

12. 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 issued and distributed, to troops under his command and jurisdiction, an order stating that "whoever appears in the Serbian uniform with a weapon in his hand transgresses international law and is to be shot to death immediately," that "if in any area (of Serbia) an armed band appears, then even the men capable of bearing arms who are seized are to be shot to death, because they were in the proximity of the band, if it cannot immediately be ascertained with certainty that they were not connected with the band," and, further, "that the bodies of all persons shot to death are to be hanged up and left hanging."

b. During a period of time after June 1941, all of the defendants herein issued, executed, and distributed, to troops under their command and jurisdiction, an order for the summary execution of political commissars, even though such persons were regularly attached to, and wore the recognized uniform of, members of the established military forces of enemy belligerents.

c. On or about 23 July 1941, the Commander in Chief 12th Army and Supreme Commander Southeast issued and distributed, to troops under his command and jurisdiction, an order to punish resistance in the occupied territories of Greece and Yugoslavia "not by legal prosecution of the guilty, but by spreading terror and applying draconic measures."

d. On or about 2 October 1941, the Plenipotentiary Commanding General in Serbia ordered troops under his command and jurisdiction to execute 2,100 Yugoslavian prisoners of war in retaliation for the death of 21 German soldiers.

e. On or about 4 October 1941, the Plenipotentiary Commanding General in Serbia issued an order to troops under his command and jurisdiction to give no quarter to members of the Yugoslav National Army.

f. On or about 14 October 1941, the Plenipotentiary Commanding General in Serbia ordered troops under his command and jurisdiction to arrest all wives, and male relatives aged 15 years and over, of members of the Yugoslav National Army and to confine them in concentration camps.

g. On or about 2 November 1941, the Plenipotentiary Commanding General in Serbia issued an order to troops under his command and jurisdiction to continue the practice of shooting, after a short interrogation, all "partisans" captured in combat.

h. During a period of time after 18 October 1942, all of the defendants herein, except the defendant List, issued, executed, and distributed to troops under their command and jurisdiction an