

ACC 10000/143/2579

149.01/MA

ANGELINI MARCELLO - CAPOTOSTI LORENZO

MAR. - Nov. 1945

M.K.I.A.

Will you please state when the Italian Military Tribunal at Florence is likely to hear this case.

12/9/1945

Security Division

see letter to PMG on file.

Legal s/c
20 Sept 45

S. J. Harvey Maj
S. J. HARVEY,
Major,
Security Division.

S. J. Harvey
4/22/46

2404

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

785016

149.01 / MA

100

2400

~~107~~

10000 / 142 / 2579

THIS FOLDER
CONTAINS PAPERS
MARCH 1945
NOV 1945

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4053/L

9 November 1945

SUBJECT: ANDELINI Marcello
CAPUCCINI Lorenzo

TO : AFHQ : 0-2

1. Reference your G BI 389.701/AF/7550 of 1st November '45
2. A reply has just been received from the Procuratore Generale Militare stating that ANDELINI Marcello was found guilty by the Military Court at Bologna on 19th October of an offence against Art. 5 of D.L.I. Nr. 159 of 27th July 1944 in relation to Art. 58 of the Military Penal Code and sentenced to six years and eight months military imprisonment.
3. CAPUCCINI Lorenzo was found not guilty in that his act did not constitute an offence.

For the Chief Commissioner

JOHN K. WEBER
Colonel, Inf.
Chief Legal Adviser

Copy to : Public Safety Sub-Commission
(Security Division)



26

17 OCT. 1945

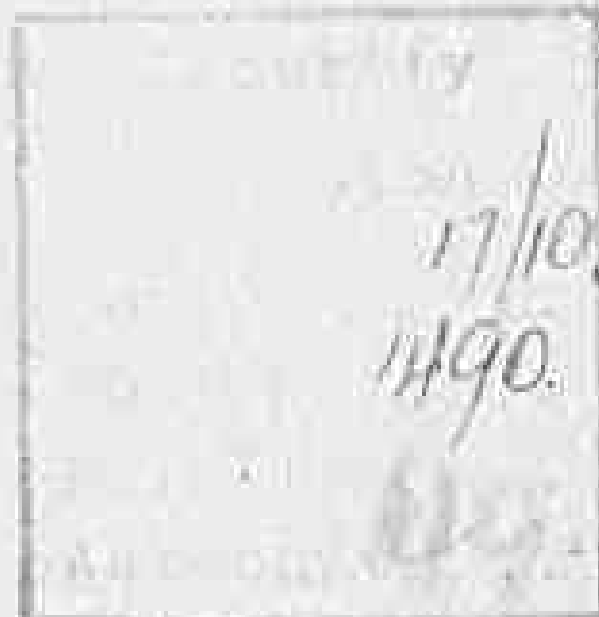
*Public Safety S/B.
(Security Division)*HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4853/L.

/lc.
16 October 1945.SUBJECT : ANGELINI Marcello, CAPOTOSTI Lorenzo.TO : AFHQ G-2.

The Procuratore Generale Militare has just informed this Sub-Commission that the cases of Angelini and Capotosti are fixed for trial before the Military Court at Bologna on the 19th October.

For the Chief Commissioner:

MUSGRAVE THOMAS,
Italian Branch,
for Chief Legal Advisor.

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Copy to : *Public Safety S/B.
(Security Division)* ←

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AC/4053/L.

SUBJECT : ANGELINI Marcello
CAPOTOSTI Lorenzo.

TO : AFHQ G-2 .

GGH/ps.
28 Sept 45.

SEARCHED	INDEXED
SERIALIZED	FILED
28/9	
1191	
1191.01 (MA)	

1. Reference your GBI-389. 701/PP/755/D dated 8 September 1945.
2. Procuratore Generale Militare confirms that the cases of ANGELINI and CAPOTOSTI have been transferred from Florence to Bologna.
3. Further information will be available in the course of the next few days.

For the Chief Commissioner :

G. G. HANNAFORD,
Lt. Colonel, 73
for Chief Legal Advisor.

Copy to : Security Division, Hq AC. ←

HEADQUARTERS ALLIED COMMISSION
APO 394
LEGAL SUB-COMMISSION

AG/4055/L.

/rlp.
19 September 1945.

SUBJECT : AMBROSI Marcello
CAPUTOSETTI Lorenzo.

TO : Procuratore Generale Militare.

1. Would you be so good as to let this sub-commission have at your early convenience all information available in regard to the above cases now pending before the Military Tribunal of Florence.

2. Should the trial be further delayed AMBRO has requested that they should be handed over to Allied authorities for trial by an Allied court and in the meantime interned.

3. Kindly treat this matter as urgent.

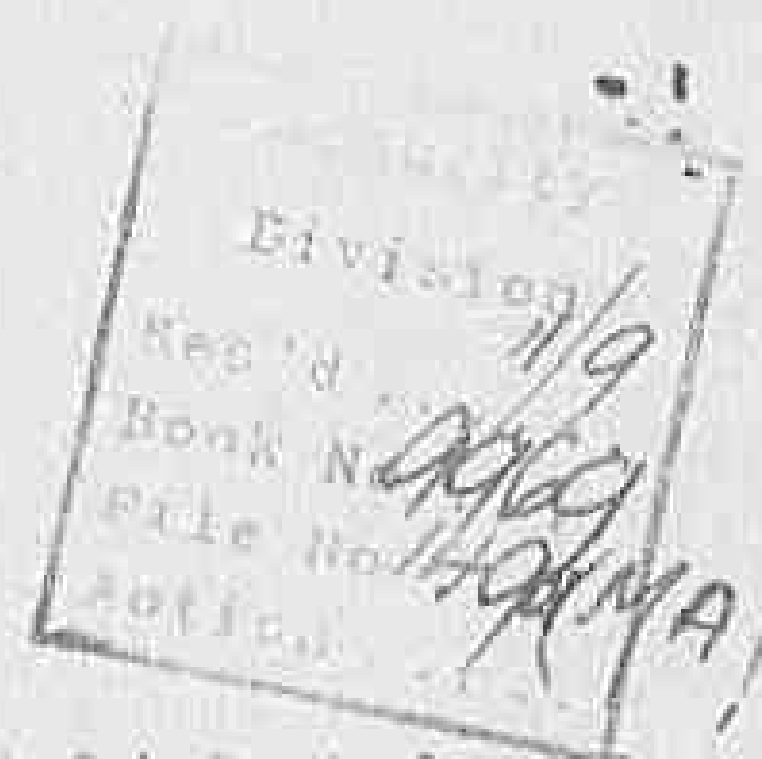
G. G. RAYNARD, Jr.,
Lt. Col.,
Officer i/c Italian branch,
for Chief Legal Advisor.

CONFIDENTIAL

ALLIED FORCE HEADQUARTERS
Office of the Assistant Chief of Staff, G-2

GRI-389. 701/PF/755/D

8 September 1945

SUBJECT: ANKELINI Marcello
CAPOTOSTI Lorenzo.TO : HQ Allied Commission,
Public Safety Sub-Commission,
Security Division.

Reference your SD/149.04(MA) dated 4 September 45.

1. It is pointed out that subjects have been in custody since January 1945. It is requested therefore that you do everything possible to ensure that their cases are given an early hearing by the Italian court.
2. If it is unlikely that they will be tried in the near future the cases should be handed back to the jurisdiction of the appropriate Allied Military HQ and subjects interned.
3. In the event of their being tried and acquitted, this HQ will require their internment.
4. Please notify this HQ of the progress of the cases.

22

For the Assistant Chief of Staff, G-2:

EARLE B. NICHOLS,
Colonel, CSC,
Asst AC of S, G-2.

CONFIDENTIAL

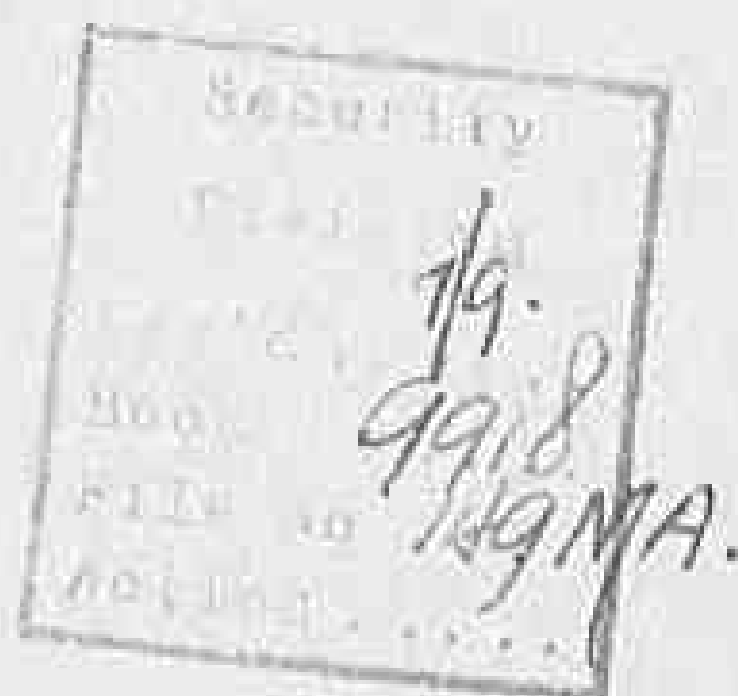
HEADQUARTERS
AMC
ANCONA PROVINCE
ABRUZZI-MARCHE REGION
CMF

SECURITY

Subject: ANGELINI Marcello; CAPOTESTI Lorenzo. *AMC/11/12*
To: HQ A.C. Public Safety Sub Commission Security Division. Ref.: *AMC/11/12*
From: A.C. Ancona. Date: 4 Sep 45

Ref. your SD/149.01-L.A. of 31 Aug 45.

Reply regarding above has been forwarded to you
by this office letter AMC/11/12 of 31 Aug 45.



O. J. MAURDER
O.J. MAURDER, Lt. Col. R.A.
A.C. Liaison Officer
Ancona Commune.

HEADQUARTERS ALLIED COMMISSION
A.P.O. 394
PUBLIC SAFETY SUB COMMISSION
SECURITY DIVISION

Ref : 3D/149.01(MA)

4 September 1945

Subject : Angelini Marcello
Capotosti Lorenzo

To : G-2(CI) A.P.H.Q.

Reference CBI-389.701/PE/755-D dated 8 June 1945.

1. The above named are detained at Iesi on charges of collaboration with the enemy and taking arms against the State.

2. The Military Tribunal of Florence is in possession of all the documents in connection with this case.

13
20
JOHN W. CHAFFIN,
Colonel J.A.C.D.
Director Public Safety
Sub-Commission

Copy to GSO 2(I) No. 3 District
Reference 703/1/84/GSI dated 5 June 1945.

-5 Oct. 1945

HEADQUARTERS A.C.
AMGA
ANCONA PROVINCE
ABRUZZI-MARCHE REGION
CME

Subject: ANGELINI Marcello; CAPOCOSTI Lorenzo.

To: HQ A.C. Public Safety Sub Commission Security Division. Ref.: ANCO/11/12

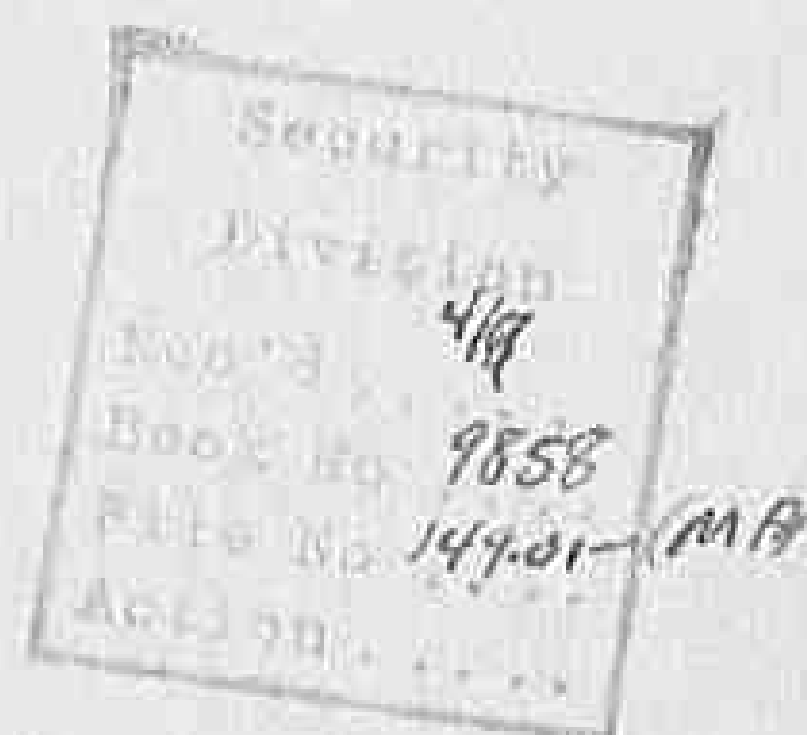
From: A.C. Ancona

Date: 31 Aug 45.

Ref. your SD/149.01(MA) of 22 Aug 45.

1. The Pretura of Iesi has informed this office that the above are detained at Iesi under the charge of collaborating with the enemy and taking arms against the State.
2. All the documents referring to this case were forwarded by the Pretura of Iesi to the competent Italian Military Tribunal of Florence on 25 June 45.
3. No information is available at Iesi as to when the trial will take place.

C. J. MAUNDER
C. J. MAUNDER, Lt. Col. R.A.
A.C. Liaison Officer
Ancona Commune.



19

HEADQUARTERS ALLIED COMMISSION
A.P.C. 394
PUBLIC SAFETY SUB COMMISSION
SECURITY DIVISION

Ref: SD/149.01-M.A.

31 August 1945

Subject: ANGELINI Marcello
CAPOTOSTI Lorenzo

To : Liaison Officer, AMG Ancona Province

Would you please expedite reply to our letter ref. SD/ 149.01 MA
dated 22 Aug 45 , subject as above.

A.L.R.B.
JOHN W. CHAPMAN
COLONEL, J.A.G.D.,
DIRECTOR, PUBLIC SAFETY
SUB COMMISSION.

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HEADQUARTERS ALLIED COMMISSION
A.P.O. 394
PUBLIC SAFETY SUB COMMISSION
SECURITY DIVISION

REF : BD/149.01(MA)

22 August 1945

SUBJECT : ANGELINI Marcello
CAPOTOSTI Lorenzo

TO : Liaison Officer,
AMG Ancona Province.

1. Reference Amc/11/12 dated 22 June 1945.
2. It would be appreciated if further enquiries could be made as to the whereabouts of the above named who it is believed are, or have been, interned at Iesi.
3. It is not known whether they are actually in prison or in obligatory residence.
4. It is understood that these men are known to the Questore of Ancoli Piceno, and it is possible that some information can be obtained from him.
5. An early reply on behalf of AFHQ is requested.

W. H. Chapman
JOHN W. CHAPMAN,
Colonel J.A.G.D.,
Director Public Safety,
Sub Commission.

GHM/nb

R. QUESTURA DI PERUGIA

Div. U.P. N. 105675

Addi 9 Agosto 1945

Risposta a

N.

del

19

Oggetto: ANGELINI Marcello
e Capotosti Lorenzo.-

Security	Allegati N.
20/8	GUARIGER GENERALE COMMISSIONE ALLEATA
2589	Sub Commission P.S. - Div. Sicurezza
1147.01 (MA)	A P.O. 394
Action:	

Con riferimento alla lettera SD/149.01 (M.A.) del 7 luglio u.s. si riferisce che i nominati in oggetto, non risultano iscritti presso il locale Ufficio anagrafe.

L'Angelini Marcello, potrebbe identificarsi per Angelini Marcello di Sante e di Bianchini Angela, nato a Foligno il 28 settembre 1928, ivi residente frazione Uppello n° 11.

Presso lo schedario di questa Questura, esiste il modello Z al nome di Capotosti Lorenzo, per rintraccio, identificazione e vigilanza. Dette ricerche sono state disposte dalla Questura di Ascoli Piceno.

L'Angelini non risulta ricercato dalle Autorità italiane.-

IL QUESTORE
(Dante)

[Signature]

16

TRANSLATIONQUESTURA OF PERUGIA

Div; U.P.
Ref No: 105675

9 August 1945

SUBJECT: ANGELINI Marcello and Capotosti Lorenzo.

TO : Allied Commission, Public Safety Sub-Comm. Hq. Rome.

With reference to your letter SD/149.01(MA) dated 7 July 45 we inform you that the a/m subjects do not result inscribed in the local registrar office.

Angelini Marcello, could be identified for Angelini Marcello di Sante e di Bianchini Angela, born in Foligno on the 28th of September 1928, there residing in No.11 Uppello fraction.

In the files of this Questura, there is a Z form existing under the name of Capotosti Lorenzo, for tracing, identification and for supervision. Such inquiries have been disposed by the Questura of Ascoli Piceno.

Angelini does not result to be searched by the Italian Authorities.

/s/

The Questore
(Dante)

15

cc.

QUARTERS ALLIED COMMISSION
A.P.O. 394
PUBLIC SAFETY SUB COMMISSION
SECURITY DIVISION

CONFIDENTIAL

Ref: SD/149.01(MA)

1 August 1945

Subject: Enemy Agents - ANGELINI Marcello
CAPOTOSTI Lorenzo
To : Procuratore del Regno fo Perugia

Would you please expedite reply to our letter ref. SD/149.01(MA)
dated 7 July 1945, subject as above.

*H. L. P. Branch of
Capi*

for JOHN W. CHAPMAN
COLONEL J.A.C.D.,
DIRECTOR, PUBLIC SAFETY
SUB COMMISSION

16

HEADQUARTERS ALLIED COMMISSION
A.F.O. 394
PUBLIC SAFETY SUB COMMISSION
SECURITY DIVISION

Ref: SD/149.01(MA)

1 August 1945

Subject: Enemy Agents - ANGELINI Marcello
CAPOTOSTI Lorenzo

To : Questore of Perugia

Would you please expedite reply to our letter ref. SD/149.01(MA)
dated 7 July 45 , subject as above.

ALLB

Capi

JOHN W. CHAFFIN
COLONEL, J.A.G.D.,
DIRECTOR, PUBLIC SAFETY
SUB COMMISSION.

13

V° Si restituisce, significando che, presso quest'ufficio,
nessun procedimento penale figura a carico di Angelini Mar-
cello e Capotosti Lorenzo.

Perugia 7 Agosto 1945

Il Procuratore del Regno



85

81

CONFIDENTIAL

HEADQUARTERS ALLIED COMMISSION
A.P.O. 394
PUBLIC SAFETY SUB COMMISSION
SECURITY DIVISION

REF : SD/149.01(MA) ←

7 July 1945

SUBJECT : Enemy Agents - ARDELINI Marcello
CAPOTOSTI Lorenzo

TO : Questore of Perugia,
Procuratore del Regno of Perugia.

1. Please inform this Hq., if the above mentioned
enemy agents are required for trial by the Italian Authorities.

H
JOHN W. CHAPMAN,
Colonel J.A.G.D.,
Director Public Safety,
Sub Commission.

12 11

ASCB/nb

CONFIDENTIAL

8639

HEADQUARTERS
ALLIED MILITARY GOVERNMENT
LOMBARDIA REGION
Regional Public Safety Office

PS/13.4

3 July 1945

SUBJECT : Enemy Agents - Angelini Marcello
Capotosti Lorenzo

TO : Public Safety S/C, HQ. A.C.

1. Reference your SD/149.01 (MA) of the 23rd June 1945. I can, of course, only speak from memory.
2. These two young men had been trained by the Germans for acts of sabotage. They were dropped by parachute into Allied territory, but after they landed they made no attempt to carry out their task.
3. In view of the fact that there was no evidence as to intent to carry out acts against the Allies, it was decided that no useful purpose would be served in proceeding against them as spies.
4. In the circumstance they were handed over by Army to Public Safety A.M.G.
5. I decided that they should be dealt with under the Italian Decree for collaboration with the Germans and accordingly instructed the Questore and Procuratore del Regno, of Perugia.
6. Lt Col. Rampagno, of Perugia, was assisting me at the time in all matters concerning the Fascist Decree, and he will doubtless recall this case.

For the Regional Commissioner:

N.W. Fowler
N.W. FOWLER
Major
D/R.P.S.O.

NWFF/WE

Security
Division
Rec'd 5/7
Book No 8593
File No 149.01 MA
Action

ALLIED MILITARY GOVERNMENT

Subject: Alleged enemy agents:- ~~ANGELINI~~ Marcello
HQ. AC. Public Safety/ ~~CAPOTOSTI~~ Lorenzo.
To: Sub-Commission, ROIT.
From: Public Safety Liason Officer, AMG, Ancona.
Ref: Anc/P/6.
Date: 26th June 45.

File
PUBLIC SAFETY OFFICE,
A. M. G.
PROVINCIAL HEADQUARTERS,
Ancona.

Reference is made to your SD/ 14901/MA of the 12th June, 45, respecting the above. On the 21st-22nd June, 45, Lt. Col. A. R. Troxell, (A) who was visiting Perugia on another matter conducted the enquiry as requested. A copy of his report is attached.

G. M. M. P. L. D.
Major,
Public Safety Liason Officer,
A. M. G. Ancona.

Security
Division
Rec'd
Book No
File No
Action

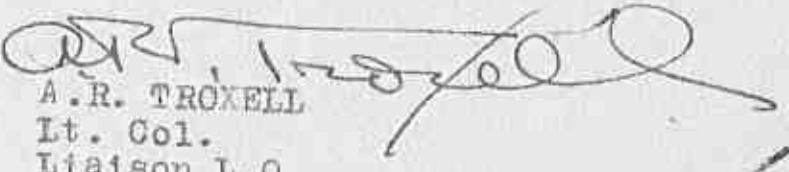
4/1
8518
149.01 (MA)
10

HEAD QUARTERS
ALLIED MILITARY GOVERNMENT
ANCONA PROVINCE

Subject: ANGELINI Marcello - CAPOTOSTI Lorenzo
To: A.M.G. Liaison Officer Umbria-Marche - Ancona Commune
From: Liaison L.O. Marche-Umbria
Ref: Ano/11/12
Date: 22 June 1945

LEGAL OFFICE
Ancona

1. Inquiry was made in Perugia concerning ANGELINI Marcello and CAPOTOSTI Lorenzo. The Procuratore Generale had no record of these men nor did any of the Italian officials whom he called.
2. The jailer incharge of the Perugia jail knew nothing about these ~~mann~~ men and after checking his record stated that their names had never appeared on his records. He knew nothing of their whereabouts. He mentioned that from November 44 to April 45 that a section of the jail had been reserved for A.M.G. prisoners and that these men could have been there during that time without his knowledge.


A.R. TROXELL
Lt. Col.
Liaison L.O.
Umbria - Marche
Ancona Commune

HEADQUARTERS ALLIED COMMISSION
A.P.O. 394
PUBLIC SAFETY SUB COMMISSION
SECURITY DIVISION

REF. : SD/149.01 (MA)

23 June 1945

SUBJECT : Enemy Agents :
 ENGELINI Marcello
 CAPUCCINI Lorenzo

TO : Major Fowler, Public Safety Division,
 Lombardia Region.

1. It is desired to clarify the position of the above named who are detained at Iesi Prison.
2. It is understood from Capt. Falk that the case papers were turned over by you to the Italian Authorities for them to deal with.
3. Please inform this Office of the Italian Authorities concerned in order that proceedings may be expedited.
4. Any relevant information would be appreciated.

Ch
JOHN W. CHAPMAN,
Colonel, J.A.G.D.
Director Public Safety,
Sub Commission.

CH/1st.

COMO PROVINCE
ALLIED MILITARY GOVERNMENT
 LOMBARDIA REGION

APO 394

CONFIDENTIAL

CG/240

Subject: Enemy Agents.

TO: MILITARY SAFETY SUB-COMMISSION
 HEADQUARTERS
ALLIED COMMISSION

COMO, 20 June 1945.

- 1) Ref. your SD/149.01(MA) of 12/6/45, the papers in this case were referred to me for my opinion by G.S.I.(B) 1 District Capt.(now Major) Landy.
- 2) I expressed the opinion that a conviction could not be obtained in either case.
- 3) One was aged 22, the other 17(I do not remember which was the older and which was the younger).
 I recommended that the relevant part of the papers which could form a charge under the Italian Law DDL 159 should be extracted in the case of the elder and sent to the Italian Authorities.
 This was done by Major Fowler P.S. Officer Bergamo Province.
- 4) All papers in the case were returned to G.S.I.(B) One District who can inform you where they were interment interned. I think it was at Jami, but cannot be definite on that point.

Smith Carr.

Capt. E. V. FALA
 P.D.O.

AND COMO PROVINCE.

RECEIVED
DIVISION
22/6.
Book No 8327
File No 149.01 (MA)
Action

7

HEADQUARTERS ALLIED COMMISSION
A.P.O. 394
PUBLIC SAFETY SUB COMMISSION
SECURITY DIVISION

REF : SD/149.01 (MA)

12 June 1945

SUBJECT : Alleged Enemy Agents:
ANGELINI Marcello
CAPOTOSTI Lorenzo

TO : Capt. E.V. FALK, PLG,
Lombardia Region.

A.M.G. Liaison Officer - Ancona -

1. Information is requested as to the position with regard to the trial of the above named, their place of detention, and the location of the case papers.

2. Legal Sub Commission has no papers referring to this case which was apparently being dealt with by Captain FALK at that time PLG of Perugia.

3. A copy of G-2 AFHQ letter GBT 389.701/PS/755-D dated 8 June 45 is forwarded for your information.

4. An early reply is requested.

JA
JOHN E. CHAPMAN,
Colonel J.A.O.D.,
Director Public Safety,
Sub Commission.

EMH/nb

SECRET

HEADQUARTERS, JUNE COMMISSION
A.P.O. 194
PUBLIC SAFETY AND COMMISSION
SECURITY DIVISION

REF : 30/149.G1(1A)

11 June 1945

SUBJECT : CAROTESTI Lorenzo

TO : Legal Sub Commission

1. Correspondence from SAC 2, New 1 District is submitted.
2. Any information you may have on this subject would be appreciated.
3. Please return the correspondence in the source.

G. Hayes
JOHN W. HAYES
Colonel U.S.A.,
Director Public Safety,
Sub Commission.

CHH/ab

5

SECRET

8046

SUBJECT: ANGELINI Marcello
CAPOTOSTI Lorenzo

703/4/80/GSI

5 Jun 45

A.C. Public Safety (Security Division) /

1. Attached is a copy of AFHQ letter reference GSI-389.701-PF/755-D dated 3 Mar 45, as a result of which both the a/m enemy agents were handed over to AMG (PERUGIA Prov) for action.
2. On 17 Mar, AMG (PERUGIA Prov) requested certain additional evidence (letter no ref dated 17 Mar 45 from Capt. E.V. FALK). This evidence was forwarded to them under cover of this HQ letter reference 703/4/80/GSI dated 28 Mar 45.
3. No information as to the progress of the case has yet been communicated to this HQ and it is possible that the departure of AMG from UMBRIA-MARCHE may have resulted in these two agents being left in gaol without trial or transfer to the jurisdiction of the Italian authorities.
4. The last place of detention is that notified by 12 FG Section (HQ at JESI) Prov. ANCONA, in whose charge they then were. It would be much appreciated if you could inform this HQ as to what steps have actually been taken by you to bring the case to a conclusion.
5. If the difficulties of trial or transfer, as suggested in the attached AFHQ letter, have prevented progress, perhaps you may wish to transfer the case to this HQ jurisdiction, in which circumstances, according to present policy, AFHQ would probably decide on internment as a satisfactory solution.

C.M.F.
 CTH/ECG

C. Hulst
 Major,
 GSO 2 (I),
 No. 1 District.

Copy to: G-2 (CI) Section, AFHQ. (Without encl)

Security
Division
Rec'd .. 9/6
Book No 8010
File No 14101-MA
Action

COPY

SECRET

ALLIED FORCE HEADQUARTERS

Office of the Assistant Chief of Staff, G-2,
APO 512 US ARMY.

GBI-389.701-PF/755-D.

3 March 1945

SUBJECT:- ANGELINI Marcello
CAPOTOSI Lorenzo.

TO :- GSI HQ No 1 District.

Further to GBI-389.701-PF/755-D dated 4 Feb 45.

1. Instructions were given in the above letter for subject'd cases to be examined with a view to bringing them to trial. The detailed interrogation reports now received seem to dispel any probability that either ANGELINI or CAPOTOSI intended to return to EOT. However ANGELINI's original statement in his confession that he meant to return to EOT after gathering military information still stands.
2. If legal advice suggests that no satisfactory case can be made against either subject it is recommended that they be handed over to the Italian authorities for disposal. It is noted that ANGELINI and CAPOTOSI were both well known Fascists in ASCOLI Province during the German occupation and that CC.RR were interested in their arrest. Further they have admitted to anti-Partisan activities in EOT. Before the two men are handed over it should of course be ascertained that the Italians will take appropriate action in the not too distant future.

For the AC of S, G-2
(Sgd) H.M. GEE, Capt,
for S.S. HILL-DILLON,
Colonel, GS
G-2 (CI) Section.

CONFIDENTIAL

CJHF/EWT

ALLIED FORCE HEADQUARTERS
Office of the Assistant Chief of Staff, G-2

GHI-389.701/PT/755-D.

8 June 1945.

SUBJECT : ANGELINI Marcello.
CAPOTOSPI Lorenzo.

TO : A.C. Public Safety (Security Division).

Reference HQ 1 District's 705/4/80/GSI of 5 Jun
addressed to you, copy to this HQ.

It is confirmed that if subjects have not already
been brought to trial before an AMT court proceedings should
be dropped and the cases offered to the Italians. If the
latter will not accept then this HQ agrees with the proposal
that the cases be transferred to 1 District's jurisdiction
and subjects interned.

For the Assistant Chief of Staff, G-2:

S. S. Hill-Dillon
S. S. HILL-DILLON,
Colonel, G.S.,
G-2 (CI) Section.

Copy to : G.S.I. HQ., No. 1 District.

Security
Division
Rec'd. 9/6
Book No 8019
File No 14951
Action

2

HEADQUARTERS ALLIED COMMISSION
A.P.C. 394
PUBLIC SAFETY SUB COMMISSION
SECURITY DIVISION

REF : SD/149.01(22)(MA)

11 June 1945

SUBJECT : CAPOTOSTI Lorenzo

TO : Legal Sub Commission

1. Correspondence from GSO 2, No. 1 District is submitted.
2. Any information you may have on this subject would be appreciated.
3. Please return the correspondence in due course.

JW
JOHN W. CHAPMAN,
Colonel J.A.G.D.,
Director Public Safety,
Sub Commission.

GBH/nb

8010

8019

ANGELINI, Marcello
~~MARCELLO, Angelini~~
CAPOTOSTI, Lorenzo

f 149.01 MA
MA

