

# **Finding Aid for the Edward J. Murphy, Jr. JAGC Papers MSS.017**

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Describing Archives: A Content Standard

Manuscripts Collection  
9/25/2009  
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## Summary Information

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<b>Repository</b>	Manuscripts Collection
<b>Title</b>	Edward J. Murphy, Jr. JAGC Collection
<b>Date [bulk]</b>	Bulk, 1947-1951
<b>Date [inclusive]</b>	1947-1952
<b>Extent</b>	0.4 Linear feet (2 archival document boxes)
<b>Language</b>	English

### Preferred Citation

Edward J. Murphy, Jr. JAGC Collection. Georgetown University Law Library Manuscripts Collection.

## Contents Note

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This collection contains United States Army Judge Advocate General Corps (JAG) court filings, memorandum, and other documents, from 1947-1951, regarding World War II war crimes trials and subsequent law suits challenging the convictions and sentences (including death) of German and Japanese military members. The papers were part of the files of Edward J. Murphy Jr., staff JAG attorney of the Army JAG War Crimes Division and Department of Defense Committee on War Crimes.

The bulk of the material includes reviews of German and Japanese war crimes trials with recommendations by the War Crimes Division, including the defendants of the Malmedy Massacre trials, and papers reviewing the legality of U.S. war crimes convictions and sentencing, challenged in civil proceedings. Significant material is included on the legality of the war crimes trials, proceedings, and sentencing in respect to international law, including the Geneva Convention.

Some notable names of war crimes defendants challenging their convictions and sentencing include Oswald Pohl, Lothar Eisentraeger (alias Ludwig Ehrhardt), Harukei Isayama (14 Fliers Case), and Shigeru Sawada (Doolittle Fliers Case).

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## Arrangement

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Loose papers were kept with associated original prong folders, divided by folders. Other loose papers arranged chronologically.

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## Administrative Information

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### Publication Information

Manuscripts Collection 9/25/2009

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### Processing

Special Collections processed these materials: i.e. removing acidic folders and replacing with acid-free folders and recording each folder contents on inventory list. Inventory listed below.

## Collection Inventory

	<b>Box</b>	<b>Folder</b>
Index, Law Reports of Trials of War Criminals, Selected and Prepared by the United Nations War Crimes Commission	1	1-1
Response Memorandum for: Secretary of the Army, from Maj. Gen. E.M. Brannon, USA JAG Subj: Relationship of 1949 "Geneva Conventions for the Protection of War Victims" to rules and procedures for trials of war criminals. 4/11/1951	1	1-2
Memorandum For: the Secretary of Defense, from Frances P. Matthews, Secretary of the Navy (unsigned, /s/) Subj: Relationship of the 1949 "Geneva Conventions for the Protection of War Victims" to rules and procedures for trials of war criminals 5/11/1951	1	1-3
Summons of Thomas Handy, Commanding General of European Command Complaint, 5/23/1951, George Schallermair & Hans Th. Schmidt v. George C. Marshall, Secretary of Defense, et. al. ~ Seeking declaratory judgment overturning and injunction of conviction, death sentence, and execution upon Plaintiff for WWII war crimes, in violation of international treaties ~ George Schallermair, Sergeant of Guard Detachment, Neuhldorf Concentration Camp ~ Hans Th. Schmidt, Adjutant of Buchenwald Concentration Camp 5/23/1951	1	1-4
Letter from "Eddie" to "Ed" ~ About the work of attorneys before the International Criminal Court. 8/7/1951	1	1-5

Drafted Memorandum of Court, Pohl v. Acheson; Schallermaid v. Marshall (unsigned) ~ Dismissal of complaints by Petitioners challenging the legality of war crimes conviction and injunction against the death sentence execution 5/29/1951	1	1-6
1. Reviews, Records of Trial, War Crimes – China, Lt.Col. E.J. Murphy Jr. 2. List of War Crimes Cases, USFA 3. Index, Law Reports of Trials of War Criminals, Selected and Prepared By The United Nations War Crimes Commission 4/24/1952	1	1-7
War Crimes Branch, CAD, WD 1947-1949	1	1-8
1. War Crimes Division – JAGO 2. Landsberg, A Documentary Report, Office of the US High Commissioner for Germany 3. Letter, 11/5/1951, to Lt.Col. Edward J. Murphy, Jr., from Capt. Henry A. Herbruck, Assistant to the Chief, War Crimes Division ~ Proposed documentation of history of activities of War Crimes Division. 4. Letter, N.D., to Capt. Henry A. Herbruck, Assistant to the Chief, War Crimes Division, from Lt.Col. Edward J. Murphy, Jr., Staff JAGC ~ Comments regarding documented history of War Crimes Division 5. “IV. Trial Phase” ~ Documented history of activities of War Crimes Division 6. Memorandum, 3/9/1951, by Lt.Col. Edward J. Murphy Jr., JAGC Subject: Pending War Crimes Matters 1947-1951	1	1-9
OTHER REFERENCES: (Rare Books/Pamphlets) Housed in Box 2 - 1. “Military Justice, J.A.G.S. Text No. 1” [Call No. KF7639.J83 (1944), Quarto] ~ JAG School Study Aid. 1944	2	1

OTHER REFERENCES: (Rare Books/Pamphlets) Housed in Box 2 - 2. “Military Justice, J.A.G.S. Text No. 2,” [Call No. KF7639.J832 (1944), Quarto] ~ JAG School Study Aid 1944	2	2
OTHER REFERENCES: (Rare Books/Pamphlets) Housed in Box 2 - 3. Memorandum, 10/18/1944, “Community Fund and War Chest Drive,” Judge Advocate General’s School, Ann Arbor – Michigan, To: All Personnel, JAG School. [Call No. KF 7639.J83 (1944), Quarto] ~ Insert Memorandum found in “Military Justice, J.A.G.S. Text No. 1” Call No. KF7639.J83 1944	2	3
OTHER REFERENCES: (Rare Books/Pamphlets) Housed in Box 2 - 4. “Selected Opinions—Military Affairs, J.A.G.S. Text No. 9” [Call No. KF7220.J834 (1944), Quarto] 1944	2	4
OTHER REFERENCES: (Rare Books/Pamphlets) Housed in Box 2 - 5. “Military Affairs, J.A.G.S. Text No. 3” [Call No. KF7220.J83 (1944), Quarto] 1944	2	5