

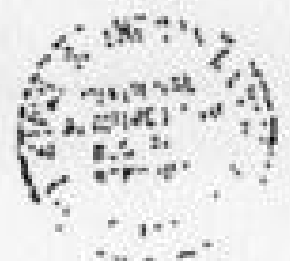
(Cable to Justice Jackson to be sent through OSS)

June 29, 1945

Justice Jackson  
London, England

I CAN SEE NO OBJECTION TO RUSSIAN PROPOSAL THAT COSTS AND EXPENSES OF INTERNATIONAL TRIBUNAL AND OF PROSECUTION BE MADE A CHARGE AGAINST THE CONTROL COUNCIL AND THEREBY INCLUDED IN THE BILL AGAINST GERMANY. THE ONLY REASON FOR THE PRESENT PROVISIONS IN THE DRAFT ARE THAT WE THOUGHT THAT A CONVENIENT METHOD BUT ON RECONSIDERATION I THINK THE RUSSIAN PROPOSAL IS PREFERABLE. I HAVE COMMUNICATED WITH GENERAL WEIR OF THE WAR DEPARTMENT WHO IS GOING TO PUT IT UP TO GENERAL EISENHOWER AND COMMUNICATE WITH YOU DIRECTLY ABOUT IT. FROM SAN FRANCISCO WE INFORMED GENERAL EISENHOWER GENERALLY ABOUT PROPOSALS BUT I THINK IT WELL THAT YOU KEEP THE AMERICAN MEMBERS OF THE CONTROL COUNCIL INFORMED FROM TIME TO TIME, AND OBTAIN CLEARANCE OF MATTERS IN WHICH THEY HAVE AN ADMINISTRATIVE INTEREST. IT MIGHT BE WELL TO SEND GENERAL CLAY COPY OF THE PRESENT DRAFT FOR HIS INFORMATION AND SUGGESTIONS.

Rosenman



THE WHITE HOUSE  
WASHINGTON

June 29, 1945

Dear Major Coogan:

I am enclosing another cable  
to Justice Jackson, which Judge  
Rosenman would appreciate your  
sending for him.

Very sincerely,

Major William H. Coogan  
Office of Strategic Services  
208 Central Building  
25th and E Streets  
Washington, D. C.

# OFFICE OF STRATEGIC SERVICES

OFFICIAL DISPATCH

DATE 27 JUNE 45

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#37207. CRIME. JUDGE SAMUEL I. ROSENMAN, WHITE HOUSE, FROM JUSTICE JACKSON.

FIRST DAYS CONFERENCES INDICATE A GOOD DEAL OF REVISION IN FORM BUT GENERAL AGREEMENT BY ALL PARTIES IN SUBSTANCE. IF FUNDAMENTAL GROUNDS OF DIFFERENCE EXIST, THEY HAVE NOT APPEARED. RUSSIANS PROPOSE THAT COSTS AND EXPENSES OF INTERNATIONAL TRIBUNAL AND OF PROSECUTION BE MADE A CHARGE AGAINST THE CONTROL COUNCIL AND THEREBY INCLUDED IN THE BILL AGAINST GERMANY. I DO NOT KNOW REASONS FOR PRESENT PROVISIONS THAT EXPENSES SHALL BE BORNE BY THE SIGNATORIES, NOR DO I KNOW THE MERITS OF THE PROPOSITION TO CHARGE AGAINST CONTROL COMMISSION. HOW FAR HAVE AMERICAN MEMBERS CONTROL COMMISSION BEEN CONSULTED AND SHOULD NOT THIS PROPOSAL AND OTHER PROVISIONS BE CLEARED WITH CLAY OR EISENHOWER?

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**SECRET**