

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

Case No. 1

THE UNITED STATES OF AMERICA; et al)
- vs -)
ARAKI, Sadeo; et al) ORDER: THAT FACILITIES
TO INTERVIEW OR INTER-
ROGATE IN WRITING CERTAIN
WITNESSES REQUESTED BY
THE ACCUSED UMEZU BE PRO-
VIDED; AND FOR THE ISSU-
ANCE OF 7 SUMMONS; AND
FOR THE PRODUCTION OF
DOCUMENTS.

This matter coming on to be heard on this 25th day of November, 1946, before The Honorable Sir William Webb, the President of the Tribunal, upon the applications of UMEZU, Yoshijiro, one of the defendants herein, for the production of witnesses and documents necessary to the defense of said UMEZU, Yoshijiro, in accordance with the provisions of Section III, Article 9, Paragraph (e) of the Charter, the names of said witnesses and the description of the documents being fully set forth in said applications, which are Papers Nos. 566 and 577; and after hearing the statements and arguments of Counsel for the said UMEZU, Yoshijiro, and the Tribunal being fully advised in the premises, it is

ORDERED: That said application as to each of the following named persons be granted, as prayed;

1. ISHIKAWA, Jun;
 - (a) The nationality of the witness is Japanese;
 - (b) The present address of the witness is Sugamo

Prison, Tokyo.

2. Lieutenant General KASAHARA, Yukio;
 - (a) The nationality of the witness is Japanese;
 - (b) The present address of the witness is
Kobune, Shimonakamura, Ashigarashimogun,
Kanagawa-Ken;
3. TAKAKURA, Tadashi;
 - (a) The nationality of the witness is Japanese;
 - (b) The present address of the witness is 4-Chome,
Kumamoto-Cho Hide, Oita-Ken;
4. Major General KASHIWA, Toku;
 - (a) The nationality of the witness is Japanese;
 - (b) The present address of the witness is Fukushi-
mashi, Fukushima-Ken;
5. Lieutenant General KAWABE, Torashiro;
 - (a) The nationality of the witness is Japanese;
 - (b) The present address of the witness is
Nagoyashi, Aichi-Ken;
6. KAWAGOE, Shigeru;
 - (a) The nationality of the witness is Japanese;
 - (b) The present address of the witness is 804
Horinouchi, Hayame, Kanagawa-Ken;
7. General KAWABE, Masakazu;
 - (a) The nationality of the witness is Japanese;
 - (b) The present address of the witness is
Sugamo Prison, Tokyo;

and that a summons be issued by the Secretary General of
the Tribunal, commending each of said persons, to-wit:
ISHIKAWA, Jun, Lieutenant General KASAHARA, Yukio, TAKAKURA,

Tadashi, Major General KASHIWA, Toku, Lieutenant General KAWABE, Torashiro, KAWAGOE, Shigeru, and General KAWABE, Masakazu, to attend and testify before said Tribunal as a witness for the accused UMEZU, Yoshijiro, at a time indicated to the Secretary General of the Tribunal, by Counsel of record for the said accused, as a probable date when the witness will be actually required.

It is further ORDERED: That every facility and assistance be provided to Counsel for the accused UMEZU to submit written interrogatories to or verbally interrogate each of the following named persons at the place where said person is now located or held:

1. Lieutenant General TOMINAGA, Kyoji;
 - (a) The nationality of the witness is Japanese;
 - (b) The present address of the witness is unknown; his affidavits introduced in this case by the Prosecution show him to be a prisoner of war of the Soviet forces in Siberia;
2. Colonel ASADA, Saburo;
 - (a) The nationality of the witness is Japanese;
 - (b) His last official position was staff officer of the Kwantung Army, Hsingking, and his present address is prisoner of war of the Soviet forces;
3. Lieutenant General YANAGIDA, Motozo;
 - (a) The nationality of the witness is Japanese;
 - (b) The present address of the witness is unknown

but affidavits introduced in this case by the Prosecution show him to be a prisoner of war of the Soviet forces in Siberia;

4.

YAMAZAKI, Genkan;

- (a) The nationality of the witness is Japanese;
- (b) His present address is unknown, but he was President of the South Manchuria Railway Company in August 1945, his address then being 5 Chome Ayame-Cho, Hsinking, Manchuria, and he is believed to be a prisoner of war of the Russian forces in Manchuria;

5.

H. G. W. WOODHEAD;

- (a) The nationality of the witness is British;
- (b) The present address of the witness is unknown, but he is understood to be connected with a newspaper published in Canton, Kwantung Province, China;

6.

NATHAN (given name unknown)

- (a) The nationality of the witness is British;
- (b) The present address of the witness is unknown; he was interned in Peiping during the war and reported since the end of the war to have resumed his connections with the Kailan Mining Administration in Tientsin;

7.

Lieutenant General TANABE, Moritake;

- (a) The nationality of the witness is Japanese;
- (b) The present address of the witness is unknown; his last official position was commanding General of the 25th Army in Sumatra. He is

now believed to be a prisoner of war of the Netherlands forces in the Netherlands East Indies;

8. Lieutenant General MUTAGUCHI, Ren-ya;
 - (a) The nationality of the witness is Japanese;
 - (b) The present address of the witness is unknown; his last official position was commandant of the Preparatory Military Academy in Tokyo, and after the end of the war he was transferred from Sugamo Prison to Singapore for trial as a war criminal;
9. WAGNER, Wilhelm;
 - (a) The nationality of the witness is German;
 - (b) The present address of the witness is unknown, but he is reported to be in Japan and interned under the supervision of the occupation forces.

It is further ORDERED: That the application of the accused for the issuance of a subpoena for each of the persons named in his request for the production of witnesses is indefinitely continued, awaiting results and disclosures of the interrogations hereinbefore authorized and ordered, and the accused is granted permission to file a supplemental application for the issuance of subpoenas for such witnesses selected from those named in this Order as may be found necessary to his proper defense in this case as a result of said interrogations.

It is further ORDERED: That the application of the accused for the production of documents is granted; and that

the following documents, all of which were kept in the secret files, especially the Secret Instructions File, of the headquarters of the Kwantung Army, located in the operations room of the Kwantung Army headquarters building in Hsingking, Manchuria (inquiry may be made through the U.S.S.R.), be procured forthwith and lodged with the Registry of the Tribunal:

1. Principles of Plans of Operations of the Imperial Army (Teikoku Rikugun Sakusen Keikaku Yoko), prepared in the autumns of the years 1940, 1941, 1942, and 1943 respectively, by the Japanese General Staff and forwarded to the headquarters of the Kwantung Army;
2. Principles for Preparation of Operations of the Kwantung Army (Kantogun Sakusen Jumbi Yoko), February 1942, prepared by the Japanese General Staff and forwarded to the headquarters of the Kwantung Army;
3. Operations Plan of the Kwantung Army (Kantogun Sakusen Keikaku), prepared in the springs of the years 1940, 1941, 1942, 1943, and 1944 by the headquarters of the Kwantung Army;
4. Border Guard Regulations of the Kwantung Army (Kokkyo Keibi Yoko), prepared in September or October 1939 by the headquarters of the Kwantung Army;
5. Kwantung Army Special Maneuvers (Kantogun Tokubetsu Enshu, commonly referred to as Kantokuen), prepared in the summer of 1941 by the Japanese General Staff and forwarded to the headquarters of the Kwantung Army.

Dated at Tokyo, Japan, this 6 December 1946.

BY THE TRIBUNAL:

/s/ W. F. WEBB
PRESIDENT