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

ACC

10000/142/627

CORRESPONDENCE &
LAMPEDUSA
MAR. - DEC. 1945

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

10000/142/627

CORRESPONDENCE & ACTUAL CASES AT PANTELLERIA & LAMPEDUSA
MAR. - DEC. 1945

AC/4083/82

99 thru

Correspondence
and
Actual Cases at Santa Maria and Lampedusa

TO	DATE	

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

Actual Bases at Santa Maria and Lampoon

T.O	DATE

HEADQUARTERS A.C. CASE NO. 10000 / 142 / 627

THIS FOLDER
CONTAINS PAPERS
FROM MAR 1945
DEC 1945

CATALOGUE

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

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

JKR/rm.
15 December 1945.

AG/4083/82/1.

SUBJECT : BLANDINA, Ignazio.

TO : CAO Lampedusa.

1. Reference your letter of 4 December 1945.

2. The case of BLANDINA, Ignazio has been re-examined. It will be observed that trial was had before a Summary Military Court, - one Captain A. [illegible] sitting as a court, - and a fine of 162,000 lire was imposed on the accused.

3. The jurisdiction of this court is limited to a maximum fine of 50,000 lire.

4. For some reason the case was not reviewed as required by the rules. As the fine was in an amount beyond the power of the Court to impose, the sum of 162,000 lire must be remitted, and accordingly by these presents it is remitted.

5. The fine has been paid and the proper agency is authorized to make refund. The place of trial was Lampedusa, the date, September or October, 1944.

6. Record is returned herewith.

By command of Rear Admiral STONE:

John K. [illegible],
Colonel, Infantry,
Chief Legal Advisor.

Encls.

Copy to : Finance S/C
(Please make the necessary arrangements to refund the sum of 112,000 lire to BLANDINA, Ignazio).

93

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

4083/82

ALLIED MILITARY GOVERNMENT
CIVIL AFFAIRS OFFICER
LAMPEDUSA

294

4 December 1945

TO : H.Q. Allied Commission, APO 394
(for Legal Sub-Commission).

SUBJECT : Lampedusa A.M.G. case - Ignazio BLANDINA -

1. Reference your letter AC/4083/82/L dated 2 Nov'45.
Enclosed please find the required records on the above mentioned case.

Capt. C.A.G. MOORE
CAO LAMPEDUSA

4 DEC 1945

9[illegible]

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

File

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB COMMISSION

EAP/es
2November 1945

AC/4083/82/L

SUBJECT :Lampedusa AMG case.
Ignazio Blandina

TO :CAC LAMPEDUSA

1. Reference is made to para 1 of your letter of 28 September 1945 to Liaison Office, Palermo, copy of which is attached for easy reference.

2. There is also attached copies of all the correspondence in the possession of this Sub-Commission relating to the case of Ignazio Blandina.

3. From the letter of 2 May 1945 you will observe that the record of the proceedings was forwarded to you on that date and the remainder of the sentence of imprisonment was then remitted.

4. The Archivist at this HQ advises that the Sicily AMG Court records were received by him in early March and that he has not received the record in this case which was sent to you in May.

5. It appears therefore that the record is still in possession of your office. Will you please forward the record to this Sub-Commission so that it can be re-reviewed with respect to the fine imposed.

By command of Rear Admiral STONE :

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

Incls :

URGENT AND CONFIDENTIAL

Palermo, 28 Sept. 45

From:- Captain C.A.G. Moore,
C.A.O. . Lampedusa.

To :- Lt-Col W.J. Mac Callum ED,
AC L.O. Palermo.

\+ + + +

1. SUMMARY COURT TRIAL OF IGNAZIO BLANDINA

In September or October 1944, a certain Ignazio BLANDINA, who is a rich local inhabitant, was brought to trial before an Allied Military Inferior Court, by the C.A.O. Lampedusa, Captain Anthony INGRASSIA, on various charges, including attempting to bribe the C.A.O., violation of Proclamations, etc. He was sentenced to 18 months imprisonment, and fined up to 150,000 lire. There is an entry in the record of Court proceedings signed by Captain INGRASSIA to this effect. From other records and information, the proceedings at the trial appear to have been somewhat irregular as Captain INGRASSIA would seem to have taken the part of Judge, prosecuting counsel and chief witness for the prosecution. Soon after this episode, Captain INGRASSIA's turn of duty came to an end. He took BLANDINA with him to Palermo, and there informed him he was released from prison. He was left to find his own way back to the Island. An informal appeal against the sentence was lodged and early last May I received instructions from H.Q. A.C. to the effect that the sentence of imprisonment was remitted. In point of fact BLANDINA had only served a very small portion of this sentence and was already free. However recently the accused, BLANDINA has informed me that he intends to appeal against the fine after taking legal advice, on the grounds that an Inferior Court is not permitted to fine any individual more than lire 50,000. As you know, I informed you of this latest developement and am making this report in accordance with your orders. In addition, I would like to point out that I did not take over immediately from Captain INGRASSIA and that there was an intervening period of at least 6 months between his leaving the Island and my arrival.

\+ + + +

79

C.A.G. MOORE.

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

\+ + + +

1. SUMMARY COURT TRIAL OF IGNAZIO BLANDINA

In September or October 1944, a certain Ignazio BLANDINA, who is a rich local inhabitant, was brought to trial before an Allied Military Inferior Court, by the C.A.O. Lampedusa, Captain Anthony INGRASSIA, on various charges, including attempting to bribe the C.A.O., violation of Proclamations, etc. He was sentenced to 18 months imprisonment, and fined up to 150,000 lire. There is an entry in the record of Court proceedings signed by Captain INGRASSIA to this effect. From other records and information, the proceedings at the trial appear to have been somewhat irregular as Captain INGRASSIA would seem to have taken the part of Judge, prosecuting counsel and chief witness for the prosecution. Soon after this episode, Captain INGRASSIA's turn of duty came to an end. He took BLANDINA with him to Palermo, and there informed him he was released from prison. He was left to find his own way back to the Island. An informal appeal against the sentence was lodged and early last May I received instructions from H.q. A.C. to the effect that the sentence of imprisonment was remitted. In point of fact BLANDINA had only served a very small portion of this sentence and was already free. However recently the accused, BLANDINA has informed me that he intends to appeal against the fine after taking legal advice, on the grounds that an Inferior Court is not permitted to fine any individual more than lire 50,000. As you know, I informed you of this latest developement and am making this report in accordance with your orders. In addition, I would like to point out that I did not take over immediately from Captain INGRASSIA and that there was an intervening period of at least 6 months between his leaving the Island and my arrival.

\+ + + +

79

SIGNED..C.A.G..MOORE.....

C.A.G. MOORE, Captain,
C.A.O. LAMPEDUSA

28th September 1945

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

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

Sgt Kendall

Pvt Strode 22

Lampedas a Tovar

Prisoners

29 Cav

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

WP 83/82 File

OFFICE OF A.C. LIAISON OFFICER
c/o N.O.B. - NAVY 157
PALERMO - SICILY

26A

AC/S/G 11

20 November 1945.

SUBJECT: Records of A.M.G. Court.

TO : HQ. Allied Commission, APO 394
(for Legal Sub-Commission)

1. Enclosed herewith records of A.M.G. Court at Pantelleria.

2. These records have been received from Lt. Wilkie, C.A.O. Pantelleria, who states the necessary action has been taken.

W.J. MacCallum, W.J. MacCallum, Lt Col
W.J. MacCallum, ED, Lt. Col.
A.C. Liaison Officer, SICILY.

/mg.

HEADQUARTERS ALLIED COMMISSION
CLO
DCLO
Chief
CJO
Italian Section
CL RS
4 DEC 1945

77

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

ALLIED MILITARY GOVERNMENT
PANTELLERIA

2/4

10 August 1945

CA-60/628

TO : Col. E. MORTON
A.C., LIAISON OFFICER
P A L E R M O

FROM : Capt. G. PARKER
S.C.A.O., PANTELLERIA

SUBJECT : Summary military Court

Herewith forms 2/4 in connection with the following:

CASES:-

142-A-	PINEDA	GAETANO	di Francesco
142-B-	PATANE'	GIUSEPPE	fu Vincenzo
142-C-	BRIGNONE	GIUSEPPE	fu Giovanni
142-D-	BELVISI	PIETRO	fu G. BATTISTA
142-E-	SALERNO	ANTONIO	di Salvatore

G. PARKER, Capt.
S.C.A.O., PANTELLERIA

76

FORM No. 2/4

Governo Militare Alleato

FOGLIO DI ACCUSA

Place PANTELLERIA
Luogo

Date 31 luglio 945
Data

SALERNO ANTONIO di Salvatore
Name of Defendant
Nome dell'accusato

Address Frazione di Kamma
Indirizzo (No., Street)

PANTELLERIA
(Commune, Province)

is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge Violation Art. 4, Procl.No.2.

Particulars: Dealing stolen goods.

Second charge

Particulars:

TRADUZIONE

Prima accusa: Violazione Art. 4, Procl. No.2.

Dettagli Commercio di oggetti rubati.

Seconda accusa:

Dettagli

H.Q. H.C. file 17

G. PARKER
Giudice, Tribunale Militare Inferiore o altro individuo autorizzato

CITAZIONE

G. PARKER , Capt.

Data 31 luglio 1945

Name (Nome) SALERNO ANTONIO di Salvatore

Address (Indirizzo) Frazione di Kamma

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario/Superiore a PANTELLERIA addi 3 Agosto 1945
Indirizzo della Corte - Address of Court — Data - Date

alle ore Dieci (10) A.M.
ore - hour

M sotto le suddette accuse.

G. PARKER
Firma dell'individuo autorizzato

G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura: 75

Ogni accusato di fronte ad un Tribunale Militare ha diritto:
a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera:

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

Indirizzo (No., Street)

PANTELLERIA
(Commune, Province)

is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge: Violation Art. 4, Procl.No.2.

Particulars: Dealing stolen goods.

Second charge

Particulars:

TRADUZIONE

Prima accusa: Violazione Art. 4, Procl. No.2.

Dettagli: Commercio di oggetti rubati.

Seconda accusa:

Dettagli

H-Q-11 C. N° 17

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato

G. PARKER, Capt.

CITAZIONE

Data 31 luglio 1945

Name (Nome) SALERNO ANTONIO di Salvatore

Address (Indirizzo) Frazione di Kamma

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario/Superiore a PANTELLERIA addì 3 Agosto 1945
Indirizzo della Corte — Address of Court — Data - Date

alle ore Dieci (10) a.m. sotto le suddette accuse:
ore - hour

Firma dell'individuo autorizzato
G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo. In ogni causa che porta con sè la pena di morte il Tribunale Militare Generale, se l'accusato lo richiede, gli assegnerà un Ufficiale addetto alla Giustizia del Governo Militare Alleato per assistere nella difesa della causa oltre a tale altro avvocato che egli potrà scegliere;
c) Di fare richiesta al Tribunale per ottenere un periodo di tempo sufficiente per preparare la sua difesa, richiesta che il Tribunale può concedere o rigettare a propria discrezione;
d) Di farsi accompagnare dinanzi al Tribunale da testimoni a sua difesa, se così desidera, o far richiesta di farli comparire per ordine del Tribunale;
e) Di fornire evidenze a suo vantaggio durante il processo, ma non potrà essere costretto a fornirne;
f) Di farsi tradurre i procedimenti per il suo beneficio quando egli non è capace di comprenderli altrimenti.

75

HEADQUARTERS A.C. CASE NO. 17

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

PROCEEDINGS

Ref. No. 142-E-

Advocate for Accused NONE

SUMMARY OF EVIDENCE (Plea of not guilty) or OUTLINE OF FACTS (Plea of guilty)

Prosecution Assisted in the selling of the tyres sold by PATANE' to PINEDA .
No evidence to show he was paid for any service or that he actively engaged in the transaction.

Defense (including any statement in mitigation) Had nothing to do with the acquiring or selling of the tyres though he helped his brother-in law PATANE' GIUSEPPE to load them on a mule for transport to buyer.

142-E- (CASE No.) AUG. 21st 1945 (DATE OF TRIAL) PANTELLERIA (PLACE OF TRIAL) (AGE OF ACCUSED)

CHARGE	PLEA	FIND:NG	IMPRISONMENT	LUMP FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	N.G.	N.G.		DISCHARGED			
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

Farber

* Use extra sheets where facts or evidence are

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

...the tyres sold by PATAME' to FIELDA'.

No evidence to show he was paid for any service or that he actively engaged in the transaction.

Defense (including any statement in mitigation) Had nothing to do with the acquiring or selling of the tyres though he helped his brother-in law PATAME' GIUSEPPE to load them on a mule for transport to buyer.

142-E- (CASE No.) AUG. 1st 1945 (DATE OF TRIAL) PANTELLERIA (PLACE OF TRIAL) (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIKE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	N.G.	N.G.		DISCHARGED			
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

* Use extra sheets where facts or evidence are lengthy or complicated.

(Signature of Presiding Officer)

G. PARKER, Capt.

DECISION ON REVIEW

Not Guilty

Date 12 October 1945 Affirmed

(Signature of Reviewing Authority)
Col. Inf.
Chief Judicial Officer.
for Chief Civil Affairs Officer.

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

FORM No. 2/4

Governo Militare Alleato

FOGLIO DI ACCUSA

Place PANTELLERIA
Luogo

Date 30 Luglio 1945
Data

BELVISI PIETRO fu G. Battista
Name of Defendant
Nome dell'accusato

Address Contrada Bue Marino
Indirizzo (No., Street)

PANTELLERIA
(Commune, Province)

Is hereby charged with the following offenses:
e accusato delle offese seguenti:

First charge Violation Art. 4, Procl.2.
Particulars: Dealing stolen goods

Second charge
Particulars:

TRADUZIONE

Prima accusa: Violazione Art. 4 , Procl.2.
Dettagli Commercio di oggetti rubati

Seconda accusa:
Dettagli

11-2 H.C. No 18(18)

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato

CITAZIONE

G. PARKER , Capt.

Data 31 Luglio 1945

Name (Nome) BELVISI PIETRO fu G. Battista

Address (Indirizzo) Contrada Bue Marino

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario Superiore a Pantelleria (Indirizzo della Corte) addi 3 Agosto 1945 (Address of Court / Data - Date)

alle ore Dieci (10) a.m. (ore - hour) M sotto le suddette accuse:

Firma dell'individuo autorizzato
G. PARKER Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo.

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

Name of Defendant
Nome dell'accusato

Address Contrada Bue Marino
Indirizzo (No. Street)

PANTELLERIA
(Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge Violation Art. 4, Procl.2.

Particulars: Dealing stolen goods

Second charge

Particulars:

T R A D U Z I O N E

Prima accusa: Violazione Art. 4., Procl.2.

Dettagli Commercio di oggetti rubati

11-2 H.C. N° 18(18)

Seconda accusa:

Dettagli

G. Parker
Giudice, Tribunale Militare Inferiore o altro individuo autorizzato

C I T A Z I O N E

G. PARKER , Capt.

Data 31 Luglio 1945

Name (Nome) BELVISI PIETRO fu G. Battista

Address (Indirizzo) Contrada Bue Marino

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario/Superiore a Pantelleria (Indirizzo della Corte / Address of Court) addì 3 Agosto 1945 (Data - Date)

alle ore Dieci (10) a.m. (ore - hour) M sotto le suddette accuse:

G. Parker
Firma dell'individuo autorizzato
G. PARKER Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo. In ogni causa che porta con sè la pena di morte il Tribunale Militare Generale, se l'accusato lo richiede, gli assegnerà un Ufficiale addetto alla Giustizia del Governo Militare Alleato per assistere nella difesa della causa oltre a tale altro avvocato che egli potrà scegliere;
c) Di fare richiesta al Tribunale per ottenere un periodo di tempo sufficiente per preparare la sua difesa, richiesta che il Tribunale può concedere o rigettare a propria discrezione;
d) Di farsi accompagnare dinanzi al Tribunale da testimoni a sua difesa, se così desidera, o far richiesta di farli comparire per ordine del Tribunale;
e) Di fornire evidenze a suo vantaggio durante il processo, ma non potrà essere costretto a fornirne;
f) Di farsi tradurre i procedimenti per il suo beneficio quando egli non è capace di comprenderli altrimenti.

HEADQUARTERS A.C. CASE NO. 18

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

PROCEEDINGS

Ref. No. 142-D-

Advocate for Accused NONE

SUMMARY OF EVIDENCE (Plea of not guilty) or OUTLINE OF FACTS (Plea of guilty)

Prosecution The accused acted as agent for the sale of 8 tyres by PATANE' GIUSEPPE to PINEDA GAETANO. On oath PATANE' stated the offer to buy was made to him by the accused and Pineda gave evidence that the Belvisi arranged the transaction. Patane' paid the accused Lire 8000 for his services.

Defense (including any statement in mitigation) Needed to earn money

142-D- (CASE No.) | AUG. 3rd 1945 (DATE OF TRIAL) | PANTELLERIA (PLACE OF TRIAL) | 40 Years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIRE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.	ONE MONTH	7000	AUG. 13/45	3 MONTH	AUG. 14/45
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

* Use extra sheets where facts or evidence are

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

him by the accused and Pinedo gave evidence that the Belvisi arranged the transaction. Patrone paid the accused Lire 8000 for his services.

Defense (including any statement in mitigation) Needed to earn money

142-D (CASE NO.)			Aug. 3rd 1945 (DATE OF TRIAL)		PANTELLERIA (PLACE OF TRIAL)		40 Years (AGE OF ACCUSED)
CHARGE	PLEA	FINDING	IMPRISONMENT	LIRE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.	ONE MONTH	7000	AUG. 13/45	3 MONTH	AUG. 14/45
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

* Use extra sheets where facts or evidence are lengthy or complicated.

(Signature of Presiding Officer)
G. PARKER, Capt.

DECISION ON REVIEW

Conviction and sentence affirmed.

Date 13 Oct 1945

(Signature of Reviewing Authority)
Col. Inf.
Chief Judicial Officer,
for Chief Civil Affairs Officer.

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

FORM No. 2/4

Governo Militare Alleato

FOGLIO DI ACCUSA

Place PANTELLERIA
Luogo

Date 31 luglio 945
Data

BRIGNONE GIUSEPPE fu Giovanni
Name of Defendant
Nome dell'accusato

Address Contrada Muegene No.14
Indirizzo (No., Street)

Pantelleria
(Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge Violation Art.2, Para 39 ,Procl.2,and A.M.G, avise of 6/2/945

Particulars: Illegal possession Army tyres, and sale of them

Second charge

Particulars:

TRADUZIONE

Prima accusa: Violazione Art.2, Para 39, Procl.2, ed avviso dell'A.M.G.in data 6/2/45

Dettagli Possesso illegale di copertoni militari e vendita di essi.

Seconda accusa:

Dettagli

H.Q.A.C. MTF

G. Parker

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato
G. PARKER, Capt.

CITAZIONE

Data 31 luglio 1945

Name (Nome) BRIGNONE GIUSEPPE fu Giovanni

Address (Indirizzo) Contrada Muegene No.14

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario Superiore a PANTELLERIA (Indirizzo della Corte) addi 3 Agosto 945 (Address of Court / Data - Date)

alle ore Dieci (10) a.m. (ore - hour) M sotto le suddette accuse:

G. Parker

Firma dell'individuo autorizzato
G. PARKER , Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

73

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

Address Contrada Muegene No.14
Indirizzo (No., Street)

Is hereby charged with the following offenses: Pantelleria
è accusato delle offese seguenti: (Commune, Province)

First charge Violation Art.2, Para 39 ,Procl.2,and A.M.G. avise of 6/2/945

Particulars: Illegal possession Army tyres, and sale of them

Second charge

Particulars:

TRADUZIONE

Prima accusa: Violazione Art.2, Para 39, Procl.2, ed avviso dell'A.M.G.in data 6/2/45

Dettagli Possesso illegale di copertoni militari e vendita di essi.

Seconda accusa:

Dettagli

H.Q.A.C. No 11

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato
G. PARKER, Capt.

CITAZIONE

Data 31 Luglio 1945

Name (Nome) BRIGNONE GIUSEPPE fu Giovanni

Address (Indirizzo) Contrada Muegene No.14

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario/Superiore a PANTELLERIA addi 3 Agosto 945
Indirizzo della Corte (Address of Court) (Data - Date)

alle ore Dieci (10) a.m. M sotto le suddette accuse:
(ore - hour)

Firma dell'individuo autorizzato
G. PARKER , Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo. In ogni causa che porta con sè la pena di morte il Tribunale Militare Generale, se l'accusato lo richiede, gli assegnerà un Ufficiale addetto alla Giustizia del Governo Militare Alleato per assistere nella difesa della causa oltre a tale altro avvocato che egli potrà scegliere;
c) Di fare richiesta al Tribunale per ottenere un periodo di tempo sufficiente per preparare la sua difesa, richiesta che il Tribunale può concedere o rigettare a propria discrezione;
d) Di farsi accompagnare dinanzi al Tribunale da testimoni a sua difesa, se così desidera, o far richiesta di farli comparire per ordine del Tribunale;
e) Di fornire evidenze a suo vantaggio durante il processo, ma non potrà essere costretto a fornirne;
f) Di farsi tradurre i procedimenti per il suo beneficio quando egli non è capace di comprenderli altrimenti.

HEADQUARTERS A.C. CASE NO. 19

73

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

Ref. No. 142-c-

P R O C E E D I N G S

Advocate for Accused NONE

SUMMARY OF EVIDENCE (Plea of not guilty) or OUTLINE OF FACTS (Plea of guilty)

Prosecution Had two military tyres in his possession . And passed them to PATANE' GIUSEPPE for sale. On oath PATANE' stated he received the tyres and on oath BELVISI PIETRO confirmed they were sold to PINEDA with the other eigt tyres.

Defense (including any statement in mitigation) Did not know of the order requiring possession tyres to be declared to A.M.G.

142-c- (CASE No.) | 3 AUG. 1945 (DATE OF TRIAL) | PANTELLERIA (PLACE OF TRIAL) | 43 Years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIRE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G	ONE MONTH	L. 4000	24/Aug.	2 MONTH	
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

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

GIUSEPPE for sale. On oath PATANE' stated he received the tyres and on oath BELVISI PIETRO confirmed they were sold to PINEDA with the other eigt tyres.

Defense (including any statement in mitigation) Did not know of the order requiring possession tyres to be declared to A.M.G.

142-c- (CASE No.)			3 AUG. 1945 (DATE OF TRIAL)		PANTELLERIA (PLACE OF TRIAL)		43 Years (AGE OF ACCUSED)
CHARGE	PLEA	FINDING	IMPRISONMENT	LINE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G	ONE MONTH	L. 4000	24/Aug.	2 MONTH	
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

* Use extra sheets where facts or evidence are lengthy or complicated.

(Signature of Presiding Officer)
G. PARKER, Capt.

DECISION ON REVIEW

Conviction and sentence affirmed.

Date 12 October 1945

Col. Inf.
Chief Judicial Officer
for Chief Civil Affairs Officer

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

FORM No. 2/4

Governo Militare Alleato

FOGLIO DI ACCUSA

Place PANTELLERIA
Luogo

Date 31 Luglio 1945
Data

PATANE' GIUSEPPE fu VINCENZO
Name of Defendant
Nome dell'accusato

Address Frazione Kamma No. 139
Indirizzo (No., Street)

PANTELLERIA
(Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge Violation Art.2, Para 39, Procl.2 and A.M.G. Avise of 6/2/945

Particulars: Illegal possession Army tyres, and sale of them

Second charge

Particulars:

TRADUZIONE

Prima accusa: Violazione Art. 2, Para 39, Procl. No. 2, ed Avviso A.M.G in data 6/2/945

Dettagli Possesso illegale di coperture militari e vendita di essi

Seconda accusa:

Dettagli

H-Q-A-C N° 20

G. Parker

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato
G. PARKER, Capt.

CITAZIONE

Data 31 Luglio 1945

Name (Nome) PATANE' GIUSEPPE fu Vincenzo

Address (Indirizzo) Frazione Kamma No.139

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario Superiore a PANTELLERIA addì 3 Agosto 1945
Indirizzo della Corte — Address of Court — Data - Date

alle ore Dieci (10) a.m.
ore - hour

M sotto le suddette accuse.

G. Parker

Firma dell'individuo autorizzato
G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;

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

Name of Defendant
Nome dell'accusato

Address Frazione Kamma No. 139
Indirizzo (No. Street)

PANTELLERIA
(Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge Violation Art.2, Para 39, Procl.2 and A.M.G. Avise of 6/2/945

Particulars: Illegal possession Army tyres, and sale of them

Second charge

Particulars:

T R A D U Z I O N E

Prima accusa: Violazione Art. 2, Para 39, Procl. No. 2, ed Avviso A.M.G in data 6/2/945

Dettagli Possesso illegale di copertoni militari e vendita di essi

Seconda accusa:

Dettagli:

H-Q-A-C No 20

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato
G. PARKER, Capt.

C I T A Z I O N E

Data 31 Luglio 1945

Name (Nome) PATANE' GIUSEPPE fu Vincenzo

Address (Indirizzo) Frazione Kamma No.139

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario/Superiore a PANTELLERIA addi 3 Agosto 1945
Indirizzo della Corte — Address of Court — Data — Date

alle ore Dieci (10) a.m. M sotto le suddette accuse:
ore - hour

Firma dell'individuo autorizzato
G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo. In ogni causa che porta con sè la pena di morte il Tribunale Militare Generale, se l'accusato lo richiede, gli assegnerà un Ufficiale addetto alla Giustizia del Governo Militare Alleato per assistere nella difesa della causa oltre a tale altro avvocato che egli potrà scegliere;
c) Di fare richiesta al Tribunale per ottenere un periodo di tempo sufficiente per preparare la sua difesa, richiesta che il Tribunale può concedere o rigettare a propria discrezione;
d) Di farsi accompagnare dinanzi al Tribunale da testimoni a sua difesa, se così desidera, o far richiesta di farli comparire per ordine del Tribunale;
e) Di fornire evidenze a suo vantaggio durante il processo, ma non potrà essere costretto a fornirne;
f) Di farsi tradurre i procedimenti per il suo beneficio quando egli non è capace di comprenderli altrimenti.

HEADQUARTERS AC CASE NO. 20

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

Ref. No. 142-P-

P R O C E E D I N G S

Advocate for Accused NONE

SUMMARY OF EVIDENCE (Plea of not guilty) or OUTLINE OF FACTS (Plea of guilty)

Prosecution Was in possession of military tyres which he (Accused) states were washed up by the sea . On oath PINEDA GAETANO states he bought the tyres from accused and HELVISI PIETRO gave evidence on oath that accused sold and delivered the tyres to PINEDA .

All movement of the tyres was done secretly.

Defense (including any statement in mitigation) Did not think it necessary to hand over the tyres to the Authorities as they were taken from the sea and did not know of the order to register possession of all tyres

142-b- (CASE No.) | AUG. 3rd 945 (DATE OF TRIAL) | PANTELLERIA (PLACE OF TRIAL) | 41 Years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIRE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.	2 MONTHS	40,000-	Sept 3	6 MONTHS	
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed SCAURI

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

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

washed up by the sea . On oath PINEDA GAETANO states he bought the tyres from accused and KELVISI PIETRO gave evidence on oath that accused sold and delivered the tyres to PINEDA .

All movement of the tyres was done segretly.

Defense (including any statement in mitigation) Did not think it necessary to hand over the tyres to the Authorities as they were taken from the sea and did not know of the order to register possession of all tyres

142-b- (CASE No.)	AUG. 3rd 945 (DATE OF TRIAL)	PANTELLERIA (PLACE OF TRIAL)	42 Years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIRE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.	2 MONTHS	40,000-	Sept 3	6 MONTHS	
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed SCAURI

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

* Use extra sheets where facts or evidence are lengthy or complicated.

(Signature of Presiding Officer)
G. PARKER, Capt.

DECISION ON REVIEW

Conviction and sentence affirmed.

Date 12 October 1945

(Signature of Reviewing Authority)
Col. Inf.
Chief Judicial Officer
for Chief Civil Affairs Officer

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

FORM No. 2/4

Governo Militare Alleato

FOGLIO DI ACCUSA

Place PANTELLERIA
Luogo

Date 31 Luglio 1945
Data

PINEDA GAETANO di Francesco
Name of Defendant
Nome dell'accusato

Address Contrada S. Anna
Indirizzo (No., Street)

PANTELLERIA
(Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge Violation Art.2, Para 35, Procl. 2.

Particulars: Acquires by gift or purchase any military equipment or war material belonging to the Allied Forces. (Bought military tyres)

Second charge

Particulars:

TRADUZIONE

Prima accusa: Violazione Art. 2,Para 35, Procl. 2

Dettagli Acquisto contro pagamento di materiale appartenente alle Forze Alleate. (Copertoni militari)

Seconda accusa:

Dettagli A-2-A-C. N° 21

G. Parker

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato

G. PARKER, Capt.

CITAZIONE

Data 31 Luglio 1945

Name (Nome) PINEDA GAETANO di Francesco

Address (Indirizzo) Contrada S. Anna

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario Superiore a PANTELLERIA (Indirizzo della Corte / Address of Court) addì 3 Agosto 1945 (Data - Date)

alle ore Dieci (10) a.m. (ore - hour) M sotto le suddette accuse:

G. Parker

Firma dell'individuo autorizzato

G. PARKER , Capt.

71

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:
a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;

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

Name of Defendant
Nome dell'accusato

Address Contrada S. Anna
Indirizzo (No., Street)

PANTELLERIA
(Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge Violation Art.2, Para 35, Procl. 2.

Particulars: Acquires by gift or purchase any military equipment or war material belonging to the Allied Forces. (Bought military tyres)

Second charge

Particulars:

TRADUZIONE

Prima accusa: Violazione Art. 2,Para 35, Procl. 2

Dettagli Acquisto contro pagamento di materiale appartenente alle Forze Alleate. (Copertoni militari)

Seconda accusa:

Dettagli A-2-D-( )e 21

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato

G. PARKER, Capt.

CITAZIONE

Data 31 Luglio 1945

Name (Nome) PINEDA GAETANO di Francesco

Address (Indirizzo) Contrada S. Anna

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario Superiore a PANTELLERIA (Indirizzo della Corte / Address of Court) addì 3 Agosto 1945 (Data - Date)

alle ore Dieci (10) a.m. (ore - hour) M sotto le suddette accuse:

Firma dell'individuo autorizzato

G. PARKER , Capt.

71

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo. In ogni causa che porta con sè la pena di morte il Tribunale Militare Generale, se l'accusato lo richiede, gli assegnerà un Ufficiale addetto alla Giustizia del Governo Militare Alleato per assistere nella difesa della causa oltre a tale altro avvocato che egli potrà scegliere;
c) Di fare richiesta al Tribunale per ottenere un periodo di tempo sufficiente per preparare la sua difesa, richiesta che il Tribunale può concedere o rigettare a propria discrezione;
d) Di farsi accompagnare dinanzi al Tribunale da testimoni a sua difesa, se così desidera, o far richiesta di farli comparire per ordine del Tribunale;
e) Di fornire evidenze a suo vantaggio durante il processo, ma non potrà essere costretto a fornirne;
f) Di farsi tradurre i procedimenti per il suo beneficio quando egli non è capace di comprenderli altrimenti.

HEADQUARTERS AFO CASE NO. 21

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

PROCEEDINGS Ref. No. 142-A-

Advocate for Accused NONE

SUMMARY OF EVIDENCE (Plea of not guilty) or OUTLINE OF FACTS (Plea of guilty)

Prosecution Accused bought 10 tyres knowing them to be allied property to a man from Sicily. On oath PATANE' GIUSEPPE declared he sold the tyres to accused BELVISI PIETRO acting as intermediary and being paid a Commission . BELVISI PIETRO On oath declared he acted as Agent in the sale of tyres by PATANE' to accused.

Defense (including any statement in mitigation) A man from Sicily asked im if he could procure some tyres for him. And he was able to arrange this sale.

142-A- (CASE No.)	Aug. 3st 1945 (DATE OF TRIAL)	PANTELLERIA (PLACE OF TRIAL)	20 Years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIRE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.	2 months	L. 15000	AUG. 24th	3 months	
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed SCAURI

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

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

from Sicily. On oath PATANE' GIUSEPPE declared he sold the tyres to accused BELVISI PIETRO acting as intermediary and being paid a Commission . BELVISI PIETRO On oath declared he acted as Agent in the sale of tyres by PATANE' to accused.

Defense (including any statement in mitigation) A man from Sicily asked im if he could procure some tyres for him. And he was able to arrange this sale.

142-A- (CASE No.)	Aug. 3st 1945 (DATE OF TRIAL)	PANTELLERIA (PLACE OF TRIAL)	20 Years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIRE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.	2 months	L. 15000	Aug.28th	3 months	
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed SCAURI

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutivel concurrentlpartly concurrent:

The total term of imprisonment is

* Use extra sheets where facts or evidence are lengthly or complicated.

(Signature of Presiding Officer)
G. PARKER, Capt.

DECISION ON REVIEW

Conviction and sentence affirmed. It is ordered that property be returned to nearest military depot dealing with that type of goods.

Date 12 October 1945

(Signature of Reviewing Authority)
Col. Inf.
Chief Judicial Officer
for Chief Civil Affairs Officer

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

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

ALLIED MILITARY GOVERNMENT
PANTELLERIA

(24)

CA-60/625

3 Aug. 1945

TO : Col. E. MORTON
A.C., LIAISON OFFICER
P A L E R M O

FROM : Capt. G. PARKER
S.C.A.O., PANTELLERIA

SUBJECT : Summary military Court

Herewith forms 2/4 in connection with the following:

CASE# 139- RS.	PANICLFO	GIUSEPPE
" 140- "	CASANO	GIOVANNI
" 141- "	RIZZO	FRANCESCO

G. PARKER, Capt.
S.C.A.O., PANTELLERIA

70

FORM No. 2/4

Governo Militare Alleato

FOGLIO DI ACCUSA

Place / Luogo: PANTELLERIA

Date / Data: 25 Luglio 1945

RIZZO FRANCESCO di Francesco
Name of Defendant / Nome dell'accusato

Address / Indirizzo: Contrada Tracino N. 56 (No., Street)

P A N T E L L E R I A (Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge: Violation Art.2 , Para 39 , Procl. 2 .

Particulars: Illegal possession of three italian army blankets.

Second charge:

Particulars:

TRADUZIONE

Prima accusa: Violazione Art. 2 , Para 39 , Procl .2.

Dettagli: Possesso illegale di tre coperte militari italiane.

Seconda accusa:

Dettagli:

Giudice, Tribunale Militare Interalleato o altro individuo autorizzato

CITAZIONE

G. PARKER, Capt .

Data 25 Luglio 1945

Name (Nome) RIZZO FRANCESCO di Francesco

Address (Indirizzo) Contrada Tracino N.56 .

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario/Superiore a PANTELLERIA (Indirizzo della Corte / Address of Court) addì 27 Luglio 1945 (Data - Date)

alle ore Dieci (10) a. m. (ore - hour) in sotto le suddette accuse:

Firma dell'individuo autorizzato
G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo.

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

Nome dell'accusato — Indirizzo (No. Street)

PANTELLERIA
(Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge Violation Art.2 , Para 39 , Procl. 2 .

Particulars: Illegal possession of three italian army blankets.

Second charge

Particulars:

TRADUZIONE

Prima accusa: Violazione Art. 2 , Para 39 , Procl .2.

Dettagli Possesso illegale di tre coperte militari italiane.

Seconda accusa:

Dettagli

HQ / C.D.

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato.

CITAZIONE

G. PARKER, Capt.

Data 25 Luglio 1945

Name (Nome) RIZZO FRANCESCO di Francesco

Address (Indirizzo) Contrada Tracine N.56 .

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario Superiore a PANTELLERIA (Indirizzo della Corte) addi 27 Luglio 1945 (Address of Court — Date)

alle ore Dieci (10) a. m. (ore - hour) M sotto le suddette accuse.

Firma dell'individuo autorizzato

G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo. In ogni causa che porta con sè la pena di morte il Tribunale Militare Generale, se l'accusato lo richiede, gli assegnerà un Ufficiale addetto alla Giustizia del Governo Militare Alleato per assistere nella difesa della causa oltre a tale altro avvocato che egli potrà scegliere;
c) Di fare richiesta al Tribunale per ottenere un periodo di tempo sufficiente per preparare la sua difesa, richiesta che il Tribunale può concedere o rigettare a propria discrezione;
d) Di farsi accompagnare dinanzi al Tribunale da testimoni a sua difesa, se così desidera, o far richiesta di farli comparire per ordine del Tribunale;
e) Di fornire evidenze a suo vantaggio durante il processo, ma non potrà essere costretto a fornirne;
f) Di farsi tradurre i procedimenti per il suo beneficio quando egli non è capace di comprenderli altrimenti.

CASE NO. 22

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

Ref. No. ← →

PROCEEDINGS

Advocate for Accused NONE

SUMMARY OF EVIDENCE (Plea of not guilty) or OUTLINE OF FACTS (Plea of guilty)

Prosecution The CC.RR. stopped on the road a mule and examined the goods loaded there on. Found 3 italian military blankets.

CC.RR. on oath confirmed verbale.

Defense (including any statement in mitigation) The blankets were left with him by troops who had occupied his house.

141 (CASE No.)	AUG. 3 / 945 (DATE OF TRIAL)	PANTELLERIA (PLACE OF TRIAL)	38 years (AGE OF ACCUSED)				
CHARGE	PLEA	FINDING	IMPRISONMENT	LIFE TIME	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.	--	Lire 1000	AUG. 10	1 month	Aug 7/45
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

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

there on. Found 3 italian military blankets.

CC.RR. on oath confirmed vertale.

Defense (including any statement in mitigation) The blankets were left with him by troops who had occupied his house.

1&1 (CASE No.)	AUG. 3 / 945 (DATE OF TRIAL)	PANTELLERIA (PLACE OF TRIAL)	38 years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIRE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.	--	Lire 1000	Aug. 10	1 month	Aug 7 '45
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

* Use extra sheets where facts or evidence are lengthy or complicated.

(Signature of Presiding Officer)
G. PARKER, Capt.

DECISION ON REVIEW

CONVICTION and Sentence quashed. Fine paid by accused is ordered refunded. It is ordered that property be returned to the Italian Army

Date: 12 October 1945

(Signature of Reviewing Authority)
Col. IAF
Chief Judicial Officer,
for Civil Affairs Officer.

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

FORM No. 2/4

Governo Militare Alleato

FOGLIO DI ACCUSA

Place PANTELLERIA
Luogo

Date 2 Agosto 1945
Data

CASANO GIOVANNI fu Girolamo
Name of Defendant
Nome dell'accusato

Address Contrada Tracino N. 50
Indirizzo (No., Street)

Pantelleria
(Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge Violation Art.2, Para 39, Procl. No.2.

Particulars: Illegal possession of italian army clothings

Second charge

Particulars:

TRADUZIONE

Prima accusa: Violazione Art.2, Para 39, Procl. No.2.

Dettagli Possesso illegale di indumenti militari italiani.

Seconda accusa:

Dettagli

H.Q. A.F.S.3

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato

G. PARKER, Capt.

CITAZIONE

Data 2 Agosto 1945

Name (Nome) CASANO GIOVANNI fu Girolamo

Address (Indirizzo) Contrada Tracino No. 50

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario Superiore a PANTELLERIA addi 3 Agosto 1945
Indirizzo della Corte — Address of Court — Data - Date

alle ore Dieci (10) a.m. M sotto le suddette accuse.
ora - hour

Firma dell'individuo autorizzato
G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:
a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di farsi [illegible]

68

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

Name of Defendant
Nome dell'accusato

Address Contrada Tracino N. 50
Indirizzo (No., Street)

Pantelleria
(Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge Violation Art.2, Para 39, Procl. No.2.

Particulars: Illegal possession of italian army clothings

Second charge

Particulars:

T R A D U Z I O N E

Prima accusa: Violazione Art.2, Para 39, Procl. No.2.

Dettagli Possesso illegale di indumenti militari italiani.

Seconda accusa:

Dettagli

H.Q. A.C.S.

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato

C I T A Z I O N E

G. PARKER, Capt.

Data 2 Agosto 1945

Name (Nome) CASANO GIOVANNI fu Girolamo

Address (Indirizzo) Contrada Tracino No. 50

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario Superiore a PANTELLERIA addì 3 Agosto 1945
Indirizzo della Corte — Address of Court — Data - Date

alle ore Dieci (10) a.m. M sotto le suddette accuse:
ore - hour

Firma dell'individuo autorizzato
G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo. In ogni causa che porta con sè la pena di morte il Tribunale Militare Generale, se l'accusato lo richiede, gli assegnerà un Ufficiale addetto alla Giustizia del Governo Militare Alleato per assistere nella difesa della causa oltre a tale altro avvocato che egli potrà scegliere;
c) Di fare richiesta al Tribunale per ottenere un periodo di tempo sufficiente per preparare la sua difesa, richiesta che il Tribunale può concedere o rigettare a propria discrezione;
d) Di farsi accompagnare dinanzi al Tribunale da testimoni a sua difesa, se così desidera, o far richiesta di farli comparire per ordine del Tribunale;
e) Di fornire evidenze a suo vantaggio durante il processo, ma non potrà essere costretto a fornirne;
f) Di farsi tradurre i procedimenti per il suo beneficio quando egli non è capace di comprenderli altrimenti.

68

HEADQUARTERS A.C. CASE NO. 123

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

Ref. No.....

PROCEEDINGS

Advocate for Accused NONE

SUMMARY OF EVIDENCE (Plea of not guilty) or OUTLINE OF FACTS (Plea of guilty)

Prosecution During a perquisition in search of tobacco the Guardia Finanza found some italian military clothing. Guardia Finanza on oath confirmed verbale.

Defense (including any statement in mitigation) Clothing was thrown away by allies at the time the Island was captured.

140 (CASE No.) | Aug. 3/945 (DATE OF TRIAL) | PANTELLERIA (PLACE OF TRIAL) | 61 Years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIRE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G	G	----	1000	7 days	ONE Month	Aug 6th/45
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

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

some italian military clothing. Guardia Finanza on oath confirmed ver-
bale.

Defense (including any statement in mitigation) Clothing was thrown away by allies at the time the Island was Captured.

140 (CASE No.)	Aug. 3/945 (DATE OF TRIAL)	PANTELLERIA (PLACE OF TRIAL)	04 Years (AGE OF ACCUSED)				
CHARGE	PLEA	FINDING	IMPRISONMENT	LIRE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G	G	----	1000	7 days	ONE Month	Aug 6TH/45
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

* Use extra sheets where facts or evidence are lengthy or complicated.

(Signature of Presiding Officer)
G. PARKER, Capt.

DECISION ON REVIEW

Conviction and sentence quashed. Fine paid by accused is ordered refunded. It is ordered that property be returned to the Italian Army.

Date 12 October 1945

(Signature of Reviewing Officer)
Col. Inf.
Chief Judicial Officer,
for Chief Civil Affairs Officer.

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

FORM No. 2.4

Governo Militare Alleato

FOGLIO DI ACCUSA

Place PANTELLERIA
Luogo

Date 2 Agosto 1945
Data

PANDOLFO GIUSEPPE fu Nicolo'
Name of Defendant
Nome dell'accusato

Address Contrada Sibe'
Indirizzo (No., Street)

Pantelleria
(Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge Violation Art.2, Para 2b, Procl.No. 2

Particulars: Stealing timber (A.M.G. property)

Second charge

Particulars:

TRADUZIONE

Prima accusa: Violazione Art.2, Para 2b. Procl. 2.

Dettagli Furto di legname appartenente all' A.M.G.

Seconda accusa:

Dettagli

H. D. AR. 24

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato
G. PARKER, Capt

CITAZIONE

Data 2 Agosto 1945

Name (Nome) PANDOLFO GIUSEPPE fu Niccolo'

Address (Indirizzo) Contrada Sibe'

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario Superiore a PANTELLERIA addi 3 Agosto 1945
Indirizzo della Corte — Address of Court — Data - Date

alle ore Dieci (10) A.M. ore - hour sotto le suddette accuse.

Firma dell'individuo autorizzato
G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:
a) Di avere in anticipo una copia delle accuse sotto le quali

67

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

Name of Defendant
Nome dell'accusato

Address Contrada Siba'
Indirizzo (No., Street)

Pantelleria
(Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge Violation Art.2, Para 2c, Procl.No. 2

Particulars: Stealing timber (A.M.G. property)

Second charge

Particulars:

T R A D U Z I O N E

Prima accusa: Violazione Art.2, Para 2c, Procl. 2.

Dettagli Furto di legname appartenente all' A.M.G.

Seconda accusa:

Dettagli

H.Q. A.C. 24

Giudice, Tribunale Militare Inferiore o altro Individuo autorizzato
G. PARKER, Capt

C I T A Z I O N E

Data 2 Agosto 1945

Name (Nome) PANDOLFO GIUSEPPE fu Niccolo'

Address (Indirizzo) Contrada Siba'

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario Superiore a PANTELLERIA addi 3 Agosto 1945
Indirizzo della Corte — Address of Court — Data - Date

alle ore Dieci (10) a.m.
ore - hour

M sotto le suddette accuse:

Firma dell'individuo autorizzato
G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

67

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo. In ogni causa che porta con sè la pena di morte il Tribunale Militare Generale, se l'accusato lo richiede, gli assegnerà un Ufficiale addetto alla Giustizia del Governo Militare Alleato per assistere nella difesa della causa oltre a tale altro avvocato che egli potrà scegliere;
c) Di fare richiesta al Tribunale per ottenere un periodo di tempo sufficiente per preparare la sua difesa, richiesta che il Tribunale può concedere o rigettare a propria discrezione;
d) Di farsi accompagnare dinanzi al Tribunale da testimoni a sua difesa, se così desidera, o far richiesta di farli comparire per ordine del Tribunale;
e) Di fornire evidenze a suo vantaggio durante il processo, ma non potrà essere costretto a fornirne;
f) Di farsi tradurre i procedimenti per il suo beneficio quando egli non è capace di comprenderli altrimenti.

HEADQUARTERS A.C. CASE NO. 24

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

Ref. No. .....

PROCEEDINGS

Advocate for Accused None

SUMMARY OF EVIDENCE (Plea of not guilty) or OUTLINE OF FACTS (Plea of guilty)

Prosecution Was arrested whilst transporting a beam of wood , military property.

CC.RR. on oath confirmed verbale.

Defense (including any statement in mitigation) Needed the beam to repair mill.

139 (CASE No.)		Aug. 3/945 (DATE OF TRIAL)		PANTELLERIA (PLACE OF TRIAL)		54 Years (AGE OF ACCUSED)	
CHARGE	PLEA	FINDING	IMPRISONMENT	LIEU FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.	--	1000	7 days	1 month	Aug 6/45
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.): .....

.....

.....

Prison to which committed .....

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent: .....

The total term of imprisonment is .....

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

CC.RR. on oath confirmed verbale.

Defense (including any statement in mitigation) Needed the beam to repair mill.

139 (CASE No.)	Aug. 3/945 (DATE OF TRIAL)	PANTELLERIA (PLACE OF TRIAL)	~~Ages~~ 54 Mess. (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIRE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.	--	1000	7 days	1 month	Aug 6/45
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

* Use extra sheets where facts or evidence are lengthy or complicated.

(Signature of Presiding Officer)
G. PARKER, Capt.

DECISION ON REVIEW

Conviction and sentence affirmed. It is ordered that property be returned to nearest military depot dealing with that type of goods

Date 12 October 1945

(Signature, Judicial Officer, Reviewing Authority)
Col. Inf.
for Chief Civil Affairs Officer.

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

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

ALLIED MILITARY GOVERNMENT
PANTELLERIA

2 August 1945

CA-60/622
TO : Col. E. MORTON
AC.
LIAISON OFFICER
PALERMO

FROM : Capt., G. PARKER, M.M.
A.M.G., PANTELLERIA

SUBJECT : Summary Military Court

Herewith forms No.4 in connection with the following cases:-

No-137- Re. DI MALTA GIOVANNI fu Giuseppe

No-138- Re. FERRANDES SALVATORE di Giuseppe

G. PARKER, Capt.
A.M.G., PANTELLERIA

66

FORM No. 2/4

Governo Militare Alleato

FOGLIO DI ACCUSA

Place PANTELLERIA
Luogo

Date 25 luglio 1945
Data

FERRANDES SALVATORE di Giuseppe
Name of Defendant
Nome dell'accusato

Address Contrada Cunitro N.29
Indirizzo (No., Street)

PANTELLERIA
(Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge Violation Art. 2, Para 39 , Procl. 2.

Particulars: Illegal possession of italian army bicycle.

Second charge

Particulars:

TRADUZIONE

Prima accusa: Violazione Art. 2, Para 39 , Procl.2.

Dettagli Possesso illegale di una bicicletta militare italiana.

Seconda accusa:

Dettagli

H.Q. A.C.

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato
G. PARKER. Capt.

CITAZIONE

Data 25 luglio 1945

Name (Nome) FERRANDES SALVATORE di Giuseppe

Address (Indirizzo) Contrada Kunitro N.29.

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario Superiore a PANTELLERIA (Indirizzo della Corte) addi 27 luglio 1945 (Date)

alle ore 10 a.m. (ore - hour) M sotto le suddette accuse:

Firma dell'individuo autorizzato
G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:
a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo;

55

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

Indirizzo (No., Street)

PANTELLERIA
(Commune, Province)

Is hereby charged with the following offenses:
e accusato delle offese seguenti:

First charge Violation Art. 2, Para 39 , Procl. 2.

Particulars: Illegal possession of italian army bicycle.

Second charge

Particulars:

T R A D U Z I O N E

Prima accusa: Violazione Art. 2, Para 39 , Procl.2.

Dettagli Possesso illegale di una bicicletta militare italiana.

Seconda accusa:

Dettagli

A. O. A.C. 25

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato
G. PARKER. Capt.

C I T A Z I O N E

Data 25 luglio 1945

Name (Nome) FERRANDES SALVATORE di Giuseppe

Address (Indirizzo) Contrada Kunitre N.29.

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario Superiore a PANTELLERIA addì 27 luglio 1945
Indirizzo della Corte — Address of Court — Data — Date

alle ore 10 a.m. M sotto le suddette accuse:
ore - hour

Firma dell'individuo autorizzato
G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo. In ogni causa che porta con sè la pena di morte il Tribunale Militare Generale, se l'accusato lo richiede, gli assegnerà un Ufficiale addetto alla Giustizia del Governo Militare Alleato per assistere nella difesa della causa oltre a tale altro avvocato che egli potrà scegliere;
c) Di fare richiesta al Tribunale per ottenere un periodo di tempo sufficiente per preparare la sua difesa, richiesta che il Tribunale può concedere o rigettare a propria discrezione;
d) Di farsi accompagnare dinanzi al Tribunale da testimoni a sua difesa, se così desidera, o far richiesta di farli comparire per ordine del Tribunale;
e) Di fornire evidenze a suo vantaggio durante il processo, ma non potrà essere costretto a fornirne;
f) Di farsi tradurre i procedimenti per il suo beneficio quando egli non è capace di comprenderli altrimenti.

55

HEADQUARTERS A.C. CASE NO. 25

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

PROCEEDINGS

Ref. No. 138

Advocate for Accused None

SUMMARY OF EVIDENCE (Plea of not guilty) or OUTLINE OF FACTS (Plea of guilty)

Prosecution During a perquisition in the house of accused an italian military bycicle was found. CC.RR. under oath confirmed their verbale.

Defense (including any statement in mitigation) The bicycle was a gift to accused by an italian soldier just after the capture of the island.

138 (CASE No.) July 27/ 1945 (DATE OF TRIAL) PANTELLERIA (PLACE OF TRIAL) 25 Years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIRE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.	—	Lire 1000	Aug. 3	One month	Aug 24/45
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

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

...dave confirmed their verbale.

Defense (including any statement in mitigation) The bicycle was a gift to accused by an italian soldier just after the capture of the island.

138 (CASE No.)		July 27/ 1945 (DATE OF TRIAL)		PANTELLERIA (PLACE OF TRIAL)		25 Years (AGE OF ACCUSED)	
CHARGE	PLEA	FINDING	IMPRISONMENT	LIRE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.	—	Lire 1000	Aug. 3	One month	Aug 24/45
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

G. PARKER., Capt.
(Signature of Presiding Officer)

* Use extra sheets where facts or evidence are lengthy or complicated.

DECISION ON REVIEW

Conviction and sentence are quashed. The fine paid by accused is ordered refunded. It is ordered that the bicycle be returned to the Italian Army.

Date 12 October 1945

(Signature of Reviewing Authority)

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

FORM No. 2/4

Governo Militare Alleato

FOGLIO DI ACCUSA

Place / Luogo: PANTELLERIA

Date / Data: 25 luglio 1945

Name of Defendant / Nome dell'accusato: DI MALTA GIOVANNI fu Giuseppe

Address / Indirizzo: Contrada Tracino (No., Street)

PANTELLERIA (Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge: Violation Art.2, Para 39, Procl.2.

Particulars: Illegal possession of 4 pieces tyres

Second charge:

Particulars:

TRADUZIONE

Prima accusa: Violazione Art.2 ,Para. 39 , Procl.2.

Dettagli: Possesso illegale di 4 pezzi di coperture .

Seconda accusa:

Dettagli: H Q A C 26

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato
G. PARKER, Capt.

CITAZIONE

Data 25 luglio 1945

Name (Nome) DI MALTA GIOVANNI fu Giuseppe

Address (Indirizzo) Contrada Tracino

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario/Superiore a PANTELLERIA (Indirizzo della Corte / Address of Court) addì 27 luglio 1945 (Data - Date)

alle ore Dieci (10) a.m. (ore - hour) in sotto le suddette accuse.

Firma dell'individuo autorizzato
G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:
a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo.

54

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

Nome dell'accusato — Indirizzo (No., Street)

PANTELLERIA
(Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge Violation Art.2, Para 39, Procl.2.

Particulars: Illegal possession of 4 pieces tyres

Second charge

Particulars:

T R A D U Z I O N E

Prima accusa: Violazione Art.2 ,Para. 39 , Procl.2.

Dettagli Possesso illegale di 4 pezzi di copertoni .

Seconda accusa:

Dettagli

HQ AC 26

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato
G. PARKER, Capt.

C I T A Z I O N E

Data 25 luglio 1945

Name (Nome) DI MALTA GIOVANNI fu Giuseppe

Address (Indirizzo) Contrada Tracino

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario Superiore a PANTELLERIA addì 27 luglio 1945
Indirizzo della Corte — Address of Court — Data — Date

alle ore Dieci (10) a.m. M sotto le suddette accuse:
ore - hour

Firma dell'individuo autorizzato
G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo. In ogni causa che porta con sè la pena di morte il Tribunale Militare Generale, se l'accusato lo richiede, gli assegnerà un Ufficiale addetto alla Giustizia del Governo Militare Alleato per assistere nella difesa della causa oltre a tale altro avvocato che egli potrà scegliere;
c) Di fare richiesta al Tribunale per ottenere un periodo di tempo sufficiente per preparare la sua difesa, richiesta che il Tribunale può concedere o rigettare a propria discrezione;
d) Di farsi accompagnare dinanzi al Tribunale da testimoni a sua difesa, se così desidera, o far richiesta di farli comparire per ordine del Tribunale;
e) Di fornire evidenze a suo vantaggio durante il processo, ma non potrà essere costretto a fornirne;
f) Di farsi tradurre i procedimenti per il suo beneficio quando egli non è capace di comprenderli altrimenti.

Translation AGS A.G. CASE NO. 26

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

Ref. No. 137

PROCEEDINGS

Advocate for Accused None

SUMMARY OF EVIDENCE (Plea of not guilty) or OUTLINE OF FACTS (Plea of guilty)

Prosecution During perquisition by CC.RR. four pieces of a tyre . Were found in house of accused. CC.RR. confirmed under oath their verbale .

Defense (including any statement in mitigation) Immediately after capture of Pantelleria.

the Allies destroyed certain used motor vehicles (Italian) by driving them over a cliff edge. Accused cut the pieces from the weel of one of these, used for repairing shoes . The destruction of the vehicles was confirmed by Capo Virgilio, Interpreter.

137 (CASE No.)		July 27/945 (DATE OF TRIAL)		Pantelleria (PLACE OF TRIAL)		32 years (AGE OF ACCUSED)	
CHARGE	PLEA	FINDING	IMPRISONMENT	GIVE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	CASE DISMISSED					
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

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

Prosecution During perquisition by CC.RR. four pieces of a tyre . Were found in house of accused. CC.RR. confirmed under oath their verbale .

Defense (including any statement in mitigation) Immediately after capture of Pantelleria, the Allies destroyed certain used motor vehicles (Italian) by driving them over a cliff edge. Accused cut the pieces from the wael of one of these, used for repairing shoes . The destruction of the vehicles was confirmed by Capo Virgilio, Interpreter.

137 (CASE No.) | July 27/945 (DATE OF TRIAL) | Pantelleria (PLACE OF TRIAL) | 32 years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIKE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	CASE DISMISSED					
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

* Use extra sheets where facts or evidence are lengthy or complicated.

(Signature of Presiding Officer)
L. PARKER, Capt.

DECISION ON REVIEW

Conviction and sentence Affirmed

12 October 1945

(Signature of Reviewing Authority)
Col. Inf.
Chief Judicial Officer,
for Chief Civil Affairs Officer

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

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

234

AC/4083/32/L. /1rb.
2 May 1945.

SUBJECT : BLANDINA Ignazio.

TO : Provincial Commissioner, HQ AMG, Lampedusa.

The informal petition by this man has been considered with the proces-s Verbali submitted, and the remainder of his sentence of imprisonment is remitted. Will you please arrange for his immediate release.

By command of Rear Admiral STONE:

W. E. DEVERENS,
Colonel,
Deputy Chief Legal Adviser.

Enc: Record of Proceedings

63

013.044

Subject: Summary Courts.

Lampedusa
26 FEB 45

Regional Commissioner
Sicily Region
Allied Commission

(attn. Legal Officer)

Yole will not be
Available for 3 or 4 days
30/3/45

1. Ref. your Rep. 013.044/RCS. of 22 JAN 45 and 5 FEB 45.

2. As I have previously explained, there has never been a Pretore for the Islands of Lampedusa and Linosa. There was a Giudice Conciliatore. My reason for maintaining the Summary Court was the lack of communications. Before the war there was a service twice a week to Agrigento Province and cases could be sent to be dealt with by the Pretore or the Tribunale there. With present means detained persons would have to remain for weeks in the camera di sicurezza awaiting a boat. The Giudice Conciliatore would provide no solution for this hardship. He would not be able to deal with the commonest form of offence, theft. In any case, it would have been impossible to find a suitable person in the islands for a Pretore, no one having sufficient education to hold such a post. There is objection too to nominating a Giudice Conciliatore (who, as I say, would be of little use and whose offices could very well be carried out by the CORA NCO) because everyone on the island appears to be related to everyone else, owing to inter-marriage and lack of contact with the outside world, and I could not honestly recommend anyone likely to be impartial. Another argument for the continuation of the Summary Court might be that the power to punish gives added authority to the C.O. In general, however, I am in favour of turning over this work to the Italian authorities if it is practicable. Will you let me know whether it is your opinion that the hardship to persons charged by having to be detained for long periods before trial should outweigh the inconvenience of holding a Summary Court. If the contrary I will make arrangements to have all cases referred to the Pretore at Agrigento.

(?)

3. I will forward you the Court records as soon as possible but there is a considerable amount of clerical work to be done on them and I have only Italian speaking assistance so it may take some time.

4. Ref. my case No: 3 DI MIOSLI Giovanni. This man has returned from Agrigento, where he was examined at the local lunatic asylum. The recommendation was that he was suffering from nervous troubles and required quiet in his accustomed surroundings and treatment. I have therefore suspended the execution of the sentence and he has been consigned to his family on undertaking by them to the local CORA station who are exercising supervision.

62

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

2. As I have previously explained, there has never been a Pretore for the Islands of Lampedusa and Linosa. There was a Giudice Conciliatore. My reason for maintaining the Summary Court was the lack of communications. Before the war there was a service twice a week to Agrigento Province and cases could be sent to be dealt with by the Pretore or the Tribunale there. With present means detained persons would have to remain for weeks in the cells of Lampedusa awaiting a boat. The Giudice Conciliatore would provide no solution for this hardship. He would not be able to deal with the commonest form of offence, theft. In any case, it would have been impossible to find a suitable person in the Islands for a Pretore, no one having sufficient education to hold such a post. There is objection too to nominating a Giudice Conciliatore (who, as I say, would be of little use and whose offices could very well be carried out by the CCRM AUO) because everyone on the Island appears to be related to everyone else, owing to inter-marriage and lack of contact with the outside world, and I could not honestly recommend anyone likely to be impartial. Another argument for the continuation of the Sum Court might be that the power to punish gives added authority to the C.O. In general, however, I am in favour of turning over this work to the Italian authorities if it is practicable. Will you let me know whether it is your opinion that the hardship to persons caused by having to be detained for long periods before trial should outweigh the inconvenience of holding a Summary Court. If the contrary I will make arrangements to have all cases referred to the Pretore at Agrigento.

3. I will forward you the Court records as soon as possible but there is a considerable amount of clerical work to be done on them and I have only Italian speaking assistance so it may take some time.

4. Ref. my case No: 5 DI MICELI Giovanni. This man has returned from Agrigento, where he was examined at the local lunatic asylum. The recommendation was that he was suffering from nervous troubles and required quiet in his accustomed surroundings and treatment. I have therefore suspended the execution of the sentence and he has been consigned to his family on undertaking by them to the local CCRM station who are exercising supervision.

5. With reference to the BIANCHINA case I am enclosing a petition for pardon received from him. The only thing I can advance in favour of granting a pardon is that, in addition to the fines imposed by the Court, he was mulcted of other large sums by Captain Ingrassia, a note on which I sent to you when asking for an opinion on the case.

[illegible]

30 MAR 1945

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

6. Regarding the fines (amends) which were paid into the Commando B enevolent Fund by Captain Ingrassia, I have not been able to check the exact disposal of these amounts but Captain Ingrassia, I am informed, drew on this Benevolent Fund to finance reductions in the prices of imported vegetables and also to pay for barrels imported for the fishing industry. The sums he drew were many times the amount of the amends paid in.

7. I hope to be able to forward you the records of cases within a few days, including those of Captain Ingrassia.

Major, R.Sigs
SAO, BAFSD/Sa.

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

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

5687

OFFICE OF A.C. LIAISON OFFICER
PALERMO SICILY
APO 394

11 April 1945

FILE: Pant/3

SUBJECT: Summary Military Court - Pantelleria

TO : Headquarters Allied Commission
APO 394
(Att: Legal Sub-Commission)

1. With the departure of Sicilia Region from Sicily, no Legal Officer remains for dealing with A.M.G. cases tried at the A.M.G. Islands of Pantelleria and Lampedusa.

2. The attached correspondence concerning Summary Military Court cases, Pantelleria, is therefore forwarded for appropriate action.

NOT ENCLOSED

Edward Morton

EDWARD MORTON
Lt Col, CE
A.C. Liaison Officer Palermo

HEADQUARTERS
18 APR 1945
A. G.

3 Encls-

W.P.W.

XJ

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

✓ 04683/1

15720

21A

ALLIED MILITARY GOVERNMENT
PANTELLERIA

CA-60/364

3 April 1945

TO : LIAISON OFFICER,
H.Q., A.C., PALERMO.

FROM : Capt. G. PARKER, M.M.
A.M.G., PANTELLERIA.

SUBJECT : Summary Military Court.

1. Herewith forms 2/4 in connection with the cases No.s 121 and 122 tried on Friday March 30th 1945.

G. Parker

G. PARKER, Capt.,
S.C.A.O., Pantelleria.

LEGAL SECTION COMMISSION
CAO
DCAO
Pant
CAO
ASP
11 APR 1945

FORM No. 2/4

Governo Militare Alleato

3203

FOGLIO DI ACCUSA

Place PANTELLERIA
Luogo

Date 26 March 1945
Data

ABBATE NINFA fu Ciro
Name of Defendant
Nome dell'accusato

Pantelleria
Address Contrada Sotto Kuddia
Indirizzo (No., Street)

Pantelleria (Trapani)
(Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge Violation Art. 1 Para 5 Proclamation No. 2.

Particulars: Possession of Fire Arm (pistol)

Second charge

Particulars:

TRADUZIONE

Prima accusa: Violazione art. 1 comma 5 Proclama No. 2.

Dettagli Possesso di arma da fuoco (pistola)

Seconda accusa:

Dettagli

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato
G. PARKER, Capt.

CITAZIONE

Data 26 Marzo 1945

Name (Nome) ABBATE NINFA fu Ciro

Address (Indirizzo) Pantelleria Contrada Sotto Kuddia

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario ~~Superiore~~ a SCAURI addi 30 Marzo 1945
Indirizzo della Corte — Address of Court — Data - Date

alle ore 10 a.m. M sotto le suddette accuse.
ore - hour

Firma dell'individuo autorizzato
G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura.

Ogni accusato di fronte ad un Tribunale Militare ha diritto:
a) Di avere in anticipo una copia delle accuse sotto [illegible]

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

Pantelleria (Trapani)
Commune, Province

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge: Violation Art. 1 para 5 Proclamation No. 2.

Particulars: Possession of Fire Arm (pistol)

Second charge

Particulars:

TRADUZIONE

Prima accusa: Violazione art. 1 comma 5 Proclama No. 2.

Dettagli: Possesso di arma da fuoco (pistola)

Seconda accusa:

Dettagli

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato
G. PARKER, Capt.

CITAZIONE

Data 26 Marzo 1945

Name (Nome) ABBATE NINFA fu Ciro

Address (Indirizzo) Pantelleria Contrada Sotto Kuddie

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario ~~Superiore~~ a SCAURI addi 30 Marzo 1945
Indirizzo della Corte — Address of Court — Data - Date

alle ore 10 a.m. M sotto le suddette accuse:
ora - hour

Firma dell'individuo autorizzato
G. PARKER, Capt.,

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo. In ogni causa che porta con sè la pena di morte il Tribunale Militare Generale, se l'accusato lo richiede, gli assegnerà un Ufficiale addetto alla Giustizia del Governo Militare Alleato per assistere nella difesa della causa oltre a tale altro avvocato che egli potrà scegliere;
c) Di fare richiesta al Tribunale per ottenere un periodo di tempo sufficiente per preparare la sua difesa, richiesta che il Tribunale può concedere o rigettare a propria discrezione;
d) Di farsi accompagnare dinanzi al Tribunale da testimoni a sua difesa, se così desidera, o far richiesta di farli comparire per ordine del Tribunale;
e) Di fornire evidenze a suo vantaggio durante il processo, ma non potrà essere costretto a fornirne;
f) Di farsi tradurre i procedimenti per il suo beneficio quando egli non è capace di comprenderli altrimenti.

HEADQUARTERS AFD. CASE NO.

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

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

Defense (including any statement in mitigation) Taken into house by husband and after his death the widow did not think to return to AMG. She is vewy old and poor.

121 (CASE No.)			30/3/45 (DATE OF TRIAL)		SCAURI (PLACE OF TRIAL)		76 years (AGE OF ACCUSED)
CHARGE	PLEA	FINDING	IMPRISONMENT	LIKE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.	-	-			
II			Cautioned.				
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.): .....

.....

.....

Prison to which committed .....

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent: .....

The total term of imprisonment is .....

* Use extra sheets where facts or evidence are lengthy or complicated.

.....
(Signature of Presiding Officer)
G. PARRY, Capt.

DECISION ON REVIEW

Date ..... 194 ...

.....
(Signature of Reviewing Authority)

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

Ref. No. 121

PROCEEDINGS

Advocate for Accused NIL

SUMMARY OF EVIDENCE (Plea of not guilty) or OUTLINE OF FACTS (Plea of guilty)

Prosecution Pistol found in house of the accused by Carabinieri when there for other service.

Defense (including any statement in mitigation) Taken into house by husband and after his death the widow did not think to return to AMG. She is very old and poor.

121 (CASE No.)	30/3/45 (DATE OF TRIAL)	SOAURI (PLACE OF TRIAL)	76 years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIRE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.	- Cautioned.	-			
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

* Use extra sheets where facts or evidence are complicated

FORM No. 2/4

Governo Militare Alleato

FOGLIO DI ACCUSA

Place / Luogo: PARTANNARIA

Date / Data: 19 Marzo 1945

Name of Defendant / Nome dell'accusato: SALERNO G. BATTISTA di Fortunato

Address / Indirizzo: Contrada Kandi (No. Street)

(Commune, Province)

Is hereby charged with the following offenses: / è accusato delle offese seguenti:

First charge: Violation art.1 para 11 Proclamation No. 2

Particulars: Stealing of allied property (jeep tyre wheel)

Second charge

Particulars:

TRADUZIONE

Prima accusa: Violazione art. 1 comma 11 Proclama No.2

Dettagli: furto di materiale alleato (ruota gomma tipo del jeep)

Seconda accusa:

Dettagli:

HQ AC 28

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato

G. PARISI, Cmdt.

CITAZIONE

Data: 19 Marzo 1945

Name (Nome): Salerno G. Battista di Fortunato

Address (Indirizzo): Contrada Kandi - Pantelleria

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario/Superiore a [illegible] addì 23 Marzo 1945

Indirizzo della Corte / Address of Court — Data - Date

alle ore 10 a.m. ore - hour M sotto le suddette accuse:

Firma dell'individuo autorizzato

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;

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

Nome dell'accusato SALERNO G. BATTISTA di Fortunato

Address
Indirizzo Contrada [illegible] No. Street

[illegible] (Comune, Province)

Is hereby charged with the following offenses:
e accusato delle offese seguenti:

First charge Violation art.1 para 1 Proclamation No. 2

Particulars: Stealing of Allied property (jeep tire wheel)

Second charge

Particulars:

T R A D U Z I O N E

Prima accusa: Violazione art. 1 comma 1 Proclama No.2

Dettagli Furto di proprietà Alleate (ruota posteriore del jeep)

Seconda accusa:

Dettagli

H.Q. AC 28

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato

C I T A Z I O N E

G. [illegible], Capt.

Data 19 Marzo 1945

Name (Nome) Salerno G. Battista di Fortunato

Address (Indirizzo) Contrada Canio - Pontelatri

Voi siete a mezzo di cio citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario Superiore a [illegible] addi
Indirizzo della Corte Address of Court 23 Marzo 1945 Data - Date

alle ore 10 a.m. ore - hour M sotto le suddette accuse:

Firma dell'individuo autorizzato

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo. In ogni causa che porta con sè la pena di morte il Tribunale Militare Generale, se l'accusato lo richiede, gli assegnerà un Ufficiale addetto alla Giustizia del Governo Militare Alleato per assistere nella difesa della causa oltre a tale altro avvocato che egli potrà scegliere;
c) Di fare richiesta al Tribunale per ottenere un periodo di tempo sufficiente per preparare la sua difesa, richiesta che il Tribunale può concedere o rigettare a propria discrezione;
d) Di farsi accompagnare dinanzi al Tribunale da testimoni a sua difesa, se così desidera, o far richiesta di farli comparire per ordine del Tribunale;
e) Di fornire evidenze a suo vantaggio durante il processo, ma non potrà essere costretto a fornirne;
f) Di farsi tradurre i procedimenti per il suo beneficio quando egli non è capace di comprenderli altrimenti.

RESTRICTED H.Q. BASE NO. 28

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

PROCEEDINGS

Ref. No. 122

Advocate for Accused N I L

SUMMARY OF EVIDENCE (Plea of not guilty) or OUTLINE OF FACTS (Plea of guilty)

Prosecution (First hearing remanded 1 week to produce further evidence)
Confession of accused. Spare wheel not recoved. 1st Witness heard the two accused say it would be a good thing to cut the tyre up for repairing shoes. Examination of witness revealed that car and tyre referred to was not the A.M.G. car.

Defense (including any statement in mitigation) Confession extorted by physical violence. Was made to avoid further pain. Denied ~~truth~~ truth of confession.

122 (CASE No)	30/3/45 (DATE OF TRIAL)	SCARFI (PLACE OF TRIAL)	28 years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIEU FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	N.G.	N.G.	Discharged				
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

* Use extra sheets where facts or evidence are

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

Confession of accused. Spare wheel not recoved. 1st Witness heard the two accused say it would be a good thing to cut the tyre up for repairing shoes. Examination of witness revealed that car and tyre referred to was not the A.K.G. car.

Defense (including any statement in mitigation) Confession extorted by physical violence. Was made to avoid further pain. Denied ~~truth~~ FALSITY of confession.

122 (CASE No.)		30/3/45 (DATE OF TRIAL)		SCAURI (PLACE OF TRIAL)		28 years (AGE OF ACCUSED)	
CHARGE	PLEA	FINDING	IMPRISONMENT	LIKE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	N.G.	N.G.	Discharged				
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

* Use extra sheets where facts or evidence are lengthy or complicated.

(Signature of Presiding Officer)
G. PARKER, Capt.

DECISION ON REVIEW

Date ..... 194...

(Signature of Reviewing Authority)

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

FORM No. 2/4

Governo Militare Alleato

3204

FOGLIO DI ACCUSA

Place / Luogo PANTELLERIA — Date / Data 19 Marzo 1946

Name of Defendant / Nome dell'accusato GABRIELE SALVATORE di Giovanni — Address / Indirizzo Contrada Kania No. 183 (No., Street)

PANTELLERIA (Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge: Violation art.1 sec. II Proclamation No.2

Particulars: Stealing of allied property (two tyre wheel)

Second charge: Violation Art. 4 Proclamation No. 2

Particulars: Escaped from custody.

TRADUZIONE

Prima accusa: Violazione dell'art. 1 comma II del Proclama No.2

Dettagli: Furto di materiale alleato. (ruote pneumatiche del Jeep)

Seconda accusa: Violazione Art. 4 Proclama No. 2

Dettagli: Evasione dalla Caserma.

HQ AF 28

Giudice Tribunale Militare Inferiore o altro individuo autorizzato

CITAZIONE

G. PARKER, Capt.

Data 19 Marzo 1946

Name (Nome) GABRIELE SALVATORE di Giovanni

Address (Indirizzo) Contrada Kania 183 - Pantelleria

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario/Superiore a [illegible] addì 23 Marzo 1946
Indirizzo della Corte — Address of Court — Data - Date

alle ore 10 A.M. ore - hour M sotto le suddette accuse:

Firma dell'individuo autorizzato

G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo.

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

Nome dell'accusato [redacted] Indirizzo (No., Street)

PANTELLERIA
(Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge Violation art.1 sect.II Proclamation No.2

Particulars: Stealing of allied property (jeep tire wheel)

Second charge Violation Art. 4 Proclamation No. 2

Particulars: Escaped from custody.

TRADUZIONE

Prima accusa: Violazione dell'art. 1 comma II del Proclama No.2

Dettagli furto di materiale alleato. (ruota anteriore del jeep)

Seconda accusa: Violazione Art. 4 Proclama No. 2

Dettagli Evasione dalla Caserma.

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato
G. PARKER, Capt.

HQ A 22

CITAZIONE

Data 19 Marzo 1945

Name (Nome) [redacted] di Giovanni

Address (Indirizzo) Contrada Ponte 183 - Pantelleria

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario Superiore a [redacted] addì 23 Marzo 1945
Indirizzo della Corte — Address of Court — Data - Date

alle ore 10 a.m. ore - hour M sotto le suddette accuse.

Firma dell'individuo autorizzato
G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo. In ogni causa che porta con sè la pena di morte il Tribunale Militare Generale, se l'accusato lo richiede, gli assegnerà un Ufficiale addetto alla Giustizia del Governo Militare Alleato per assistere nella difesa della causa oltre a tale altro avvocato che egli potrà scegliere;
c) Di fare richiesta al Tribunale per ottenere un periodo di tempo sufficiente per preparare la sua difesa, richiesta che il Tribunale può concedere o rigettare a propria discrezione;
d) Di farsi accompagnare dinanzi al Tribunale da testimoni a sua difesa, se così desidera, o far richiesta di farli comparire per ordine del Tribunale;
e) Di fornire evidenze a suo vantaggio durante il processo, ma non potrà essere costretto a fornirne;
f) Di farsi tradurre i procedimenti per il suo beneficio quando egli non è capace di comprenderli altrimenti.

HEADQUARTERS AG. 13356 NO.

29

Declassified E.O. 13356 Section 3.3/NND No. 785016

Ref. No. 122

PROCEEDINGS

Advocate for Accused N I L

SUMMARY OF EVIDENCE (Plea of not guilty) or OUTLINE OF FACTS (Plea of guilty)

Prosecution (First hearing remanded 1 week to produce further evidence) Confession of accused. Spare wheel not recoved. 1st Witness heard them (2 accused -Salerno G.Battista being the other) say it would be a good thing to cut the tyre up for repairing shoes. 2nd Witness, brother of accused, states that during a visit to accused in prison in presence of carabinieri, confession was repeated. In examination 1st Witness admitted the car and tyre referred to was not the AMG car.

Defense (including any statement in mitigation) Confession extracted by physical punishment and fear. Denies ~~not~~ TADDH of confession. Repeated confession to brother by fear of further ill treatment.

112 (CASE No.)	30/3/45 (DATE OF TRIAL)	SCAURI (PLACE OF TRIAL)	35 years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIRE FINE.	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	N.G.	N.G.	Discharged				
II	G.	-	Remainded for trial by Pretore.				
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

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

of accused. Spare wheel not recoved. 1st Witness heard them (2 accused -Salerno G.Battista being the other) say it would be a good thing to cut the tyre up for repairing shoes. 2nd Witness, brother of accused, states that during a visit to accused in prison in presence of carabinieri, confession was repeated. In examination 1st Witness admitted the car and tyre referred to was not the AMG car.

Defense (including any statement in mitigation) Confession extracted by physical punishment and fear. Denies ~~both~~ truth of confession. Repeated confession to brother by fear of further ill treatment.

112 (CASE No.)	30/3/45 (DATE OF TRIAL)	SCAURI (PLACE OF TRIAL)	35 years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIKE FINE.	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	N.G.	N.G.	Discharged				
II	G.	-	Remainded for trial by Pretore.				
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

* Use extra sheets where facts or evidence are lengthy or complicated.

(Signature of Presiding Officer)
G. PARKER, Capt.

DECISION ON REVIEW

Date ..... 194...

(Signature of Reviewing Authority)

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

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

U 43/8~ 1st. Ind. 21 August 1945

LIAISON OFFICE, A.C., PALERMO

TO: HQ., Allied Commission, APO 394
Attn. Legal Sub-Commission

1. The attached letters and enclosures have been received from the C.A.O., Pantelleria, and are forwarded herewith.

L Biter Col in absence of
EDWARD DORTON
Lt.Col., C.E.
LIAISON OFFICER

CLO
DCLO
Chief Counsel
CJO
Italian Section
CLERKS
27 AUG 1945

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUBCOMMISSION

AG/1083/82/L. GRG/rm.
13 October 1945.

SUBJECT : Review of Records of AMG Court.

TO : AG Liaison Officer
(for Sub-Zone Pantelleria) PANTELLERIA

1. Returned herewith are the results of review of the following cases:

No. 143	CATTIANA	Salvatore	di Giuseppe
No. 144	CANNIZZA	Antonio	di Giuseppe
No. 145	VIANNA	Pietro	fu Antonino
No. 146	BELVISI	Pietro	fu G. Battista
No. 147	DI GIULIANO	Giulio	
No. 148	SCIACCA	Giuseppe	di Giuseppe
No. 149	CILVIA	G. Battista	di Diego
No. 150	BELVISI	Antonio	di Salvatore

2. The convictions and sentences of all cases have been affirmed.

3. Attention is called to the fact that Art. 28, Consolidated Instructions for Allied Military Courts, provides.

"1. As stated above (Article 11) when property is seized before trial it must be produced in Court at the trial. If it is not forthcoming, the Court must scrutinise closely the reasons for its non-production. The order of the Court must deal with the disposition of the property".

The present records of cases involving property failed to provide for the disposition of such property.

4. The order disposing of the property has been entered by this Headquarters in these cases, but ordinarily should be entered by the trial officer.

By command of Rear Admiral STONE:

JOHN E. WEBB,
Colonel,
Chief Legal Advisor.

55

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

HEADQUARTERS ALLIED COMMISSION
APO 394
[illegible] SUBCOMMISSION

AC/1033/82/L.

AG/ma.
13 October 1945.

SUBJECT : Review of Records of AMG Court.

TO : AC Liaison Officer
(for Chief Ranteller's) [illegible]

1. Returned herewith are the results of review of the following cases:

No. 143	[illegible]	Salvatore	di Giuseppe
No. 144	[illegible]	Antonio	di Giuseppe
No. 145	[illegible]	Pietro	fu Antonino
No. 146	[illegible]	Pietro	fu G. Battista
No. 147	[illegible]	Giulio	
No. 148	[illegible]	Giuseppe	di Giuseppe
No. 149	[illegible]	G. Battista	di Diego
No. 150	[illegible]	Antonio	di Salvatore

2. The convictions and sentences of all cases have been affirmed.

3. Attention is called to the fact that Art. 28, Consolidated Instructions for Allied Military Courts, provides:

"1. As states above (Article 11) when property is seized before trial it must be produced in Court at the trial. If it is not forthcoming, the Court must scrutinise closely the reasons for its non-production. The order of the Court must deal with the disposition of the property".

The present records of cases involving property failed to provide for the disposition of such property.

4. The order disposing of the property has been entered by this Headquarters in these cases, but ordinarily should be entered by the trial officers.

By command of Rear Admiral [illegible]:

JOHN A. [illegible],
Colonel,
Chief Legal Advisor.

54

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

4083/11

140

ALLIED MILITARY GOVERNMENT
PANTELLERIA

CA-60/651 17/August/1945

TO :Col. E. MORTON
A.C., LIAISON OFFICER
PALERMO

FROM : Capt. G. PARKER, M.M.
A.M.G., PANTELLERIA

SUBJECT : SUMMARY MILITARY COURT

Herewith forms No. 2/4 in connection with following cases:-

No. : 143 - GABRIELE SALVATORE di Giuseppe

" : 144 - GABRIELE ANTONIO di Giuseppe

G. PARKER, CAPT.
A.M.G., PANTELLERIA

1st. Ind. 30 August 1945

LIAISON OFFICE, A.C., PALERMO
TO: HQ., Allied Commission, APO 394
Attn. Legal Sub-Commission

1. Forwarded.

A Birley Capt in absence of
EDWARD MORTON, Lt.Col., C.E.
LIAISON OFFICER.

6 SEP 1945

53

FORM No. 2/4

Governo Militare Alleato

FOGLIO DI ACCUSA

Place / Luogo: PANTELLERIA

Date / Data: 3/8/1945

GABRIELE ANTONIO Di Giuseppe
Name of Defendant / Nome dell'accusato

Address / Indirizzo: Via Idria (No., Street)

PANTELLERIA (Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge: Violation Art.No.1, Para No.5, Procl.No.2

Particulars: Fishing by explosives .- Illegal possession of explosives.-

Second charge:

Particulars:

TRADUZIONE

Prima accusa: Violazione Art.No1, Para No.5, Procl.No. 2

Dettagli: Pesca con esplosivi .- Possesso illegale di esplosivi

Seconda accusa:

Dettagli:

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato

CITAZIONE

G. PARKER, Capt.

Data: 8/8/1945

Name (Nome): GABRIELE ANTONIO di Giuseppe

Address (Indirizzo): Via Idria - PANTELLERIA

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario Superiore a PANTELLERIA (Indirizzo della Corte / Address of Court) addì 10/ Agosto/ 1945 (Data - Date)

alle ore 10 Dieci a.m. (ore - hour) su sotto le suddette accuse:

Firma dell'individuo autorizzato
G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

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

Is hereby charged with the following offenses:
e accusato delle offese seguenti:

First charge Violation Art.No.1, Para No.5, Procl.No.2

Particulars: Fishing by explosives .- Illegal possession of explosives.-

Second charge

Particulars:

T R A D U Z I O N E

Prima accusa: Violazione Art.No.1, Para No.5, Procl.No. 2

Dettagli Pesca con esplosivi .- Possesso illegale di esplosivi

Seconda accusa:

Dettagli:

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato

C I T A Z I O N E

G. PARKER, Capt.

Data 8/8/ 1945

Name (Nome) GABRIELE ANTONIO di Giuseppe

Address (Indirizzo) Via Idria - PANTELLERIA

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario Superiore a PANTELLERIA addì 10/ Agosto/ 1945
Indirizzo della Corte — Address of Court — Data - Date

alle ore 10 Dieci a.m. di sotto le suddette accuse:
ore - hour

Firma dell'individuo autorizzato
G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo. In ogni causa che porta con sè la pena di morte il Tribunale Militare Generale, se l'accusato lo richiede, gli assegnerà un Ufficiale addetto alla Giustizia del Governo Militare Alleato per assistere nella difesa della causa oltre a tale altro avvocato che egli potrà scegliere;
c) Di fare richiesta al Tribunale per ottenere un periodo di tempo sufficiente per preparare la sua difesa, richiesta che il Tribunale può concedere o rigettare a propria discrezione;
d) Di farsi accompagnare dinanzi al Tribunale da testimoni a sua difesa, se così desidera, o far richiesta di farli comparire per ordine del Tribunale;
e) Di fornire evidenze a suo vantaggio durante il processo, ma non potrà essere costretto a fornirne;
f) Di farsi tradurre i procedimenti per il suo beneficio quando egli non è capace di comprenderli altrimenti.

HEADQUARTERS AC [illegible]

30

Declassified E.O. 12356 Section 1.3/NND No. 785016

Ref. No. 144

PROCEEDINGS

Advocate for Accused NONE

SUMMARY OF EVIDENCE (Plea of not guilty) or OUTLINE OF FACTS (Plea of guilty)

Prosecution Guardia Finanza who made arrest confirmed verbale. Bomb was thrown in sea in the port.

Defense (including any statement in mitigation) Nil

144 (CASE No.) | 10 August 1945 (DATE OF TRIAL) | Pantelleria (PLACE OF TRIAL) | 14 Years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIKE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.	2 MONTHS CORRECTIVE DETENTION				
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed CASERMA dei CC.RR.

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

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

Defense (including any statement in mitigation) Nil

114 (CASE No.)			10 August 1945 (DATE OF TRIAL)		Pantelleria (PLACE OF TRIAL)		14 Years (AGE OF ACCUSED)
CHARGE	PLEA	FINDING	IMPRISONMENT	LIKE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.	2 MONTHS				
II			CORRECTIVE				
III			DETENTION				

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed CASERMA del CC.RR.

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

* Use extra sheets where facts or evidence are lengthy or complicated.

(Signature of Presiding Officer)
G. PARKER, Capt

DECISION ON REVIEW

CONVICTION & SENTENCE AFFIRMED.

Date 194

(Signature of Reviewing Authority)
Chief Judicial Officer
for Chief Civil Affairs Officer.

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

FORM No. 2/4

Governo Militare Alleato.

FOGLIO DI ACCUSA

Place PANTELLERIA
Luogo

Date 8/8/1945
Data

GABRIELE SALVATORE di Giuseppe
Name of Defendant
Nome dell'accusato

Address Via Idria
Indirizzo (No. Street)

Pantelleria
(Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge Violation Art.No.1, Para No.5, Procl.No.2

Particulars: Fishing by explosives . Illegal possession of explosives.

Second charge

Particulars:

TRADUZIONE

Prima accusa: Violazione Art.No.1, Para No.5, Procl.No 2.

Dettagli Pesca con esplosivi . Possesso illegale di esplosivi.

Seconda accusa:

Dettagli

H.Q. AC 31

G. Parker
Giudice, Tribunale Militare Inferiore o altro individuo autorizzato
G. PARKER , Capt.

CITAZIONE

Data 8/8/1945

Name (Nome) GABRIELE SALVATORE di Giuseppe

Address (Indirizzo) Via Idria Pantelleria

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario Superiore a PANTELLERIA (Indirizzo della Corte / Address of Court) addì 10/ Agosto /1945 (Data - Date)

alle ore 10 Dieci a.m. (ore - hour) M sotto le suddette accuse.

G. Parker
Firma dell'individuo autorizzato
G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:
a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo

Declassified E.O. 12356 Sec.1.3/NND No. 785016

Nome dell'accusato ..... Address Via Idria
Indirizzo (No. Street)

Pantelleria
(Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge Violation Art.No.1, Para No.5, Procl.No.2

Particulars: Fishing by explosives . Illegal possession of explosives.

Second charge .....

Particulars: .....

T R A D U Z I O N E

Prima accusa: Violazione Art.No.1, Para No.5, Procl.No 2.

Dettagli ..... Pesca con esplosivi . Possesso illegale di esplosivi.

Seconda accusa: .....

Dettagli .....

HQ AC 31

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato
G. PARKER , Capt.

C I T A Z I O N E

Data 6/8/1945

Name (Nome) GABRIELE SALVATORE di Giuseppe

Address (Indirizzo) Via Idria Pantelleria

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario Superiore a PANTELLERIA addi 10/ Agosto /1945
Indirizzo della Corte - Address of Court ... Data - Date

alle ore 10 Dieci a.m. M sotto le suddette accuse:
ore - hour

Firma dell'individuo autorizzato
G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:
a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo. In ogni causa che porta con sè la pena di morte il Tribunale Militare Generale, se l'accusato lo richiede, gli assegnerà un Ufficiale addetto alla Giustizia del Governo Militare Alleato per assistere nella difesa della causa oltre a tale altro avvocato che egli potrà scegliere;
c) Di fare richiesta al Tribunale per ottenere un periodo di tempo sufficiente per preparare la sua difesa, richiesta che il Tribunale può concedere o rigettare a propria discrezione;
d) Di farsi accompagnare dinanzi al Tribunale da testimoni a sua difesa, se così desidera, o far richiesta di farli comparire per ordine del Tribunale;
e) Di fornire evidenze a suo vantaggio durante il processo, ma non potrà essere costretto a fornirne;
f) Di farsi tradurre i procedimenti per il suo beneficio quando egli non è capace di comprenderli altrimenti.

HEADQUARTERS A.B. CASE NO. 31

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

Ref. No 143

PROCEEDINGS

Advocate for Accused NONE

SUMMARY OF EVIDENCE (Plea of not guilty) or OUTLINE OF FACTS (Plea of guilty)

Prosecution Guardia Finanza who made arrest confirmed verbale. Bomb was thrown in sea in the port.

Defense (including any statement in mitigation) Needed the fish for food and seen another person use explosive .

143 (CASE No.) | 10 August 1945 (DATE OF TRIAL) | Pantelleria (PLACE OF TRIAL) | 16 Years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIFE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.	2 MONTHS				
II			CORRECTIVE				
III			DETENTION				

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed CASERMA dei CC.RR.

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

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

in the port.

Defense (including any statement in mitigation) Needed the fish for food and seen another person use explosive .

143 (CASE No.)			10 August 1945 (DATE OF TRIAL)		Pantelleria (PLACE OF TRIAL)		15 Years (AGE OF ACCUSED)
CHARGE	PLEA	FINDING	IMPRISONMENT	LIRE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.	2 MONTHS				
II			CORRECTIVE				
III			DETENTION				

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed CASERMA del CC.RR.

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

* Use extra sheets where facts or evidence are lengthy or complicated.

(Signature of Presiding Officer)
G. PARKER, Capt.

DECISION ON REVIEW

"CONVICTION & SENTENCE AFFIRMED."

Date 194

(Signature of Reviewing Authority)
Chief Judicial Officer,
for Chief Civil Affairs Officer.

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

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

4088/1

ALLIED MILITARY GOVERNMENT
PANTELLERIA

CA-60/650

18 August 1945

TO : Col. E. MORTON
A.C., LIAISON OFFICER
PALERMO

FROM : Capt. G. PARKER, M.N.
A.M.G., PANTELLERIA

SUBJECT : SUMMARY MILITARY COURT

Herewith forms No. 2/4 in connection with the following cases:-

No : 145 - VALENZA PIETRO fu Antonino
" : 146 - BELVISI PIETRO Fu G. BATTISTA
" : 147 - DI GIULIANO GIULIO
" : 148 - FERRERA GIUSEPPE di Giuseppe
" : 149 - SILVIA G. BATTISTA " Diego
" : 150 - BELVISI ANTONIO " Salvatore

SEP 1945

G. PARKER, Capt.
A.M.G., PANTELLERIA

1st. Ind. 30 August 1945

ALLIED COMMISSION LIAISON OFFICE
c/o N. O. B. - NAVY 157

TO: HQ., Allied Commission, APO 394
Attn. Legal Sub-Commission

1. Forwarded.

L Birley Capt in absence of
EDWARD MORTON, Lt.Col., CE
LIAISON OFFICER

FORM No. 2/4

Governo Militare Alleato

145

FOGLIO DI ACCUSA

Place PANTELLERIA
Luogo

Date 16/ agosto / 1945
Data

VALENZA PIETRO fu Antonino
Name of Defendant
Nome dell'accusato

Address SCAURI No. 16
Indirizzo (No. Street)

PANTELLERIA
(Commune, Province)

Is hereby charged with the following offenses:
e accusato delle offese seguenti:

First charge Violation Art. 2, Para 39, Procl. No.2,

Particulars: Illegal possession of One military tyre.

Second charge

Particulars:

TRADUZIONE

Prima accusa: Violazione Art.2, Para 39, Procl.No.2

Dettagli Possesso illegale di un copertone militare.

Seconda accusa:

Dettagli

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato

CITAZIONE

G. PARKER, Capt.

Data 16 Agosto 1945

Name (Nome) VALENZA PIETRO fu Antonino

Address (Indirizzo) Scauri No.16

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario/Superiore a PANTELLERIA addi 17 Agosto 1945
Indirizzo della Corte — Address of Court — Data - Date

alle ore 10 a.m. M sotto le suddette accuse:
ore - hour

Firma dell'individuo autorizzato
G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:
a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;

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

Nome dell'accusato

Address SCAURI No. 16
Indirizzo (No. Street)

PANTELLERIA
Commune, Province)

is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge Violation Art. 2, Para 39, Procl. No.2.

Particulars: Illegal possession of one military tyre.

Second charge

Particulars:

T R A D U Z I O N E

Prima accusa: Violazione Art.2, Para 39, Procl.No.2

Dettagli Possesso illegale di un copertone militare.

Seconda accusa:

Dettagli

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato

C I T A Z I O N E G. PARKER, Capt.

Data 1o Agosto 1945

Name (Nome) VALENZA PIETRO fu Antonino

Address (Indirizzo) Scauri No.16

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario, Superiore a PANTELLERIA addì 17 Agosto 1945
Indirizzo della Corte — Address of Court — Data - Date

alle ore 10 a.m. ore - hour di sotto le suddette accuse:

Firma dell'individuo autorizzato
G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo. In ogni causa che porta con sè la pena di morte il Tribunale Militare Generale, se l'accusato lo richiede, gli assegnerà un Ufficiale addetto alla Giustizia del Governo Militare Alleato per assistere nella difesa della causa oltre a tale altro avvocato che egli potrà scegliere;
c) Di fare richiesta al Tribunale per ottenere un periodo di tempo sufficiente per preparare la sua difesa, richiesta che il Tribunale può concedere o rigettare a propria discrezione;
d) Di farsi accompagnare dinanzi al Tribunale da testimoni a sua difesa, se così desidera, o far richiesta di farli comparire per ordine del Tribunale;
e) Di fornire evidenze a suo vantaggio durante il processo, ma non potrà essere costretto a fornirne;
f) Di farsi tradurre i procedimenti per il suo beneficio quando egli non è capace di comprenderli altrimenti.

HEADQUARTERS A.C. CASE NO. 37

HQ A 037

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

Ref. No. 1-5.

PROCEEDINGS

Advocate for Accused NONE

SUMMARY OF EVIDENCE (Plea of not guilty) or OUTLINE OF FACTS (Plea of guilty)

Prosecution — During a perquisition by the Guardia di Finanza a tyre for a "Balilla" was found in a lumber room. Accused chose to give evidence on oath. He stated the tyre had been left in his house by Italian soldiers in July 1943 and it had been entirely overlooked and forgotten by him. Guardia Finanza confirmed on oath their Verbale.

Defense (including any statement in mitigation) See above

145 (CASE No.)	Aug. 17th/45 (DATE OF TRIAL)	Pantelleria (PLACE OF TRIAL)	51 Years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIRE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	NG	G.		500	7 days	Two weeks	21st Aug 45
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.): Property to be returned to nearest Allied military depot / dealing with this type of goods.

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

Farmer

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

was found in a lumber room. Accused chose to give evidence on oath. He stated the tyre had been left in his house by Italian soldiers in July 1943 and it had been entirely overlooked and forgotten by him. Guardia Finanza confirmed on oath their Verbale.

Defense (including any statement in mitigation) See above

145 (CASE No.)	Aug. 17th/45 (DATE OF TRIAL)	Pantelleria (PLACE OF TRIAL)	51 Years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIRE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	NG	G.		500	7 days	Two weeks	21st Aug 45
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.): Property to be returned to nearest Allied military depot pending with this type of goods.

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

* Use extra sheets where facts or evidence are lengthy or complicated.

G. Parker
(Signature of Presiding Officer)
G. PARKER, Capt.

DECISION ON REVIEW

[illegible] BE AFFIRMED.

Date 12 October 1945

[illegible]
(Signature of Reviewing Authority)
Col. Allied
Chief Judicial Officer,
for Chief Civil Affairs Officer.

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

FORM No. 2/4

Governo Militare Alleato

146

FOGLIO DI ACCUSA

Place PANTELLERIA
Luogo

Date 16 Agosto 1945
Data

BELVISI PIETRO fu G. Battista
Name of Defendant
Nome dell'accusato

Address Rue Marino
Indirizzo (No. Street)

PANTELLERIA
(Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge Violation Art.2, Para 39 , Procl.No.2.

Particulars: Illegal possession of 2 military tyres.

Second charge

Particulars:

TRADUZIONE

Prima accusa: Violazione Art.2, Para 39, Procl.2.

Dettagli Possesso illegale di due copertoni militari.

Seconda accusa:

Dettagli

G. Parker

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato
G. PARKER, Capt.

HQ A&J

CITAZIONE

Data 16 Agosto 1945

Name (Nome) BELVISI PIETRO fu G.Battista

Address (Indirizzo) Contrada Rue Marino

Voi siete a mezzo di cio citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario Superiore a PANTELLERIA (Indirizzo della Corte / Address of Court) addì 17 Agosto 1945. (Data - Date)

alle ore 10 a.m. (ore - hour) Mi sotto le suddette accuse:

G. Parker

Firma dell'individuo autorizzato
G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:
a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato da sua difesa durante il processo;

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

Nome dell'accusato ... Indirizzo ... Box, Street

PANTELLERIA
(Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge: Violation Art.2, Para 38 , Procl.No.2.

Particulars: Illegal possession of 2 military tyres.

Second charge:

Particulars:

T R A D U Z I O N E

Prima accusa: Violazione Art.2, Para 38, Procl.2.

Dettagli: Possesso illegale di due copertoni militari.

Seconda accusa:

Dettagli:

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato

C I T A Z I O N E

G. PARKER, Capt.

Data 16 Agosto 1945

Name (Nome) PELVISI PIETRO fu G.Battista

Address (Indirizzo) Contrada Due Marino

Voi siete a mezzo di cio citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario Superiore a PANTELLERIA addi 17 Agosto 1945.
Indirizzo della Corte - Address of Court - Data - Date

alle ore 10 a.m. M sotto le suddette accuse:
ore - hour

Firma dell'individuo autorizzato
G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo. In ogni causa che porta con sè la pena di morte il Tribunale Militare Generale, se l'accusato lo richiede, gli assegnerà un Ufficiale addetto alla Giustizia del Governo Militare Alleato per assistere nella difesa della causa oltre a tale altro avvocato che egli potrà scegliere;
c) Di fare richiesta al Tribunale per ottenere un periodo di tempo sufficiente per preparare la sua difesa, richiesta che il Tribunale può concedere o rigettare a propria discrezione;
d) Di farsi accompagnare dinanzi al Tribunale da testimoni a sua difesa, se così desidera, o far richiesta di farli comparire per ordine del Tribunale;
e) Di fornire evidenze a suo vantaggio durante il processo, ma non potrà essere costretto a fornirne;
f) Di farsi tradurre i procedimenti per il suo beneficio quando egli non è capace di comprenderli altrimenti.

HEADQUARTERS A.C. CASE NO. 783

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

18

Ref. No. 146

PROCEEDINGS

Advocate for Accused NONE

---

* SUMMARY OF EVIDENCE (Plea of not guilty) or OUTLINE OF FACTS (Plea of guilty)

Prosecution During enquiries by CC. RR. the accused admitted being in possession of two tyres of American Make which he produced.
CC. RR. confirmed their verbale on oath.

Defense (including any statement in mitigation) Ignorance of Proclamation and of the Notice issued by A.M.G. that possession of all tyres must be registered.

146 (CASE No.)	Aug. 17th/45 (DATE OF TRIAL)	Pontelleria (PLACE OF TRIAL)	40 Years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIEU FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.	1 Month				
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.): Property to be returned to nearest Allied Military depot dealing with this type of property

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

* Use extra sheet where facts or evidence are

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

of two tyres of American Make which he produced.
CO. HR. confirmed their verbale on oath.

Defense (including any statement in mitigation) Ignorance of Proclamation and of the Notice issued by A.M.G. that possession of all tyres must be registered.

145 (CASE No.)	Aug. 17th/45 (DATE OF TRIAL)	Pontelleria (PLACE OF TRIAL)	40 Years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIKE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.	1 Month				
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.): Property to be returned to nearest Allied Military depot dealing with this type of property

Prison to which committed .....

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent: .....

The total term of imprisonment is .....

* Use extra sheets where facts or evidence are lengthy or complicated.

G. Parker

(Signature of Presiding Officer)
G. PARKER Capt. Capt.

DECISION ON REVIEW

"CONVICTION & SENTENCE AFFIRMED"

Date 12 October 1945

(Signature of Reviewing Authority)
Chief Judicial Officer,
for Chief Civil Affairs Officer.

Declassified E.O. 13526 Section 3.3/NND No. 785016

FORM No. 2/4

Governo Militare Alleato

147

FOGLIO DI ACCUSA

Place PANTELLERIA
Luogo

Date 16 Agosto 1945
Data

DI GIULIANO GIULIO
Name of Defendant
Nome dell'accusato

Address Contrada S. Elmo
Indirizzo (No. Street)

PANTELLERIA
(Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge Violation Art.2, Para 39, Procl.No2

Particulars: Illegal possession of one military tyre.

Second charge

Particulars:

TRADUZIONE

Prima accusa: Violazione Art.2, Para 39, Procl. No.2.

Dettagli Possesso illegale di un copertone militare.

Seconda accusa:

Dettagli

H Q AC 3/4

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato

CITAZIONE

G. PARKER, Capt.

Data 16/Agosto 1945

Name (Nome) DI GIULIANO GIULIO

Address (Indirizzo) Contrada S. Elmo

Voi siete a mezzo di cio citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario Superiore a PANTELLERIA addi 17/ Agosto 1945.
Indirizzo della Corte - Address of Court - Data - Date

alle ore 10 a.m.
ore - hour

Mi sotto le suddette accuse:

Firma dell'individuo autorizzato
G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:
a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo.
In ogni causa che porta con sè la pena di morte, il Tribunale

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

Nome dell'accusato

Address Indirizzo Contrada S. Elmo (No., Street)

PANTELLERIA (Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge Violation Art.2, Para 39, Procl.No2

Particulars: Illegal possession of one military tyre.

Second charge

Particulars:

TRADUZIONE

Prima accusa: Violazione Art.2. Para 39, Procl. No.2.

Dettagli Possesso illegale di un copertone militare.

Seconda accusa:

Dettagli

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato
G. PARKER, Capt.

CITAZIONE

Data 15/Agosto 1945

Name (Nome) DI GIULIANO GIULIO

Address (Indirizzo) Contrada S. Elmo

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario Superiore a PANTELLERIA (Indirizzo della Corte / Address of Court) addì 17/ Agosto 1945. (Data - Date)

alle ore 10 a.m. (ore - hour) M sotto le suddette accuse.

Firma dell'individuo autorizzato
G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo. In ogni causa che porta con sè la pena di morte il Tribunale Militare Generale, se l'accusato lo richiede, gli assegnerà un Ufficiale addetto alla Giustizia del Governo Militare Alleato per assistere nella difesa della causa oltre a tale altro avvocato che egli potrà scegliere;
c) Di fare richiesta al Tribunale per ottenere un periodo di tempo sufficiente per preparare la sua difesa, richiesta che il Tribunale può concedere o rigettare a propria discrezione;
d) Di farsi accompagnare dinanzi al Tribunale da testimoni a sua difesa, se così desidera, o far richiesta di farli comparire per ordine del Tribunale;
e) Di fornire evidenze a suo vantaggio durante il processo, ma non potrà essere costretto a fornirne;
f) Di farsi tradurre i procedimenti per il suo beneficio quando egli non è capace di comprenderli altrimenti.

HEADQUARTERS A.C. BASE NO.

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

Ref. No. 147

PROCEEDINGS

Advocate for Accused NONE

SUMMARY OF EVIDENCE (Plea of not guilty) or OUTLINE OF FACTS (Plea of guilty)

Prosecution During enquiries by the CO. RR. the accused admitted having an American Tyre which he produced. On oath the CO. RR. confirmed Verbale.

Defense (including any statement in mitigation) Did not know of order to declare Possession of Tyres.

147 (CASE No.) | Aug. 17th/43 (DATE OF TRIAL) | Pontelleria (PLACE OF TRIAL) | 42 Years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIKE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.	1 Month				
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.): Property to be returned to nearest Allied Military Depot / Dealing with this type of goods

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

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

...Tyre which he produced. On oath the CO. RR. confirmed Verbale.

Defense (including any statement in mitigation) Did not know of order to declare Possession of Tyres.

147 (CASE No.)	Aug. 17th/45 (DATE OF TRIAL)	Bentellaria (PLACE OF TRIAL)	42 Years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIKE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.	1 Month				
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.): Property to be returned to nearest Allied Military Depot / Dealing with this type of goods

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

* Use extra sheets where facts or evidence are lengthy or complicated.

(Signature of Presiding Officer)
G. PARKER, Capt.

DECISION ON REVIEW

"CONVICTION & SENTENCE AFFIRMED"

Date 17 October 45

(Signature of Reviewing Authority)
Col. Inf.
Chief Judicial Officer
for Chief Civil Affairs Officer.

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

FORM No. 2/4

Governo Militare Alleato

148

FOGLIO DI ACCUSA

Place PANTELLERIA
Luogo

Date 16 Agosto 1945
Data

ERRERA GIUSEPPE di Giuseppe
Name of Defendant
Nome dell'accusato

Address Contrada Mursia
Indirizzo (No., Street)

PANTELLERIA
(Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge Violation Art.2, Para 39, Procl.2.

Particulars: Illegal possession of 3 military tyres .

Second charge

Particulars:

TRADUZIONE

Prima accusa: Violazione Art.2, Para 39, Procl.2

Dettagli Possesso illegale di tre copertoni militari.

Seconda accusa:

Dettagli

HQ AC35

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato

CITAZIONE

G. PARKER, Capt.

Data 1o Agosto 1945

Name (Nome) ERRERA GIUSEPPE di GIUSEPPE

Address (Indirizzo) Contrada Mursia

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario/Superiore a PANTELLERIA addi 17 Agosto 1945
Indirizzo della Corte — Address of Court — Data — Date

alle ore 10 a.m. M sotto le suddette accuse:
ore - hour

Firma dell'individuo autorizzato
G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:
a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;

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

Indirizzo Contrada Marsia
(No., Street)

PANTELLERIA
Comune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge Violation Art.2, Para 39, Procl.2.

Particulars: Illegal possession of 3 military tyres .

Second charge

Particulars:

TRADUZIONE

Prima accusa: Violazione Art.2, Para 39, Procl.2

Dettagli Possesso illegale di tre copertoni militari.

Seconda accusa:

Dettagli

Giudice Tribunale Militare Inferiore o altro individuo autorizzato

CITAZIONE J. PARKER, Capt.

Data 16 Agosto 1945

Name (Nome) ERRERA GIUSEPPE di GIUSEPPE

Address (Indirizzo) Contrada Marsia

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario Superiore a PANTELLERIA addi 17 Agosto 1945

Indirizzo della Corte Address of Court Data Date

alle ore 10 a.m. ore - hour M sotto le suddette accuse:

Firma dell'individuo autorizzato
J. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo. In ogni causa che porta con sè la pena di morte il Tribunale Militare Generale, se l'accusato lo richiede, gli assegnerà un Ufficiale addetto alla Giustizia del Governo Militare Alleato per assistere nella difesa della causa oltre a tale altro avvocato che egli potrà scegliere;
c) Di fare richiesta al Tribunale per ottenere un periodo di tempo sufficiente per preparare la sua difesa, richiesta che il Tribunale può concedere o rigettare a propria discrezione;
d) Di farsi accompagnare dinanzi al Tribunale da testimoni a sua difesa, se così desidera, o far richiesta di farli comparire per ordine del Tribunale;
e) Di fornire evidenze a suo vantaggio durante il processo, ma non potrà essere costretto a fornirne;
f) Di farsi tradurre i procedimenti per il suo beneficio quando egli non è capace di comprenderli altrimenti.

HEADQUARTERS A.C. CASE NO. 35

HQ AC 35

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

PROCEEDINGS

Ref. No. 148

Advocate for Accused NONE

SUMMARY OF EVIDENCE (Plea of not guilty) or OUTLINE OF FACTS (Plea of guilty)

Prosecution Acting on information received the CC. RR. made a perquisition in the house of the accused and found 3 American Tyres. The CC. RR. on oath confirmed their Verbale

Defense (including any statement in mitigation) Found the tyres on his property and kept them hoping the owner would call to claim them. Did not know of the Notice issued by A.M.G. that all tyres were to be declared to A.M.G.,

148 (CASE No.)	Aug. 17th/45 (DATE OF TRIAL)	Pantelleria (PLACE OF TRIAL)	46 Years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIKE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.	1 Month				
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.): Property to be returned to nearest allied military depot dealing with this type of goods

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

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

Prosecution — Acting on information received the Cr. RR. made a peliquesition in the house of the accused and found 3 American Tyres. The Cr. RR. on oath confirmed their Verbale

Defense (including any statement in mitigation) Found the tyres on his property and kept them hoping the owner would call to claim them. Did not know of the Notice issued by A.M.G. that all tyres were to be declared to A.M.G.,

148 (CASE No.)		Aug. 17th/45 (DATE OF TRIAL)		Pantelleria (PLACE OF TRIAL)		46 Years (AGE OF ACCUSED)	
CHARGE	PLEA	FINDING	IMPRISONMENT	LIKE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.	1 Month				
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.): Property to be returned to nearest Allied military depot dealing with this type of goods

Prison to which committed .....

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent: .....

The total term of imprisonment is .....

* Use extra sheets where facts or evidence are lengthy or complicated.

(Signature of Presiding Officer)
D. PARKER, Capt.

DECISION ON REVIEW

"CONVICTION & SENTENCE AFFIRMED"

Date 12 October 1945

(Signature of Reviewing Authority)
Col. Inf.
Chief Judicial Officer,
for Chief Civil Affairs Officer

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

FORM No. 2/4

Governo Militare Alleato

1149

FOGLIO DI ACCUSA

Place PANTELLERIA
Luogo

Date 8/8/1945
Data

SILVIA G. BATTISTA di Diego
Name of Defendant
Nome dell'accusato

Address Contrada Kamma No.216
Indirizzo (No., Street)

PANTELLERIA
(Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge Violation Art.4, Procl. No 2.

Particulars: Accessory to theft of Army Property

Second charge

Particulars:

TRADUZIONE

Prima accusa: Violazione Art.4 , Procl.No 2

Dettagli Per avere favorito il furto di una branda militare.

Seconda accusa:

Dettagli

G. Parker

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato
G. PARKER, Capt.

AQ AC 56

CITAZIONE

Data 8/8/1945

Name (Nome) SILVIA G. BATTISTA di Diego

Address (Indirizzo) Contrada Kamma No.216

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario Superiore a PANTELLERIA addì 10/8/1945
Indirizzo della Corte - Address of Court - Data - Date

alle ore 10/ Dieci /a.m. M sotto le suddette accuse:
ore - hour

G. Parker

Firma dell'individuo autorizzato
G. PARKER, Capt.

45

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura.

Ogni accusato di fronte ad un Tribunale Militare ha diritto:
a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;

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

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

PANTELLERIA
(Commune, Province)

First charge Violation Art.4, Procl. No 2.

Particulars: Accessory to theft of Army Property

Second charge

Particulars:

T R A D U Z I O N E

Prima accusa: Violazione Art.4 , Procl.No 2

Dettagli Per avere favorito il furto di una branda militare.

Seconda accusa:

Dettagli

Giudice Tribunale Militare Interpreta o altro individuo autorizzato
G. PARKER, Capt.

AG AC 36

C I T A Z I O N E

Data 8/8/1945

Name (Nome) SILVIA G. BATTISTA di Diego

Address (Indirizzo) Contrada Kamma No.21

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario Superiore a PANTELLERIA addi 10/8/1945
Indirizzo della Corte - Address of Court - Data - Date

alle ore 10/ Dieci /a.m.
ore - hour

M sotto le suddette accuse.

Firma dell'individuo autorizzato
G. PARKER, Capt.

45

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo. In ogni causa che porta con sè la pena di morte il Tribunale Militare Generale, se l'accusato lo richiede, gli assegnerà un Ufficiale addetto alla Giustizia del Governo Militare Alleato per assistere nella difesa della causa oltre a tale altro avvocato che egli potrà scegliere;
c) Di fare richiesta al Tribunale per ottenere un periodo di tempo sufficiente per preparare la sua difesa, richiesta che il Tribunale può concedere o rigettare a propria discrezione;
d) Di farsi accompagnare dinanzi al Tribunale da testimoni a sua difesa, se così desidera, o far richiesta di farli comparire per ordine del Tribunale;
e) Di fornire evidenze a suo vantaggio durante il processo, ma non potrà essere costretto a fornirne;
f) Di farsi tradurre i procedimenti per il suo beneficio quando egli non è capace di comprenderli altrimenti.

HEADQUARTERS A.C. CASE NO. 36

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

PROCEEDINGS

Ref. No. 149

Advocate for Accused NONE

SUMMARY OF EVIDENCE (Plea of not guilty) or OUTLINE OF FACTS (Plea of guilty)

Prosecution The accused was seen to unload an army bed from a lorry at Kamma by the CC. RR. with BELVISI (Case No. 150). Questioned he admitted he had agreed to transport the bed to Kamma for Belvisi who occupied a room at the Airport sublet by the accused.

Accused had been cautioned against transporting stolen property on April 6/45 Case 123. CC. RR. confirmed their Verbale on oath.

Defense (including any statement in mitigation) Did not realise the bed was stolen.

149 (CASE No.) | Aug. 10/1945 (DATE OF TRIAL) | Pantelleria (PLACE OF TRIAL) | 29 Years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIRE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.		Lire 5000	1 Week	1 Month	Aug. 17/45
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.): Property to be returned to nearest Allied Military depot dealing with this types of goods.

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

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

the CC. RR. with BELVISI (Case No. 150). Questioned he admitted he had agreed to transport the bed to Kanma for Belvisi who occupied a room at the Airport sublet by the accused.

Accused had been cautioned against transporting stolen property on April 6/45 Case 123. CC. RR. confirmed their verbale on 24th.

Defense (including any statement in mitigation) Did not realise the bed was stolen.

149 (CASE No.)	Aug. 10/1945 (DATE OF TRIAL)	Pantelleria (PLACE OF TRIAL)	29 Years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIRE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.		Lire 5000	1 Week	1 Month	Aug. 17/45
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.): Property to be returned to nearest Allied Military depot dealing with this type of goods.

Prison to which committed .....

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent: .....

The total term of imprisonment is .....

* Use extra sheets where facts or evidence are lengthy or complicated.

(Signature of Presiding Officer)
G. PARKER, Capt.

DECISION ON REVIEW

"CONVICTION & SENTENCE AFFIRMED"

Date 12 October 1945

(Signature of Reviewing Authority)
Col. Inf.
Chief Judicial Officer.
for Chief Civil Affairs Officer.

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

FORM No. 2-4

Governo Militare Alleato 150

FOGLIO DI ACCUSA

Place PANTELLERIA
Luogo

Date 6 Aug. 1945
Data

PELVISI ANTONIO di Salvatore
Name of Defendant
Nome dell'accusato

Address CONTRADA KAMMA
Indirizzo (No. Street)

PANTELLERIA
(Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge Violation Art.No.2, Para No.26, Procl. No.2.

Particulars: Stealing one army bad.-

Second charge

Particulars:

TRADUZIONE

Prima accusa: Violazione Art. No.2, Para No.26, Procl.No.2.

Dettagli Furto di una brandina militare .

Seconda accusa:

Dettagli

HQ AC 37

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato

CITAZIONE

G. PARKER, Capt.

Data 2/8/1945

Name (Nome) PELVISI ANTONIO di Salvatore

Address (Indirizzo) Contrada Kamma

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario/Superiore a PANTELLERIA addi 10/ Agosto / 1945
Indirizzo della Corte — Address of Court — Data - Date

alle ore 10 Dieci a.m. M sotto le suddette accuse:
ore - hour

Firma dell'individuo autorizzato
G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:
a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo.

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

Indirizzo (No. Street)

PANTELLERIA
(Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge Violation Art.No.2, Para No.26, Procl. No.2.

Particulars: Stealing one army bed.-

Second charge

Particulars:

TRADUZIONE

Prima accusa: Violazione Art. No.2, Para No.26, Procl.No.2.

Dettagli Furto di una branda militare .

Seconda accusa:

Dettagli

Giudice, Tribunale Militare Inferiore o altro funzionario autorizzato

CITAZIONE

G. PARKER, Capt.

Data 8/8/1945

Name (Nome) BELVISI ANTONIO di Salvatore

Address (Indirizzo) Contrada Zamme

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario Superiore a PANTELLERIA (Indirizzo della Corte / Address of Court) addì 10/ Agosto / 1945 (Data - Date)

alle ore 10 Dieci a.m. (ore - hour) in sotto le suddette accuse.

Firma dell'individuo autorizzato
G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo. In ogni causa che porta con sè la pena di morte il Tribunale Militare Generale, se l'accusato lo richiede, gli assegnerà un Ufficiale addetto alla Giustizia del Governo Militare Alleato per assistere nella difesa della causa oltre a tale altro avvocato che egli potrà scegliere;
c) Di fare richiesta al Tribunale per ottenere un periodo di tempo sufficiente per preparare la sua difesa, richiesta che il Tribunale può concedere o rigettare a propria discrezione;
d) Di farsi accompagnare dinanzi al Tribunale da testimoni a sua difesa, se così desidera, o far richiesta di farli comparire per ordine del Tribunale;
e) Di fornire evidenze a suo vantaggio durante il processo, ma non potrà essere costretto a fornirne;
f) Di farsi tradurre i procedimenti per il suo beneficio quando egli non è capace di comprenderli altrimenti.

HQ AFHQ A.C. CASE NO. 37

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

Ref. No. 150

PROCEEDINGS

Advocate for Accused None

* SUMMARY OF EVIDENCE (Plea of not guilty) or OUTLINE OF FACTS (Plea of guilty)

Prosecution The accused was seen to unload an army bed from a lorry at Kamma by the CO.RR.. Questioned he admitted toting it from the barracks at the Airport without authority.
CO. RR. confirmed their verbale on oath.

Defense (including any statement in mitigation) Needed the bed at Kamma.

150 (CASE No.)	Aug. 10/45 (DATE OF TRIAL)	Pantelleria (PLACE OF TRIAL)	23 years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIKE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G	G	3 Weeks				
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

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

the OC.PP.. Questioned he admitted taking it from the barracks at the Airport without authority.
OC. PP. confirmed their verbale on oath.

Defense (including any statement in mitigation) Needed the bed at Kamma.

150 (CASE No.)	Aug. 10/45 (DATE OF TRIAL)	Pantelleria (PLACE OF TRIAL)	25 years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIFE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G	G	3 Weeks				
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

* Use extra sheets where facts or evidence are lengthy or complicated.

(Signature of Presiding Officer)
G. PARKER, Capt.

DECISION ON REVIEW

"CONVICTION & SENTENCE AFFIRMED"

Date 12 October 1945

(Signature of Reviewing Authority)
Col. Inf.
Chief Judicial Officer,
for Chief Civil Affairs Officer.

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

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

CFC/rjp

AG/4083/82/L

13 Oct. 1945

SUBJECT : Review of Records of AMG Court

TO : A.C. Liaison Officer, Palermo
(for S.C.A.O. Pantelleria)

1. The following listed records of trial by Summary Court are returned herewith. The action of the reviewing authority is indicated in each case.

(a) DI MALTA Giovanni, Affirmed
(b) SALERNO Antonio, Affirmed

(b) FERNANDES Salvatore
(b) CASANO Giovanni
(b) RIZZO Francesco

Convictions and sentences are quashed. Fine ordered to be refunded, and property returned to Italian Army.

Property of the Italian Army is not property of the Allied Forces. Cases involving property of the Italian Army should not be tried by AMG Courts, but should be turned over to the disposition of the Italian Courts.

(c) PANDOLFO Giuseppe
(c) PINEDA Gaetano

Conviction and sentence affirmed. An order has been entered in these cases directing the property to be turned over to the nearest military depot dealing with that type of goods. Art. 28, Consolidated Instructions for Allied Military Courts, requires that the order of the Court must deal with the disposition of the property.

(d) PATANE Giuseppe
(d) BRIGNONE Giuseppe
(d) BELVISI Pietro

Convictions and sentences affirmed.

43

2. The provisions of Art. 28, above mentioned, should be carefully followed in all cases involving property which is brought before the court.

3. After necessary action has been taken thereon, please return to this office the attached records of trial.

By command of Rear Admiral STONE

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

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

HEADQUARTERS ALLIED COMMISSION
A.F.O. 394
LEGAL SUB-COMMISSION

148
/1m.

AC/4083/80/L. 6 July 1945.

SUBJECT : Review of Cases.

TO : A.C. Liaison Officer, PALERMO
(for S.C.A.O. Sicily).

1. Reference S.C.A.O. letter CA-60/530 of 23 June 45 forwarding cases records of ADOLFI Francesco di Giovanni, BERNARDO Gino di Giuseppe, MACCOTTA Antonio fu Giuseppe and MACCOTTA Salvatore fu Giuseppe.

2. The cases have been reviewed and the sentences affirmed.

By command of Rear Admiral STONE:

J. Rees
J.E. REES,
Colonel,
Chief Legal Adviser.

42

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

Confirmation

4083/82

ALLIED MILITARY GOVERNMENT
PANTELLERIA

3A

CA-60/589

18 July 1945

TO : Col. E. MORTON,
Liaison Officer, AC.,
PALERMO

FROM : Capt. G. PARKER, M.N.,
A.M.G., Pantelleria

SUBJECT : Summary Military Court.

Herewith Form No. 4 in connection with Case No. 136, against MURA GIOVANNI fu Giuseppe.

G. PARKER, Capt.
S.C.A.C., Pantelleria

1st Ind.

LIAISON OFFICE, A.C., PALERMO

TO: HQ., A.C., A.P.O. 394
For: Legal Sub-Commission.

1. Forwarded.

2 AUG 1945

EDWARD MORTON
Lt.Col., C.E.
LIAISON OFFICER

41

MOD. N 4
(Riveduto)

FORM N. 4
(Revised)

GOVERNO MILITARE ALLEATO

CHARGE SHEET
FOGLIO D'ACCUSA

Place (Luogo) PANTELLERIA Date (Data) 9 July 1945

MURA GIOVANNI fu Giuseppe (Name of defendant) (Nome dell'accusato) Contrada Tracino 21 (Indirizzo) (Address)

IS HEREBY CHARGED WITH THE FOLLOWING OFFENSES:

è accusato delle seguenti offese:

First Charge: Violation Art.2, Para 26, Proc1. No.2

Particulars: Stealing barbed wire

Second Charge:

Particulars:

Third Charge:

Particulars:

TRADUZIONE

Prima Accusa: Violazione all'Art.2, Para 26, Proclama No. 2

Dettagli: Furto di filo spinato

Seconda Accusa:

Dettagli:

Terza Accusa:

Dettagli:

HEADQUARTERS A.C. CASE NO. 38

(Se non tradotto dall'ufficiale, dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura).

LE SUDDETTE ACCUSE SONO RIFERITE A PROCESSO DAVANTI IL TRIBUNALE MILITARE ALLEATO

Sommario (Generale/Superiore/Sommario). A PANTELLERIA (Indirizzo della Corte) ADDI' 13 Luglio 1945 (Data) H.

DI Luglio 1945, ALLE ORE 10 a.m. (Orario)

(Firma dell'individuo autorizzato)
G. PARKER, Capt.

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

(Name of defendant) (Nome dell'accusato) Contrada Trasimo 21 (Indirizzo) (Address)

IS HEREBY CHARGED WITH THE FOLLOWING OFFENSES:
è accusato delle seguenti offese:

First Charge: Violation Art.2, Para 2b, Procl. No.2

Particulars: Stealing barbed wire

Second Charge:

Particulars:

Third Charge:

Particulars:

TRADUZIONE

Prima Accusa: Violazione all'Art.2, Para 2b, Proclama No. 2

Dettagli: Furto di filo spinato

Seconda Accusa:

Dettagli:

Terza Accusa:

Dettagli:

HEADQUARTERS A.C. CASE NO. 38

(Se non tradotto dall'ufficiale, dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura).

LE SUDDETTE ACCUSE SONO RIFERITE A PROCESSO DAVANTI IL TRIBUNALE MILITARE ALLEATO

Sommario A PANTELLERIA ADDI' 13 Luglio 1945 H. 10
(Generale/Superiore Sommario), (Indirizzo della Corte) (Data)

DI Luglio 1945, ALLE ORE 10 a.m.
(Mese) (Orario)

(Firma dell'individuo autorizzato)
G. PARKER, Capt.

Ogni accusato di fronte ad un Tribunale Militare Alleato ha diritto:
(a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, sempre che egli lo desideri.
(b) Di consultare un avvocato prima del processo e se le esigenze militari permettono, di avere un avvocato in sua difesa durante il corso del processo stesso.
(c) Di fare richiesta al Tribunale per ottenere un periodo di tempo sufficiente per preparare la sua difesa, richiesta che il Tribunale può concedere o rigettare a propria discrezione;
(d) Di farsi accompagnare dinanzi al Tribunale da testimoni a sua difesa, se così desidera, o far richiesta di farli comparire per ordine del Tribunale;
(e) Di fornire prove a suo vantaggio durante il processo, ma non potrà essere costretto a fornirle.
(f) Di farsi tradurre i procedimenti per il suo beneficio quando egli non è capace di comprenderli diversamente.

RECORD OF PROCEEDINGS TO BE ENTERED ON REVERSE OR ON FORM 8

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

Ref. N 13

PROCEEDINGS

SUMMARY Military Court sitting at PANTELLERIA on July 13th 1915

Advocate for Accused None

Plea (s) of Accused:

1st Charge: N.G.

2nd Charge: ---

3rd Charge: ---

Summary of Prosecution Evidence: GIACALONE GASPARE, civil guard, saw accused carrying away from S. Leonardo, a roll of barbed wire. Accompanied him to CARABINIERI POST. Handed over accused with barbed wire to CC. RR.
CC. RR. confirmed Verbale

Summary of Defence Evidence (including any statement in mitigation): Found the barber wire on road. Did not tell Civil Guard that it had been given to him by a relation as stated on oath by the Civil Guard.

Verdict:

1st Charge: G.

2nd Charge: .....

3rd Charge: .....

Sentence: (separate on each charge):

1st Charge: 3 weeks Imprisonment: ******* lire fine to be paid by **********
term in default of payment —

2nd Charge: — Imprisonment: ..... lire fine to be paid by .....
term in default of payment .....

3rd Charge: — Imprisonment: ..... lire fine to be paid by .....
term in default of payment .....

Terms of imprisonment to be consecutive/concurrent/partly concurrent (if so, give details) .....
Ref 1.

Others orders (confiscation, restitution, etc.) None

(Signature of Presiding Officer)

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

2nd Charge: ---

3rd Charge: ---

Summary of Prosecution Evidence: GIACALONE GASPARE, civil guard, saw accused carrying away from S. Leonardo, a roll of barbed wire. Accompanied him to CARABINIERI POST. Handed over accused with barbed wire to CC. RR.
CC. RR. confirmed Verbale

Summary of Defence Evidence (including any statement in mitigation): Found the barber wire on road. Did not tell Civil Guard that it had been given to him by a relation as stated on oath by the Civil Guard.

Verdict:

1st Charge: G.

2nd Charge: .....

3rd Charge: .....

Sentence: (separate on each charge):

1st Charge: 3 weeks Imprisonment: ******* lire fine to be paid by **********

term in default of payment —

2nd Charge. ..... Imprisonment: ..... lire fine to be paid by .....

term in default of payment .....

3rd Charge: — Imprisonment: ..... lire fine to be paid by .....

term in default of payment .....

Terms of imprisonment to be consecutive/concurrent/partly concurrent (if so, give details) .....

Others orders (confiscation, restitution, etc.) None

(Signature of Presiding Officer)
G. PARKER, Capt.

DECISION ON REVIEW

CONVICTION AND SENTENCE AFFIRMED

Date: 18 AUG 1945 194...

(Signature of Reviewing Authority)
Col., Inf.,
Chief Judicial Officer.
for Chief Commissioner, Allied Commission

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

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

4083/82

ALLIED MILITARY GOVERNMENT
PANTELLERIA

OA-60/530

23 June 1945

TO : Col. EDWARD MORTON
Liaison Officer, A.C.,
PALERMO.

FROM : Capt. G. PARKER, M.N.
A.M.G., Pantelleria.

SUBJECT : Summary Military Court.

1. Herewith forms 2/4 in connection with cases Nos. 132 to 134 inclusive.

G. PARKER, Capt.,
S.C.A.O., Pantelleria.

1st IND.

HEADQUARTERS, A.C. PANTELLERIA

TO: Hq, A.C., APO 394
Attn: Legal Sub-Commission

1. Forwarded

LEGAL SUB-COMMISSION
CLO
DCLO
Chief
CLO
Ref

2 JUL 1945

EDWARD MORTON, Lt. Col., C.E.
Liaison Officer, A.C. 39

FORM No. 2/4

Governo Militare Alleato

FOGLIO DI ACCUSA

Place / Luogo: P A N T E L L E R I A

Date / Data: 13 June 1945

ALOISI FRANCESCO di Giovanni

Name of Defendant / Nome dell'accusato

Address / Indirizzo: contrada Lago (No., Street)

Pantelleria (Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge: Violation Art.1, Para 14, Procl. 2

Particulars: Interfer with military transportation by using U.S.Army truck (jeep) without permit.

Second charge: Violation Art. 2 para 26 Procl. No.2

Particulars: Stealing of flash-light and can from Jeep

TRADUZIONE

Prima accusa: Violazione art. 1 parag. 14, Proclama 2

Dettagli: Interrompe trasporti militari con l'uso, senza permesso, di un autoveicolo alleato.

Seconda accusa: Violazione Art. 2 parag. 26 Procl. 2

Dettagli: Furto di una lampadina elettrica e berretto dal Jeep appartenete a U.S. Army.

H.Q. AC 39

Giudice Tribunale Militare Inferiore o altro individuo autorizzato

CITAZIONE

G. PARKER, Capt.

Data: 14 Giugno 1945.

Name (Nome): ALOISI FRANCESCO di Giovanni

Address (Indirizzo): Contrada Lago - Pantelleria.

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario Superiore a P[illegible] (Indirizzo della Corte / Address of Court) addì 15 Giugno 1945. (Data - Date)

alle ore 10. a.m. (ore - hour) M sotto le suddette accuse: 38

Firma dell'individuo autorizzato

G. PARKER, Capt.,

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo

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

Name of Defendant
Nome dell'accusato

Address Contrada Lago
Indirizzo (No., Street)

Pantelleria
(Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge Violation Art.1, Para 1½, Procl. 2

Particulars: Interfer with military transportation by using U.S.Army truck (jeep) without permit.

Second charge Violation Art. 2 para 2b Procl. No.2

Particulars: Stealing of flash-light and can from jeep

T R A D U Z I O N E

Prima accusa: Violazione art. 1 parag. 1½, Proclama 2

Dettagli Interrompe trasporti militari con l'uso, senza permesso, di un autoveicolo alleato.

Seconda accusa: Violazione art. 2 parag. 2b Procl. 2

Dettagli Furto di una lampadina elettrica e berretto del Jeep appartenete a U.S. Army.

H & AC 39

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato
G. PARKER, Capt.

C I T A Z I O N E

Data 14 Giugno 1945.

Name (Nome) ALOISI FRANCESCO di Giovanni

Address (Indirizzo) Contrada Lago - Pantelleria.

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario Superiore a PANTELLERIA addi 15 Giugno 1945.
Indirizzo della Corte — Address of Court — Data - Date

alle ore 10. a.m. M sotto le suddette accuse; 38
ore - hour

Firma dell'individuo autorizzato
G. PARKER, Capt.,

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo. In ogni causa che porta con se la pena di morte il Tribunale Militare Generale, se l'accusato lo richiede, gli assegnerà un Ufficiale addetto alla Giustizia del Governo Militare Alleato per assistere nella difesa della causa oltre a tale altro avvocato che egli potrà scegliere;
c) Di fare richiesta al Tribunale per ottenere un periodo di tempo sufficiente per preparare la sua difesa, richiesta che il Tribunale può concedere o rigettare a propria discrezione;
d) Di farsi accompagnare dinanzi al Tribunale da testimoni a sua difesa, se così desidera, o far richiesta di farli comparire per ordine del Tribunale;
e) Di fornire evidenze a suo vantaggio durante il processo, ma non potrà essere costretto a fornirne;
f) Di farsi tradurre i procedimenti per il suo beneficio quando egli non è capace di comprenderli altrimenti.

[illegible]ERS A.C. CASE NO. 39

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

Ref. No. 134

PROCEEDINGS

Advocate for Accused ... NONE

SUMMARY OF EVIDENCE (Plea of not guilty) or OUTLINE OF FACTS (Plea of guilty)

Prosecution S/Sgt. D.R. Esposito, J2230422, 1920th Ord. Amm. Co., A.P.O. 528 left jeep on road near lake while he called at a nearby farm. Returning half an hour later found the jeep a kilometre from the spot at which it was left. His hat and an electric torch were missing.

CC.TR. confirmed their verbale that as the result of enquiries the accused was interrogated and confessed.

Defense (including any statement in mitigation) Wanted a joy ride so took the jeep. The torch and hat would have been useful.

134 (CASE No.) | June 15th 1945 (DATE OF TRIAL) | PANTELLERIA (PLACE OF TRIAL) | 16 years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	AND FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G	G	3 months	-	-	-	-
II	G	G	1 month	-	-	-	-
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.): Light sentence in view of age.

Prison to which committed Scauri.

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive ~~concurrent/partly concurrent~~

The total term of imprisonment is 4 months

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

the Jeep a kilometre from the spot at which it was left. His hat and an electric torch were missing.

CO.RR. confirmed their verbals that on the result of enquiries the accused was interrogated and confessed.

Defense (including any statement in mitigation) Wanted a joy rode so took the jeep. The torch and hat would have been useful.

134 (CASE No.)	June 15th 1945 (DATE OF TRIAL)	PANTELLERIA (PLACE OF TRIAL)	16 Years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIKE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G	G	3 months	-	-	-	-
II	G	G	1 month	-	-	-	-
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.): Light sentence in view of age.

Prison to which committed Scauri.

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive ~~concurrent/partly concurrent~~.

The total term of imprisonment is 4 months.

* Use extra sheets where facts or evidence are lengthy or complicated.

(Signature of Presiding Officer)
G. PARKER, Capt.

DECISION ON REVIEW

CONVICTION AND SENTENCE AFFIRMED

Date: 5 July 1945

(Signature of reviewing authority)
Chief Judicial Officer,
for Chief Commissioner, Allied Commission

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

FORM No. 2/4

Governo Militare Alleato

FOGLIO DI ACCUSA

Place / Luogo: PANTELLERIA

Date / Data: 14 June 1945

BERNARDO GINO di Giuseppe
Name of Defendant / Nome dell'accusato

Contrada Kamma fuori
Address / Indirizzo (No., Street)

PANTELLERIA
(Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge: Violation Art. No. 2, Para 32, Procl. No. 2

Particulars: Illegal possession of military tires

Second charge:

Particulars:

TRADUZIONE

Prima accusa: Violazione Art. No 2, Para 32, Procl. No. 2

Dettagli: Possesso illegale di copertoni militari.

Seconda accusa:

Dettagli:

G. PARKER, Capt.
Giudice, Tribunale Militare Inferiore o altro individuo autorizzato

CITAZIONE

Data: 14 June 1945

Name (Nome): BERNARDO GINO di Giuseppe

Address (Indirizzo): Contrada Kamma fuori

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario/~~Superiore~~ a PANTELLERIA addi 15 Giugno 1945 37
Indirizzo della Corte / Address of Court / Data - Date

alle ore 10 a.m. M sotto le suddette accuse:
ore - hour

Firma dell'individuo autorizzato
G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

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

Name of Defendant
Nome dell'accusato

Address
Indirizzo (No., Street)

PANTELLERIA
(Commune, Province)

Is hereby charged with the following offenses:
e accusato delle offese seguenti:

First charge Violation Art. No. 2, Para 39, Procl. No. 2

Particulars: Illegal possession of military tires

Second charge

Particulars:

T R A D U Z I O N E

Prima accusa: Violazione art. No 2, Para 39, Procl. No. 2

Dettagli: Possesso illegale di copertoni militari.

Seconda accusa:

Dettagli

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato
G. FARREN, Capt.

C I T A Z I O N E

Data 14 June 1945

Name (Nome) BERNARDO GINO di Giuseppe

Address (Indirizzo) Contrada Kauma fuori

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario ~~Superiore~~ a PANTELLERIA addi 15 Giugno 1945
Indirizzo della Corte — Address of Court — Data - Date

alle ore 10 a.m.
ore - hour

M sotto le suddette accuse.

Firma dell'individuo autorizzato
G. FARREN, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo. In ogni causa che porta con sè la pena di morte il Tribunale Militare Generale, se l'accusato lo richiede, gli assegnerà un Ufficiale addetto alla Giustizia del Governo Militare Alleato per assistere nella difesa della causa oltre a tale altro avvocato che egli potrà scegliere;
c) Di fare richiesta al Tribunale per ottenere un periodo di tempo sufficiente per preparare la sua difesa, richiesta che il Tribunale può concedere o rigettare a propria discrezione;
d) Di farsi accompagnare dinanzi al Tribunale da testimoni a sua difesa, se così desidera, o far richiesta di farli comparire per ordine del Tribunale;
e) Di fornire evidenze a suo vantaggio durante il processo, ma non potrà essere costretto a fornirne;
f) Di farsi tradurre i procedimenti per il suo beneficio quando egli non è capace di comprenderli altrimenti.

37

40

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

Ref. No. 135

PROCEEDINGS

Advocate for Accused NONE

SUMMARY OF EVIDENCE (Plea of not guilty) or OUTLINE OF FACTS (Plea of guilty)

Prosecution CC.RR. confirmed verbale, made a perquisition in house of accused and found three Italian military tyres. They had not been declared in accordance with the order issued by A.M.G. on Feb. 6th 1945.

Defense (including any statement in mitigation) Found the tyres at the time of the capture of the island and was ignorant of the order requiring them to be declared.

135 (CASE No.) | June 15th 1945 (DATE OF TRIAL) | PANTELLERIA (PLACE OF TRIAL) | 23 years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIEU FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G	G	One month	-	-	-	-
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed Scauri .

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent.

The total term of imprisonment is One month.

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

[illegible] Italian military tyres. They had not been declared in accordance with the order issued by A.M.G. on Feb. 6th 1945.

Defense (including any statement in mitigation) Found the tyres at the time of the capture of the island and was ignorant of the order requiring them to be declared.

177 (CASE No.)			June 16th 1945 (DATE OF TRIAL)		PANTELLERIA (PLACE OF TRIAL)		21 years (AGE OF ACCUSED)
CHARGE	PLEA	FINDING	IMPRISONMENT	LIFE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G	G	One month	-	-	-	-
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed Scauri .

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is One month..

* Use extra sheets where facts or evidence are lengthy or complicated.

(Signature of Presiding Officer)
G. PARKER, Capt.,

DECISION ON REVIEW

CONVICTION AND SENTENCE AFFIRMED

Col. INF
Chief Judicial Officer,
for Chief Commissioner, Allied Commission.

Date: 194

(Signature of Reviewing Authority)

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

FORM No. 2-4

Governo Militare Alleato

FOGLIO DI ACCUSA

Place / Luogo: PANTELLERIA

Date / Data: 28 Maggio 1945

Name of Defendant / Nome dell'accusato: MACCOTTA ANTONIO fu Giuseppe

Address / Indirizzo: Contrada Rukhia 17 (No., Street) PANTELLERIA (Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge: Violation Art. 1 para 5 Procl. No.2 and further Notice issued by CAO on Sept.24

Particulars: Illegal possession of explosives.

Second charge

Particulars:

TRADUZIONE

Prima accusa: Violazione Art.1 para 5 Proclama 2 e inoltre avviso emanato dal CAO il 24 Se 4

Dettagli: Illegale possesso di esplosivi.

Seconda accusa:

Dettagli

Giudice Tribunale Militare Inferiore o altro individuo autorizzato
G. PASSER, Capt.
S.C.A.O.

CITAZIONE

Data: 28 Maggio 1945

Name (Nome): MACCOTTA ANTONIO fu Giuseppe

Address (Indirizzo): Rukhia 17. Pantelleria.

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario Superiore a SCAURI addi 1. Giugno 1945.
(Indirizzo della Corte - Address of Court - Data - Date)

alle ore 10 a.m. (ore - hour) M sotto le suddette Accuse: 36

Giudice Tribunale Militare Inferiore o altro individuo autorizzato
G. PASSER, Capt.
S.C.A.O.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura.

Ogni accusato di fronte ad un Tribunale Militare ha diritto:
a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;

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

Name of Defendant
Nome dell'accusato

Address
Indirizzo (No., Street)

PANTELLERIA
(Commune, Province)

Is hereby charged with the following offenses:
e accusato delle offese seguenti:

First charge: Violation Art. 1 para 5 Procl. No.2 and further Notice issued by CAO on Sept.24

Particulars: ~~Vicus~~ Illegal possession of explosives.

Second charge

Particulars:

T R A D U Z I O N E

Prima accusa: Violazione Art.1 para 5 Proclama 2 e inoltre avviso emanato dal CAO il 24 Se 4

Dettagli: Illegale possesso di esplosivi.

Seconda accusa:

Dettagli

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato
G. PARKER, Capt.
S.C.A.O.

C I T A Z I O N E

Data: 28 Maggio 1945

Name (Nome): MACCOTTA ANTONIO fu Giuseppe

Address (Indirizzo): Rukhia 17, Pantelleria.

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario Superiore a ~~XXXXXX~~ SCAURI addi 1. Giugno 1945.
Indirizzo della Corte - Address of Court - Data - Date

alle ore 10 a.m. M sotto le suddette accuse: 36
ore - hour

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato
G. PARKER, Capt.
S.C.A.O.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura.

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo. In ogni causa che porta con sè la pena di morte il Tribunale Militare Generale, se l'accusato lo richiede, gli assegnerà un Ufficiale addetto alla Giustizia del Governo Militare Alleato per assistere nella difesa della causa oltre a tale altro avvocato che egli potrà scegliere;
c) Di fare richiesta al Tribunale per ottenere un periodo di tempo sufficiente per preparare la sua difesa, richiesta che il Tribunale può concedere o rigettare a propria discrezione;
d) Di farsi accompagnare dinanzi al Tribunale da testimoni a sua difesa, se così desidera, o far richiesta di farli comparire per ordine del Tribunale;
e) Di fornire evidenze a suo vantaggio durante il processo, ma non potrà essere costretto a fornirne;
f) Di farsi tradurre i procedimenti per il suo beneficio quando egli non è capace di comprenderli altrimenti.

HEADQUARTERS A.C. CASE NO. 41

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

Ref. No. 132

PROCEEDINGS

Advocate for Accused NONE

---

* SUMMARY OF EVIDENCE (Plea of not guilty) or OUTLINE OF FACTS (Plea of guilty)

Prosecution CC.RR. confirmed Verbale that when making perquisition for other goods, the ammunition was found.

Defense (inc)uding any statement in mitigation) Had found the ammunition in a field near camp and took it into house to prevent children playing with it.

132 (CASE No.)	June 8th 1945 (DATE OF TRIAL)	SCIURI (PLACE OF TRIAL)	50 years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIRE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.		1,000.-	4 months	2 weeks	
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.): Very poor and with large family.

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutivel concurrentlpartly concurrent:

The total term of imprisonment is

Court Rec

* Insert where facts or evidence are

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

Prosecution Cpl. R. Confirmed Verbale that when making perquisition for other goods, the ammunition was found.

Defense (including any statement in mitigation) Had found the ammunition in a field near camp and took it into house to prevent children playing with it.

132 (CASE No.)	June 8th 1945 (DATE OF TRIAL)	SCAIRI (PLACE OF TRIAL)	50 Years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIRE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.		1,000.-	4 months	2 weeks	
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.): Very poor and with large family.

Prison to which committed .....

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent: .....

The total term of imprisonment is .....

* Use extra sheets where facts or evidence are lengthy or complicated.

(Signature of Presiding Officer)
G. PARKER, Capt.

DECISION ON REVIEW

CONVICTION AND SENTENCE AFFIRMED

Col. INF
Chief Judicial Officer.

Date ..... 194.. .....for Chief Commissioner, Allied Commission.
(Signature of Reviewing Authority)

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

FORM No. 2/4

Governo Militare Alleato

FOGLIO DI ACCUSA

Place PANTELLERIA
Luogo

Date 14 Giugno 1945.
Data

MACCOTTA SALVATORE fu Giuseppe
Name of Defendant
Nome dell'accusato

Pantelleria
Address Contrada Kadiugia -
Indirizzo (No., Street)
Pantelleria.
(Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge Violation para 5 art. 1 Procl. NO.2

Particulars: Illegal possession of fire arm (rifle)

Second charge

Particulars:

TRADUZIONE

Prima accusa: Violazione comma 5 art. 1 Proclama No.2

Dettagli Illegale possesso di arma da fuoco (moschetto militare)

Seconda accusa:

Dettagli

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato
G. PARKER, Capt.

CITAZIONE

Data 14 Giugno 1945

Name (Nome) MACCOTTA SALVATORE fu Giuseppe

Address (Indirizzo) Contrada Kadiugia - Pantelleria.

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario ~~Superiore~~ a PANTELLERIA addi 15 Giugno 1945.
Indirizzo della Corte Address of Court Data - Date

alle ore 10 a.m. M sotto le suddette accuse: 35
ore - hour

Firma dell'individuo autorizzato
G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

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

Name of Defendant
Nome dell'accusato

Address Contrada Kadiugia -
Indirizzo (No. Street)
Pantelleria.
(Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge Violation para 5 art. 1 Procl. NO.2

Particulars: Illegal possession of fire arm (rifle)

Second charge

Particulars:

TRADUZIONE

Prima accusa: Violazione comma 5 art. 1 Proclama No.2

Dettagli Illegale possesso di arma da fuoco (moschetto militare)

Seconda accusa:

Dettagli

Giudice Tribunale Militare Inferiore o altro individuo autorizzato
G. PARKER, Capt.

CITAZIONE

Data 14 Giugno 1945

Name (Nome) RACCOTTA SALVATORE fu Giuseppe

Address (Indirizzo) Contrada Kadiugia - Pantelleria.

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario ~~Superiore~~ a PANTELLERIA addì 15 Giugno 1945.
Indirizzo della Corte Address of Court Data Date

alle ore 10 a.m. M sotto le suddette accuse. 35
ore - hour

Firma dell'individuo autorizzato
G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo. In ogni causa che porta con sè la pena di morte il Tribunale Militare Generale, se l'accusato lo richiede, gli assegnerà un Ufficiale addetto alla Giustizia del Governo Militare Alleato per assistere nella difesa della causa oltre a tale altro avvocato che egli potrà scegliere;
c) Di fare richiesta al Tribunale per ottenere un periodo di tempo sufficiente per preparare la sua difesa, richiesta che il Tribunale può concedere o rigettare a propria discrezione;
d) Di farsi accompagnare dinanzi al Tribunale da testimoni a sua difesa, se così desidera, o far richiesta di farli comparire per ordine del Tribunale;
e) Di fornire evidenze a suo vantaggio durante il processo, ma non potrà essere costretto a fornirne;
f) Di farsi tradurre i procedimenti per il suo beneficio quando egli non è capace di comprenderli altrimenti.

HEADQ... ...AS A.G. CASE NO. 42

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

Ref. No. 133

PROCEEDINGS

Advocate for Accused NONE

* SUMMARY OF EVIDENCE (Plea of not guilty) or OUTLINE OF FACTS (Plea of guilty)

Prosecution CC.RR. Confirmed Verbale that during perquisition for other material the rifle was found in house of accused.

Defense (including any statement in mitigation) His wife had taken the rifle into the house and accused had no knowledge it was there.

133 (CASE No.)	June 15th 1945 (DATE OF TRIAL)	PANTELLERIA (PLACE OF TRIAL)	46 years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIRE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.		1,000.-	25 June	2 Weeks	June 22/43
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

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

rifle was found in house of accused.

Defense (including any statement in mitigation) His wife had taken the rifle into the house and accused had no knowledge it was there.

133 (CASE No.)			June 15th 1945 (DATE OF TRIAL)		PAUTALERIA (PLACE OF TRIAL)		40 years (AGE OF ACCUSED)
CHARGE	PLEA	FINDING	IMPRISONMENT	LIKE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.		1,000.-	25 June	2 Weeks	June 22/45
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutivel concurrentlpartly concurrent:

The total term of imprisonment is

(Signature of Presiding Officer)
G. PAPPER, Capt.

* Use extra sheets where facts or evidence are lengthy or complicated.

DECISION ON REVIEW

CONVICTION AND SENTENCE AFFIRMED

Col. INF
Chief Judicial Officer,
for Chief Commissioner, Allied Commission.
(Signature of Reviewing Authority)

Date 194

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

FORM N° 8

REFERENCE No.

ALLIED MILITARY GOVERNMENT

PROCEEDINGS OF AN ALLIED MILITARY COURT

held at CAO's Office, Lampedusa

before Major A. Watts

on the 30th day of November 1945

(Name & rank of member or members costituting the Court)

A Summary Military Court

ACCUSED

Name: DI MICELI Giovanni — Address: Lampedusa — Age: 35

Name: — Address: — Age:

Name: — Address: — Age:

Interpreter: —

Prosecutor: Sub/Lt Tomasi, Virgilio

Advocate for Accused: Prof. Dom F. Perry

CHARGES AND PLEAS

(When possible, Summons or Charge Sheet will be attached)

Name of Accused	Charged under (Specify Proc or Order and Sec)	PARTICULARS (Give date, time, place, quantities)	PLEA (G or NG)
DI MICELI Giovanni	Art. 624 + 61(5) CPC + Local Order of Nov. 11, 1943	Illegal possession of a quantity of mechanical and other material, also large quantities of naftа	NG

In Column 1 set out name(s) of accused person(s) and opposite each name set out charge(s) against that person and plea to each charge.

EVIDENCE FOR PROSECUTION

(If not sufficient space below, attach other sheets)

Public Record Office exhibit. CCR Section 3.3/UND No. 785016

A ..... Military Court

ACCUSED

Name: DI MICELI Giovanni Address: Lampedusa Age: 35

Name: Address: Age:

Name: Address: Age:

Interpreter: —

Prosecutor: Sub/Lt Tomasi, Virgilio

Advocate for Accused: Prof. Don F. Pery

CHARGES AND PLEAS

(When possible, Summons or Charge Sheet will be attached)

Name of Accused	Charged under (Specify Proc or Order and Sec)	PARTICULARS (Give date, time, place, quantities)	PLEA (G or NG)
DI MICELI Giovanni	Art. 624 + 61(5) CPC + Local Order of Nov. 11, 1943	Illegal possession of a quantity of mechanical and other material, also large quantities of nafta	NG

In Column 1 set out name(s) of accused person(s) and opposite each name set out charge(s) against that person and plea to each charge.

EVIDENCE FOR PROSECUTION

(If not sufficient space below, attach other sheets)

Material found during search by CCRR, including dynamo concealed in horse's manger and 29 containers of nafta undeclared under Order of 11 Nov. 43. Accused was in position of trust as head of mechanical equipment stores. Evidence produced to show that after arrest accused tried to induce a witness to remove concealed dynamo and replace it in stores. Corroborative evidence was given

[illegible] A.C. CASE NO. 43

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

EVIDENCE FOR DEFENCE

Defence was denial unsupported by evidence

On what authority is property acquired at a low rate, not affected by the subject of a charge under Art. 624 legislated ?

Can the property acquired from former CAO persons with regard which some reduced to proper authority with out having a charge or even of the instance from which it was effected

REMARKS OF COURT

(Comments on evidence, reasons for severity or leniency, etc.)

Minimum sentence as accused had no precedents. Owing to likelihood that other material still hidden, as suggested by certain evidence, sequestration was ordered of large quantity material held by accused through purchase at low prices or by gift of former CAO

FINDINGS AND SENTENCE OF COURT

Name of Accused	Charge	G or NG	Imprisonment	Fine	Fine to be paid by	Term in default
DI MICELI Giovanni	Art. 624 + 61(5) CPC	G	1 year	-	-	-
	Loc. Order of 11.11.43	G	-	L. 10,000	-	-
(Sentence suspended later on and steps taken to obtain lunatic asylum at Agrigento)			prisoner's becoming insane his admission to		to State	

Where two or more terms of imprisonment (other than a term of imprisonment in default of payment of fine) are imposed on any accused, here state whether terms are *consecutive, concurrent or partly consecutive and partly* concurrent (in last event give particulars)

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

REMARKS OF COURT

(Comments on evidence, reasons for severity or leniency, etc.)

Minimum sentence as accused had no precedents. Owing to likelihood that other material still hidden, as suggested by certain evidence, sequestration was ordered of large quantity material held by accused through purchase at low prices or by gift of former CAO

FINDINGS AND SENTENCE OF COURT

Name of Accused	Charge	G or NG	Imprisonment	Fine	Fine to be paid by	Term in default
DI MICELI Giovanni	Art. 624 + 61(5) CPC	G	1 year	-	-	-
	Loc. Order of 11.11.43	G	-	L. 10,000	-	-
(Sentence suspended later on and steps taken to obtain lunatic asylum at Agrigento)			prisoner's becoming insane his admission to State			

Where two or more terms of imprisonment (other than a term of imprisonment in default of payment of fine) are imposed on any accused, here state whether terms are *consecutive, concurrent or partly consecutive and partly concurrent* (in last event give particulars)

Other orders (confiscation, restitution, etc.)

Angus Butterworth Major
(Signature)

DECISION ON REVIEW

Conviction affirmed. Sentence suspended provided accused reports daily to local police or as may be subsequently directed by C.A.O.

Geo Lockhart Lt. Col.
Chief Judicial Officer
for Chief Commissioner

Date: 20 June 1945

(Signature of Reviewing Authority)

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

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

GOVERNO MILITARE ALLEATO
LAMPEDUSA

4083/82

7 June 1945

Oggetto: AG/4083/82/L
dated 30 April 1945

Al:

Receipt is acknowledged of amendments to consilidated instructions. May a further supply of Form No 2 be forwarded to this office please. Enclosed are records of trials ~~Six~~ of LORILLO Giuseppe, BOLOGNA Fabia & MANINO Giovanni. These trials took place before receipt of your letter but the comments in paragraphs 2 & 3 have been noticed for future occasions; it was considered inadvisable to alter the present records at a date subsequent to the trial itself.

As regards the case of DI MICELI, the proceedings took place during the time of my predecessor Major A. Watts; However I have managed to obtain certain information from other sources. The property sequestrated was all captured war material from the Italian armed forces formerly in occupation of this island and appears to have been obtained at a very low price from a former C.A.O. Lieut. Anthony Ingrassia (some of the material may even have been a gift!). Unfortunately Lieut Ingrassia has left very incomplete records of the transaction; In the circumstances Major Watts decided not to proceed against the accused in respect of material alleged to have been sold or given to the accused by Lieut Ingrassia. For your information, the police record of the Di Micheli family is very unsatisfactory.

As regards the accused Di Micheli Giovanni, he is alleged to have attempted suicide whilst in prison awaiting trial and has since been confined in the provincial lunatic asylum. He is now about to be released & returned to this island. Medical opinion advises that he should be permitted to stay under the control of his family, instead of serving his sentence in the local prison. The local police are agreeable to this course being taken provided he reports to them daily. Major A. Watts, before departing, was also of the same opinion. So I would like to recommend clemency, when this case is considered.

In accordance with instructions BLANDINA Ignazio has been released.

Signed C.A.G. Moore.

Captain C.A.G. Moore. C.A.O. Lampedusa.

FORM N° 8

REFERENCE No.

ALLIED MILITARY GOVERNMENT

PROCEDINGS OF AN ALLIED MILITARY COURT

held at CAO's Office, Lampedusa on the 13th day of March 1945

before (Name & rank of member or members costituting the Court)

A Summary Military Court

ACCUSED

Name: BOLOGNA, Fabio Address: Lampedusa Age: 23

Name: MANINO, Giovanni Address: Lampedusa Age: 73

Name: Address: Age:

Interpreter: -

Prosecutor: S. Tenente Tomasi Virgilio

Advocate for Accused: Prof. Don F. Bory

CHARGES AND PLEAS

(When possible, Summons or Charge Sheet will be attached)

Name of Accused	Charged under (Specify Proc or Order and Sec)	PARTICULARS (Give date, time, place, quantities)	PLEA (G or NG)
BOLOGNA, Fabio	Art 624-625(7) + 61 (5) CPC	Theft of beams from bomb-damaged houses	NG
MANINO, Giovanni	"	"	"

In Column 1 set out name(s) of accused person(s) and opposite each name set out charge(s) against that person and plea to each charge.

EVIDENCE FOR PROSECUTION

(If not sufficient space below, attach other sheets)

32

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

Name: BOLOGNA, Fabio — Address: Lampedusa — Age: 23
Name: MANINO, Giovanni — Address: Lampedusa — Age: 73
Name: — Address: — Age:
Interpreter: —
Prosecutor: S. Tenente Tonazzi Virgilio
Advocate for Accused: Prof. Ten. F. Perry

CHARGES AND PLEAS

(When possible, Summons or Charge Sheet will be attached)

Name of Accused	Charged under (Specify Proc or Order and Sec)	PARTICULARS (Give date, time, place, quantities)	PLEA (G or NG)
BOLOGNA, Fabio	Art 634-625(7) + 61 (5) CPC	Theft of beams from bomb-damaged house	NG
MANINO, Giovanni	"	"	"

32

In Column 1 set out name(s) of accused person(s) and opposite each name set out charge(s) against that person and plea to each charge.

EVIDENCE FOR PROSECUTION

(If not sufficient space below, attach other sheets)

On information received searched houses of accused revealed large quantity chopped wood in theft of BOLOGNA and pieces of beam, which expert evidence showed to correspond with stolen timber, being unusually pitchpine. Black marks fresh disprove of accused's statement that he found wood in sea. Search of MANINO's house gave no result and, only police evidence being unnamed informer, prosecution withdrew.

[illegible] A.G. CASE NO. 44

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

EVIDENCE FOR DEFENCE

Defence was unsupported denial

REMARKS OF COURT

(Comments on evidence, reasons for severity or leniency, etc.)

Though BOLOGNA had no previous convictions, police gave him generally bad character.

FINDINGS AND SENTENCE OF COURT

Name of Accused	Charge	G or NG	Imprisonment	Fine	Fine to be paid by	Term in default
BOLOGNA, Fabio	Theft	G	6 months	—	—	—
MANNO, Giovanni	"	NG	—	—	—	—

Where two or more terms of imprisonment (other than a term of imprisonment in default of payment of fine) are imposed on any accused, here state whether terms are *consecutive, concurrent or partly consecutive and partly concurrent* (in last event give particulars):

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

REMARKS OF COURT

(Comments on evidence, reasons for severity or leniency, etc.)

Thought BOLOGNA had no previous convictions, police gave him generally bad character.

FINDINGS AND SENTENCE OF COURT

Name of Accused	Charge	G or NG	Imprisonment	Fine	Fine to be paid by	Term in default
BOLOGNA, Fabio	Theft	G	6 months	—	—	—
MARINO, Giovanni	"	NG	—	—	—	—

Where two or more terms of imprisonment (other than a term of imprisonment in default of payment of fine) are imposed on any accused, here state whether terms are *consecutive, concurrent or partly consecutive and partly concurrent* (in last event give particulars)

Other orders (confiscation, restitution, etc.)

Augustus Mayo

(Signature)

DECISION ON REVIEW

CONVICTION AND SENTENCE AFFIRMED

Glen Ashford

Lt. Col.
Chief Judicial Officer,
for Chief Commissioner, Allied Commission

Date: 20 June 1945

(Signature of Reviewing Authority)

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

FORM N° 8

REFERENCE No. 1

ALLIED MILITARY GOVERNMENT

PROCEEDINGS OF AN ALLIED MILITARY COURT

held at Lampedusa on the 15th day of May 1945

before Capt C.A.G. Moore
(Name & rank of member or members costituting the Court)

A Summary Military Court

ACCUSED

Name: LORILLO Gaetano Address: Via Maurici Age: 26 years.
Name: Address: Lampedusa Age:
Name: Address: Age:
Interpreter:
Prosecutor: S/Ten Tomasi Vigilio
Advocate for Accused: Prof Dom. F. Peirg.

CHARGES AND PLEAS

(When possible, Summons or Charge Sheet will be attached)

Name of Accused	Charged under (Specify Proc or Order and Sec)	PARTICULARS (Give date, time, place, quantities)	PLEA (G or NG)
1 LORILLO Gaetano.	Art 624 & 625 No 1 & 2 & Art 61 No 5 of C.P.C.	Theft of 4 chicken on 3 different occasions from Di Micele Gaetano	G.

In Column 1 set out name(s) of accused person(s) and opposite each name set out charge(s) against that person and plea to each charge.

EVIDENCE FOR PROSECUTION

(If not sufficient space below, attach other sheets)

31

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

Name: LORILLO Giuseppe Address: Via Manna Age: 26 years.
Name: Address: Lampedusa Age:
Name: Address: Age:
Interpreter:
Prosecutor: S/Lieu Tomasi Virgilio
Advocate for Accused: Prof Dom. F. Peirz.

CHARGES AND PLEAS

(When possible, Summons or Charge Sheet will be attached)

Name of Accused	Charged under (Specify Proc or Order and Sec)	PARTICULARS (Give date, time, place, quantities)	PLEA (G or NG)
E LORILLO Giuseppe.	Art 624 & 625 No 1 & 2 & Art 61 No 5 of C.P.C.	Theft of 4 chickens on 3 different occasions from Di Micali Giuseppe	G.

In Column 1 set out name(s) of accused person(s) and opposite each name set out charge(s) against that person and plea to each charge.

EVIDENCE FOR PROSECUTION

(If not sufficient space below, attach other sheets)

Accd. who earns good money, stole 4 chickens from Di Micali Giuseppe. The chickens were found dead & in a putrified state on Accd's premises.

31

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

HEADQUARTERS A.C. BASE NO. 45

EVIDENCE FOR DEFENCE

REMARKS OF COURT

(Comments on evidence, reasons for severity or leniency, etc.)

FINDINGS AND SENTENCE OF COURT

Name of Accused	Charge	G or NG	Imprisonment	Fine	Fine to be paid by	Term in default
LORILLO Giuseppe	Theft (aggravated)	G.	1 year from date of arrest.			

Where two or more terms of imprisonment (other than a term of imprisonment in default of payment of fine) are imposed on any accused, here state whether terms are *consecutive, concurrent or partly consecutive and partly concurrent* (in last event give particulars)

Other orders (applications, restitution, etc.) Deportation from Louisiana

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

REMARKS OF COURT

(Comments on evidence, reasons for severity or leniency, etc.)

FINDINGS AND SENTENCE OF COURT

Name of Accused	Charge	G or NG	Imprisonment	Fine	Fine to be paid by	Term in default
LORILLO Giuseppe	Theft (aggravated)	G.	1 year from date of arrest.			

Where two or more terms of imprisonment (other than a term of imprisonment in default of payment of fine) are imposed on any accused, here state whether terms are *consecutive, concurrent or partly consecutive and partly concurrent* (in last event give particulars)

Other orders (confiscation, restitution, etc.) Defatation from Lampedusa to place of Birth.
Lire 2000 Damages to be paid to Di Miceli Giuseppe.

(Signature)

DECISION ON REVIEW

CONVICTION AND SENTENCE AFFIRMED

Date: 20 June 1945

Lt Col.
Chief Judicial Officer,
for Chief Commissioner, Allied Commission.
(Signature of Reviewing Authority)

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

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

4083/82

OFFICE OF A.C. LIAISON OFFICER
c/o N.O.B.
PALERMO

RF
13 June 1945

SUBJECT: Summary Military Court.

TO : Headquarters Allied Commission
Legal Sub-Commission.

1. Forwarded herewith are forms 2/4 in respect of cases Nos.130 and 131 tried on the 1 June 1945 at Pantelleria by Captain Parker.

EDWARD MORTON
Lt. Col. C.E.
Liaison Officer.

LEGAL SUB COMMISION
CLO
DCLO
Chief Counsel
CJO
Italian Section
CLERKS
18 JUN 1945

30

FORM No. 2/4

Governo Militare Alleato

FOGLIO DI ACCUSA

Place / Luogo: PANTELLERIA

Date / Data: 28 Maggio 1945.

Name of Defendant / Nome dell'accusato: LO PINTO ANTONINO di G. Battista.

Address / Indirizzo: Pantelleria Caffaro - (No., Street) (Commune, Province)

Is hereby charged with the following offenses:
e accusato delle offese seguenti:

First charge: Violation art. 1, para 5, Procl. 2.

Particulars: Fishing by explosives.

Second charge:

Particulars:

TRADUZIONE

Prima accusa: Violazione art.1, para 5. Proclama 2.

Dettagli: Pesca mediante l'uso di esplosivi.

Seconda accusa:

Dettagli:

HQ AC 46

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato

G. PARKER, Capt.,
S.C.A.O.

CITAZIONE

Data: 28 Maggio 1945

Name (Nome): LO PINTO ANTONINO di G. Battista

Address (Indirizzo): Pantelleria - Caffaro.

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario ~~Superiore~~ a SCAURI (Indirizzo della Corte / Address of Court) addì 1. Giugno 1945. (Data - Date)

alle ore 10 a.m. (ore - hour) M sotto le suddette accuse.

Firma dell'individuo autorizzato

G. PARKER, Capt.,
S.C.A.O.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo.

29

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

Nome dell'accusato ..... Indirizzo ..... (No., Street)

..... (Commune, Province)

Is hereby charged with the following offenses:
e accusato delle offese seguenti:

First charge Violation art. 1, para 5, Procl. 2.

Particulars: Fishing by explosives.

Second charge .....

Particulars: .....

TRADUZIONE

Prima accusa: Violazione art.1, para 5. Proclama 2.

Dettagli Pesca mediante l'uso di esplosivi.

Seconda accusa: .....

Dettagli .....

HQ AC 46

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato
G. PARKER, Capt.,
S.C.A.O.

CITAZIONE

Data 28 Maggio 1945

Name (Nome) LO PIANO ANTONINO di G. Battista

Address (Indirizzo) Pantelleria - Caffaro.

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario ~~Superiore~~ a SCAUSI (Indirizzo della Corte / Address of Court) addì 1. Giugno 1945. (Data - Date)

alle ore 10 a.m. (ore - hour) M sotto le suddette accuse.

Firma dell'individuo autorizzato
G. PARKER, Capt.,
S.C.A.O.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo. In ogni causa che porta con sè la pena di morte il Tribunale Militare Generale, se l'accusato lo richiede, gli assegnerà un Ufficiale addetto alla Giustizia del Governo Militare Alleato per assistere nella difesa della causa oltre a tale altro avvocato che egli potrà scegliere;
c) Di fare richiesta al Tribunale per ottenere un periodo di tempo sufficiente per preparare la sua difesa, richiesta che il Tribunale può concedere o rigettare a propria discrezione;
d) Di farsi accompagnare dinanzi al Tribunale da testimoni a sua difesa, se così desidera, o far richiesta di farli comparire per ordine del Tribunale;
e) Di fornire evidenze a suo vantaggio durante il processo, ma non potrà essere costretto a fornirne;
f) Di farsi tradurre i procedimenti per il suo beneficio quando egli non è capace di comprenderli altrimenti.

29

...RS A.G. CASE NO. 46

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

Ref. No. 130

PROCEEDINGS

Advocate for Accused NIL

SUMMARY OF EVIDENCE (Plea of not guilty) or OUTLINE OF FACTS (Plea of guilty)

Prosecution Seen by C.C. to throw explosive in water and take fish.

Defense (including any statement in mitigation) Did not know was breaking law.

130 (CASE No.)	June 1st (DATE OF TRIAL)	SCAURI (PLACE OF TRIAL)	14 years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIRE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.	----	1,000.-	at once	CC.RR. surveillance two weeks	1/6/45
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.): Lire 100 for which fish was sold confiscated and handed to Commune to use to buy school material for necessitous children.

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

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

Prosecution Seen by G.I. to throw explosive in water and take fish.

Defense (including any statement in mitigation) Did not know was breaking law.

130 (CASE No.)	June 1st (DATE OF TRIAL)	SCAURI (PLACE OF TRIAL)	14 years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIRE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.	----	1,000.-	at once	CC.RR. surveillance two weeks	1/6/45
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.): Lire 100 for which fish was sold confiscated and handed to Commune to use to buy school material for necessitous children.

Prison to which committed .....

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is .....

(Signature of Presiding Officer)

G. PARKER, Capt.

* Use extra sheets where facts or evidence are lengthy or complicated.

DECISION ON REVIEW

CONVICTION AND SENTENCE AFFIRMED

Lt. Col.

Chief Judicial Officer,

for Chief Commissioner, Allied Commission

(Signature of Reviewing Authority)

Date 18 June 1945

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

FORM No. 2/4

Governo Militare Alleato

FOGLIO DI ACCUSA

Place / Luogo: PANTELLERIA

Date / Data: 28 Maggio 1945

Name of Defendant / Nome dell'accusato: BUSETTA ANTONINO di Nicolo'

Address / Indirizzo: Contrada Scauri Sotto Kuddia 15

PANTELLERIA (No., Street / Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge: Violation art. 1 para 5 Procl. No.2.

Particulars: Fishing by explosives, possession of explosives

Second charge:

Particulars:

TRADUZIONE

Prima accusa: Violazione art. 1 para 5 Procl. No.2

Dettagli: Pesca mediante bombe, possesso di esplosivi.

Seconda accusa:

Dettagli:

HQ 247

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato

CITAZIONE

G. PARKER, Capt.,
S.C.A.O.

Data: 28 Maggio 1945

Name (Nome): BUSETTA ANTONINO di Nicolo'.-

Address (Indirizzo): Pantelleria - Contrada Scauri Sotto Kuddia 15.

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario ~~Superiore~~ a SCAURI (Indirizzo della Corte / Address of Court) addì 1. Giugno 1945. (Data - Date) 28

alle ore 10 a.m. (ore - hour) M sotto le suddette accuse:

Firma dell'individuo autorizzato

G. PARKER, Capt.,
S.C.A.O.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre ~~dal Cancelliere~~ da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo.

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

Is hereby charged with the following offenses: (Commune, Province)
è accusato delle offese seguenti:

First charge Violation art. 1 para 5 Procl. No.2.

Particulars: Fishing by explosives, possession of explosives

Second charge

Particulars:

T R A D U Z I O N E

Prima accusa: Violazione art. 1 para 5 Procl. No.2

Dettagli Pesca mediante bombe, possesso di esplosivi.

Seconda accusa:

Dettagli

11012 47

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato

C I T A Z I O N E

G. PARKER, Capt.,
S.C.A.O.

Data 28 Maggio 1945

Name (Nome) BUSETTA ANTONINO di Nicolo'.-

Address (Indirizzo) Pantelleria - Contrada Scauri Sotto Kuddia 15.

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario ~~superiore~~ a SCAURI addi 1. Giugno 1945. 28
Indirizzo della Corte Address of Court Data - Date

alle ore 10 a.m. M sotto le suddette accuse:
ore - hour

Firma dell'individuo autorizzato
G. PARKER, Capt.,
S.C.A.O.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo. In ogni causa che porta con sè la pena di morte il Tribunale Militare Generale, se l'accusato lo richiede, gli assegnerà un Ufficiale addetto alla Giustizia del Governo Militare Alleato per assistere nella difesa della causa oltre a tale altro avvocato che egli potrà scegliere;
c) Di fare richiesta al Tribunale per ottenere un periodo di tempo sufficiente per preparare la sua difesa, richiesta che il Tribunale può concedere o rigettare a propria discrezione;
d) Di farsi accompagnare dinanzi al Tribunale da testimoni a sua difesa, se così desidera, o far richiesta di farli comparire per ordine del Tribunale;
e) Di fornire evidenze a suo vantaggio durante il processo, ma non potrà essere costretto a fornirne;
f) Di farsi tradurre i procedimenti per il suo beneficio quando egli non è capace di comprenderli altrimenti.

HEADQUARTERS A.G. CASE NO. 47

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

Ref. No. 131

PROCEEDINGS

Advocate for Accused NONE

SUMMARY OF EVIDENCE (Plea of not guilty) or OUTLINE OF FACTS (Plea of guilty)

Prosecution G.F. declares that accused threw a bomb into the water near the old castle and took fish.

Defense (including any statement in mitigation) Hard to gain a living because he has lost four fingers of his left hand and tried to get fish by bombing because of this.

131 (CASE No.)	June 1st 1945 (DATE OF TRIAL)	SCAURI (PLACE OF TRIAL)	20 years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIKE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.	-	1,500.-	at once	2 weeks	June 1st/45
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

Etc. others

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

Prosecution [illegible] declares that accused threw a bomb into the water near the old castle and took fish.

Defense (including any statement in mitigation) Hard to gain a living because he has lost four fingers of his left hand and tried to get fish by bombing because of this.

131 (CASE No.)		June 1st 1945 (DATE OF TRIAL)		SCAURI (PLACE OF TRIAL)		20 years (AGE OF ACCUSED)	
CHARGE	PLEA	FINDING	IMPRISONMENT	LIKE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.	-	1,500.-	at once	2 weeks	June 1st/45
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

Use extra sheets where facts or evidence are lengthy or complicated.

(Signature of Presiding Officer)
J. G. PARKER, Capt.,

DECISION ON REVIEW
CONVICTION AND SENTENCE AFFIRMED

Date 18 June 1945

Lt. Col.
Chief Judicial Officer,
for Chief Commissioner, Allied Commission.
(Signature of Reviewing Authority)

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

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

ALLIED MILITARY GOVERNMENT
PANTELLERIA

CA-60/474

27 May 1945

TO : LIAISON OFFICER
Allied Commission, Palermo.

FROM : Capt. G. PARKER, M.M.
A.M.G., Pantelleria.

SUBJECT : Summary Court.

1. Reference letter from Legal Sub-Commission No.AC/4083/82/L dated May 12th 1945.

2. Case 123 D'ANCONA : - The fine is not paid.
Case 126 SIRAGUSA : - Payment of the fines was made on April 13th 1945.

3. Paras in the Consolidated Instructions for Allied Military Courts are noted.

G. PARKER, Capt.,
S.C.A.O., Pantelleria.

FADE Pant/16 1st Ind. EH/ma

Office of A/C Liaison Officer, c/o N.O.B. Palermo; 7 June, 1945

TO: Legal Sub-Commission, ALSOM Rome, APO 394

27

EDWARD PORTER
Lt Col. CE
LIAISON OFFICER

LEG
CA
CO
CE
Reports Section
CLERKS

1 JUN 1945

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

file

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4083/82/L. CAW/lo.
16 May 1945.

SUBJECT : Summary Court - Pantelleria.

TO : Liaison Officer. Allied Commission. PALERMO

1. Capt. Parker's letter CA -60/420 of 24 April 1945 enclosing Record of case N° 128 has been received and the conviction and sentence affirmed..

2. Would you draw Capt. Parker's attention to consolidated Instructions for AMG Courts Art.26 para 2 C and Notes 1 and 2 as to date by which a fine is to be paid, and Art. 29 para 2 as to noting payment on the Records in Summary Court cases it should usually be possible to do this before forwarding the Record.

3. An ample supply of Forms 2 , 4 and 8 is held here and I am sending some herewith for Capt. Parker, more can be supplied if required.

4. An extra copy of this letter is enclosed for Capt. Parker.

By command of Rear Admiral STONE:

W. E. BEMBENS,
Colonel,
Deputy Chief Legal Advisor.

26

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

U083/82

1st Ind.

98

LIAISON OFFICE, A.C., PALERMO 8 May 1945

TO : H.Q., ALLIED COMMISSION, APO 394
Attention: LEGAL SUB - COMMISSION.

1. Forwarded.

EDWARD MORTON
Lt.Col., C.E.
LIAISON OFFICER

25

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

ALLIED MILITARY GOVERNMENT
PANTELLERIA

24 April 1945

GA-60/420

TO : LIAISON OFFICER
ALLIED COMMISSION
PALERMO.

FROM : Capt. G. PARKER, M.M.
A.M.G., PANTELLERIA.

SUBJECT : Summary Military Court.

1. Herewith form 24 in connection with case No.128 tried on Saturday April 21st 1945.

2. Cases 127 and 129 were for landing here without permit, but as you requested a sparing use of these forms, in these cases they were not issued. A fine of Lire 500 was awarded in each case.

G. PARKER, Capt.,
S.C.A.O., Pantelleria.

24

FORM No. 2/4

Governo Militare Alleato

FOGLIO DI ACCUSA

Place PANTELLERIA
Luogo

Date 21 April 1945
Data

VALENZA ANTONIO fu Michele
Name of Defendant
Nome dell'accusato

PANTELLERIA
Address
Indirizzo (No., Street)

(Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge Violation Art. 2 para. 24 Proclamation No.2

Particulars: Leaving the shore by vessel without permit.

Second charge

Particulars:

TRADUZIONE

Prima accusa: Violazione Art.2 para.24 Proclama No.2.

Dettagli Lasciato la riva con un natante senza il permesso.

Seconda accusa:

Dettagli

HEADQUARTERS A.G. CASE NO. 2 8

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato

CITAZIONE

C. PARKER, Capt.,

Data 21 April 1945

Name (Nome) VALENZA ANTONIO fu Michele

Address (Indirizzo) PANTELLERIA

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario/~~Superiore~~ a SCURI addi 21 April 1945
Indirizzo della Corte — Address of Court — Data - Date

alle ore 10. a.m.
ore - hour

M sotto le suddette accuse:

C. Parker Capt

Firma dell'individuo autorizzato
C. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo.

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

Name of Defendant
Nome dell'accusato

Address
Indirizzo (No., Street)

(Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge: Violation Art. 2 para. 24 Proclamation No.2

Particulars: leaving the shore by vessel without permit.

Second charge

Particulars:

TRADUZIONE

Prima accusa: Violazione art.2 para.24 Proclama No.2.

Dettagli: Lasciato la riva con un natante senza il permesso.

Seconda accusa:

Dettagli:

HEADQUARTERS A.G. CASE NO. 21 X

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato

G. PARKER, Capt.,

CITAZIONE

Data 21 Aprile 1945

Name (Nome) VALENZA ANTONIO fu Michele

Address (Indirizzo) TRAPANI

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare

Alleato Sommario ~~Superiore~~ a SCIURI (Indirizzo della Corte / Address of Court) addì 21 Aprile 1945 (Data - Date)

alle ore 10. A.M. (ore - hour) M sotto le suddette accuse:

Firma dell'individuo autorizzato
G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo. In ogni causa che porta con sè la pena di morte il Tribunale Militare Generale, se l'accusato lo richiede, gli assegnerà un Ufficiale addetto alla Giustizia del Governo Militare Alleato per assistere nella difesa della causa oltre a tale altro avvocato che egli potrà scegliere;
c) Di fare richiesta al Tribunale per ottenere un periodo di tempo sufficiente per preparare la sua difesa, richiesta che il Tribunale può concedere o rigettare a propria discrezione;
d) Di farsi accompagnare dinanzi al Tribunale da testimoni a sua difesa, se così desidera, o far richiesta di farli comparire per ordine del Tribunale;
e) Di fornire evidenze a suo vantaggio durante il processo, ma non potrà essere costretto a fornirne;
f) Di farsi tradurre i procedimenti per il suo beneficio quando egli non è capace di comprenderli altrimenti.

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

PROCEEDINGS

Ref No. 128

Advocate for Accused NONE

SUMMARY OF EVIDENCE (Plea of not guilty) or OUTLINE OF FACTS (Plea of guilty)

Prosecution Sailed from Pantelleria with "San Caro" of which accused is Captain, without obtaining the usual permission to do so.

Defense (including any statement in mitigation) Was ready to sail and was in hurry to get to Mazara to be able to sail in convoy with "Olga" for return journey.

128 (CASE No.)			21/4/45 (DATE OF TRIAL)		SCAURI (PLACE OF TRIAL)		41 Years (AGE OF ACCUSED)
CHARGE	PLEA	FINDING	IMPRISONMENT	LIRE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.	-	7,500.-		or 3 months.	
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

* Use extra sheets where facts or evidence are

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

Prosecution Sailed from Pantelleria with "San Ciro" of which accused is Capt.in, without obtaining the usual permission to do so.

Defense (including any statement in mitigation) Was ready to sail and was in hurry to get to Navara to be able to sail in convoy with "Olga" for return journey.

128 (CASE NO.)	21/4/45 (DATE OF TRIAL)	SCAURI (PLACE OF TRIAL)	41 years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIRE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.	-	7,500.-	or 3 months.		
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

* Use extra sheets where facts or evidence are lengthy or complicated.

(Signature of Presiding Officer)
G. Parker, Capt.

DECISION ON REVIEW

CONVICTION AND SENTENCE AFFIRMED

Date 16 May 1945.

Gm Lockyer Col.
Chief Judicial Officer,
Allied Commission.
for Chief Signing Officer of Reviewing Authority)

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

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

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4083/82/Ta.

12 May 1945.

SUBJECT : Summary Court, Pantelleria.

TO : Allied Commission, Liaison Officer, Palermo.

1. Your letter Pant/5 of 2 May 45 received with Records of Cases 123 to 126, tried by Capt. PARKER, but no appeal for commutation of sentence was enclosed as stated in your letter.

2. The convictions and sentences on these cases are confirmed, but the appeal will be considered when received.

3. Will you please draw Capt. PARKER's attention to the following paragraphs in Consolidated Instructions for Allied Military Courts.

Art. 30 para 5 re details required in Records
" 30 para 6 in cases where accused pleads N.G.
" 26 para 2 (c) re date for payment of fines
" 29 re recording payment of fines.

4. Have the fines in the cases of D'AMOGNA (No. 123) and SIRAGUSA (No. 126) been paid?

W. E. BERKINS,
Colonel,
Deputy Chief Legal Adviser.

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

CL 10831 82

OFFICE OF A.C.LIAISON OFFICER
PALERMO SICILY
APO 394

2 May 1945

FILE Pant/5

SUBJECT: Transmittal of Documents

TO : HQ Allied Commission,APO 394
(Att: Legal Subcommission)

I. Transmitted herewith for appropriate action are forms 2/4 on cases N° 123,124,125,126 from A.M.G.Pantalleria,and an appeal for commutation of sentence.

EDWARD MORTON
Lt Col,CE
A.C.Liaison Officer Palermo

LEGAL SUB-COMMISSION
CLO
DCLO
Chief Counsel
CI
Research Section
CLERKS
10 MAY 1945

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

ALLIED MILITARY GOVERNMENT
PANTELLERIA

CA-60/373 7 April 1945

TO : LIAISON OFFICER
H.Q.,
A.C.,
PALERMO.

FROM : Capt. G. PARKER, M.M.
A.M.G., PANTELLERIA.

SUBJECT : Summary Military Court.

1. Herewith Form 2/4 in connection with Case No. 123 tried here on Friday April 6th 1945.

G. PARKER, Capt.,
S.C.A.O., Pantelleria.

20

FORM No. 2/4

Governo Militare Alleato

FOGLIO DI ACCUSA

Place / Luogo: PANTELLERIA

Date / Data: 5 April 1945

Name of Defendant / Nome dell'accusato: D'ANCONA SALVATORE BENEDETTO fu Giuseppe

Address / Indirizzo: via C. Colombo 5 - Pantelleria (No., Street; Commune, Province)

Is hereby charged with the following offenses:
e accusato delle offese seguenti:

First charge: Violation Art. 1 para. 11 Proclamation No. 2.

Particulars: Stealing of Allied property (one drum of P.O.L.)

Second charge:

Particulars:

TRADUZIONE.

Prima accusa: Violazione all'Art. 1 comma 11 Proclama No. 2.

Dettagli: Furto di proprieta' Alleata (un fusto di carburante)

Seconda accusa:

Dettagli:

TGAC 49

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato
G. PARKER, Capt.,

CITAZIONE

Data: 5 Aprile 1945

Name (Nome): D'ANCONA Salvatore Benedetto fu Giuseppe

Address (Indirizzo): Via C. Colombo 5 - Pantelleria.

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario a SCAURI (Indirizzo della Corte / Address of Court) addì 6 Aprile 1945 (Data - Date)

alle ore 10 a.m. (ore - hour) M sotto le suddette accuse.

Firma dell'individuo autorizzato
G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo.

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

Nome dell'accusato [illegible] Giuseppe Indirizzo (No., Street)

Is hereby charged with the following offenses: (Commune, Province)
e accusato delle offese seguenti:

First charge Violation Art. 1 para. 11 Proclamation No. 2.

Particulars: Stealing of Allied property (one drum of P.O.L.)

Second charge

Particulars:

TRADUZIONE.

Prima accusa: Violazione all'Art. 1 comma 11 Proclama No. 2.

Dettagli Furto di proprieta' Alleata (un fusto di carburante)

Seconda accusa:

Dettagli

[signature]

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato

CITAZIONE

G. PARKER, Capt.,

Data 5 Aprile 1945

Name (Nome) D'ANCONA Salvatore Benedetto fu Giuseppe

Address (Indirizzo) Via C. Colombo 5 - Pantelleria.

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario [redacted] a SCAURI addi 6 Aprile 1945
Indirizzo della Corte — Address of Court — Data - Date

alle ore 10 a.m. M sotto le suddette accuse:
ore - hour

[signature]

Firma dell'individuo autorizzato
G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo. In ogni causa che porta con sè la pena di morte il Tribunale Militare Generale, se l'accusato lo richiede, gli assegnerà un Ufficiale addetto alla Giustizia del Governo Militare Alleato per assistere nella difesa della causa oltre a tale altro avvocato che egli potrà scegliere;
c) Di fare richiesta al Tribunale per ottenere un periodo di tempo sufficiente per preparare la sua difesa, richiesta che il Tribunale può concedere o rigettare a propria discrezione;
d) Di farsi accompagnare dinanzi al Tribunale da testimoni a sua difesa, se così desidera, o far richiesta di farli comparire per ordine del Tribunale;
e) Di fornire evidenze a suo vantaggio durante il processo, ma non potrà essere costretto a fornirne;
f) Di farsi tradurre i procedimenti per il suo beneficio quando egli non è capace di comprenderli altrimenti.

[illegible] QUARTERS A.G. CASE NO. 49

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

Ref. No. 123

PROCEEDINGS

Advocate for Accused NIL

SUMMARY OF EVIDENCE (Plea of not guilty) or OUTLINE OF FACTS (Plea of guilty)

Prosecution The accused employed as watchman in the Hangar was seen rolling a drum of P.O.L. from the hangar. Had arranged with a motor truck owner to transport the drum. The witness who saw accused rolling the drum reported to CC.RR. who arrested accused and took the P.O.L. beside which accused was standing to barracks.

Defense (including any statement in mitigation) Considered this drum of P.O.L. was abandoned in the Hangar, and as it was not counted in the inventory thought he would take it as he needed light at home.

123 (CASE No.)	6th April 1945 (DATE OF TRIAL)	SCAURI (PLACE OF TRIAL)	25 years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LINE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	N.G.	G.	6 months and	10,000	or further	3 months imprisonment.	
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.): Fine not paid on 15 27 May

Prison to which committed Scauri.

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

Chief Commissioner, Allied Commission

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

P.C.L. from the hangar. Had arranged with a motor truck owner to transport the drum. The witness who saw accused rolling the drum reported to CC.RR. who arrested accused and took the P.O.L. beside which accused was standing to barracks.

Defense (including any statement in mitigation) Considered this drum of P.O.L. was abandoned in the Hangar, and as it was not counted in the inventory thought he would take it as he needed light at home.

123 (CASE No.)		6th April 1945 (DATE OF TRIAL)		SCAURI (PLACE OF TRIAL)		25 years (AGE OF ACCUSED)	
CHARGE	PLEA	FINDING	IMPRISONMENT	LIRE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	N.G.	G.	6 months and	10,000	or further	3 months imprisonment.	
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.): Fine not paid on release 21 May 45 G Parker.

Prison to which committed Scauri.

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

G. Parker

(Signature of Presiding Officer)

G. PARKER. Capt.,

* Use extra sheets where facts or evidence are lengthy or complicated.

DECISION ON REVIEW

CONVICTION AND SENTENCE AFFIRMED Gm Ledingford Lt Col.

Chief Judicial Officer,

Date 11 May 1945

for Chief Commissioner, Allied Commission.

(Signature of Reviewing Authority)

Chief Commissioner, Allied Commission

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

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

ALLIED MILITARY GOVERNMENT
PANTELLERIA

CA-60/407

17 April 1945

TO : LIAISON OFFICER,
.A.C., PALERMO.

FROM : Capt. G. PARKER, M.M.
A.M.G., PANTELLERIA.

SUBJECT : Summary Military Court.

Herewith the 2/4's covering the following cases tried on Friday 13th April 1945:

Case No. 124
" 125
" 126

G. PARKER, Capt.,
S.C.A.O., Pantelleria.

FORM No. 2/4

Governo Militare Alleato

FOGLIO DI ACCUSA

Place PANTELLARIA
Luogo

Date 9 April 1945
Data

D'ANCONA ANDREA fu Giuseppe
Name of Defendant
Nome dell'accusato

PANTELLERIA
Address Scauri Basso
Indirizzo (No., Street)

(Commune, Province)

is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge Violation Art.2 para 33 Proclamation No.2.

Particulars: Intimidation of witness before trial of brother.

Second charge

Particulars:

TRADUZIONE

Prima accusa: Violazione Art.2 comma 33 Proclama No.2

Dettagli Intimidazione del testimonio prima della causa del fratello.

Seconda accusa:

Dettagli

HQ A-50

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato
G. PARKER, Capt.

CITAZIONE

Data 9 Aprile 1945

Name (Nome) D'ANCONA ANDREA fu Giuseppe

Address (Indirizzo) Pantelleria - Scauri Basso

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario ~~Superiore~~ a SCAURI addi 13 Aprile 1945
Indirizzo della Corte — Address of Court — Data - Date

alle ore 10 A. M sotto le suddette accuse:
ore - hour

Firma dell'individuo autorizzato
G. PARKER, Capt.

17

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:
a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo.

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

Nome dell'accusato

Address Scauri Basso
Indirizzo (No., Street)

Comune, Provincia

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge Violation Art.2 para 33 Proclamation No.2.

Particulars: Intimidation of witness before trial of brother.

Second charge

Particulars:

TRADUZIONE

Prima accusa: Violazione Art.2 comma 33 Proclama No.2

Dettagli Intimidazione del testimonio prima della causa del fratello.

Seconda accusa:

Dettagli

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato
G. PARKER, Capt.

CITAZIONE

Data 9 Aprile 1945

Name (Nome) D'ANCONA ANDREA fu Giuseppe.

Address (Indirizzo) Pantelleria - Scauri Basso

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario a SCAURI addi 13 Aprile 1945
Indirizzo della Corte — Address of Court — Data - Date

alle ore 10 A. M sotto le suddette accuse:
ore - hour

Firma dell'individuo autorizzato
G. PARKER, Capt.

17

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo. In ogni causa che porta con sè la pena di morte il Tribunale Militare Generale, se l'accusato lo richiede, gli assegnerà un Ufficiale addetto alla Giustizia del Governo Militare Alleato per assistere nella difesa della causa oltre a tale altro avvocato che egli potrà scegliere;
c) Di fare richiesta al Tribunale per ottenere un periodo di tempo sufficiente per preparare la sua difesa, richiesta che il Tribunale può concedere o rigettare a propria discrezione;
d) Di farsi accompagnare dinanzi al Tribunale da testimoni a sua difesa, se così desidera, o far richiesta di farli comparire per ordine del Tribunale;
e) Di fornire evidenze a suo vantaggio durante il processo, ma non potrà essere costretto a fornirne;
f) Di farsi tradurre i procedimenti per il suo beneficio quando egli non è capace di comprenderli altrimenti.

HQ A.F.H.Q. A.G. CASE NO. 50

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

Ref. No. 124

PROCEEDINGS

Advocate for Accused NONE

SUMMARY OF EVIDENCE (Plea of not guilty) or OUTLINE OF FACTS (Plea of guilty)

Prosecution While waiting to give evidence in case No.123, Franco Silvestro was approached by the accused, brother of the man then being tried, and invited into an adjoining room. There was nobody else in the room. Franco was reproached for denouncing and giving evidence against D'Ancona Benedetto and blows were attempted. Franco called the CC.RR. who were in next room. CC.RR. state when they entered the two men were close to each other and Franco was holding accused's arms. They heard nothing of the conversation and saw no blows struck.

Defense (including any statement in mitigation) Accused admits having called Franco into the room and having reproached him for denouncing his brother, but denied threats or blows.

124 (CASE No.)	13th April 1945 (DATE OF TRIAL)	SONRI (PLACE OF TRIAL)	35 years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIEU FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	N.G.	G.	6 months	-	-	-	-
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.): Suspended in consideration of satisfactory conduct while working for A.M.G. and general good character and in view of excitability of temperament and plea by Franco Silvestro for mercy on accused.

Prison to which committed .....

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is .....

If no extra sheets where facts or evidence are

Declassified E.O. 12356, Section 1.3/NND No. 785016

by the accused, brother of the man then being tried, and invited into an adjoining room. There was nobody else in the room. Franco was reproached for denouncing and giving evidence against D'Ancona Benedetto and blows were attempted. Franco called the CC.RR. who were in next room. CC.RR. state when they entered the two men were close to each other and Franco was holding accused's arms. They heard nothing of the conversation and saw no blows struck.

Defense (including any statement in mitigation) Accused admits having called Franco into the room and having reproached him for denouncing his brother, but denied threats or blows.

124 (CASE No.)	13th April 1945 (DATE OF TRIAL)	SORRI (PLACE OF TRIAL)	38 years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIKE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	N.G.	G.	6 months	-	-	-	-
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.): Suspended in consideration of satisfactory conduct while working for A.M.G. and general good character and in view of excitability of temperament and plea by Franco Silvestro for money demanded.

Prison to which committed .....

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is .....

* Use extra sheets where facts or evidence are lengthy or complicated.

(Signature of Presiding Officer)
G. PARKER, Capt.

DECISION ON REVIEW

CONVICTION AND SENTENCE AFFIRMED

Date 11 May 1945

(Signature of Reviewing Authority)

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

FORM No. 2/4

Governo Militare Alleato

FOGLIO DI ACCUSA

Place / Luogo: PANTELLERIA

Date / Data: 9 April 1945

Name of Defendant / Nome dell'accusato: FRANCO Giuseppe fu Matteo

Address / Indirizzo: Contrada Kaddiugia (No., Street)

PANTELLERIA (Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge: Violation art. 1 para 5 Proclamation No. 2

Particulars: Illegal possession and use of explosives without AM.G permit.

Second charge:

Particulars:

TRADUZIONE

Prima accusa: Violazione all'Art.1 comma 5 del Proclama No.2

Dettagli: Illegale possesso ed uso di esplosivi senza il permesso dall'AMG.

Seconda accusa:

Dettagli:

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato

CITAZIONE

Data 9 Aprile 1945

Name (Nome) FRANCO Giuseppe fu Matteo

Address (Indirizzo) Kaddiugia - Pantelleria.

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario ~~Superiore~~ a SCAURI (Indirizzo della Corte / Address of Court) addì 13 Aprile 1945 (Data - Date) alle ore 10 a.m. (ore - hour) M sotto le suddette ~~accuse~~:

Firma dell'individuo autorizzato
G. PARKER, Capt.

16

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;

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

Nome dell'accusato | Indirizzo (No. Street)

PANTELLERIA
(Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge Violation art. 1 para 5 Proclamation No. 2

Particulars: Illegal possession and use of explosives without AM.G permit.

Second charge

Particulars:

TRADUZIONE

Prima accusa: Violazione all'Art.1 comma 5 del Proclama No.2

Dettagli Illegale possesso ed uso di esplosivi senza il permesso dall'AMG.

Seconda accusa:

Dettagli

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato

CITAZIONE

Data 9 Aprile 1945

Name (Nome) FRANCO Giuseppe fu Matteo

Address (Indirizzo) Kaddiugia - Pantelleria.

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario ~~Superiore~~ a SCAURI (Indirizzo della Corte) (Address of Court) addì 13 Aprile 1945 (Data - Date)

alle ore 10 a.m. (ore - hour) M sotto le suddette accuse:

Firma dell'individuo autorizzato
G. FARRER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo. In ogni causa che porta con sè la pena di morte il Tribunale Militare Generale, se l'accusato lo richiede, gli assegnerà un Ufficiale addetto alla Giustizia del Governo Militare Alleato per assistere nella difesa della causa oltre a tale altro avvocato che egli potrà scegliere;
c) Di fare richiesta al Tribunale per ottenere un periodo di tempo sufficiente per preparare la sua difesa, richiesta che il Tribunale può concedere o rigettare a propria discrezione;
d) Di farsi accompagnare dinanzi al Tribunale da testimoni a sua difesa, se così desidera, o far richiesta di farli comparire per ordine del Tribunale;
e) Di fornire evidenze a suo vantaggio durante il processo, ma non potrà essere costretto a fornirne;
f) Di farsi tradurre i procedimenti per il suo beneficio quando egli non è capace di comprenderli altrimenti.

HEADQUARTERS A.G. CASE NO. 51

16

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

Ref. No. 125

PROCEEDINGS

Advocate for Accused NOIL

---

* SUMMARY OF EVIDENCE (Plea of not guilty) or OUTLINE OF FACTS (Plea of guilty)

Prosecution CC.RR. stated heared explosion and going to spot. Found accused had blown with explosive some rocks to make place for contruction of cistern.

Defense (including any statement in mitigation) Had a permit last October to do a similar job and believe same permit covered him for the one in question.

125 (CASE No.)	13th April 1945 (DATE OF TRIAL)	SCAURI (PLACE OF TRIAL)	33 years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIRE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.	-	1.000	or one month		
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Explosive confiscated.

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent

The total term of imprisonment is

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

with explosive some rocks to make place for contruction of cistern.

12

Defense (including any statement in mitigation) Had a permit last October to do a similar job and believe same permit covered him for the one in question.

125 (CASE No.)	13th April 1945 (DATE OF TRIAL)	SOARI (PLACE OF TRIAL)	33 years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIKE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.	-	1,000	or one month		
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.):

Explosive confiscated.

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent

The total term of imprisonment is

* Use extra sheets where facts or evidence are lengthy or complicated.

(Signature of Presiding Officer)
G. PARKER, Capt.,

DECISION ON REVIEW

CONVICTION AND SENTENCE AFFIRMED

Date 11 May 1945

Lt. Col.
Chief Judicial Officer
for Chief Commissioner, Public Relations Commission
(Signature of Reviewing Authority)

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

FORM No. 2/4

Governo Militare Alleato

FOGLIO DI ACCUSA

Place PANTELLERIA
Luogo

Date 9 April 1945
Data

SIRAGUSA ANGELO fu Pietro
Name of Defendant
Nome dell'accusato

Contrada Kattebual No.2 B.
Address PANTELLERIA.
Indirizzo (No., Street)

(Commune, Province)

Is hereby charged with the following offenses:
e accusato delle offese seguenti:

First charge Violation art. 1 para 5 Proclamation No.2

Particulars: Possession of fire arms, ammunition and explosives.

Second charge

Particulars:

TRADUZIONE

Prima accusa: Violazione all'Art. 1 comma 5 Proclama No.2

Dettagli Possesso di armi da fuoco, munizioni ed esplosivi.

Seconda accusa:

Dettagli

AG AC 52

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato
G. PARKER, Capt.

CITAZIONE

Data 9 Aprile 1945

Name (Nome) SIRAGUSA Angelo fu Pietro

Address (Indirizzo) Kattebual No. 2 B. - Pantelleria.

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario ~~Superiore~~ a SCAUDI addì 13 Aprile 1945
Indirizzo della Corte — Address of Court — Data - Date

alle ore 10 A.M sotto le suddette accuse:
ore - hour

15

Firma dell'individuo autorizzato
G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:
a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;

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

Indirizzo (No., Street)

Is hereby charged with the following offenses: (Commune, Province)
è accusato delle offese seguenti:

First charge Violation Art. 1 para 5 Proclamation No.2

Particulars: Possession of fire arms, ammunition and explosives.

Second charge

Particulars:

TRADUZIONE

Prima accusa: Violazione all'Art. 1 comma 5 Proclama No.2

Dettagli Possesso di armi da fuoco, munizioni ed esplosivi.

Seconda accusa:

Dettagli

AG 17C 52

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato
G. PARKER, Capt.

CITAZIONE

Data 9 aprile 1945

Name (Nome) SIRAGUSA Angelo fu Pietro

Address (Indirizzo) Kattebual No. 2 B. - Pantelleria.

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario ~~Superiore~~ a SCAURI addì 13 Aprile 1945
Indirizzo della Corte — Address of Court — Data - Date

alle ore 10 A.M sotto le suddette accuse.
ore - hour

15

Firma dell'individuo autorizzato
G. PARKER, Capt.

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo. In ogni causa che porta con sè la pena di morte il Tribunale Militare Generale, se l'accusato lo richiede, gli assegnerà un Ufficiale addetto alla Giustizia del Governo Militare Alleato per assistere nella difesa della causa oltre a tale altro avvocato che egli potrà scegliere;
c) Di fare richiesta al Tribunale per ottenere un periodo di tempo sufficiente per preparare la sua difesa, richiesta che il Tribunale può concedere o rigettare a propria discrezione;
d) Di farsi accompagnare dinanzi al Tribunale da testimoni a sua difesa, se così desidera, o far richiesta di farli comparire per ordine del Tribunale;
e) Di fornire evidenze a suo vantaggio durante il processo, ma non potrà essere costretto a fornirne;
f) Di farsi tradurre i procedimenti per il suo beneficio quando egli non è capace di comprenderli altrimenti.

HEADQUARTERS A.G. CASE NO. 52

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

Ref. No. 126

PROCEEDINGS

Advocate for Accused NONE

SUMMARY OF EVIDENCE (Plea of not guilty) or OUTLINE OF FACTS (Plea of guilty)

Prosecution CC.PR. Carried out a perquisition and found machine gun explosives blankets and other articles of military origin.

Defense (including any statement in mitigation) When a hut was dismantled by the Allies these articles were left behind and he took them into his house to prevent them being spoiled by the weather.

126 (CASE No.)	14th April 1945 (DATE OF TRIAL)	SCAURI (PLACE OF TRIAL)	61 years (AGE OF ACCUSED)

CHARGE	PLEA	FINDING	IMPRISONMENT	LIRE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.	-	4,000	or 3 months.		
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.): Fine p.2. 13 Ab. 45 Jones.

Rifle confiscated.

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

for Chief Commissioner, Allied Commission.

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

and other articles of military origin.

Defense (including any statement in mitigation) When a hut was dismantled by the Allies these articles were left behind and he took them into his house to prevent them being spoiled by the weather.

126 (CASE No.)		13th April 1945 (DATE OF TRIAL)		SCAURI (PLACE OF TRIAL)		61 years (AGE OF ACCUSED)	
CHARGE	PLEA	FINDING	IMPRISONMENT	LIRE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	G.	G.	-	1,000	or 3 months.		
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.): Fine p.d. 13 Ap. 45 Parker.

Rifle confiscated.

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

* Use extra sheets where facts or evidence are lengthy or complicated.

(Signature of Presiding Officer)
G. PARKER, Capt.

DECISION ON REVIEW

CONVICTION AND SENTENCE CONFIRMED

Date 16 Aug 1945

(Signature of Reviewing Authority)

for Chief Judicial Officer, Allied Commission.

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

FORM No. 2/4

Governo Militare Alleato

FOGLIO DI ACCUSA

Place PANTELLERIA
Luogo

Date 9 April 1945
Data

FUNOSO ANDREA di Vittorio
Name of Defendant
Nome dell'accusato

Pantelleria
Address Contrada Kamma fuori No.2 B.
Indirizzo (No., Street)

(Commune, Province)

Is hereby charged with the following offenses:
e accusato delle offese seguenti:

First charge Violation Art. 1 Para 5 Proclamation No. 2.

Particulars: Possession of fire arms, ammunition and explosives.

Second charge

Particulars:

TRADUZIONE

Prima accusa: Violazione all'Art. 1 comma No.5 Proclama No. 2

Dettagli Possesso di armi da fuoco, munizioni ed esplosivi.

Seconda accusa:

Dettagli

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato
G. PARKER, Capt.

CITAZIONE

Data 9 Aprile 1945

Name (Nome) FUNOSO ANDREA di Vittorio

Address (Indirizzo) Pantelleria - Contrada Kamma fuori N.2 B.

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare Alleato Sommario ~~Superiore~~ a SCAURI addì 13 Aprile 1945
Indirizzo della Corte — Address of Court — Data - Date

alle ore 10 A.M sotto le suddette accuse.
ore - hour

Firma dell'individuo autorizzato
G. PARKER, Capt.

14

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:
a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il

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

Nome dell'accusato

Address Contrada Kamma fuori No.2 P.
Indirizzo (No., Street)

(Commune, Province)

Is hereby charged with the following offenses:
è accusato delle offese seguenti:

First charge Violation Art. 1 para 5 Proclamation No. 2.

Particulars: Possession of fire arms, ammunition and explosives.

Second charge

Particulars:

T R A D U Z I O N E

Prima accusa: Violazione all'Art. 1 comma No.5 Proclama No. 2

Dettagli Possesso di armi da fuoco, munizioni ed esplosivi.

Seconda accusa:

Dettagli

Giudice, Tribunale Militare Inferiore o altro individuo autorizzato
G. PARKER, Capt.

C I T A Z I O N E

Data 9 Aprile 1945

Name (Nome) FUMOSO ANDREA di Vittorio

Address (Indirizzo) Pantelleria - Contrada Kamma fuori N.2 P.

Voi siete a mezzo di ciò citato e richiesto di presentarvi personalmente davanti al Tribunale Militare

Alleato Sommario/~~Superiore~~ a SCAURI addi 13 Aprile 1945
Indirizzo della Corte (Address of Court) Data (Date)

alle ore 10 A.M sotto le suddette accuse.
ore (hour)

Firma dell'individuo autorizzato
G. PARKER, Capt.

14

Se non tradotto dall'Ufficiale, voi dovete farvelo tradurre da un amico o presso qualsiasi Ufficio di Questura:

Ogni accusato di fronte ad un Tribunale Militare ha diritto:

a) Di avere in anticipo una copia delle accuse sotto le quali egli sarà processato, se egli così desidera;
b) Di consultare un avvocato prima del processo e di avere un avvocato in sua difesa durante il processo. In ogni causa che porta con sè la pena di morte il Tribunale Militare Generale, se l'accusato lo richiede, gli assegnerà un Ufficiale addetto alla Giustizia del Governo Militare Alleato per assistere nella difesa della causa oltre a tale altro avvocato che egli potrà scegliere;
c) Di fare richiesta al Tribunale per ottenere un periodo di tempo sufficiente per preparare la sua difesa, richiesta che il Tribunale può concedere o rigettare a propria discrezione;
d) Di farsi accompagnare dinanzi al Tribunale da testimoni a sua difesa, se così desidera, o far richiesta di farli comparire per ordine del Tribunale;
e) Di fornire evidenze a suo vantaggio durante il processo, ma non potrà essere costretto a fornirne;
f) Di farsi tradurre i procedimenti per il suo beneficio quando egli non è capace di comprenderli altrimenti.

HEADQUARTERS A.C. CASE NO. 53

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

Ref. No. 126

PROCEEDINGS

Advocate for Accused NONE

SUMMARY OF EVIDENCE (Plea of not guilty) or OUTLINE OF FACTS (Plea of guilty)

Prosecution CC.RP. carried out a perquisition and fund in the house occupied by accused and father-in-law a rifle, machine gun, explosives and various Military articles. The rifle was in possession of the accused.

Defense (including any statement in mitigation) The rifle was issued to him in 1943 when he was employed as guard by the Allies. Employment terminated the same year but he did not return the rifle. Mentioned to CC.RP. that he had the rifle about a week before the perquisition took place.

126 (CASE No.)	13th April 1945 (DATE OF TRIAL)		ECAIMI (PLACE OF TRIAL)		36 years (AGE OF ACCUSED)	
CHARGE	PLEA	FINDING	IMPRISONMENT	LIKE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	N.G.	G.	-	1,000 or	one month.		
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.): Articles confiscated.

Prison to which committed

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent:

The total term of imprisonment is

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

and father-in-law a rifle, machine gun, explosives and various Military articles. The rifle was in possession of the accused.

Defense (including any statement in mitigation) The rifle was issued to him in 1942 when he was employed as guard by the Allies. Employment terminated the same year but he did not return the rifle. Mentioned to CC.RP. that he had the rifle about a week before the requisition took place.

126 (CASE No.)			13th April 1945 (DATE OF TRIAL)		SCAMP (PLACE OF TRIAL)		36 years (AGE OF ACCUSED)
CHARGE	PLEA	FINDING	IMPRISONMENT	LIKE FINE	TO BE PAID BY	TERM IN DEFAULT	FINE PAID ON
I	N.G.	G.	-	1,000 or	one month		
II							
III							

Other orders (suspension of sentence to imprisonment, (with reasons for suspension), confiscation of property, etc.): .....

articles confiscated.

Prison to which committed .....

Announce and fill in where imprisonment is awarded on more than one charge:

The above sentences of imprisonment are consecutive/ concurrent/partly concurrent: .....

The total term of imprisonment is .....

* Use extra sheets where facts or evidence are lengthy or complicated.

(Signature of Presiding Officer)
G. PARKER, Capt.,

DECISION ON REVIEW

Date 11 May 1945

Lt. Col.
Chief Judicial Officer,
for Chief Commissioner, Allied Commission.
(Signature of Reviewing Authority)

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

1943

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

HEADQUARTERS ALLIED COMMISSION
AFO 394
LEGAL SUB-COMMISSION

AC/4083/32/L. /lrb. 30 April 1945.

SUBJECT : Summary Court.

TO : Provincial Officer, AMG Lampedusa.

1. Forms 8 for cases 4-9 (incl) tried by you have been received for review, together with a copy of your letter of 26 Feb 1945 to Regional Commissioner, Sicily. Subject to any other ruling made by the Regional Commissioner in reply to your letter you are authorised to try in the Summary Court such offences under Italian law as can be adequately dealt with within the jurisdiction of the Summary Court.

2. In connection with the completion of Form 8, your attention is drawn to Art 30 of Consolidated Instructions for Allied Military Courts, and specially to paras 5 and 6 and also to Art 14. Will you also please complete the Ref No. for each case.

3. Several of the records submitted for review show that the accused was convicted of aggravating circumstances, but the penalty imposed is below the minimum for such cases. This is probably an oversight in not deleting the references to C.P.C. Art 625 or 65 in cases where the offence was such that only a minor penalty was required. See Art 14 para 5 (b) of Consolidated Instructions.

4. When an infringement of a local order is the subject of a charge will you please submit a copy of the order with the record, unless a copy has been submitted with a previous case.

5. Can you supply further detail as per note on the reverse of Di Micli's case, returned herewith.

6. The counterfoils of Forms 8 are returned, they are intended to form part of your office records.

7. In case you should not have received them, a copy of the amendments to Consolidated Instructions is enclosed.

13

W. E. [illegible],
Colonel,
Deputy Chief Legal Adviser.

3 Incls:
Incl 1-Record of Di Micli
Incl 2-Amendments to Consolidated Instructions
Incl 3-Counterfoils of Forms 8

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

ALLIED MILITARY

SUMMARY MILITARY

No.	NAME AND ADDRESS OF ACCUSED	OFFENSE CHARGED	ARRESTING OFFICER	DATE OF TRIAL	PLACE OF TRIAL
4	MERCURIO, Giovanni	Art. 81, 64, 625 (1&2) + 61 (5) CPC	CASTELLUCCI, Brig Ottavio	23 Jan 45	CAO's Office Lampedusa
"	GOLSI, Cesare	Art. 624, 625 (1) and 61(5) CPC	" "	" "	"
"	BALISTRERI, Antonino	Art. 648 CPC	" "	" "	"
5	MALAVENTANO Gaetano	Art. 624, 625 (1) + 61 (5) CPC	" "	" "	"
"	MALAVENTANO Giuseppe	" "	" "	" "	"
"	MERCURIO, Erasmo	Art. 379 CPC	" "	" "	"
6	SCUDELLARI, Angelo	Art 81, 624, 625 (1) + 61(5) CPC	" "	" "	"
7	COSTANZA Pietro	Art 624, 625 (6) & 61 (5) CPC	" "	31 Jan 45	"
8	ERERA, Pietro	Art. 688 CPC	" "	" "	"
9	FAMULARO Felice	Art. 640 CPC	" "	22 Feb 45	"

Holt

Form 8 submitted for all above

IC

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

✓	"	GOLSI, Cesare	and 61(5) CPC	"	"	"	"
✓	"	BALISTRERI, Antonino	Art. 648 CPC	"	"	"	"
✓	5	MALAVENTANO Gaetano	Art. 624, 625(1) & 61(5) CPC	"	"	"	"
✓	"	MALAVENTANO Giuseppe	" "	"	"	"	"
✓	"	MERCURIO, Erasmo	Art. 379 CPC	"	"	"	"
✓	6	SCUDELLARI, Angelo	Art 61, 624, 625(1) & 61(5) CPC	"	"	"	"
✓	7	COSTANZA Pietro	Art 624, 625(6) & 61(5) CPC	"	"	31 Jan 45	"
✓	8	ERERA, Pietro	Art. 688 CPC	"	"	"	"
✓	9	FAMULARO Felice	Art. 640 CPC	"	"	22 Feb 45	"

Note
Form 8 submitted for all above cases
lc

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

FORM No 8

REFERENCE No. 7

ALLIED MILITARY GOVERNMENT

PROCEDINGS OF AN ALLIED MILITARY COURT

held at CAO's Office, Lampedusa on the 31st day of January, 1945

before Major A. Watts
(Name & rank of member or members costituting the Court)

A Summary Military Court

ACCUSED

Name: COSTANZO, Pietro Address: Lampedusa Age: 31

Name: Address: Age:

Name: Address: Age:

Interpreter:

Prosecutor: Sub/Lt Tomasi, Virgilio

Advocate for Accused: Prof. Don F. Peru

CHARGES AND PLEAS

(When possible, Summons or Charge Sheet will be attached)

Name of Accused	Charged under (Specify Proc or Order and Sec)	PARTICULARS (Give date, time, place, quantities)	PLEA (G or NG)
COSTANZO, Pietro	Art 624, 625(6) 61(5) CPC	Theft of a mast belonging to the m.v. "Francesco Crispi" on night of 13.1.45	G

In Column 1 set out name(s) of accused person(s) and opposite each name set out charge(s) against that person and plea to each charge.

EVIDENCE FOR PROSECUTION

(If not sufficient space below, attach other sheets)

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

ACCUSED

Name: COSTANZO, Pietro Address: Lampedusa Age: 31

Name: Address: Age:

Name: Address: Age:

Interpreter:

Prosecutor: Sub/Lt Tomasi, Virgilio

Advocate for Accused: Prof. Don F. Perry

CHARGES AND PLEAS

(When possible, Summons or Charge Sheet will be attached)

Name of Accused	Charged under (Specify Proc. or Order and Sec)	PARTICULARS (Give date, time, place, quantities)	PLEA (G or NG)
COSTANZO, Pietro	Art 624, 625(6) 61(5) CPC	Theft of a mast belonging to the m.v. "Francesco Crispi" on night of 13.1.45	G

In Column 1 set out name(s) of accused person(s) and opposite each name set out charge(s) against that person and plea to each charge.

11

EVIDENCE FOR PROSECUTION

(If not sufficient space below, attach other sheets)

Confession of accused.

HEADQUARTERS A.G. CASE NO. 54

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

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

REMARKS OF COURT

(Comments on evidence, reasons for severity or leniency, etc.)

Previous conviction (suspended sentence of 6 months) taken into account. Also general bad character

FINDINGS AND SENTENCE OF COURT

Name of Accused	Charge	G or NG	Imprisonment	Fine	Fine to be paid by	Term in default
COSTANZO, Pietro	Theft	G	1 year	—	—	—

(1) Where two or more terms of imprisonment (other than a term of imprisonment in default of payment of fine) are imposed on any accused, here state whether terms are *consecutive, concurrent or partly consecutive and partly concurrent* (in last event give particulars)

Other orders (confiscation, restitution, etc.)

Campbell Wills Major
(Signature)

DECISION ON REVIEW

CONVICTION AND SENTENCE AFFIRMED

Fm Coleford

Date: 28 Feb 1945

for Chief Commissioner, [illegible] Commission.

(Signature of Reviewing Authority)

EVIDENCE FOR DEFENCE

Plea for clemency owing to low mentality of accused

REMARKS OF COURT

(Comments on evidence, reasons for severity or leniency, etc.)

Previous conviction (suspended Sentence of 6 months) taken into account. Also general bad character

FINDINGS AND SENTENCE OF COURT

Name of Accused	Charge	G or NG	Imprisonment	Fine	Fine to be paid by	Term in default
COSTANZO, Pietro	Theft	G	1 year	—	—	—

(1) Where two or more terms of imprisonment (other than a term of imprisonment in default of payment of fine) are imposed on any accused, here state whether terms are *consecutive, concurrent or partly consecutive and partly concurrent* (in last event give particulars)

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

REMARKS OF COURT

(Comments on evidence, reasons for severity or leniency, etc.)

Previous conviction (suspended sentence of 6 months) taken into account. Also general bad character

FINDINGS AND SENTENCE OF COURT

Name of Accused	Charge	G or NG	Imprisonment	Fine	Fine to be paid by	Term in default
COSTANZO, Pietro	Theft	G	1 year	—	—	—

(1) Where two or more terms of imprisonment (other than a term of imprisonment in default of payment of fine) are imposed on any accused, here state whether terms are *consecutive, concurrent or partly consecutive and partly concurrent* (in last event give particulars)

Other orders (confiscation, restitution, etc.)

Augustus Mayo

(Signature)

DECISION ON REVIEW

CONVICTION AND SENTENCE AFFIRMED

Fm Wolsford

for Chief Commissioner, Allied Commission.

(Signature of Reviewing Authority)

Date: 28 Feb 1945

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

FORM N° 8

REFERENCE No. 7

ALLIED MILITARY GOVERNMENT

PROCEDINGS OF AN ALLIED MILITARY COURT

held at CAC's Office Lampedusa

before Major Angus WATTS on the 9th day of Nov., 1944

(Name & rank of member or members costituting the Court)

A Summary Military Court

ACCUSED

Name: COSTANZO Pietro Address: Lampedusa Age: 31

Name: Address: Age:

Name: Address: Age:

Interpreter: —

Prosecutor: 2/Lt. Virgilio TOMASI

Advocate for Accused: Prof. Don. Filippo PERY

CHARGES AND PLEAS

(When possible, Summons or Charge Sheet will be attached)

Name of Accused	Charged under (Specify Proc or Order and Sec)	PARTICULARS (Give date, time, place, quantities)	PLEA (G or NG)
COSTANZO Pietro	Art. 624, 625(7)	Theft of articles of clothing exposed to dry on the night of 26/27 October 1944 the property of LOMBARDO Annunziata of Lampedusa	G
	Art. 640	Obtaining Lire 100 on false pretences from CONSAGRA Pietro on 26 October 1944, on the pretext of obtaining eggs	G

In Column 1 set out name(s) of accused person(s) and opposite each name set out charge(s) against that person and plea to each charge.

10

EVIDENCE FOR PROSECUTION

(If not sufficient space below, attach other sheets)

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

ACCUSED

Name: COSTANZO Pietro Address: Lampedusa Age: 31

Name: Address: Age:

Name: Address: Age:

Interpreter:

Prosecutor: 2/Lt. Virgilio TOMASI

Advocate for Accused: Prof. Don. Filippo PERY

CHARGES AND PLEAS

(When possible, Summons or Charge Sheet will be attached)

Name of Accused	Charged under (Specify Proc or Order and Sec)	PARTICULARS (Give date, time, place, quantities)	PLEA (G or NG)
COSTANZO Pietro	Art. 624, 625(7)	Theft of articles of clothing exposed to dry on the night of 26/27 October 1944 the property of LOMBARDO Annunziata of Lampedusa	G
	Art. 640	Obtaining Lire 100 on false pretences from CONSAGRA Pietro on 26 October 1944, on the pretext of obtaining eggs	G

10

In Column 1 set out name(s) of accused person(s) and opposite each name set out charge(s) against that person and plea to each charge.

EVIDENCE FOR PROSECUTION

(If not sufficient space below, attach other sheets)

(i) Accused admitted removing clothing while in a condition of drunkenness. Was wearing pullover and carrying towel when challenged by proprietor. Subsequently returned all articles but one. Clothing was exposed in a public place to dry according to custom.

(ii) No evidence produced by prosecution.

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

EVIDENCE FOR DEFENCE

(i) Defence urged drunkenness and return of clothing as extenuatory circumstances

REMARKS OF COURT

(Comments on evidence, reasons for severity or leniency, etc.)

(i) Aggravatory circumstances not admitted as clothing was carelessly exposed in place not naturally used for drying clothes. Return of clothing admitted as extenuation

(ii) Case dismissed. Lack of evidence. Accused's plea instructed to be altered.

FINDINGS AND SENTENCE OF COURT

Name of Accused	Charge	G or NG	Imprisonment	Fine	Fine to be paid by	Term in default
COSTANZO, Pietro	Theft	G	Six months (Suspended)	—	—	—

Where two or more terms of imprisonment (other than a term of imprisonment in default of payment of fine) are imposed on any accused, here state whether terms are *consecutive, concurrent or partly consecutive and partly concurrent* (in last event give particulars)

Other orders (confiscation, restitution, etc.)

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

REMARKS OF COURT

(Comments on evidence, reasons for severity or leniency, etc.)

(i) Aggravatory circumstances not admitted as clothing was carelessly exposed in place not naturally used for drying clothes. Return of clothing admitted as extenuation.
(ii) Case dismissed. Lack of evidence. Accused's plea instructed to be altered.

FINDINGS AND SENTENCE OF COURT

Name of Accused	Charge	G or NG	Imprisonment	Fine	Fine to be paid by	Term in default
COSTANZO, Pietro	Theft	G	Six months (Suspended)	—	—	—

(1) Where two or more terms of imprisonment (other than a term of imprisonment in default of payment of fine) are imposed on any accused, here state whether terms are *consecutive, concurrent or partly consecutive and partly concurrent* (in last event give particulars)

Other orders (confiscation, restitution, etc.)

(Signature)

DECISION ON REVIEW

CONVICTION AND SENTENCE AFFIRMED

Lt. Col.
Chief Judicial Officer
for Chief Commissioner

Date: 28 Sep 45 194

(Signature of Reviewing Authority)

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

FORM Nº 8

REFERENCE No. 9.

ALLIED MILITARY GOVERNMENT

PROCEDINGS OF AN ALLIED MILITARY COURT

held at CAC's Office on the 22nd day of February 194 5

before (Name & rank of member or members costituting the Court)

A Summary Military Court

ACCUSED

Name: FAMULARO, Felice Address: Lampedusa Age: 33

Name: Address: Age:

Name: Address: Age:

Interpreter:

Prosecutor: Sub/Lt. Tomasi, Virgilio

Advocate for Accused: Prof. Don F. Pery

CHARGES AND PLEAS

(When possible, Summons or Charge Sheet will be attached)

Name of Accused	Charged under (Specify Proc or Order and Sec)	PARTICULARS (Give date, time, place, quantities)	PLEA (G or NG)
FAMULARO, Felice	Art. 640 (CPC)	Obtaining money on false pretences from widow D'IPPOLITO (GALAZZO) Angelina	G

9

In Column 1 set out name(s) of accused person(s) and opposite each name set out charge(s) against that person and plea to each charge.

EVIDENCE FOR PROSECUTION

(If not sufficient space below, attach other sheets)

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

Name: FAMULARO, Felice — Address: Lampedusa — Age: 33

Name: — Address: — Age:

Name: — Address: — Age:

Interpreter:

Prosecutor: Sub/Lt. Tomasi, Virgilio

Advocate for Accused: Prof. Don F. Parry

CHARGES AND PLEAS

(When possible, Summons or Charge Sheet will be attached)

Name of Accused	Charged under (Specify Proc or Order and Sec)	PARTICULARS (Give date, time, place, quantities)	PLEA (G or NG)
FAMULARO, Felice	Art. 640 (CPC)	Obtaining money on false pretences from widow D'IPPOLITO (GALAZZO) Angelina	G

In Column 1 set out name(s) of accused person(s) and opposite each name set out charge(s) against that person and plea to each charge.

EVIDENCE FOR PROSECUTION

(If not sufficient space below, attach other sheets)

Confession of accused. He had told widow that he had "borrowed" the money and offered to repay by instalments which offer was refused. Money repaid after arrest.

HEADQUARTERS A.C. CASE NO. 55

9

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

EVIDENCE FOR DEFENCE

Defence plea for extenuating circumstances as accused had to all intents and purposes denounced himself and repaid money

REMARKS OF COURT

(Comments on evidence, reasons for severity or leniency, etc.)

Extenuating circumstances accepted

FINDINGS AND SENTENCE OF COURT

Name of Accused	Charge	G or NG	Imprisonment	Fine	Fine to be paid by	Term in default
FAMULARO, Felice	Art 64O CPC	G	6 months (suspended)	-	-	-

Where two or more terms of imprisonment (other than a term of imprisonment in default of payment of fine) are imposed on any accused, here state whether terms are *consecutive, concurrent* or *partly consecutive and partly concurrent* (in last event give particulars)

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

REMARKS OF COURT

(Comments on evidence, reasons for severity or leniency, etc.)

Extenuating circumstances accepted

FINDINGS AND SENTENCE OF COURT

Name of Accused	Charge	G or NG	Imprisonment	Fine	Fine to be paid by	Term in default
FAMILARO, Felix	AC 640 CPC	G	6 months (suspended)	—	—	—

Where two or more terms of imprisonment (other than a term of imprisonment in default of payment of fine) are imposed on any accused, here state whether terms are *consecutive, concurrent or partly consecutive and partly concurrent* (in last event give particulars):

Other orders (confiscation, restitution, etc.)

Chaplain (Capt) Major
(Signature)

DECISION ON REVIEW

CONVICTION AND SENTENCE AFFIRMED

For Lodsford

Date: 28 Ab. 1945 for Chief Co[illegible]

(Signature of Reviewing Authority)

CR

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

FORM N° 8

REFERENCE No. 4

ALLIED MILITARY GOVERNMENT

PROCEDINGS OF AN ALLIED MILITARY COURT

held at CAO's Office, Lampedusa
before Major A. Watts

on the 23rd day of January 1945
(Name & rank of member or members costituting the Court)

A Summary Military Court

ACCUSED

Name: MERCURIO, Giovanni — Address: Lampedusa — Age: 17
Name: GOLZI, Cesare — Address: Lampedusa — Age: 19
Name: BALISTRERI, Antonino — Address: Lampedusa — Age: 35
Interpreter: —
Prosecutor: Sub/Lt Tomasi, Virgilio
Advocate for Accused: Prof. Tom P. Pery

CHARGES AND PLEAS

(When possible, Summons or Charge Sheet will be attached)

Name of Accused	Charged under (Specify Proc or Order and Sec)	PARTICULARS (Give date, time, place, quantities)	PLEA (G or NG)
MERCURIO, Giovanni	Art 81-624-625(1+2) + 61(5) CPC	Theft from DI MAGGIO	G
GOLZI, Cesare	Art. 624-625(1) and 61(5) CPC	Orayco of L. 26,000 and gold chain 15.12.44 also	G
BALISTRERI, Antonino	Art. 645 (CPC)	Third accused charged with receiving chain	NG

In Column 1 set out name(s) of accused person(s) and opposite each name set out charge(s) against that person and plea to each charge.

EVIDENCE FOR PROSECUTION

(If not sufficient space below, attach other sheets)

8

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

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

Name: MERCURIO, Giovanni Address: Lampedusa Age: 17
Name: GOLZI, Cesare Address: Lampedusa Age: 18
Name: BALISTRERI, Antonino Address: Lampedusa Age: 35
Interpreter: —
Prosecutor: Sub/Lt Tomasi, Virgilio
Advocate for Accused: Prof. Dott E. Pery

CHARGES AND PLEAS

(When possible, Summons or Charge Sheet will be attached)

Name of Accused	Charged under (Specify Proc or Order and Sec)	PARTICULARS (Give date, time, place, quantities)	PLEA (G or NG)
MERCURIO, Giovanni	Art 81-624-625(1+2) + 61(5) CPC	Theft from DI MAGGIO	G
GOLZI, Cesare	Art. 624-625(1) and 61(5) CPC	Orazio of L. 26,000 and gold chain 15.12.44 also	G
BALISTRERI, Antonino	Art. 648 (CPC)	Third accused charged with receiving chain	NG

In Column 1 set out name(s) of accused person(s) and opposite each name set out charge(s) against that person and plea to each charge.

EVIDENCE FOR PROSECUTION

(If not sufficient space below, attach other sheets)

Confessions of MERCURIO and GOLZI
Admission by BALISTRERI of purchase of gold chain for small amount

HEADQUARTERS A.G. CASE NO. 56

8

EVIDENCE FOR DEFENCE

Defence pleaded youth of accused MERCURIO and GOLZI and BALISTRERI's ignorance that chain was stolen.

REMARKS OF COURT

(Comments on evidence, reasons for severity or leniency, etc.)

(ii) & (iii) Sentence lenient owing to youth of accused

(iii) Receiving charge held not proved but (iii) guilty of insufficient care in ascertaining origin of purchase

FINDINGS AND SENTENCE OF COURT

Name of Accused	Charge	G or NG	Imprisonment	Fine	Fine to be paid by	Term in default
MERCURIO, Giovanni	Theft	G	2 months	—	—	—
GOLZI, Cesare	Theft	G	1 month	—	—	—
BALISTRERI, Antonino	Receiving	NG but G of negligence	—	£1000	suspended	

Where two or more terms of imprisonment (other than a term of imprisonment in default of payment of fine) are imposed on any accused, here state whether terms are *consecutive, concurrent or partly consecutive and partly concurrent* (in last event give particulars)

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

REMARKS OF COURT

(Comments on evidence, reasons for severity or leniency, etc.)

(ii) & (ii) Sentence lenient owing to youth of accused

(iii) Receiving charge held not proved but (iii) guilty of insufficient care in ascertaining origin of purchase

FINDINGS AND SENTENCE OF COURT

Name of Accused	Charge	G or NG	Imprisonment	Fine	Fine to be paid by	Term in default
MERCURIO, Giovanni	Theft	G	2 months	—	—	—
GOLZI, Cesare	Theft	G	1 month	—	—	—
BALISTRERI, Antonino	Receiving	NG but G of negligence	—	1000	suspended	

Where two or more terms of imprisonment (other than a term of imprisonment in default of payment of fine) are imposed on any accused, here state whether terms are *consecutive, concurrent or partly consecutive and partly concurrent* (in last event give particulars)

Other orders (confiscation, restitution, etc.)

(Signature)

DECISION ON REVIEW

CONVICTION AND SENTENCE AFFIRMED

for Chief Commissioner, Allied Commission.

Chief Judicial Officer

Date: 29 Ap. 1945

(Signature of Reviewing Authority)

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

FORM N° 8

REFERENCE No.

ALLIED MILITARY GOVERNMENT

PROCEEDINGS OF AN ALLIED MILITARY COURT

held at AO's Office, Lampedusa on the 30th day of November 1944

before Major A. Watts
(Name & rank of member or members costituting the Court)

A Summary Military Court

ACCUSED

Name: MARTELLO, Giuseppe Address: Lampedusa Age: -

Name: Address: Age:

Name: Address: Age:

Interpreter: -

Prosecutor: Sub/Lt. Tomasi Virgilio

Advocate for Accused: Prof. Dom Filippo Pery

CHARGES AND PLEAS

(When possible, Summons or Charge Sheet will be attached)

Name of Accused	Charged under (Specify Proc or Order and Sec)	PARTICULARS (Give date, time, place, quantities)	PLEA (G or NG)
MARTELLO, Giuseppe	Local price regulation	Sale of vegetables at higher rate than fixed price	NG

In Column 1 set out name(s) of accused person(s) and opposite each name set out charge(s) against that person and plea to each charge.

EVIDENCE FOR PROSECUTION

(If not sufficient space below, attach other sheets)

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

Name: MARTELLO, Giuseppe Address: Lampedusa Age: —

Name: Address: Age:

Name: Address: Age:

Interpreter: —

Prosecutor: Sub/Lt. Tomasi Virgilio

Advocate for Accused: Prof. Dom Filippo Pery

CHARGES AND PLEAS

(When possible, Summons or Charge Sheet will be attached)

Name of Accused	Charged under (Specify Proc or Order and Sec)	PARTICULARS (Give date, time, place, quantities)	PLEA (G or NG)
MARTELLO, Giuseppe	Local price regulation	Sale of vegetables at higher rate than fixed price	NG

?

In Column 1 set out name(s) of accused person(s) and opposite each name set out charge(s) against that person and plea to each charge.

EVIDENCE FOR PROSECUTION

(If not sufficient space below, attach other sheets)

Evidence of sale given by Brigadiere, Finance Guard, and Maresciallo, Customs.

HEADQUARTERS A.G. CASE NO. 57

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

EVIDENCE FOR DEFENCE

Pleaded oversight and inability to
Keep accounts

REMARKS OF COURT

(Comments on evidence, reasons for severity or leniency, etc.)

FINDINGS AND SENTENCE OF COURT

Name of Accused	Charge	G or NG	Imprisonment	Fine	Fine to be paid by	Term in default
MARTINO, Giuseppe	Contravention of local order	G	—	2000	—	—

Where two or more terms of imprisonment (other than a term of imprisonment in default of payment of fine) are imposed on any accused, here state whether terms are *consecutive, concurrent or partly consecutive and partly concurrent* (in last event give particulars)

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

REMARKS OF COURT

(Comments on evidence, reasons for severity or leniency, etc.)

FINDINGS AND SENTENCE OF COURT

Name of Accused	Charge	G or NG	Imprisonment	Fine	Fine to be paid by	Term in default
MARTINO, Giuseppe	Contravention of Local Order	G	—	3000	—	—

Where two or more terms of imprisonment (other than a term of imprisonment in default of payment of fine) are imposed on any accused, here state whether terms are *consecutive*, *concurrent* or *partly consecutive and partly concurrent* (in last event give particulars):

Other orders (confiscation, restitution, etc.)

(Signature)

DECISION ON REVIEW

CONVICTION AND SENTENCE AFFIRMED

Lt Col
Chief Judicial Officer,
for Chief Commissioner, Allied Commission.

Date: 28 Oct 46 194

(Signature of Reviewing Authority)

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

FORM N° 8

REFERENCE No. 8

ALLIED MILITARY GOVERNMENT

PROCEDINGS OF AN ALLIED MILITARY COURT

held at CAO's office

before Meyer A. Wallt

on the 31st day of January 194 5

(Name & rank of member or members costituting the Court)

A Summary Military Court

ACCUSED

Name: ERRERA, Pietro Address: Lampedusa Age: 29

Name: Address: Age:

Name: Address: Age:

Interpreter:

Prosecutor:

Advocate for Accused:

CHARGES AND PLEAS

(When possible, Summons or Charge Sheet will be attached)

Name of Accused	Charged under (Specify Proc or Order and Sec)	PARTICULARS (Give date, time, place, quantities)	PLEA (G or NG)
ERRERA, Pietro	Art. 655 CPC	Drunkenness and quarreling on public highway	NG

6

In Column 1 set out name(s) of accused person(s) and opposite each name set out charge(s) against that person and plea to each charge.

EVIDENCE FOR PROSECUTION

(If not sufficient space below, attach other sheets)

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

ACCUSED

Name: ERRERA, Pietro Address: Lampedusa Age: 29

Name: Address: Age:

Name: Address: Age:

Interpreter:

Prosecutor:

Advocate for Accused:

CHARGES AND PLEAS

(When possible, Summons or Charge Sheet will be attached)

Name of Accused	Charged under (Specify Proc. or Order and Sec)	PARTICULARS (Give date, time, place, quantities)	PLEA (G or NG)
ERRERA, Pietro	Art. 686 CPC	Drunkenness and quarreling on public highway	NG

6

In Column 1 set out name(s) of accused person(s) and opposite each name set out charge(s) against that person and plea to each charge.

EVIDENCE FOR PROSECUTION

(If not sufficient space below, attach other sheets)

Carabiniere's evidence accused in drunken condition picking quarrels with passersby.

HEADQUARTERS A.C. CASE NO. 58

Declassified E.O. 12356 Section 3.3/NND No. 850016

EVIDENCE FOR DEFENCE

Denial of quarreling or of being drunk – only a little excited by drink

REMARKS OF COURT

(Comments on evidence, reasons for severity or leniency, etc.)

Persistent drunkenness taken into consideration

FINDINGS AND SENTENCE OF COURT

Name of Accused	Charge	G or NG	Imprisonment	Fine	Fine to be paid by	Term in default
ERRERA, Pedro	Art 65 & PC	G	—	L200	14.2.45	—

Where two or more terms of imprisonment (other than a term of imprisonment in default of payment of fine) are imposed on any accused, here state whether terms are *consecutive, concurrent or partly consecutive and partly concurrent* (in last event give particulars):

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

REMARKS OF COURT

(Comments on evidence, reasons for severity or leniency, etc.)

Persistent drunkenness taken into consideration

FINDINGS AND SENTENCE OF COURT

Name of Accused	Charge	G or NG	Imprisonment	Fine	Fine to be paid by	Term in default
ERRERA, Pedro	Art 68 SAC	G	—	L200	14.2.45	—

Where two or more terms of imprisonment (other than a term of imprisonment in default of payment of fine) are imposed on any accused, here state whether terms are *consecutive, concurrent or partly consecutive and partly concurrent* (in last event give particulars)

Other orders (confiscation, restitution, etc.)

Lapsley Lt Col Major

(Signature)

DECISION ON REVIEW

CONVICTION AND SENTENCE AFFIRMED

Jm Bedford

Lt. Col.
Chief Judicial Officer,
for Chief Commissioner, Allied Commission.

(Signature of Reviewing Authority)

Date: 28 Apr 45 194

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

FORM N° 8

REFERENCE No. 5

ALLIED MILITARY GOVERNMENT

PROCEDINGS OF AN ALLIED MILITARY COURT

held at CAO's Office, Lampedusa on the 23rd day of January, 194 5

before Major A. Watts (Name & rank of member or members costituting the Court)

A Summary Military Court

ACCUSED

Name: MALAVENTANO, Gaetano Address: Lampedusa Age: 17

Name: MALAVENTANO, Giuseppe Address: Lampedusa Age: 16

Name: MERCURIO, Erasmo Address: Lampedusa Age: 25

Interpreter:

Prosecutor:

Advocate for Accused:

CHARGES AND PLEAS

(When possible, Summons or Charge Sheet will be attached)

Name of Accused	Charged under (Specify Proc or Order and Sec)	PARTICULARS (Give date, time, place, quantities)	PLEA (G or NG)
MALAVENTANO, Gaetano	Art 624, 625(1) 61(5) CPC	½ left of barrels from	G
MALAVENTANO, Giuseppe	Art 624, 625(1), 61(5) CPC	shed belonging to Compagnia dei Pescatori. Third	G
MERCURIO, Erasmo	Art 379, CPC	accused as accessory	NG

In Column 1 set out name(s) of accused person(s) and opposite each name set out charge(s) against that person and plea to each charge.

5

EVIDENCE FOR PROSECUTION

(If not sufficient space below, attach other sheets)

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

ACCUSED

Name: MALAVENTANO, Gaetano Address: Lampedusa Age: 17
Name: MALAVENTANO, Giuseppe Address: Lampedusa Age: 16
Name: MERCURIO, Erasmo Address: Lampedusa Age: 25
Interpreter:
Prosecutor:
Advocate for Accused:

CHARGES AND PLEAS

(When possible, Summons or Charge Sheet will be attached)

Name of Accused	Charged under (Specify Proc or Order and Sec)	PARTICULARS (Give date, time, place, quantities)	PLEA (G or NG)
MALAVENTANO, Gaetano	Art 624, 625(1) 61(5) CPC	Theft of barrels from	G
MALAVENTANO, Giuseppe	Art 624, 625(1), 61(5) CPC	shed belonging to Compagnia dei Pescatori. Third	G
MERCURIO, Erasmo	Art 379, CPC	accused as accessory	NG

In Column 1 set out name(s) of accused person(s) and opposite each name set out charge(s) against that person and plea to each charge. 5

EVIDENCE FOR PROSECUTION

(If not sufficient space below, attach other sheets)

Confessions of two accused of theft. The two Malaventanos had arranged sale before the theft with third accused

HEADQUARTERS A.C. CASE NO. 59

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

EVIDENCE FOR DEFENCE

Defence pleaded youth of accused and temptation of careless disposition of barrels. Second accused only acted under influence of stronger character of first. Third accused had previously purchased barrels legitimately in possession of MALAVENTANOS and had no reason to suspect he was acquiring stolen property.

REMARKS OF COURT

(Comments on evidence, reasons for severity or leniency, etc.)

Youth plea allowed to mitigate sentence on first two accused, but first accused difficult character, other theft from parents. Third accused found not guilty

FINDINGS AND SENTENCE OF COURT

Name of Accused	Charge	G or NG	Imprisonment	Fine	Fine to be paid by	Term in default
MALAVENTANO, Gaetano	Theft	G	3 months (Suspended)	—	—	—
MALAVENTANO, Giuseppe	Theft	G	1 month (Suspended)	—	—	—
MERCURIO, Erbano	Accessory to Theft	NG	—	—	—	—

Where two or more terms of imprisonment (other than a term of imprisonment in default of payment of fine) are imposed on any accused, here state whether terms are *consecutive, concurrent or partly consecutive and partly concurrent* (in last event give particulars)

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

REMARKS OF COURT

(Comments on evidence, reasons for severity or leniency, etc.)

Youth plea allowed to mitigate sentence on first two accused, but first accused difficult character, other theft from parents.
Third accused found not guilty

FINDINGS AND SENTENCE OF COURT

Name of Accused	Charge	G or NG	Imprisonment	Fine	Fine to be paid by	Term in default
MALAVENTANO, Gaetano	Theft	G	3 months (suspended)	—	—	—
MALAVENTANO, Giuseppe	Theft	G	1 month (suspended)	—	—	—
MERCURIO, Ettorino	Accessory to theft	NG	—	—	—	—

Where two or more terms of imprisonment (other than a term of imprisonment in default of payment of fine) are imposed on any accused, here state whether terms are *consecutive, concurrent or partly consecutive and partly concurrent* (in last event give particulars)

Other orders (confiscation, restitution, etc.)

Augustus Watts Major
(Signature)

DECISION ON REVIEW

CONVICTION AND SENTENCE AFFIRMED

Date: 28 Sep. 45 194

Lt. Col.
Chief Judicial Officer
for Chief Commissioner
(Signature of Reviewing Authority)

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

FORM N° 8

REFERENCE No. 6

ALLIED MILITARY GOVERNMENT

PROCEDINGS OF AN ALLIED MILITARY COURT

held at CAO's Office on the 23rd day of January 194 5

before Major A. Watts (Name & rank of member or members costituting the Court)

A Summary Military Court

ACCUSED

Name: SCUDELLARI, Angelo Address: Lampedusa Age: 21

Name: Address: Age:

Name: Address: Age:

Interpreter: —

Prosecutor: Sub/Lt Tomasi Virgilio

Advocate for Accused: Prof. Dom F. Pery

CHARGES AND PLEAS

(When possible, Summons or Charge Sheet will be attached)

Name of Accused	Charged under (Specify Proc or Order and Sec)	PARTICULARS (Give date, time, place, quantities)	PLEA (G or NG)
SCUDELLARI, Angelo	51, 624, 625(1), 61(5) CPC	Theft of glass from Brignone Italo. Theft of clothing from Di Meli' proprietà	G

HQ AC 60

In Column 1 set out name(s) of accused person(s) and opposite each name set out charge(s) against that person and plea to each charge.

EVIDENCE FOR PROSECUTION

(If not sufficient space below, attach other sheets)

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

Name: SCUDELLARI, Angelo Address: Lampedusa Age: 21

Name: Address: Age:

Name: Address: Age:

Interpreter:

Prosecutor: Sub/Lt Tomasi Virgilio

Advocate for Accused: Prof. Tom F. Pery

CHARGES AND PLEAS

(When possible, Summons or Charge Sheet will be attached)

Name of Accused	Charged under (Specify Proc or Order and Sec)	PARTICULARS (Give date, time, place, quantities)	PLEA (G or NG)
SCUDELLARI, Angelo	51, 64, 625(1), 61(5) CPC	Theft of glass from Brignone Italo. Theft of clothing from Di Trolio Giovanni	G

In Column 1 set out name(s) of accused person(s) and opposite each name set out charge(s) against that person and plea to each charge.

4

EVIDENCE FOR PROSECUTION

(If not sufficient space below, attach other sheets)

Confession of accused

HEADQUARTERS A.C. CASE NO. 60

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

EVIDENCE FOR DEFENCE

Defence pleaded sudden temptation

REMARKS OF COURT

(Comments on evidence, reasons for severity or leniency, etc.)

FINDINGS AND SENTENCE OF COURT

Name of Accused	Charge	G or NG	Imprisonment	Fine	Fine to be paid by	Term in default
SCUDELLARI, Angelo	Theft	G	3 months	-	-	-

Where two or more terms of imprisonment (other than a term of imprisonment in default of payment of fine) are imposed on any accused, here state whether terms are *consecutive, concurrent or partly consecutive and partly concurrent* (in last event give particulars)

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

REMARKS OF COURT

(Comments on evidence, reasons for severity or leniency, etc.)

FINDINGS AND SENTENCE OF COURT

Name of Accused	Charge	G or NG	Imprisonment	Fine	Fine to be paid by	Term in default
SCUDELLARI, Angelo	Theft	G	3 months	-	-	-

Where two or more terms of imprisonment (other than a term of imprisonment in default of payment of fine) are imposed on any accused, here state whether terms are *consecutive, concurrent or partly consecutive and partly concurrent* (in last event give particulars)

Other orders (confiscation, restitution, etc.)

Angus Walters Major

(Signature)

DECISION ON REVIEW

CONVICTION AND SENTENCE AFFIRMED

Jim Lockyard

Lt. Col.

Chief Judicial Officer

for Chief Commissioner War Crimes Commission.

Date: 28 Apr. 1945

(Signature of Reviewing Authority)

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

Y GOVERNMENT

Y COURT RECORD

PLEA	WITNESSES	SENTENCE FINDING	SENTENCE FINE	SENTENCE IMPRISONMENT	DATE FINE PAID	JUDGE
Guilty		Guilty	—	2 months	—	Applebatts Major
Guilty		Guilty	=	1 month	—	Applebatts Major
Not Guilty		Guilty	£,1000 amenda Suspended	—	—	Applebatts Major
Guilty		Guilty	—	2 months suspended	—	Applebatts. Major
Guilty		Guilty	—	1 month suspended	—	Applebatts Major
Not Guilty		Not Guilty	—	—	—	Applebatts. Major
Guilty		Guilty	—	3 months	—	Applebatts Major
Guilty		Guilty	—	1 year	—	Applebatts Major
Not Guilty		Guilty	£.2000 multa	—	16 Feb 45	Applebatts Major
Guilty		Guilty	—	6 months suspended	—	Applebatts. Major

Applebatts Major

C A O

0488

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

Guilty		Guilty	£1000 or 6 months Suspended	—	—		Capt Scott Major
Guilty		Guilty	—	2 months Suspended	—		Capt Scott Major
Guilty		Guilty	—	1 month suspended	—		Capt Scott Major
Not Guilty		Not Guilty	—	—	—		Capt Scott Major
Guilty		Guilty	—	3 months	—		Capt Scott Major
Guilty		Guilty	—	1 year	—		Capt Scott Major
Not Guilty		Guilty	£2000 or 12 months	—	16 Feb 45		Capt Scott Major
Guilty		Guilty	—	6 months Suspended	—		Capt Scott Major

Capt Scott Major

C A O
LAMPEDUSA
1st March 1945

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

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

1528

ALLIED MILITARY GOVERNMENT
PANTELLERIA

CA-60/356

31 March 1945

TO : H.Q., ALLIED COMMISSION
SICILIA REGION - PALERMO
(Att.: Legal Div.)

FROM : Capt. G. PARKER, M.M.
A.M.G., PANTELLERIA.

SUBJECT : Summary Military Court.

1. Your letter RLE 013.047/EKM dated 17th March 1945 is acknowledged.

2. Actually the cases 113-116 were on two charges each and I regret the sheet was not clearly made out. The charges were "illegal possession explosive" - " fishing by explosive".
They were written under first charge instead of being separated as first and second charge.

3. Each of the accused therefore paid Lire 2,000..

4. Your para. 4 is noted.

5. All fines to date have been paid.

G. PARKER, Capt.,
S.C.A.O., Pantelleria.

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

(5)2C

ALLIED MILITARY GOVERNMENT
PANTELLERIA

(1)

CA-60/355 31 March 1945

TO : H.Q., ALLIED COMMISSION
SICILIA REGION - PALERMO.
(Att.: Legal Div.)

FROM : Capt. G. PARKER, M.M.
A.M.G., PANTELLERIA.

SUBJECT : Summary Military Court.

1. Your letter RLE 013.0[illegible]7/EKM dated 17/3/45 is acknowledged.

2. Case 118; the three people mentioned have already left the Island.

3. They are not natives of Pantelleria and being undesirables I hope the Summary Court has the power to expel them from this Military Region. No order was made as to where they shall reside provided it outside Pantelleria.

4. May I also point out that the native of Pantelleria, Sisia Gian Battista di Giovanni tried on the same charge was sentenced to 1 month imprisonment only.

5. Before taking steps to find these three men in Sicily and bring them back, I shall await your confirmation, in view of the above-mentioned considerations.

6. The exclusion of the undesirable Sicilians has proved an effective deterrent and is in accordance with Italian law and I would appreciate your close examination of the point and if it is possible your confirmation that I may continue to expel from the Island these rogues when brought for trial.

G. PARKER, Capt.,
S.C.A.C., Pantelleria.

1

1986