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

ACC 10000|143|2674 266/01/62

WAR CRIMES
MAY 1946 - JAN. 1947

84 - CRISTIARINI Nello - COSER Furio
85 - CARBONI Cosimo -
86 - Statements of former internees - Cosimo
87 - LINDER Maria - Statement
88 - PALERMO Salvatore
89 - FRANCINA - Marsciallo -
90 - CASTELLANOS - GONZALES - SOLIS -

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

1502

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

BEST COPY POSSIBLE

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

ALLIED MILITARY GOVERNMENT

PROVINCE OF UDINE

(PUBLIC SAFETY DIVISION)

Tele : 1516, ext. 23

To : Security Section- Public Safety Division
H.Q. Allied Commission- Rome

Date : I4th January I947

Subject : Spanish nationals detained at Udine Gaol.

Ref. No : P SD/II/J

1. Reference to previous correspondence on this subject. Yours SD/266.01-90.

2. Herewith translation of a letter received from Avv. Michele SARTORETTI, 3 Via Gorghi - Udine who has been instructed by the Spanish Consul, Milan to enquire into the cases of these detainees.

3. May a copy of this translation be forwarded to GHQ and that they again be asked to expedite a decision.

for. Andrew G.P. WAY
Major
S.P.P.S.O. Udine

DJH/fg

16/1
1282
266 01 - 90

Avv. Michele SARTORETTI

TO: The Public Safety Division-

A.M.G. - Udine Province.

It's more than 18 months, that the Spanish subjects, Alfredo SOLIS GARCIA, Enrique CASTELLANOS MARTIN & Miguel GONZALES ZARRACINA, are detained in prison.

They were firstly held in the jail of Como and at present are to be found in that of Udine.

The above following but one denounciation - more or less reliable and maybe even unfounded - which pointed them out as war-criminals.

Being the matter of A.M.G. competence, on February 1946, the Special Court of Assizes of Udine, handed them over to those Authorities. Since then, they insistently applied both directly and through the undersigned, for an early conclusion of their trial.

Some time ago, they even took the determination of going on hungerstrike as a token of protest against the slowliness with which their case was being dealt with.

They once more implore a definitive solution of their case.

An answer to this letter should be appreciated.

Kindest regards

Avv. SARTORETTI

Signed

GSC/LZ

222

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

Avv. Michele SARTORETTI

TO: The Public Safety Division-
A.M.G. - Udine Province.

It's more then 18 months, that the Spanish subjects, Alfredo SOLIS GARCIA, Enrique CASTELLANOS MARTIN & Miguel GONZALES ZARRAGINA, are detained in prison.

They were firstly held in the jail of Como and at present are to be found in that of Udine.

The above following but one denounciation - more or less reliable and maybe even unfounded - which pointed them out as war-criminals.

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Some time ago, they even took the determination of going on hungerstrike as a token of protest against the slowliness with which their case was being dealt with.

They once more implore a definitive solution of their case.

An answer to this letter should be appreciated.

Kindest regards
Avv. SARTORETTI

220

GSC/LZ

Signed

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

1506

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

HEADQUARTERS ALLIED COMMISSION
A.P.O. 794
PUBLIC SAFETY DIVISION
SECURITY SUB DIVISION

(90)

REF : SD/266.01-90

13 January 1947

SUBJECT : War Crimes - Spanish Members of German Army

TO : Provincial Commissioner, AMG, UDINE

1. Reference your PSD/11/J dated 21 October 1946.

2. The Theatre Judge Advocate now requests that the appropriate Italian authorities be contacted to ascertain whether they still desire to try the three men concerned, CASTELLANOS, GONZALES and COLL. In the event they do desire to try them, the Italian authorities should be advised that Allied Force Headquarters has no objection. On this HQ being so advised by you steps will be taken to inform the Spanish Consul that the Italian Government is proceeding to the trial of subjects and to contact directly the Italian Government on all matters arising in the future. If you inform this HQ that it is not proposed to bring them for trial then the Spanish Consul will be advised of this fact and that instructions are being issued to surrender subjects to his custody.

3. Please inform this HQ of the action which the Italian authorities propose to take.

BY ORDER OF REAR ADMIRAL STONE:

E.J. BYE,
Colonel,
Director,
Public Safety Division.

AHG/nb

218

1242

1507

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

4719

Secretary

HEADQUARTERS
MEDITERRANEAN THEATER OF OPERATIONS
Office of the Theater Judge Advocate
UNITED STATES ARMY
APO 512

7 January 1947

FILE NO: JA 000.5/F-308

SUBJECT: War Crimes-Spanish Members of German Army

TO : Chief Commissioner
Headquarters Allied Commission
Public Safety Sub Commission
A.P.O. 794, U.S. Army

1. Reference letter your headquarters, file SD/266 01-90 , dated 26 October 1946, and letter this headquarters dated 14 December 1946.

2. It was suspected heretofore that GONZALES one of the three men mentioned in above referred correspondence is wanted in connection with Stalag II B, Hammerstein, Germany; (telephone conversation Col. Green - Col. Barratt refers). It was determined that GONZALES is not identical with the wanted man in connection with Stalag IIB.

3. Action as outlined in para. 3, letter this headquarters dated 14 December, 1946, may now be taken.

Tom H. Barratt

THB/pk

TOM H. BARRATT
Colonel, JAGD
Theater Judge Advocate

10/1
1214
266.01-90

1502

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

7 January 1947

FILE NO: JA 000.5/F-308

SUBJECT: War Crimes-Spanish Members of German Army

TO : Chief Commissioner
Headquarters Allied Commission
Public Safety Sub Commission
A.P.O. 794, U.S. Army

1. Reference letter your headquarters, file SD/2bb 01-90 , dated 26 October 1946, and letter this headquarters dated 14 December 1946.

2. It was suspected heretofore that GONZALES one of the three men mentioned in above referred correspondence is wanted in connection with Stalag II B, Hammerstein, Germany; (telephone conversation Col. Green - Col. Barratt refers). It was determined that GONZALES is not identical with the wanted man in connection with Stalag IIB.

3. Action as outlined in para. 3, letter this headquarters dated 14 December, 1946, may now be taken.

THB/pk

TOM H. BARRATT
Colonel, JAGD
Theater Judge Advocate

1509

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

Security
4329

ALLIED FORCE HEADQUARTERS
APO 512

14 December 1946

AG 000.5 JA-O

SUBJECT: War Crimes - Spanish Members of German Army

TO : Chief Commissioner
Allied Commission
Rome, Italy

1. Attention is invited to letter, your headquarters, file SD/266.01-90, dated 26 October 1946, subject as above, with inclosure from the Spanish Consul.

2. This headquarters has been advised that CASTELLANOS, Enrico, GONZALES, Michele, and SOLIS, Alfredo have been confined in the Judicial Prison of Udine charged with various crimes by the Italian authorities committed by the subjects while members of the German SS. The trial of subjects by the Italian authorities has been held up pending clearance by CROWCASS. This clearance, after seven months of delay, has not been received and the above named do not appear on any war crimes list.

3. It is desired that the appropriate Italian officials be contacted to determine whether they still desire to try the three men named herein. In the event they do desire to try the men, the Italian authorities should be advised that this headquarters has no objection, and the Spanish Consul should be advised that the Italian Government is proceeding to the trial of subjects and to treat directly with the Italian Government. Should the Italian authorities advise they no longer desire to try the subjects, the Spanish Consul should be advised of this fact, and that instructions are being issued to surrender the subjects to his custody.

BY COMMAND OF LIEUTENANT GENERAL LEE:

U. G. FETTERMAN
Major, AGD
Asst Adjutant General

19/12
991.
266.01-90

212

No action - Italians
message from Brit Govt
106 Giunta / Brit Govt
17/12

1510

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

ALLIED FORCE HEADQUARTERS
APO 512

AG 000.5 JA-O 14 December 1946

SUBJECT: War Crimes - Spanish Members of German Army

TO : Chief Commissioner
Allied Commission
Rome, Italy

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BY COMMAND OF LIEUTENANT GENERAL LEE:

U. G. FETTERMAN
Major, AGD
Asst Adjutant General

210

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

SD/266 401 - 90

26 Oct.

War Crimes
Branch

Lt. Col. Dee

Para (2) - Three Paragraphs

(a) - please do not take
further action
in this matter.

for (b)

Chief, Branch J.A.G.

1512

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

SUBJECT :- War Crimes : CASTELLANOS Enrico
GONZALES Michele
SOLIS Alfredo

GHQ CMF
16300/8/A3
5 Dec 46

Tel No PADUA 22268

AFHQ
(for attention G5)

Further to this HQ letter of even number dated 13 Nov 46.

1. A copy of a translation of a letter received by HQ Allied Commission Public Safety Division from the Spanish Embassy is forwarded herewith for any action that may be necessary. The original of this letter was unsigned.

2. A letter has now been received from CROWCASS stating that the Detention Reports forwarded by this HQ on 21 May 46 in respect of these men were never received. CROWCASS records reveal no trace of CASTELLANOS or SOLIS but a wanted report has been filed by France in respect of a person named GONZALES or GONZALO, about whom little is known except that he was connected Stalag II - B, HAMMERSTEIN, Germany.

12/12
919
266.01-90

ml

Lieutenant General.
General Officer Commanding in Chief.

Copy to :- HQ Allied Commission
Public Safety Division
Security Sub Division

(your letter SD/266.01-90
dated 18 Nov 46 refers)

207

REGISTRY
Card No.
Date

208

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

HEADQUARTERS ALLIED COMMISSION
A.P.O. 794
PUBLIC SAFETY DIVISION
SECURITY SUB DIVISION

REF : SD/266.01-90

18 November 1946

SUBJECT : War Crimes - SPANISH Members of German Army

TO : A Branch, GHQ, GMF

1. Further reference to your 16300/A3 dated 17 October 1946.

2. Copy of unsigned letter No. 367 dated 11 November 1946 from the Spanish Embassy regarding the above subject is forwarded herewith for information and any action you may deem necessary.

FOR THE CHIEF COMMISSIONER:

E.J. BYE,
Colonel,
Director,
Public Safety Division.

AdE/nb

2207

621

Embajada de España
EN
ITALIA

367

Refering to a letter (copy endosed) from the Public Safety Division -Udine to the Spanish Consul in Milan, the Spanish Embassy has the honor to address the Allied Commission - Public Safety Sub-Commission requesting information about the cases of the Spaniards CASTELLANOS, GONZALEZ and SOLIS imprisoned in Como in 1945 and later transferred to Udine.

In the hope that the circunstances of the affair will permit a prompt release of those spanish subjects, the Spanish Embassy avails itself of this opportunity to convey to the Allied Commision Headquarters Public Safety Sub-Commision, the assurance of its highest consideration.

Rome, November the 11th 1946.

205

Security Division P.S.
Sub Commission A.C.=H.Q.
ROME.

Security Branch
16/11
584
266.01-90

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

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In the hope that the circunstances of the affair will permit a prompt release of those spanish subjects, the Spanish Embassy avails itself of this opportunity to convey to the Allied Commision Headquarters Public Safety Sub-Commision, the assurance of its highest consideration.

Rome, November the 11th 1946.

205

Security Division P.S.

Sub Commission A.C.=H.Q.

ROME.

Security Branch
16/11
584
266.01-90

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

3534

SECURITY-DIV

file

SUBJECT:- SPANISH SS Men: CASTELLANOS, Enrico.
GONZALES, Michele.
SOLIS, Alfredo.

Tele No. PADUA 22268.

GHQ CMF
16300/8/A3
14 Nov 46

A F H Q for G-5.

1. The THREE men listed above are imprisoned in the Judicial Prison of UDINI accused of rape, robberies, murders, etc., committed while members of the GERMAN S.S. Their actual nationality is SPANISH. On 8 APRIL 46 Allied Commission were informed that the trial of the neutral members of the GERMAN Army rested with the ITALIANS. Both BRITISH and AMERICAN political advisers agreed to this procedure.

2. However, before agreeing to allow the trial to procede before an ITALIAN Court it was thought essential to obtain CROWCASS clearance that the THREE accused were not required by any allied Nation. Detention Reports were forwarded to CROWCASS on 21 May 46 with a request for clearance. At this time CROWCASS moved from PARIS to BERLIN; after several reminders, the last on 17 Oct 46, the position is that NO reply has yet been received and the SPANISH Consul at MILAN has approached Allied Commission requesting their handover to the Consulate for repatriation to SPAIN, copies of both letters attached.

3. As these men have now been in prison upwards of 13 months you may consider it is unnecessary to wait further for CROWCASS clearance and decide whether to agree to the ITALIANS trying the case or to hand over the THREE men to the SPANISH Consulate as requested by the Consul at MILAN for repatriation.

4. This decision, it is felt, should be made by AFHQ and you will no doubt inform Allied Commission of what you wish to be done in the matter in due course.

for Lieutenant General,
General Officer Commanding in Chief

203

Copy to:- Headquarters,
Allied Commission,
Public Safety Division. (your SD/266.01 - 90 of 26 Oct 46.)

Secretary attach

18/11

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

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4. This decision, it is felt, should be made by AFHQ and you will no doubt inform Allied Commission of what you wish to be done in the matter in due course.

for Lemuel Mayer

Lieutenant General,
General Officer Commanding in Chief

203

Copy to:- Headquarters,
Allied Commission,
Public Safety Division. (your SD/266.01 - 90 of 26 Oct 46.)

Secretary Branch
18/11
612
266.01-90

Declassified E.O. 12356 Section 3.3/NND No. 785046

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

Consulado de España
EN MILÀN

Nº319.

Milano, li 6 Novembre 1946.

Al
Governo Militare Alleato
Security Division=P.S.Sub=Commission
A.C. = H.Q.
R o m a

12/11.
534
266.01-90

Oggetto: Detenuti spagnoli:
Alfredo Solis Garcia,
Enrique Castellanos Martin e
Miguel Gonzalez Zarracina.

Dalla primavera dello scorso anno 1945 sono detenuti, prima nelle carceri di Como e poi in quelle di Udine, i suddi= ti spagnoli in oggetto senza che fino ad oggi sia stata preci= sata una loro responsabilità in atti delittuosi.

Trovandosi essi, dopo una sì lunga detenzione, in con= dizioni morali e materiali preoccupanti, e risultando pure le loro famiglie giustamente nella disperazione, rivolgo viva preghiera perchè si voglia sollecitare la loro pratica in modo che essi possano venire consegnati al più presto al Consolato Generale di Spagna a Genova per il rimpatrio.

Considerando poi che in occasione delle recenti amni= stie hanno ricuperato la libertà anche elementi sui quali pesa= vano accuse circostanziate, voglio sperare che il caso di que= sti tre cittadini spagnoli vorrà essere trattato da codesta Autorità con sollecitudine e benevolenza.

202

Il Console di Spagna

CONSULADO DE ESPAÑA

Raccomandata!

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

ALLIED MILITARY GOVERNMENT
PROVINCE OF UDINE
(PUBLIC SAFETY DIVISION)

90

To: Security Division-Public Safety Sub Commission-Allied Commission - H.Q.

Subject: War crimes . Spanish nationals in the German Army.

Date: 21st October 1946

Ref. No: PSD/II/J

1. The attached letter received this H.Q. 12th October 1946 from the Spanish Consul-Milan, is forwarded for information and such action as may be deemed advisable.

2. Receipt of same has been acknowledged vide copy letter attached.

Security Division
25/10
327.
26401-90

By order of the Provincial Commissioner.

Andrew G.P. Gay
Andrew G.P. WAY
Major,
SPRSO - Udine Province.

201

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

ALLIED MILITARY GOVERNMENT

PROVINCE OF UDINE

(PUBLIC SAFETY DIVISION)

To: Spanish Consul- MILAN

Subject: War crimes. Spanish nationals in German Army.

Ref. No: PSD/II/J

Date: 21st October 1946

1. Reference letter n. 294 dated 8th October 1946 with regard to CASTELLANOS, GONZALES and SOLIS.

2. I have to inform you that this communication has been forwarded to Public Safety -Sub Commission-Allied Commission Headquarters, ROME, to whom the matter had previously been referred by this Office and to whom any further communication should be addressed .

for the Provincial Commissioner.

Andrew G.P. WAY
Major
S.F.P.S.O. Udine

200

V Copy to :
Security Division-P.S. Sub Commission
A.C.-H.Q. Rome

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

4001

Consulado de España
EN MILÀN

Nº294.

Milano, li 8 ottobre 1946.

Al
Governo Militare Alleato
13° Corpo di Armata
= Ufficio Legale =
U d i n e .

Oggetto: Detenuti spagnoli:
Alfredo Solis Garcia,
Enrique Castellanos Martin
Miguel Gonzalez Carracina.

Dalla primavera dello scorso anno 1945 sono detenuti, prima nelle carceri di Como e poi in quelle di Udine, i suddi= ti spagnoli in oggetto senza che fino ad oggi sia stata preci= sata una loro responsabilità in atti delittuosi.

Trovandosi essi, dopo una si lunga detenzione, in con= dizioni morali e materiali preoccupanti, e risultando pure le loro famiglie giustamente nella disperazione, rivolgo viva pre= ghiera perchè si voglia sollecitare la loro pratica in modo che essi possano venire consegnati al più presto al Consolato Gene= rale di Spagna a Genova per il rimpatrio.

Considerando poi che in occasione delle recenti amni= stie hanno ricuperato la libertà anche elementi sui quali pesa= vano accuse circostanziate, voglio sperare che il caso di que= sti tre cittadini spagnoli vorrà essere trattato da codesta Autorità con sollecitudine e benevolenza.

CONSULADO DE ESPAÑA

Il Console di Spagna.

F. Martinez

OFFICIAL :
Allied Military Government
UDINE PROVINCE
Date received 12 OCT 1946

1522

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

HEADQUARTERS ALLIED COMMISSION
A.P.O. 794
PUBLIC SAFETY DIVISION
SECURITY SUB DIVISION

REF : SD/266.01-90 26 October 1946

SUBJECT : War Crimes - SPANISH Members of German Army

TO : D.M.G., G.H.Q., C.M.F.

1. Reference your 16300/A-3 dated 17 October 1946.

2. Translated copy of letter dated 8 October 1946 from the Spanish Consul MILAN, is forwarded herewith for information and any action you deem necessary.

FOR THE CHIEF COMMISSIONER:

E.J. BYE,
Colonel,
Director,
Public Safety Division.

AHE/nb

198

374

1573

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

CONSULADO DE ESPAÑA
EN MILAN

No. 294

MILAN 8 October 1946

TO THE ALLIED MILITARY GOVERNMENT
13 Army Corp
Legal Office

U D I N E

SUBJECT : Detained Spanish Nationals
Alfredo Solis Garcia,
Enrique Castellanos Martin
Miguel Gonzalez Zarracina

The a/m spanish nationals, since Spring 1945, are being detained, first in Como prison and then in Udine.

No charge of criminal actions have been made against them.

After such a long imprisonment they are in a bad moral and material condition and their families are living in despair.

I apply to you for the consideration of their position in order that subjects be handed over to the General Consulate of Spain for their onward repatriation.

As, owing to the Amnesty, also persons charged with serious crimes have been released, I hope that the position of the a/m Spanish nationals may be taken into consideration.

The Spanish Consul

s/ il egible.

MC

196

1524

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

HEADQUARTERS ALLIED COMMISSION
A.P.O. 794
PUBLIC SAFETY DIVISION

REF : SD/266.01-90 21October 1946

SUBJECT : War Crimes - SPANISH Members of the German Army

TO : Provincial Commissioner
A.M.G., UDINE
(Att'n. of P.P.S.O.)

1. Reference your PSO/II/J dated 26 September 1946.

2. Copy of CMQ letter 163000/A-3 dated 17 Oct. 46 is forwarded herewith for information.

BY ORDER OF REAR ADMIRAL ELLERY W. STONE.

E.J. BYE,
Colonel,
Director,
Public Safety Division.

AHE/nb

194

291

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

1525

2772.

Security Div

SUBJECT:- WAR CRIMES - SPANISH Members of the GERMAN Army.

GHQ CMF.
16300/A3.
17 Oct 46.

CROWCASS,
c/o 6889 BERLIN Documentation Centre,
APO 742
BERLIN.

21/10
281
266.01-90

Reference our 16402/A3 of 21 May 46.

1. Our above quoted letter forwarded Detention Reports for:-

CASTELLANO, Enrico Martin.
SOLIS, Alfredo.
GONZALES, Miguel.

at the same time requesting information as to whether any of these men were required by any nation on War Crimes charges.

2. It would be appreciated if this matter could be cleared up as soon as possible as the subjects have been in custody for 13 months.

R.W. Gerson Major
for Colonel,
Colonel "A".

Copy to:- HQ Allied Commission (your SD/266 01-90 of 30 Sep refers.)

193 RH

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

ALLIED MILITARY GOVERNMENT
PROVINCE OF UDINE

(PUBLIC SAFETY DIVISION)

To: H.Q. Allied Commission -Public Safety
Sub Commission - Security Division

Subject: Spanish members of German Army.-

Date: 26th September 1946

Ref. No: PSD/II/J

1. Reference to telephone communication between Major Way and Capt. Ellis this morning.

2. Herewith translations of letters sent by Spanish ex members of German Army at present detained at Udine Gaol, to the Spanish Embassy -Rome and to the Spanish Consul- Milano, in which they threaten to go on hunger-strike unless their case is reviewed.

3. May further urgent representation be made to G H Q as to what further action is intended in this case.-

By order of the Provincial Commissioner.

D.J. HOPKINS
Captain
P.P.S.O. Udine Province

191
2110-
69
266.01-90

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

Translation

Sender : Enrigue Castellano
Carceri Giudiziarie -Udine

Addressee : Consul Español -Milano
via Maino -17

Many times we have written to you abour our position and we sent our request in order to obtain your interest and to get our position clearified.

In spite of promises and interestedness we are stll in prison like delinquents.

We have decided to give an end to this situation and there-fore within 10 days from the date of this letter we start a hunger-strike which will end when we shall leave the prison either to be released or to be sent in a concentration camp for POWs.

We inform you of our decision because we are spanish subjects and we hope that you,who are our Consul.,will do something usefull for us.

To day we have also written to the Udine AMG leaving to it and to you the responsibility of our actions

We are, Sir, your obedient servants:

signed : Castellano Enrigue
Miguel Gonzales
Solis Alfredo

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

Translation

Sender : Enrigue Castellano Martin
Carceri Via Spalato-Udine

Addressee : S.E. Ambajador de España
en ROMA.-

We are spanish subjects about whom the Military Attachee would have spoken to you,or the Spanish Consul of Milan would have written to you.

We are in Prison since I3 months with delinquents and treated like them.

Till now we do not know anything about our position and therefore we have decided to give an end to these our conditions. We have written to the AMG of Udine that,if in the next IO days we shall not be released or sent in some concentration camp like prisoners of war,we shall start the hunger -strike.

We inform Y.E. of the above decision and hope that you will do something for us.

We are,Sir, Your Eccellency's obedient servants.

signed : Enrigue CastellanoMartin
Miguel Gonzales Zaracina
Solis Alfredo

1529

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

CONFIDENTIAL

HEADQUARTERS ALLIED COMMISSION
A.P.O. 794
PUBLIC SAFETY SUB COMMISSION
SECURITY DIVISION

REF : SD/266.01-90 30 September 1946

SUBJECT : War Crimes - SPANISH Members of German Army

TO : D.A.G., G.H.Q., C.M.F.

1. Reference your 16300/A3 dated 10 Sept. 46, and previous correspondence from this HQ under oven number.

2. The three persons concerned have now been held in custody for 13 months. They are addressing and have threatned to start a hunger strike.

3. It is requested that CROWCASS be asked to expedite a decision.

E.J. BYE,
Colonel,
A/Director Public Safety,
Sub Commission.

187

Copy to:- P.W.I.C., A.M.G., UDINE

AH:/nb

CONFIDENTIAL

1530

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

1749 Secret

SUBJECT:- War Crimes - SPANISH Members of the GERMAN Army.

GHQ CMF
16300/A3
10 Sept 46

TO:- Headquarters,
Allied Commission.

Reference your SD/266.01-90 of 29 Aug 46.

1. It is regretted that there is nothing to add to our 16300/A-3 of 12 June 46. CROWCASS have stated that they have a large backlog of work but hope to complete working off arrears shortly.

2. This Headquarters has repeated the request for clearance which is essential before further action can be taken. You will be informed as soon as possible of the decision on handover.

MK

20/9
2473
266.01-90

RW Jerram Major
for Brigadier,
DAG

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

HEADQUARTERS ALLIED COMMISSION
A.P.O. 794
PUBLIC SAFETY SUB COMMISSION
SECURITY DIVISION

REF : SD/266.01-90

29 August 1946

SUBJECT : War Crimes - Spanish Members of German Army

TO : S.P.P.S.O., A.M.G. UDINE

90

1. Reference your PSD/11/J dated 23 August 1946.

2. The position remains unchanged, however the question is again being taken up with GHQ.

E.J. BYE,
Colonel,
A/Director Public Safety,
Sub Commission.

AHB/mb

184
185

1562

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

HEADQUARTERS ALLIED COMMISSION
A.P.O. 794
MILITARY SAFETY AND CORRECTION
SECURITY DIVISION

REF : SD/266.01-90 29 August 1946

SUBJECT : WAR CRIMES - Spanish members of German Army

TO : D.A.C., G.H.Q., C.M.F.

1. Reference your letter 16300/A-3 dated 12 June 1946.

2. May this HQ be informed of the present position of this case please.

E.J. BYE,
Colonel,
A/Director Public Safety,
Sub Commission.

AJE/nb

1533

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

ALLIED MILITARY GOVERNMENT
PROVINCE OF UDINE

(PUBLIC SAFETY DIVISION) CONFIDENTIAL
Tele: 1516, ext. 23

To: H.Q. AICOM. Public Safety Sub-Commission. Security Division. Date: 23rd August, 1946

Subject: War Crimes - Spanish Members of German Army. Ref. No: PSD/11/J.

With reference to your letter SD/266.01-90 dated 17th June, 1946.

May this office please be informed as to the present position in this case.

By order of the Provincial Commissioner.

Security Branch
Received 28/8.
Book No. 2044
File No. 266.01-90
Action ....

Andrew G.T. WAY,
Major,
SPPSO - Udine Province.

183

1534

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

CONFIDENTIAL

HEADQUARTERS ALLIED COMMISSION
A.P.O. 534
PUBLIC SAFETY SUB COMMISSION
MONTHLY DEVELOPMENT

REF : SD/266.01-90 17 June 1946

SUBJECT : War Crimes - Spanish Members of German Army

TO : S.P.S. A.C., A.M.G., Udine

1. Reference your UDI/PSD/11/J dated 1st June 1946.

2. On 21 May 46, CROWCASS was requested by GHQ to confirm that the personnel named were NOT wanted as War Criminals by any of the Allies.

3. CROWCASS at about that time started to move from former location and will not be in a position to check up again until the end of June.

4. It is regretted that this will entail a considerable delay before a reply on this case can be given.

A.J. BYE,
Colonel,
A/Director Public Safety,
Sub Commission.

AHS/mb.

182

CONFIDENTIAL

749

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

8342

SUBJECT :- War Crimes - Spanish Members of German Army -
CASTELLANOS - GONZALES and SOLIS.

GHQ CMF.
16300/A-3.
12 June 46.

To :- HEADQUARTERS,
ALLIED COMMISSION.

Reference your letter SD/266.01-90 dated 6 June 46.

1. On 21 May 46 CROWCASS was requested by this Headquarter to confirm that the above named personnel were NOT wanted as War Criminals by any of the Allies.

2. CROWCASS at about that time started to move from former location and will not be in a position to check up again until the end of June.

3. It is regretted that this will entail a considerable delay before a reply on this case can be given.

Security Branch
Received 17/6
Book 731
File 266.01-90
Action

R.W. Jumper Gall
Brigadier.
DAG.

181

/hs

1536

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

90

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

REF : SD/266.01-90 13 May 1946

SUBJECT : War Crimes - Spanish Members of German Army

TO : D.A.C., G.H.Q., C.M.F.

1. Reference your 16300/A3 dated 8 April 1946.

2. Detention reports in duplicate in respect of the three persons named are forwarded herewith as requested. One copy of each has been placed with each man's documents.

E.J. BYE,
Colonel,
A/Director Public Safety,
Sub Commission.

AHE/nb

180

177

218

1537

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

ALLIED MILITARY GOVERNMENT

PROVINCE OF UDINE

(PUBLIC SAFETY DIVISION)

Tele: 1516, ext. 23

CONFIDENTIAL

To: Director, Public Safety Sub Commission.
attn: Security Division.

Date: 1st June, 1946

Ref. No: UDI/PSD/11/J.

Subject: War Crimes - Spanish Members of German Army
CASTELLANOS, GONZALES and SOLIS.-

With reference to our letter of even number dated 4th May, 1946.

May this Office please be informed as to the present position in this case, please.

By order of the Provincial Commissioner.

J.T. MANUEL,
Major,
SPPSO - Udine Province.

179

266.01.90

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

ALLIED MILITARY GOVERNMENT

PROVINCE OF UDINE

(PUBLIC SAFETY DIVISION)

CONFIDENTIAL

To: Director, Public Safety Sub Commission. - attn: Security Division.

Subject: War Crimes - Spanish Members of German Army - CASTELLANOS, GONZALES and SOLIS.-

Ref. No: UDI/PSD/11/J.

Date: 4th May, 1946

Tele: 1516, ext.23

With reference to your SD/266.01-90 dated 12th April 1946.

As requested Detention reports have been completed in triplicate in each case. Two copies for each man are forwarded herewith and one copy is being retained in this office together with complete case papers, pending further instructions from your office.

H.N. BRIGHT,
Lieut. Col.
Provincial Commissioner,
AMG Udine Province.

17:

Security Classification
Box No. 13/5
File No. 211 266.01-90
Action .....

1549

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

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

REF : SD/266.01-90 6 June 1946

SUBJECT : War Crimes - Spanish Members of German Army - CASTELLANOS, GONZALES and SOLIS.

TO : D.A.C., G.H.Q., C.M.F.

1. Reference your 163000/A-3 dated 8 April 46 and ours of even number dated 13 May 46.

2. May this HQ be advised of the present position of this case please.

E.J. BYE,
Colonel,
A/Director Public Safety,
Sub Commission.

AJB/mb.

611

1540

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

90

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

REF : SD/266.01-90 12 April 1946

SUBJECT : War Crimes - Spanish Members of German Army - CASTELLANOS, GONZALEZ and SOLIS.

TO : Provincial Commissioner, A.M.G. UDINE

1. Reference the application of the Udine Assize Court respecting the above named.

2. It is felt that responsibility for the trial of neutral members of the German Army who are accused of War Crimes rests with the Italian Government.

3. Before such a trial can take place however, it must be established that the accused are not wanted in connection with War Crimes by any other nation.

4. You are requested therefore to make arrangements for the completion, in triplicate, of Detention Reports in respect of each of these men. In each case, one copy should be retained with the man's documents and the remaining two forwarded to this office.

5. 9 copies of Detention Report forms are forwarded herewith together with one copy of Penal Proceedings in Italian and one copy of English translation of same.

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

Encls. 9 Den. Reports
1 Original in Italian) Penal Proceedings
1 English translation (against Spanish S.S.
) Gang.

176

176

AHE/nb

[541]

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

CONFIDENTIAL

5866

SUBJECT: War Crimes - Spanish Members of German Army
CASTELLANOS, GONZALES and SOLIS

GHQ CMF
16300/A3
8 Apr 46

CONFIDENTIAL

Hq Allied Commission

Copy to:- DJAG

1. Enclosed is a copy of a letter received by AMG from the UDINE Assize Court.

2. It is felt that responsibility for the trial of neutral members of the German Army who are accused of War Crimes rests with the Italian Government.

3. Before such a trial can take place however, it must be established that the accused are not wanted in connection with War Crimes by any other nation.

4. You are requested therefore to make arrangements for the completion in triplicate of Detention Reports in respect of each of these men. In each case, one copy should be retained with the man's documents and the remaining two forwarded to this GHQ.

5. 9 copies of Detention Report forms are enclosed.

ml
Encls. 9 D. Reports
{ 1. Original. In Italian } Penal proceedings
{ 1. English translation } against Spanish S.S. Gang.

K.D. Cohen Major
for Brigadier,
DAG.

175
Branch
Rec'd 12/4.
Book No. 4222
File No. 766.01/10
Action ....

1542

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

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

REF : SD/266.01-391 5 April 1946

SUBJECT : War Crimes

TO : D.A.G., G.H.Q., C.M.F.,

1. The attached letter concerning an alleged war crimes committed at MESSINA is forwarded for your information and action you may deem necessary.

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

AH:/nb

1345

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

TRANSLATION

c/cm

TO THE ALLIED COMMISSION

ROME

We beg to inform your Commission that on August 1943, before the liberation of Messina, 12 parachutists were captured in Castanea delle Furie (Messina) by the local Maresciallo of CC RR.

While Germans retired themselves, Maresciallo FRANCHINA, true and obedient collaborator of Fascists, thought advisable to consign these men to the enemy, who was very pleased of it.

Owing the confused situation he could, at once, release the 12 parachutists without taking any responsibility on the matter.

It is learned that these victims were killed and thrown into the Stretto di Messina .

All is over, now, FRANCHINA says, but victims are claiming for justice.

For this reason we apply to your Commission in order to clarify this tragedy.

Maresciallo FRANCHINA is still Commandant of RR CC at Castanea delle Furie(Messina) .

s/ Pappalardo Giuseppe
Giacoppo Paolo
Lombardo Giovanni

Castanea 28 March 1946

SECURITY Div.

ALLA COMMISSIONE ALLEATA

R O M A

Venuti a conoscenza informiamo codesta Commissione che durante la liberazione della Sicilia, e cioè nel 1943 ma precisamente nel mese di agosto, prima che la provincia di Messina fosse stata liberata dall'esercito alleato nelle contrade di Castanea delle Furie (Provincia di Messina) furono catturati dal maresciallo dei RR.CC. del luogo 12 paracadutisti inglesi. - Mentre l'esercito tedesco batteva in ritirata il maresciallo traditore fedele collaboratore, ha creduto giusto consegnare i 12 soldati ai tedeschi.

La belva aveva ricevuto il gradito pasto del maresciallo collaboratore ed obbediente esecutore degli ordini fascisti. Ma un momento di trambusto e di confusione, poteva fare diversamente, lasciando in libertà i dodici soldati senza assumere alcuna responsabilità dato il momento di disordine.

Abbiamo saputo che le vittime furono trucidati e buttati nello Stretto di Messina. Ormai tutto è passato, dice il Maresciallo traditore. Ma le vittime chiedono giustizia. Ed ecco che per mezzo nostro miseri mortali invitiamo codesta Spett. Commissione a fare luce su questa tremenda tragedia che costò la vita a dodici giovani.

171

Declassified E.O. 12356 Section 3.3/NND No. 785046

Venuti a conoscenza informiamo codesta Commissione che durante la liberazione della Sicilia, e cioè nel 1943 ma precisamente nel mese di agosto, prima che la provincia di Messina fosse stata liberata dall'esercito alleato nelle contrade di Castanea delle Furie (Provincia di Messina) furono catturati dal maresciallo dei RR.CC. del luogo 12 paracadutisti inglesi. - Mentre l'esercito tedesco batteva in ritirata il Maresciallo trentenne fedele collaboratore, ha creduto giusto consegnare i 12 soldati ai tedeschi.

La belva aveva ricevuto il crudele parto del maresciallo collaboratore ed ubbidiente esecutore degli ordini fascisti. Ora un momento di trambusto e di confusione, poteva fare diversamente, lasciando in libertà i dodici soldati senza assumere alcuna responsabilità dato il momento di disordine.

Abbiamo saputo che le vittime furono trucidate e buttati nello Stretto di Messina. Ormai tutto è passato, dice il Maresciallo trentenne. Ma le vittime chiedono giustizia. Ed ecco che per mezzo nostro miseri mortali invitiamo codesta Spett. Commissione a fare luce su questa tremenda tragedia che costò la vita a dodici giovani.

.:.

171

Declassified E.O. 12356 Section 3.3/NND No. 785046

N.B. - Il Maresciallo Franchina trovasi ancora Comandante la Stazione dei RR.CC. di Castanea delle Furie (Messina).

Pappalardo Giuseppe

Giacoppo Paolo

Leonardo Giovanni

Castanea 20.7.1946

171

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

1547

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

Translation ns 0

Oct IC, I946.

File

FROM : CC. Command - Rome -

To : Allied Commission - Security Division - Rome -

SUBJECT : PALERMO Salvatore, Capt.CC.

With reference to your letter n.342/87-45 RP. of Sept. I5, I946, we inform you that, on request of the Public Prosecutor by the Special Section of the Court of Assize of Bologna, the a/m subject was transferred from Trento to Bologna judiciary jail on 8 inst.

In his written request, the Magistrate has assured that in the event the defendant is acquitted, he will be re-handed over to the Legion Command of Bologna and held at disposition of the Allied Authorities.

The Commander General
/S/ Brunetto Brunetti.

1548

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

R/g

Comando Generale dell'Arma dei Carabinieri Reali

UFFICIO INCHIESTE

N.342/91-45 *di prot.* R.P. *Roma, li* 16 Ottobre 1946.-

Risposta al ::: *del* ::: *n.* ::: *Allegati n.* :::

OGGETTO: = Capitano Carabinieri s.p. PALERMO Salvatore.-

HEADQUARTERS ALLIED COMMISSION - A.P.O. 794 -
PUBLIC SAFETY SUB COMMISSION
SECURITY DIVISION

R O M A

^^^^^^^^^^^^^^^^^^

Di seguito al foglio n.342/87-45 R.P. del 15 settembre u.s. comunico che, in seguito a richiesta del P.M. presso la Sezione Speciale di Corte d'Assise di Bologna, l'8 corrente mese il capitano PALERMO é stato trasferito da Trento a Bologna ed associato a quelle carceri giudiziarie.-

Nella sua richiesta scritta il magistrato ha assicurato che nella eventualità della scarcerazione dell'imputato ordinerà che questi sia riconsegnato al comando della legione di Bologna, dovendo continuare a rimanere a disposizione delle Autorità Alleate.-

IL COMANDANTE GENERALE
- Brunetto Brunetti -

Security Branch
21/69
249
266.01-88

1549

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

HEADQUARTERS ALLIED COMMISSION
A.F.O. 794
PUBLIC SAFETY SUB COMMISSION
SECURITY DIVISION

REF. : SD/266.01-88 20 September 1946

SUBJECT : War Crimes - Capt. Salvatore PALERMO

TO : A BRANCH, G.H.Q. C.M.F.

1. Reference your 16422/2/A3 dated 1 August 1946, our letter of even number dated 26 July 1946 refers.

2. Forwarded herewith for your information is translated copy of a letter received from Deputy Commanding General of the Carabinieri, together with a copy of our letter dated 8 August 1946 referred to in the correspondence.

BY ORDER OF CHIEF COMMISSIONER

E.J. BYE,
Colonel,
A/Director Public Safety,
Sub Commission.

AHE/lm.

167

2687

1550

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

GENERAL COMMAND CARABINIERI
Investigation Division

N. 342/87-45/R.P. Rome 15 September 1946

SUBJECT : Capt. Carabinieri PALERMO Salvatore

TO : HEADQUARTERS ALLIED COMMISSION - A.P.O. 794 -
PUBLIC SAFETY SUB COMMISSION
SECURITY DIVISION

With reference to previous correspondence on the subject and in particular to your letter N.SD/266.01-88 dated 8 August 1946, I beg to inform you that the Chief of the Prosecuting Office of the Special Section of the Assize Court of Trento - in execution of the known warrant of arrest - has ordered that Capt. Palermo be transferred to the prison of that city undertaking upon his personal responsability not to release him eventually but to return him back to the custody of the Carabinieri Legion Command of Bolzano as at the disposal of Allied Authorities.

The transfer of above Officer has taken place on the 27 August 1946.

t/ LEONETTO TADDEI
Divisional General
Deputy Commanding General

s/ L.Taddei.

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

HEADQUARTERS ALLIED COMMISSION
A.P.O. 794
PUBLIC SAFETY SUB COMMISSION
SECURITY DIVISION

REF. : SD/266.01-88 8 August 1946

SUBJECT : War Crimes - PALERMO Salvatore

TO : Commanding General Carabinieri
Ufficio Inchieste, ROMA

1. Further to our letter of even number dated 26 July 1946.

2. GHQ has informed this office that the precise place of confinement of PALERMO is immaterial; if it is considered desirable, under the circumstances, to move him from Bolzano, this may be done without further reference to this HQ. It is however essential that he should be retained in custody pending final disposal instructions from this HQ.

s/ A.H.ELLIS, Capt.
t/ E.J.BYE,
Colonel,
A/Director Public Safety,
Sub Commission.

AHE/nb.

1552

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

Comando Generale dell'Arma dei Carabinieri ~~Reali~~

R/P

UFFICIO INCHIESTE

N. 342/87-45 di prot. R.P. — Roma, li 15 settembre 1946. -

Risposta al ::: del :::: n. :::: Allegati n. :::

OGGETTO: Capitano Carabinieri s.p. PALERMO Salvatore. -

HEADQUARTERS ALLIED COMMISSION - A.P.O. 794 -
PUBLIC SAFETY SUB COMMISSION
SECURITY DIVISION

R O M A

In relazione a precedente corrispondenza sull'argomento a, per ultimo alla nota di codesto On/le Ufficio n.SD/266.01-88 dell'8 agosto u.s., comunico che il capo dell'ufficio del P.M. della Corte d'Assise Sezione Speciale di Trento -in esecuzione del noto ordine di cattura- ha ordinato la traduzione del capitano PALERMO alle carceri di quella città, assumendo la personale responsabilità di non far luogo alla sua eventuale scarcerazione prima di averlo fatto riconsegnare al comando della legione di Bolzano per la ulteriore custodia in quanto a disposizione delle Autorità Alleate.

La traduzione dell'ufficiale ha avuto luogo il 27 agosto u.s. -

IL GENERALE DI DIVISIONE
VICECOMANDANTE E COMANDANTE GENERALE INTERINALE
- Leonetto Taddei -

Secretary Branch
Rec'd 16/9
Dept 24/3
Pol 266-01-88
Action ....

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1553

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

HEADQUARTERS ALLIED COMMISSION
A.P.O. 794
PUBLIC SAFETY SUB COMMISSION,
SECURITY DIVISION

REF : SD/266.01-88

8 August 1946

SUBJECT : War Crimes - PALERMO Salvatore

TO : Commanding General Carabinieri,
Ufficio Inchieste, ROMA

1. Further to our letter of even number dated 26 July 1946.

2. GHQ has informed this office that the precise place of confinement of PALERMO is immaterial; if it is considered desirable, under the circumstances, to move him from BOLZANO, this may be done without further reference to this HQ. It is however essential that he should be retained in custody pending final disposal instructions from this HQ.

R.J. BYE,
Colonel,
A/Director Public Safety,
Sub Commission.

AHS/nb

1670

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

CONFIDENTIAL

Security 106

SUBJECT:- War Crimes - Capt Salvatore PALERMO

CONFIDENTIAL

GHQ CMF

16422/2/A3

1 Aug 46

HQ Allied Commission,
Public Safety Sub Commission,
Security Division.

Reference your letter SD/266.01-88 dated 26 July 46.

With reference to para 5 of your above quoted letter, the precise place of confinement of PALERMO is immaterial; if it is considered desirable, under the circumstances, to move him from BOLZANO this may be done without reference to this HQ. It is however essential that he should be retained in custody pending final disposal instructions from this HQ.

Security Branch
6.8
1654
266.01 - 88

MK

CONFIDENTIAL

Brig
IC Adm

1555

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

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

REF : SD/266.01-88 26 July 1946

SUBJECT : War Crimes - Capt. Salvatore PALERMO

TO : D.A.G., G.H.Q., C.M.F.

1. Reference your 16422/2/A-3 dated 10 July 1946.

2. PALERMO is still held in disciplinary arrest at the Carabinieri Legion HQ, BOLZANO pending decision on his disposal as a War Criminal.

3. The Italian Judicial authorities at BOLOGNA have been informed that authorisation for PALERMO's transfer for trial before an Italian Court could not be given (your 16422/2/A-3 dated 21 May 46 refers).

4. It now appears that the Italian legal authorities at TRENTO are suggesting that the Carabinieri are withholding PALERMO to prevent his trial before the Special Assize Court of BOLOGNA.

5. Will you please confirm that PALERMO is to remain under disciplinary arrest at the Carabinieri Legion HQ BOLZANO at Allied disposition pending the decision mentioned in your 16422/2/A-4 dated 10 July 1946.

E.J. BYE,
Colonel,
A/Director Public Safety,
Sub Commission.

AHE/nb

161

1693

1556

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

HEADQUARTERS ALLIED COMMISSION
A.P.O. 794
PUBLIC SAFETY SUB COMMISSION
SECURITY DIVISION

REF : SD/266.01-88

26 July 1946

SUBJECT : War Crimes - PALERMO Salvatore - Capt. Carabinieri

TO : Commanding General Carabinieri, Ufficio Inchieste,
Roma

1. Reference our letter of even number dated July 1946.

2. Disposal instructions regarding the above named have not yet been received. It is therefore requested that Capt. PALERMO still be held under disciplinary arrest at the Carabinieri Legion HQ, BOLZANO at Allied disposition as originally requested in our letter dated 5 March 1946.

E.J. BYE,
Colonel,
A/Director Public Safety,
Sub Commission.

AJE/rib

159
1554

1489

1557

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

To the Allied Commission
— Rome —

88 file

Subject: Palermo Salvatore - Capt. of CC.RR. charged with collaborationism —

Here certainly this Office knows, the Public Ministry of the Special Court of Assise of Bologna issued a warrant of arrest against the s/m on charges of supporting of the military operations of the invading german enemy and of many other serious crimes committed during the period of the year 1943 until May 1944 when, i.e., he was chief of the Interior Company of C.R.R. of Bologna —

Then the s/m ~~transferred~~ removed first to Torbole and secondly to Cembra where he was assisted by the germans taking part with them in round-up of persons (escaped prisoners). —

The files concerning him were sent to this Court of Assise and a second warrant of arrest was issued on 17 July 1945 -

Both the warrants of arrest were

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

2/

sent to the Legion of CC.RR. of Bolzano, but they could do nothing because the a/m subject was being held in the same Legion at disposition of the Allied Authorities who have started enquiries on his count as a war criminal. —

Attached herewith there is a copy of the Liaison Office I.G.T. of Bolzano with which the Public Ministry of the Court of Assise of Bolzano was informed of the allied dispositions on the count of the a/m. —

When the second warrant of arrest was sent to the Legion of CC.RR. of Bolzano, they informed this Court that it could not be executed because the Allied Authorities had sent them, previously, the following note: "the Allied Authorities have communicated that Capt. Palermo's case is still under discussion (examination) and that the situation remains unchanged - It means that the order communicated the 8 Jan. 1946 is to be observed and that the a/m subject has to remain in prison by Bolzano Legion until further orders."

This Court now begs the Allied

1559

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

Autorities in Mer Host the reonants of arrest may have Her course and Host the ~~detenee~~ prisoner be hauled over to Fle Judiciary authorities of Trento at disposition of His Public Ministry -

In such a way Fe pending trial against Fe a/m should be made easier and Fe Allied Authorities may be certain that they can continue their enquiries because Capt. Palermo will always be at their disposition - We also assure Fe Allied Authorities that in Fe case Fe a/m is acquitted by his numerous imputations he will remain at Allied disposition Fe same -

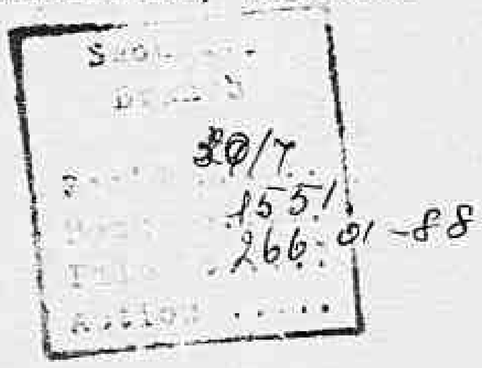
An answer about what is asked should be pleased -

CORTE D'ASSISE - SEZIONE SPECIALE
Ufficio P.M.
TRENTO

N.40/46

Trento, 25 luglio 1946

OGGETTO : PALERMO SALVATORE , Capitano dei Carabinieri, imputato di collaborazionismo.



To

H Q ALLIED COMMISSION
Public Safety Sub= Commission

COMANDO COMMISSIONE ALLEATA
Sottocommissione per la P.S.
Divisione "Sicurezza"

R O M A

Come é certamente noto a codesta sottocommissione di P.S.; il Pubblico Ministero della Sezione Speciale di Corte di Assise di Bologna emetteva i.d. 29 gennaio 1946 ordine di cattura contro il sopra nominato Palermo Salvatore, capitano dei carabinieri, imputato di favoreggiamento delle operazioni militari dell'invasore tedesco e di altri numerosi e gravi crimini commessi specialmente durante il periodo dall'autunno 1943 fino al maggio 1944, quando era comandante della compagnia interna dei carabinieri di Bologna. Il Palermo si trasferì poi in questa Regione prima a Torbole e poi a Cembra, dove evidentemente godette tutti i favori dell'invasore tedesco e partecipò con la gendarmeria germanica ad azioni di rastrellamento di prigionieri fuggiaschi. La pratica venne perciò trasmessa per competenza a questa Corte di Assise Speciale e questo P.M. ha emesso pur esso un secondo ordine di cattura i.d. 17 luglio 1946. Ambedue gli ordini di cattura furono spediti al Comando della Legione dei C.C. di Bolzano, il quale non poté finora corrispondere alla richiesta, perché il Capitano Palermo si troverebbe vincolato agli arresti presso la Legione stessa per ordine dell'Autorità Alleata, che pure ha avviato una inchiesta contro lui quale criminale di guerra.

Difatti una comunicazione del 9 aprile u.s. della "Allied Commission, Liaison Office I.G.T." di Bologna, della quale unisco copia, confermava ciò al P.M. delle Assise speciali di Bologna.

E quando il 17 corr. spedii al Comando di Legione dei C.C. di Bolzano il mio ordine di cattura, quel Comandante mi riferì che anche questo non poteva venire effettuato, avendo ricevuto i.d. 5 luglio 1946 dal Comando Generale dell'Arma dei Carabinieri di Roma la nuova notificazione che "Il Comando Alleato, sottocommissione di "P.S., ha comunicato che il caso relativo al capitano Palermo é ancora in discussione e che la situazione per il momento rimane la "stessa, cioé resta in vigore l'ordine comunicato l'8 gennaio u.s. "che su richiesta dell'Autorità Alleata il capitano Palermo doveva "essere vincolato agli arresti presso la L egione di Bolzano fino a "nuovo ordine."

Ciò premsso, mi permetto rivolgermi a codesta Commissione Alleata con la richiesta se non sarebbe possibile concedere che gli ordini di cattura del capitano Palermo vengano eseguiti e che questo venga tradotto nelle darceri giudiziarie di Trento a disposizione di que=

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

20/7
155/
266.01-88

To

H Q ALLIED COMMISSION
Public Safety Sub= Commission

COMANDO COMMISSIONE ALLEATA
Sottocommissione per la P.S.
Divisione "Sicurezza"

R O M A

Come é certamente noto a codesta sottocommissione di P.S.; il Pubblico Ministero della Sezione Speciale di Corte di Assise di Bologna emetteva i.d. 29 gennaio I946 ordine di cattura contro il sopra nominato Palermo Salvatore, capitano dei carabinieri, imputato di favoreggiamento delle operazioni militari dell'invasore tedesco e di altri numerosi e gravi crimini commessi specialmente durante il periodo dall'autunno I943 fino al maggio I944, quando era comandante della compagnia interna dei carabinieri di Bologna. Il Palermo si trasferì poi in questa Regione prima a Torbole e poi a Cembra, dove evidentemente godette tutti i favori dell'invasore tedesco e partecipò con la gendarmeria germanica ad azioni di rastrellamento di prigionieri fuggiaschi. La pratica venne perciò trasmessa per competenza a questa Corte di Assise Speciale e questo P.M. ha emesso pur esso un secondo ordine di cattura i.d. I7 luglio I946. Ambedue gli ordini di cattura furono spediti al Comando della Legione dei C.C. di Bolzano, il quale non poté finora corrispondere alla richiesta, perché il Capitano Palermo si troverebbe vincolato agli arresti presso la Legione stessa per ordine dell'Autorità Alleata, che pure ha avviato una inchiesta contro lui quale criminale di guerra.

Difatti una comunicazione del 9 aprile u.s. della "Allied Commission, Liaison Office I.G.T." di Bologna, della quale unisco copia, confermava ciò al P.M. delle Assise speciali di Bologna.

E quando il I7 corr. spedii al Comando di Legione dei C.C. di Bolzano il mio ordine di cattura, quel Comandante mi riferì che anche questo non poteva venire effettuato, avendo ricevuto i.d. 5 luglio I946 dal Comando Generale dell'Arma dei Carabinieri di Roma la nuova notificazione che "Il Comando Alleato, sottocommissione di "P.S., ha comunicato che il caso relativo al capitano Palermo é ancora in discussione e che la situazione per il momento rimane la "stessa, cioé resta in vigore l'ordine comunicato l'8 gennaio u.s. "che su richiesta dell'Autorità Alleata il capitano Palermo doveva "essere vincolato agli arresti presso la Legione di Bolzano fino a "nuovo ordine."

Ciò premsso, mi permetto rivolgermi a codesta Commissione Alleata con la richiesta se non sarebbe possibile concedere che gli ordini di cattura del capitano Palermo vengano eseguiti e che questo venga tradotto nelle carceri giudiziarie di Trento a disposizione di questo P.M. In tal modo verrebbe agevolato il corso dell'istruttoria qui pendente contro l'imputato e assicuro che contemporaneamente co=

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

desta Commissione Alleata potrebbe liberamente continuare a condurre a termine la sua inchiesta, perché il Palermo rimarrebbe pur sempre a disposizione delle Autorità Alleate, né verrebbe mai rilasciato in libertà, anche nella eventualità di una assoluzione o di amnistia o di condono di pena, senza previo consenso delle stesse. Mi sento indotto a tale proposta, perché il funzionamento delle Corti di Assise Speciali volge al suo termine (dovrebbe prevedibilmente cessare entro l'ottobre p.v.), e riterrei necessario che il Palermo venga giudicato da queste anzi che passare poi alla competenza della Corte di Assise ordinaria.

Mi rimetto a quanto deciderà codesta Commissione Alleata che vorrà favorirmi un cortese riscontro.

Il Capo dell'Ufficio del P.M.
Corte d'Assise-Sezione Speciale
(L. Pigarelli)

2 allegati

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

ALLIED COMMISSION
Liaison Office I.G.T.
BOLOGNA

9th April '46

Telephone : EMILIA 7

Reference : AC-LG/PS/I4.I5

Subject : CAPITANO S.P.E. DEI CC.RR. PALERMO SALVATORE

To

Procura Generale del Regno

B o l o g n a

1. Reference previous corrispondence of your office, dated 20 March '46, subject as above.

2. The positinn is that Palermo is being held in Allied custody, pending, the completion of enquiries into certein of his activities for which he may face trial as a war criminal.

3. In the event that such enquiries prove abortive, the Allied Commission is well aware of the position and the available to Italian justice.

4. I hope this may clarify the positinn.

firmato
ANDREW G. P. WAY, MAJOR
Allied Commission Liaison Officer
(Public Safety)

AGPW/ls

150

E' copia conforme all'originale per uso di Ufficio

Trento, 26 luglio 1946

Il Segretario

Declassified E.O. 12356 Section 3.3/NND No. 785046

Telephone : EMILIA 7

Reference : AC=LG/PS/I4.I5

Subject : CAPITANO S.P.E. DEI CC.RR. PALERMO SALVATORE

To

Procura Generale del Regno

B o l o g n a

1. Reference previous corrispondence of your office, dated 20 March '46, subject as above.

2. The positinn is that Palermo is being held in Allied custody, pending, the completion of enquiries into certein of his activities for which he may face trial as a war criminal.

3. In the event that such enquirées prove abortive, the Allied Commission is well aware of the position and the available to Ita=lian justice.

4. I hope this may clarify the positinn.

firmato
ANDREW G. P. WAY, MAJOR
Allied Commission Liaison Officer
(Publim Safety)

AGPW/ls

150

E' copia conforme all'originale per uso di Ufficio

Trento, 26 luglio I946

Il Segretario

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

ORDINE DI CATTURA
emesso dal P.M.
art. 393 cod. pene. pen.

CORTE D'ASSISE - SEZIONE SPECIALE
Ufficio P.M.
TRENTO

PROCURA GENERALE DELLA REPUBBLICA
Ufficio del P.M.
presso la Corte di Assise
Sezione Speciale
T r e n t o

N.40/reg. gen.

NOI dott. Luigi PIGARELLI
Sostituto Procuratore Generale presso la Corte di Assise = Sezione Speciale di T r e n t o

Visti gli atti del procedimento

A tenore degli art. 263, 254 e 393 del Codice di proc. pen.

Ordiniamo la cattura di

PALERMO SALVATORE
di Carlo e di Sepe Assunta, nato a Napoli il 28/IO I909, domiciliato a Merano, capitano dei CC.RR.

i m p u t a t o

del reato pp. dall'art. 5 D.L.L. 27/7/I944 N.I59 art. 1 D.L.L. 22/4/I945 N.I42 in relazione all'art. 51 c.p.m.g., perché successivamente all'otto settembre I943, in quel di Bologna prima, quale capitano dei carabinieri in servizio effettivo, e nel Trentino poi collaborò con il tedesco invasore, favorendone le operazioni militari contro i patrioti, determinando arresti ed uccisioni di questi, col mandare fra essi finti partigiani in servizio di spioneggio e prendendo parte a Cembra ad azioni di rastrellamento con la gendarmeria.

A tale effetto richiediamo a tutti gli U fficiali ed Agenti della Polizia Giudiziaria e della Forza Pubblica di condurlo nelle locali carceri Giudiziarie uniformandosi alla prescrizioni di legge.

Trento, I7 luglio I946

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Il Capo dell'Ufficio del P.M.
Corte d'Assise-Sezione Speciale

f/to Pigarelli

Il Segretario

f/to Lo Presti

È copia conforme all'originale
Trento, 26 luglio I946

Il Segretario

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

N.40/reg. gen.

NOI dott. Luigi PIGARELLI
Sostituto Procuratore Generale presso la Corte di Assise = Sezione Speciale di T r e n t o

Visti gli atti del procedimento

A tenore degli art. 263, 254 e 393 del Codice di proc. pen.

Ordiniamo la cattura di

PALERMO SALVATORE
di Carlo e di Sepe Assunta, nato a Napoli il 28/IO I909, domiciliato a Merano, capitano dei CC.RR.

i m p u t a t o

del reato pp. dall'art. 5 D.L.L. 27/7/I944 N.I59 art. 1 D.L.L. 22/4/I945 N.I42 in relazione all'art. 51 c.p.m.g., perché successivamente all'otto settembre I943, in quel di Bologna prima, quale capitano dei carabinieri in servizio effettivo, e nel Trentino poi collaborò con il tedesco invasore, favorendone le operazioni militari contro i patrioti, determinando arresti ed uccisioni di questi, col mandare fra essi finti partigiani in servizio di spioneggio e prendendo parte a Cembra ad azioni di rastrellamento con la gendarmeria.

A tale effetto richiediamo a tutti gli U fficiali ed Agenti della Polizia Giudiziaria e della Forza Pubblica di condurlo nelle locali carceri Giudiziarie uniformandosi alla prescrizioni di legge.

148

Trento, I7 luglio I946

Il Capo dell'Ufficio del P.M.
Corte d'Assise-Seziene Speciale

f/to Pigarelli

Il Segretario

f/to Lo Presti

È copia conforme all'originale
Trento, 26 luglio I946

Il Segretario

CORTE D'ASSISE - SEZIONE SPECIALE ★ TRENTO ★ Ufficio del P.M.

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

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

1

9195

SUBJECT : War Crimes - Capt Salvatore PALERMO

SECRET

GHQ CMF
16422/2/A3
10 Jul 46

HQ Allied Commission
APO 394
Public Safety Sub Commission
Security Division

Reference your letter SD/266.01-88 dated 2 July 46.

1. It is regretted that no instructions can yet be given as to the disposal of Capt PALERMO.

2. As you are no doubt aware the question of the handover of Italians wanted by Yugoslavia has been referred to the British and American Governments for decision. It is therefore pointed out that until such a decision has been communicated to this HQ no adequate reply can be given as to the disposal of Italians in custody who are wanted by Yugoslavia.

nal

for Brigadier,
DAG.

147

Ref 15/7.
Ext 12.59
File 266-01-88
Action

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

CONFIDENTIAL

HEADQUARTERS ALLIED FORCE HQTR
A.F.H.Q. 534
PUBLIC SAFETY SUB COMMISSION
SECURITY DIVISION

REF : SD/256.01-08

2 July 1945

SUBJECT : War Crimes - Capt. PALUMBO Salvatore

TO : D.A.C.'s, Caltan., Cal.F.

1. Reference your 16422/2/A-3 dated 21 May 45.

2. May this H.Q. be advised please if any decision has been reached regarding subject's disposal.

[signature]
M.J. HILL,
Colonel,
A/Director Public Safety,
Sub Commission.

AHH/mb

CONFIDENTIAL

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

SECRET

HEADQUARTERS ALLIED COMMISSION
A.P.O. 534
PUBLIC SAFETY SUB-COMMISSION
SECURITY DIVISION

REF : CM/266.01-88 2 July 1946

SUBJECT : War Crimes - PALERMO Salvatore - Capt. CC.RR.

TO : Commanding General CC.RR.
Ufficio Inchieste, RCIS

1. Reference your 34-/71-945 dated 24 June 1946.

2. The case of the above named is still under discussion and the position at the present remains the same as stated in our letter of even number dated 5 March 1946.

3. As soon as disposal instructions are received your HQ will be informed accordingly.

for
R.J. HILL,
Colonel,
A/Director Public Safety,
Sub Commission.

JE/nb

143

SECRET

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

To the Allied Commission
— Rome —

Subject: Palermo Salvatore - Capt. of CC.RR.

With reference to [redacted] your letter n. 14754/PS dated 5 March 1946, it was disposed that the afsn had to be detained until this General Command had [redacted] received other instructions -

As the Legion Commander has asked some news concerning this matter, so he would be grateful if this Office would annul what was said at that time -

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

RISERVATO PERSONALE

Comando Generale dell'Arma dei Carabinieri Reali

UFFICIO INCHIESTE

N.342/71-945 *di prot.* R. P. — *Roma, li* 24 Giugno 1946

Risposta al ::: *del* ::: *n.* ::: *Allegati n.* :::

OGGETTO: Capitano Carabinieri PALERMO Salvatore.

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

R O M A

^^^^^^^^^

Con nota N°14754/P.S. in data 5 marzo u.s. codesto ufficio dispose che il capitano dei carabinieri PALERMO Salvatore fosse trattenuto in arresto sino a che questo Comando Generale non avesse ricevuto ulteriori istruzioni.

Avendomi il comandante la Legione di Bolzano chiesto ordini in proposito, sarei grato se codesto ufficio volesse sciogliere la riserva allora espresso.

p. IL COMANDANTE GENERALE
IL VICE-COMANDANTE GENERALE
(Leonetto Taddei)

140
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1004
266-01-88

1572

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

CONFIDENTIAL

88

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

REF : SD/266.01-88

16 May 1946

SUBJECT : War Crimes - Capt. PALERMO

TO : C.L.O. Bolzano Liaison Group

1. Reference your ACLO/BZ/108.1.7 dated 2 May 1946.

2. A full report regarding Subject's employment with CC.RR., and the fact that the Procura Generale del Regno of the Special Court of Assize of BOLOGNA has issued a warrant for his arrest was submitted to GHQ in February.

3. This HQ was informed by DAG that it would be appreciated if no action was taken by the Italian authorities to try PALERMO as a decision on his ultimate disposal was awaited from LONDON. Commanding General CC.RR. was advised accordingly.

4. Further instructions are awaited from GHQ.

E.J. BYE,
Colonel,
A/Director Public Safety,
Sub Commission.

AHE/nb

CONFIDENTIAL

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1573

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

ALLIED COMMISSION
OFFICE OF CHIEF LIAISON OFFICER
BOLZANO

(confidential
(Interim Report)

CONFIDENTIAL

REF: ACLO/BZ/108.1.7

DATE: 2 May 1946

WRH/mab

Read 14/5

SUBJECT: Capt. PALERMO

TO : Director P.S. Sub-Commission
AC HQ, Rome.

1. With reference to your letter of the 2nd of February 1946, secret-confidential, and your Security Division letter 14754/PS of the 5th of March respecting subject.

2. I wish to draw your attention to the fact that subject is still under disciplinary arrest at the CC.RR. Legion HQ, Bolzano.

3. Further a copy of a letter from the Italian Ministry of War to the Commando Generale dell'Arma CC.RR., Rome, dated the 30 March 1946, has been received at this Office, stating that subject has been suspended from duty as a Captain of CC.RR., pending completion of the case against him before the Special Court of Assize in Bologna.

4. No further action can be taken in respect of the matter set out in paragraph 3, until directions are received from AF HQ.

S.W. Miller

S.W. MILLER,
Colonel,
C.L.O. Bolzano.

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1574

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

CONFIDENTIAL

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

REF : SD/266.01-88 16 May 1946

SUBJECT : War Crimes - PALERMO - Capt. CC.RR.

TO : D.A.G., G.H.Q., C.M.F.

1. Reference our 14754/PS dated 13 February 1946 and your 16422/2/A3 dated 26 Feb. 46.

2. Subject is still under disciplinary arrest at the CC.RR. Legion HQ, BOLZANO.

3. It is requested that this HQ be advised if a decision has yet been reached as the warrant issued by his arrest by the Special Court of Assize of BOLOGNA is still pending.

for E.J. BYE,
Colonel,
A/Director Public Safety,
Sub Commission.

AHE/nb

CONFIDENTIAL

1515

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

CONFIDENTIAL

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

REF : SD/266.01-88 25 May 1946

SUBJECT : War Crimes - Capt. PALERMO

TO : C.L.O. Bolzano Liaison Group

1. Further to our letter of even number dated 16 May 46, your ACLO/BZ/105.1.7 of 2 May 46 refers.

2. D.A.G., G.H.Q., has informed this HQ that the question of the handover of PALERMO as a War Criminal is still under discussion.

3. It is regretted therefore that no authorization can be given for his trial by the Italians.

E.J. BYE,
Colonel,
A/Director Public Safety,
Sub Commission.

Copy to: CLO Bologna Liaison Group
(Att'n of Major A.G.F. WAY your AC-LG/PS/5.57.1 refers)

AHE/nb

135

CONFIDENTIAL

1570

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

7475

Subject:- WAR CRIMES - Captain PALERMO CC.RR.

CONFIDENTIAL.

Security-DIV

GHQ CMF.

16422/2/A-3.

21 May 46.

CONFIDENTIAL

HQ Allied Commission.

Reference your SD/266.01-88 of 16 May 46.

1. The question of the handover of PALERMO to the Jugoslav authorities is still under discussion.

2. It is regretted therefore that no authorisation can be given for his trial by the Italians.

Captain
for Brigadier,
DAG.

mem.

CONFIDENTIAL

Secret Registry

24(s)
342 134
266.01-88

SECRET

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

REF : SD/266.01-D86 2 April 1946

SUBJECT : PALERMO Salvatore - Capt. CC.RR.

TO : C.L.O., Bologna Liaison Groups
(Att'n. Major A.G.P. WAY, P.W.C.)

1. Reference your AC-LG/PS/5.57-1 dated 21 March 1946.

2. Subject appears in United Nations War Crimes Commission List No. 15 as a war criminal.

3. A full report regarding subject's employment with CC.RR. and the fact that the Procura Generale del Regno presso la Corte Straordinaria d'Assise of BOLOGNA had issued a warrant for his arrest were reported to D.A.G., C.M.G., C.R.F. by this Division on 13 February 1946.

4. D.A.G. replied to the effect that it would be appreciated if no action were taken by the Italian Authorities to try PALERMO who may in the near future have to be handed over to the YUGO-SLAVS for trial. A decision is awaited from LONDON.

5. Commanding General CC.RR. was advised accordingly and copy was forwarded to your Hq. for information.

6. It will be appreciated that information, other than that given in our letter to the Commanding General of the CC.RR. cannot at this stage be transmitted to the Italian Authorities.

JOHN W. CHAPMAN,
Colonel J.A.G.D.,
Director Public Safety,
Sub Commission. 133

Copy to: Public Safety Sub Comm.
(14754/PS refers)

AHE/nb

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

SUBJECT : PALERMO Salvatore - Capt. CC.RR.

TO : C.L.O., Bologna Liaison Groups
(Att'n. Major A.G.P. WAY, P.,.C.)

1. Reference your AC-IG/PS/5.57-1 dated 21 March 1946.

2. Subject appeared in United Nations War Crimes Commission List No. 15 as a war criminal.

3. A full report regarding Subject's employment with C.R. and the fact that the Procura Generale del Regno presso la Corte Straordinaria d'Assise of BOLOGNA had issued a warrant for his arrest were reported to P.A.O., G.H.Q., C.M.F. by this Division on 13 February 1946.

4. P.A.O. replied to the effect that it would be appreciated if no action were taken by the Italian Authorities to try PALERMO who may in the near future have to be handed over to the YUGO-SLAVS for trial. A decision is awaited from LONDON.

5. Commanding General CC.RR. was advised accordingly and copy was forwarded to your Hq. for information.

6. It will be appreciated that information, other than that given in our letter to the Commanding General of the CC.RR. cannot at this stage be transmitted to the Italian Authorities.

JOHN W. CHAPMAN,
Colonel J.A.G.D.,
Director Public Safety,
Sub Commission. 133

Copy to: Public Safety Sub Comm.
(14754/PS refers)

AHB/nb

SECRET

4170

Declassified E.O. 12356 Section 3.3/NND No. 785046

1579

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

CONFIDENTIAL

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

REF. : 14754/P.S. 5 March 1946

SUBJECT : CC.RR. Palermo Salvatore.

TO : Commanding General, CC.RR.

1. The above named was placed under arrest at Bolzano upon your instructions vide your letter 342/27-1945 of 2nd January 46.

2. The position of Captain Palermo has been examined by the Supreme Allied Authorities in this thentre, who have stated that it would be appreciated if no action were taken by the Italian Authorities to try Palermo at the moment.

3. Will you kindly inform your Legion Commander accordingly, and to retain Captain Palermo under arrest until further instructions are received from this office.

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

SJH/lm.

Copy to C.L.C. Bolzano.

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CONFIDENTIAL

1580

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

4414.

CONFIDENTIAL

SUBJECT: War Crimes

GHQ CMF

16422/2/A3

18 Feb 46

HQ Allied Commission
A.P.O.394
(Public Safety Sub-Com)

Ref your letter 14754/PS dated 13 Feb 46.

1. The question of taking PALERMO into Allied Custody is inter alia the subject of correspondence with the War Office at present.

2. Pending a ruling therefore it would be appreciated if no action were taken by the Italian Authorities to try PALERMO, who may in the near future have to be handed over to the YUGOSLAVS for trial.

3. You will be advised as soon as a decision is received from London.

ml

L. L. Lyham
Major General,
DAG.

Security Division
4/3
33H9
1H75H
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Declassified E.O. 12356 Section 3.3/NND No. 785016

WAR CRIME

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

REF : 14754/P.S. 13 February 1946

SUBJECT : Captain Palermo, CC.RR.

TO : D.A.G. G1(B) AFHQ.

1. With reference to War Criminal List No.15 Case No.365, Captain of CC.RR Palermo, who is listed as a War Criminal for Mass murder and other crimes between 1941-43 at Otocac,(Lika) Yugoslavia.

2. He is undoubtedly identical with Captain PALERMO, Salvatore, CC.RR at present posted to Merano, who, it is ascertained :-
(a) Commanded a CC.RR. Company (mobilized) in Croatia from 18/12/41 to 8/9/43 having been promoted Captain on 1st Jan 1942.
(b) From 29/10/42 to 28/10/43 was assigned to "Ufficio informazione" (Intelligence) of Superior Command for Slovenia and Dalmatia.

3. From 25/10/43 to 6/1/44 he was commander of the Parma company of CC,RR and from the latter date until 30/4/1944 was commander of the Bologna Company.

4. In connection with his duties at Merano he attracted the attention of Special Agent Philip BAI-ROSSI of CIC Corps, U.S. Forces, who, as the result of his enquiries, ordered the CC.RR. Colonel Commanding the Bolzano Legion to place Captain Palermo under arrest, undoubtedly following investigations he had caused to be made at Bologna. (It is understood that American CID are enquiring about the activities of Special Agent Rossi and he has been relieved of his command at Merano and has been forbidden to return there.)

5. On 29th January 1946 the Commanding General of CC.RR. received a warrant for the arrest of Captain PALERMO from the Procura Generale del Regno presso la Corte d'Assise Straordinaria of Bologna for having collaborated with the Germans - vide Art 1 of Decree No.142 dated 22/4/45.

I enclose copies of warrant and also report from the Chief Liaison Officer, Allied Commission. Bolzano.

6. Captain PALERMO is at present under arrest by the Commanding Officer CC.RR, Bolzano, but may be required in the near future to give evidence in some complicated criminal cases which he instituted before his arrest.

7. In view of his service in Yugoslavia it does not seem that

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he can be identical with Case No.14 War Criminal List No.2 (Italians), but this could be established by interrogation.

8. Will you please inform this office if you desire the Commanding General of CC.RR. to place Captain Palermo at your disposition in connection with War Crimes, or if you wish the Italian authorities to proceed in the normal way with the warrant from Bologna ?

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

Copy to : C.I.C. Bolzano.

SJH/gm

1583

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

Trns. GM

MEMORANDUM 12 February 1946

SERVICE RECORD of Capt.(CC.RR.) PALERMO Salvatore :

- 1st Jan 1941 till May 1941 mobilised with 1st Parachute Battalion CC.RR.
- June 1941 till August 1941 commanded unit at Ventimiglia
- 1st August 1941 assigned to 23rd mobilised battalion.
- From 18-12-1941 to 8 Sept 1943 commanded a CC.RR company (mobilised) in Croatia (promoted Captain on 1st Jan 1942)
- From 29 October 1942 to 28 October 1943 left company command and assigned to "Ufficio informazioni"(Intelligence) of Armed Forces Superior Command for Slovenia and Dalmatia.
- Repatriated after 8 September 1943.
- From 25-10-1943 to 6-1-1944 at Parma, commander of that company.
- From 7-1-1944 to 30-4-1944 at Bologna, commander of that company.

General Headquarters of CC.RR. is still awaiting the results of investigations which are being carried out by the Comando della Legione Territoriale CC.RR. of Bologna regarding the activities of Capt. PALERMO after the 8th of Sept 1943.

The order to proceed with the arrest of Capt. PALERMO Salvatore was given to the Comando Generale dell'Arma dei CC.RR. by the COUNTER INTELLIGENCE CORPS-MEDITERRANEAN DETACHMENT - A.I.C.464 with letter without reference dated 20 Dec 45, signed Philp Bai -Rossi- S.A.I.C. CIC Merano.

In the same letter the following is written :

" This office reccomends immediate action for the ~~transfer~~ release of the person in question from his present position andthat he should be arrested by his own CC.RR. command. "

This letter is addressed to Colonel LUCA, commander of CC.RR. in the province of Bolzano (Commander of the CC.RR. Legion of Bolzano)

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

The Comando Generale dell'Arma (CC.RR. General Headquarters) received Capt. Salvatore PALERMO's warrant of arrest on 29-1-1946 from the Procura Generale del Regno presso la Corte d'Assise Staordinaria of Bologna, for the crime of having collaborated with the German invader as provided for by Art 1 of the Decree No.142 dated 22/4/1945.

Said warrant was forwarded to the Bolzano legion in order to be carried ~~on~~ out.

Colonel Miller, British, Chief of Liaison office, has ordered to wait for dispositions and on 9/2/1946, with letter No.A.C.L.C./BZ/18/10 has disposed that Capt. Palermo should remain at Bolzano awaiting orders requested of Colnel BYE - Vice Director of Public Safety Sub Commission of the Allied Commission.

The Bolzano Legion has written this to the Procura ~~Generale~~ del Regno of Bologna.

The General Headquarters of the CC.RR. - Ufficio Riservato e Segreteria received, from the Bolzano Legion, a detailed report No.17/46-1945 dated 4/2/1946, addressed to Major S.W.HARR - Officer Public Safety Allied Commission-Group Liaison Bolzano, as per subject :" Position of Captain (CC.RR.) Palermo Salvatore, and happenings inherent to the judicial verdict from the date of his resumption of duties until to-day (4 February)

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

Trns. GM

MEMORANDUM

12 February 1946

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1586

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

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

PROMEMORIA

Lì I2 febbraio I946

STATO DI SERVIZIO del capitano dei CC.RR. PALERMO Salvatore:

- I° gennaio I94I al maggio I94I mobilitato col I° Battaglione CC.RR. Paracadutisti;
- giugno I94I - agosto I94I al comando della tenenza di Ventimiglia;
- I° agosto I94I assegnato al 23° Battaglione mobilitato;
- dal I8/I2/I94I all'8 settembre I943 in Croazia al comando di una compagnia CC.RR. mobilitata (promosso capitano con anzianità I° gennaio I942);
- dal 29 ottobre I942 al 28 ottobre I943 dal comando della compagnia CC.RR. mobilitata assegnato all'ufficio informazioni del Comando Superiore FF.AA. della Slovenia e della Dalmazia.

Rimpatriato dopo l'8 settembre I943.

Dal 25/IO/I943 al 6/I/I944 a Parma al comando di quella compagnia.

Dal 7/I/I944 al 30/4/I944 a Bologna al comando di quella compagnia.

Il Comando Generale dell'Arma è tuttora in attesa dell'esito degli accertamenti disposti dal Comando della Legione Territoriale CC.RR. di Bologna sull'attività svolta dal capitano PALERMO dopo l'8 settembre I943.

L'ordine di procedere all'arresto del capitano PALERMO Salvatore è stato diramato al comando Generale dell'Arma dei CC.RR. dal COUNTER INTELLIGENCE CORPS - MERENAIDE DETACHMENT - A.P.O. 464 con foglio senza numero del 20 dicembre I945 a firma: Philip& BAI - Rossi - S.A.I.C. CIC Merano.

Nel foglio stesso è scritto fra l'altro:
"Quest'ufficio raccomanda un'azione immediata per lo spostamento

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della persona in oggetto dalla sua presente posizione e che egli sia tratto in arresto dal suo stesso comando CC.RR.".

La lettera stessa è diretta al Signor Colonnello LUCA Comandante CC.RR. provincia di Bolzano (Comandante la legione CC.RR. di Bolzano).

Al Comando Generale dell'Arma è pervenuto un ordine di cattura a carico del capitano PALERMO Salvatore in data 29/I/I946 della Procura Generale del Regno presso la Corte d'Assise Straordinaria di Bologna per il delitto di collaborazione col tedesco invasore ai sensi dell'art. I D.L.L. 22/4/I945 n° I42.

L'ordine stesso è stato trasmesso alla legione di Bolzano per l'esecuzione.

Il Colonnello Inglese Miller Capo Ufficio Collegamento ha ordinato però di attendere disposizioni in merito ed in data 9/2/I946, col foglio n° A.C.L.O./BZ/I8/IO ha disposto che il capitano Palermo rimanga a Bolzano in attesa delle disposizioni chieste al Colonnello BYE - Vice Direttore della Sottocommissione P.S. della Commissione Alleata.

La legione di Bolzano ha reso edotto di ciò la Procura del Regno di Bologna.

Al Comando Generale dell'Arma -Ufficio Riservato e Segreteria è stato trasmesso, per conoscenza, dalla legione di Bolzano, un particolareggiato rapporto n° I7/46-I945 del 4/2/I946 diretto al Signor Maggiore S.W. HARE - Officer Public Safety Allied Commission - Group Liaison-Bolzano, dall'oggetto: "Posizione del capitano dei CC.RR. Palermo Salvatore e vicende inerenti alla vertenza giudiziaria dalla data della sua riassunzione in servizio a quella odierna (4 corrente)".=

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Translation

PERIOD OF MOBILIZATION OF CAPTAIN PALERMO SALVATORE

-From 1st Jul 40 to 1st May 41, with CC.RR. Parachutist Battalion;

- From 28 Feb 42 to 10 Feb 43 Commanding the 1st Company of the 18th CC.RR Battalion in Croatia.
- From 10 Feb 43 to 10 Sep 43 with the Counter Espionage section for the 2nd Army.

From the existing records under his name at the investigation office of the General Headquarters of CC.RR and from the informative reports sent to his superiors during the period when Cppt Palermo was in Croatia, it does not result that said person was commander of the PW Camp "Benghazi", during the period June-September 1942

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

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

PERIODO DI MOBILITAZIONE del Capitano PALERMO Salvatore:

- Dal I° luglio I940 al I° maggio I94I al 1° Battaglione CC.RR. Paracadutisti;
- Dal 28 febbraio I942 al IO febbraio I943 Comandante la I^ Compagnia del I8° Battaglione CC.RR. in Croazia;
- Dal IO febbraio I943 al IO settembre I943 alla Sezione C.S. della 2^ Armata.

Dalla pratica esistente a suo nome presso l'ufficio inchieste del Comando Generale dell'Arma e fra i rapporti informativi redatti dai superiori diretti durante il periodo in cui il capitano PALERMO è stato in Croazia, non risulta che il medesimo sia stato il comandante del campo prigionieri di guerra "Benghazi" nel periodo giugno - settembre I942.=

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

ALLIED COMMISSION
Office of Chief Liaison Officer
BOLZANO

SECRET

Bolzano, 8 Feb 1946.
SWM/gq.

TO : HQ Allied Commission (2x) —
Public Safety Sub-Commission,
for Dep uty Director Col.E.J.BYE.

Subj. : Capt PALERMO CCRR.

Ref. : ACLO/BZ/18/10.

1) Thank you for your letter of 2 Feb 46.

2) Capt PALERMO's arrest has now been affected in accordance with the attached copy of letter No.342/27-1945 of 2 Jan 46 (A).

3) Since the receipt of the above letter a warrant for Capt PALERMO's arrest arrived from the Procuratore General of Bologna copy of which is also attached (B).

4) In the circumstances and pending any further instructions from you to him, he is being held at Bolzano in accordance with your instructions viz.letter A.

5) Will you kindly issue disposal instructions to the Commandant CCRR Legion Bolzano in due course.

S.W.MILLER, Colonel,
Chief Liaison Officer,
BOLZANO.

Copy to Col LUCA
Legion Cdt CCRR
BOLZANO (2x)

2 encl's

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A

Copy

Personal

COMANDO GENERALE DELL'ARMA DEI CCRR
INVESTIGATION-OFFICE

No.342/27-1945 Rome, 2 Jan 1946.

Subject: Captain Palermo Salvatore.

To : Comando Legione CCRR

B o l z a n o

By order of Allied Authorities, please instruct that Capt Palermo Salvatore be put under arrest in your town.

Please inform this Office as soon as possible the date of arrest.

The GENERAL COMMANDANT:

Signed: BRUNETTO BRUNETTO.

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

Copy

UFFICIO DEL PUBBLICO MINISTERO
presso la Sezione Speciale di Corte d'Assise
(Procura Generale del Regno)

B O L O G N A

Bologna, li 29 Gennaio 1946 N.47 R.G.

Oggetto: Procedimento penale contro PALERMO Salvatore.

AL COMANDO DEL GRUPPO INTERNO DEI CCRR DI

BOLOGNA

Per l'esecuzione trammetto in originale e copia l'unito ordine di cattura contro l'individuo in oggetto, con preghiera di restituirmi l'originale debitament notificato o di inviarmi, in sua vece, il verbale di vane richrche.

Il S.PROCURATORE GENERALE
fo.L.Troili

LEGIONE TERRITORIALE DEI CARABINIERI REALI DI BOLOGNA
- Gruppo Interno Bologna -

No.56/27-1945 di prot.R.P. Bologna, li 29 Gennaio 1946.

AL COMANDO DELLA LEGIONE DEI CCRR DI BOLZANO
e per conoscenza:
ALLA PROCURA GENERALE DEL REGNO PRESSO LA SEZIONE SPECIALE
DELLA CORTE D'ASSIZE DI BOLOGNA
AL COMANDO DELLA LEGIONE CCRR-Uff.servizio BOLOGNA

... con preghiera di compiacersi far provvedere alla esecuzione dell' ordine di cattura di cui sopra, risultando che il capitano PALERMO trovasi vincolato agli arresti in codesto capoluogo per ordine del Comando Generale dell'Arma.

IL MAGGIORE COMANDANTE
F. Barile Vincenzo.

LEGIONE TERRITORIALE DEI CARABINIERI REALI DI BOLZANO
UFFICIO COMANDO

N.17/55-1945 di prot.R.P. Bolzano, li 4 Febbraio 1946.

Al SIG MAGGIORE W.R.HARE, L.O. (Public Safety-)
BOLZANO

... per dovere d'ufficio.

Il Colonello Comandante (Ug.Luca) signed.

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

SECRET - CONFIDENTIAL

HEADQUARTERS ALLIED COMMISSION
Public Safety Sub-Commission
APO 394

Tel : 478427

7 February 1946

SUBJECT : Capt. Palermo CC.RR.

TO : Chief Liaison Officer,
Bolzano.

1. With reference to your letter ACLO/BZ/18 dated 24th January 1946.

2. Capt. Palermo's arrest was directed by A.F.H.Q. for serious reasons which cannot be discussed. The directions given should be carried out.

3. Major Hare is a thoroughly experienced professional Police Officer and will doubtless, in the absence of Capt. Palermo, arrange for the enquiries mentioned in your letter to be satisfactorily completed.

4. It is regretted that this Hq is unable to agree to the proposal to suspend the arrest.

E. J. BYE, Colonel
Deputy Director.

EJB/ae

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SECRET - CONFIDENTIAL

WRM/eb

ALLIED COMMISSION
Office of Chief Liaison Officer,
B O L Z A N O .

2nd February, 1946.

SUBJECT: CAPTAIN PALERMO Salvatore.
TO. The Chief Liaison Officer, Bolzano.
FILE No. ACLO/108.1.6.

1. On reporting for duty at this Headquarters on 14th January, 1946, I was instructed by Major Harrison who at that time was acting C.L.O. Bolzano, to ascertain what steps had been taken to prosecute the monks at the monastery at Lana, near Merano, for having harboured German military personnel. I understood that this information was required by G.O.C. 2 District.

2. I had no knowledge of this raid but ascertained that it took place on 3rd December, 1945. It would appear that CCRR from Merano under the command of a Captain Palermo, accompanied by two British Officers, Capt. Sloane, SIB, and Capt. Brown, PPSO, Bolzano, conducted the raid.

3. Enquiries were made at the CCRR Caserma, Merano, and it was ascertained that the only available reports on the raid were those of certain Maresciallí of the CCRR who had been present, but there was no report by Captain Palermo.

4. It was also ascertained that Captain Palermo had been suspended from duty on 27th December, 1945, and given two hours to hand over his work to his successor.

5. The two British Officers were not available, Captain Sloane being in Milan and Captain Brown on LIAP in England and the exact whereabouts of Captain Palermo at that time could not be ascertained.

6. It was quite obvious that one or more of these Officers would have to be contacted before a complete report could be compiled and a decision reached as to what action could be taken.

7. Although the whereabouts of Captain Palermo were not known, it was ascertained that he was expected back in the district within a few days, whereas there was little hope of contacting either of the British Officers for some time.

8. Under these circumstances it was decided to investigate the reasons for the suspension of Captain Palermo. This was soon forthcoming and it was quite obvious that a state of almost open warfare existed between Captain Palermo and a Mr Dai Rossi of the American C.I.C.

9. Briefly this state of affairs had come about as the result of the arrest of local C.I.C. informants by Captain Palermo. It would appear that as the result of these arrests and statements made by the prisoners after the arrests, three British Officers had been arrested, and the statements also implicated Mr Dai Rossi

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

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

10. When Mr Dai Rossi came to know of the allegations made against him he lost no time in endeavouring to make a case against Captain Palermo.

11. This he did by discovering two females of German nationality who stated they had been employed as typists in the office of the German S.D. in Bologna.

12. Statements were taken from these two women by the C.I.C, in which they alleged that they recognised Captain Palermo of the CCRR of Merano as a certain lawyer named Palermo who acted as an informant for the C.I.C. in Bologna.

13. Copies of these statements were submitted to A.M.G. Bolzano and to H.Q. 60 Sub Area, and it was generally agreed that Captain Palermo should be suspended from duty.

14. The undersigned examined these statements very closely and respectfully suggests that the drastic action taken against this career Captain of CCRR on such flimsy evidence needs much closer examination, especially bearing in mind the surrounding circum_ stances.

15. Further enquiries have been made and it has been ascertained that in common with most other parts of Italy, following the liberation of a city, denounciations were made against Captain Palermo at Bologna, where he was in service as a Captain of CCRR.

16. These denounciations, most of which were anonymous and all very vague in substance, were taken up by the Questura at Bologna and the CCRR. In fact their enquiries still continue, but as Col. Lucca of the CCRR told the undersigned quite recently, there can be no truth in them, otherwise an order for Palermo's arrest would have been issued some time ago.

17. About this time Col. Luca received a letter from his H.Q. in Rome, ordering the disciplinary arrest of Captain Palermo, by order of the Allied Authorities. I would explain that this arrest meant that Captain Palermo had to be detained in his quarters at the CCRR barracks.

18. A point of interest in respect to the denounciations made against Captain Palermo at Bologna is that rather than serve in the CCRR under the Germans and Italian Fascist Republic he deserted in April, 1944, and took refuge with his family in the mountains of Trento Province.

19. Here again we came across the old Italian pastime ~~of~~ of denouncing ones fellow citizens for their own personal reasons.

20. This time the denounciation was made to the Special Court of Assize of Trento and apparently it was so flimsy and obviously without foundation that Palermo was never even interrogated. The Public Prosecutor of the Special Court of Assize at Trento, however, did write to the Legion Commander

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

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18. A point of interest in respect to the denounciations made against Captain Palermo at Bologna is that rather than serve in the CCRR under the Germans and Italian Fascist Republic he deserted in April, 1944, and took refuge with his family in the mountains of Trento Province.

19. Here again we came across the old Italian ~~pastime~~ practice of denouncing ones fellow citizens for their own personal reasons.

20. This time the denounciation was made to the Special Court of Assize of Trento and apparently it was so flimsy and obviously without foundation that Palermo was never even interrogated. The Public Prosecutor of the Special Court of Assize at Trento, however, did write to the Legion Commander of CCRR, Col.Luca, and informed him of the denounciations and the fact that no action was being taken in the matter.

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21. The next we hear is that Col. Luca has received a letter from the Public Prosecutor of the Special Court of Assize of Trento stating that the case against Palermo was being re opened.

22. Col. Luca went on to say that this is contrary to Italian law and had instituted enquiries on his own account to ascertain how this state of affairs came into being. The enquiries up to that time have revealed that orders for the re opening of the case had been received from the American C.I.C. but up to that time Col. Luca had not been able to ascertain the identity of the C.I.C. agent who had given the order except that it had come from Bolzano or Merano. Further enquiries in this direction are proceeding.

23. It is interesting to note that at the time the letter ordering the arrest of Palermo was received from Rome, and the letter from the Public Prosecutor of Trento ordering the re opening of the case against Palermo was received , Mr Dai Rossi had proceeded by road from Merano ~~to~~, it is understood, to A.F.H.Q. Caserta, when he would undoubtedly pass through Trento and Rome.

24. Another interesting development in this case occured on 21 st January, 1946.

25. To make this incident more clear, I would explain that when Captain Palermo was instructed by a Maj. Jacobson, U.S. Army and Mr Portera, Special Agent, both of the American C.I.C. to arrest all the local C.I.C. agents and interrogate them, some 73 persons were arrested.

26. As the interrogation proceeded, most of them were released, until only 14 remained in the Bolzano jail. As the result of one of the British Officers, who was later arrested, entering the jail and interviewing one of the prisoners who had made a statement to his prejudice, an order was made by Col. Miller, then Provincial Commissioner, that no person was to be allowed to interview any of the prisoners without the authority of the Provincial Public Safety Officer, Bolzano. This order still remains in force.

27. On 21st January, 1946, in compliance with the order mentions in paragraph 26, a Maresciallo of the CCRR Special Investigation Squad, attached to the C.I.C. of Bolzano called at this Office for permission to interview the prisoners.

28. I interrogated him as to his reasons for wanting to interview the prisoners and he stated that it was really only one of the prisoners he wanted to interview as the C.I.C. had arrested a man and found in his possession some gold articles which the man, the Maresciallo said, had obtained from one of the prisoners.

109

29. From the way the Maresciallo told the story I became suspicious and instructed him to obtain written request from C.I.C. for the necessary permission to interview the prisoner.

30. The Maresciallo went away, and I heard nothing more

Declassified E.O. 12356 Section 3.3/NND No. 785046

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30. The Maresciallo went away, and I heard nothing more of this request until the afternoon of the same day when Dr. Katsburg of the Legal Depa rtment of this Office reported to me that he had ascertained that the real object of the Maresciallo's

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visit to the prison was to obtain the signature's of the prisoners to statements, previously prepared, which he had in his pocket.

31. The statements were on foolscap size sheets of paper and typed. There was no name of the person making the statement thereon. This would have been filled in at the prison.

32. The statements were typewritten in German and Italian, each taking up half the sheet. The obvious reason for this was that some of the prisoners speak German and some Italian and had the prisoners agreed to sign the statements they would have signed the one in the language they understood and the other part would have been torn off and destroyed.

33. The statements were to the effect that when they, the prisoners, were interrogated by Captain Palermo of the CCRR of Merano, such force was used to make them say what was not true and they were obliged by Captain Palermo to sign their statements and now asked that these original statements be disregarded and fresh statements taken.

34. As a result of this it was arranged that the Maresciallo of CCRR, unknown to American CIC, be brought to this Office for interrogation.

35. When the Maresciallo arrived at my Office accompanied by a Lieut. Colonel of the CCRR, he quite openly declared what had happened and under whose instructions he had acted.

36. The Maresciallo of CCRR made a statement which was taken down in writing and which he signed. In this statement the Maresciallo said that on the morning of 21st January, 1946, he was called by the secretary of Mr Joseph Luongo, Special Agent, American CIC. This secretary is an Italian civilian and he instructed the Maresciallo that Mr Bai Rossi, Special Agent, American CIC, Merano, had arranged with Dr Katsburg to allow a representative of the CIC to enter the prison and interview the prisoners, and that when this permission was obtained he was to see six of the prisoners who were direct local agents of the CIC, fill in their names in the appropriate part of the statement and get them to sign it.

37. When the undersigned refused permission to the Maresciallo to enter the prison, he returned to this secretary who ordered him again to call on Dr Katsburg as Mr Bai Rossi had made the necessary arrangements with Mr Katsburg and not the undersigned.

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38. When the Maresciallo called on Dr Katsburg the second time he showed the latter the statements already referred to. Dr Katsburg endeavoured to obtain one of them, but the Maresciallo snatched it from his hand and left the building. It was then that Dr Katsburg reported the matter to me.

39. In addition to this Bai Rossi has on two occasions threatened Dr Katsburg telling him to keep his nose out of the affairs of Mr Bai Rossi otherwise he would do with Katsburg as he had done with Palermo.

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

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40. Detailed signed statements have been taken from the

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

Maresciallo of CCRR and Dr Katsburg in respect of the incident of 21st January, 1946, and a further detailed signed statement has been made by Dr Katsburg regarding the threat Bai Rossi made to him.

41. The contents of these three statements, one by the Maresciallo and two by Dr Katsburg, were immediately communicated to the C.L.O. who, in turn, communicated with Milan.

42. On Saturday, 26th January, 1946, the undersigned, in the presence of Captain Dodridge, interviewed the six persons in Bolzano jail whom it had been intended should have signed the statements brought to this Office from the CIC by the Maresciallo of CCRR.

43. All prisoners were asked if they had any complaints to make against Captain Palermo on the manner in which he obtained the statements from them, but with the exception of two, all replied in the negative. The two who did make complaints, made complaints of such a trivial nature as not to be taken much notice of. The undersigned ascertained from all that Captain Palermo had used no physical violence when taking the statements or obtaining signatures thereto.

44. The undersigned then informed the prisoners that he would like them to make full statements respecting their activity whilst acting as CIC agents, especially instances where they had been connected in requisitioning or confiscating property. This they promised to do and arrangements were made with the prison authorities to give them the necessary facilities to make these statements the following day, Sunday.

45. On Monday, 28th January, 1946, information was received at this office that two CIC agents, one believed to be Mr Joseph Luongo, identity of the second not definitely established, and the Italian civilian secretary of Mr Joseph Luongo during the morning of the previous day, 27th January, 1946, without a permission from this office, ENTERED THIS OFFICE and spent some time with the six prisoners. They also made a second visit during the late afternoon or early evening and again spent some time with the prisoners and a third visit at 2100 hours.

46. There are many points at the moment in this enquiry that are difficult to understand, but as time goes on it is hoped to clear them up.

106

47. For instance, one of the prisoners who has worked as an agent of the CIC since the liberation, is masquerading under Italian citizenship and the name Perotti, when in fact he is a German national, ex Corporal of the German S.S. and his real name is Eberhardt.

48. Another of the prisoners, Theo Krahe, who worked for the CIC also from the liberation, previously worked for the German Gestapo and is wanted at Florence for the murder of a partisan in that area.

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

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48. Another of the prisoners, Theo Krahe, who worked for the CIC also from the liberation, previously worked for the German Gestapo and is wanted at Florence for the murder of a partisan in that area.

49. Two more of the prisoners are father and son named Berthier, of French nationality, who are badly wanted in France.

Declassified E.O. 12356 Section 3.3/NND No. 785046

for collaboration with the Germans.

50. It is interesting to note that in the original statement of Mr Berthier to Captain Palermo some very incriminating comments were made to the prejudice of Mr Bai Rossi and since this enquiry started despite the fact that they worked with the CIC from the liberation and have been in prison since November, there has suddenly arisen an urgent necessity to transport them to France. This is not being allowed for the moment, and in this connection I have received cooperation from Captain Clarke, Intelligence Officer, 60 Sub Area.

51. The undersigned has not conducted any further direct enquiries since the arrival of the two U.S. Army CID agents of the Provost Corps, whom I believe, as a result of their own enquiries have some further interesting information.

52. To go back a little on the story, it will be remembered that the state of affairs revealed in this report were brought to light as the result of the undersigned being instructed to enquire into the progress of the enquiry as a result of the raid on the monastery at Lana.

53. On 23rd January, after the abortive attempt to interview the prisoners made by the Maresciallo of CCRR of the CIC, Bolzano, the whole of the facts were laid before the CLO who ordered that Captain Palermo be released without prejudice to re arrest to continue his enquiry into this matter and also complete his investigations into the activities of the local CIC agents.

54. An interim report has already been received in respect to the monastery raid and a verbale is being prepared for process to be taken against them in Italian Courts.

55. Captain Palermo has been instructed not to proceed any further with his enquiries into the activity of the local CIC agents, except under the direction of the U.S. Army CID agents.

W.F.HARE
MAJOR
L.C. (Public Safety)

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

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

CONFIDENTIAL

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

REF : SD/266.01-87 25 March 1946

SUBJECT : War Crimes against Italians

TO : Ministry of Interior,
General Direction of Public Safety.

1. Attached statements of Maria LINDER of MERANO and forwarded herewith for your information and onward transmission to the authorities concerned.

2. Kindly acknowledge receipt of enclosures.

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

AHE/nb

1104

CONFIDENTIAL

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

CONFIDENTIAL

86

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

REF : SD/266.01-86 25 March 1946

SUBJECT : War Crimes against Italians

TO : Ministry of Interior,
General Direction of Public Safety.

1. The attached statements of former concentration camp inmates of TORINO are forwarded herewith for onward transmission to the authorities concerned.

2. Kindly acknowledge receipt of enclosures.

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

AHR/nb

103

CONFIDENTIAL

1699

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

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

REF : SD/266.01-85 19 March 1946

SUBJECT : War Crimes

TO : D.A.G., G.H.Q., C.M.F.

1. The attached letter from CARBONNI Cosimo is forwarded for information.

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

AHE/mb

1610

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

CONFIDENTIAL

HEADQUARTERS ALLIED COMMISSION
A.P.O. 794
PUBLIC SAFETY SUB COMMISSION
SECURITY DIVISION

REF : D/266.01-84

30 September 1946

SUBJECT : War Crimes - CO CI Furio Athos

TO : A Branch GHQ CMF

1. Reference your 1617/76/A3 dated 24 Jul. 46.

2. This HQ is now informed that Avv. PONZETTI has forwarded the documents in question direct to COCI.

E.J. BYE,
Colonel,
A/Director Public Safety,
Sub Commission.

AHE/nb

100

CONFIDENTIAL

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

Subject :- COSCI Furio - War Crimes Trial

Allied Commission
Liaison Office
HQ 86 Area
C.M.F.

24 Sept 46

LO/V/PS/47

HQ AC Pub Safety Sub Commission ROME

1. Ref previous correspondence - your 4893 of 9 Sept 46 refers - Avv. PONZETTI has been informed accordingly and herewith is translation of letter received from him.

2. This information is passed to you for information of Defending Officer.

3. Avv. PONZETTI was not informed that trial would be held in this Area or vicinity as in the event as such information leaking, witnesses are inclined to make themselves unavailable.

(T.G.MACKENZIE, Major)
PSLO att. HQ 86 Area

30/9
29
266.01-84

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

TRANSLATION

Subject :- Cosci Furio

Rovigo, 14/9/46

Major T.G. Mackenzie
PSLO HQ 86 Area

Sir,

I have received your letter dated 2/9/46, about the documents concerning Cosci Furio, and reporting:

1) "With ref to previous correspondence, the Allied Commission at the HQ Rome has informed this Office that, in view of the trial against Cosci Furio, you may still keep the documents and produce them in evidence, if you so desire".

2) The Allied Officer in charge of accused had been informed "that you are the advocate for defence".

Now, I confirm what I had the honour to write you before. I defended Cosci Furio here at the Court of Assizes, and when he was arrested again by the Allies, I was charged to send any document to the Authorities going to judge him, and to enclose a short note for his defence; as I immediately did.

I shall not plead his new case before the Allied Commission. his family being short of money an unable to bear the costs of a lawyer living very far off Rome.

If the trial was to go at Rovigo, I should have been glad to defend him before the Allied Commission. But I must give up for the above mentioned reason.

Therefore, it is right that I don't deprive him of the documents and I send them to the concentration camp.
Thus; he himself can produce them in evidence.

97

Sincerely,
Your

Avv. ARTURO PONZETTI
2, Via Zanella, Rovigo.

1613

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

SECRET

1698

Security

CMS CMF

1617/76/A3

11 Sept 46

SUBJECT:- War Crl 3 - CASSI Furio Athos
CASSI Ettl Nello.

Note

HQ No 3 District (5)

Reference this HQ letter of even number dated 28 Aug 46 and your letter 156/36 A dated 4 Sept 46 to HQ 217 Area.

1. In the event of the acquittal of either of the above mentioned accused the following action should be taken:-

(a) CASSI should be released unconditionally from custody immediately subsequent to the announcement of the finding and sentence of the Court. Authority is given, in the event of his acquittal for CASSI to be returned to his home in accordance with the provisions of GAO 163/46 and this HQ letter 16000/A3 dated 10 May 46.

(b) CASSI should be handed over to the local Italian authorities and HQ Allied Commission, Public Safety Sub Commission, Security Division informed by cable of this fact, in order that his removal through Italian channels may be co-ordinated.

2. A copy of this letter should be handed to the President of the Court and to the officer commanding the unit to which the accused are attached for the purposes of the trial before the commencement of the case.

Brigadier, MG

Copies to:- HQ Allied Commission (File HQ letter 16000/A3 2/43
Public Safety Sub dated 28 Aug 46 refers.)
Commission, Security
Division.
HQ 217 Area.

96
2H 3Y-
266-04-84

1014

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

HEADQUARTERS ALLIED COMMISSION
A.P.O. 794
PUBLIC SAFETY SUB COMMISSION
SECURITY DIVISION

REF : SD/266.01-84 9 Septembre 1946

SUBJECT : War Crimes - CRISTIANINI Nello
COSOI Atos Furio

TO : Ministry of Interior,
General Direction of Public Safety

1. Reference your Div. S.I.S. Sez. II Prot. N. 224/76788 dated 10 June and 4 September 1946.

2. The trial of the above named has not yet taken place. This HQ will inform your Ministry as soon as the result is know.

E.J. BYE,
Colonel,
A/Director Public Safety,
Sub Commission.

AHE/mb

95

2292

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

TO THE ALLIED COMMISSI[illegible]
- R O M E -

Subject: COSCI Furio and CRISTIANINI Nello.

It is requested that this Office answer to our ministeriale letter of even number(224/76788) of June IO concerning the a/m subjects.

For the Minister
(Illegible)

1616

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

1872

Roma 4 Settembre 194 6

Ministero dell'Interno
DIREZIONE GENERALE DELLA PUBBLICA SICUREZZA

Alla COMMISSIONE ALLEATA
Sottocommissione per la P.S.
ROMA

Divisione S.I.S. Sez. II^
Prot. N° 224/76788 Allegati ___ Risposta al f. del
Div. Sez. N°

OGGETTO Cosci Furio Athos e Cristianini Nello

Si prega disporre che venga dato cortese sollecito riscontro alla ministeriale pari numero in data IO Giugno u.s. relativa alle persone in oggetto.

PEL MINISTRO

6/9
22/5
266:01 - 84

92

1017

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

261-D-84

File

SECRET

2693

2280

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

d/7

4893

Unclassified Priority

From ACSES HQ ALCOM

To: Alcom Liaison Offici 86 Area CMF.

Subject is Furio Aldos COSCI pfd
Para one pfd In view of imminence
of trial consider Avbocato
PONZETTI should obtain
documents and produce them
in evidence pfd.
Para two pfd Over four eight-
six eight dated [redacted] file
September four six to be
amended accordingly pfd.
Offici commanding accused
informed full details of
POZZETTI pfd.

1619

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

Security.

INCOMING MESSAGE

HEADQUARTERS ALLIED COMMISSION

Originator's Reference: C 62070
Date/Time of Origin: SEPT 051924 B

Message Centre No: H/6346
Date Time Rec'd: SEPT 60900
Precedence: PRIORITY

FROM: A AFHQ FROM A BRANCH GHQ CMF
TO : ACSEC ALCOM

UNCLASSIFIED?

Subject documents held by Avvocato PONZETTI relating to War Criminal COSCI FURIO athos. Our letters 16171/76/A3 of 1 July and 24 July are cancelled. In view imminence of trial consider PONZETTI should retain these documents and produce them in evidence. Our 16171/76/A3 of 2 September to be amended accordingly. Officer commanding accused informed full details of PONZETTI.

~~6646~~ DIST ==

ACTION SECURITY 2
INFO CHIEF COMMISSIONER
FLOAT 2
FILE

ACTION

HEADQUARTERS
6 SEP 1946
A.F.H.Q.

6/9
2218
266-01-84
ACCESS ....

1620

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

C 62070
SEPT 051924 B

H/6346
SEPT 60900
PRIORITY

A AFHQ FROM A BRANCH GHQ CMF
ACSEC ALCOM

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~~GGAC~~ DIST ==

ACTION SECURITY 2
INFO CHIEF COMMISSIONER
FLOAT 2
FILE

HEADQUARTERS
6 SEP 1946

88

1621

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

CONFIDENTIAL

HEADQUARTERS ALLIED COMMISSION
A.P.O. 794
PUBLIC SAFETY SUB COMMISSION
SECURITY DIVISION

REF : SD/266.01-114 (84) 5 September 1946

SUBJECT : Disposal of acquitted War Criminals - COSCI Furio Athos
CRISTIANINI Nello

TO : Ministry of Interior,
General Direction of Public Safety.

1. Reference previous correspondence under our SD/266.01-84, your Div. G.I.S. Sez. II Prot. No. 22h/76788 dated 10 June 1946 refers.

2. The above named will shortly appear before a British Military Court in connection with a War Crimes trial.

3. Will you please inform this HQ if your Ministry are interested in either of the above named in the event of their acquittal.

/ AHE
E.J. BYE,
Colonel,
A/Director Public Safety,
Sub Commission.

AHE/mb

Copy to:- SD/266.01-04

BF
87

CONFIDENTIAL

2226

1622

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

FILE

ACSEC HQ ALCOM 5 SEPTEMBER 1946

ALCOM LIAISON OFFICER GS ARMY GMP 8H

26.0-01

4868 RESTRICTED

SUBJECT IS FURIO ATHOS CORSI ED

FARA DES ED YOUR ZOVS OBOE SLANT VICTOR SLANT SISTER SUGAR SLANT

FOUR SEVEN DATED TWO SIX AUGUST FOUR SIX RECORDED

FARA TWO ED REQUEST THAT DOCUMENTS IN POSSESSION OF ADVOCATO

FONZETTI BE FORWARDED TO THIS HQ QUEEN ROCHEST ED

ROUTINE

SECURITY DIVISION

MARTIN E. DAVI
Major, 86 Infantry
Adjutant

367

A/E/ ELLIS,
Captain,
Security Division

2212

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

SECURITY

1262

SUBJECT :- War Crimes - COSCI Furio Athos.

CHQ GMP.
16171/76/A-3
2 Sept 46.

HQ Allied Commission,
Public Safety Sub Commission,
Security Division.

Reference your letter SD/266 01 - 84 dated 27 Aug 46.

1. Receipt is acknowledged of the documents enclosed with your above quoted letter. You will be advised in due course if any further information is required.

2. It is pointed out that these documents are those referred to in this HQ letter of even number dated 21 June 46. The documents referred to in our letter of 24 July are those in the possession of Avvocato POMPEI, the existence of which was notified in your letter SD/266.01 - 84 dated 3 June 46. This HQ letter dated 1 July 46 requested that these documents should be forwarded to DJAG GHQ.

Brig.
IO Adm.

/hs

Security
Division
Rec'd 5/9.
Book No. 2188
File No. 266.01-84
Action ....

85

1624

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

HEADQUARTERS ALLIED COMMISSION
A.F.O. 794
PUBLIC SAFETY SUB COMMISSION
SECURITY DIVISION

REF : SD/266.01-84 4 September 1946

SUBJECT : War Crimes - COCCI Furio Athos
CRISTIANINI Nello

TO : Brigadier i/c Adm., GHQ, CMF

1. Reference your 16171/76/A-3 dated 29 August 1946.

2. The documents in question were forwarded to you by this HQ with our letter of even number dated 27 August 1946.

W.J. EYE,
Colonel,
A/Director Public Safety,
Sub Commission.

AHE/mb

84

2160

1625

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

SECURITY

CONFIDENTIAL

SUBJECT :- War Crimes - COSCI Furio Athos. - CRISTIANINI Nello.

GHQ GSC.
16171/76/A-3.
24 Aug 46.

HQ Allied Commission
Public Safety Sub Commission
Security Division

Reference this HQ letters of even number dated 21 June 46 and 25 July 46.

A very early reply to our letter dated 21 June would be appreciated since it is anticipated that COSCI and CRISTIANINI will shortly be brought to trial before a British Military Court on a War Crimes charge.

Security Branch
2/9
2126
266.01-84

Brig.
IC Adm.

83

/hs

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

HEADQUARTERS ALLIED COMMISSION
A.P.O. 794
PUBLIC SAFETY SUB COMMISSION
SECURITY DIVISION

REF : SD/266.01-84 27 August 1946

SUBJECT : War Crimes - CO/CI Furio Athos

TO : A. Branch G.H.Q., C.M. F.

1. Reference your 16171/76/A3 dated 24 July 1946 and your signal 0/1178 of 10 August 1946.

2. Forwarded herewith are documents, together with translations, received from the Italian authorities at ROVIGO concerning the above named.

3. It is requested that this HQ be advise if these suffice or not.

E.J. BYE,
Colonel,
A/Director Public Safety,
Sub Commission.

AHE/nb

#82

2049

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

Subject - CIS Furio Athos.

Allied Commission
Liaison Office,
HQ 86 Area,
C.M.F.

To - HQ AG Public Safety Sub Comm.

26 Aug 46.

LO/V/PS/47.

1. Ref yourSD/66.01-84 of 5 July herewith are all papers with relative translations so far extracted from Italian authorities at ROVIGO in above case.

2. May this HQ be informed if these suffice?

Security Section
27.8
2070
266.01-84

T.G. Mackenzie, Major.
P.S.L.O. att 86 Area

81

R. QUESTURA DI ROVIGO

N. 03499 Div. Gab.

OGGETTO: Cosci Furio Athos di Clinto.-

Rovigo li 19 agosto 1946

Major T.G. Mackenzie
Liaison Officer (P.S.)
"G.Branch - H Q.86 area
V E N E Z I A

Facendo seguito a mia precedente nota p.n.ed oggetto in data 8 corrente, comunico che il proscioglimento del Cosci da parte della Corte è dovuto alla circostanza che è stata riconosciuta vera la sua affermazione per quanto riguarda l'aiuto da lui prestato alla aviatore inglese.-

Il Cosci, infatti, giunto sul posto dove costui si era lanciato col paracadute trovando l'aviatore gravemente ferito, provvide a mettergli sotto il capo, per rendergli più comoda la posizione il paracadute, e provvide altresì ad apprestargli dell'acqua che aveva insistentemente richiesta.-

Dette circostanze sono state confermate dal partigiano Cecchettin Adelino, il quale si era recato anche lui sul posto dell'incidente per ordine del comitato di Liberazione Nazionale e da vicino, restando nascosto, aveva potuto assistere ad ogni movimento 80

IL REGGENTE LA QUESTURA
-Col. [illegible]lli-

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

OGGETTO:

Cosci Furio Athos di Clinto.-

Major T.G. Mackenzie
Liaison Officer (F.S.)
"G.Branch - H Q.66 area

V E N E Z I A

Facendo seguito a mia precedente nota p.n.ed oggetto in date 8 c.rrente, comunico che il proscioglimento del Cosci da parte della Corte è dovuto alla circostanza che è stata riconosciuta vera la sua affermazione per quanto riguarda l'aiuto da lui prestato alla aviatore inglese.-

Il Cosci, infatti, giunto sul posto dove costui si era lanciato col paracadute trovando l'aviatore gravemente ferito, provvide a mettergli sotto il capo, per rendergli più comoda la posizione il paracadute, e provvide altresì ad apprestargli dell'acqua che aveva insistentemente richiesta.-

Dette circostanze sono state confermate dal partigiano Cecchettin Adelino, il quale si era recato anche lui sul posto dell'incidente per ordine del comitato di Liberazione Nazionale e da vicino, restando nascosto, aveva potuto assistere ad ogni movimento.

IL REGGENTE LA QUESTURA
-Col. [illegible]-

Declassified E.O. 12356 Section 3.3/NND No. 785046

TRANSALATION

SUBJECT:- Cosci Furio Athos of Olindo

Questura of Rovigo
19 Aug 46.

TO: Major Mackenzie, Liaison Officer (PS)
'G' Branch - HQ 86 Area

Following up my note dated 8/8/946, I inform you that Cosci was acquitted by the Court Of Assizes because he was believed in asserting his assistance to the English Airman.

In fact, when he came up where the pilot had parachuted, and found him seriously wounded, he pillowed him with the parachute and gave him a glass of water he had asked for.

These circumstances were witnessed by Cecchettin Adelino, a partisan who had been sent there by the National Liberation Committee.

Sincerely,

Yours

Col.S.Galli
(The Questura Regent)

79

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

1631

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

INCOMING MESSAGE

Security Div.

HEADQUARTERS ALLIED COMMISSION

Originator's Reference: 0/1178

Date/Time of Origin: 091630B AUG

84

Message Centre No: H/5520

Date Time Rec'd: AUG 100900

Precedence: IMPORTANT

FROM: ALCOM PSLO VENEZIA

TO : ALCOM ACSEC ROME

RESTRICTED

Title

RESTRICTED on Cosci

Subject is Cisci Furio Athos. Ref your 4358 evry effort being made to obtain documents.

12.8
1741
256.01-84

AC DIST

ACTION: SECURITY DIV 2

INFO: CHIEF COMMISSIONER

FLOAT 2

FILE

ACTION

HEADQUARTERS
10 AUG 1946
A-77 C

78

RESTRICTED

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

ALCOM ACSEC 29 JULY 1946

ALCOM TO VENEZIA

4358 RESTRICTED

SUBJECT IS COSCI FURIO ATHOS FD
OUR SUGAR DOG SLANT TWO SIX SIX FD
ZERO ONE DASH EIGHT FOUR DATED FIVE JULY FOUR SIX REFERS FD
PARA ONE REQUEST DOCUMENTS REFERRED TO BE FORWARDED THIS HOW QUEEN
SOONEST FD

PRIORITY

SECURITY DIVISION

367 A.H.ELLIS, Capt.

NICHOLAS PIOMBINO
CWO USA
Asst. Adjutant.

77-84
266-072

1519

1635

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

Security Dir
9759

CONFIDENTIAL

SUBJECT : War Crimes COSCI Furio Athos
CRISTIANINI Nello

GHQ CMF
16171/76/A3
25 Jul 46

HQ Allied Commission
Public Safety Sub Commission
Security Division

An early reply to this HQ letter of even reference dated 21 June 46 would be appreciated.

Yrs etc

Brigadier,
I/C Administration.

ml

29.7
15 10
266-01-8A

76

J 6 3 4

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

9717

Security Use

SUBJECT : War Crimes - COSCI Furio Athos

CONFIDENTIAL

CHQ CMF

16171/76/A3

24 Jul 46

CONFIDENTIAL

HQ Allied Commission
Public Safety Sub Commission
Security Division

Reference this HQ letter of even number dated 1 July 46.

1. It is understood that the documents referred to at para 1 of the above quoted letter have not yet been received by DJAG CHQ.

2. It would be appreciated if such steps as are necessary could be taken to expedite this matter.

CONFIDENTIAL

Brigadier,
I/C Administration.

ml

CC:- DJAG CHQ CMF

(Conversation Capt RIDLEY/S/Sjt DAVIES of 22 July refers)

Security :- Branch
24/7
1503
266-01-84
Action .....

74

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

CONFIDENTIAL

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

REF : SD 366.01-24

11 July 1946

SUBJECT : War Crimes - CRISTIANINI Nello
CORCT Furio Ates

TO : C.L.O., A.C. Liaison Group, Venezia
(Att'n. F.S.L.O.)

1. Reference your CLO/V/P.S./4.7.3 dated 8 July 1946.

2. Copy of our letter dated 24 June 1946 is enclosed herewith.

E.J. BYE,
Colonel,
A/Director Public Safety,
Sub Commission.

AEB/mb

26
72

CONFIDENTIAL

1630

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

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

REF : SD/256.01-84 24 June 1946

SUBJECT : War Crimes - CRISTIANINI Nello
COSCI Furio Aldo

TO : C.L.O., A.C. Liaison Group, Venezia
(Att'n. of P.W.I.O.)

1. Reference our letter of even number dated 10 April 46, your CLO/WIB/P3/47 of 20 April 46 refers.

2. In order to assist in investigations in connection with an alleged war crime in which the above named persons are believed to have been implicated it is requested that any information which is in the possession of the Public Prosecutor of the Special Court of Assise of ROVIGO in connection with the killing of an RAF Pilot at FRASSINELLE, ROVIGO, on 2 Aug 44, may be transmitted to this H.Q.

3. It has already been noted that COSCI was discharged by the above mentioned Court on the grounds that he was not concerned in this crime and, in fact, assisted the dying airman.

4. CRISTIANINI is at present in British custody and arrangements are now being made for the transfer of COSCI to 209 P/W Camp. Nevertheless it is felt that the Italian authorities at ROVIGO may be in possession of information which would be of use in the preparation of this case.

5. It will be appreciated if you will forward the information requested as soon as possible.

70

S/ A.H. ELLIS, Capt.
for J. BYE,
Colonel,
A/Director Public Safety,
Sub Commission.

AHE/nb

ALLIED COMMISSION
OFFICE OF CHIEF LIAISON OFFICER
VENEZIE

◇◇◇

VILLA TAVERNA
PREGANZIOL
TGM/fm NEAR TREVISO

8 July 1946

SUBJECT : COSCI FURIO

TO : AC.HQ. Public Safety Sub-Comm. Sec.Div.

FILE : CLO/V/PS/47.3.

1. Reference your SD/266.01-84 dated 24 June 46, para three. This letter has not yet been received by this HQ.

2. Will you ~~kindly~~ forward copy ~~please~~.

for Chief Liaison Officer

T.G.MACKENZIE Major
P.S.L.O.

68

Declassified E.O. 12356 Section 3.3/NND No. 785046

Secret Branch
11/7 1200
266-01-84

PREGANZIOL
TGM/NEAR TREVISO

8 July 1946

SUBJECT : COSCI FURIO

TO : AC.HQ. Public Safety Sub-Comm. Sec.Div.

FILE : CLO/V/PS/47.3.

1. Reference your SD/266.01-84 dated 24 June 46, para three. This letter has not yet been received by this HQ.

2. Will you ~~kindly~~ forward copy ~~please~~.

for Chief Liaison Officer

T.G.MACKENZIE Major
P.S.L.O.

68

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

1639

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

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

REF : SD/266.01-84 5 July 1946

SUBJECT : COSCI Furio Athos

TO : C.L.O. Venezia Liaison Group
(Att'n. of P.S.L.O.)

1. Reference your CLO/V/PS/47.3 dated 28 May 1946.

2. May the documents referred to in, and now in the possession of Avv. Arturo PENZETTI please be obtained and forwarded to this HQ for information of DJAG, CHQ.

E.J. DYE,
Colonel,
A/Director Public Safety,
Sub Commission.

AE/mb

1091

1640

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

CONFIDENTIAL

8848

Security

SUBJECT :- WAR CRIMES - COSCI Furio Athos.

CHQ C.M.F.
16171/76/A-3
1 June 46.

HQ Allied Commission
Public Safety Sub Commission
Security Division.

Reference your letter SD/266.01 - 84 dated 3 Jun 46.

1. May the documents referred to at para 3 of your above quoted letter please be obtained and forwarded direct to DJAG CHQ.

2. The original letter from Avv PONZETTI is returned herewith for reference.

Brigadier.
DJAG.

/hs

Copy to :- DJAG CHQ CMF - (Your minute JAG/VW/16171/76 dated 24 June 46 refers)

5/66
1911
266.01.84

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

T R A N S L A T I O N

Rovigo, 23 May 1946.

Avv. ARTURO PONZETTI
Via Municipio N.2 ora E.Zanella
R O V I G O

To: ALLIED P.S.I.O.

Preganziol/

On the 9th May I took the liberty of sending to your HQ a statement regarding COSCI FURIO ATHOS fu Olinto, Pisa, for whom I have acted as a defender in the Special Section of our Court of Assize.

I have heard yesterday that Cosci has arrived at the judiciary jails at the disposal of the Allied Commission.

I beg to inform you that certified true copies of some documents are deposited with me and I deem it useful to send them on to the office that deals with the proceedings regarding Cosci.

I warmly request you to kindly let me know whether the above mentioned documents have to be sent to Preganziol or to some other address.

Will you please excuse me and accept my best thanks.

Yours truly

Avv. Arturo Ponzetti.

"A" CHQ. CENTRAL CMF. REGISTRY
Date 5/6.
No.
Section A

65

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

BEST COPY POSSIBLE

1645

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

Avv. ARTURO PONZETTI
VIA MUNICIPIO N. 2 (Via E. Zapella.)
ROVIGO
TELEFONO N. 48

Rovigo 23 Maggio 1946

2144
27 MAY 1946

All'Onorevole

Comando Polizia Alleata

Pregnanziol

In data 9 c.m. mi sono permesso inviare a codesto Comando un esposto riguardante Cosci Furio Attos fu Olinto, da Pisa, del quale sono stato il difensore davanti a questa Sezione Speciale della Corte d'Assise.

Ho appreso che ieri il Cosci è giunto a queste Carceri Giudiziarie, a disposizione del Comando Alleato.

Informo che depositati nel mio studio si trovano copie autentiche di documenti, che riterrei utile far pervenire all'ufficio che cura il procedimento riguardante il Cosci.

Prego vivamente codesto Comando di voler compiacersi comunicarmi se ed li documenti posso spedirli a Pregnanziol od a quale eventuale altro indirizzo.

Prego scusarmi e gradire i più sentiti ringraziamenti e deferenti osse-

qui.

Avv. Ponzetti

"A" GHQ. CENTRAL CMF. REGISTRY
Date
File
Section

Give me file 64
Copy translation
Supt
27 May

1644

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

Security file.

INCOMING MESSAGE

HEADQUARTERS ALLIED COMMISSION

Originator's Reference: FX 68364
Date/Time of Origin: JUN.262015B

Message Centre No: H/4226
Date Time Rec'd: JUN.270915
Precedence: ROUTINE

FROM: AFHQ 'A' BRANCH CHQ CMF
TO : REAR HQ XIII CORPS = ~~EXXTHKKKX~~ INFO: ACSEC HQ ALCOM = DISTHREE.

266-01-84

RESTRICTED

Hale Off

RESTRICTED.
Subject is war criminal COSCI FURIO ATHOS now held Rovigo gaol at British disposition. Request either.
1. Transfer subject to 209 PW comp direct Or.
2. Arrange in ~~connection~~ distthree handover subject to escort provided by distthree at mutually agreed handover point.
Request treat as urgent and inform this HQ action taken.
Your 3837 of 24 refers.

AC DIST

INFO ACTION SECURITY ~~XX~~ DIV 2
INFO CHIEF COMMISSIONER
FLOAT 2
FILE

63

Security Branch
24/6/929
266-01-84

HEADQUARTERS
27 JUN 1946

RESTRICTED

1645

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

FX 68364
JUN.262015B

H/4226
JUN.270915
ROUTINE

AFHQ 'A' BRANCH GHQ CMF
REAR HQ XIII CORPS = ~~EXXTHKKEX~~ INFO: ACSEC HQ ALCOM = DISTHREE.

RESTRICTED

RESTRICTED.
Subject is war criminal COSCI FURIO ATHOS now held Rovigo gaol at British disposition. Request either.
1. Transfer subject to 209 PW camp direct Or.
2. Arrange in ~~conjection~~ disthree handover subject to escort provided by disthree at mutually agreed handover point.
Request treat as urgent and inform this HQ action taken.
Your 3837 of 24 refers.

AC DIST

INFO ACTION SECURITY ~~ER~~ DIV 2
INFO CHIEF COMMISSIONER
FLOAT 2
FILE

62

HEADQUARTERS
27 JUN 1946

RESTRICTED

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

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

REF : G/266.01-84

24 June 1946

SUBJECT : COSCI Furio

TO : C.M.P.G., A.C. Liaison Group, Venezia
(Att'n: of P.S.L.O)

1. Reference your CLO/V/P.S./47.3 dated 18 June 46.

2. The letter from Avv. A. Ponzetti forwarded with your letter dated 1 May 46 were sent to D.A.C., C.M.P.G., the military authority dealing with all war criminal matters.

3. A further letter under even number was forwarded to your H.Q. today requesting information from the Public Prosecutor.

E.J. BYE,
Colonel,
A/Director Public Safety,
Sub Commission.

61

AHB/mb

1647

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

266.01-824

24 June 1946

ACSEC HQ AFCOM

DISTHREE

GHQ CMP FOR A-3 BRANCH

CONFIDENTIAL

3837.

SUBJECT IS WAR CRIMES PD COSCI TURIO ATHOS PD
GEORGE HOW QUEEN LETTER ONE SIX ONE SEVEN ONE SLANT SEVEN
SIX SLANT ABLE THREE DATED ONE FIVE JUNE FOUR SIX REFERS PD
PARA ONE PD COSCI IS AT PRESENT DETAINED IN ROVIGO PRISON
AT ALLIED DISPOSITION HAVING BEEN TRANSFERRED FROM PISA AND
MAY BE TAKEN INTO ALLIED CUSTODY AT YOUR CONVENIENCE PD

60

59

PRIORITY

Security Division

517

A.H. ELLIS, Captain.

NICHOLAS PIOMBINO
CWO USA
Asst Adjutant.

1648

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

CONFIDENTIAL

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

REF : SD/266.01-84 24 June 1946

SUBJECT : War Crimes - CRISTIANINI Nello
COSCI Furio Atos

TO : C.L.O., A.C. Liaison Group, Venezia.
(Att'n. of P.S.L.O.)

1. Reference our letter of even number dated 10 April 46, your CLO/VEN/PS/47 of 20 April 46 refers.

2. In order to assist in investigations in connection with an alleged war crime in which the above named persons are believed to have been implicated it is requested that any information which is in the possession of the Public Prosecutor of the Special Court of Assize of ROVIGO in connection with the killing of an RAF Pilot at FRASSINELLE, RIVIGO, on 2 Aug 44, may be transmitted to this HQ.

3. It has already been noted that COSCI was discharged by the above mentioned Court on the grounds that he was not concerned in this crimes and, in fact, assisted the dying airman.

4. CRISTIANINI is at present in British custody and arrangements are now being made for the transfer of COSCI to 209 PW Camp. Nevertheless it is felt that the Italian authorities at ROVIGO may be in possession of information which whould be of use in the preparation of this case.

5. It will be appreciated if you will forward the information requested as soon as possible. 59

E.J. EYE,
Colonel,
A/Director Public Safety,
Sub Commission.

AHE/nb

CONFIDENTIAL

855

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

8124

Security

SUBJECT: War Crimes - COSCI Furio Athos.
CRISTIANINI Nello

CONFIDENTIAL

GHQ CMF
16171/76/A3
21 June 46

CONFIDENTIAL

HQ Allied Commission
Public Safety Sub Commission
Security Division.

Reference your letter SD/266 01-84 dated 25 April 46.

1. In order to assist in investigations in connection with an alleged war crime in which the above named persons are believed to have been implicated it is requested that any information which is in the possession of the Public Prosecuter of the Special Court of Assize of ROVIGO in connection with the killing of an RAF Pilot at FRASSINELLE, ROVIGO, on 2 Aug 44, may be transmitted to this HQ.

2. It has already been noted that COSCI was discharged by the above mentioned Court on the grounds that he was not concerned in this crime and, in fact, assisted the dying airman.

3. CRISTIANINI is at present in British custody and arrangements are now being made for the transfer of COSCI to 209 PW camp [this HQ letter of even number dated 15 June 46 refers] Nevertheless it is felt that the Italian authorities at ROVIGO may be in possession of information which would be of use in the preparation of this case.

MK/

CONFIDENTIAL

Brigadier
DAG

57

Copy to - DJAG GHQ (your minute of even number dated 2 June 46
and this Section minute of even number dated 19 June 46 refers)

Security
Section

24/6
83/5
266-01-84

1650

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

Ref is made to the a/m note.
The Questura of Rovigo informed us, with wire dated 20 June 46, that COSCI Furio Athos is at present detained in Rovigo prison coming from Pisa prison, at Allied disposition.

1651

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

Mod. 808

Ma/ Roma 21 giugno 1946

RACCOMANDATA = URGENTE

A MANO

Ministero dell'Interno

Alla COMMISSIONE ALLEATA
S.Commissione per la P.S.

ROMA

Direzione S.I.S. Sez. II^
Prot. N.° 224/77366 Allegati

Risposta al foglio del 17 giugno c.a.
Div. N°SD/266.01-84

OGGETTO: Cosci Furio Athos

In relazione alla nota sopradistinta, si comunica che la Questura di Rovigo, interessata da questo Ministero, ha comunicato, con telegramma del 20 corr.mese, che Cosci Furio Athos, proveniente dalle carceri di Pisa, trovasi tuttora detenuto presso le Carceri di Rovigo a disposizione delle Autorità alleate come da comunicazione in data 24 maggio u.s. alla Questura di Napoli per il Provost Marshall di quella città.-

Segreteria Generale
Prot. 721/6
Div. 8/3
Fasc. 266-01-84
Allegati

PEL MINISTRO

ALLIED COMMISSION
OFFICE OF CHIEF LIAISON OFFICER
VENEZIE

◇◇◇

18 June 1946

TGM/fk

VILLA TAVERNA
PREGANZIOL
NEAR TREVISO

SUBJECT : Cosci Furio - War Crime Trial.

TO : HQ. AC. Public Safety Sub Comm.
Security Div.

FILE N° : CLO/V/PS/47.3

Reference my letter dated 13 May last - will you kindly expedite reply in order that the lawyer of subject cam be informed as to action taken or to be taken.

for Chief Liaison Officer
T.G.MACKENZIE Major
P.S.L.O.

55

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

18 June 1946

TGM/Tk

VILLA TAVERNA
PREGANZIOL
NEAR TREVISO

SUBJECT : Cosci Furio - War Crime Trial.

TO : HQ. AC. Public Safety Sub Comm.
Security Div.

FILE N° : CLO/V/PS/47.3

Reference my letter dated 13 May last - will you kindly expedite reply in order that the lawyer of subject cam be informed as to action taken or to be taken.

for Chief Liaison Officer
T.G.MACKENZIE Major
P.S.L.O.

55

Declassified E.O. 12356 Section 3.3/NND No. 785046

1654

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

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

REF : SD/266.01-84

17 June 1946

SUBJECT : COSCI Furio Aothos
CRISTIANINI Nello

TO : Ministry of Interior,
General Direction of Public Safety.

1. Reference your 224/76788 dated 10 June 46.

2. This HQ is informed that CRISTIANINI was taken over by a British military escort about two weeks ago at ROVIGO and is now in British custody.

3. Regarding COSCI, the escort was informed that he was not held at ROVIGO but at PISA. The escort on arriving at PISA was informed that subject was not detained there.

4. May this HQ be advised please of the exact location of the prison where COSCI is held at Allied disposition.

E.J. BYE,
Colonel,
A/Director Public Safety,
Sub Commission.

AHE/nb

54

750

8520

P. SAFETY

SUBJECT : War Crimes - COSCI Furio Athos

CONFIDENTIAL

GHQ CMF
16171/76/A3
15 Jun 46

HQ Allied Commission
Public Safety Sub Commission
Security Division

1. It is desired to transfer the above mentioned Italian, who is understood to be at present lodged in the civil gaol PISA at your disposition, from his present place of confinement to 209 PW Camp.

2. Some considerable correspondence has already taken place in respect of this man (your letters SD/266.01-84 dated 25 April 46, 2 May 46 and 3 May 46 and this HQ letter 3180/A2 dated 9 May 46 to HQ X111 Corps, copy to you refer). The escort despatched by X111 Corps to collect this man failed to locate him.

3. It is therefore requested that all previous correpondence regarding the transfer of this man to Allied custody be regarded as cancelled and that HQ No3 District may be informed by signal, repeated to this HQ, of the date on which the handover of COSCI to Allied custody may be effected and the location from which he may be collected.

4. HQ No 3 District will, on receipt of the information referred to at para 3 above effect the transfer of COSCI to 209 PW Camp where he will be held as a War Criminal.

ESR/ml

R.D. Fisher-Mayer
Brigadier,
DAG.

Copies to :- HQ No 3 District (Please take action in accordance para 4 above)
Land Forces Sub Commission A.C.(MMIA) ROME (Your letter A215/1139 of 11 June refers)
Commandant 209 PW Camp (Please report admission of COSCI)
G-2(CI)
A-2 (Conversation Sub WHITLAW/Capt RIDLEY of 13 June refers)
DJAG,GHQ (Your letter JAG/VW/16171/76 of 4 March refers)

52

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

1. It is desired to transfer the above mentioned Italian, who is understood to be at present lodged in the civil gaol PISA at your disposition, from his present place of confinement to 209 PW Camp.

2. Some considerable correspondence has already taken place in respect of this man (your letters SD/266.01-84 dated 25 April 46, 2 May 46 and 3 May 46 and this HQ letter 3180/A2 dated 9 May 46 to HQ X111 Corps, copy to you refer). The escort despatched by X111 Corps to collect this man failed to locate him.

3. It is therefore requested that all previous correspondence regarding the transfer of this man to Allied custody be regarded as cancelled and that HQ No3 District may be informed by signal, repeated to this HQ, of the date on which the handover of COSCI to Allied custody may be effected and the location from which he may be collected.

4. HQ No 3 District will, on receipt of the information referred to at para 3 above effect the transfer of COSCI to 209 PW Camp where he will be held as a War Criminal.

R.O. Fisher-Mayo
Brigadier,
DAG.

ESR/ml

Copies to :- HQ No 3 District (Please take action in accordance para 4 above)
Land Forces Sub Commission A.C.(MMIA)ROME (Your letter A215/1139 of 11 June refers)
Commandant 209 PW Camp (Please report admission of COSCI)
G-2(CI)
A-2 (Conversation Sub WHITLAW/Capt RIDLEY of 13 June refers)
DJAG,GHQ (Your letter JAG/VW/16171/76 of 4 March refers)

52

Secret Branch
Records
Box
Archives
21/8/15
SD 266-01-84

Declassified E.O. 12356 Section 3.3/NND No. 785046

1657

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

Mod. 808

Ministero dell'Interno
Direzione Generale della P. S.

Roma 10 giugno 1946

Divisione S.I.S. Sez. 2ª
Sott. N° 224/76788 Allegati

Risposta al foglio del
Div. Sez. N°

Oggetto Cosci Furio Athos e Cristianini Nello.

Alla COMMISSIONE ALLEATA
Sottocommissione per la P.S
ROMA

RACCOMANDATA = URGENTE A MANO

In relazione a precorsa corrispondenza e per ultimo alla ministeriale n.224/73888 del 26.4.u.s., si comunica che gli individui in oggetto si trovano entrambi ristretti nelle carceri giudiziarie di Rovigo a disposizione delle Autorità Alleate.

Tornerà gradito conoscere, appena possibile, gli eventuali provvedimenti adottati a loro carico.

PEL MINISTRO

696
13/6
266-01-84
51

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

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

REF : SD/266.01-84

28 May 1946

SUBJECT : War Crimes - CRISTIANINI Nello
CO.CI Fumo Ator

TO : D.A.G., G.H.Q., C.M.F.

1. Reference your 3180/A2 dated 9 May 1946, paragraph 4.

2. This HQ has not at present received notification of date of collection of above named from ROVIGO jail. Has the transfer been completed please?

E.J. BYE,
Colonel,
A/Director Public Safety,
Sub Commission.

AHE/nb

50

432

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

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

REF : SD/266.01-84 18 May 1946

SUBJECT : War Crimes - COSCI Furio Athos

TO : D.A.G., G.H.Q., C.M.F.

1. Further reference to your 3180/A2.

2. Attached letter, together with translation received from AVV. Arturo PONZETTI, who has been acting on behalf of the above named, is forwarded for information.

E.J. BYE,
Colonel,
A/Director Public Safety,
Sub Commission.

AHE/mb

1660

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

CONFIDENTIAL

ALLIED COMMISSION
OFFICE OF CHIEF LIAISON OFFICER
VENEZIA REGION

13 May 1946 TGM/fk

VILLA TAVERNA
P R E G A N Z I O L
Near Treviso

SUBJECT : Cosci Furio - War Crime Trial.

TO : HQ. AC. Public Safety Sub Comm.
Security Div.

FILE N° : CLO/V/PS/47.3

Reference your SD/266.01-84 & my CLO/V/PS/47 of 10 April; attached is letter (with translation) received from Avvocato Arturo Ponzetti acting on behalf on subject named.

for Chief Liaison Officer
T.G.MACKENZIE Major
P.S.L.O.

Received
Branch
Reg No 17/5
Book 292
File No 266.01-84
Action

48

1661

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

SUBJECT:- Italian War Criminals

From HQ 13 Corps
1283/A

14 May '46

HQ 86 Area

GHQ CMF A2
HQ Allied Commission, APO 394 Public Safety Sub Commission,
Security Division.
209 PW Camp AFRAGOLA

CRISTIANINI MELLO (War Crimes Witness)
COSCI FUMO ATOS (War Criminal)

Ref GHQ CMF letter 3180/A2 dated 9 May '46. (Not to all)

1. The above named subjects are held by Italian Authorities in ROVIGO Jail.

2. You are requested to make the necessary arrangements to have these subjects transferred from ROVIGO Jail to 209 PW Camp AFRAGOLA (NAPLES) under British escort and inform this HQ and HQ Allied Commission APO 394, Public Safety Sub Commission, Security Division, of date of collection from ROVIGO Jail.

R. Ashton Lewis
Brigadier,
Brig I/C Adm. Dept

47

367
1H/S
26.01-24

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

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

REF : SD/266.01-84. 3 June 1946

SUBJECT : COUCI Furno Ates

TO : D.A.F., G.H.Q., C.M.F.

1. Further reference to the above named, your 3180/A-2 dated 9 May 46 refers.

2. The attached letter together with translation received from Avv. PONZETTI is forwarded for information.

3. PONZETTI has been told to retain the documents referred to pending receipt of your instructions.

R.J. BYE,
Colonel,
A/Director Public Safety,
Sub Commission.

AHB/mb

ALLIED COMMISSION
OFFICE OF CHIEF LIAISON OFFICER
VENEZIE

◇◇◇

VILLA TAVERNA
PREGANZIOL
NEAR TREVISO

28 May 1946.

SUBJECT : COSCI FURIO - War Crime Trial.
TO : HQ. AC. Public Safety Sub Com. Security Div.
FILE N° : CLO/V/PS/47.3

Reference your SD/266.01-84 of 10 April and my CLO/V/PS/47 of 20 April and 13 May; attached is further letter (with translation) received from Avv. Arturo Ponzetti acting on behalf of subject named. Please instruct.

The Advocate Ponzetti has meantime been told to retain documents pending your instructions.

For CHIEF LIAISON OFFICER
T.G.MACKENZIE Major
P.S.L.O.

Enclosure

45

Security Branch

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

VILLA TAVERNA
PREGANZIOL
NEAR TREVISO

28 May 1946.

SUBJECT : COSCI FURIO - War Crime Trial.
TO : HQ. AC. Public Safety Sub Com. Security Div.
FILE N° : CLO/V/PS/47.3

Reference your SD/266.01-84 of 10 April and my CLO/V/PS/47 of 20 April and 13 May; attached is further letter (with translation) received from Avv. Arturo Ponzetti acting on behalf of subject named. Please instruct.

The Advocate Ponzetti has meantime been told to retain documents pending your instructions.

For CHIEF LIAISON OFFICER
Mackenzie
T.G.MACKENZIE Major
P.S.L.O.

Enclosure

45

Security Branch
Secret 30/5
Book No. 478
File No. 26601-84
Action

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

7040

SUBJECT: Italian War Criminals.

GHQ CMF.
3180/A2.
9 May 46.

Headquarters,
13 Corps.

CRISTIANINI Mello (War Crimes Witness)
COSCI Fumo Atos (War Criminal).

1. Reference GHQ CMF 3180/A2 dated 3 May 46, this Headquarters letter is cancelled (not to 13 Corps).

2. The two above-named subjects are held by Italian authorities in ROVIGO Jail.

3. They are required in connection with War Crimes.

4. It is requested that HQ 13 Corps will make the necessary arrangements to have these two subjects transferred from ROVIGO Jail to 209 PW Camp AFRAGOLA (Nr NAPLES) under British escort and inform Headquarters Allied Commission APO 394, Public Safety Sub Commission, Security Division of date of collection from ROVIGO Jail by British escort.

5. For HQ Allied Commission APO 394 Public Safety Sub Commission, Security Division. Please ensure appropriate Italian authorities are informed of date of collection of the two above-mentioned subjects from ROVIGO Jail by British escort.

6 For 209 PW Camp. Please inform this GHQ of date of arrival of CRISTIANINI and COSCI at 209 PW Camp.

J.M.A.P.J. Capt

for LLC NAPIER,
Brigadier,
DAG.

/MC.

Copy to:-
Headquarters,
No. 3 District.
Headquarters Allied Commission, APO 394 Public Safety Sub Commission, Security Division (your SD/266.01.84 dated 25 Apr refers)
Commandant, 209 PW Camp.
GHQ 2nd Echelon.
G2(CI)
A-3
DJAG (Br).

44

Pt Public Safety s/c (BIX)

Pursuit information from 13 Corps

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

COSCI Fumo Atos (War Criminal).

1. Reference GHQ CMF 3180/A2 dated 3 May 46, this Headquarters letter is cancelled (not to 13 Corps).

2. The two above-named subjects are held by Italian authorities in ROVIGO Jail.

3. They are required in connection with War Crimes.

4. It is requested that HQ 13 Corps will make the necessary arrangements to have these two subjects transferred from ROVIGO Jail to 209 PW Camp AFRAGOLA (Nr NAPLES) under British escort and inform Headquarters Allied Commission APO 394, Public Safety Sub Commission, Security Division of date of collection from ROVIGO Jail by British escort.

5. For HQ Allied Commission APO 394 Public Safety Sub Commission, Security Division. Please ensure appropriate Italian authorities are informed of date of collection of the two above-mentioned subjects from ROVIGO Jail by British escort.

6 For 209 PW Camp. Please inform this GHQ of date of arrival of CRISTIANINI and COSCI at 209 PW Camp.

J.M.A.R.J. Capt
for LLC NAPIER,
Brigadier,
DAG.

/MC.

Copy to:-
Headquarters,
No. 3 District.
Headquarters Allied Commission, APO 394 Public Safety - 44
Sub Commission, Security Division (your SD/266.01.84 dated 25 Apr refers)
Commandant, 209 PW Camp.
GHQ 2nd Echelon.
G2(CI)
A-3
DJAG (Br).

13/5
204
261.01-84

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

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

6823

SUBJECT:- Italian War Criminals.

TO:- HQ 3 District

GHQ CMF
3180/A2
3 May 46

CRISTIANINI Mello (War Crimes Witness)
COSCI Fumo Atos (War Criminal)

1. The two above mentioned subjects are held by Italian authorities in ROVIGO Jail.

2. They are both required in connection with War Crimes.

3. It is requested that HQ 3 District will make the necessary arrangements to have these two subjects transferred from ROVIGO Jail to 209 PW Camp under British escort and inform HQ Allied Commission APO 394 Public Safety Sub-Commission, Security Division of date of collection from ROVIGO Jail by British escort.

4. For HQ Allied Commission APO 394 Public Safety Sub-Commission, Security Division. Please ensure appropraite Italian authorities are informed of date of collection of the two above mentioned subjects from ROVIGO Jail by British escort.

5. For 209 PW Camp. Please inform this GHQ of date of arrival of CRISTIANINI and COSCI at 209 PW Camp.

JLC NAPIER,
Brigadier,
DAG.

MB/ER.

Copy to:- HQ Allied Commission APO 394 Public Safety Sub-Commission
Security Division.
(Your SD/266.01.84 dated 25 Apr 46 refers)
209 PW Camp
GHQ 2nd Echelon
G2(CI)
A3
DJAG (Br)

43
615
101
266.01-84

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

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

REF : SD/266.01-04 5 May 1946

SUBJECT : War Crimes - CRISTIANINI Nello

TO : D.A.G., C.M.P., C.N.P.

1. Further reference to your 16171/76/a-3 dated 8 March 1946 and our letter of even reference dated 25 April 1946.

2. The Public Prosecutor of the Special Court of Assize of ROVIGO requests that the above named be placed at his disposition on completion of the Allied investigation for trial on charges of collaboration.

E.J. BYE,
Colonel,
A/Director Public Safety,
Sub Commission.

AMG/no

Copy to:- C.L.O. Canadian Liaison Group H.Q. A.C.
(Att'n. of P.S.L.O. - CLO/W/183/47 refers)

42

61

ALLIED COMMISSION
OFFICE OF CHIEF LIAISON OFFICER
VENEZIA

◇◇◇

30 April 1946 TGM/fk

VILLA TAVERNA
PREGANZIOL
NEAR TREVISO

SUBJECT : CRISTIANINI Nello

TO : HQ. AC. Public Safety Sub. Comm. Security Div.

FILE N° : CLO/V/PS/47

1. Reference your SD/266.01-84 of 10 April & futher to my letter of 20 April, enclosed is Translation of letter now received from Pubblico Ministero, Corte D'Assise, Sezione Speciale, Rovigo.

For Chief Liaison Officer

T.G.MACKENZIE Major
P.S.L.O.

Q1/5
H5
266.01-84
41

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

C O R T E D ' A S S I S E

Sezione Speciale

ROVIGO

Ufficio del Pubblico Ministero

Rovigo, 23 April 1946.

Subject: CRISTIANINI NELLO fu Pietro

To the ALLIED COMMISSION of P.S.

PREGANZIOL (Treviso)

As soon as the procedure against Cristianini Nello detained at the disposal of the Allied Authorities will be ultimated, you are kindly requested to put him at the disposal of this Office as he is charged with ~~cooperation~~ collaboration.

THE PUBLIC PROSECUTOR

40

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

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

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

REF : SD/266.01-84 2 May 1946

SUBJECT : War Crimes - CRISTIANNI Nello
COSCI Furio Atos

TO : D.A.G., G.H.Q., C.M.F.

1. Reference our letter of even number dated 25 April 1946.

2. The attached translated copy of a report by the Questore of ROVIGO is forwarded for information.

E.J. BYE,
Colonel,
A/Director Public Safety,
Sub Commission.

AHE/nb

39

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1672

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

TRANSLATION

MINISTERO DELL'INTERNO
Direzione Generale della P.S.

Div. S.I.S. Sez; II
224/73888

Rome, 26 àpril 46

ALLIED COMMISSION
Public Safety S/C
R O M E

SUBJECT: Furio Athos COSCI.

Registered Urgent

Ref to the note n. 224/73528 dated 15 inst., a copy of the letter of the Questura of Rovigo requested to clarify the release of subject, is herewith enclosed.

As soon as possible the result of investigations and further measures taken against subject, will be very much appreciated.

FOR THE MINISTER

illegible

1673

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

TRANSLATION COPY

R. QUESTURA DI ROVIGO

N. 01709 Rovigo 13 April 1946

SUBJECT: Furio Athos COSCI.

MINISTERO DELL'INTERNO
Direzione Generale della P.S.
Divisione A.G.R.
R O M E

attn R. QUESTURA DI PISA.

Ref to the wire n.224/73011 dated 10 inst. dispatched by your Ministry, we inform you that neither in Jan.1946 nor in the following months did we receive any request, from Allied Authorities, to keep in prison, at Allied disposition, the detainee Furio COSCI.

The following letter n.01096 dated 12 Dec.45 forwarded by Questura of Pisa(and for attn to Naples) was received by this Questura:
""" The Questura of Naples, requested by the local Provost Marshal, ordered the arrest of subject, charged with killing an Australian airman, descended with a parachute near Fassinello Polesine, on 2 Aug. 1944.

Afterwards, subject was cross-examined by a R.A.F. Officer, who stated that investigations were being made by your office. Please, inform us if subject must be transferred there. Documents for subject's discharge are herewith enclosed."""

In fact, investigations on this matter were being made by our office independently and previous to the Allied authorities interest. For this reason the extraordinary transfer of subject to Rovigo was requested.

37

Afterwards, a R.A.F. Officer, possibly the same

1674

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

one referred in the note of Questura of Pisa, came to our office and was very satisfied with the developments of the investigations made by Italian Police, but no reference to Allied interest was made.

The Questura of Pisa , sent the following letter n.04096 dated 24 Dec.45 to Comando Compagnia Interna CCRR Pisa, Direz. Carceri,Pisa, Questura di Rovigo and Questura of Naples.

""" Please, issue instructions in order that the a/m detained at Pisa Prisons, be transferred to Rovigo Prisons at the disposition of Questura of Rovigo, which requested his transfer with wire n.07082 dated 19 inst. The direction of PisaPrisons is requested to handover COSCI to the disposition of Comp. Int. CC RR of Pisa.

Please, notify us of the date of transfer. The Questura of Naples, in wire n.02167289 dated 10 Nov.45 is invited to inform the local Provost Marshall of the contents of this letter."""

On 20 Feb.46 Furio COSCI was denounced, pending a warrant of arrest, to the Public Prosecutor by the local Sezione Speciale della Corte D'Assise. On 5 March 46 he was acquitted of every charge and released.

With wire dated 11 inst. the Questura of Pisa informed us that COSCI had been arrested and instructions issued for his transfer to Rovigo.

IL QUESTORE
s/ Ambrosi

1675

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

Bal/

Ministero dell'Interno
DIREZIONE GENERALE DELLA PUBBLICA SICUREZZA

Div. S.I.S. Sez. II^
Sott. N° 224/73888 Allegati

Roma, 26 Aprile 1946

Risposta al foglio del
Div. Sez. N°

ON.LE COMMISSIONE ALLEATA-Sotocommissione per la P.S. R O M A

OGGETTO: COSCI FURIO ATHOS di Olinto.=

RACCOMANDATA URGENTE A MANO

In relazione a precorsa corrispondenza e per ultimo alla nota del I5 corrente n.224/73528 si trasmette copia della lettera della Questura di Rovigo, richiesta di fornire chiarimenti circa il rilascio del noto Cosci.

Appena possibile si gradirà conoscere l'esito degli accertamenti e gli eventuali provvedimenti adottati a carico del predetto individuo.==

PEL M I N I S T R O

Security Branch
Reg. 29/4
Book No. HH77
File No. 266.01-84
Action ....

35

Mod.839

Bal/

Ministero dell'Interno

C O P I A

R. QUESTURA DI ROVIGO

N.01709

Rovigo; lì 13 aprile 1946

OGGETTO: COSCI FURIO ATHOS di Olinto.=

AL MINISTERO DELL'INTERNO
DIREZIONE GENERALE DELLA P.S.
DIVISIONE A.G.R. R O M A

e p.c.

ALLA R. QUESTURA DI P I S A

Con riferimento al telegramma di codesto Ministero n.224/730II del 10 corrente si comunica che nel gennaio u.sc. -né nei mesi successivi -non é pervenuta a questo Ufficio alcuna richiesta,da parte delle Autorità Alleate,di trattenere in Carcere il detenuto COSCI Furio a disposizione della Autorità stessa.-

A questa Questura e,per conoscenza,a quella di Napoli é pervenuta la nota n.04096 in data 12.12.1945 della Questura di Pisa che qui di seguito si trascrive:

"""La Questura di Napoli,a richiesta del locale Provost Marechial comunicò di procedere all'arresto del soprascritto,ritenuto responsabile dell'uccisione di un avitaore australiano,lanciatosi col paracadute,presso Fassinello Polesine il 2 Agosto 1944.-

Successivamente,il predetto,é stato interrogato da un ufficiale della R.A.F.,il quale ha dichiarato che,in proposito,erano in corso le indagini presso codesto Ufficio.Si prega pertanto far conoscere se il detenuto,in oggetto generalizzato,debba essere costà tradotto.Si allegano alcuni documenti quì prodotti dal Cosci,a sua discolpa""".-

Effettivamente le indagini per il delitto citato erano state già iniziate da questo Ufficio indipendentemente e precedentemente all'interessamento dell'Autorità Alleata,e pertanto é stata richiesta la traduzione straordinaria a Rovigo del Cosci Furio.

Successivamente un Ufficiale della R.A.F.,forse lo stesso Ufficiale di cui alla nota della Questura di Pisa,presentatosi a questo Ufficio,si mostrò soddisfato dello svolgimento delle indagini eseguite dalla polizia italiana,ma non fece alcun accenno alla competenza dell'autorità alleata.

La stessa Questura di Pisa in data 24.12.1945,inviò la seguente lettera n.04096,diretta al Comando della Compagnia Interna dei CC.RR. di Pisa e per conoscenza: alla Direzione Carceri Pisa,Alla Questura di Rovigo,Alla Questura di Napoli.

"""Pregasi disporre che il soprascritto detenuto nelle locali carceri sia tradotto al carcere di Rovigo a disposizione

34

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

N.01709 Rovigo;lìI3 aprile I946

OGGETTO:COSCI FURIO ATHOS di Olinto.=

AL MINISTERO DELL'INTERNO
DIREZIONE GENERALE DELLA P.S.
DIVISIONE A.G.R. R O M A

e p.c.

ALLA R. QUESTURA DI P I S A

Con riferimento al telegramma di codesto Ministero n.224/730II del IC corrente si comunica che nel gennaio u.sc. -né nei mesi successivi -non é pervenuta a questo Ufficio alcuna richiesta,da parte delle Autorità Alleate,di trattenere in Carcere il detenuto COSCI Furio a disposizione della Autorità stessa.-

A questa Questura e,per conoscenza,a quella di Napoli é pervenuta la nota n.04096 in data I2.I2.I945 della Questura di Pisa che quì di seguito si trascrive:

"""La Questura di Napoli,a richiesta del locale Provost Marechial comunicò di procedere all'arresto del soprascritto,ritenuto responsabile dell'uccisione di un aviatore australiano,lanciatosi col paracadute,presso Fassinello Polesine il 2 Agosto I944.-

Successivamente,il predetto,é stato interrogato da un ufficiale della R.A.F.,il quale ha dichiarato che,in proposito,erano in corso le indagini presso codesto Ufficio.Si prega pertanto far conoscere se il detenuto,in oggetto generalizzato,debba essere costà tradotto.Si allegano alcuni documenti quì prodotti dal Cosci,a sua discolpa""".-

Effettivamente le indagini per il delitto citato erano state già iniziate da questo Ufficio indipendentemente e precedentemente all'interessamento dell'Autorità Alleata,e pertanto é stata richiesta la traduzione straordinaria a Rovigo del Cosci Furio.

Successivamente un Ufficiale della R.A.F.,forse lo stesso Ufficiale di cui alla nota della Questura di Pisa,presentatosi a questo Ufficio,si mostrò soddisfato dello svolgimento delle indagini eseguite dalla polizia italiana,ma non fece alcun accenno alla competenza dell'autorità alleata.

La stessa Questura di Pisa in data 24.I2.I945,inviò la seguente lettera n.04096,diretta al Comando della Compagnia Interna dei CC.RR. di Pisa e per conoscenza: alla Direzione Carceri Pisa,Alla Questura di Rovigo,Alla Questura di Napoli.

"""Pregasi disporre che il soprascritto detenuto nelle locali carceri sia tradotto al carcere di Rovigo a disposizione di quella Questura,che ne ha fatto richiesta con telegramma n.07082 del I9 corr..La Direzione del Carcere di Pisa é pregata passare il Cosci a disposizione della Comp.Int.CC.RR. di Pisa.

../..

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Declassified E.O. 12356 Section 3.3/NND No. 785046

Pregasi segnalare la partenza.La Questura di Napoli,per cui richiamasi il telegramma nr.02I67289 del IO.II.u.s. é pregata dare comunicazione del conten to della presente al locale Provost Marshall"".-

In data 20 febbraio u.s. il Cosci Furio venne denunziato,in istato di arresto,al P.M. presso la locale Sezione Speciale della Corte di Assise,che il giorno 5 marzo successivo lo prosciolse in istruttoria ordinandone la scarcerazione.

Con telegramma dell'II corrente la Questura di Pisa comunica di aver proceduto all'arresto del Cosci e di averne disposta la traduzione a Rovigo.==

IL QUESTORE
F.to Ambrosi.==

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

1619

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

A-1

CONFIDENTIAL

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

HSP : SD/266.01-84. 25 April 1946

SUBJECT : War Crimes - CRISTIANINI Nello
COSCI Furio Aton

TO : D.A.G., G.H.Q., C.M.F.

1. Reference your 16171/76/A-3 dated 8 March 1946 and 3180/A2 dated 5 April 1946.

2. Your 3180/A2 dated 9 Mar. 46 has not been received by this Division.

3. On receipt of first communication Ministry of Interior was requested to give authority for the above named to be transferred to British custody. A reply was received on 23 March stating that telegraphic requests had been sent to Questura ROVIGO and PISA and replies were awaited. On 25 March this Division addressed a further urgent communication to the Ministry asking that the necessary Authority be expedited.

4. On receipt of your 3180/A2 dated 5 April 1946 the Ministry was advised that information had been received to the effect that COSCI had been released contrary to the specific instructions given to the Questura of ROVIGO in January 1946 by the investigator concerned. The arrest of COSCI was requested and when effected to be held at Allied disposition. On 15 April this Headquarters was advised that COSCI had been arrested at PISA and was being transferred to ROVIGO Prison.

5. In view of the lack of information the Public Safety Officer, Liaison Group, Allied Commission, VENEZIA was requested to obtain the necessary authority for the transfer of both the above named to British custody and to obtain an explanation as to why COSCI was released.

6. Translated copies of letters from the Public Prosecutor of ROVIGO, together with the necessary authority, in original, from the Public Prosecutor of ROVIGO are forwarded herewith for information.

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CONFIDENTIAL ./.

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

7. It is requested that this Division be informed when the transfer has been completed.

E. J. BYE,
Colonel,
Director Public Safety,
Sub Commission.

AHS/nb

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

Court of Assise
Special Section
ROVIGO

Office of the Public Prosecutor

April 15, 46

No. 816

Subject : Penal proceedings against COSCI Furio and others

TO : Allied Commission, Public Safety

Preganziol (Treviso)

I am proceeding against PERRI Italo di Ferdinando, CRISTIANINI Nello fu Pietro and COSCI Furio Athos di Olindo, for offence as per art. 58 of the C.P.M.G.

The enquiry made by this Office has established that COSCI Furio had been giving assistance to an allied parachutist precipitated on Aug. 2, 45 near Frassinelle Polesine offering him water that the dying aviator himself asked for.

The investigation conducted both by the Questura and CC.RR. of CANARO, established that COSCI non only did not mistreat the dying aviator but that he behaved humanly with him.

As a result of this enquiry against said COSCI the matter was archived on March 5, 46 and on the same date his release was ordered.

The enquiry against PERRI, still absconding and CRISTIANINI detained in this Prison, is still in progress.

If the Allied Court of Justice is desirous of proceeding on the gound of such facts, it is requested that a formal application be addressed to this office in order that CRISTIANINI may be placed at disposal.

The Chief of the Office of M.P.
with the Special Section of the Court of Assise
ROVIGO:

Dott. Lorenzo Cimegotto

1682

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

T R A N S L A T I O N

Q U E S T U R A - R O V I G O

April 13 1946

SUBJECT : Cosci Furio Athos di Olinto

TO : The Ministry of the Interior,
General Direction of the Public Safety
Division C.C.R.
R O M E
and for information

TO : Questura of P I S A

With reference to your telegram No. 22/73011 of the 10th instant, it is reported that during January last as well as in the subsequent months, this Office has not received any application from the Allied Authorities to detain in jail the a/m Cosci Furio at the disposal of the said Authority.

This Questura and that of Naples have received from the Questura of P i s a the letter No. 04096 dated Dec. 1.945 which is quoted hereunder:

"The Questura of Naples at the request of the Provost Marshall has instructed to arrest the above mentioned because held responsible for the murder of an Australian Aviator who parachuted in the vicinity of Frassinelle Polesine on Aug. 2 44.

Subsequently the aforesaid has been interrogated by an Officer of the SIM who stated that enquiries were in progress to this effect with your Office.

Therefore it is requested to notify if the above named is to be transferred to your place.

Attached you will find some documents produced by the CSCI in his defence."

In fact the investigation about this crime were already initiated by your Office, indipendently and priorly to the intervention of the Allied Authorities, and therefore the extraordinary transfer of the a/m CSCI Furio to Rovigo was requested.

Subsequently an Officer of the R.A.F., probably the same Officer mentioned in the letter of the Questura Pisa, called a t this Office showing himself pleased with the investigation made by the Italian Police but did not make any mention as to the Allied competence in this case.

The Questura of P I S A sent on Dec. 24.1945 a letter No. 04096 to the Hq. of the Compania Interna CC.RR. of Pisa and gave copy for information to the Direzione Carceri of Pisa, to the Questura of Rovigo and Questura of Naples stating therein:

"It is requested to dispose that the a/m prisoner of the local prison, be transferred to the Prison of Rovigo at the disposal of that Questura, which applied by telegramme No. 07082 of the 19 inst.

The Director of the Prison of Pisa is requested to place CSCI at the disposal of the Compania Interna CC.RR. of Pisa.

The departure should be notified.

The Questura of Naples with reference to telegra. No. 0217289 dated Nov. 10. 45 is requested to communicate the contents of the present to the local Provost Marshall.

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

On February 20.46 COSCI has been denounced as arrested to the Public Prosecutor core of the local Special Section of the Court of Assize, which on the 5th March acquitted him in course of the enquiry, and ordered his release.

By telegram of the 11th inst, the Questura of PISA reports to have arrested COSCI and ordered his transfer to ROVIGO.

The Questore:
signed Capt. M. Amoroso

P.C.C. Rovigo, April 15 1946
The V. Comm. Agg. di P.S.
signed Dr. Piccolo Angelo

1684

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

CONFIDENTIAL

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

REF : SD/266.01-84 25 April 1946

SUBJECT : War Crimes - GRITTANNI Nello
CUCCI Furio Atos

TO : D.P.S.O., G.H.Q., G.S.F.

1. Reference your 16171/76/A-3 dated 8 March 1946 and 3180/A2 dated 5 April 1946.

2. Your 3180/A2 dated 2 Mar. 46 has not been received by this Division.

3. On receipt of first communication Ministry of Anterior was requested to give authority for the above named to be transferred to British custody. A reply was received on 23 March stating that telegraphic requests had been sent to Questura ROVIGO and PISA and replies were awaited. On 25 March this Division addressed a further urgent communication to the Ministry asking that the necessary Authority be expedited.

4. On receipt of your 3180/A2 dated 5 April 1946 the Ministry was advised that information had been received to the effect that CUCCI had been released contrary to the specific instructions given to the Questura of ROVIGO in January 1946 by the investigator concerned. The arrest of CUCCI was requested and when effected to be held at Allied disposition. On 15 April this Headquarters was advised that CUCCI had been arrested at PISA and was being transferred to ROVIGO Prison.

5. In view of the lack of information the Public Safety Officer, Liaison Group, Allied Commission, VENICE was requested to obtain the necessary authority for the transfer of both the above named to British custody and to obtain an explantion as to why CUCCI was released.

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6. Translated copies of letters from the Public Prosecutor of ROVIGO, together with the necessary authority, in original, from the Public Prosecutor of ROVIGO are forwarded herewith for information.

CONFIDENTIAL

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

7. It is requested that this Division be informed when the transfer has been completed.

A Ellis Capt

E. J. ELLIS,
Colonel,
Director Public Safety,
Sub Commission.

AE:/nb

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

Court of Assise
Special Section
ROVIGO

Office of the Public Prosecutor

April 15, 46

No. 816

Subject : Penal proceedings against COCCI Furio and others

TO : Allied Commission, Public Safety

Preganziol (Treviso)

I am proceeding against PERRI Italo di Ferdinando, CRISTIANINI fello fu Pietro and COCCI Furio others di Olindo, for offence as per art. 58 of the C.P.M.G.

The enquiry made by this Office has established that COCCI Furio had been giving assistance to an allied parachutist precipitated on Aug. 2, 45 near Frassinelle Polesine offering him water that the dying aviator himself asked for.

The investigation conducted both by the Questura and CC.RR. of GUARO, established that COCCI non only did not mistrent the dying aviator but that he behaved humanly with him.

As a result of this enquiry against said COCCI the matter was archived on March 5, 46 and on the same date his release was ordered.

The enquiry against PERRI, still absconding and CRISTIANINI detained in this Prison, is still in progress.

If the Allied Court of Justice is desirous of proceeding on the ground of such facts, it is requested that a formal application be addressed to this office in order that CRISTIANINI may be placed at disposal.

The Chief of the Office of P.P.
with the Special Section of the Court of Assise
ROVIGO:

Dott. Lorenzo Giangotto

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

T R A N S L A T I O N

fkb

Q U E S T U R A - R O V I G O

April 13 1946

SUBJECT : Cosci Furio Athos di Olindo

TO : The Ministry of the Interior,
General Direction of the Public safety
Division A.C.R.
R O M E
and for information

TO : Questura of PISA

With reference to your telegram No. 224/73011 of the 10th instant, it is reported that during January last as well as in the subsequent months, this Office has not received any application from the Allied Authorities to detain in jail the a/m Cosci Furio at the disposal of the said Authority.

This questura and that of Naples have received from the questura of Pisa the letter No. 04096 dated Dec. 12.45 which is quoted hereunder:

"The questura of Naples at the request of the Provost Marshall has instructed to arrest the above mentioned because held responsible for the murder of an Australian Aviator who paracluted in the vicinity of Frassinelle Polesine on Aug. 2 44.

Subsequently the aforesaid has been interrogated by an Officer of the RAF who stated that enquiries were in progress to this affect with your Office.

Therefore it is requested to notify if the above named is to be transferred to your place.

Attached you will find some documents produced by the COSCI in his defence"

In fact the investigation about this crime were already initiated by your Office, indipendently and priorly to the intervention of the Allied Authorities, and therefore the extraordinary transfer of the a/m COSCI Furio to Rovigo was requested.

Subsequently an Officer of the R.A.F., probably the same Officer mentioned in the letter of the Questura Pisa, called a t this Office showing himself pleased with the investigation made by the Italian Police but did not make any mention as to the Allied competence in this case.

The Questura of PISA sent on Dec. 24.1945 a letter No. 04096 to the Hq. of the Compania Interna CC.RR. of Pisa and gave copy for information to the Deresione Carceri of Pisa, to the Questura of Rovigo and Questura of Naples stating therein:

"It is requested to dispose that the a/m prisoner of the local prison, be transferred to the Prison of Rovigo at the disposal of that Questura, which applied by telegramme No. 07082 of the 19 inst.

The Director of the Prison of Pisa is requested to place COSCI at the disposal of the Compania Interna CC.RR. of PISA.

The departure should be notified.

The Questura of Naples with reference to telegra. No. 0217289 dated Nov. 10. 45 is requested to communicate the contents of the present to the local Provost Marshall.

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

On February 20.46 COSCI has been denounced as arrested to the Public P. tor care of the local Special Section of the Court of Assize, which on the 5th. March acquitted him in course of the enquiry, and ordered his release.

By telegram of the 11th inst, the Questura of PISA reports to have arrested COSCI and ordered his transfer to RIVICO.

The Questore:
Signed Capt. M. Ambrosi

P.C.C. Rovigo, April 15 1946
The V. Comm. Agg. di P.S.
signed Dr. Piccolo Angelo

ALLIED COMMISSION
OFFICE OF CHIEF LIAISON OFFICER
VENEZIA

◇◇◇

VILLA TAVERNA
PREGANZIOL
NEAR TREVISO

20 Apl 46. TGM

Subject - CRISTIANINI Nello and COSCI Furio Atos
To - HQ., AC., Public Safety Sub Commission, Security Div.
File - CLO/VEN/PS/47.

1. Reference your SD/266.01-84 of 10 April; enclosed herewith are a letter from Pubblico Ministero, ROVIGO, and copy letter from Questore, ROVIGO, to Ministero Interno. Translations accompany.

2. There does not appear to be any lack of willingness to cooperate and, so far as is known here, no similar instances have arisen at ROVIGO.

3. On the Italian authorities learning that COSCI wan wanted by Allied Authority, they immediately informed their opposites at PISA and COSCI was re-arrested. He has not yet reached ROVIGO, despite the fact that he was re-arrested on 11 Apl, but this may be accounted for by lack of transport at PISA. On his arrival at ROVIGO this HQ will be informed and HQ AC will be notified.

4. The two subject named (together with PERIN Italo - still at liberty) were in Italian custody (except PERIN who has absconded) for inquiries on charges under Art 58 of C.P.M.G.

5. Also enclosed is Authority of Pubblico Ministero, ROVIGO, placing CRISTIANINI and COSCI at Allied disposition.

For Chief Lisison Officer,

T.G. Mackenzie. Major.
P.S.L.O.

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

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

CORTE D'ASSISE
SEZIONE SPECIALE
ROVIGO

(1546)

UFFICIO DEL PUBBLICO MINISTERO

16 APR Recd

N. 816 Rovigo, li 15 aprile 1946

All. N. Risposta a nota N.

OGGETTO: Procedimento penale a carico di Cosci Furio ed alt.

Alla Commissione Militare Alleata di P.G.

PREGANZIOL (Treviso)

Procedo contro Perin Italo di Ferdinando, Cristianni Nello fu Pietro e Cosci Furio Athos di Olindo per reato di cui all'art. 58 C.P.M.G.

L'istruttoria fatta da questo ufficio ha acclarato che il Cosci Furio avrebbe data assistenza ad un paracadutista alleato precipitato presso Frassinelle Polesine il 2 agosto 1944 porgendogli dell'acqua che lo stesso paracadutista morente avrebbe richiesto.

Le indagini condotte sia dalla Questura che dam RR. CC. di Canaro, precisarono che il Cosci non solo non usò maltrattamenti contro il pilota morente, ma si comportò in modo umano.

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In esito a tale istruttoria il processo a carico del Cosci venne archiviato in data 5 marzo 1946 ed in pari data fu ordinata la scarcerazione del Cosci stesso.

L'istruttoria contro il Perin latitante ed il Cristianni detenuto in questi carceri è tuttora in corso.

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

Qualora la Corte di Giustizia Alleata voglia procedere per tale fatto si prega di farne formale richiesta a questo ufficio perchè il Cristiannì sia messo a disposizione.

IL CAPO DELL'UFFICIO DEL P. M.
presso la Corte Assise Straord. Speciale - Rovigo
(Dott. Lorenzo Cimegotto)

CORTE ASSISE SEZIONE SPECIALE * ROVIGO * UFFICIO DEL PUBBLICO MINISTERO

Court of Assise
Special Section
ROVIGO

Office of the Public Prosecutor

April 16, 46.

N° 816

Subject: Penal proceedings against COSCI Furio and others

To: Allied Commission , Public Safety

Preganziol (Treviso)

I am proceding against PERIN Italo di Ferdinando, CRISTIANINI Nello fu Pietro and COSCI Furio Athos di Olindo, for ~~crime~~ offenee as per Art.58 of the C.M.M.G.

The enquiry made by this Office has established that COSCI Furio had been giving assistance to an allied parachutist precipitated on Aug.2, 44 near Frassinelle Polesine offering him water that the dying aviator himself asked for.

The investigation conducted both by the Questura and CC.RR. of CANARO, established that COSCI non only did not ~~was~~ mistreat the dying aviator but that he ~~was~~ behaved humanlywith him.

As a result of this enquiry against said COSCI the matter was archived on March 5, 46 and on the same date his release was ordered.

The enquiry against PERIN, still absconding and CRISTIANINI detained in this Prison, is still in progress.

If the Allied Court of Justice is desirous of proceding on the ground of such facts, it is requested that a formal application be addressed to this Office in order that CRISTIANINI may be placed at disposal.

The Chief of the Office of M.P.
with the Special Section of the Court of Assise
ROVIGO:
Dott. Lorenzo Cimegotto

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

Office of the Public Prosecutor

April 15, 46.

N° 816

Subject: Penal procedings against COSCI Furio and others

To: Allied Commission , Public Safety
Preganziol (Treviso)

I am proceding against PERIN Italo di Ferdinando, CRISTIANINI Nello fu Pietro and COSCI Furio Athos di Olindo, for offense as per Art.58 of the C.M.M.G.

The enquiry made by this Office has established that COSCI Furio had been giving assistance to an allied parachutist precipitated on Aug.2, 44 near Frassinelle Polesine offering him water that the dying aviator himself asked for.

The investigation conducted both by the Questura and CC.RR. of CANARO, established that COSCI non only did not mistreat the dying aviator but that he behaved humanlywith him.

As a result of this enquiry against said COSCI the matter was archived on March 5, 46 and on the same date his release was ordered.

The enquiry against PERIN, still absconding and CRISTIANINI detained in this Prison, is still in progress.

If the Allied Court of Justice is desirous of proceding on the ground of such facts, it is requested that a formal application be addressed to this Office in order that CRISTIANINI may be placed at disposal.

The Chief of the Office of M.P.
with the Special Section of the Court of Assise
ROVIGO:
Dott. Lorenzo Cimegotto

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

COPIA

R.QUESTURA DI ROVIGO

N.01709 Rovigo,li 13 aprile 1946
Oggetto:COSCI Furio Athos di Olindo

AL MINISTERO DELL'INTERNO
DIREZIONE GENERALE DELLA P.S.
Divisione A.G.R. ROMA

e per conoscenza:
ALLA R.QUESTURA DI PISA

Con riferimento al telegramma di codesto Ministero n. 224/73011 del 10 corr. si comunica che nel gennaio u.s.nè nei mesi successivi- non è pervenuta a quest'Ufficio alcuna richiesta,da parte dell'Autorità Alleata,di trattenere in carcere il medesimo Cosci Furio,a disposizione dell'Autorità Stessa.=

A questa Questura e,per conoscenza,a quella di Napoli è pervenuta la nota n.04096,indata 12-12-1945,della Questura di Pisa,che quì di seguito si trascrive:

""La Questura di Napoli,a richiesta del locale Provost Marechial comunicò di procedere all'arresto del soprascritto,ritenuto responsabile dell'uccisione di un aviatore Australiaano, lanciatosi col paracadute presso Frassinelle Polesine il 2 agosto 1944.=

Successivamente,il predetto,è stato interrogato da un Ufficiale della R.A.F.,il quale ha dichiarato che,in proposito, erano in corso le indagini presso codesto Ufficio.=Si prega pertanto far conoscere se il detenuto,in oggetto generalizzato,debba essere costà tradotto.= Si allega alcuni documenti qui prodotti dal Cosci;a sua discolpa.=""

Effettivamente le indagini per il delitto citato erano state già iniziate da questo Ufficio indipendetemente e precedentemente all'interessamento dell'Autorità Alleata,eppertanto è stata richiesta la traduzione straordinaria a Rovigo del Cosci Furio.=

Successivamente un ufficiale della R.A.F.,forse lo stesso ufficiale di cui alla nota della Questura di Pisa,presentatosi a questo Ufficio,si mostrò soddisfatto dello svolgimento delle indagini eseguite dalla polizia italiana,ma non fece alcun accenno alla competenza dell'Autorità Alleata.=

La stessa Questura di Pisa in data 24-12-1945,inviò la seguente lettera n.04090,diretta al Comando della Compagnia Interna CC.RR. di Pisa,e,per conoscenza,alla Direzione Carceri di Pisa;Alla Questura di Rovigo;alla Questura di Napoli:

""Pregasi disporre che il soprascritto detenuto nelle locali carceri sia tradotto al carcere di Rovigo,a disposizione della Questura,che ne ha fatto richiesta con telegramma numero 07082 del 19 corr..=La Direzione del carcere di Pisa è pregata passare il Cosci a disposizione della Comp.Int.CC.RR. di Pisa. =

Pregasi segnalare la partenza.=La Questura di Napoli,per cui richiamasi telegramma nr.021/289 del 10-11-u.s.è pregata

Declassified E.O. 12356 Section 3.3/NND No. 785046

Divisione A.G.R. ROMA

e per conoscenza:

ALLA R.QUESTURA DI PISA

Con riferimento al telegramma di codesto Ministero n. 224/73011 del IO corr. si comunica che nel gennaio u.s.nè nei mesi successivi- non è pervenuta a quest'Ufficio alcuna richiesta,da parte dell'Autorità Alleata,di trattenere in carcere il medesimo Cosci Furio,a disposizione dell'Autorità Stessa.=

A questa Questura e,per conoscenza,a quella di Napoli è pervenuta la nota n.04098,indata 12-12-1945,della Questura di Pisa,che quì di seguito si trascrive:

""La Questura di Napoli,a richiesta del locale Provost Marechial comunicò di procedere all'arresto del soprascritto,ritenuto responsabile dell'uccisione di un aviatore Australiaano, lanciatosi col paracadute presso Trassinelle Polesine il 2 agosto 1944.=

Successivamente,il predetto,è stato interrogato da un Ufficiale della R.A.F.,il quale ha dichiarato che,in proposito, erano in corso le indagini presso codesto Ufficio.=Si prega pertanto far conoscere se il detenuto,in oggetto generalizzato,debba essere costà tradotto.= Si allega alcuni documenti qui prodotti dal Cosci;a sua discolpa.=""

Effettivamente le indagini per il delitto citato erano state già iniziate da questo Ufficio indipendetemente e precedentemente all'interessamento dell'Autorità Alleata,eppertanto è stata richiesta la traduzione straordinaria a Rovigo del Cosci Furio.=

Successivamente un ufficiale della R.A.F.,forse lo stesso ufficiale di cui alla nota della Questura di Pisa,presentatosi a questo Ufficio,si mostrò soddisfatto dello,svolgimento delle indagini eseguite dalla polizia italiana,ma non fece alcun accenno alla competenza dell'Autorità Alleata.=

La stessa Questura di Pisa in data 24-12-1945,inviò la seguente lettera n.04098,diretta al Comando della Compagnia Interna CC.RR. di Pisa,e,per conoscenza,alla Direzione Carceri di Pisa;Alla Questura di Rovigo;alla Questura di Napoli: 20

"'Pregasi disporre che il soprascritto detenuto nelle locali carceri sia tradotto al carcere di Rovigo,a disposizione di quella Questura,che ne ha fatto richiesta con telegramma numero 07082 del 19 corr..=La Direzione del carcere di Pisa è pregata passare il Cosci a disposizione della Comp.Int.CC.RR. di Pisa. =

Pregasi segnalare la partenza.=La Questura di Napoli,per cui richiamasi telegramma nr.0217289 del IO-11-u.s.è pregata dare comunicazione del contenuto della presente al locale Prowst Marshal.= "".=

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

In data 20 febbraio u.s. il Cosci Furio venne denunciato in istato di arresto, al P.M. presso la locale Sezione Speciale della Corte di Assise, che il giorno 5 marzo successivo lo prosciolse in istruttoria, ordinandone la scarcerazione.=

Con telegramma dell'11 corr. la Questura di Pisa comunica di aver proceduto all'arresto del Cosci e di avernedisposta la traduzione a Rovigo.=

IL QUESTORE
F.to Cap. M. Ambrosi

P.C.C.-Rovigo, li 15 aprile 1940
IL V.COMM.AGG.DI P.S.
Dr. Piccolo Angelo

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

TRANSLATION fkb

QUESTURA ROVIGO.

April 13 1946

SUBJECT : Cosci Furio Athos di Olindo

TO : The Ministery of the Interior
General Director of the Public Safety
Division A.G.R.
ROME

and for information

TO : Questura of PISA

With reference to your telegram N°224/73011 of the 10th instant, it is reported that during January last as well as in the subsequent months, this Office has not received any application from the Allied Authorities to detain in jail the a/m Cosci Furio at the disposal of the said Authority.

This Questura and that of Naples have received from the Questura of Pisa the letter N°04096 dated Dec.12.45 which is quoted hereunder:

" The Questura of Naples at the request of the Provost Marshall has instructed to arrest the above mentioned because held responsible for the murder of an Australian Aviator who parachuted in the vicinity of Frassinelle Polesine on Aug 2 1944.

Subsequently the aforesaid has been interrogated by an Officer of the R.A.F. who stated that enquiris were in progress to this affect with your Office.

Therefore it is requested to notify if the above named is to be transferred to your place.

Attached you will find some documents produced by the COSCI in his defence."

In fact the investigations about this crime were already initiated by our Office, indipendently and priorly to the intervention of the Allied Authorities, and therefore the extraordinary transfer of the a/n Cosci Furio to Rovigo was requested.

Subsequently an Officer of the R.A.F, probably the same Officer mentioned in the letter of the Questura Pisa, called at this Office showing himself pleased with the invenstigation made by the Italian Police but did not make any mention as to the Allied competence in this case.

The Questura of Pisa sent on Dec.24 1945 a letter No 04096 to the HQ of the Gendarmerie [illegible]

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

General Director of the Public Safety
Division A.G.R.

R O M E

and for information

TO : Questura of PISA

With reference to your telegram N°224/73011 of the 10th instant, it is reported that during January last as well as in the subsequent months, this Office has not received any application from the Allied Authorities to detain in jail the a/m Cosci Furio at the disposal of the said Authority.

This Questura and that of Naples have received from the Questura of Pisa the letter N°04096 dated Dec.12.45 which is quoted hereunder:

" The Questura of Naples at the request of the Provost Marshall has instructed to arrest the above mentioned because held responsible for the murder of an Australian Aviator who parachuted in the vicinity of Frassinelle Polesine on Aug 2 1944.

Subsequently the aforesaid has been interrogated by an Officer of the R.A.F. who stated that enquiris were in progress to this affect with your Office.

Therefore it is requested to notify if the above named is to be transferred to your place.

Attached you will find some documents produced by the COSCI in his defence."

In fact the investigations about this crime were already initiated by our Office, indipendantly and priorly to the intervention of the Allied Authorities, and therefore the extraordinary transfer of the a/n Cosci Furio to Rovigo was requested.

Subsequently an Officer of the R.A.F, probably the same Officer mentioned in the letter of the Questura Pisa, called at this Office showing himself pleased with the investigation made by the Italian Police but did not make any mention as to the Allied competence in this case.

The Questura of Pisa sent on Dec.24 1945 a letter No 04096 to the HQ of the Compania Interna CC.RR of Pisa and gave copy for information to the Direzione Carceri of Pisa, to the Questura of Rovigo and Questura of Naples stating therein:

" It is requested to dispose that the a/m prisoner of the local prison, be transferred to the Prison of Rovigo at the disposal of that Questura, which applied by telegramme n° 07082 of the 19 inst.

;/.

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

The Director of the Prison of Pisa is requested to place COSCI at the disposal of the Compania Interna CC.RR of PISA.
The departure should be notified.

The Questura of Naples with reference to telegra Nº 0217289 dated Nov.10.45 is requested to communicate the contents of the present to the local Provost Mareshall.

On February 20.46 COSCI has been denounced as arrested to the Public Prosecutor care of the local Special Section of the Court of Assize, which on the 5th March acquitted him in course of the enquiry, and ordered his release.

By telegram of the 11th inst. the Questura of PISA reports to have arrested COSCI and ordered his transfer to ROVIGO.

The Questore:
signed Capt. M.Ambrosi.

P.C.C. Rovigo, April 15 1946
The V.Comm.Agg. di P.S.
signed Dr Piccolo Angelo.

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

1700

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

N 66-01-84

ACSEC HQ AC

251600

A-3 GHQ CMF

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CONFIDENTIAL

PARA ONE PD SUBJECT IS WAR CRIMES CMA YOUR ONE SIX ONE SEVEN ONE SLANT SEVEN SIX SLANT ABLE DASH THREE OF EIGHT MARCH FORTY SIX REFERS PD

PARA TWO PD AUTHORITY NOW RECEIVED FROM PUBLIC PROSECUTOR ROVIGO FOR CRISTIANI MI NELLO AND COSCI FURIO ATOS TO BE TRANSFERRED TO BRITISH CUSTODY PD CRISTIANINI AND COSCI BOTH HELD AT ROVIGO AT ALLIED DISPOSITION PD

17

ROUTINE
SECURITY DIVISION

D Ellis Capt.

SEXSON E. HUMPHREYS
CWO, USA ASST ADJ

267

1701

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

TRANSLATION

tc/

MINISTERO DELL'INTERNO
Direzione Generale della
Pubblica Sicurezza

Roma 15 April 1946

ALLIED COMMISSION
Public Safety S/C
ROME

Div S.I.S Sez 2
224/73528

URGENT

SUBJECT : Furio COSCI

Referring to our note 224/73011 of 10 inst., we beg to inform you that subject was arrested at Pisa and transferred to Rovigo Prisons at the Allied dispositions.

Further informations will be forwarded.

PEL MINISTRO
illegible

Previous papers

16

1702

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

TRANSLATION

to/

MINISTERO DELL'INTERNO
Direzione Generale della
Pubblica Sicurezza

Roma 15 April 1946

AILIED COMMISSION
Public Safety S/C
ROME

Div S.I.S Soz 2
224/73528

URGENT

SUBJECT : Furio COSCI

Referring to our note 224/73011 of 10 inst., we beg to inform you that subject was arrested at Pisa and transferred to Rovigo Prisons at the Allied dispositions.

Further informations will be forwarded.

PEL MINISTRO
illegible

15

1703

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

Da/

Roma 15 Aprile 1946

Ministero dell'Interno
DIREZIONE GENERALE DELLA PUBBLICA SICUREZZA

Divisione S.I.S. Sez. 2ª
Prot. N. 224/73528 Allegati

Risposta al foglio del
Div. Sez. N.

A LA COMMISSIONE ALLEATA
S.Commissione per la PS
R O M A

OGGETTO Cosci Furio di Olinto.

RACCOMANDATA A MANO
URGENTISSIMA

Facendo seguito alla nota N.224/73011 del 10 corrente si comunica a codesta On.le Commissione che Cosci Furio é stato arrestato a Pisa e posto in traduzione per le carceri di Rovigo per ivi restare a disposizione dell'Autorità Alleata.-

Si fa riserva di ulteriori comunicazioni.-

PEL M I N I S T R O

14

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

REF. : SD/266.01-84 10 April 1946

SUBJECT : (i) CHRISTIANINI Nello
(ii) COSCI Furio Alos

TO : C.L.O. Venezia Liaison Group A.C.
(Att'n P.S.O.)

1. On 8 March 1946, D.A.C., G.H.Q., informed this office that the above named Italians, who are concerned in a War crime against a British pilot were in the Questura Jail at ROVIGO.

2. It was requested that the necessary agreement be obtained from the Italian authorities for their transfer to British custody.

3. G.H.Q. have now informed this Division that it is learned that COSCI has been released in spite of the specific instructions given by the investigator concerned to the Questura in January 1946 that both men were to be held at Allied disposal.

4. It is requested that enquiries be made as to why the Italian Authorities have taken such action and instructions given that both men be made available for transfer to British custody, further it is requested that the Procuratore del Regno, ROVIGO, be asked to furnish the necessary authority for transfer.

5. It will be appreciated if this authority can be forwarded as soon as possible, together with information regarding the charges preferred against subjects and an explanation why COSCI was released.

6. Please treat as URGENT.

JOHN [illegible]. CHAPMAN,
Colonel J.A.G.D.,
Director Public Safety,
Sub Commission.

AHE/nb

13

URGENT

Declassified E.O. 12356 Section 3.3/NND No. 785046

TO : C.L.O. Venezia Liaison Group A.C.
(Att'n P. .O.)

1. On 8 March 1946, D.A.G., G.H. .., informed this office that the above named Italians, who are concerned in a War crime against a British pilot were in the Questura Jail at ROVIGO.

2. It was requested that the necessary agreement be obtained from the Italian authorities for their transfer to British custody.

3. G.H.Q. have now informed this Division that it is learned that COCCI has been released in spite of the specific instructions given by the investigator concerned to the Questura in Januar 1946 that both men were to be held at Allied disposal.

4. It is requested that enquiries be made as to why the Italian Authorities have taken such action and instructions given that both men be made available for transfer to Brit sh custody, further it is requested that the Procuratore del Regno, ROVIGO, be asked to furnish the necessary authority for transfer.

5. It will be appreciated if this authority can be forwarded as soon as possible, together with information regarding the charges preferred against subjects and an explanation why COCCI was released.

6. Please treat as URGENT.

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

AHS/nb

13

URGENT

Declassified E.O. 12356 Section 3.3/NND No. 785046

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

REF. : SD/266.01-84 10 April 1946

SUBJECT : (i) CHRISTIANINI Nello
(ii) COSCI Furio Atos

TO : C.I.C. Venezia Liaison Group A.C.
(Att'n P.S.O.)

1. On 8 March 1946, D.A.G., G.H.Q., informed this office that the above named Italians, who are concerned in a War crime against a British pilot were in the Questura Jail at ROVIGO.

2. It was requested that the necessary agreement be obtained from the Italian authorities for their transfer to British custody.

3. G.H.Q. have now informed this Division that it is learned that COSCI has been released in spite of the specific instructions given by the investigator concerned to the Questura in January 1946 that both men were to be held at Allied disposal.

4. It is requested that enquiries be made as to why the Italian Authorities have taken such action and instructions given that both men be made available for transfer to British custody, further it is requested that the Procuratore del Regno, ROVIGO, be asked to furnish the necessary authority for transfer.

5. It will be appreciated if this authority can be forwarded as soon as possible, together with information regarding the charges preferred against subjects and an explanation why COSCI was released.

6. Please treat as URGENT.

JOHN [illegible]. CHAPMAN,
Colonel J.A.G.D.,
Director Public Safety,
Sub Commission.

AHE/nb

12

Declassified E.O. 12356 Section 3.3/NND No. 785046

1707

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

URGENT

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

REF. : SD/266.01-84 9 April 1946

SUBJECT : (i) CHRISTIANINI Nello
(ii) COSCI Furio Atos

TO : Ministry of Interior,
General Direction od Public Safety.

1. Reference our letters of even number dated 13 and 26 March 1946 and your M.500/72542 dated 20 March 1946.

2. It is reported that COSCI Furio Atos has been released by the authorities at ROVIGO and has by now in all probability returned to PISA.

3. It is further reported that the investigator concerned in this case gave specific instructions to the R.Questura in January 1946 that both the above named were to be held at Allied disposal.

4. If the facts stated in para 2 above are thue I am instructed to request your Ministry to make enquiries and inform this office why such action has been taken and to ask that instructions be given that both be made available for transfer to British custody.

5. The necessary authority of your Ministry for their transfer is awaited?

6. It is again stressed that this matter is extremely URGENT.

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

AHE/lm.

X/11

Original sent by hand 9/4.

URGENT

SECRET

1708

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

Security Dev 5738

URGENT.

SUBJECT:- War Crimes.

GHQ CMF.
3180/A2.
6 Apr 46.

TO:- Headquarters,
Allied Commission,
Public Safety Sub-Commission,
Security Division.

Our 3180/A2 of 9 Mar 46 refers.

1. It is reported that COSCI Furio Atos has been released by the Italian Authorities at ROVIGO and has by now in all probability returned to PISA.

2. It is further reported that the investigator concerned in this case gave specific instructions to the Regia Questura in Jan 46 that both men referred to in our previous letter were to be held at Allied disposal.

3. May enquiries please be made as to why the Italian Authorities have taken this action, and instructions given that both men be made available for transfer to British custody when the necessary authority has been obtained.

for FLC NAPIER,
Brigadier,
DAG.

RLB/DPS.

Copy to:- DJAG (Your JAG/VW/16171/76 of 2 April refers.)

10
8/4
H227

1709

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

translation

Registered

Rome 10 April 46

MINISTERO DELL'INTERNO
Direzione Generale della
Pubblica Sicurezza

ALLIED COMMISSION
Public Safety S/C
R O M E

Div. S.I.S. SEZ. II
224/73001

SD/266.01.84
9 April 46

SUBJECT: Nello CRISTIANINI
Furio COSCI

Referring to the a/s note, we inform your Commission that Nello CRISTIANINI, denounced to Corte Straordinaria di Assise, Rovigo, on 20 Feb. 46, and arrested with the charge of killing an English Pilot, is still detained at Rovigo prisons.

Furio COSCI also, was denounced to the Authorities of Rovigo, being involved in the abovesaid murder.

On 5 March 46 he was acquitted of every cherge and released before your request, with letter dated 13 March 46, n. SD226.01, arrived at our Ministry.

Instructions for his arrest and transfer to Rovigo, to be handed over, with CRISTIANINI, to the Allied Authorities, have been issued.

In the meanwhile, the Questura of Rovigo has been requested to notify our office of COSCI release.

FOR THE MINISTER
illegible

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1710

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

translation

cm/

Registered

Rome 10 April 46

MINISTERO DELL'INTERNO
Direzione Generale della
Pubblica Sicurezza

ALLIED COMMISSION
Public Safety S/C
R O M E

Div. S.I.S. SEZ. II
224/73001

SD/266.01.64
9 April 46

SUBJECT: Nello CRISTIANINI
Furio COSCI

Referring to the a/s note, we inform your Commission that Nello CRISTIANINI, denounced to Corte Straordinaria di Assise, Rovigo, on 20 Feb. 46, and arrested with the charge of killing an English Pilot, is still detained at Rovigo prisons.

Furio COSCI also, was denounced to the Authorities of Rovigo, being involved in the abovesaid murder.

On 5 March 46 he was acquitted of every charge and released before your request, with letter dated 13 March 46, n. SD226.01, arrived at our Ministry.

Instructions for his arrest and transfer to Rovigo, to be handed over, with CRISTIANINI, to the Allied Authorities, have been issued.

In the meanwhile, the Questura of Rovigo has been requested to notify our office of COSCI release.

FOR THE MINISTER
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Ma/

RACCOMANDATA URGENTE A MANO

Roma, 10 aprile 19 46

Ministero dell'Interno

DIREZIONE GENERALE
DELLA PUBBLICA SICUREZZA

All'On.le COMMISSIONE ALLEATA
Sottocommissione per la P.S.
ROMA

Divisione S.I.S. Sez. II^
Prot. N° 224/730II Allegati

Risposta al Foglio del 9.4. c.a.
Div. N°SD/266.OI.~~648~~

OGGETTO CRISTIANINI Nello
COSCI Furio

In relazione a precorsa corrispondenza e per ultimo alla nota sopradistinta, si comunica a codesta On.le Commissione che CRISTIANINI Nello,-denunciato sin dal 20.2.u.s., in istato di arresto, alla Corte Straordinaria di Assise di Rovigo, quale responsabile di omicidio in persona di un pilota inglese- trovasi tuttora in quelle carceri; mentre COSCI Furio, anch'esso denunciato all'Autorità Giudiziaria di Rovigo, per concorso in detto omicidio, è stato prosciolto, il 5 marzo u.s., e posto in libertà, prima che fosse pervenuta a questo Ministero la richiesta, di codesta On.le Commissione, contenuta nel foglio del 13.3.u.s. N°SD/266.OI.-

Sono state, pertanto, disposte ricerche del COSCI con ordine di trarlo in arresto e tradurlo a Rovigo perchè, unitamente al CRISTIANINI, sia posto a disposizione dell'Autorità Alleata.-

Nel contempo la questura di Rovigo è stata invitata a fornire chiarimenti circa il rilascio del COSCI.-

PEL MINISTRO

Declassified E.O. 12356 Section 3.3/NND No. 785046

Record 11/4
Box 4274
File No 266.01-34
Action

Divisione S.I.S. Sez. II^
Prot. N. 224/730II Allegati

ROMA
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Risposta al Foglio del 9.4. c.a.
Div. N°SD/266.OI.~~648~~

OGGETTO CRISTIANINI Nello
COSCI Furio

In relazione a precorsa corrispondenza e per ultimo alla nota sopradistinta, si comunica a codesta On.le Commissione che CRISTIANINI Nello,-denunciato sin dal 20.2.u.s., in istato di arresto, alla Corte Straordinaria di Assise di Rovigo, quale responsabile di omicidio in persona di un pilota inglese- trovasi tuttora in quelle carceri; mentre COSCI Furio, anch'esso denunciato all'Autorità Giudiziaria di Rovigo, per concorso in detto omicidio, è stato prosciolto, il 5 marzo u.s., e posto in libertà, prima che fosse pervenuta a questo Ministero la richiesta, di codesta On.le Commissione, contenuta nel foglio del 13.3.u.s. N°SD/266.OI.-

Sono state, pertanto, disposte ricerche del COSCI con ordine di trarlo in arresto e tradurlo a Rovigo perchè, unitamente al CRISTIANINI, sia posto a disposizione dell'Autorità Alleata.-

Nel contempo la questura di Rovigo è stata invitata a fornire chiarimenti circa il rilascio del COSCI.-

PEL MINISTRO

Box No. 11/4
4274
File No. 266.01-84
Action ....

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

1713

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

URGENT

(84)

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

REF : SD/266.01

26 March 1946

SUBJECT : CRISTIANINI Nello
COSCI Furio Atos

TO : Ministry of Interior,
General Direction of Public Safety.

1. Reference your N.500/7.542 dated 20 March 1946.

2. I am instructed to acknowledge receipt of the above and to thank you for the information contained therein.

3. These men are concerned in a crime against a British pilot and our application is for your Ministry's agreement for their transfer to British custody as soon as possible irrespective of whether or not they are held at the disposition of the Autorita' Giudiziarie.

4. It will be appreciated if you will expedite the necessary authority so that escort can be instructed accordingly.

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

AHE/nb

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URGENT

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

MINISTERO DELL'I[illegible]ERNO
Direzione Generale della
Pubblica Sicurezza

Div S.I.S Sez 2
N.500/72542

Rome, 2[illegible] March 1946

ALLIED COMMISSION
Public Safety S/C
R O M E

13 corr.
SD/266/01

SUBJECT: Nello CRISTIANINI
Furio Atos COSCI

Referring to the a/m note, we beg to inform you that dispositions were issued, by wire, to the Questori of Rovigo and Pisa , in order that the subjects ,if not at the Autorità Giudiziarie disposition, be immediately handover to Your Commission disposition (English Authority).

It is learned that CRISTIANINI is instead detained at Pisa prison .

Further communications will be forwarded.

FOR THE MINISTER
ilegible

5

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

MINISTERO DELL'I TERNO
Direzione Generale della
Pubblica Sicurezza

Div S.I.S Sez 2
N.500/72542

Rome, 2 March 1946

ALLIED COMMISSION
Public Safety S/C
R O M E

13 corr.
SD/266/01

SUBJECT: Nello CRISTIANINI
Furio Atos COSCI

Referring to the a/m note, we beg to inform you that dispositions were issued, by wire, to the Questori of Rovigo and Pisa , in order that the subjects ,if not at the Autorità Giudiziarie disposition, be immediately handover to Your Commission disposition (English Authority).

It is learned that CRISTIANINI is instead detained at Pisa prison .

Further communications will be forwarded.

FOR THE MINISTER
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1710

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

Ministero dell'Interno
DIREZIONE GENERALE DELLA PUBBLICA SICUREZZA

Roma 20 marzo 1946

Div. S.I.S. Sez. 2
Prot. N. 500/72542 Allegati

Risposta al foglio 13 corr.
Div. Sez. N. 5B/266/01

Oggetto: Cristianini Nello-
Cosci Furio Aton.

Al LA COMMISSIONE ALLEATA
Sottocommissione per la P.S.
R O M A

RACCOMANDATA = URGENTE = A MANO

In relazione alla nota sopradistinta, comunicasi che sono state impartite, per telegramma, disposizioni ai Questori di Rovigo e di Pisa, - tenuto conto che da questi atti risulterebbe il Cristianini detenuto invece nel carcere di quest'ultima città-perchè i nominati in oggetto, ove non posti a disposizione dell'Autorità Giudiziaria, siano immediatamente passati a disposizione di codesta On. Commissione (Autorità Inglese).

Si fa riserva di ulteriori comunicazioni.

PEL MINISTRO

23/3
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266-01

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

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

REF : SD/266.02 13 March 1946

SUBJECT : i) CHRISTIANINI Nello, son of Pietro born BUTI on 24 August 1910
ii) COSCI Furio Atos, son of Olinto, born PISA on 8 July 1906

TO : Ministry Of Interior,
General Direction of Public Safety.

1. It is understood that the above named, who are concerned in a crime against a British pilot, are at present in custody at the Questura Jail at Rovigo.

2. It is requested that authority be forwarded to this Division by your Ministry for their transfer to British custody. On receipt of same an escort will be arranged to effect their transfer at ROVIGO.

3. Please treat as URGENT.

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

ARE//nb

2

1718

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

CONFIDENTIAL.

Subject:- WAR CRIMES. 4739.

P. Safety s/c

GHQ CMF.

16171/76/A-3.

8 Mar 46.

- HQ Allied Commission.

Copy to Comd 209 PW Camp.

CHRISTIANINI Nello, son of Pietro and Christianini Guiseppe born BUTI 24 Aug 1910.
COSCI Furio Atos, son of Olinto and Gienfaldoni Rosa, born PISA 8 Jul 1906.

1. It is understood that the above named Italians who are concerned in a War crime against a British pilot are at present in custody in the Questura Jail at ROVIGO.

2. Please obtain the agreement of the Italian authorities to their transfer to British custody and signal this HQ as soon as this is achieved in order that an escort can be arranged to take them to 209 PW Camp NAPLES.

mem.

R.J. Cohen Mgor A/AAG.
Major General,
DAG.

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12/3
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