

EXHIBIT No. 2079

(4)

CC.1.8.0.--FFc.

Tokyo, February 21, 1945

Monsieur le Ministre,

I have the honor of informing Your Excellency that I did not fail to communicate to my Government for forwarding to the Government of the United States of America the answer of the Imperial Government which you gave me on the 28th of last November on the subject of the attacks made against the survivors of the American ship "Richard Hovey" by a Japanese submarine.

The Gov't of Washington has just asked the Federal Authorities to transmit to the Imperial Government the following communication /quoted from original English/:

"Concerning United States protest regarding the Japanese attacks upon survivors of torpedoed "Richard Hovey", the United States Government notes that the Japanese Government, after a reported thorough examination of the facts involved, states that no action has been revealed corresponding to that set forth in the protest under reference.

"The evidence stated in the protest of the United States Government was specific. Statements of the survivors who witnessed the attack are of unchallenged validity. The United States Government therefore reserves all rights in the matter."

Please accept, Monsieur le Ministre, the assurances of my very high consideration.

Swiss Minister

To His Excellency
Mr. Mamoru Shigenitsu
Foreign Minister
Tokyo

Certificate:-

I, D. Carr, hereby certify that I am thoroughly conversant with the French and English languages, and as a result of the comparison between the French and the English texts, I have established that this is a true and correct translation of International Prosecution Document No. 8412.

/s/ Denzel Carr