MEMORANDUM FOR MR. JUSTICE JACOBIN.

OFFICE OF U.S. CHIEF OF COUNSEL.

13 September 1945

SUBJECT: Disposition of London Evidence Collection and Analysis Branch.

1. On Friday, 7 September 1945, Lt. Colonel Wheeler, Major Rolling and Mr. Brown left London for Nuremberg as an advance party to prepare for the move of the remainder of the London Evidence Collection and Analysis Section. The latter left for Nuremberg on Monday, 10 September. Both groups arrived without incident on the same day that they left. The evidence files and indices were brought along. The reference files will follow with the move of the remaining London staff.

2. Colonel Wheeler and Major Rolling immediately conferred with Colonel Stover, Mr. Albrecht and others in regard to the Documentation Division evidence file and to the preparation of staff evidence analysis. It was found that, because of the great volume of issuing documents and the inability to obtain adequate personnel, the indexing of documents was inadequate and has become impracticable with the limited personnel available. Accordingly, the index card system set up in London has had to be abandoned and replaced by sets of staff evidence analysis sheets, collected and bound together under each subject index heading, and also under the name of each major individual concerned. Duplicating documents in the London and Nuremberg files will be appropriately generalized or correlated.

3. The Nuremberg and London procedures with respect to the preparation of staff evidence analysis were substantially different. In London, documents received in London from document centers and other sources in the original German are screened by a number of German-speaking attorneys, who select documents which appear to be of value to the case and, in reference to valuable long documents, also select passages for transcription. At the same time, they prepare staff evidence analyses from the original documents, or copies thereof, under the same subject index headings as on the same volume as have been in use in London. They then turn over the Translations Branch the documents which they have selected for transcription. The Translations, when completed, are turned over with the analysis sheets to the Central Evidence Files and to the Project Officers. The latter examine them in the light of other material already assembled in their desks dealing with their particular projects, correlate and assembly documents, and use them in the preparation of their trial briefs or summaries of the available material on the various issues. Under this arrangement it is not necessary to have any further staff evidence analysis prepared from the translations. Furthermore, the screening and translating staffs at Nuremberg are
heavily loaded. The photostat equipment has not yet been placed in operation (orders have been issued calling for installation of complete facilities by Monday, 17 September). Accordingly, it was found not necessary or practical to assign the London evidence collection and analysis section staff to the preparation of staff evidence analyses of Nuremberg documents.

4. The evidence files brought from London included a considerable number of documents received within a few days prior to the move, for which there had not been time to make staff evidence analyses. It was agreed that the preparation of analyses of these documents, together with the work of combining the document files of the London and Nuremberg offices should have priority with respect to the sources of Colonel Wheeler's group.

In order to save manpower at Nuremberg, Colonel Wheeler arranged by telephone with Commander Brachen in London for the latter to assume the responsibility for preparation of staff evidence analyses on key documents being processed there, and also arranged, through Commander Brachen, for Lieutenant Rothchild to assume responsibility for the preparation of staff evidence analyses of documents received from United States government sources in London, other than the Navy and Admiralty.

5. Lieutenant Barrett has been designated as the officer in charge of the Central Documents Files in Nuremberg. Lieutenant Miller and Mr. Cathies will assist him. It is contemplated that the integration of the two sets of evidence files, the indexing of the Nuremberg files, and the setting up of combined procedure will require approximately one week from 11 September; that an enlisted man will be secured to assist in the handling and recording of documents in and out; that Mr. Spencer will then be on hard tour London and that Lieutenant Miller will then be available for another assignment.

6. Mr. Albrecht, who has been in charge of the various evidence projects at Nuremberg, has been overburdened, not only with the supervision of these projects, but also with his other special duties as " administrative " assistant. It was, accordingly, agreed that Major Wallis should be assigned to assist Mr. Albrecht and to share his office.

7. Colonel Story has been carrying an increasingly heavy load and needs assistance. It is imperative that, especially during periods of his absence or absorption on particular projects, he have a deputy who can become familiar with all of his duties. Accordingly, it has been arranged that Colonel Wheeler will act as Deputy for Colonel Story, and will share his office with him.
3. In accordance with representatives of the Interrogation Division, it was found that mutual benefit would accrue from more extensive use by that division of the materials available in the Documentation Division, particularly the indexes and the collections of analysis sheets under individual subject headings and major individuals, and, conversely, from use by the Documentation Division of interrogation reports, affidavits, summaries, and other material available in the Interrogation Division. Suitable arrangements to effect this objective are now under consideration by both divisions.

Lieutenant Albright has been designated to read this material as it is received and to prepare appropriate summaries for making it of maximum value to the Documentation Division. In particular, it is anticipated that he will extract from this material admissions by the interrogated defendants and others which identify and authenticate documents, and also those which question or deny the identity or probative value of such documents, and that he will prepare appropriate notes or summaries thereof, which will be placed in the appropriate evidence files. It is likely that other benefits will accrue from this arrangement. For example, this will be a channel through which relevant documents and background material can be supplied to interrogators for use in their interrogations so far as the policy determined upon by your permit; missing links in proof can be supplied; integration of documentary and other evidence can be effected; and the over-all status of the evidence on a particular issue can be more readily determined and made available for presentation of total evidence and use at the trial.

9. It was found that there was urgent need for further personnel to evaluate and correlate proof on the various issues assigned to the four International Committees. Accordingly, it was agreed that the most effective use for the remaining members of the staff of the London Evidence Collection and Analysis Section would be, after completion of the analysis of the handling of the London document to supply further assistance on the various evidence projects. Accordingly, provisional assignments have been made as follows:

Miss Field, in addition to her duties as State Department liaison, to work with Mr. Andrews on Crimes against the Peace (Committee 1), and Conspicuous to Aid an Aggressive War (Subcommittee 1 of Committee 2), and Lt. Harris to work with Lt. Col. Hency on Sub-committee III of Committee 4, on the Originality of Organizations, particularly the S.O. and Gestapo, on which Lt. Harris has previously concentrated.
10. Parenthetically, it was agreed that Lt. Col. Street would for the time being carry out his mission as representative of Committees 2 and 3 by working with Colonel Muller in the field assigned to that Committee. Because of the latter’s indisposition, Colonel Street has gone to Nuremberg to inspect the J.A.O. Document Center there and to make further arrangements for channeling valuable material promptly to Nuremberg.

11. When the remainder of the London staff moves to Nuremberg, it will obviously be necessary to integrate the personal of the Document Division who are working on projects with the American personal of the four International Committees. The Project Officers have been examining, analyzing, and correlating the documents collected on their respective areas, outlining the proof necessary on those issues, evaluating the documents as to their sufficiency to prove those issues; and recommending additional lines on which further evidence will be required. As indicated above in paragraph 8, it is contemplated that the Project Officers, through the Projects Branch, will correlate the evidence in the files of the Document Division with the interrogations and other evidentiary materials in the hands of the Interrogation Division. All these functions are, of course, similar to or identical with those of the London staff of the four Committees. Accordingly, the Project Officers and Committee staffs should be merged. To facilitate this merger, the projects at Nuremberg have been assigned in accordance with the files of the London Committees so far as known.

12. The two attached charts, dated 13 September 1945, are designed to show (a) the organization of the Document Division, including the groups corresponding with the four Committees; and (b) the interrelation between the London staff, exclusive of the London Evidence Collection and Analysis Section and Stg. Col. Street, the Executive, and the Document and Interrogation Divisions, respectively.

13. In setting up these projects, difficulty has been experienced with respect to the definition of the functions of Committee 4 and its sub-committees as contrasted with those of Committees 1, 2, and 3. If it is expected that the major burden of providing the company in all its phases and the responsibility of the various organizations thereafter will be upon Committees 1, 2, and 3, and that the responsibility of Committee 4 will be primarily one of summarization and presentation, the bulk of the personnel would naturally have to be assigned to Committees 1, 2 and 3. If, on the other hand, the function of Committees 1, 2, and 3 is to be primarily to assemble the evidence as to what was done and only incidentally the evidence on who did it, and if the function of Committee 4 is to assemble the evidence as to the overall plan or conspiracy to do the acts, and responsibility of the various organizations for taking same, then naturally the bulk of personnel should be assigned to work on Committee 4 files. The division of responsibility between the American Committees may be controlled by different considerations from those governing the
division between the four Powers. It may be more efficient to assign to the International Commissions 1, 2 and 3 not only the preparation of the case with respect to the acts which took place, but also the evidence as to what individuals and what organizations were responsible for those acts. Such a division would, of course, tend to channel into the British, Russian and French groups a larger proportion of the case, both in preparation and in ultimate presentation to the Court. Raising decision on these questions of policy, the assignments of Project Officers at Nuremberg have been made on the basis that primary responsibility for the development of the case on the conspiracy to obtain domination of Germany ultimately of the world, to start aggressive war, and to commit atrocities, is assigned to Committee 4.

14. Generally, in making the foregoing dispositions, the policy has been followed of integration and concentration of the various functions with corresponding centralization of control and supervision, rather than the creation of separate independent groups. The assignment of staffs to the various projects is designed to lend itself to ready assignment with the corresponding Committee staffs.

15. In line with these assignments, it is believed that some coordination and channeling of the product of the efforts of the various Project Officers, up to the American Committee representatives, is preferable to having the Project Officers work directly under the appropriate American Committee representatives. The set-up of the Projects Branch is designed to affect this result. It is suggested that this coordination and channeling of the Project Officers be affected in the first instance through some such individual or group below the Committee level rather than superimposing an additional group above the Committees or leaving all such coordination to the Committee representatives themselves. The personnel shown in the attached charts are those presently assigned in Nuremberg on the arrival of the remaining London staff, appropriate personnel from both staffs will, of course, have to be selected.

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