

Rejected
R. 38625

Def. Doc. No. 2997 (Excerpt from Ex. 3834)

Exhibit No.

EXCERPT FROM THE RECORD OF THE TRIAL
UNITED STATES OF AMERICA vs SHIGERU SANADA, et al

Before the
MILITARY COMMISSION
Convened by the
COMMANDING GENERAL
United States Army Forces
CHINA

UNITED STATES OF AMERICA :
:
-vs- :
:
SHIGERU SANADA :
YUSHI WAKO :
RYUHEI OKADA :
SOTOJIRO TATSUMI :

PUBLIC TRIAL.

VOLUME IV

PAGES 376 TO 394

SHANGHAI, CHINA.

DATE 1 MAY 1946

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YUSHI WAKO

was called as a witness on his own behalf.

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Q. Are you one of the accused in this case?
A. Yes. (p. 376)

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Q. Did Hata say anything else?
A. The acts of the eight fliers are in accordance in violation of the military law of the China Expeditionary Forces. The prosecutor requested the death penalty on the fliers. (p. 384)

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Q. Was a report, - Did the court make any report of its decision?
A. A telegram was sent to the Grand Imperial Headquarters through Nanking Supreme Headquarters.

Q. What did that report say?
A. It was concerned to the decision of the death penalty of the eight fliers.

Q. Why was a report sent to Tokyo concerning the trial?
A. We have an order to report it. An order was received to report the decision of the court immediately.

Q. Did that order also say to withhold any action on the sentence of the court?
A. Yes.

Q. Did Tokyo take any action on the report rendered to it?
A. Instructions were sent from Tokyo to execute three fliers and reduce the other penalties for life imprisonment for five fliers. (p. 385)

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- Q. Was the United States Government advised that you had sentenced these boys to death?
- A. An order was received from the Grand Imperial Headquarters that all the matters concerning this case was to be conducted by the Grand Imperial Headquarters and the 13th Army has no authority to announce anything. (p. 394)