

pursuant to orders issued, executed, and distributed by, the defendants herein. The victims of these crimes included persons from all walks of life—doctors, lawyers, clergymen, artists, teachers, laborers, farmers—who, regardless of age or sex, were rounded up from the streets, from their homes, or from their places of work, and placed in prison camps and stockades. When attacks by lawfully constituted enemy military forces, and attacks by unknown persons, against German troops and installations took place, these persons were, without benefit of investigation or trial, summarily hanged or shot. They were executed at arbitrarily established ratios varying from 50 to 100 for each German soldier killed and 25 to 50 for each German soldier wounded.

2. Other thousands of noncombatants, arbitrarily designated as “partisans,” “Communists,” “Communist suspects,” “bandits,” and “bandit suspects,” also without benefit of investigation or trial, were terrorized, tortured, and murdered, in retaliation for attacks by lawfully constituted enemy military forces and attacks by unknown persons against German troops and installations.

3. These acts of collective punishment were part of a deliberate scheme of terror and intimidation, wholly unwarranted and unjustified by military necessity and in flagrant violation of the laws and customs of war, to compel the inhabitants of the aforementioned territories to furnish information concerning the size, strength, and disposition of their national armies, to reduce the manpower potential of the armies of resistance, and to decimate for future generations the native populations of these occupied territories.

4. Pursuant to, and in implementation of, this scheme of terror and intimidation, the defendants herein issued, executed, and distributed, to troops under their command and jurisdiction, orders for the execution of 100 “hostages” in retaliation for each German soldier killed, 50 “hostages” in retaliation for each German soldier wounded, 10 “hostages” in retaliation for each person under German protection killed, 5 “hostages” in retaliation for each person under German protection wounded, and up to 100 “hostages” in retaliation for each attack upon any “object” under German protection.

5. The murders and other crimes charged in this count included, but were not limited to, the following:

*a.* On or about 28 April 1941, the Commander in Chief of the 2d Army ordered the execution of 100 Serbs, taken from all classes of the population, in retaliation for the death of one German soldier and the wounding of two others, and publicly announced that “in the future 100 Serbs will be ruthlessly shot for