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10000/142/634

CIARDULL
MAY-JULY

10000/142/634

CIARDULLO FRANCO (DISPOSAL OF CHEQUES)
MAY-JULY 1946

4083/99

Ciardullo Franco

In safe

AC/NOB9/99/L.

SUBJECT : CIARDULLO Franco (Disposal of Cheques)

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

THIS FOLDER

CONTAINS PAPERS

ON May - 1946

July - 1946

CATALOGUE - 10000 / 142 / 634

776

37A

HEADQUARTERS ALLIED COMMISSION
APO 794
LEGAL SUB COMMISSION

FILE

FILE

AC/4083/99

AC/4083/1/L

TS/NS
23 JULY 1946

SUBJECT : CIARDULLO Franco.

TO : Lombardia Liaison Group
(Attn: Public Safety Liaison Officer)

1946.

1. Reference is your BE/9 dated 12 July

2. It is regretted that we are unable to forward any information as regards the above mentioned person.

3. A careful search of the records of both the Legal Sub Commission and the Archives Division has failed to disclose any information pertinent to the alleged trial by an AMG Court for the theft of W.D. Patrol.

By command of Rear Admiral STONE :

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

FILE

FILE

4083/199

Public Safety Liaison Office
Montecasini Building
Via Albana 20, Milan
Phone 12641 ext. 2041

36/9

12th July 1946.

SUBJECT : Currency. (CIARDULLO Franco)

TO : Chief Legal Adviser,
Legal Sub-Commission, AS.

1. The attached copy of letter is forwarded for your information and such action as you deem necessary.

For the Chief Liaison Officer,

J. B. Hineswood
J. B. HINESWOOD, Major
Public Safety
Liaison Officer.

1 encl. Net Counsel

1119

JUL 20 1946

SUBJECT : Currency

HQ 59 Sub Area
8 July 46
9 AI

Liaison Officer,
HQ ACC Lombardia Region
MILANO

Sub/Lieut CIARDULLO Franco of
3 Bn Autotransport AC GENOA

Would you kindly forward particulars of the trial of the a/n,
convicted early this year by, it is thought, an A.M.G. Court, of
selling WD petrol.

Major,
DAA & QGAG

HEADQUARTERS ALLIED COMMISSION
APO 754
LEGAL ATTACHMENT

/ade.

24 June 1946.

AD/ADOC/VL.

SUBJECT: CLOVISIO Franco.

TO: CIB, D.S.F.

1. Reference is your 4379/A-3 of 7 June 1946.

2. Article 11, consolidated instructions for Allied Military Courts provides that "Property seized in connection with an arrest (unless the property is perishable) will be retained pending trial by the person seizing it and it MUST be produced in Court at the trial."

Article 26 provides that "The order of the Court MUST deal with the disposition of the property."

3. In your letter it is stated that the accused was tried and convicted by an AMI Court. Because records of trials are filed in Archives under the name of the Region where trial was held, it will be necessary that the facts of the trial, such as time and place, the name of the accused, and the sentence given (particularly if under two years) be stated, so that the trial proceedings may be consulted, and the judicial order therein entered, be followed.

H.J. ARKINER,
Lt. Colonel, IAD,
Chief Counsel.

Copy to: Public Safety Liaison Office, Milan
your 20/9 of 3 June refers.

APPLICATION FOR FILES

To Archives Branch

From Legat

URGENT

Date 18 Jun 66

Time

The following files are required for reference

Subject matter

Case of CARDOLO Franco

Our reference

Lombardia

Date sent to Archives

Probable time of retention

2 days

COLLECT FROM ARCHIVES

Date

Time

C. J. Wills Jr Authorising

Inquire ~~about~~
other ~~names~~

~~NOT IN FILE~~
~~CLARK DUKKI ENZO~~

~~11 NOV. 44~~

~~40 D 015 72500~~

Try other

index cards

Lombardia-Toscana
Emilia, Liguria

No Index Card

Cpl Fleming
W

ALLIED CONTROL COMMISSION

INTER-OFFICE MEMORANDUM

SUBJECT:

TO

Legal S/C.

FILE No.

17th June 1946

The attached documents are forwarded to you for action. It is suggested that you might write to D.A.G. asking for further details which he may have to help you to trace the Record of the case.

Shiraz Durrani, Merv
C.A. Section

Chief Counsel

CJO

Relation Section

CL RKS

17 June 46

HEADQUARTERS ALLIED COMMISSION
APO 794
ECONOMIC SECTION

15 GIU. 1946

14 June 1946

Ref: 13016/F

SUBJECT: Disposal of Cheques - Sub Lieut. Ciardullo Franco.

TO : Vice President
Civil Affairs Section. A.C.

1. Request that Civil Affairs Section take whatever definitive action that maybe necessary in this case.
2. It appears that this is a purely legal case. There are no records or precedent in the Economic Section on which to proceed.
3. Note is made of the attached statement from the legal SUB-COMMISSION.

Charles W. Walton
CHARLES W. WALTON
Colonel, A.C.
Acting Vice President.



P134

SUBJECT :- Disposal of Cheques - Sub Lieut CIARDULLO FRANCO.

HQ Allied Commission,

GHQ CMF.

4379/A-3.

7 June 46.

1. It is understood that the above named was convicted by an AMG Court of stealing and selling WD Petrol, and the sum of 150610 lire was impounded from him. This amount included two cheques valued at 40000 lire, which had not been endorsed by the above named and are not therefore negotiable.
2. May it be stated, therefore, whether in these circumstances any action may be taken by you to recover from the civilians concerned the amount for which they had issued these cheques in payment for the WD Petrol.
3. If no such action is possible your advice is requested as to the disposal of these cheques.



[Signature]
Brigadier.
DAG.

/hs



2.4. Article 11, Consolidated Instructions for Allied Military Courts provides that "Property seized in connection with an arrest (unless the property is perishable) will be retained pending trial by the person seizing it and it MUST be produced in Court at the trial.

Article 28^a provides that ~~the order~~ "The order of the Court must deal with the disposition of the property.

3.2. In ~~the~~ your letter it is stated that the accused was tried and convicted by an FMG Court. ~~It will be necessary~~ Because records of trials are filed in Archives ~~in the Region where~~ under the name of the Region where



trial was had, it will be necessary that the facts of the trial, such as time and place, the name of the accused, and the sentence given (particularly if under two years) be ^{stated} given, so that the trial proceedings may be consulted, and the judicial order therein entered, ~~may~~ be followed.

4083 ✓

HEADQUARTERS LOMBARDIA REGION LIAISON GROUP ALLIED COMMISSION

P8/9

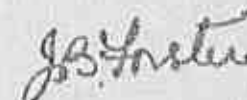
APO 394 Public Safety Liaison Office
Montecatini Building
Via Albania 20, Milan
Phone 12641 ext. 2058

3rd June 1946.

SUBJECT : Ciardullo Franco.
TO : Headquarters Allied Commission,
Legal Sub-Commission.

1. Reference the attached letter from AA 59 Area which is self explanatory.
2. Can you please assist with the necessary information?

For the Chief Liaison Officer,



J. B. FORSTER, Capt.
Public Safety
Liaison Officer.

encl.

Copy to:

Hq. 59 Area - your 9 A 1 - 31 May 1946 refers.

APG-1 SUB C - 11/30

JO

JO

Chief Counsel

EIO

Liaison Section

CL RKS

4 June 46

669
2%
SUBJECT:- Currency

3343
HQ 59 Area
9 A 1

31 May 46

Public Safety Sec,
Allied Commission

For attention of Capt FORSTER

Kindly confirm CIARDULLO FRANCO was
tried and convicted by an AMG Court in August
1945 for stealing, receiving, and or selling
WD petrol.

SIB report 64/A/45/102 dated 8 Aug 45 refers.

LVC/PB

P. JAFETY



2172