

785016

ACC

10000/142/845

PROGRESS RE
WOUNDING OF
MAY-SEPT. 19

42/845

PROGRESS REPORTS TO AAI ON CASES INVOLVING MURDER &
WOUNDING OF ALLIED SOLDIERS
MAY-SEPT. 1944

0-326

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

785016

FILE CLOSED 16 September 1944

47

4152

HEADQUARTERS
ARMED CONTROL COMMISSION
R.C. & M.C. SECTION
APO 394

REF : 275/101/CA.

16 September 44.

SUBJECT : Trial of Giuseppe AFFINITO

TO : Southern Region.

84A
Reference this HQ. letter addressed to Region
III (275/94/CA) of 15 August 44, may you please be informed
of the result of the trial of AFFINITO.

NORMAN E. FISKE
Colonel,
Deputy Executive
Commissioner.

Legal Subcommittee

46

HEADQUARTERS
ALLIED CONTROL COMMISSION
R.C. & M.G. Section
APO 394

Phone:
478808

Ref/275/84/CA.

15 August 1944

SUBJECT: Discipline - Death of 1884035
Cpl. Covey S.

TO : R.C. Region III.

Reference this HQ letter 275/84/CA of 31 July 1944 please advise this HQ of the present position and when it is expected that Affinito Giuseppe will be brought to trial.

LEGAL SUB-COMMISSION

Chief Counsel

CIO

Italian Section

Q. RKS

NORMAN E. FISKE,
Colonel,
Deputy Executive
Commissioner.

Copy to: Admin. Section (for Legal Sub-Com)
HQ. AAI (Your 5130/A(PS) of 11 Aug 44 refers)

See, This file also with Lt Bryce & Col Wilson
at Bari. Related to Reg 2 murder case.
For information only.

16/8/44

620

(33A)

(1) MARRO GIUSEPPE - Accused of killing Canadian Soldier - No proceedings in AMG
Court - No Case

(2) CRISCUOLO VITO - Charged (a) murder of Canadian soldier
(b) Unlawful carrying of arms
(c) Illegal retention of arms } Charge to
at ESOLI } Region 3 for Trial
23 June 44

(3) VENDITTI BARTOLO - Murder of Allied Soldier
at PIETRAVAIRANO } Region 3 -
Trial fixed for
26 June 44

File with Col. Campbell

(4) RONARIO ANTONIO - Wounding of Allied Soldier
at MARZANO -

No further particulars - Bev

~~There~~ There are 2 MARZANO'S including one in N.

Italy - One of them is MARZANO APPIA - NAPLES, P.

The other is MARZANO di NOLA - AVELLINO, P.

Both of these come within Region III - and as it is
probable that the locality does not come within Rostered
Italian Territory the charge would not be submitted to
the Int. Commission but the matter would be dealt
with by an ordinary A.H.C. normal procedure -
the case would therefore only come to ACC in the
event of the Italian being sent on to Regional Review
by the Chief Legal Officer - I which can be done by Col. Campbell

780

4152 ✓

32A

HEADQUARTERS
ALLIED CONTROL COMMISSION
R.C. & M.G. SECTION
APO 394

Ref/275/24/CA

31 July 1944

SUBJECT: Discipline - Death of 1884035 Cpl. Covey, S.

TO : R.C. Region III

1. The attached copy letter from AAI/AAI/5130/A(P3) of 24 July is forwarded for information. May we be advised of the present position and when it is expected that Affinito GIUSEPPE will be brought to trial.

LEGAL SUB-COMMISSION

3010

Chief Counsel

3010

Yellow Section

Copy to:

Admin. Section (for Legal Sub-Comm.)

JEL

NORMAN E. FISKE
Colonel
Deputy Executive
Commissioner

Seen
NA

10

✓4152

SUBJECT :- Discipline - Progress.CONFIDENTIAL.

(32B)

HQ ALLIED ARMIES IN ITALY

AAI/5130/A(PS).

Executive Commissioner,
HQ ACC (2)

24 July 44.

1. Information has been received through PRO channels of the murder of 1884035 Col. COVEY S, 245 Pz Coy RE at PONTRELATO-NE on 28 Jun 44. It is understood that an Italian civilian APFINITO GIUSEPPE is now in arrest at SANTA MARIA CAPUA awaiting trial. SIB report SIB 61/A/44/726 dated 11 July 44 (copy to Legal Officer Region III) refers.

2. Please keep this HQ informed of progress in this case.

Brigadier,
D.A.G.

HMF/IV.

Copies to: PRO (your PRO 53/1/61 dated 23 July 44 refers above quoted SIS report returned herewith)

ADJAG (Your JAG/General 24 dated 24 Jul 44 refers.)

42

HEADQUARTERS
ALLIED CONTROL COMMISSION
Legal Subcommittee
APC 394

Tel.No.679

RHW/ap

ACC/4152/L

28 July 44

SUBJECT : Case of ROMANO Antonio

TO : HQ AAI

Reference your AAI/5130/A PS 28 June 1944 and my
ACC/4152/L 4 July 1944.

1. To-day I have been advised by the Regional Legal Officer
of Region 3 as follows:

" Very briefly the facts in this case are that some
Canadian and British soldiers (the latter being out
of bounds) were having drinks at ROMANO's house. After
a while, he refused to serve them with further drinks.
Thereupon the soldiers began a disturbance threatening
to steal ROMANO's chickens.

In order to protect his property ROMANO ran upstairs
for his gun and, to frighten the soldiers, fired over
their heads.

Gnr. MAIS who, according to his only story, was on his
way back from the latrines, was hit. The injured sol-
dier feels that the shooting was accidental, and that
the accused did not intend to do bodily harm to him.
ROMANO had no permit for the gun."

" ROMANO was detained on two charges, first wounding and
secondly wrongful possession of the gun."

" The Military Police who investigated the crime were of
the opinion that there was no chance of obtaining a con-
viction on the first charge. Accordingly the first
charge has been dropped. The second charge has with the
consent of the Military Police been turned over to the
Italian Tribunale at SANTA MARIA C.V. for trial."

"I will keep you informed of the progress of the case."

R. H. WILMER,
COL. GAC.
Acting Chief Legal Officer.

30A

HEADQUARTERS
REGION 3, ALLIED CONTROL COMMISSION
APO 394, U.S. Army

L-3046

25 July 1944

SUBJECT: Case of ROMANO Antonio

TO : CLO, Legal Sub-Commission, ACC.

1. Reference is to your letter of 4 July 44 reference ACC/4152/L and to this headquarters reply of 7 July 44, reference L-3046.

2. Very briefly the facts in this case are that some Canadian and British soldiers (the latter being out of bounds) were having drinks at ROMANO's house. After a while he refused to serve them with further drinks. Thereupon the soldiers began a disturbance threatening to steal ROMANO's chickens. In order to protect his property ROMANO ran upstairs for his gun and, to frighten the soldiers, fired over their heads. Mr. MAIS who, according to his only story, was on his way back from the latrines, was hit. The injured soldier feels that the shooting was accidental, and that the accused did not intend to do bodily harm to him. ROMANO had no permit for the gun.

3. ROMANO was detained on two charges, first wounding and secondly wrongful possession of the gun.

4. The Military Police who investigated the crime were of the opinion that there was no chance of obtaining a conviction on the first charge. Accordingly the first charge has been dropped. The second charge has with the consent of the Military Police been turned over to the Italian Tribunale at SANTA MARIA C.V. for trial.

20

5. I will keep you informed of the progress of the case.

For the Regional Commissioner:

G.A. Bamlet

G.A. BAMLET,
Major, G.L.,
Actg Reg Legal Officer.

GAB/mc

LEGAL SUBCOMMISSION	
CLO	
DCLO	
Chief Counsel	
CJO	
Italion Section	
CL RKS	

✓ 4152

Legal SC 3401
6867
24.7.44. 29A

HEADQUARTERS
ALLIED CONTROL COMMISSION
REGION II

Ref. :- 2201/76/D
Subject:- Taranto Train Robbery Cases
To :- CLO Legal Subcommittee ACC ROME

24A

Ref ACC/4152/L of 11.7.44, delay in reply is regretted, but was due to the LO Apulia being in Sicily at the time of its receipt.

The cases covered by the above designation are still in istruttoria stage, and the LO wrote to the Italian judicial authorities to expedite their trial, just before leaving for Sicily.



BK Cousins
D.E.S. COUSINS, Lt. Col.
R.L.O.
Region II

TO	
Chief Counsel	
Legal Section	
CL RKS	

38

Why did he
Go to Sicily?

4152 HEADQUARTERS
ALLIED CONTROL COMMISSION
REGION 2

REF: 2201/70/H

SUBJECT : AMG Courts.

TO : C.L.O., Legal Subcommittee ACC, Rome. *Recd 24/7/44*

1. Ref ACC/4002/8/L of 11.7.44, attached please is the proforma completed.
2. Additional information will be reported as directed.

Bill Cousins
D.E.S. COUSINS Lt.Col.
R.L.O.,
REGION 2.

CASES FOR TRIAL IN REGION II

<u>Name of Accused</u>	<u>Offence Charged</u>	<u>Date Fixed for Trial</u>	<u>Date of Trial</u>	<u>Result</u>
1. MASTROVITO COSIMO	a. Murder of Sapper Everedged at Taranto on 1st May 44. b. Unlawful carrying of arms.	5 July	10 Jul	G De
2. D'ISANTO CITO	a. Murder of L/Cpl Ngocako Ben at Taranto on 1st May 44. b. Unlawful carrying of arms	11 Jul	11 Jul	G
3. DI BARTI FILomena MASTELLO TERESA VERGILIO LAURA	Retention of military property (Art 166 M.P.C.P. and 47 M.P.C.P.) being in possession of cordite and other objects of mil. armament at Polo del Colle on 8 Mar 44.	Tried by Italian Court vide 2201/74/D of 5.7.44 and 2201/74/A of 13 & 1		
4. BARONE NATALE BAGNO FRANCESCO CHIAPPARINI MIRENIE	a. Aggravated Theft of mil armament b. Continuous destruction of military armament at Bitonto 25 April 44	"	"	"
5. MARINO FRANCESCO	a. Aggravated Theft of military armament b. Destruction of military armament at Bitonto 16 April 44.	"	"	"
6. DE GENNARO DOMATO	Concurrence and cooperation with (5) & providing assistance after the commission of the offense.	"	"	"

CASES FOR TRIAL IN REGION II

<u>Offence Charged</u>	<u>Date Fixed for Trial</u>	<u>Date of Trial</u>	<u>Result Verd: Sent:</u>	<u>Remarks</u>
a. Murder of Sapper Eversedge at Taranto on 1st May 44. b. Unlawful carrying of arms.	5 July	10 Jul	G Death	Charges fr ACC Hq to Reg IIA on 23/6/44
a. Murder of L/Cpl Ngoko Ben at Taranto on 1st May 44. b. Unlawful carrying of arms	11 Jul	11 Jul	G 13 yrs	Charges fr ACC Hq to Reg IIA on 23/6/44
Retention of military property (Art 166 M.P.C.P. and 47 M.P.C.W) being in possession of cordite and other objects of mil. armament at Palo del Colle on 8 Mar 44.			Tried by Italian Court vide 2201/74/D of 5.7.44 and 2201/74/A of 13 & 14.7	Charges fr ACC Hq to Reg II on 23/6/44
a. Aggravated Theft of mil armament b. Continuous destruction of military armament at Bitonto 25 April 44	"	"	"	
a. Aggravated Theft of military arma- ment b. Destruction of military armament at Bitonto 16 April 44.	"	"	"	
Concurrence and cooperation with (5) & promising assistance after the commis- sion of the offense.	"	"	"	

CASES FOR TRIAL IN REGION II

<u>NAME of Accused</u>	<u>Offence Charge</u>	<u>Date Fixed for Trial</u>	<u>Date of Trial</u>	<u>Result Verdict</u>
7. GAUDIO MARFISI (Bari Reg. II)	Murder and Assault of U. S. Soldier Johns, at Bari	Aug 7th	-	-
8. LO GRIECO EMANUELE	a. Aggravated Theft of silk thread at Bari b. Damaging military objects c. Aggravated Theft of cartridge etc. at Bari.	Tried already by the Italian Courts		
9. BIRARDI MICHELE	a. Aggravated Theft of machine gun belts etc. b. damage to military property at Bitonto.	Aug 7th	-	-

CASES FOR TRIAL IN REGION II

	<u>Offense Charge</u>	<u>Date Fixed for Trial</u>	<u>Date of Trial</u>	<u>Result Verdict Sent</u>	<u>Remarks</u>
II (Bari Reg. II)	Murder and Assault of U. S. Soldier Johns, at Bari	Aug 7th	-	-	RLO to prepare charges.
	a. Aggravated Theft of silk thread at Bari b. Damaging military objects c. Aggravated Theft of cartridge etc. at Bari.		Tried already by the Italian Courts		Charge to Region II, 12 July 44
	a. Aggravated Theft of machine gun belts etc. b. damage to military property at Bitonto.	Aug 7th	-	-	Not yet received

HEADQUARTERS
ALLIED CONTROL COMMISSION
Legal Sub-Commission
APO 394

/pa

27A

REFERENCE : AGC/4152/L.

16 Jul 44.

SUBJECT : Cases to be tried by A.M.C. Courts.

TO : RLO (THRU: R.C.) Region 2.

1. With reference to letter AGC/400/L/L dated 11th July 1944 enclosing a list of cases to be tried by A.M.C. Courts in Region 2, this letter was addressed in error to Region 3.

2. Region 3 has been asked to send it on to you, and on receipt will you please treat it as addressed to you.

RICHARD H. WILSON,
Colonel C.A.C.,
Acting Chief Legal Officer.

Copy to : RLO (thru. RC) Region 3.

34

HEADQUARTERS
ALLIED CONTROL COMMISSION
LEGAL SUB-COMMISSION
APO 394

4152/L
ACC/4007/3/L.

/rlp.
11 July 1944.

SUBJECT : Return of Cases.

TO : Regional Legal Officer (THEU Regional Commissioner), Region IX.

1. Owing to the constant pressure on ACC to try cases before Allied Military Courts in Italian Government territory and frequent requests from HQ AAI for reports of progress in such cases, it is necessary to have complete and up-to-date information readily available here.

2. I enclose two copies of a pro-forma compiled from our records showing all cases tried in your region since 1st July and awaiting trial. Will you please check this statement for completeness and accuracy and add any other available information returning one copy.

3. So that this record can be kept up-to-date will you please inform this sub-commission of:

- a. the time and place of each trial as soon as fixed
- b. the result (verdict and sentence) as soon as each trial is completed.

WJH
I.O.M. CAMPBELL,
Lt. Col.,
Chief Judicial Officer,
for Chief Legal Officer.

CASES FOR TRIAL IN REGION II

<u>Name of Accused</u>	<u>Offence Charged</u>	<u>Date Fixed for Trial</u>	<u>Date of Trial</u>	<u>Verdict</u>
1. MASTROVITO COSIMO	a. Murder of Sapper Eversedge at Taranto on 1st May 44. b. Unlawful carrying of arms.	5 July		
2. D'ISANTO CIPRO	a. Murder of L/Cpl Ngoako Ben at Taranto on 1st May 44. b. Unlawful carrying of arms			
3. DI BARI FILOMENA MASTELLO TERESA VIRGILIO LAURA	Retention of military property (Art 166 M.P.C.P. and 47 M.P.C.W) being in possession of cordite and other objects of mil. armament at Palo del Colle on 8 Mar 44.			
4. PARONE NATALE BAGNO FRANCESCO CHIAPPARINI MICHELE	a. Aggravated Theft of mil armament b. Continuous destruction of military armament at Bitonto 25 April 44			
5. MARINO FRANCESCO	a. Aggravated Theft of military armament b. Destruction of military armament at Bitonto 16 April 44.			
6. DE GENNARO DONATO	Concurrence and cooperation with (5) & providing assistance after the commission of the offense.			

CASES FOR TRIAL IN REGION II

37/12/01

Offence ChargedDate Fixed Date of Result
for Trial Trial Verd: Sent:Remarks

5 July

Charges fr
ACC Hq to
Reg IIA on
23/6/44Charges fr
ACC Hq to
Reg IIA on
23/6/44Charges fr
ACC Hq to Reg
II on
23/6/44

- a. Murder of Sapper Eversedge at Taranto on 1st May 44.
- b. Unlawful carrying of arms.

- a. Murder of L/Cpl Ngoako Ben at Taranto on 1st May 44
- b. Unlawful carrying of arms

Retention of military property (Art 166 M.P.C.F. and 47 M.P.C.W) being in possession of cordite and other objects of mil. armament at Palo del Colle on 8 Mar 44.

- a. Aggravated Theft of mil armament
- b. Continuous destruction of military armament
at Bitonto 25 April 44

- a. Aggravated Theft of military armament
- b. Destruction of military armament at Bitonto 16 April 44.

Concurrence and cooperation with (5) & promising assistance after the commission of the offense.

CASES FOR TRIAL IN REGION II

<u>NAME of Accused</u>	<u>Offence Charge</u>	<u>Date Fixed for Trial</u>	<u>Date of Trial</u>	<u>Result Verdict Sentence</u>
7. GAUDIO MARFISI (Bari Reg. II)	Murder and Assault of U. S. Soldier Johns, at Bari			
8. LO GRIECO EMANUELE	a. Aggravated Theft of silk thread at Bari b. Damaging military objects c. Aggravated Theft of cartridge etc. at Bari.			
9. BIRARDI MICHELE	a. Aggravated Theft of machine gun belts etc. b. damage to military property at Bitonto.			

CASES FOR TRIAL IN REGION II

Offense ChargeDate Fixed
for TrialDate of
TrialResult
Verdict SentRemarks

37c

1 Reg. II)

Murder and Assault
of U. S. Soldier
Johns, at BariRLO to
prepare
charges.

- a. Aggravated Theft of
silk thread at Bari
- b. Damaging military objects
- c. Aggravated Theft of
cartridge etc. at Bari.

Charge
to Region
II, 12
July 24

- a. Aggravated Theft of
machine gun belts etc.
- b. damage to military
property at Bitonto.

THIRD MARTIN
 ARJED WITNESS OF THE
 Legal & Soc mission
 APO 394

SEP/54

95A

ACM/1152/L

11 Sep 44

SUBJECT: GRAND Antonio.

TO : HQ MAY.

1. Further reference your AMI/3130/A(ES) 28 June 44.
2. I am advised that the above mentioned accused is to be tried before a General Military Court on 21 July 1944 at Manila.

RICHARD H. FILLER
 Colonel, SAC
 Acting Chief Legal Officer.

RECOMMENDED
LEGAL SUBCOMMITTEE
AFD 394

24A

100/122/1

11 24 14

SUBJECT: Toronto Train Robbery Case.

TO : 100 Region 2 (thru 20).

1. Ref per 100/122/6/1 dated 6 June 1944.

2. Please advise me of the present status of the 23 cases generally referred to under the above heading. I assume from conversations between Col. Upjohn and yourself that the Italian Courts are taking these over.

RICHARD H. WINTER,
Colonel, GAO
Acting Chief Legal Officer.

23

Copy to 100/122/6/1.

HEADQUARTERS
ALLIED CORPS, COM I ST
Legal Subordination
NO 324

HIV/ST

23A

HIV/ST/L

17 Jul 44

SUBJECT: Train Robberies at GROSSETO.

TO : HQ AIL.

1. Ref your AIL/110/2/1(10) dated 3 Jul 44.

2. It is not contemplated that any of the group of some 23 cases which have been referred to as the "Florence Train Robber" cases will be tried by an AIL Court but will be left to the Italian Courts to deal with. I am writing to the HQ Region 2 to find out how far the Italian Courts have gone with them.

RICHARD H. VILBUR
Colonel, GAO,
Acting Chief Legal Officer 28

(22A)

HEADQUARTERS
REGION 3, ALLIED CONTROL COMMISSION
APO 394, U.S. Army

L-3046

7 July 1944

SUBJECT: Case of Romano Antonio.

TO : Rear Headquarters, ACC, Legal Sub-Commission,
APO 394 (ATT: Chief Legal Officer).

(18A)

1. Reference your letter 4 July 1944, ACC/4152/L.
2. The above-styled case has been scheduled for trial before a General Military Court in and for Region 3 on 21 July 1944, at the Tribunale in Naples.

For the Regional Commissioner:

G.A. Bamlet

G.A. BAMLET, Major, G.L.,
Acting Reg. Legal Officer.

LAS/mo

LEGAL SUB-COMMISSION	
CLO	☐
DELO	☒
Chief Counsel	☐
CJO	☐
Italian section	☐

HEAD HEADQUARTERS
ALLIED CONTROL COMMISSION
Legal Sub-Commission
APO 394

/pa

REFERENCE : ACC/4152/L.

7 July 44

SUBJECT : VERDIATI Bartolo.

TO : HQ. A.A.I.

1. Reference your AG/CC dated 2 July 1944.
2. No report of the trial of the above has yet been received by this sub-Commission.
3. Particulars have been asked for and you will be informed as soon as they come to hand.

RICHARD H. WILSON,
Colonel, G.A.C.
Acting Chief Legal Officer.

REAR HEADQUARTERS
ALLIED CONTROL COMMISSION
Legal Sub-Commission
APO 354

/pa

6 July 1944.

REFERENCE : ACC/4152/L.

SUBJECT : VERDIPTI Bartolo.

TO : Lt. Col. Campbell, Chief Judicial Officer.

1. H.Q. AAI are making further enquiries regarding the trial of VERDIPTI Bartolo accused of murdering No. 7617296 Cfn. DIGGINS M.S. at PIRRAY IRATO on 28 April 44.

2. The relevant file 4083/29/L is with you, but from correspondence to hand from Region III it appears that the trial was due to take place on 26 June.

3. Have you received any further information on this case that can be communicated to them please. If not, will you please have the attached letter despatched.

RICHARD H. WILMER,
Colonel, C. .G.,
Acting Chief Legal Officer.

RESTRICTED
ALLIED CONTROL COMMISSION

INCOMING MESSAGE

2866 2866

TO: EXECUTIVE COMMISSIONER ACC

SIGNAL MESSAGE CENTER No: N43/Q4
 FROM: FILPOT
 CLASSIFICATION: RESTRICTED
 REFERENCE No: A0782
 PRECEDENCE: ROUTINE
 DATE AND TIME OF ORIGIN: JUL2
 OFFICE OF ORIGIN:

OUR 5069/17/A (PS) DATED 24 MAY 44 YOUR ACC/4152/L DATED 2 JUN 44.
 CAN YOU NOW REPORT FURTHER 1A

2A

ACC MAIN DIST
 ACTION/ ~~LEGAL~~ REAR 2
 INFO/ DCC

CA BH

FILE

FLOAT 2

2.

Lt Bryce

CAN YOU NOW REPORT FURTHER

1A

2A

0354

ACC MAIN DIST
ACTION/ ^{Legal.} REAR 2
INFO/ DCC
CA BR
FILE
FLOAT 2

2



Lt Bryce -

Sir, Col Campbell should be asked for his report. His file is 4083/29/- which he has.

DATE and Time of RECEIPT JUL 4

Distribution:

RESTRICTED

REAR HEADQUARTERS
ALLIED CONTROL COMMISSION
Legal Subcommittee
APO 394

/gaf

AOC/1358/1

14 Jul 44

SUBJECT: Rear Regional Orders.

TO : HQS Some Region (thru HQ).

1. Rear Regional Orders Nos. 8 & 10 and Admin. Orders Nos. 3 & 4 have been received.

2. May this Subcommittee please have for its files one copy each of any other Regional or Adm. Orders issued.

3. Will you please forward to this Subcommittee at Rear HQ AOC one copy of Regional or Adm. Orders subsequently issued by your Region in addition to any copies you might send to Legal Subcommittee at Advanced HQ.

Richard H. Wilmer

RICHARD H. WILMER

Colonel, CAC

Acting Chief Legal Officer. 23

Copy to ~~AOC/1358/1/1~~

1110
NEAR HEADQUARTERS
ALLIED CONTROL COMMISSION
Legal Subcommittee
APO 394

/gaf

4 Jul 44

ACC/4152/D

SUBJECT: Case of ROMANO Antonio.

TO : HQ AAI.

Reference your AAI/5130/A (PS) dated 28 Jun 44.

1. There are at least two places by the name of MARZANO in occupied Italy, one in Naples Province the other in Avellino Province.
2. Enquiries are being made at both regarding the alleged wounding of 19043 Gnr F. M. NAIS, and any action being taken regarding it.
3. You will be informed of the results of these enquiries.

RICHARD H. WILDER
Colonel, CAC
Acting Chief Legal Officer.

REAR HEAD QUARTERS
ALLIED CONTROL COMMISSION
Legal Subcommittee
APO 394

18A

/gaf

ACC/4152/L

4 Jul 44.

SUBJECT: Case of ROMANO Antonio.

TO : Regional Legal Officer (thru HQ) Region 3.

HQ AAI are interested in the alleged wounding of D9043 Gnr E. M. MAIS, 7th Btry 5th Med. Regt. R.O.A. at MANZANO on 4 May 44. They state that an Italian civilian ROMANO Antonio is being held for trial by an Allied Military Court.

As the MANZANO referred to is believed to be in Region 3 will you please inform this HQ when and where the case will be tried.

RICHARD H. WILSON
Colonel, CAC
Acting Chief Legal Officer.

21

4152

Legal v 329

THE JOURNAL OF THE AMERICAN MEDICAL ASSOCIATION

2015/5/20/0/A (四)
2015.5.20

Signal Site Coordination,
1274th Control Squadron,
APO 35.

- 5 LUG. 1944

Reference your 430/4452/A dated 20 Jun 44.

19/12/19

LEGAL SUBCOMMISSION	
CLO	
DCLO	✓
Chief Counsel	
CIO	
Italian Section	

Prilly
— 2nd 1st 1st
DAG
31

452
 SUBJECT: Discipline - Progress.



17A
 CONFIDENTIAL

Legal Sec
 S. 5052

HQ, ARMED ARMIES IN ITALY.

AM/5130/A(ES).
 28 Jun 44.

Legal Sub-Commission,
Allied Control Commission.

13A

Reference your AOC/4152 dated 23 Jun 44.

1. In reply to para 2(d) of your letter, it is regretted that the place referred to should have been spelt "MARZANO." The particulars of the Italian concerned are ROMANO Antonio, 45 yrs old, Masseria Carcinatura, MARZANO.
2. A copy of the SMI report, in this case, was sent to CAO, AMI, VARESE by Rear 3RD Army on 17 May 44.

AM/53.

Hugh Fraser
 Major, AMI
 DAC.

File

REAR HEADQUARTERS
ALLIED CONTROL COMMISSION
Legal Subcommittee
APO 394

(16A)

REFERENCE: ACC/4152/L.

28 Jun 44

SUBJECT: Train Robberies at CAROVIGNO.

TO : HQ AAI (AG).

1. Ref. AAI/5067/17/A (IS) dated 18 May 1944.

2. Apparently this refers to what has been called the "Taranto Train Robbery Case". If so it is not one case, but, as subsequent investigation by this HQ shows, a series of approximately 23 separate offences by different and various persons at different and various times and places. None of these has been tried by an AMG Court and it is not expected that any will be so tried unless on further investigation the HLO Region 2 advises that there are additional circumstances warranting the trials of the two more important cases and such recommendation is approved at HQ ACC.

Richard H. Wilmer

RICHARD H. WILMER,
Colonel C.A.C.,
Deputy Chief Legal Officer.

Copy to: Executive Commissioner.
Public Safety Sub.

0361

ALLIED CONTROL COMMISSION

INCOMING MESSAGE

4152
inter file

157
2400
5-5812

TO: ARMY SUB COMMISSION ACC NAPLES
FROM: FILPOT
REFERENCE No: A0683
DATE AND TIME OF ORIGIN: JUNE 25
SIGNAL MESSAGE CENTER No: N 64/28
CLASSIFICATION: CONFIDENTIAL
PRECEDENCE: NONE
OFFICE OF ORIGIN:

4 letters of file of 9 date read
but none of them applicable.

OUR 5069/17/A(PS) OF 29 MAY ADDRESSED MILA. CAN YOU REPORT PROGRESS IN CASE OF
4688600 PTE M J GRAYTON ACC ATT 1 KOYLI

ACC DIST
ADT (A1) (TRANSMISSION)
ACTION ARMY (INFO)
INFO DEP CC
LEGAL SG
FILE
FLOAT

HEADQUARTERS
28 JUN 1944
A. C. C.

Does not concern beyond

0 3 6 2

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

785016

ACC DIST

ADT (transmission)
ACTION ARM (ISSUE)

INFO DEP CC

LEGAL SC

FILE

FLOAT



11

Does not concern beyond

DATE and Time of RECEIPT JUNE 28/.....

Distribution:

CONFIDENTIAL

CAN YOU RETURN PRO...

OUR 5069/17/A(PS) OF 29 MAY ADDRESSED MIA.

4688600 PTE M J GRAYTON ACC ATT 1 KOYLI

Subject

4152
 Train Robbery at CAROVIGNO,
 Brindisi (Region 2)

To

Legal Sub. Commission

1. Attached is a letter NAI/5061/17/A/PS
 dated 18.2 May 1944.

2. It has been ascertained that
 33 persons have been arrested in connection
 with the robbery. Since it is now
 a question of reporting the sentences
 of the Court the matter is referred
 to you in order that a reply may
 be sent to NAI in due course. 16

K. W. L. Cox Lt Col
 for Chief of Public
 Safety

26th June 1944

Subject

4153
 Train Robbery at CAROVIGNO,
 Brindisi (Region 2)

To

Legal Sub Commission

1. Attached is a letter NAI/5067/17/A/PS
 dated 18.1 May 1944.

2. It has been ascertained that
 33 persons have been arrested in connection
 with the robbery. Since it is now
 a question of reporting the sentences
 of the Court the matter is referred
 to you in order that a reply may
 be sent to NAI in due course 16

K. W. L. Cox Lt Col
 for Chief of Public
 Safety

24th June 1944

~~CONFIDENTIAL~~ Safety (Leor)

CONFIDENTIAL

12B

Subject: Discipline - Progress

4152

HQ, ALLIED ARMIES IN ITALY

AAI/5067/17/A(PS)

18 May 44

Executive Commissioner,
ACC

1. Infm has been received through Pro channels of a number of Italian Civilians who have been arrested or reported in connection with armed robbery from train(s) in transit. These persons were arrested between 15 and 26 Apr 44 at CAROVIGNO.

2. As inquiries are no doubt being conducted by you, and as subsequent action will presumably be taken by Military Court it will be appreciated if you will keep this HQ informed of progress.

HET/JHM

H. D. H. H.
Brigadier
D.A.C.

Copy to: Pro (papers forwarded to ADJAG under your 53/1/67
of 14 May 44 are returned herewith)

15

2 B page 4 refer.

NEAR HEAD QUARTERS
ALLIED CONTROL COMMISSION
Legal Sub-Commission
APO 394

/Jpl

(13A)

ACC/4152/L

23 June 44

Subject: Discipline-Progress Report.

To : H.Q. AAI.

1. Reference your cables AO 610 and AO 611 of 20 June 1944.
2. Herewith short particulars of present position of these cases-

(a) MARRA Giuseppe
SRESCUOLO Vito
MADRIOVITO Cosimo
D'ISANTO Giro

Chief Commissioner AOC has decided that these be tried by an Allied Military General Court. The charges have been prepared and you will be notified of further progress.

(b) PARISI Giuseppe

The soldier who was wounded was nothing more than a drunken burglar who was surprised by the householder "flagrante delicto." This case has been referred to the Italian Court for trial. Findings and sentence will be forwarded to this H.Q. and notified to you.

(c) MANFREDI Salvatore

This man is awaiting trial by an Allied Military Court. You will be informed of the outcome.

(d) ROMANO Antonio

It will be appreciated if you will give further particulars as to where this wounding occurred: so far it has not been possible to locate ARONA.

3. Your H. Q. appreciates, no doubt, that the cases under para 2 (a) occurred in Italian Government Territory; that only in special circumstances laid down by the Chief Commissioner are trials held in such territory and that therefore before any such trial can be held the case has to be investigated and studied, charges drawn under Italian Law and special arrangements made to provide a Court and prosecutor: all of which takes time.

4. You will be informed of the result of the MANFREDI case as soon as possible. Owing to the amount of cases being tried by Allied Military Courts with a very limited judicial personnel, some delay in bringing cases to trial must be accepted.

K

GERALD R. U. JOHN
Colonel
Chief Legal Officer.

0367

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

785016

HEADQUARTERS

21 JUN 1944

A.C.C.

MJDT V LRAR NR 2222

FROM FILPOT 201544B -

TO EXECUTIVE COMMISSIONER ACC

QQX GR --

AO610

RESTRICTED (.) EXPEDITE REPLIES TO THIS HQS LETTERS

5069/17/A/(PS) DATED 29 MAY 44 (FOUR LETTERS IN ALL)

THI 1610

SENT NR 2222DD AR

REC NR 2222 B// AAA AT 1723 B AAA AR

1973
 5-1378 (12A)
 N 70/20

3,4,5,6A

ACC. DIST

ACTION-LEGAL SC (REAR)

INFO-DEP. 18.

1. FILE

1. FLOAT

0368

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

785016

4152

X

Pub Safety (Rear)

L912

S-5379

HA

N69/20

ACTION COPY

HEADQUARTERS
21 JUN 1944
A. C. C.

MJDT V LRAR NR 2221

FROM FILPOT 201542B

TO EXECUTIVE COMMISSIONER ACC

QQX GR ---

AO611

RESTRICTED (.) EXPEDITE REPLY THIS HQ LETTER 5130/A(PS)

DATED 1 JUN

THI 1610

CCN: WA LETTER 5130/A(PS)

SENT NR 2221 DD B1

RECD NR 2221 AAA AR AT

C 1720 B

10A

R - P.S. REAR -

13

A.C.C. DIST

ACTION - PUB. SAFETY (REAR 14A)

INFO - DEP. CS.

11 - FILE

11 - FLOAT

0 3 6 9

785016

SUBJECT:- Discipline - Progress Reports

HQ ALLIED ARMIES IN ITALY

AAI/5130/A(PS)

1 JUNE 44

Executive Commissioner
ACC.

Ref this HQ letter AAI/5069/17/A(PS) dated 18 May

44.

1. Are you now in a position to inform this HQ of any progress made?

HMF/RAF.

Brigadier
DAG.

11

SUBJECT:- Discipline - Progress Reports

CONFIDENTIAL

Leopold S.C. (9A)

HQ ALLIED ARMIES IN ITALY

AAI/5130/A (PS)

S-3599 1 JUNE 44

Executive Commissioner, ACC

1. Information has been received through PRO channels of the attempted murder of No. 1133452 Gnr HUNT C.R. 89/23 Fd Regt RA at AMALFI on 15 May 44. It is reported that an Italian Postal Officer PARISI Guisippe of AMALFI is now under arrest in SALERNO jail pending trial.

2. Please keep this HQ informed of progress in this case.

BCS/RAF.

Richard Hase Capt
Brigadier
DAG.

Copy to:- PRO (report forwarded under your
PRO 53/1/66 dated 30 Mar 44
(to ADJAG) is returned herewith).



41296

11

file

REAR HEADQUARTERS
ALLIED CONTROL COMMISSION
Legal Sub-Commission
APO 394

/jpl

(8A)

AGC/1152/L

2 June 44

Subject: Case of Venditti Bartolo.

To : H.Q. A.A.I.

Ref.-RAI/5069/17/A(PS) *Dated 24 May 44*

1. Owing to pressure of cases this case will not come up for trial until 26 June 44. the trial will be held at Santa Maria Capua Vetere
2. You will be informed of the progress of the above mentioned case.

GERALD R. UPTON
Colonel
Chief Legal Officer.

y

Legal S.C.
(Pearl Harbor)

U-9532

(7A)

HEADQUARTERS
REGION 3, ALLIED CONTROL COMMISSION
APO 394, U.S. Army

L-6046

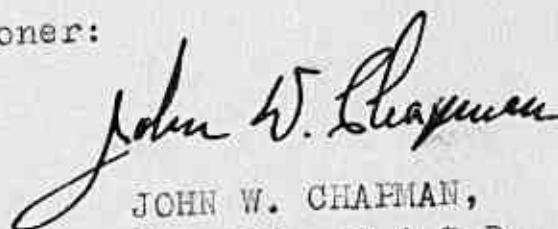
30 May 1944.

Subject : Case of Venditti Bartolo.

To : C.L.O., Legal Sub-Commission A.C.C.

1. Reference your letter ACC/4083/29/L, dated 28 May 1944.
2. The a/m case will be held at Santa Maria Capua Vetere, on June 26, 1944.
3. The record in this case was received on May 29, 1944, and there are cases set for trial before this one.

For the Regional Commissioner:

JOHN W. CHAPMAN,
Colonel, J.A.G.D.,
Reg. Legal Officer.

LAS/cm

SUBJECT:- Discipline - Progress Report.

Legal SC
5-3437
CONFIDENTIAL (6A)

HQ ALLIED ARMIES IN ITALY.

AAI/5069/17/A(PS).

29 May 44.

Executive Commissioner, A.C.C.

1. Information has been received of the murder of 2659979 L/Cpl. SMITH, W, Coldstream Guards and the wounding of 7365359 L/Cpl. RAMSEY, 165 Fd. Amb. R.A.M.C. Both incidents occurred at AVELLINO on 3 May 44. An Italian civilian MANTREDI Salvatore is now under arrest at POGGIOREALE Prison, Naples awaiting trial.

2. Please keep this H.Q., fully informed of developments in this case.

HMF/IY.



William H. Hasebale
Brigadier,
D.A.G.

Copy to:- Pro - Report enclosed with your
Pro 53/1/61 dated 22 May 44
is returned herewith.

SUBJECT:- Discipline - Progress Report.

CONFIDENTIAL

Legal (Kerr)

(SA)

HQ ALLIED ARMIES IN ITALY.

AAI/5069/17/A(PS).

29 May 44.

Executive Commissioner, A.C.C.

1. Information has been received of the ^{murder} of a British Colonial soldier 30203 L/Cpl. NGOAKO BEN about 1830 hrs 1st May 44 at TARANTO. A warrant officer of the Italian Navy D'ISANTO CIRO di FRANCESCO is involved and is now in custody at the Italian Naval Barracks, TARANTO.

2. Please keep this H.Q., informed of all developments in this case.

HMF/YY.

RECEIVED
30 MAY 44
A. C. C.

Action 4129/9

Higham Fraser
Brigadier,
D.A.G.

0375

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

785016

SUBJECT:- Discipline - Progress Report.Legal (Rear)
S.3437
Confidential

(4A)

HQ ALLIED ARMIES IN ITALY.

AAI/5069/17/A(PS).

29 May 44.

Executive Commissioner, A.C.C.

1. Information has been received through Pro channels of the murder of 1898642 Spr EVARSEDGE, W, 192 Rly Op Coy. R.E. An Italian civilian MASTROVITO Cosimo is now under arrest pending trial. The incident took place at TARANTO on 1 May 44.
2. Please keep this H.Q., informed of the progress in this case.

HEF/IV.

HEF/IV
30 May 1944*Highm. Fraser*
Brigadier,
D.A.G.Copy to:- Pro - Report enclosed with your
Pro 53/1/67 of 22 May 44
is returned herewith.

4129/8

✓

SUBJECT:- Dis line - Progress Report.

CONFIDENTIAL. 3437

Legal (Reas) (30)

HQ ALLIED ARMIES IN ITALY.

AAI/5069/17/A(PS).

29 May 44.

Executive Commissioner, A.C.C.

1. Information has been received of the wounding of D9043 Gnr E.M. MAIS, 7th Bty, 5th Med. Regt., R.C.A., at MARJANA about 2210 hrs 4 May 44. An Italian civilian RAMANO ANTONIO, is now under arrest pending trial by a Military Court.

2. Please keep this H.Q., informed of progress in this case.

Highway
Brigadier,
D.A.C.

HEF/TY.

Copy to:- 'A' Cdn. Sec. G.H.Q., 1 Ech.

Pro - Report enclosed with your
Pro 53/1/77 dated 21 May 44
is returned herewith.



REAR HEADQUARTERS
ALLIED CONTROL COMMISSION
Legal Sub-Commission
APO 374

/jpl

(2A)

ACC/1083/29/L

23 May 44

Subject : CASE OF VENDITTI, Bartolo.

To : Regional Legal Officer, (thru HC) Region 3.

Spec (1A)

1. H. Q. AAI are interested in the alleged murder of 7617286 Cfa Diggins, M.N., 10 Inf. Bde Wkops RAME at PIETRAVAIRANO on 23 Apr. 44, ~~who~~ They state that Vice Brigadier VENDITTI is being held for trial by an Allied Military Court.

2. Will you please inform this H. Q. when and where the case will be tried.

GERALD R. UPJOHN
Colonel
Chief Legal Officer.

3

SUBJECT:- Disciplin - Progress Reports.

CONFIDENTIAL (1A)

HQ ALLIED ARMIES IN ITALY.

AAI/5069/17/A(PS).

24 May 44.

Executive Commissioner A.C.C.

1. Information has been received through Pro channels of the alleged murder of 7617296 Cfn DIGGINS, M.N., 10 Inf Bde Wksp RE ME at PIETRAVAIRANO on 28 Apr 44. It is understood that VENDITTI, Bartolo, vice Brigadier, Carabinieri, Sezione C.S., 8th Army, Piedimonte D'Alife, is under arrest at TEANO pending trial by Military Court.

2. Please keep this H.Q. informed of progress in this case.

HMF/IV.

Richard L. Lisenbapt
Brigadier,
D.A.G.

LEGAL SUB-COMMISSION	
CLO	
DCLO	
Chief Counsel	
CJO	
Italian Section	
CLERKS	

(Report SIB/77/A/44/52 forwarded to ADJAG under your Pro 53/1/77 dated 18 May 44 is returned herewith).

R52

P. Safety (P. or 18)

5-2890

SUBJECT: Discipline - Progress Reports

CONFIDENTIAL

HQ ALLIED ARMS IN ITALY

ACI/5069/17/A(P3)

18 May 1944

Executive Commissioner, —

ACI

1. Info has been received through PRO channels of the u/m incidents.

(a) Death by shooting of H 859546 Cnr V R FRITGLARD, 2 CARD, RCA, at EBOLI, on Sunday 30 Apr 44, involving an Italian civilian MARCHA, Giuseppe, Via Monache No 10, EBOLI, Province of SALERNO.

(b) Death by shooting of D 132897 Cnr C S GUNNINGHAM, 28 Coy 2 CHD, RCA, at EBOLI, on Sunday 30 Apr 44, involving an Italian civilian CRISCUOLO, Vito, Via Marcangione No 11, EBOLI, Province of SALERNO.

2. As it is assumed that the Italians concerned will be dealt with by Military Court, it will be appreciated if you will keep this HQ informed of progress in each case.

HQS/FA

At will
20th
Brigadier
D.M.

Copy: Pro (reports forwarded by you to ADJAG under your letters PRO 53/1/66 both of 12 May 44 are returned herewith).

ante 4/29/10

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0380