

OFFICE OF U. S. CHIEF OF COUNSEL
FOR THE PROSECUTION OF AXIS CRIMINALITY

Notes on Staff Meeting, 19 Oct. 1945

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PRESENT: Mr. Justice Jackson
General Donovan
Commander Albrecht
Colonel Amen
Commander Donovan
Colonel Gill
Mr. Shea
Colonel Storey
Colonel Taylor
Colonel Wheeler

1. The Justice stated that the International Committees should need no personnel, except such as might be needed for contact with other groups, and that heads of the proposed sections should be available for that purpose.

2. The Justice stated that the proposed Review Board would receive trial briefs, which so far have varied considerably in approach and in quality, and boil them down to their proper proportion with respect to the whole case. The Board would include trial lawyers, but not necessarily all the trial lawyers. The individuals who present the case need not be settled as yet. The Review Board should get things in such shape so that any good trial lawyer could pick up the trial briefs and go ahead with the presentation of the case on the particular sections.

3. The Documentation Division would be streamlined as recommended. Some documents will continue to turn up and will have to be processed.

4. As to the Interrogation Division, the interrogations to be made in the future will have to be proportioned to the needs of the case.

5. Both Interrogation and Documentation Divisions will have to concentrate on evidence on criminality of the General Staff and the High Command. Wing Commander Calvocoressi, and experienced interrogators who have specialized in this field, may be used, as suggested by Colonel Taylor. Colonel Amen stated that one or two of these would be useful.

6. The Justice stated that the French and Russians cannot be excluded from interrogations indefinitely, but that the Russians should produce their prisoners before they should be permitted to do any interrogating.

7« Kith reapeot to interrogation of defendants after the serving of the Indicteaut on them (probably toduy), there way be tlave coursess First, they may want to tell the full story\$ second, they stay talk after their counsel are present} or third» they nay be milling to make eon» agreement in return for receiving copies of documents to be used against them. Xhey aay not actually obtain counsel for ten days or so, She Justice approved Colonel Awn*a suggestion to call the defendants in and offer them a choice on the record as to whether or not they desire to talk« , As to interrogations of vltaesses who are not defendants, the Justide mentioned the interrogation of Wiedemann and the 7*B« I. files on his expenditures in the United States»

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b« A pool of stenographers is to be set up under the Adainlatrative Division over and above the requirements of the particular divisions and sections, to carry peak loads most effectively« Similarly, translators should be pooled over and above those needed for continuing particular requirements, such as is done in Documentation Division«

9* A seventh section is to be set up under some such title as "Defense Anticipation Section," voider Dr. Kaopner, with appropriate secretaries and research staff to act as devil's advocate,

10« Procedure for showing defendants copies of particular documents «as discussed. Records of interrogations would be made available only on application to and order of the Court in the event that a particular record Is to be used as evidence« General Donovan recommended calling the proposed room by some other name than "Information Room"*:

11, The decision whether to try or not to try Bess and possibly Ley should not be made without an opinion of qualified psychologists, including German and neutral experts acting as a board or otherwise.

12« Suggestions for individuals to serve as section and sub» section heads are desired by the Justice.

USOfAlD) Uifc&LLR, JR.
Colonel, G«S.C«
Deputy Chief
Documentation Division.