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T W K I

Berlin NME 263 367 10.12.38

To : ALL Police Headquarters

ATTN : Inspectors of Security Police
Main Office of Security Service (SD)
Reich Criminal Police Department.

C O N F I D E N T I A L

Concerning: Prosecution of Excesses in connection with the Anti-Jewish
Actions in November 1938.

I hereby repeat the general lines of policy which have been announced orally at the Berlin meeting of 9 December 1938, and expect strictest compliance. In questionable individual cases, my decision is to be requested.

1. In all cases in which (even presumably) the crime of manslaughter, heavy assault and battery, extortion, moral offenses, or looting (theft, embezzlement, etc.) have been committed, an investigation of the following has to be introduced at once:
 - a) The accused
 - b) Facts
 - c) Motives

The inquiries are to be conducted in such a manner as not to attract undue attention. The local State Police HQ is responsible for the conduct of the inquiries. For preliminary political verdicts, the local provincial Nazi

5. Extortioners and looters which acted in self-interest, especially those which have been previously convicted of similar crimes, must be arrested in any event, and turned over to the Court after the completion of the investigation. This is in reference to paragraph (3).
6. Moral offenders are to be seized, and after explanation of the circumstances, with cooperation of the local "Gaugericht", to be turned over to the examining magistrate.
7. Cases of arson, wilful destruction, demolishing of synagogues and Jewish cemeteries will definitely not be prosecuted.
8. By the 15th of December, 1938, the various State Police HQ's will present to me a list of all cases which are to be prosecuted by the given guiding principles. This statement has to include: time and place of crime, personal facts about the accused, their membership in the Party, etc., their previous convictions, and a short report of the state of the case. Where reports, covering individual cases, have already been filed, it will be permissible - provided that no other new facts or circumstances have since been discovered - to refer back to such previous reports without any detailed explanation. I cannot grant an extension of the above time limit.

signed (HEYDRICH)

Chief of the Security Police - PP II