

The Director, Federal Bureau of Investigation

May 11, 1949

Alexander M. Campbell, Assistant Attorney General

AMC:WED:am

IWA IKUKO TOGURI D'AQUINO, was.
TREASON.

✓ 146-28-1941
~~146-28-1959~~

Reference is made to your memorandum of May 5, 1949, entitled as above, in which you request to be advised as to the additional investigation in Japan which it is desired that Special Agent *b6, 7C* conduct.

Special Agent *b6, 7C* investigation of the D'Aquino case is progressing satisfactorily, and it is believed that except for certain matters which are being revealed in the process of taking depositions, little further investigation will be required in the D'Aquino case. It will be remembered, however, that Special Agent *b6, 7C* primary assignment in Japan, for which the Army agreed to pay the expenses of his trip to and from Japan, is the case of *b6, 7C*. Thus far, little has been received from Agent *b6, 7C* regarding the *b6, 7C* matter, although I have no doubt that he has already conducted extensive investigation in the matter. Until some reports are received concerning *b6, 7C* it will be difficult to estimate what further investigation will be required in that case.

WT
WV
lm
FR

Some reports have already been received concerning *b6, 7C* and, together with the witnesses who will be brought to this country in the D'Aquino case, I believe that the *b6, 7C* matter will not take up much more of Agent *b6, 7C* time in Japan. It was also requested that Agent *b6, 7C* investigate any leads in connection with the case of *b6, 7C*. It is desired, however, that Agent *b6, 7C* concentrate on the *b6, 7C* and D'Aquino cases primarily.

As you know, it is contemplated that Agent *b6, 7C* will have to be in San Francisco during part of the Government's presentation of the D'Aquino case which is now definitely scheduled to commence on July 5. It is hoped that the investigation of the *b6, 7C* matter will have been sufficiently completed prior to that time so that further investigation in Japan will not be required.

cc: Records(2) ✓
Chrono.
Mr. Foley

INSPTD AND READ
COMMUNICATIONS SEC.
MAY 12 1949 EA

Tokyo, Japan
May 5, 1949

Mr. Tom DeWolfe, Esquire
Department of Justice
Criminal Division
Washington, D.C.

5-19-49
1. ad
JED

RECEIVED
MAY 17 1949
Criminal Division

Dear Tom:

RE: UNITED STATES vs. IVA IKUKO TOGURI D'AQUINO

Transmitted herewith are copies of depositions of the following witnesses taken in connection with the above styled matter:

b6, 7C

filed
JED

Five other depositions have been taken and transcribed to date. As soon as the witnesses have corrected and signed the originals, copies will be forwarded to your office in Washington.

Sincerely yours,

Noel E. Story
NOEL E. STORY
Attorney
Department of Justice

RECORDED

8 Incls.
As above stated

146-23-1941

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED

458

No. 11-1-10

AMC:JBH:vng

November 23, 1948

146-28-1941

W. W. C.

air mail

Tom DeWolfe, Esq.
Special Assistant to the Attorney General
c/o United States Attorney's Office
San Francisco 1, California

FILE
BY GAF
NOV 29 1948

Dear Mr. DeWolfe:

Re: United States v. Iva Toguri D'Aquino-
Treason

Reference is made to your letter of November 15, 1948, concerning recordings of the subject's broadcasts.

Mr. Frank Green has advised me that he has located three recordings of the subject's broadcasts which are sufficiently clear for courtroom use. Mr. Green knows of no further investigational leads for the purpose of obtaining additional recordings except his suggestion previously made to you that someone visit the Hoover War Library at Stanford University, Palo Alto, California, to determine whether or not their collection of recordings includes any of the Zero Hour.

I am enclosing herewith an authenticated photostatic copy of the subject's passport application made to the American Consulate General at Tokyo, Japan, on September 8, 1941. The Department of State has advised me that they do not have a record of Mrs. D'Aquino having filed an application for evacuation at the Swiss Consulate in Tokyo on March 30, 1942. It appears, however, from a telegram of September 4, 1942, from the American Legation in Bern, Switzerland, that Mrs. D'Aquino informed the Japanese authorities that she voluntarily renounced repatriation to the United States.

In briefing Special Agent 56,7C prior to his departure for Japan, I believe you should stress the possibility that there are still in existence recordings of the Zero Hour, made by the Japanese in Japan. We have proceeded thus far on the theory that all Zero Hour broadcasts were live. You will recall that the Japanese witnesses so informed you in San Francisco. However, Mr. Green, in his search for recordings in this and other cases, is very strongly of the opinion that some recordings were made with or without the knowledge of the broadcasting personnel of Radio Tokyo who appeared as witnesses at the grand jury.

24
WAP

cc: Records
chron.
Mr. Hogan

INSERTED AND MAILED
COMMUNICATIONS SEC
NOV 29 1948

Special Agent *bc, TC* should make every possible effort to locate any such recordings, bearing in mind the possibility that if they are still in existence, they are probably in the personal possession of former employees or officials connected with the Broadcasting Corporation of Japan, the Foreign Office, or the Imperial General Staff.

Respectfully,

For the Attorney General

ALEXANDER M. CAMPBELL
Assistant Attorney General

Enc.#312709

The Director, Federal Bureau of Investigation

October 29, 1948

Alexander M. Campbell, Assistant Attorney General,
Criminal Division

AMC:JBH:vng
146-28-1941

United States v. Iva Toguri D'Aquino-
Treason

P.J.W. 10/31/48

S.L.B.

Reference is made to your memorandum of October 27, 1948, in the case entitled *b6, 7C* Treason. With this memorandum, you enclose certain photographs, secured from the Department of the Army.

It will be appreciated if you will forward copies of the photographs of Radio Tokyo, both interior and exterior, to be used in connection with the prosecution of the above captioned case.

cc: Records ✓
chron.
Mr. Hogan

FILED
GMB
NOV 8 1948

SENT BY MESSENGER
COMMUNICATIONS SEC
NOV 1 1948 NF

gk
W

Amc
M

AMC:TED:vng

146-28-1941

November 2, 1948

Air Mail

Frank J. Hennessy, Esq.
United States Attorney
San Francisco 1, California

Dear Mr. Hennessy:

Re: United States v. Iva Toguri D'Aquino -
Treason

FILED
FMB
NOV 8 1948

Reference is made to the above entitled treason prosecution presently pending in your District. One ^{b6, 7c} _{b6, 7c} has written the American Consul General at Sydney, as follows:

"I have learned that the trial on a charge of treason of Mrs. Iva Toguri D'Aquino (known as Tokyo Rose) may shortly take place in America. As I was associated with the first broadcasts made by Mrs. Toguri D'Aquino from Tokyo, and I have a personal knowledge of many of the circumstances surrounding her broadcasts, I have the honor to request that you will inform the proper United States authority, and also, if possible, Mrs. Toguri D'Aquino's solicitors, that I am prepared to give evidence for the defence in the event of a trial taking place."

TED
828

b6, 7c is an Australian, and was formerly a prisoner of war of the Japanese. It is suggested that it would be well if you would advise defendant's attorney of the substance of b6, 7c letter to the American Consul General at Sydney, referring to proffered assistance to defendant by b6, 7c

AMC
AM

Respectfully,

For the Attorney General

INSPECTED AND MAILED
COMMUNICATIONS SEC.
NOV 2 1948 -JGL

cc: Records
chron.

Mr. DeWolfe

ALEXANDER M. CAMPBELL
Assistant Attorney General

NOV 16 1948

The Director, Federal Bureau of Investigation

October 28, 1948

Alexander M. Campbell, Assistant Attorney General,
Criminal Division

AMC:TED:vng

146-28-1941 ✓

United States v. Iva Toguri D'Aquino-

~~146-28-2001~~

b6, 7C

- Treason Z.L. RECORD

146-28-1941
NOV 9 1948

Reference is made to the above entitled treason cases. Mrs. D'Aquino has already been indicted in the United States Court for the Northern District of California under the Treason Statute, and is presently incarcerated awaiting trial.

CRIM. - INTERNAL SECURITY SEC.

Subject b6, 7C is presently under investigation by the Bureau for alleged traitorous activities in connection with Radio Tokyo during the late war. The Department of the Army has acquiesced in Federal Bureau of Investigation investigative action on b6, 7C. It is expected that the case as to Ince will be presented to the United States Grand Jury for the Northern District of California at San Francisco in the near future. Neither of these cases has been adequately investigated on its merits in the Orient. Special Agent b6, 7C of your Los Angeles Office, worked on the D'Aquino case in Japan in 1946. His work was done at a time when the Department had declined or was about to decline prosecution, and was not completed with a view of obtaining evidence in support of a treason indictment.

It becomes vitally necessary in the interest of a proper prosecution of both cases that witnesses be located in Japan who will be able to testify as to the control of Radio Tokyo by the Imperial Japanese Government. Witnesses should be located and interviewed who are in a position to testify with reference to the technical aspects of the Broadcasting Corporation of Japan, and the technical means by which the broadcasts, which are the subject matter of the above cases, were made to troops in the Southwest Pacific. Additional evidence is needed to show treasonous and traitorous intent on behalf of both above named subjects. Interviews in Japan with prospective Government witnesses on the Ince case should be had with a view of obtaining two witnesses to each overt act in any treason indictment returned against him under the Treason Statute (Title 18 U.S.C. Sec. 1).

The Department of the Army obtained from Mrs. D'Aquino's residence in Japan some copies of scripts used by her in her radio broadcasts. It is believed that the facts and circumstances surrounding the obtainment of said scripts should be developed, as a motion to suppress will undoubtedly be interposed, attacking the legality of the seizure of the documents in question.

If the Bureau is in a position to send an agent or agents to Japan in connection with this matter, it is suggested that the Bureau might desire to consider the advisability of sending Special Agent b6, 7C from your Los Angeles Office on this assignment as he is thoroughly conversant with all the factual matters herein involved.

cc: Records
chron.
Mr. DeWolfe

John Eldon Dunn, Esq. Spec. Agt. FBI
San Francisco
Mr. Whearty ✓

FILE - R.P.W.

462

- 2 -

You will find enclosed herewith copy of letter to the Department under date of 20 October 1948, from Tom DeWolfe of this Division, who is one of the Departmental lawyers assigned to this case. The enclosure is self-explanatory, and goes into the matters herein discussed in much detail.

Time is of the essence herein, and the matter is somewhat emergent because the D'Aquino case may be set for trial at any time in the near future.

Enc. #312812

AMG:TED:vng

146-28-1941

November 2, 1948

The Honorable
The Secretary of State
Washington 25, D. C.

FILED
BY GMB
NOV 8 1948

Dear Sir:

Re: United States v. Iva Toguri D'Aquino-
Treason

Reference is made to the above entitled treason prosecution presently pending in the Federal Northern Judicial District of California. This Department acknowledges receipt of and thanks you for yours of 26 October, together with the enclosure therein referred to, which correspondence from your Department concerns the offer of one b6, 7C to testify for the defendant at the trial on its merits. Your cooperation in bringing this matter to the attention of this Department is greatly appreciated.

For your information, you will find enclosed herewith a copy of this Department's letter to the United States Attorney at San Francisco under even date concerning this matter. The enclosure is self-explanatory.

TED
825

Respectfully,

For the Attorney General

ALEXANDER M. CAMPBELL
Assistant Attorney General

RECEIVED
COMPTROLLER GENERAL'S OFFICE
NOV 2 1948 JbL

Enc.#312693

cc: Records ✓
chron.
Mr. DeWolfe

AMG
PV

AMG:RPN:DJ

146-28-1941

OCT 19 6 34
OCTOBER 19, 1948

Miss Dorothy Fillius
c/o United States Attorney R.M.
San Francisco, California

R.M.
BJWD

FILED
BY GMB
OCT 26 1948

CLEARANCE OBTAINED FOR EXIT PERMITS FOR JAPANESE WITNESSES. CLEARANCE ALSO OBTAINED FOR b6,7c TO REMAIN IN UNITED STATES. TALKED TO DE WOLFE RE INCE. b6,7c IS TO REMAIN AT CAMP STONEMAN AVAILABLE AS A WITNESS SO LONG AS REQUIRED. DO NOT RELEASE b6,7c UNDER ANY CIRCUMSTANCES. FBI INTERVIEWS WITH b6,7c WILL BE REPEATED IF PRESENT INTERVIEWS ARE INCOMPLETE. ADVISE PALMER GARZA PAPERS AND TRAVEL CLEARED. AGRICULTURE NOT OFFICIALLY NOTIFIED RE LITTLE'S APPEARANCE. THIS WILL BE CLEARED.

ALEXANDER M. CAMPBELL
ASSISTANT ATTORNEY GENERAL

cc: Records
Chron.
Mr. Whearty
Mr. Franke

AM

AM
AM

Taylor

FILED

MAC:RPW:mab

146-28-1941

Campbell

October 22, 1948

E. W. T.

RECORD

FILED
GMB
OCT 27 1948

b6, 7c

Dear b6, 7c

This will acknowledge receipt of your letter of October 13, 1948 regarding the D'Aquino and other treason cases. Your interest in writing and comments are appreciated.

While it may not be readily understandable, the fact is that it is particularly difficult to secure evidence of overt acts which will sustain a prosecution for treason under the strict standards of proof required by the Supreme Court in the two such cases upon which it has recently passed. (Cramer v. United States, 325 U.S. 1; Haupt v. United States, 330 U.S. 631.) Conditions abroad in occupied countries have not facilitated investigation. You may be assured, however, that the cases to which you referred, as well as others, are under active consideration and that, should the continuing investigative efforts of this Department be successful in developing the requisite proof, prompt prosecutions will follow.

Respectfully,

For the Attorney General

ALEXANDER M. CAMPBELL
Assistant Attorney General

FILED
OCT 27 1948
U.S. DEPT. OF JUSTICE

cc: Records
Chrono
Whearty

*ame
ml
EX*

ADDRESS REPLY TO
"THE ATTORNEY GENERAL"
AND REFER TO
INITIALS AND NUMBER

UNITED STATES
DEPARTMENT OF JUSTICE
WASHINGTON 25, D. C.

WAP:cd

November 2, 1954

*add
11-4-54
LEW*

Dear Tom:

Re: Iva Toguri D'Aquino

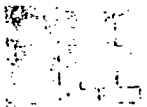
In accordance with our telephone conversation I asked
Ms. TC to check through your files and she has come up
with the attached file which is the one we feel sure you want
for answering the inquiry which you now have before you. If
there is any other material which we have overlooked, please
advise.

Regards -

Sincerely,

Bill

William A. Paisley



146-27-1941

ps:

Enclosed also find personal mail which had
accumulated through this date. cd

146-27-1941

SEARCHED	INDEXED
SERIALIZED	FILED
NOV 2 1954	
FBI - WASHINGTON	

ADDRESS REPLY TO
"THE ATTORNEY GENERAL"
AND REFER TO
INITIALS AND NUMBER

DEPARTMENT OF JUSTICE
WASHINGTON, D. C.

CBM:DFG:vb

146-28-1941

SEP 30 1952

Tom DeWolfe, Esquire
Special Assistant to the Attorney General
c/o United States Attorney
St. Louis 1, Missouri

Re: D'Aquino v. United States

Dear Mr. DeWolfe:

Reference is made to your letter of September 22, 1952, concerning the request of *b6, 7c* who testified as a Government witness at the treason trial of Iva Toguri D'Aquino, that you write a letter on his behalf to the Immigration and Naturalization Service for his use in applying for an immigration visa under Public Law 414, which becomes effective in December.

The Department has no objection to your writing such a letter for *b6, 7c* since you have stated that you feel he is worthy of some consideration and since, through your contact with him in the D'Aquino case, you are the person in the Department best qualified to make this determination. However, in this connection you will recall that many German witnesses who were brought to this country to testify in the Chandler, Best, Burgman, Monti and Gillars cases requested similar letters from the Department in their efforts to regularize their status here. In each instance the Department furnished a letter setting forth a statement of the cases in which the witness testified, the contribution which his testimony made to the success of the prosecution, the extent of his cooperation with the Government, and his general demeanor, but refrained from making any recommendation as to the desirability or advisability of granting a visa to the witness.

Respectfully,

For the Attorney General,

Charles B Murray

CHARLES B. MURRAY
Assistant Attorney General

146-28-1941	
DEPARTMENT OF JUSTICE	
25	OCT 13 1952
RECORDS BRANCH	
	D

467

146-28-1941

WFT:DFG:bmm

Typed: 1-16-56

January 13 1956

b6, 7C

C
FILED
BY ~~WFT~~
On JAN 18 1956

Dear b6, 7C

Reference is made to your letter of January 4, 1956, commenting upon the release from prison of Iva Toguri D'Aquino ("Tokyo Rose") after having served six years of a ten year sentence.

Iva Toguri D'Aquino was convicted of one overt act of treason on September 29, 1949, and on October 6, 1949, was sentenced to ten years' imprisonment.

Section 4161 of Title 18, United States Code, provides in part as follows:

Each prisoner convicted of an offense against the United States and confined in a penal or correctional institution for a definite term other than for life, whose record of conduct shows that he has faithfully observed all the rules and has not been subjected to punishment, shall be entitled to a deduction from the term of his sentence beginning with the day on which the sentence commences to run, to be credited as earned and computed monthly as follows:

* * *

Ten days for each month, if the sentence is ten years or more.

Provision is also made by statute for the allowance, in the discretion of the Attorney General, of a reduction from sentence for industrial good time earned for employment by a prisoner in an industry or camp and for performing exceptionally meritorious service or duties of outstanding importance in connection with industrial operations.

rds ✓
Allius Green

JAN 18 1956

[Handwritten notes and signatures on the left margin]
S.F.R.
JSM
1/16
MJD
JMS

Section 4163 of Title 18, United States Code, provides: "A prisoner shall be released at the expiration of his term of sentence less the time deducted for good conduct." Therefore, Mrs. D'Aquino's release at this time is mandatory under law.

Sincerely,

WILLIAM F. TOMPKINS
Assistant Attorney General
Internal Security Division

By: THOMAS K. HALL, Chief
Subversive Activities Section

146-28-1941

WFT:DFG:bmm

Typed: 2-20-56

REG. 7
W
W

February 23 1956

b6,7c

Dear b6,7c

Your letter of January 30, 1956, addressed to the President, commenting upon the release of Mrs. Iva Toguri D'Aquino from prison, has been referred to this Department for reply.

Mrs. D'Aquino was convicted of one overt act of treason on September 29, 1949, and on October 6, 1949, was sentenced to ten years' imprisonment. In this connection it may be of interest to you that the statute under which Mrs. D'Aquino was convicted provides a minimum punishment of five years and a maximum punishment of death, and the severity of the sentence imposed within those limits is in the sole discretion of the court.

~~J.F.R.~~
J.F.R.
W.F.D.
J.A.

Section 4161 of Title 18, United States Code, provides in part as follows:

Each prisoner convicted of an offense against the United States and confined in a penal or correctional institution for a definite term other than for life, whose record of conduct shows that he has faithfully observed all the rules and has not been subjected to punishment, shall be entitled to a deduction from the term of his sentence beginning with the day on which the sentence commences to run, to be credited as earned and computed monthly as follows:

Ten days for each month, if the sentence is ten years or more.

Provision is also made by statute for the allowance, in the discretion of the Attorney General, of a reduction from sentence for industrial good time earned for employment by a prisoner in an industry or camp and for performing exceptionally meritorious service or duties of outstanding importance in connection with industrial operations.

CC: Records
D. Fillius Green

AIR MAIL

INSPECTED AND MAILED
COMMUNICATIONS SEC.
FEB 23 1956

Section 4163 of Title 18, United States Code, provides:
"A prisoner shall be released at the expiration of his term of
sentence less the time deducted for good conduct." Therefore,
Mrs. D'Aquino's release on January 28 was mandatory under law.

Sincerely,

WILLIAM F. TOMPKINS
Assistant Attorney General
Internal Security Division

By:
THOMAS K. HALL, Chief
Subversive Activities Section

WFT:DFG:mof

March 7 1956

(typed: 3/5/56)

146-28-1941

March - 1956

~~146-11-75~~

Honorable Charles E. Potter
United States Senate
Washington, D. C.



Dear Senators:

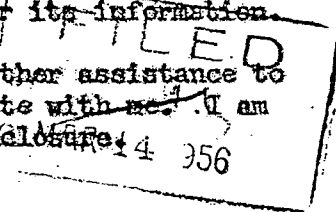
Reference is made to your communication of February 27, 1956, addressed to the Attorney General, with which you transmitted a letter directed to you by **b6, 7c** concerning a letter relating to Iva Toguri D'Aquino ("Tokyo Rose") which appeared in the February 20, 1956, issue of "Newsweek".

While I appreciate the considerations which prompted **b6, 7c** interest in ascertaining whether **b6, 7c** the author of the letter in question, actually exists, I regret that it is not possible to be of assistance to him in this matter since the Department is not authorized to furnish information from its files, if any is available, except to the departments and agencies of the executive branch of the federal government for official purposes.

I have, however, forwarded a copy of **b6, 7c** letter, together with the clipping from "Newsweek" which accompanied his letter, to the Federal Bureau of Investigation for its information.

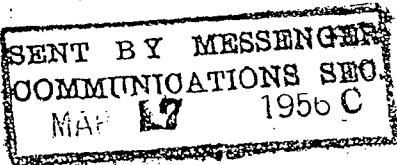
If there is any way in which I can be of further assistance to you, I trust that you will feel free to communicate with me. I am returning herewith **b6, 7c** letter and its enclosure. 4 356

Sincerely,



u
kom
way
470

cc: Records (2)
Mrs. Green
Deputy Atty. Gen.
FBI



WILLIAM F. TOMPKINS
Assistant Attorney General
Internal Security Division

JMM:DFG:vb

146-28-1941

April 7, 1952

Mr. Marcus W. Price
Chief Archivist
Audio-Visual Records Branch
National Archives and Records Service
Washington, D. C.

Dear Mr. Price:

Reference is made to your letter of March 20, 1952, in which you advised that your agency had received a request from ^{b6, 7C} for re-recordings of broadcasts made by Iva Toguri D'Aquino ("Tokyo Rose") which are on deposit with the National Archives. You requested to be advised whether the Department of Justice has any objection to your complying with this request.

The treason conviction of Iva Toguri D'Aquino was affirmed by the Court of Appeals for the Ninth Circuit on October 10, 1951, and a petition for certiorari to the Supreme Court of the United States was filed on her behalf on January 14, 1952. In view of the pendency of this case before the Supreme Court, it is felt that this Department must adhere to the opinion expressed in my letter of August 17, 1950, to Mr. Dallas D. Irvine of the Audio-Visual Records Branch that it would not be proper for the Department of Justice to sanction the release or re-recording of any broadcasts of Iva D'Aquino prior to the final disposition of her case. I shall be glad to advise you when such final disposition has been made.

However, this Department has no objection to your utilizing in such manner as you deem appropriate any recordings of the broadcasts of ^{b6, 7C} whose cases have been disposed of by the Supreme Court.

Respectfully,

For the Attorney General

JAMES M. McINERNEY
Assistant Attorney General

SENT BY MESSENGER
COMMUNICATIONS SEC
APR 8 1952 3

Records
Miss Hamlin
Mrs. Green

Office Memorandum • UNITED STATES GOVERNMENT

TO : The Files

DATE: May 26, 1949

FROM : John B. Hogan

JBH:mmv
146-28-1941

*JBH
LED*

SUBJECT: United States v. Iva Toguri D'Aquino

This afternoon, *b6, 7C* telephoned me from New York and advised that the information he was about to give he had received in confidence but felt that the Government should have it.

b6, 7C prepared and submitted to International News Service for publication a series of six articles. The title and the general subject matter of these articles were unknown to *b6, 7C*. *b6, 7C* He stated that among other things the series included a most bitter and vitriolic denunciation of the Government for having even considered a prosecution of the defendant in this case. The language of the article was so bitter against the Government that *b6, 7C* returned it to *b6, 7C* refusing to have anything to do with his publication. It was *b6, 7C* *b6, 7C* who gave this information to *b6, 7C*. The conclusion which *b6, 7C* draws from the above facts is that *b6, 7C* will most likely be extremely sympathetic to the defendant if called to the stand by the Government.

b6, 7C told me in addition that he had seen a newspaper clipping which stated that *b6, 7C* and *b6, 7C* will leave Monterey, California, on June 2, 1949, for a trip to Europe.

146-2

F I L M	146-28-1941
BY C	APR 3 1954
DEPARTMENT OF JUSTICE	
APR 1 1954	
RECORDS BRANCH	
BY	RECORD

*Our file
File
146-28-1941*

Office Memorandum • UNITED STATES GOVERNMENT

TO : The File

FROM : John B. Hogan, Attorney, Criminal Division

SUBJECT: Iva Toguri D'Aquino-
Treason

DATE: September 13, 1948

JBH:vng
146-28-1941

Captain Smith of the Provost Marshal General's Office called me today, and advised that the witnesses from Japan will arrive at San Francisco, September 17, 1948, at 7:30 a.m. on Pan American Flight No. 2. The Army requests that the Immigration and Naturalization Service and the Customs Service be requested to facilitate their passage through inspection at Honolulu.

The foregoing information was given *bb, 7C* who stated he would make the necessary arrangements with the Immigration and Naturalization Service, the Customs Service, and the United States Marshal at San Francisco.

Captain Smith advised that no publicity has been given to the identity of the witnesses, or the purpose of their trip in Tokyo. However, he stated that four of the eight Japanese are connected with news gathering companies. One is with Readers Digest, one with Radio Tokyo, one with Reuters, and one with Radio Tokyo. All have pledged themselves to make no statement to the press about the purpose of their visit, and their employers in Tokyo have stated they would write nothing about the trip. This information has been given to *bb, 7C*

FILE - J. B. H.

AMC:RPW:MMcK

146-28-1941

August 31, 1948

W. W. C.

BY FILED
C SEP 3 1948

b6,7c

Dear b6,7c

This is in reply to your letter of August 17, 1948 to the Attorney General regarding utilization of your services in connection with the case of Iva Toguri D'Aquino.

This matter has for some time been in the care of a staff especially experienced in treason cases, some of whom have served in Japan, and I regret that, in the circumstances, the Department is unable to consider additional personnel. However, your interest in writing is appreciated.

Respectfully,

For the Attorney General

ALEXANDER M. CAMPBELL
Assistant Attorney General

cc: Records ✓
Chrono
Mr. Whearty

SEP 3 1948

war

AMC:TED:vng

146-28-1941

*File
H.*

August 17, 1948

Honorable Kenneth G. Royall
Secretary of the Army
Washington 25, D. C.

My dear Mr. Secretary:

Re: Mrs. Iva Toguri D'Aquino-
Treason

Reference is made to the above entitled subject who is presently being considered as a prospective defendant in a treason prosecution to be instituted under the applicable Federal Statute (Title 18, U.S.C., Sec. 1). The case against subject is shortly to be presented to a body of Federal Grand Jurors to be convened in the Federal Northern Judicial District of California. We have already written you under date of 13 August 1948, requesting that subject be located and apprehended in Japan, and returned to San Francisco in the Northern District of California under military custody in the immediate future by means of an Army transport vessel.

TED

*WME
AW*

The personal attendance in San Francisco as Government witnesses of nine Japanese nationals presently resident in Japan is vitally necessary to the orderly and proper preparation for and presentation of the case against subject before a United States Grand Jury at San Francisco in the immediate future, as aforesaid. The prospective testimony of the Japanese nationals aforesaid being material and necessary in order to insure a thorough presentation of this case before the Grand Jury in San Francisco, it becomes necessary to request the personal attendance of said Japanese nationals in San Francisco ten days prior to the date on which subject arrives in the Port of San Francisco in military custody for purposes of proper preparation for the Grand Jury proceedings. With that in mind, it is believed that it becomes highly desirable that these Government witnesses be transported from Japan to the Pacific West Coast by air.

This Department is furnishing your Department with the last known addresses of the witnesses below listed. Where street addresses are not available, this Department has endeavored to identify the witnesses as fully as possible in order to facilitate their location. Undoubtedly, Army Intelligence, G-2, General Headquarters, Tokyo,

cc: Records ✓
chron.
Mr. DeWolfe
Mr. Franke

146-28-1941
DEPARTMENT OF JUSTICE
AUG 18 1948 A.M.
DIVISION OF RECORDS
ARMY - INTERNAL SECURITY SEC.

475

will readily be able to locate the witnesses below mentioned whose specific addresses are presently unknown to this Department. The witnesses whose location is desired with their last known addresses insofar as known to this Department are listed as follows:

b6, 7C

X

It would be appreciated if proper orders would be issued by your Department through appropriate channels, looking toward the end that the prospective Government witnesses, above mentioned, be immediately contacted by Military Personnel in Japan and alerted at once for their ensuing trip to San Francisco. Arrangements for the transportation of said witnesses from Japan to San Francisco should be made by the Department of the Army and, as above mentioned, it is suggested that when the orders with reference to the subject matter of this letter are cut, that the same take into consideration the desired arrival in the United States of said witnesses ten days prior to subject's arrival in the Port of San Francisco.

When arrangements are effectuated by the Department of the Army for the transportation of said witnesses to San Francisco, it is

requested that you advise this Department of the expected time and place of arrival of said witnesses in this country so that representatives of this Department will, in the near future, be able to formulate plans for the housing and/or billeting, and maintenance of said witnesses during their sojourn in this country.

It is, of course, understood that it is highly desirable and even absolutely necessary that the subject matter of this letter and the contents thereof in their entirety be held by you in strict confidence and kept confidential.

Please rest assured that your cooperation herein is greatly appreciated by this Department.

Respectfully,

For the Attorney General

ALEXANDER M. CAMPBELL,
Assistant Attorney General

AMC:TED:vng

146-28-1941

August 13, 1948

W T T

Honorable Kenneth C. Royall
Secretary of the Army
Washington 25, D. C.

FILED
BY BB
On AUG 16 1948

My dear Mr. Secretary:

Re: Mrs. Iva Toguri D'Aquino
Treason

Reference is made to the above entitled subject, who is presently being considered by this Department as a prospective defendant in a treason prosecution under the applicable United States Statute (Title 18, U.S.C., Sec. 1). Subject is an American citizen of Japanese ancestry, and was born in Los Angeles, California. Her case will be presented in the immediate future to a United States Grand Jury for the Northern District of California in San Francisco because of her alleged treasonous activities as a broadcaster and in other capacities on behalf of the Japanese Government on Radio Tokyo during the late war. Subject is presently resident in Tokyo, Japan, at an unknown address, but she may be easily located and apprehended by Army Intelligence, G-2, General Headquarters, Tokyo.

Your Department has kindly furnished this Department with a schedule of sailings of Army transport vessels from Yokohama to the West Coast of the United States, which schedules show the following times of departure from the Orient, times of arrival on the West Coast, and ports of embarkation and disembarkation on the Pacific West Coast:

	<u>Departure</u>	<u>Arrival</u>
66, 7C	Yokohama 8 September	San Francisco 21 September
66, 7C	Yokohama 15 September	San Francisco 28 September

It is requested that subject be located and apprehended by Department of the Army personnel and transported under military custody with appropriate guard or guards on one of the above mentioned vessels direct from the Orient to San Francisco. Representatives of this Department will assume jurisdiction over subject immediately upon her arrival in the Port.

cc: Records
Chron.
Mr. DeWolfe
Mr. Franke

SENT BY MESSENGER
COMMUNICATIONS SEC.
AUG 12 1948 AJ

JH
TED
PMM
Jme
HMM

of San Francisco on one of the above mentioned vessels. We should be notified as soon as possible regarding the name of the vessel on which subject is to be transported to the United States, and of the date of its arrival in the Port of San Francisco. In the event that the vessel on which subject is to be transported to the United States, for any reason, should be diverted enroute from the Port of San Francisco as her port of arrival, it is requested that this Department be notified to that effect at the earliest possible moment.

Under the applicable provisions of Title 28, U.S.C., Sec. 102, jurisdiction to try the issue ensuing from any indictment that may be returned against subject is vested in the Federal Judicial District into which subject is first brought. Due to budgetary and financial restrictions, and for other reasons, this Department is particularly desirous to see that the vessel on which subject is transported to the United States does not touch the Territories of Hawaii, Alaska, or the Federal Judicial Districts comprising the same because such a call or stop, even though temporary, might possibly be held to vest the Federal Courts of said Territories with jurisdiction to try this important criminal proceeding on its merits.

Please confirm the understanding of this Department to the effect that the above mentioned vessels will not stop or make a call at any point in the Territories of Alaska or Hawaii en route to the Pacific West Coast on the trips above scheduled. It would likewise be appreciated if you would advise this Department at once whether or not arrangements may be immediately effectuated, looking toward the end of bringing subject to the United States in protective custody on one of the Army transport vessels on one of the scheduled trips above listed.

For your information, subject is married to a Portuguese subject, and is believed to be the mother of a minor child. This Department does not request that subject's family be transported to the United States, and under no circumstances may this Department be obligated to defray the cost or expense for the transportation to the United States of subject's husband and child, if any, or the cost of their maintenance in the United States, should any other party request or consummate arrangements for the transportation of said family of subject to this country. This letter likewise should not, in any manner, be construed as an authorization for others to arrange or effectuate arrangements for the transportation of subject's family to the United States or their entry into this country.

A letter under separate cover is presently being prepared concerning a request from this Department to you regarding the transportation of certain Japanese aliens to the United States as necessary witnesses for attendance before a Federal Grand Jury at San Francisco in this matter. Said letter will be forwarded to you at an early date.

- 3 -

It is of course understood that it is highly desirable and even absolutely necessary that the subject matter of this letter and the contents thereof, in their entirety, be held by you in strict confidence and kept confidential.

Please rest assured that your cooperation herein is greatly appreciated by this Department.

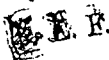
Respectfully,

For the Attorney General

ALEXANDER M. CAMPBELL
Assistant Attorney General

AMC:TED:mvv

146-28-1941



June 13, 1949

AIR MAIL

Frank J. Hennessy, Esquire
United States Attorney
San Francisco, California

Dear Mr. Hennessy:

Re: United States v. Iva Toguri D'Aquino - Treason

Reference is made to the above entitled treason prosecution presently pending in your jurisdiction. You will find enclosed herewith copy of a letter under even date to the Acting Secretary of the Army with reference to the attendance at the trial of prospective Government witness *bb, rc*. The enclosure is self-explanatory.

TED
47

Please keep the Department advised as to all material developments that ensue herein.

Respectfully,

For the Attorney General

ALEXANDER M. CAMPBELL
Assistant Attorney General

Enclosure No. 435830

AIR MAIL

INSPECTION AND MAIL ROOM
COMMUNICATIONS SECTION
JUN 14 1949

cc: Records ✓
Chrono
Our file

477

AKC:TED:masv

146-28-1941

June 13, 1949

Felt

188

Honorable Gordon Gray
Acting Secretary of the Army
Washington, D.C.

My dear Mr. Secretary:

Attention: Lt. Colonel Oliver Walls, JAGO

Re: United States v. Iva Toguri D'Aquino -
Treason

Reference is made to the above entitled treason prosecution presently pending in the Federal Northern Judicial District of California at San Francisco. The trial of this cause on its merits is scheduled to commence on July 5, 1949.

A defense deposition recently received has revealed the name and location of a Japanese citizen presently resident in Tokyo, who is a material and vitally necessary witness for and on behalf of the United States at the trial on the merits herein. The individual referred to is *b6, 7C* who is presently employed as *b6, 7C*

The best interests of the United States require that prospective Government witness *b6, 7C* arrive in the United States prior to trial so that she may be interviewed by the Government's trial staff for purposes of proper preparation for trial and for the additional purpose of insuring an orderly presentation of the Government's proof in its case in chief.

It is therefore requested that the Department of the Army effectuate appropriate arrangements through SCAF looking toward the attendance of *b6, 7C* in San Francisco not later than June 27, 1949. It is requested that your Department advise this Department of the expected time of arrival of *b6, 7C* in the United States so that representatives of this Department may make appropriate arrangements for the billeting and maintenance of said witness while she is temporarily sojourning in the United States for the purposes aforementioned. It is believed that time being of the essence that the

cc: Records ✓
Chrono
~~One file~~

TED

D

exigencies of the situation require that Government witness
b6, 7C be flown to the United States. This Department will
reimburse the Department of the Army for the expense of travel
incurred in transporting this witness to the United States. The
witness should report at the Office of the United States Attorney,
San Francisco, upon arrival and as hereinbefore stated her attend-
ance is desired in San Francisco on or about June 27.

Please rest assured that this Department is deeply
appreciative for the cooperation which you have displayed in this
and kindred matters.

Respectfully,

For the Attorney General

ALEXANDER M. CAMPBELL
Assistant Attorney General

AMC:TED:mvv

116-28-1941

June 10, 1949

*File
LCH
- - -*

J. H. R.

C
~~HOWARD~~

Honorable Gordon Gray
Acting Secretary of the Army
Washington, D.C.

My dear Mr. Secretary:

Attention: Lt. Colonel Reginald C. Miller, JAGO

Re: United States v. Iva Toguri D'Aquino -
Treason

Reference is made to the above entitled treason prosecution presently pending in the Federal Northern Judicial District of California at San Francisco. The trial of this cause on its merits is scheduled to commence on July 5, 1949.

An investigation conducted by this Department has very recently brought to light the name and identity of a Japanese citizen presently resident in Tokyo, who is a material and vitally necessary witness for and on behalf of the United States at the trial on the merits herein. The individual referred to is *b6, 7C*

TED
*AMC by
WAP*

b6, 7C

The best interests of the United States require that prospective Government witness *b6, 7C* arrive in the United States prior to trial so that he may be interviewed by the Government's trial staff for purposes of proper preparation for trial and for the additional purpose of insuring an orderly presentation of the Government's proof in its case in chief.

It is therefore requested that the Department of the Army effectuate appropriate arrangements through SCAP looking toward the attendance of *b6, 7C* in San Francisco not later than June 27, 1949. It is requested that your Department advise this Department of the expected time of arrival of *b6, 7C* in the United States so that representatives of this Department may make appropriate arrangements for the billeting and maintenance of said witness while he is temporarily sojourning in the United States for the purposes aforementioned. It is believed that time being of the essence that the

cc: Records
Chrono
~~Our file~~

exigencies of the situation require that Government witness
bb, 7c be flown to the United States. This Department will
reimburse the Department of the Army for the expense of travel
incurred in transporting this witness to the United States. The
witness should report at the Office of the United States Attorney,
San Francisco, upon arrival and as hereinbefore stated his attend-
ance is desired in San Francisco on or about June 27.

Please rest assured that this Department is deeply
appreciative for the cooperation which you have displayed in this
and kindred matters.

Respectfully,

For the Attorney General

ALEXANDER M. CAMPBELL
Assistant Attorney General

AMC:TED:mmv

116-28-1941

June 9, 1949

AMC

Frank J. Hennessy, Esquire
United States Attorney
San Francisco, California

Dear Mr. Hennessy:

Re: United States v. Iva Toguri D'Aquino

Reference is made to the above entitled treason prosecution presently pending in your jurisdiction. You will find enclosed herewith supplements and additions to the factual trial brief previously forwarded to you. The additions to said brief forwarded herewith cover the testimony of the following witnesses:

TED
JH
DJ

66-7C

Respectfully,

For the Attorney General

ALEXANDER M. CAMPBELL
Assistant Attorney General

Enclosure No.
203914

cc: Records ←
Chrono
~~Our file~~

INSPTD AND MAILED
COMMUNICATIONS SEC.
JUN 9 1949 EA

480

January 29 1962

JWY:AMB:jck

146-28-1941

typed 1/26/62

bb, 7c

Dear bb, 7c

This refers to your letter of January 8, 1962 addressed to the Department of Justice in which you request information concerning the transcript of record in the "Tokyo Rose" case.

Iva Toguri D'Aquino, better known as "Tokyo Rose," was convicted in the United States District Court for the Northern District of California, San Francisco, California. The complete transcript of the trial would be available for examination in the records of that jurisdiction. A copy of the transcript is also available in the files of this Department. Although the copy may not be furnished for examination outside this Department, the transcript is available for review in our offices if you wish to make appropriate arrangements with the Office of Public Information of this Department. For your information, the transcript consists of approximately 54 typewritten volumes and each volume averages about 150 pages in length.

We are enclosing for your use a thermofax copy of the indictment returned in this case. We would suggest that in the event you wish to read the decision of the Court of Appeals for the Ninth Circuit, which sets forth the grounds for the appeal and the opinion of the Court, that you refer to the West Publishing Company legal reporting system, the Federal Reporter, second series, volume 192, beginning at page 338, cited as D'Aquino v. United States, 192 F. 2d 338. This publication can be found in any law library.

I hope we have been of assistance to you.

Sincerely,

J. WALTER YEAGLEY
Assistant Attorney General
Internal Security Division

cc: Records ✓
Miss Beatty
Section copy

Enclosures

By: JOHN H. [redacted] Chief
Criminal Investigations Sec.
COMMUNICATIONS SEC.
JAN 29 1962 C

481

AMB
Halt
[initials]

Office Memorandum UNITED STATES GOVERNMENT

Mr. Andretta	
Mr. Egan	
Accy. Dir.	
Ch. Clk.	
Personnel Off.	
Supply Off.	
Records	
Mr. Tolson	
Mr. Ladd	
Mr. Nichols	
Mr. Belmont	
Mr. Clegg	
Mr. Glavin	
Mr. Harbo	
Mr. Rosen	
Mr. Tracy	
Mr. Egan	
Mr. Gurnea	
Mr. Hendon	
Mr. Pennington	
Mr. Quinn	
Mr. Nease	
Miss Gandy	

TO: S. A. Andretta, Administrative Assistant to the Attorney General
 FROM: Alexander M. Campbell, Assistant Attorney General
 DATE: June 8, 1949
 SUBJECT: UNITED STATES v. IVA TOGURI DIAQUINO x Treason
 Japanese witnesses - payment

Under date of May 18, 1949, this Department wrote to the Secretary of the Army requesting that certain Japanese nationals be brought to San Francisco, California in connection with the above case. The names of the individuals are as follows:

ble, TC

1. [redacted]
2. [redacted]
3. [redacted]
4. [redacted]
5. [redacted]
6. [redacted]
7. [redacted]
8. [redacted]
9. [redacted]
10. [redacted]
11. [redacted]
12. [redacted]
13. [redacted]
14. [redacted]
15. [redacted]
16. [redacted]
17. [redacted]

Matchett
regular
witness
has short
take care of
them

146-28-1941
 JUN 15 1949
 Adm. Asst. to the Atty. Gen.
 DEPT. OF JUSTICE
 FEDERAL BUREAU OF INVESTIGATION
 DIVISION OF ACCOUNTS

RECEIVED
 JUN 9 4 07 PM '49
 DIVISION OF ACCOUNTS

File
Letter to March 38.
6-13-49
EJm

In order to insure a thorough presentation of this case to the entire court and jurors it will be necessary that they arrive in San Francisco not later than June 21, 1949. The period between that date and the commencement of the trial on July 5, 1949, will be used to interrogate

June 8, 1949

all of the witnesses, a record will be made of the testimony of each witness and other administrative matters involving their housing and other problems during their stay in this country. Accordingly, it is requested that you authorize the United States Marshal in San Francisco to pay each of the above-named witnesses the sum of \$10.00 (ten dollars) per day in lieu of per diem and subsistence, effective upon the date of their arrival in this country from Japan. It is estimated that they will be in this country for a total of 30 days.

It is also requested that the United States Marshal in San Francisco take the necessary steps to provide for adequate housing for these witnesses.

*Last year they made
sub arrangements
after dissatisfaction
over marshal's
selection of hotel.
Mr. Franke advised.
M.E. Shepherd*

CLASS OF SERVICE
This is a full rate Telegram or Cablegram unless the preferred character is indicated by a suitable symbol above or preceding the address.

WESTERN UNION

(30) (35)

SYMBOLS
DL=Day Letter
NL=Night Letter
LC=Deferred Cable
NLT=Cable Night Letter
SR=Special Radiogram

The full time shown in the date line of telegrams and day letters is STANDARD TIME at point of origin. Time of receipt is STANDARD TIME at point of destination.

SFA195 GOVT PD=WUX SANFRANCISCO CALIF 26 330P=

1949 MAY 26 PM 4 54

FRANK J HENNESSY, ESQ=

US ATTORNEY POSTOFFICE BLDG SFRAN

RE UNITED STATES V. IVA TOGURI D-AQUINO AND DEPARTMENT'S AIRMAIL LETTER TO YOU DATED MAY 20, REQUESTING THE ISSUANCE OF SUBPOENAS TO GOVERNMENT WITNESSES RESIDENT IN UNITED STATES. HAVE INFORMATION THAT WITNESS

b6, 7c

b6, 7c

b6, 7c

MONTEREY CALIFORNIA, IS LEAVING MONTEREY FOR EUROPE JUNE 2. REQUEST IMMEDIATE ISSUANCE OF SUBPOENA FOR b6, 7c AND IMMEDIATE PERSONAL SERVICE OF SAME CALLING FOR HIS ATTENDANCE ON JUNE 28 AND THEREAFTER. WILL REQUEST DIRECTOR, FEDERAL BUREAU OF INVESTIGATION HERE TO INSTRUCT SPECIAL AGENT IN CHARGE, SAN FRANCISCO, TO ASSIST MARSHAL YOUR DISTRICT IN LOCATING WITNESS b6, 7c AND SERVING PROCESS IF NECESSARY. ADVISE DEPARTMENT OF DEVELOPMENTS.

ALEXANDER M CAMPBELL ASSISTANT ATTORNEY GENERAL
JUSTICE DEPT WASHINGTON DC=

146-28-104
DEPARTMENT OF JUSTICE
11 APR 6 1954
RECORDS BRANCH
APR 12 1954
F I L M

V. D-AQUINO 20 2 28=

Handwritten notes: *Director - Marshal*, *May 27/49 - 945 AM*, *FSA*

ADDRESS REPLY TO
"THE ATTORNEY GENERAL"
AND REFER TO
INITIALS AND NUMBER

DEPARTMENT OF JUSTICE

AMC:JBH:mimv

WASHINGTON, D. C.

OFFICE OF THE ATTORNEY GENERAL
SAN FRANCISCO, CALIFORNIA

146-28-1941

June 6, 1949

JUN 8 - 1949

AIR MAIL

REFERRED TO Amnesty

Frank J. Hennessy, Esquire
United States Attorney
San Francisco, California

Dear Mr. Hennessy:

Re: United States v. Iva Toguri D'Aquino -
Treason

b6, 7C recently of Del Monte, California, is a prospective Government witness in the above captioned case. He is presently in Europe and is expected to arrive back in the United States on June 14, 1949 at New York, New York. It has been decided for the convenience of the Government and of the witness to serve him with a subpoena at New York upon his return.

It is requested that you take the necessary steps for the issuance of a subpoena on *b6, 7C* to be served at the *b6, 7C* on June 15, 1949, calling for his appearance in San Francisco on June 28, 1949.

Respectfully,

For the Attorney General

Alexander M. Campbell

ALEXANDER M. CAMPBELL
Assistant Attorney General

*Prepare for
subpoena
filed 6/8/49*

*File 7/20
105 48*

146-28-1941

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JUN 11 1949

146-28-1941
JUN 11 1949

AMC:JBH:mmv

146-28-1941

June 6, 1949

JUN 7 1949

AIR MAIL

bl, re

Dear bl, re

This will acknowledge receipt of your letter of June 1, 1949 to Mr. Hogan of this Division.

In reply to your request for a deferment of the date on which you will appear at San Francisco, I can advise you that it will be satisfactory if you report in that city on June 30, 1949 instead of June 28. While I would like to grant you a further extension, it will be impossible because of the exigency of this case.

Respectfully,

For the Attorney General

ALEXANDER M. CAMPBELL
Assistant Attorney General

cc: Records ←
Chrono
~~Our file~~
Hogan

INSERTED AND MAILED
COMMUNICATIONS SECTION
JUN 6 1949

AIR MAIL

lgt
TED
WJ
AMC by WUP

485

Director, Federal Bureau of Investigation

June 6, 1949

Alexander M. Campbell, Assistant Attorney General

AMC:TED:mmv
146-28-1941

United States v. Iva Toguri D'Aquino - Treason

(44)

Reference is made to the above entitled treason prosecution presently pending in the Federal Northern Judicial District of California, and more particularly to the report of ^{b6, 7C} ~~de, 7C~~ made at Washington, D.C., under date of May 20, 1949. Special ^{b6, 7C} ~~de, 7C~~ interview with prospective Government witness ^{b6, 7C} of Central Intelligence Agency disclosed that the following persons during the war were employed by the Foreign Broadcast Monitoring Service and Foreign Broadcast Intelligence Service, and the Federal Communications Commission at the Portland, Oregon and Overseas Offices of said Federal agencies:

^{b6, 7C}

The Bureau's report referred to discloses that the individuals abovementioned were specifically assigned to monitor the Zero Hour program. Interviewee ^{b6, 7C} voiced the opinion that said individuals were at the present time employed by the Foreign Broadcast Information Branch, Central Intelligence Agency at Reseda, California.

It is requested that the abovementioned individuals be located by the appropriate Bureau office and interviewed with respect to their knowledge of defendant's broadcasting activities during the late war. They should be questioned as to whether or no they are capable of identifying defendant's voice and if so each interviewee should be interrogated with respect to their best recollection in substance as to the context of defendant's remarks over the air. It will be recalled that defendant usually introduced her broadcasts by identifying herself as Orphan Ann or Ann and that she was on the air between November, 1943 and August, 1945.

Time is of the essence herein inasmuch as the trial of this cause on its merits is scheduled to commence on July 5, 1949, at San Francisco. If any of the above individuals are to be utilized as Government witnesses, the substance of their expected testimony should be in the hands of my prosecution staff at as early a date as possible, so that the statutory requirements pertaining to the furnishing of a list of witnesses by the United States to defendant can be complied with. It is believed that it would be well for the interviewing agent to obtain a signed statement from each one of the individuals abovenamed, who is located and interrogated along the lines hereinabove discussed.

cc: Records
Chrono
~~Our file~~

COMMUNICATIONS SECTION
JUN 4 9 00 PM '49

TED
WJ
AMC
WAP

S. A. Andretta, Administrative Assistant to the
Attorney General
Alexander M. Campbell, Assistant Attorney
General
United States v. Iva Toguri D'Aquino

June 6, 1949

AMC:TED:mmv
146-28-1941

W S B

*File
Felt*

Reference is made to the above entitled treason prosecution presently pending in the Northern District of California. The trial of this cause on its merits is scheduled to commence on July 5, 1949, at San Francisco, California.

One *b6, 7c* during the late war at Hawaii and Guam monitored broadcasts voiced by defendant. *b6, 7c* therefore becomes an essential Government witness. Witness *b6, 7c* is presently employed by the Foreign Broadcast Information Branch, Central Intelligence Agency, Washington, D.C.

It is requested that appropriate arrangements be effectuated through channels looking toward the attendance of witness *b6, 7c* in San Francisco on June 29, 1949, and thereafter until released for the purpose of assisting in the preparation for and testifying at the trial of this cause on its merits. This witness should be instructed to report at the Office of the United States Attorney, San Francisco, California on June 29.

TED
JJH
W7
AMC by WEP

cc: Records
Chrono
~~Our file~~

AMC:JBH:mmv

146-28-1941

June 3, 1949

AIR MAIL

Frank J. Hennessy, Esquire
United States Attorney
San Francisco, California

Dear Mr. Hennessy:

Re: United States v. Iva Toguri D'Aquino

It is requested that you make the necessary arrangements for the issuance of a subpoena for ^{b6, 7C} requiring his presence in San Francisco on June 28, 1949. ^{b6, 7C}
b6, 7C

Respectfully,

For the Attorney General

ALEXANDER M. CAMPBELL
Assistant Attorney General

AIR MAIL

UNSP'D & FILED
COMMUNICATIONS SECTION
JUN 5 1949
NY

cc: Records
Chrono
Hogan
~~Our file~~

*not
TED
JX*

ADDRESS REPLY TO
"THE ATTORNEY GENERAL"
AND REFER TO
INITIALS AND NUMBER

DEPARTMENT OF JUSTICE
WASHINGTON, D. C.

AMC:JBH:mmv

146-28-1941

June 3, 1949

AIR MAIL

OFFICE OF THE ATTORNEY GENERAL
SAN FRANCISCO, CALIFORNIA

JUN 6 - 1949

REFERRED TO *Bennett*

Frank J. Hennessy, Esquire
United States Attorney
San Francisco, California

Dear Mr. Hennessy:

Re: United States v. Iva Toguri D'Aquino

146-28-1941	
DEPARTMENT OF JUSTICE	
11	APR 1 1954
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It is requested that you make the necessary arrangements for the issuance of a subpoena for his presence in San Francisco on June 28, 1949.

b6, 7C requiring
b6, 7C

b6, 7C

Respectfully,

For the Attorney General

Alexander M. Campbell

ALEXANDER M. CAMPBELL
Assistant Attorney General

Orange files 6/6/49

*File 7-89
per 4/28
146-28-1941*

FILED
LM
APR 3 1954

AMC:JBH:mmv

June 3, 1949

146-28-1941

J. E. F.

James E. Mulcahy, Esquire
United States Marshal
U. S. Court House
Foley Square
New York, New York

Dear Mr. Mulcahy:

Re: United States v. Iva Toguri D'Aquino

The trial in the above captioned case is scheduled to commence at San Francisco on July 5, 1949. A prospective witness for the Government, *b6, 7C* is presently enroute to Europe and is expected to return to New York on June 14, 1949. He will be staying at the *b6, 7C*

We have requested the United States Attorney for the Northern District of California to arrange for the issuance of a subpoena in that district and for the forwarding of the same to your office for service.

It is requested that the subpoena which you will shortly receive from the Northern District of California be served on *b6, 7C* *b6, 7C* at the *b6, 7C* on June 15, 1949.

Respectfully,

For the Attorney General

ALEXANDER M. CAMPBELL
Assistant Attorney General

cc: Records ✓
Chrono
Hogan
~~Our file~~

INSP'TD AND MAILED
COMMUNICATIONS SEC.
JUN 3 1949 EA

JJA
TED

490

The Director, Federal Bureau of Investigation

June 2, 1949

Alexander M. Campbell, Assistant Attorney General

AMC:WEP:am

Treason.

~~146-28-1899~~
146-28-1841

As you were advised by my memoranda of May 11 and May 25, 1949, it is the Department's desire that *b6, 7C* be allowed to remain in the Far East until the last possible moment prior to the trial of the Toguri case in order to concentrate upon obtaining information relative to *b6, 7C*

RECORDED
JORDAN

It now appears it will be necessary to request *b6, 7C* to be in San Francisco on or about June 28, 1949, in connection with the trial of Iva Toguri D'Aquino. It is requested, therefore, that appropriate arrangements be made for *b6, 7C* return and that he be advised to concentrate his attention on the *b6, 7C* case during the remainder of his time in Japan.

WT
AMC by WEP

cc: Records (2) ✓
Chrono.
Mr. Foley
Mr. DeWolfe

Director, Federal Bureau of Investigation

June 1, 1949

Alexander M. Campbell, Assistant Attorney General

AMC:TED:mav
146-28-1941

United States v. Iva Toguri D'Aquino - Treason

R.M.
RECORD

Reference is made to the above entitled treason prosecution presently pending in the Northern District of California. The trial of this cause on its merits is scheduled to commence on July 5. Attached hereto is a copy, made in the Department, of a photostat of a purported copy of a contract entered into by defendant, giving Cosmopolitan Magazine exclusive publication rights to a story in connection with defendant's activities on Radio Tokyo. The Government may desire to use the photostat in its possession in the cross-examination of defendant, when and if she takes the stand. On the face of the attachment, there is a notation that the original document is in the possession of Sugamo prison officials in Tokyo. - The photostat in the possession of the Department cannot be used until it is established by competent evidence that the original is unobtainable. It is requested that the Bureau write *bb, TC* air mail and instruct him to conduct an investigation at Sugamo Prison in an endeavor to locate the original contract referred to.

TED
J&T

AMC
By WGP

It is anticipated that the original contract cannot be located and probably has been destroyed. However, the investigation herein requested will furnish a foundation for the use of the photostat of the contract in the Government's possession as secondary evidence if it is shown to the satisfaction of the court that the original cannot be located or is destroyed.

Attachment

cc: Records ✓
Chrono
~~Our file~~

SENT BY MESSENGER
COMMUNICATIONS SEC.
JUN 1 1949 EA

Office Memorandum • UNITED STATES GOVERNMENT

TO : Our files

DATE: June 15, 1949

FROM : Mr. Hogan

JBH:mmv
116-28-1941

974

SUBJECT: United States v. Iva Toguri D'Aquino

b6, 7C telephoned the writer today and advised that he was served with a subpoena at Monterey prior to his departure therefrom. He is now in Washington. He advised that he will return to this country at midnight, June 11, 1949, and will thereafter proceed to the b6, 7C

b6, 7C In conformity with our previous agreement, I stated that b6, 7C would be served with a subpoena at that hotel on June 15, 1949.

For the purpose of the place of abode in the list of Government witnesses, b6, 7C suggested that we use his Del Monte, California, address.

FILED
BY L M
APR 3 1954

116-28-1941
DEPARTMENT OF JUSTICE
APR 1 1954
RECORDS SECTION

Handwritten notes and signatures, including "116-28-1941" and other illegible markings.

4

Director, Federal Bureau of Investigation
Alexander M. Campbell, Assistant Attorney
General
United States v. Iva Toguri D'Aquino

May 27, 1949

AMC:JBH:mmv
116-28-1941

REC'D
RCA

File
116-28-1941
E.S.S.

Information has been received that witness

b6, 7c intends to leave the United States June 2, 1949. The date of his return to the United States is expected to be about June 13. However, as a precautionary measure, we have requested the United States Attorney at San Francisco to arrange for immediate service of a subpoena upon *b6, 7c* at the address mentioned above. It is requested that the Special Agent in Charge of the San Francisco Field Division be instructed to render whatever assistance may be necessary to the United States Marshal in the Northern District of California in locating *b6, 7c* and serving the subpoena.

In previous interviews, *b6, 7c* has never made a signed statement. It is requested that he be reinterviewed at this time and a signed statement be obtained. It is requested that the statement include all of the facts contained in the trial brief, under the headings *b6, 7c* and *b6, 7c* insofar as they are pertinent to the testimony to be expected from *b6, 7c*.

In view of the shortness of time available, it is requested that these matters be expedited.

ix
IED
WT
AMC by
AWP

cc: Records
Chrono
Our file

AMC:TED:marv

146-28-1941

May 27, 1949

EX 104

Frank J. Hennessy, Esquire
United States Attorney
San Francisco, California

Dear Mr. Hennessy:

Re: United States v. Iva Toguri D'Aquino

Reference is made to the above entitled treason prosecution presently pending in your jurisdiction. Under date of April 6, 1949, the Department forwarded to you one copy of the Government's trial brief on the facts in the above entitled cause. You were advised at that time that supplements and additions to the same would be prepared from time to time in the Department and transmitted to you.

You will find enclosed herewith supplements and additions to be included in the trial brief previously forwarded to you, which supplements cover the expected testimony of certain prospective Government witnesses, whose names are hereinafter listed. The names of the Government witnesses, whose testimony is briefed in the enclosed supplements to the trial brief, are as follows:

TED
JZ

HPK

b6, 7c

b6, 7c

cc: Records
Chrono
~~Our file~~

Respectfully,

For the Attorney General

ALEXANDER M. CAMPBELL
Assistant Attorney General

Enclosure No.
203913

W/100

495