

785016

ACC

10000/143/1666

785016

CESARE ROSSI
JULY 1944

43/1666

VP.

Please see 6A particularly was marked II in red. I do not think that the inclusion of the interview in a report marked secret is a publication even if, as is the case, that report is accessible to every AGO officer. Nor should what is contained in the report come to the knowledge of the persons likely to try Rossi's case, so the likelihood of the trial being prejudiced is small.

The holding out of a favor to Rossi in the second paragraph of the report of the interview is it is considered most improper. If such interviews are to be permitted, it is possible that information useful to the allies might have been obtained, they should be conducted by officers who have sufficient technical knowledge to conduct them with propriety.

It would seem desirable that such interviews should not be conducted unless there is a prospect of information of value being obtained and not out to satisfy curiosity or sensationalism.

J. H. White, Jr.

Admin
15 JUL 1944

785016

HEADQUARTERS
ALLIED CONTROL COMMISSION
APO 394
ADMINISTRATIVE SECTION

14760/49 Public Safety acf.
7/8
9A

ACC/44760/1.9/18.

21 Jul 44.

SUBJECT : ROSSI, Cesare.

TO : Acting Chief Commissioner.

Reference attached.

If they are really doing an intelligence job as part of the security agencies I could not object.

Ext 525
GRU/gal

G.R. UPJOHN Col,
A/Ed Admin Sec.

785016

HEADQUARTERS
ALLIED CONTROL COMMISSION
AFO 324
ADMINISTRATIVE SECTION

File
8A

ACC/14760/49/PS.

17 Jul 44.

SUBJECT : ROSSI, Cesare.TO : Acting Chief Commissioner.

- 1 My attention has been called to an interview by FWB officials with the e/m on the 28 Jun 44. It is reported in FWB Report on Conditions in Liberated Italy No.23, Part II dated 8 Jul 44; see para 2 of Appx I.
- 2 I think it is most undesirable that members of FWB should take part in such interviews with persons against whom proceedings are or may be contemplated.
- 3 You will observe that the ostensible reason for the interview was "to obtain secret information about Mussolini" a matter surely within the purview of the security agencies and not FWB. In any event I cannot see that the interview served any useful purpose.
- 4 You will also observe that these officers promised that should he give valuable information "some steps might be taken to alleviate the conditions of his wife", a most improper promise on which to extract information about matters some of which may be debated later on in Court.
- 5 May the matter be taken up with FWB please.
- 6 If you agree I will also take the matter up with the Italian Government and ask them to issue instructions to refuse even to Allied officers - interviews with persons in prison except by the Security agencies.

G.R. UPJOHN Col,
A/Ad. Admin Sec.

COPY

ADVANCE HEADQUARTERS
ALLIED CONTROL COMMISSION
Public Safety Sub-Commission
APO 394

7A

13th July, 1944.

ACC/14754/PS

SUBJECT : Arrests by the Italian Committee for the
Punishment of Fascists.

TO : Regional Public Safety Officers, Regions
I, II, III, IV, V, VI, VII, VIII & IX, C.P.S.
Fifth and Eighth Armies.

SA refers

1. A High Commission for the Punishment of Fascists has been set up under the presidency of a High Commissioner (Count Sforza)

2. The High Commission will order the arrest and trial of Italians accused of Fascist crimes.

3. The procedure as far as arrests are concerned will be :

In Italian Government territory

The High Commission will issue orders direct to the Questore.

In Military Government Territory

The High Commission will send to the Public Safety Sub-Commission the warrant for arrest with a request that the Questore be authorised to make the arrest and send the prisoner to a specified jail to await trial.

The Public Safety Sub-Commission will forward the documents direct to the Regional Public Safety Officer concerned instructing him to authorise the Questore to execute the warrant, provided the arrest is not contrary to the interests of Allied Military Government.

4. Although for security reasons documents concerning the arrest of Fascists on behalf of the Italian High Commission will pass direct from Public Safety Sub-Commission to Regional Public Safety Officers, the latter will keep Regional Commissioners informed of important cases in the normal way.

Paul G. Kirk

PAUL G. KIRK
Colonel Inf.
Chief Public Safety
Sub-Commission.

822

Copy to : Legal Sub-Commission
R.C. & M.G. Section.

IP/G.

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6A

ADVANCED HEADQUARTERS
ALLIED CONTROL COMMISSION
Public Safety Sub-Commission
APO 394

13th July, 1944

ACC/14760/49YPS

SUBJECT : Cesare ROSSI arrested on behalf
of the High Commission for the
Punishment of Fascists.

TO : Acting Vice President Administrative Sect. ACC. ✓

1. My attention has been called to Report on Conditions in Liberated Italy, No. 23, dated 8th July, 1944, issued by AFHQ Psychological Warfare Branch. At page 4 of Appendix 1 is a report of an interview with Cesare ROSSI.

2. Cesari ROSSI was accused by the High Commission for the Punishment of Fascists of

- a) Organising Fascist Groups in 1922, and
- b) Illegally arresting and detaining MATTEOTTI in 1924.

The High Commission issued a warrant to arrest ROSSI and on 27th June, 1944 this Sub-Commission gave instructions for the warrant to be executed by the Questore of Naples.

3. The PWB report referred to in paragraph 1 discloses that after the arrest of ROSSI he was interviewed by two PWB officers, and subsequently by CIC officers.

4. It is highly improper that a prisoner awaiting trial by the High Commission should be interviewed by Allied Officers who are in no way concerned with the prosecution of the case, while the publication of an interview in which the prisoner defends his actions is likely to prejudice the trial.

14 LUG 1944
A/K2

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14760/49

5. Particular objection is raised to the illegal promise of favour held out by the PWB officers to ROSSI that if he would give them information they would alleviate the conditions of his wife.

6. It is recommended that this matter be taken up with PWB to prevent their officers interviewing any prisoners awaiting trial in the future.



PAUL G. KIRK,
Colonel, Inf.
Chief, Public
Sub-Commission

APW/ngd

(2)

PS.

1. Will you please let this section have the file or a copy of the cutting to which reference is made and the matter will be taken up with PWB.
2. We have no files on your subjects and cannot therefore file letters written to us by you. A note on your file is sufficient to inform us.
3. Please return this letter with the cutting.

Handwritten initials/signature
for [unclear]

Admin.

14 JUL 1944

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ADVANCED HEADQUARTERS
ALLIED CONTROL COMMISSION
Public Safety Sub-Commission
APO 394

13th July, 1944

ACC/14760/A9/PS

SUBJECT : Cesare ROSSI arrested on behalf
of the High Commission for the
Punishment of Fascists.

TO : Acting Vice President Administrative Sect. ACC.

File Acc/14082/PS.

1. My attention has been called to Report on Conditions in Liberated Italy, No. 23, dated 8th July, 1944, issued by AFHQ Psychological Warfare Branch. At page 4 of Appendix 1 is a report of an interview with Cesare ROSSI.

2. Cesari ROSSI was accused by the High Commission for the Punishment of Fascists of

- a) Organising Fascist Groups in 1922, and
- b) Illegally arresting and detaining MATTEOTTI in 1924.

The High Commission issued a warrant to arrest ROSSI and on 27th June, 1944 this Sub-Commission gave instructions for the warrant to be executed by the Questore of Naples.

3. The PWB report referred to in paragraph 1 discloses that after the arrest of ROSSI he was interviewed by two PWB officers, and subsequently by CIC officers.

4. It is highly improper that a prisoner awaiting trial by the High Commission should be interviewed by Allied Officers who are in no way concerned with the prosecution of the case, while the publication of an interview in which the prisoner defends his actions is likely to prejudice the trial.

5. Particular objection is raised to the illegal promise of favour held out by the PWB officers to ROSSI that if he would give them information they would alleviate the conditions of his wife.

6. It is recommended that this matter be taken up with PWB to prevent their officers interviewing any prisoners awaiting trial in the future.

PAUL G. WIRK,
Colonel, Inf.
Chief, Public
Sub-Commission

APW/ngd

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

14754 (5A)
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Ref/332/18/CA

11 July 1944

SUBJECT: Arrest of Fascists.

TO : Admin. Sect. (for Public Safety Sub-Comm.)

1. Reference your ACC/14754/PS of 7 July 44 it is pointed out that in this case the instructions were issued direct to the Questore bypassing the Regional Commissioner and his Public Safety Officer. Neither the Regional Commissioner nor his Public Safety Officer were informed until after the Questore referred the matter to them.

2. Regional Commissioners must be informed but this may be done through Regional Public Safety Officers.

3. It seems desirable that a letter should be issued by you to all Regional Public Safety Officers clarifying the procedure you propose to follow and we shall be glad if you will consider this. May a copy of any instructions issued by you be sent to this Section.

Norman E. Fiske

NORMAN E. FISKE
Colonel
Deputy Executive
Commissioner

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REAR HEADQUARTERS
ALLIED CONTROL COMMISSION
Public Safety Sub-Commission
APO 324

File

22A
4A

ACC/14754/PS

7th July, 1944

SUBJECT : Arrest of Fascists.

TO : HQ ACC RC & MG Section.

2A

32A

1. Reference is made to your letter 332/CA dated 29th June 1944.
2. On 27th June, 1944, instructions for the arrest of Cesare ROSSI were given by the Public Safety Sub-Commission to the Regional Public Safety Officer Region 3.
3. For technical reasons it is not considered desirable that particulars of warrants of arrest should be sent except direct to the RPSO concerned.
4. It is the RPSO's duty to keep his Regional Commissioner informed of any important matter he has to handle.
5. The High Commissioner for the Punishment of Fascists has been instructed that when he wishes to effect the arrest of Fascists in Military Government territory he will communicate with the Public Safety Sub-Commission who will issue the necessary orders.

PAUL G. NIKK,
Colonel, Inf.
Chief, Public Safety
Sub-Commission.

News of the arrest of Cesare ROSSI in
IL CORRIERE, 6 July 1944

CESARE ROSSI
tradotto a Salerno

Cesare Rossi è stato arrestato a Napoli e tradotto a Salerno dove sarà interrogato dal solerte giudice istruttore cav. Fanelli, l'unico giudice istruttore sinora concesso come organo periferico all'Alto Commissariato.

L'Alto Commissariato, che ancora va organizzando i suoi uffici e che non sempre trova nelle autorità centrali e periferiche quella collaborazione rapida che sarebbe necessaria, tuttavia continua nella sua azione.

Sappiamo che sono in corso indagini su altri delitti: le difficoltà, dovute al fatto che molte prove non si possono raccogliere perché

si trovano nelle regioni ancora occupate, alle comunicazioni ancora limitatissime anche nelle terre liberate e alla estrema scarsità di personale, non possono rendere infruttuosa questa azione che del resto è giusto si svolga con tutte le garanzie che assicurino una vera giustizia.

03 A
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 04
 03 A
 Naya Reakes
 spoke on 3/24.

hegal have
 replied to 3/24 stating that the
 matter is one for Pueblo Safety.

The Brigadier feels
 that RC's should be consulted before
 arrests are made.

I disagreed, and
 said that RC's would be informed
afterwards in cases where the
 person concerned was not employed
 in an official capacity.

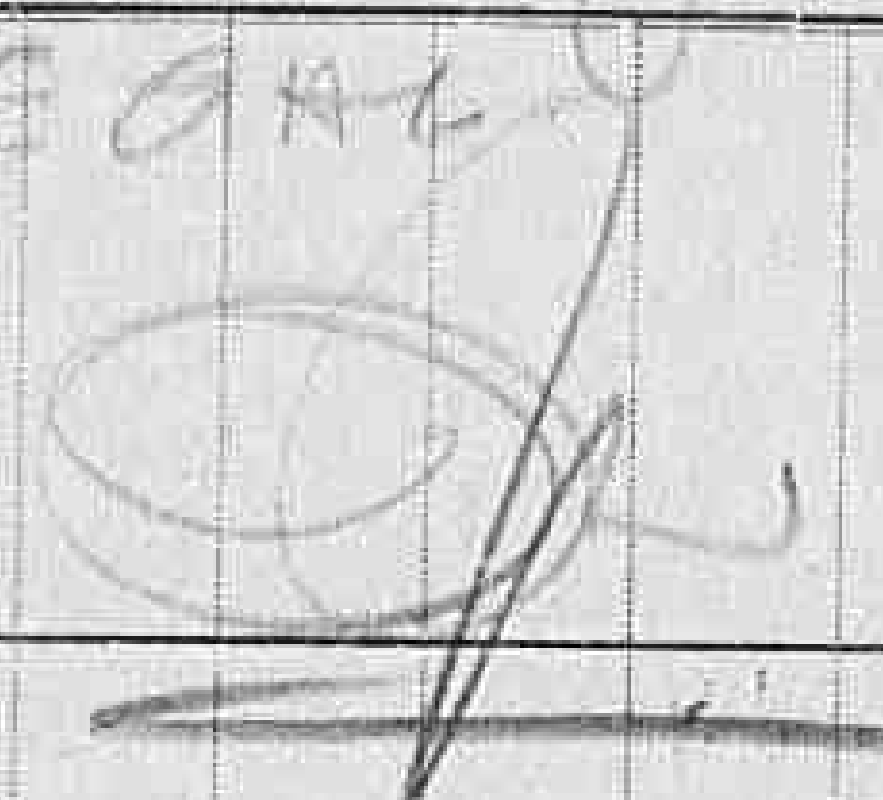
The Brigadier's point
 appears to be only that RC's should
 know what is going on.

815
 Reakes asks us
 to give him a directive on the

matter so that RP's can be
informed. This should of course
be agreed with WEATL

GOVERNMENT

COURT RECORD

TRIAL AND REMARKS	VERDICT	SENTENCE	JUDGE
			

HEADQUARTERS
ALLIED CONTROL COMMISSION
H.C. & M.C. SECTION
APO 594

Ref/332/CA

29 June 1944

SUBJECT: Arrest of Fascists.

TO : Admin. Sect. (for Legal Sub-Comm.)

1. There is forwarded to you copy letter from the Questore at Naples dated 22 June 44 wherein he states he was ordered to arrest Cesare ROSSI. It will be noted that instructions were sent direct to the Questore and not to the Regional Commissioner. As the Regional Commissioner must know what is going on in his territory it is considered that such instructions should be sent to him and that the Italian Government should be informed of the channels. May we have your comments please?

2. The warrant of arrest was given under Art. 2 RM. 26 May 44, No. 134 and Art. 146 Codice Penale of 1889.

Glenn R. Ryan
✓

NORMAN F. FISKE
Colonel
Deputy Executive
Commissioner

Copy to:

Public Safety Sub-Comm. (Ref. telephone conversation
Col. Wilcox - 814 Reakes.)
Admin. Sect. (for Interior Sub-Comm. for any comments)

JER/JR

22 June 1944

To: Regional Commissioner, AMG Naples.

3B 2B

From the head of the police attached to the R. Commissary for the punishment of misdeeds and of illicit affairs of Fascism, recently instituted by the Italian Government in Salerno, has arrived the following note:-

"I ask you to order the arrest without delay (urgently) to this prison, at the disposition of the Commissary for the punishment of Fascist misdeeds,

Cesare Rossi, fu Guglielmo,

Age: 57

Born at Pescia,

Address Pension Dal Maso

Parco Margherita 12, Naples.

Warrant of arrest issued 19 June by the Commissary above mentioned for the crime Art. 2, R.D.L. 26 May 1944, N° 134 and Art. 146, Codice Penale of 1889. We ask you to confirm this arrest."

Before this office will proceed to the execution of the above order, I ask this On. Command if there is anything in contrary to this arrest.

IL QUESTORE

M. BROCCOLI

813

C.P.S.

On 17th June 1944
 interviewed 1A.

Car. Francesco de SCISCIOLO (Assistant Commissioner for the Punishment of Fascists) and Judge Italo ROBINO (Secretary to His Excellency BERLINGUER)

SCISCIOLO said that his Committee had accused Cesare ROSSI, a prominent Fascist,

- a) Organising Fascist Groups in 1922
- b) Illegally arming and detaining

MATTIOTTI in 1924.

Rossi was living in Naples. The Committee

had sent the accusations (verbale) and a warrant of arrest to the Quirone of Naples instructing him to arrest Rossi & send him to Salerno jail. The Quirone had replied that the

Thanks for file

b) Illegally, smothering and detaining

MAFFIOTTI in 1924.

Rossi was living in Naples. The Committee had sent the accusations (verbals) and a warrant of arrest to the Quirone of Naples instructing him to arrest Rossi and him to Salerno.

The Quirone had replied that the Allied Police ~~had~~ in Naples had ordered him not to comply.

I informed SCIS (IOLO) that I would make inquiries to inform the 812 of the position.

From Region 3 (Major Way) I understood that when the Quirone received the order to arrest from the Italian Committee he referred to Region 3 as he had been told not to accept orders from the Italian Government. The Regional

Commissioner (Ed Chapman) Note to R.C.M.G.
on 27th June 1944 asking that procedure should
be followed.

I have spoken to R.C.M.G. (Major Features)
& asked for the letter to be sent to Reginald
Sub-Commission in order that Reginald Commission
may be informed of the procedure.

Col. Chapman, on receipt of this letter,
will discuss the matter with the V.P. and
Public Safety in order that instructions can
be drafted.

It is suggested that a
simple instruction be sent to Reginald Commission
to the effect that the Committee may give
orders to Quintero to carry out arrests in AMG
without reference to A.C. or AMG provided

will discuss the matter with the U.P. and Public Safety in order that instructions can be drafted.

It is suggested that a simple instruction be sent to Regional Commissioners to the effect that the Committee may give orders to Quarters to carry out arrests in AMG without reference to AEC or AMG provided the culprit is not employed by AMG in an official capacity (in which case AMG will be consulted).

As regards ROSS I have given instructions to Region 3 to tell the Quarters to make the arrest as requested by the Italian Committee (Lt. Upjohn, R-1016 has been informed). SC1511020 has also been notified.

It now remains to deal with Region 3 letter when it reaches us via R-1016.
LthwJax Lt Col.

27th June 1944.

