

OFFICE OF U. S. CHIEF OF COUNSEL

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File

MEMORANDUM TO: ✓ Gen. Denovan
Mr. Alderman
Col. Taylor
Col. Amen
Col. Storey
Col. Gill

Subject: Witnesses.

Matters which I think may cause criticism and confusion in reference to high-ranking prisoners of war require that the following instructions will be observed:

1. No person, other than the security guards and appropriate staff, shall be billeted or reside with any such prisoners of war.
2. No social entertaining of any prisoner of war shall be undertaken or permitted by any member of this staff.
3. Such witnesses shall be interrogated, communicated with or interviewed on behalf of this office only by persons authorized in writing to do so.
4. No agreement shall be made with any defense counsel on behalf of this office for the use by the United States of any defendant as a witness except upon written authorization. It will be the general policy that no defendant will be used as a witness for the prosecution who does not in advance make a written and signed statement incriminating other defendants against whom other evidence in our possession is deemed weak or insufficient to establish guilt.
5. No promise of leniency, or promise to recommend it, and no intimation that leniency will or may follow shall be given to any defendant or his counsel under any circumstances whatever.



ROBERT H. JACKSON.

November 24, 1945.