

Paper No. 456  
Disposes of  
Paper No. 439

INTERNATIONAL MILITARY TRIBUNAL FOR THE FAR EAST  
SITTING AT TOKYO, JAPAN

Case No. 1

THE UNITED STATES OF AMERICA; et al	) ORDER,
- vs -	) GRANTING APPLICA-
ARAKI, Sadao; et al	) TION OF THE
	) ACCUSED KIMURA,
	) HEITARO, FOR THE
	) PRODUCTION OF LT.
	) COL. SUGITA, ICHIJI,
	) AS A WITNESS.

This matter coming on to be heard before  
The Honorable Sir William Webb, President of the Tri-  
bunal, upon the application of the accused KIMURA,  
Heitaro, by his Counsel of record, in accordance  
with Article 9(e) of the Charter, for an order of the  
Tribunal for the production of Lt. Col. SUGITA, Ichiji,  
and under an oral amendment to said application, here-  
tofore allowed by the Tribunal, for the production of  
Maj. Gen. SAITO and Lt. Col. BANNO, all as witnesses  
for and on behalf of the said accused KIMURA, Heitaro;  
and Counsel for said accused applying to the Tribunal  
for leave to withdraw from said amended application  
the names of Maj. Gen. SAITO and Lt. Col. BANNO: and  
the Tribunal hearing the arguments of Counsel and

and being fully advised in the premises, it is

ORDERED: That the oral application of the accused to withdraw from the amended application the names of Maj. Gen. SAITO and Lt. Col. BANNO be granted; and it is further

ORDERED: That the original application as to Lt. Col. SUGITA, Ichiji, be and is hereby granted, as prayed; and that a summons be issued forthwith, by the Secretary of the Tribunal, commanding said Lt. Col. SUGITA, Ichiji, to attend and testify before said Tribunal as a witness for the defendant KIMURA, Heitaro.

Dated at Tokyo, Japan, this 4 October 1946.

BY THE TRIBUNAL:

(Signed) W. F. WEBB  
PRESIDENT