nominati in oggetto.

2. Per quanto riguarda l'affermazione del CATALANO
secondo la quale sarebbe stato giudicato insieme allo
SPONDRINI da una Corte Alleata, si é in grado di precisare
che poiché lo stesso apparteneva all'Aeronautica Italiana,
il suo caso fu trasferito al Tribunale Militare Italiano
per il processo.

3. Lo SPONDRINI, invece, fu regolarmente giudicato
da una Corte Alleata il 28 giugno 1945 e condannato a 6
mesi di reclusione di cui 5 condonati.

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

43

Subject: CATALANO GELSOMINO, son of DIEGO
and of CIOFFI MARIA, born on the 21st
March 1921 at Belgiojoso.

The "Procura Militare" of Milan informs this
Legal Division that a penal proceeding is pending in
their Office against the a/m. soldier, who is being charged
with offence of theft of gasoline to the detriment of the
Allies, committed at Milan, Airport of Linate, on June 26th
1945.

A certain SFONDARINI BASILIO, son of the
late BASSANO, residing in Segrate Idroscalo, was que-
stioned as a witness and has stated that he him-
self, as well as Catalano, have already been tried for
the a/m. act by an Allied Military Court of Milan,
on June 28th 1945.

Sfondarini has moreover stated that he was
sentenced to one month imprisonment, while Catalano was
acquitted.

The "Procura" wishes to be informed, whether such
statement is true. The "Procuratore Militare", signed: SECCHI.

PROCURA MILITARE

PRESSO IL TRIBUNALE MILITARE TERRITORIALE DI MILANO

N. 2584/45 di prot.

Milano, li 13/12/46

Allegati N.

Risposta a nota

R.

OGGETTO

Catalano Gelsomino di
Diego e di Cioffi Maria
nato il 21/3/1921 a
Beltiglio

Alla Commissione Alleata
Sottocommissione Legale

ROMA

E' pendente presso questo Ufficio un procedimento penale a carico del militare in oggetto per furto di benzina in danno dell'A.M. Alleata, consumato in Milano, Aeroporto di Linate, il 26/6/1945.

Certo Siondrini Basilio fu Bassano, residente in Segrate Iroscaolo, interrogato come teste, ha dichiarato che tanto lui quanto il Catalano sono già stati giudicati per il fatto di cui sopra dalla Corte Militare Alleata di Milano, il 28/6/1945.

Lo Siondrini ha inoltre precisato di essere stato condannato ad un mese di reclusione, mentre il Catalano sarebbe stato assolto.

Prego precisare se tale dichiarazione corrisponde al vero.

LEGAL SUP - ROMANIA
CIO - C
DEPT
27 DEC 1946
ITA

Il S. Procuratore Militare
Secchi

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

TJ/ns

13 January 1947.

AG/408/23/L

SUBJECT : DOMENICI Giuseppe di Francesco.

TO : The Minister of Pardon and Justice.

1. Reference is made to your letter Ufficio VI No 150852/1089, dated 7 January 1947, subject as above, and to our letter, dated 10 November 1946, AG/408/23/L, same subject.

2. In our above-mentioned letter, the date of expiration of sentence is given as 17 November 1948; in your reply it is noted as 17 November 1946.

3. It is desired that the date of expiration of sentence be shown as stated in our letter (17 November 1948).

4. Will you please take the necessary action to carry out the above and say it be confirmed to this office that it has so been done.

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

60

H21

HEADQUARTERS ALLIED COMMISSION
APO 734
LEGAL DIVISION

AC/4083/23/L.

11 Jan 1947.

SUBJECT : COLOMBO Ettore (Ercole).

TO : Ministry of Pardon and Justice.
Off.VI

1. Reference is made to your letter 160247/78396 dated 23 December 1946, subject release of the above mentioned person.

2. As this release was not authorized by the Allied Commission, a full report is desired from the local "Procura Generale" explaining why this prisoner was released.

3. Please treat this as urgent.

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

Copy to the Prison Director of Milano.

39

18

FV21

file

HEADQUARTERS ALLIED COMMISSION
APO 734
LEGAL DIVISION

JKW/as

10 January 1947.

AG/4983/23/L

SUBJECT : GIASCHINI Felice fu Mazzareno.

TO : Minister of Grace and Justice.

1. Action on review of the sentences imposed against GIASCHINI, Felice fu Mazzareno and GIASCHINI Oddino fu Mazzareno are enclosed.

2. We are aware that these two prisoners gained their liberty on 18 June 1947. We are fully aware that their release was unauthorized and no doubt obtained by fraud by these two accused. For this offence against the dignity of Italian sovereignty they should be prosecuted under Italian law. These cases have been brought to the attention of Italian authorities but so far nothing seems to have been done.

3. The two accused should be returned to jail to serve out the unexpired portion of their sentences as reduced on review.

4. Please acknowledge receipt of this communication.

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

*see information letter
Ufficio II AP. Prot N 131.98/235/47
dated 7 Feb 47 addressed to
Procuratore Generale presso la Corte
di Appello di Ancona. which states Felice died in auto accident. 10.1.47*

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

T R A N S L A T I O N

AP/ns

10 January 1947.

AC/4083/25/L

SUBJECT : Appeals for Clemency.

TO : Right Rev. Don Gaetano Lucchini,
MARGARIA (Mantova).

Will you please return the enclosed documents to Mrs. Dallamano Maria, whose address we do not possess, advising her that the same should be forwarded to the Ministry of Pardon and Justice inasmuch as the Allied Authorities have no jurisdiction whatsoever over cases tried by Italian Courts.

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

36 37

M/2

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

FILE

AG/4083/23/L

AF/ns
10 January 1947.

SUBJECT : Appeals for Clemency -
Mario Dallemano.

TO : AFHQ, G-3.

1. Reference your G-3 : 934.44 of 3 January 1947.
2. Herewith enclosed copy of the reply forwarded to the above-mentioned.
3. An English translation is also enclosed.

For the Chief Commissioner:

T.G. HANFORD,
Lt. Colonel,
Deputy Chief Legal Advisor.

MR

57 26

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

AP/v.
10 January 1947.

AG/ADP/23/1.

SUBJECT : Appeals for clemency
Buziarova MBEI.
TO : AFSA, G-5.

1. Refer case your G-5: 936.26 of 30 December 1946.
2. Herewith enclosed copy of the reply forwarded to Mrs. Buziarova MBEI.
3. An English translation is also enclosed.

For the Chief Commissioner:

C.G. HANSAPOSH,
Lt. Colonel,
Deputy Chief Legal Advisor.

Incis.

MR

ENTER
and
FLOAT

INTERNATIONAL ALLIED COMMISSION
APR 74
LEGAL DIVISION

21/87.
6 January 1947.

AC/498/74

OGG:IT : Istanza di grazia.

A : E. P. S. M. Mazzoni, Caritativa Nazionale
Via Craxino 32

Voluntaria - Portici

(Prov. di Napoli)

Si restituisce l'unica istanza a favore di suo
carito, informandola che la stessa va inoltrata al Ministero
di Grazia e Giustizia, in quanto le autorità Alleate non han-
no alcuna competenza nei riguardi irrogati dalle Corti Italiane.

G. C. HANFORD,
Lt. Colonel,
Deputy Chief Legal Advisor.

ALL. 1

110

T-1-A-N-3-1-a-7-1-0-3
HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

AG/1030/L.

AG/rm.
6 January 1947.

SUBJECT : Petition for Pardon.
TO : Mrs ROSI BERNARDI,
Meritola Rocchino,
Via Cro. Im. 32.

DELLAVISTA - PORTICI
(Waigler)

Herewith returned petition for pardon on behalf of your husband. Please be advised that the case should be forwarded to the Ministry of Pardon and Justice inasmuch as the Allied authorities have no jurisdiction over judgments passed by Italian Courts.

(Sgd)
G.C. HANLAFORD,
Lt. Colonel,
Deputy Chief Legal Advisor.

Encl.

32

file

ct
531

ALLIED MILITARY COMMISSION
APO 794
LEGAL DIVISION

10/1005/2571

SUBJECT: **STRAVOLO Antonio fu Francesco.**

TO: THE Ministry of Foreign and Justice

1. The above named person was tried by an Allied Military Government Court sitting at Naples on 30 Nov-5 Dec 44

2. He was sentenced as follows:

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

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

The sentence is reduced so as to end 23 Dec 1947.

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

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

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



Quinn
JOHN E. QUINN,
Colonel, Infantry
Chief Legal Advisor

10 Jan 47.

133

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

FILE

4083/23
AC/4002/L

AF/ns
10 January 1947.

SUBJECT : POSTIGLIONE, Domenico.
TO : Ministry of Pardon and Justice.

1. See your letter of 4 January 1947, N° UC/4344-3.
2. Sentences imposed by Allied Military Government Courts have been reviewed for the purpose of fixing the maximum term to be served by prisoners convicted by such courts.
3. If a prisoner escapes, upon re-capture he should serve out the unserved portion of his sentence as modified on review.
4. In this connection, in the review of cases, it has been found that prisoners have been released thru illegal means. Nevertheless, and knowing of such fact, the sentences are being reviewed and in many cases reduced. If and when these prisoners are returned, they should be caused to serve out the portion of the sentence remaining as reflected by the review.
5. Nothing said herein should be taken as an excuse for not returning such prisoners to jail. A prisoner should serve out his sentence, even when he has been released in good faith. Where he has been released thru fraud, he should be prosecuted for his offence against the dignity of the Italian State as well. Unfortunately there are several instances where such releases have been obtained thru fraud, and the prisoners have not been returned to jail nor prosecuted for their

321

MP

- 2 -

fraud. It is our opinion that such cases should be pressed for action, as the prestige of law may suffer.

6. The construction here given is to be applied as a matter of policy in cases similar to the POSTIGLIONE, Domenico case.

7. Please acknowledge receipt of this letter.

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

6426
408/23

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
42-CORPS

4841
Legal

VENEZIA GIULEA

Date 9 Jan. 47

LEGAL DIVISION

FILE REF: 420AMGILDI VG/136/83

SUBJECT: Cases of FARACI Salvatore, FRANCO Remigio,
CROERIA Anna and PINTI Fernando.
Superior Court Trieste No. 488 - 488c.

file

TO: Chief Commissioner (Attention Chief Legal Adviser).
H.Q. A.C. A.P.O. 794 ROME.

The records in above mentioned cases, where one accused was sentenced to more than two years imprisonment, are forwarded herewith for Review.

LEGAL SUB-COMMISSION	
GJB-GIA	
DCLO	
CHIEF COUNSEL	
ITALIAN SECTION	
Recd	13 JAN 1947

For the Senior Civil Affairs Officer.

H. J. Atkinson
H. J. ATKINSON
LT. COL. CAV.,
D/CHIEF LEGAL OFFICER

Encl.: a/m Records.

Anna - Make records and forward to...

NR

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

FILE

AC/1083/23/L

TJ/DB
9 January 1947.

SUBJECT : NOBIL Ottaviano.

TO : S.C.A.O. UDINE,

1. Forwarded herewith petition for review in the case of NOBIL Ottaviano, who, according to statement appearing therein, was sentenced at Udine 21 March 1946 to serve one year imprisonment.

By command of Rear Admiral STONE:

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

H2

MODULARIO
11/12 - 1457



MINISTERO DI GRAZIA E GIUSTIZIA

DIREZIONE GENERALE
per gli Istituti di prevenzione e di pena

UFF. VI

Prot. N. 149927/73083

OGGETTO:

detenuto Nobile Ottaviano.-

alleg. 2

Si trasmette l'unita istanza del
detenuto in oggetto, pervenuta dalle carce-
ri giudiziarie di Udine, con nota n. 2945
del 14 agosto c.m.-

Per il Ministro

[Handwritten signature]

*file this
letter
send petition
to Udine
(12)*

Med. 1351 M. G.

Rema. addi

Alleg. Commissione
Legale

ROMA

Risposta al foglio del

Dir.

Sez.

N.

115 - 1457 - 1457 - 1457 - 1457

FILE

4083/23

ALLIED FORCE HEADQUARTERS
G-5 Section
APO 512

Legal
4805

G-5: 934.44

8 January 1947

SUBJECT: Petition for Clemency--Concetta PUCCIO.

TO : Chief Commissioner,
Allied Commission,
APO 794.

Reference this Headquarters' letter, G-5: 934.44 of 5 November.

Please send this Headquarters a copy of the action taken by you. This Headquarters' letter, G-5: 934.44 of 10 December and Signal 667860 of 20 December also refer.

BY COMMAND OF GENERAL MORGAN:

A.L. LARSEN

A.L. LARSEN
Colonel, G.S.C.
Assistant Chief of Staff, G-5.

LEGAL SUB-COMMISSION	
GIO-GIA	/
DSLO	/
CHIEF COUNSEL	/
ITALIAN SECTION	/
Recd	13 Jan 47

Sir
The required copy forwarded under cover of our AC/4083/23 of 4 January 1947.

25
25

MR.

ALLIED FORCE HEADQUARTERS
G-5 Section
APO 512

G-5: 934.44

8 January 1947

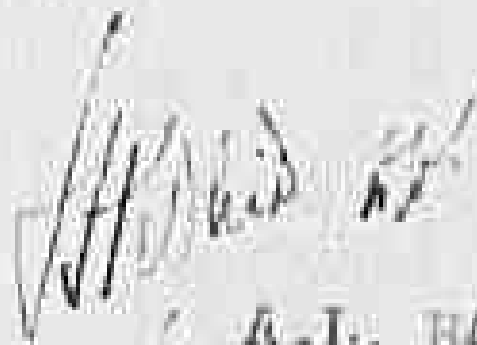
SUBJECT: Petition for Clemency--Concetta PUCCIO.

TO : Chief Commissioner,
Allied Commission,
APO 79A.

Reference this Headquarters' letter, G-5: 934.44 of 5 November.

Please send this Headquarters a copy of the action taken by you. This Headquarters' letter, G-5: 934.44 of 10 December and Signal 667860 of 20 December also refer.

BY COMMAND OF GENERAL MORGAN:


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

HEADQUARTERS UNITED STATES ARMY
APO 794
LEGAL DIVISION

Legal

Lit/ra.
17 January 1947.

AS/1083/23/L.

SUBJECT : Petition for clearance
Concetta MCGIN.

TO : Assistant Chief of Staff, G-5, AFHQ.

1. Reference is made to letter G-5 1936.62 dated 8 January 1947, subject as above.
2. Copy of reply made to letter of Concetta MCGIN was forwarded with letter AS/1083/23/L, dated 4 January. Another copy thereof is enclosed herewith.

For the Chief Commissioner :

V. J. GLENNON,
Major, ICD,
Chief Counsel,
for Chief Legal Advisor.

By Chief Clerk

*to your file copies
returned at post*

HEADQUARTERS UNITED STATES ARMY
LEGAL DIVISION

LTJ/c.
17 January 1947.

AG/AGS/23/A.

SUBJECT : Petition for clemency
Concetta PUCCHIO.
TO : Assistant Chief of Staff, G-5, AFHQ.

1. Reference is made to letter G-5 : 931.42
dated 9 January 1947, subject as above.

2. Copy of reply made to letter of Concetta PUCCHIO
was forwarded with letter AG/AGS/23/A dated 4 January.
Another copy thereof is enclosed herewith.

For the Chief Counselor :

L. J. CLEGG,
Major, LCD,
Chief Counsel,
for Chief Legal Advisor.

COPY

~~at. Rivoli~~ file
4083/23

7 January 1947

MINISTRY OF PARDON AND JUSTICE

Uff. VI

Prot. No. 160721/66703 in reply to note AC/4083/23/L of 31/8/46

OGGETTO: Detenuto AMADIO Fausto. *****

ALLA COMMISSIONE ALLEATA
Sottocommissione Legale
ROMA

In riferimento alla nota sopra indicata si comunica che la direzione delle carceri giudiziarie di Brescia, dove il detenuto in oggetto trovavasi ristretto, ha comunicato che il medesimo evase dall'ospedale civile di quella città il 13/5/1946.

FOR THE MINISTER

(sgd) Volpe

7 Jan 47

TRANSLATION

MINISTRY OF PARDON AND JUSTICE

Uff.VI

No.160721/66703 in answer to note AC/4083/23/L of 31 Aug 46.

SUBJECT : Prisoner AMADIO Fausto.

TO : ALLIED COMMISSION, Legal Division.

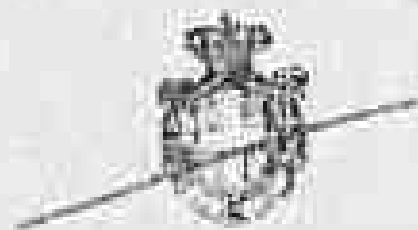
With reference to the above mentioned letter we hereby advise you that the Prison Director of Brescia, where the prisoner AMADIO was detained, informed this Ministry that the same escaped from the civil hospital of Brescia on the 13 May 1946.

FOR THE MINISTER
(sgd) Volpe

497/22
copy of sentence

MODULARIO
G. G. - R. C. 412

Modello N. 31 (Carceri)



DIREZIONE
del

FIRENZE

del 6 Gennaio 1947

(Raccomandata)

CARICRI GIUDIZIARIE "EURATE"

N. 15/3.1. Lett. 2.
Risposta alla lettera

del

Prego la S. V. di mandare a
questo Ufficio quanto è indicato
in margine, con cortese sol-
lecitudine.

OGGETTO

Richiesta di copia sentenza del
10 novembre 1944 Tribunale
Militare Alleato per condannato
LOSSA RICCARDO fu Girolamo e di
Silvestri Emilia nato il 18/7/1921
ad Asola (Mantova).

Il Direttore
(dott. G. B. Mazzarisi)

ALLA COMMISSIONE ALLEATA
Sottocommissione Legale

R O M A

MR

20

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

FILE

AS/4083/1/L

TV/NS
6 January 1947.

SUBJECT : Copy of sentence: COPPOLA Gabriele.
TO : The Ministry of Pardon and Justice.

1. Reference is made to your letter Prot. No UC/4349-1 dated 23 December 1946, subject as above.
2. COPPOLA Gabriele fu Vincenzo was arrested o/a 4 May 1944 at Naples and charged with violating Proclamation 2, Article 2, Section 34. "In that the accused, together with one other person, did at Naples o/a 30 April 1944 offer a bribe of 25,000 lire to Sgt. Anthony R. Onorato to induce him not to perform his duty."
3. He was tried before a Superior Allied Military Government Court sitting at Naples on the 2nd, 3rd, 4th, 5th and 6th days of June 1944. He was found guilty as charged and sentenced to serve 6 months in jail and to pay a fine of 50,000 lire, or in default of payment thereof within 14 days to serve an additional 6 months imprisonment.
4. The fine was paid 9 May 1944.

L.J. GILBERT,
Major IGD
Chief Counsel.

FILE

HEADQUARTERS ALLIED COMMISSION
AND THE
LEGAL DIVISION

AC/AS/3/27/1

SUBJECT

MAZZON Sinesio .

TO : The Ministry of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at **Naples** on **31 May 1945**

2. He was sentenced as follows :

4 years imprisonment .

3. On reconsideration the above name's case has been considered as follows :

The sentence is reduced so as to end on 12 Oct 1947.

4. Unless held for other lawful cause, the above named person will be released on **12 October 1947.**

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

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

6 January 1947.



[Signature]
JOHN E. WALKER,
Colonel, Infantry,
Chief Legal Advisor

FILE

HEADQUARTERS ALLIED COMMISSION
APO 791
LEGAL DIVISION

10/20/46/25/1

3018.001 **PIACEVOLE Giuseppe.**

TO: The Ministry of Defense and Justice

1. The above named person was tried by an Allied Military Government Court sitting at **Naples** on **31 May 1945**

2. He was sentenced as follows:

5 years imprisonment.

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

The sentence is reduced so as to end on 11 July 1949.

4. Unless held for other legal cause, the above named person will be released on **11 July 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 advise.

6 January 1947.



Joseph E. Whelan
JOSEPH E. WHELAN,
Colonel, Infantry,
Chief Legal Advisor.

03

FILE

ALLIED MILITARY COMMISSION
APO 794
LEGAL DIVISION

ch

AD/4073/37/E

SUBJECT: **SQUILLACE Michele.**

TO: The Ministry of Pardon and Justice

1. The above named person was tried by an Allied Military Government Court sitting at NAPLES on 31 May 1945

2. He was sentenced as follows:

15 years imprisonment.

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

The sentence is reduced so as to end on 11 August 1953.

4. Unless held for other legal cases, the above named person will be released on 11 August 1953.

5. It is advised that the defendant is confined at NAPLES

10

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

6 January 1947



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

FILE

ALLIED COMMISSION
ALD 794
LEGAL DIVISION

AG/1083/23/1

SUBJECT: **CHIRICO Giuseppe**

TO: The Ministry of Pardon and Justice

1. The above named person was tried by an Allied Military Government Court sitting at **Naples** on **31 May 1945.**

2. He was sentenced as follows:

15 yrs imprisonment.

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

The sentence is reduced so as to end on 11 August 1953.

4. Unless held for other lawful cause, the above named person will be released on **11 Aug 1953.**

5. It is believed that the defendant is confined at **TURI (Pozzuoli)**

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

15

6 January 1947



John E. Webber
JOHN E. WEBBER,
Colonel, Infantry,
Chief Legal Advisor.

eB cr

FILE

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL DIVISION

AD/4085/23/L

FROM MAURO Giovanni.

TO The Ministry of Pardon and Justice

1. The above named person was tried by an Allied Military Government court sitting at **NAPLES** on **31 MAY 1945**

2. He was sentenced as follows:

15 years imprisonment.

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

The sentence is reduced so as to end on 11 August 1953.

4. Unless held for other lawful cause, the above named person will be released on **11 August 1953.**

5. It is believed that the defendant is confined at **Fuggioreale (Naples) ROME**

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

36
33



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

6th January 1947

file

376

ab

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

AG/10/3/33/1

SUBJECT

STARK Karl

TO : The Ministry 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: **Venezie Region** 4 Oct 45

To serve 7 years imprisonment.

On review 6 Dec 45 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 (4 July 1945). Other legal cause, the above named person will be released on _____

4. It is believed that the defendant is confined at _____ **3 July 1948.**

~~Fronto.~~ **VOLTERRA**

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



Noncebe
JOHN L. WELLS,
Colonel, Infantry,
Chief Legal Advisor.

5 January 1947.

file

cb

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

AC/AG 3/23/1

TO : MAGLIONE Brinio.

FROM : The Ministry of Pardon and Justice.

1. The above named person was tried by an Allied Military Government Court sitting at Ariano Irpino on 16 June 44

2. He was sentenced as follows:
To serve 6 months imprisonment.

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

The sentence is reduced to end on 25 January 1947.

4. Unless held for other lawful cause, the above named person will be released on 25 January 1947.

Avellino is advised that the defendant is confined at

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

5 January 1947.



Howe
JOHN K. HOWE,
Colonel, Infantry,
Chief Legal Advisor.

FILE

HEADQUARTERS ALLIED COMMISSION
147 G. A.
LEGAL DIVISION

cd

13/10/47/23,1

SUBJECT: [Name]

To: The Ministry of Pardon and Justice

1. The above named person was tried by an Allied Military Government Court sitting at [Location] on 23 May 1944

2. He was sentenced as follows:

To serve 10 years imprisonment

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

The sentence is reduced to 5 years imprisonment

4. Unless held for other lawful cause, the above named person will be released on 27 May 1947

5. It is believed that the defendant is confined at [Location]

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

- SIGNED -

Monwate
JOHN K. WERER,
Colonel, Infantry,
Chief Legal Advisor



5 January 1947

CB CR

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

AC/4083/23/4

MT/ns
4 January 1947.

SUBJECT : Killing of 2nd Lieut. Kalmanocki
Stanislaw, Polish Army.

TO : The Ministry of Pardon and Justice.

1. Reference your Ufficio III A.I. Prot. No 130.127-3437 of 2nd Dec^r 1946 regarding the proceedings against two members of the Police Force who, upon the refusal to halt a lorry suspected of carrying contraband fire-arms, fired and caused the death of the driver, a Polish Officer.

2. The question of whether or not a charge of homicide should be brought against the two police officers is a matter entirely within the competence of the Italian judicial authorities, and one upon which this Division does not desire to express any opinion.

HUGHAV. THOMAS,
Italian Branch,
for Chief Legal Advisor.

Subject: Killing of the 2nd Lieutenant of Polish Army,
KALMASCKI STANISLAW, at Bologna,
on the 29th October 1945.

The Ministry of Pardon and Justice informs this Legal Mission on December 2nd 1946 that the Judicial Authorities of Bologna have forwarded to them the files in the case against APPOGGI PAOLO and ORSINI WALTER, members of Italian Police, charged with the a.s.m. homicide, and ask, in accordance with provisions in force (Art. 16, Code of Penal Procedure), the authorization to proceed against the aforesaid persons.

It does not appear from the files, whether the Allied or the Polish Police were dealing with the case. It is only known that the Chief of the Polish Police of Bologna intervened once to ^{drive} move the vehicle in question ^{was} driven by that officer at the time of the incident. It appears from the preliminary investigation that the Polish officer, suspected of

This Legal ~~matter~~ of Bologna have forwarded to them
Cial Authorities of Bologna the case against APPOGGI PAOLO
the files in the case against APPOGGI PAOLO
and ORSINI WALTER, members of Italian Police,
charged with the a.s.m. homicide, and ask, in ac-
cordance with provisions in force (Art. 16, Code of
Penal Procedure), the authorization to proceed against
the aforesaid persons.

It does not appear from the files, whe-
ther the Allied or the Polish Police were dealing
with the case. It is only known that the Chief of
the Polish Police of Bologna intervened ^{to} ~~inve-~~
stigate, whether the vehicle in question was ^{driven} ~~driven~~
by that officer at the time of the incident.

It appears from the preliminary inve-
stigations that the Polish officer, suspected of
contraband in arms had been followed and
was ~~surprised~~ ^{surprised} at the place of the meeting
by one of the purchasers of the arms ^{Police} members.
And, summoned by the Italian Police order and put
to halt, the Officer disobeyed the order and put

t.o.p.

the car at a great speed, with the purpose of
escapary; the agents fired therefore against the
vehicle and wounded the officer. Two of such
wounds were mortal, and he has died immedia-

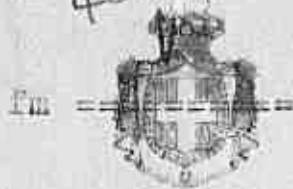
tely. It was deemed advisable to communicate
this to the legal division, before a decision is taken
in regard to the opportunity of a penal pro-
ceeding against the two Police members, who are
actually in liberty.

It is hereby mentioned that a request of
punishment is at present pending against the
widow of the killed officer, a certain Mrs
IOLE DE FRANCESCO, living in Oggiano (Como),
Via 1° Maggio, N° 36.

For the Minister

Signed:

A. SPALLANZANI.



Roma, 2 dicembre 1945

Ministero di Giustizia

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

e per con/

LA COMMISSIONE ALLEATA - Sot-
tocommissione Legale ROMA

All'UFFICIO COLLEGAMENTO SEDE

Ufficio III A.P. Sub. 7.738.127 - 3437

Risposta al f. n. V.
del

OGGETTO Uccisione del sottotenente in servizio dell'Esercito
Polacco, KAJMASCKI Stanislaw, avvenuta in Bologna, il 29 ott. 1945

L'Autorità Giudiziaria di Bologna ha rimesso a questo Mi-
nistero gli atti del processo a carico degli agenti della Polizia
italiana, APPOCCI Paolo e ORSINI Walter, imputati dell'omicidio
in oggetto, chiedendo, in conformità delle vigenti disposizioni
(art. 16 cod. proc. pen.), l'autorizzazione a procedere a carico dei
medesimi.

Dal processo non si rileva *per* la Polizia alleata o quella
polacca se siano occupate del fatto che ha dato luogo al processo
stesso, se si eccettua l'intervento del "Comandante della Polizia
Polacca" di Bologna alle operazioni di ispezione dell'autoveicolo
pilotato da quell'ufficiale al momento del fatto.

Risulta dall'istruzione compiuta, che l'ufficiale polacco,
indiziato del contrabbando di armi da guerra ed appostato, fu sor-
preso nel luogo stabilito per il convegno, con uno degli acquirenti
delle armi stesse, ed essendogli stato intimato il fermo dagli agen-
ti della polizia italiana in agguato, rimase in marcia velocissima
la macchina per dileguarsi, onde gli agenti fecero fuoco contro
l'autoveicolo producendo quattro ferite, di cui due mortali, allo
ufficiale che morì quasi istantaneamente.

Tanto si è ritenuto opportuno portare a conoscenza di codesta
Sottocommissione Legale per le sue eventuali osservazioni, in
attesa di decidere sulla opportunità del procedimento giudiziario

a carico dei due agenti di polizia, che sono in istato di libertà.
Si aggiunge che v'è in atti istanze di punizione della
"vedova" dell'ucciso, Sig.ra Iole DE FRANCESCO, dimorante in Og-
giano (Como), via I° maggio, n.36. -

pel MINISTRO
(A. Spallanzani)



FILE

HEADQUARTERS ALLIED COMMISSION
1071
LEGAL DIVISION

1/22/47

100/00
4 January 1947.

SUBJECT : Appeals for Demerol -
Concetta MUCCHIA.

TO : Assistant Chief of Staff, G-5, AFHQ.

1. Reference is made to letter
dated 21 November 1946, and message
dated 21 December 1946, subject as above.

2. Reply to correspondence in this
case has been delayed owing to time consumed in
attempts to locate records thereof. Numerous
attempts have been made to locate records of this
case but have been unsuccessful. It is noted
that in this connection, such case has not been
found. That of Concetta MUCCHIA which has been
located in this search, a former addict, convicted
and sentenced to pay a fine of 5000 lire at Genoa
in January 1944 for illegal possession of Allied
drugs, could have, in point of time and other
circumstances, to have no bearing on this matter.

3. Owing to the length of time that
has elapsed since Allied Military Government Courts
have been held in Sicily it is now considered that
this may be a more recent Italian case in which Allied
interests were involved, consequently letter,
copy of which is attached, has been forwarded to the
petitioner.

L.J. GIERING,
Major, 100,
Chief Counsel,
for Chief Legal Advisor.

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

AG/4374/23/1

LDG/MS
4 January 1947.

SUBJECT : Appeals for Clemency.
TO : Mrs. Corsetta BUCCHIO,
Orto Palon, Traversa P. 101

1. Your letter directed to the Supreme Allied
Commander, Europe, subject as above, have in due course
reached this office for reply.

2. Search made for record of the case to
which you refer has thus far proved unsuccessful, possibly
owing in part to the carelessness of detail which you provide
with regard thereto. Inasmuch as Allied Military Govern-
ment Courts have not been held in Sicily in recent times
it would appear that your case may be one for consideration
by Italian authorities. If, however, the sentence which
you mention was imposed by an Allied Military Government
Court and suspended, and the matter may still be of importance
to you, in order that further search may be made, it is
requested that information be provided as to the location
of such court, by what court you were charged, the offense with
which you were charged, the date of your trial, and whether
subsequently you have been charged with the commission of
another offense.

L.J. GILBERT,
Major, IGD,
Chief Counsel,
for Chief Legal Advisor

4083/23

INCOMING MESSAGE

HEADQUARTERS ALLIED COMMISSION

Originator's Reference C 67860

Date/Time of Origin DEC NPT

Message Centre No: H/8691

Date Time Rec'd: DEC 21 1115

Precedence: ROUTINE

FROM: ~~ALCO~~ AFHQ G-5

TO: ALCOM ROME

UNCLASSIFIED:

Please expedite reply to this Headquarters letter G-5934. 44 dated 5 November 46 and reminder dated 10 December.

AC DIST

ACTION : LEGAL

INFO : CHIEF COMMISSIONER

EX COMM

FLOAT

FILE

ACTION

LEGAL SUB - COMMISSION	
CJO - GLA	
DCLO	
GRIEF COUNSEL	
ITALIAN SECTION	
Rec'd	DEC 23 1946

DEC 22 1946

4053/23

Mod. 803116

Ministero di Grazia e Giustizia
DIREZIONE GENERALE
PER GLI ISTITUTI DI PREVENZIONE E DIPENA

Roma 194

UFF. VI

Ala Commissione Allestita
sottocommissione Legale

R. C. M. A.

Prot. N.° 161072/77545

Risposta al f. del
Dir. Sez. A.°

OGGETTO: detenuto Zaccaro Calogero.-

alleg. 2

704 623

Si trasmette, per competenza, l'unita istanza pervenuta a questo ministero, del padre del detenuto in oggetto.-

Del ministro

[Handwritten signature]

[Handwritten notes and signatures]

4083/23
[Handwritten signature]

LEGAL
4654

ALLIED FORCE HEADQUARTERS
G-5 Section
APO 512

G-5: 934.44

3. January 1947

SUBJECT: Appeals for Clemency - Maria DALLAMANO

TO : Chief Commissioner,
Allied Commission,
APO 794.

1. The attached appeal by Maria DALLAMANO on behalf of her son is forwarded to you for such action as you may deem necessary.
2. The letter has not been acknowledged.
3. Please address a copy of your reply to this office.

BY COMMAND OF GENERAL MORGAN:

[Handwritten signature]
A.L. HAMBLIN
Colonel, G.S.C.
Assistant Chief of Staff, G-5.

Incl: as above

LEGAL SUB - COMMISSION	
OJO-00A	
DDLO	
CHIEF COUNSEL	
ITALIAN SECTION	<i>[Handwritten initials]</i>
Recd	8 JAN 1947

112

FILE

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL DIVISION

JKW/pa.
3rd Jan 47.

AC/4083/23/L.

SUBJECT : FRANCHINI Domenico and FORTUNATO
Buonaventura.

TO : AVV. Comm. Luigi Villani,
Via Porta Catena No.24
SALERNO.

We wish to acknowledge receipt of your letter
of 28 Dec 1946.

The cases of FRANCHINI Domenico and FORTUNATO
Buonaventura have been considered by the Board of
Review, and the sentences were affirmed without
modification. The accused were convicted of serious
offenses against the United States mail. Under the
circumstances it is not contemplated that a reduction
will be made in the term of imprisonment.

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

AM

1521

