

ACC

10000/142/698

APPEALS FROM AL
OCT. 1943 - FEB. 1944

10000/142/698

APPEALS FROM ALLIED MILITARY COURTS, CORRESPONDENCE
OCT. 1943 - FEB. 1944

FILE CLOSED 5 February 1944



PARTITO FASCISTA REPUBBLICANO
FEDERAZIONE DELL'URBE
IL COMMISSARIO FEDERALE

HEADQUARTERS
ALLIED CONTROL COMMISSION
Legal Subcommittee
Salerno Detachment.

ACC/gaf

5 February 1944.

ACC/4083/L.

SUBJECT: Case of Gruenberg.

TO : Regional Judicial Officer, Region 2.

1. Ref letter 2 Jan 44 (2201/55/20) the notice of appeal returned herewith was received after review of this case.

2. Col. Behrens remembers reviewing it and is under the impression that the papers included a statement of the grounds of appeal which were fully considered. If so the enclosed document is purely formal. If not and if an appeal is lodged later it may be necessary to call for the document.

GEORGE POLLOCK, Colonel
Chief Judicial Officer.

RECEIVED
ARMED SERVICES COMMISSION
(SOUTH PACIFIC)
HEADQUARTERS

ACC/1095/L

SUBJECT: * Work by Prisoners

TO : S.I.O., A.M.C. HQ, 2th Army

5th February 1944

Referring to the inquiry of the NSA of (HILLI Province) concerning the above matter, no action has been taken to permit extrajudicial punishment in lieu of imprisonment. Although the subject has been under consideration it is felt that there are administrative difficulties which would make the plan unworkable.

REMI D. WATSON
Colonel,
Chief Legal Officer.

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HEADQUARTERS,
ALLIED CONTROL COMMISSION,
APO 304

2nd February 1944

Subject: Case of Nicola CORNIGLIO against avv. Luigi
DE ROBERTIS - for possession of leased premises.

To : Lieut. Col. Fraege,
R.C.A.C.,
Region III.

I enclose herewith correspondence relating to the case of
Nicola CORNIGLIO against avv. Luigi DE ROBERTIS.

I should be glad to know whether the direction cited in
para. 3 of your R.C.A.C.'s letter of 25 Jan is correct and if so, what
reason you had for giving this specific direction in this particular
case.

M. S. DUMI,
Brigadier,
Executive Commissioner.

Copy to: Legal Sub-Commission.

0298

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

Legal

Keegal SC 4559
 142
 142

Subject: Bonds Prisoners

To: S. L. O. AM & 8th Avenue

1. Herewith application by CARBONETTA Francesco (imprisoned 15 months imprisonment on 19 Jan. 44 for attempted war-cultures) that he be allowed to work, which reads as follows:-

"I Carbonetta, Francesco Paolo, imprisoned to 18 months imprisonment, having a large family to care for, beg the British authorities to use me for work with the Allied troops, instead of keeping me idle.

In this way I hope to make myself useful while my family, which is in a bad state.

Thanking you in anticipation etc etc"

2. Herewith similar application from SPALLINO Pietro, sentenced to 3 months for attempted theft of Russian from R.S. Stores. I am investigating the claim in the first para: of his application.

3. Brigadier Rush on his recent visit mentioned that a scheme was under consideration for employing prisoners in unskilled labour instead of keeping them idle. Has anything been settled on this question?

Vasto

1 Feb. 44

G. M. Webster, Major.

P. S. L. O. Chief.

1st Feb. 1/2/44

To: C. L. O. AM & 8th Avenue 15 Army Group.

"9. Carlonella, Francesco Paolo, sentenced to 18 months imprisonment, having a large family to care for, beg the authorities to use me for work with the Allied troops, instead of keeping me idle.

In this way I hope to make myself useful while my family, which is in a bad state.

Thanking you in anticipation etc etc

2. Herewith similar application from SPALLINO Pietro, sentenced to 3 months for attempted theft of German from R.E. Stores. I am investigating the claim in the first para: D his application.

3. Brigadier hush on his recent visit mentioned that a scheme was under consideration for employing prisoners in useful labour instead of keeping them idle. Has anything been settled on this question?

Vasto

1 Feb. 44

G. M. Wedgford. Major.

P. S. L. O. Child.

1st Feb. 1/2/44

To: C & O S.M.S. 789. 15 Army Group.

1. Forwarded for action. This office has no authority.

2. May we have answer to para. 3 above?

3. May? Deleted will be requested to forward result of his investigating efforts as mentioned in para. 2., whether or not any information is obtained.

Edwin J. Mercer
EDWIN J. MERCER, Maj. Ord.
SENTRY LEGAL OFFICER, A.M.C., 3rd ARMY



COMUNE DI ISTONIO

(Provincia di Chieti)

ATTO DI ASSENSO

PER L'ARRUOLAMENTO VOLONTARIO DI UN MINORENNE

L'anno _____ questo dì _____ del mese di _____

è comparso avanti me Podestà del Comune suddetto:

(1)

(1) Cognome, nome qualità
del dichiarante, cioè padre o
madre.

(2) Cognome e nome del
l'aspirante all'arruolamento.

del minorenni (2)

il quale, per assecondare la costui inclinazione, acconsente possa im-
prendere il servizio militare nella qualità di volontario.

In fede di che lo stesso dichiarante ha sottoscritto con me il pre-
sente atto.

Firma del Dichiarante

IL PODESTÀ

(L. S.)

ATTO DI ASSENSO

PER L'ARRUOLAMENTO VOLONTARIO DI UN MINORENNE

L'anno _____ questo dì _____ del mese di _____

è comparso avanti me Podestà del Comune suddetto:

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del dichiarante, cioè padre o
madre.

(2) Cognome e nome del
l'aspirante all'arruolamento.

(1)

del minore (2)

il quale, per assecondare la costui inclinazione, acconsente possa im-
prendere il servizio militare nella qualità di volontario.

In fede di che lo stesso dichiarante ha sottoscritto con me il pre-
sente atto.

Firma del Dichiarante

IL PODESTÀ

(L. S.)

N. B. — Se l'atto di assenso è rilasciato dalla madre, perchè vedova, o per avere il marito interdetto civilmente,
o privato dei diritti civili, si dovrà accennare in questo atto tali circostanze, e nel primo caso anche la data della
morte del marito.

ARTE DELLA STAMPA - ISONIO

0304

Spett. A. M. G. Vasto

Io sottoscritto Carbonetta Francesco Paolo
condannato a 18 mesi di carcere, avendo a carico
numerosa famiglia, prego codesto Spettabile
Comando a voler utilizzarmi in lavori presso
le truppe Alleate, anziché detenermi inoperoso.

Io conto in questo modo rendermi
utile ed aiutare la mia famiglia che si
trova in brutte condizioni.

Nella speranza di un benemerito accoglimento
della presente, ringrazio in anticipo.

Vasto, 20 gennaio 1944

Il detenuto
+ di Carbonetta Francesco

Vardo, 22 gennaio 1944

Spett. A.M.G.

Vardo

Il 14 agosto 1943 io sottoscritto Spallino Pietro ho salvato due Aviatori Inglesi periti che, lanciatisi col paracadute erano caduti in mare e che io stesso ho portati all'ospedale. Tu consideragione di quando precede mi permette rivolgermi alla Vostra benevolenza per quando seguire.

Il 18 corrente sono stato condannato senza aver commesso la colpa ascritta a tre anni di carcere e mi permetto pregare per un atto di clemenza e di riconoscenza di permettermi di lavorare, magari senza salario, presso le Gruppe Alleate, anziché farmi rimanere in carcere.

Nella speranza di un pronto accogliendo,

Il Esentando.

Spallino Pietro

Translation

" On 14 Aug 43, I the undersigned Spallino Pietro saved 2 English wounded

978

che, lanciatisi col paracadute erano caduti in mare e che in questo ho potuto. All'aspetto. In considerazione di quanto precede mi permetto rivolgermi alla Vostra benevolenza per quando segue.

Il 18 corrente sono stato condannato senza aver commesso la colpa ascritta mi è da mandare in carcere e mi perimetto pregare per un atto di clemenza e di riconoscenza di perdonarmi di lavorare, magari senza salario, presso la Gruppo Alleate, affinché farmi rivivere in carcere.

Nella speranza di un pronto accoglimento,

L. Soderush.

Spallini Pillo

Translation

"On 12 Aug 43, I the undersigned Spallino Pietro saved a English wounded airman who coming down by parachute had fallen in the sea & whom I took to the hospital.

In consideration of this I ask your kindness as follows

On the 18th inst. I was sentenced to 3 months imprisonment without having committed the crime with which I was charged. I beg for clemency & recognition to be allowed to work, even without pay, with the Allied troops instead of being kept in prison.

In the hope of a favorable reception -

SUBJECT : Appeals

C.L.O.
AMGOT H.Q.
PALERMO

4095

The enclosed petition from CARBONE Giovanni, asking that the sentence of three months' imprisonment passed on him by a Summary Court at Reggio may be altered to fine, or alternatively that he may be transferred to Messina to serve his sentence is forwarded for disposal in accordance with Proc 4 art VII, together with the Court record.

REGGIO
30 OCT.43.

Stunt Stunt
MAJOR R.A.
C.A.O. REGGIO PROVINCE

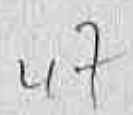
Appeal reviewed referred to Reg 2 - 9/11/43

4095

903

1. There is enclosed herewith the record of Summary Court proceedings against Henry Rose and the appeal of the defendant from the judgment of the Court.
2. For your information it should be added that Captain Paty, Legal Officer for the Compartimento of ~~Pat~~ Lucania, who sat in Summary Court in this case is himself persuaded that the appeal should be allowed. It was for that reason that he determined to remit the fine.

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0309