GENERAL HEADQUARTERS

SUPREME COMMANDER FOR THE ALLIED POWERS

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BEFORE A MILITARY ) UNITED STATES OF AMERICA

COMMISSION CONVENED )

BY THE COMMANDING ) VS

GENERAL, UNITED STATES )

EIGHTH ARMY ) MORIO INOUYE

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CHARGE

That the following civilian employed by the Imperial Japanese Army, with his then known title:

Morio INOUYE,

At the times and places set forth in the specifications hereto attached, and during a time of war between the United States of American, its Allies and Dependencies, and Japan, did violate the Laws and Customs of War.

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SPECIFICATIONS

1. That between 22 February 1943 and 15 August 1945. At Fukuoka Prisoner of War Camp, Fourth Branch, Moji, Kyushu, Japan, the accused, Morio Inouye, did willfully and unlawfully mistreat and abuse Captain Allan Berkeley, a British Prisoner of War, by beating him with his fist and causing him to fall and strike his head upon some stone steps, resulting in the sustaining of a brain concussion resulting in a loss of consciousness for three days..

2. That in or about January or February 1945, at Fukuoka Prisoner of War Camp, Fourth Branch, Moji, Kyushu, Japan the accused, Morio Inouye, did, with others, willfully and unlawfully mistreat and torture Sergeant William E. Braye, and American Prisoner of War, by beating him and thereby inflicting on him severe cuts and lacerations, by kicking him, by forcing him to stand at attention for a long period of time in cold weather while insufficiently clothed and by otherwise abusing him until he was rendered insensible, while said Prisoner was in a sick, diseased and weakened physical condition.

3. That between 1 January 1945 and 15 August 1945, at Fukuoka Prisoner of War Camp, Fourth Branch, Moji, Kyushu, Japan the accused, Morio Inouye, did, with others, willfully and unlawfully mistreat and torture Seaman Second Class Walter M. Cole and First Sergeant James W. Kinder, American Prisoners of War, by beating and kicking them into insensibility and by then reviving them and repeating such mistreatment, by forcing them to stand at attention for long periods of time, by confining them to a cell unfit for human habitation on insufficient rations, by compelling them to perform strenuous physical exercises while in a weakened physical condition and otherwise abusing them.

4. That between 1 January 1943 and 15 August 1945, at Fukuoka Prisoner of War Camp, Fourth Branch, Moji, Kyushu, Japan the accused, Morio Inouye, did willfully and unlawfully mistreat Staff Sergeant Arthur Sullivan, an American Prisoner of War, by beating and otherwise abusing him until he was rendered insensible.

5. That between 22 February 1943 and 15 August 1945, at Fukuoka Prisoner of War Camp, Fourth Branch, Moji, Kyushu, Japan, the accused, Morio Inouye, did willfully and unlawfully mistreat and abuse Sergeant Major Leendert A. Van Helden, a Dutch Prisoner of War, by beating him and thereby breaking his arm.

6. That between 1 May 1945 and 15 August 1945, at Fukuoka Prisoner of War Camp, Fourth Branch, Moji, Kyushu, Japan, the accused, Morio Inouye, did willfully and unlawfully mistreat Private George W. Spencer, and American Prisoner of War, by beating, kicking and otherwise abusing him, thereby breaking his rib.

7. That in or about March or April 1945, at Fukuoka Prisoner of War Camp, Fourth Branch, Moji, Kyushu, Japan, the accused, Morio Inouye, did, with others, willfully and unlawfully mistreat Staff Sergeant George R. Powell, and American Prisoner of War, by beating, kicking and otherwise abusing him.

8. That between 22 February 1943 and 15 August 1945, at Fukuoka Prisoner of War Camp, Fourth Branch, Moji, Kyushu, Japan, the accused, Morio Inouye, did willfully and unlawfully mistreat one Gunner Chick, a British Prisoner of War, by beating and otherwise abusing him.

9. That in or about December 1944, at Fukuoka Prisoner of War Camp, Forth Branch, Moji, Kyushu, Japan, the accused, Morio Inouye, did willfully and unlawfully mistreat and abuse Private First Class William J. Burns, an American Prisoner of War, by beating and otherwise abusing him.

10. That in or about July 1945, at Fukuoka Prisoner of War camp, Fourth Branch, Moji, Kyushu, Japan, the abused, Morio Inouye, did willfully and unlawfully mistreat Lieutenant J.W. Starkey, a British Prisoner of War, by beating him into insensibility and otherwise abusing him.

11. That in or about July 1945, at Fukuoka Prisoner of War Camp, Fourth Branch, Moji, Kyushu, Japan, the accused, Morio Inouye, did willfully and unlawfully mistreat Warrant Officer C.H. Kidwell, a British Prisoner of War, by beating and otherwise abusing him.

12. That between 1 January 1945 and 15 August 1945, at Fukuoka Prisoner of War Camp, Fourth Branch, Moji, Kyushu, Japan, the accused, Morio Inouye, did, with others, willfully and unlawfully mistreat and abuse Charles r. Peterson, an American Prisoner of War, by beating and kicking him into insensibility and by them reviving him and repeating said mistreatment.

13. That on or about 9 August 1945, at Fukuoka Prisoner of War Camp, Fourth Branch, Moji, Kyushu, Japan, the accused, with another did willfully and unlawfully mistreat and abuse Lieutenant S.D. Mitchell and Lieutenant L.P.P. Robertson, British Prisoners of War, and a group of about twenty-five other Allied Prisoners of War by beating and kicking them.

14. That during about February 1945, at Fukuoka Prisoner of War Camp, Fourth Branch, Moji, Kyushu, Japan, the accused, Morio Inouye, did willfully and unlawfully mistreat Staff Sergeant Alfred Nicholson, an American Prisoner of War, by beating, kicking and otherwise abusing him until he was rendered insensible.

15. That between 22 February 1943 and 15 August 1945, at Fukuoka Prisoner of War Camp, Fourth Branch, Moji, Kyushu, Japan, the accused, Morio Inouye, did willfully and unlawfully mistreat and torture numerous Allied Prisoners of War by beating the, by kicking them, by forcing them to stand at attention for long periods of time, by forcing them to perform strenuous physical exercises while in a weakened physical condition, by refusing to provide them with necessary and available medicines and medical attention and by otherwise abusing them.

i. In or about July 1945, the unlawful mistreatment and abuse by Morio Inouye of Warrant Officer Charles Eidwell, a British Prisoner of War, by beating him.

j. On or about 9 August 1945, the unlawful mistreatment and abuse by Morio Inouye and Tadashi Takano of Lieutenant S.D Mitchell, Lieutenant L.P.P. Robertson and Gunner Albert Fletcher, British Prisoners of War, and some twenty-four other Allied Prisoners of War, by beating, kicking and otherwise abusing them.

k. In or about December 1944, the unlawful mistreatment and abuse by Morio Inouye of William J. Burns, an American Prisoner of war, by beating him.

l. Between 1 January 1945 and 15 August 1945, the unlawful mistreatment and abuse by Morio Inouye, Tadashi Takano and others of Charles R. Peterson, an American Prisoner of War, by beating and kicking him into insensibility.

m. Between 1 January 1945 and 15 August 1945, the unlawful mistreatment and torture by Morio Inouye, Tadashi Takano, and others, of Seaman Second Class Walter W. Cole and First Sergeant James W. Kinder, American Prisoners of War, by beating and kicking them, by confining them in a cell unfit for human habitation on insufficient rations, by forcing them to stand at attention for long periods of time, by forcing them to perform strenuous physical exercise, while in a weakened physical condition, until they became unconscious and by otherwise abusing him.

n. At diverse times between 1 September 1944 and 15 August 1945, the unlawful mistreatment and abuse by Morio Inouye of Sergeant John Miller and Private First Class Manuel Martinez, American Prisoners of War, by beating and kicking them.

o. In or about June 1945, the unlawful mistreatment and abuse by Morio Inouye of Corporal Joseph Pacowlski by beating him thereby breaking his arm.

p. At diverse times between 13 August 1943 and 15 August 1945, the unlawful mistreatment and torture by Morio Inouye of numerous Allied Prisoners of War by beating them, kicking them, by forcing them to stand at attention for long periods of time, by forcing them to assume painful postures for long periods of time, by refusing to furnish them with necessary and available medicines and medical attention and by otherwise abusing them.

q. In or about March 1944, the unlawful mistreatment by Sergeant Major Taniguchi of Captain Allan Berkeley, a British prisoner of War, and Lieutenant A. Doppert, a Dutch Prisoner of War, by beating and otherwise abusing them.

r. Between about December 1943 and 15 August 1945, the unlawful mistreatment and abuse by one Terada of Gunner D.A. Silvey, a British Prisoner of War, by striking him, thereby fracturing the forearm of said Prisoner.

s. Between 13 August 1943 and 15 August 1945, the unlawful mistreatment and abuse by one Nobui Hiwatari of Lieutenant S.D. Mitchell, a British Prisoner of War, by striking him across the mouth with the edge of a plate.

t. Between 1 January 1945 and 15 August 1945, the unlawful mistreatment and abuse by one Takano of Sergeant William E. Braye, an American Prisoner of War, and some nineteen other Allied Prisoners of War by beating and otherwise abusing them.

u. At diverse times between 4 August 1944 and 15 August 1945, the unlawful mistreatment and abuse by Kiyofusa Sakaguchi of Sergeant William E. Bray, an American Prisoner of War, by beating and kicking him into insensibility, by squirting water upon him in cold weather, by forcing him to stand at attention for a long period of time and by otherwise abusing him.

v. Between 13 August 1943 and 15 August 1945, the unlawful mistreatment by Kiyofusa Sakaguchi of Sergeant E.G. Marshall, a British Prisoner of War, by beating and otherwise abusing him.

w. Between 1 September 1944 and 15 August 1945, the unlawful mistreatment by Kiyofusa Sakaguchi of Private Paul G. Inzer, an American Prisoner of War, and of numerous other Allied Prisoners of War by beating, kicking and otherwise abusing them.

x. Between 4 August 1944 and 15 August 1945, the unlawful mistreatment and abuse by one Tadashi Suzuki of Sergeant William E. Braye, an American Prisoner of War, and a group of other American Prisoners of War by beating and otherwise abusing them.

y. At diverse times between about December 1945 and 15 August 1945, the unlawful mistreatment by one Terada of numerous Allied Prisoners of War, by beating, and refusing to furnish them with necessary and available medicine, and by otherwise abusing them.

z. In or about April or May 1945, the unlawful mistreatment by Yoshika Yagi of Private First Class Joseph J. Bush, an American Prisoner of War, and a group of about nineteen other Allied Prisoners of War by beating and otherwise abusing them.

aa. In or about March 1945, the unlawful mistreatment and abuse by Yoshika Yagi of Corporal Arthur R. Converse, Jr., an American Prisoner of War, by beating him.

bb. In or about March 1945, the unlawful mistreatment by one Yagi of Samuel R. Kerr, an American Prisoner of War, by beating, kicking and otherwise abusing him.

cc. Between 1 September 1944 and 15 August 1945, the unlawful mistreatment and abuse by one Yagi of Private First Class Dale E. Moader, an American Prisoner of War, by beating him.

dd. In or about July 1945, the unlawful mistreatment and abuse by one Yoshikawa of Corporal Wilford H. Chapman, an American Prisoner of War, and Sergeant Ronald Bickerstaffe, a British Prisoner of War, by beating them into insensibility.

ee. At diverse times between 1 September 1944 and 15 August 1945, the unlawful mistreatment of Corporal Arthur C. Louis, an American Prisoner of War, by beating and otherwise abusing him.