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 ) KIYOFUSA SAKAGUCHI

\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*

CHARGE

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

Kiyofusa SAKAGUCHI

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.

SPECIFICATIONS

1. That at diverse times between 4 August 1944 and 15 August 1945, at Fukuoka Prisoner of War Camp, Fourth Branch, Moji, Kyushu, Japan, the accused Kiyofusa Sakaguchi, did, with others, willfully and unlawfully mistreat and torture Sergeant William E. Braye, an American Prisoner of War, by beating and kicking him, by forcing him to stand at attention for a long period of time while insufficiently clothed in cold weather and by otherwise abusing him.

2. That between 1 January 1945 and 15 August 1945, at Fukuoka Prisoner of War Camp, Fourth Branch, Moji, Kyushu, Japan, the accused Kiyofusa Sakaguchi, did, with others, willfully and unlawfully mistreat Seaman Second Class Walter W. Dole and First Sergeant James V. Kinder, American Prisoners of War, by beating and otherwise abusing them.

3. That in or about June of July 1945, at Fukuoka Prisoner of War Camp, Fourth Branch, Moji, Kyushu, Japan, the accused Kiyofusa Sakaguchi, did, with others, willfully and unlawfully mistreat Corporal Ernest D. Tavlian, an American Prisoner of War, by beating and otherwise abusing him.

4. That in or about June or July 1945, at Fukuoka Prisoner of War Camp, Fourth Branch, Moji, Kyushu, Japan, the accused Kiyofusa Sakaguchi, did, with others, willfully and unlawfully mistreat Sergeant Edward G. Marshall, a British Prisoner of War, by beating him, causing him to sustain a severe cut on the calf of his leg and by otherwise abusing him.

5. That between 1 January 1945 and 15 August 1945, at Fukuoka Prisoner of War Camp, Fourth Branch, Moji, Kyushu, Japan, the accused Kiyofusa Sakaguchi, did, with others, willfully and unlawfully mistreat Private Paul G. Inzer, an American Prisoner of War, by beating, kicking and otherwise abusing him, rendering him insensible and by thus reviving him and repeating such mistreatment.

6. That between 15 May 1943 and 15 August 1945, at Fukuoka Prisoner of War Camp, Fourth Branch, Moji, Kyushu, Japan, the accused Kiyofusa Sakaguchi, did, with others, willfully and unlawfully mistreat numerous Allied Prisoners of War not hereinabove specified, by beating and otherwise abusing them.

25 June 1947 /s/ Alva C. Carpenter

ALVA C. CARPENTER

Chief, Legal Section

General Headquarters

Supreme Commander for the Allied Powers

AFFIDAVIT

Before me personally appeared the above named accuser this 25th day of June 1947, and made oath that he is a person subject to military law and that he personally signed the foregoing charge and specifications and further that he has investigated the matters set forth in the charge and specifications and that the same are true in fact, to the best of his knowledge and belief.

/s/ John R Pritchard

A CERTIFIED TRUE COPY

Captain Infantry

Summary Court

CLAUDE A MUZZY

C.W.O., U.S.A.