

ACCUSED WILHELM GRILL: I have been suffering from a severe nervous disorder, as determined by various physicians, ever since I was in the army, and I am still under treatment. I and my family have been without any employment or support since 1945, since I had to leave my home in Austria, which I had taken there, from Germany at very short notice. For that reason my family is in a state of extreme need at this time.

DR. KLUGE: For what reason was it that you agreed to take a job in a concentration camp at that time?

ACCUSED WILHELM GRILL: Since I was unemployed and was getting seventeen years older and my parents were not in a position where they could support me any longer, I joined the Waffen SS, where I did my duty as a soldier in the manner in which we were told to do it, and ordered to do it by our superiors.

When the German youth of my age, at that time, did not know of any politics other than National Socialist politics, and we therefore agreed that this was the only acceptable one, we did not have anybody to warn us, because any person who might have been in a position to warn us, or who might have tried to warn us was ruthlessly exterminated by the German government.

Our leaders who are guilty of all these things are no longer among the living today. They have cowardly disappeared from this earth in order to make us, the innocent, carry all the burden of the guilt which they have loaded upon themselves.

DR. KLUGE: During that time was the older generation of Germany any kind of leadership for your generation through the confusion of political conditions?

ACCUSED WILHELM GRILL: The older generation, our fathers,

and so on, were of no help to us at that time. They themselves did not know which way to go, until finally the idea of National Socialism appeared and everybody joined the only National Socialist party.

DR. KLUGE: When was the first that you had any doubts in your mind, in your own mind, concerning the absolute correctness of these ideas?

ACCUSED WILHELM GRILL: I first began to doubt the correctness of this philosophy when I noticed that the entire world was turning against Germany. I thought that the idea of National Socialism could not be the right one or else there would be no reason for all the actions of the world turning against it. Every German knew through the propaganda and space policy, and through the demand for colonies that Germany needed to spread out, but it wasn't through a war, as our leaders did it that this should have been done. The one-sidedness of the politics and the so-called rightness of the leaders at that time were what caused us to consider this politics the only politics, and their's as the only right ways.

We were not as cowardly as our leaders were, who, at the end of the war or shortly before the end of the war, were already carrying morphine in capsules around with them, and were in fact offering it to us in order to get away from the approaching enemy. In fact, it was our own Commander Zieris, who offered these morphine tablets to every one of us in case his conscience was not clean. We refused to take them because we had had nothing to do with the murderous deeds of these leaders.

DR. KLUGE: In your service in concentration camps, did you

see these institutions of the Third German Reich that were announced through the propoganda system of that Reich?

ACCUSED WILHELM GRILL: I never did meet these institutions, as they were announced in the press or in the radio, in the German concentration camps.

DR. KLUGE: And in what position did you see these men, as in agreement with this propoganda?

ACCUSED WILHELM GRILL: After we ourselves had to do this hard duty in the concentration camps, we considered these men the worst of liars. But if any of us had presented these facts as we saw them, to the people, then this person would have been exterminated ruthlessly. Our propogandists were cheating and lying to the people.

DR. KLUGE: Do you have anything else to say?

ACCUSED WILHELM GRILL: I have nothing else to say.

PRESIDENT: The witness is excused.

DEFENSE COUNSEL: The Defendent, Hartung, would like to take the stand in mitigation.

PRESIDENT: He may proceed.

DR. KLUGE: Hartung, now that you have heard the findings of the court will you please talk about extenuating circumstances, without however, referring to the basis for the findings?

ACCUSED HERBERT HARTUNG: I am 41 years old, and I have never been convicted either as a civilian or as a soldier. I did my duty as a soldier, as a soldier should. It is first humanely and then soldierly. Further, I should like to help my parents who are either 83 or 84 years old. I am the only remaining son. My other brothers are dead by now and I should like to take over the store of the parents. Thank you.

That's all.

DEFENSE COUNSEL: The defendant, Heisig, wishes to take the stand in mitigation.

DR. KLUGE: Will you please give the extenuating circumstances in your case to the court, without referring to the facts in the case?

ACCUSED HERBERT HARTUNG: I have four minor children, 4 to 10 years old, and a mother 75 years old. She has lost all her property by being expelled from upper Silesia, and for those reasons I ask the court for a mild sentence.

DR. KLUGE: Is that all?

PRESIDENT: The date of the confinement as given in the dossier, is that correct?

PROSECUTION: I believe it is, Sir.

DEFENSE COUNSEL: The dates in the dossier, Sir, are correct.

PRESIDENT: Court will be closed.

(Whereupon the court recessed at 1515 hours.)

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(Whereupon the court reconvened at 1530 hours.)

PRESIDENT: Court will come to order.

PROSECUTION: May the record show that all members of the court, the prosecution, the defense, the court reporter, the court interpreter, who were present at previous sessions, are present now.

PRESIDENT: Spectators in the audience are warned to make no demonstrations whatsoever when the sentences are announced.

PRESIDENT: Erick Schuettauf, the court, in closed session, at least two-thirds of the members present at the time the vote was taken concurring, sentences you, Erick Schuettauf, to life imprisonment,

commencing forthwith at War Crimes Prison No. 1, Landsberg, Germany, or such other place as may be designated by competent military authority.

Wilhelm Grill, the court in closed session, at least two-thirds of the members present at the time the vote was taken concurring, sentences you, Wilhelm Grill, to death by hanging, at such time and place as higher competent military authority may direct.

Willi Jungjohann, the court in closed session, at least two-thirds of the members present at the time the vote was taken concurring, sentences you, Willi Jungjohann, to death by hanging at such time and place as higher authority may direct.

Oskar Tandler, the court in closed session, at least two-thirds of the members present at the time the vote was taken concurring, sentences you, Oskar Tandler, to death by hanging at such time and place as the higher authority may direct.

Herbert Hartung, the court in closed session, at least two-thirds of the members present at the time the vote was taken concurring, sentences you, Herbert Hartung, to death by hanging at such time and place as higher authority may direct.

Alfons Hugo Heisig, the court in closed session, at least two-thirds of the members present at the time the vote was taken concurring, sentences you, Alfons Hugo Heisig, to life imprisonment, commencing forthwith at War Crimes Prison No. 1, Landsberg, Germany, or such other place as may be designated by competent military authority.

PRESIDENT: Is there anything further to be presented to the court?

PROSECUTION: No, Sir.

PRESIDENT: The court adjourns subject to call of the president.

(Whereupon the court adjourned at 1540 hours, June 24, 1947, subject to call by the President.)