

<b>REQUEST FOR RECORDS DISPOSITION AUTHORITY</b>		JOB NUMBER <i>NI. 131.00.1</i>	
TO: NATIONAL ARCHIVES & RECORDS ADMINISTRATION 8601 ADELPHI ROAD COLLEGE PARK, MD 20740-6001		Date received <i>11/20/2000</i>	
1 FROM (Agency or establishment) Department of Justice		NOTIFICATION TO AGENCY	
2 MAJOR SUBDIVISION Civil Division		In accordance with the provisions of 44 U.S.C. 3303a, the disposition request, including amendments, is approved except for items that may be marked "disposition not approved" or "withdrawn" in column 10	
3 MINOR SUBDIVISION <i>David Epstein</i> Commercial Litigation Br., Ofc. of Foreign Litigation			
4 NAME OF PERSON WITH WHOM TO CONFER <i>Larry J. Easterling</i> Larry J. Easterling	4 TELEPHONE NUMBER 202-616-8074	DATE <i>4-6-01</i>	ARCHIVIST OF THE UNITED STATES <i>John W. Paul</i>
5 AGENCY CERTIFICATION I hereby certify that I am authorized to act for this agency in matters pertaining to the disposition of its records and that the records proposed for disposal on the attached <u>11</u> page(s) are not needed now for the business for this agency or will not be needed after the retention periods specified, and that written concurrence from the General Accounting Office, under the provisions of Title 8 of the GAO Manual for Guidance of Federal Agencies,  <input checked="" type="checkbox"/> is not required <input type="checkbox"/> is attached, or <input type="checkbox"/> has been requested			
DATE <i>10-31-00</i>	SIGNATURE OF AGENCY REPRESENTATIVE <i>Bernard W. Berglund</i> Bernard W. Berglund		TITLE Records Officer
7 ITEM NO	8 DESCRIPTION OF ITEM AND PROPOSED DISPOSITION	9 GRS OR SUPERSEDED JOB CITATION	10 ACTION TAKEN (NARA USE ONLY)
	WNRC Holdings of Unscheduled Office of Alien Property (OAP) Records in Record Group 131 (see attached pages)		

*Agency, DNM, NWMW, NWCT, NR*

This schedule covers WNRC holdings of unscheduled OAP records in Record Group 131. The schedule is applicable only to the holdings itemized below. As the holdings are fragmentary and represent only the scattered remnants of OAP holdings once held at WNRC, the schedule entries are arranged by accession number (highlighted in bold), while the series entries are numbered sequentially.

### **131-53D0552**

1. Reports of Property Owned by Germans in Countries other than Germany and the United States, 1946-48 Less than one cu ft.

Listings of German property in Spain and Portugal (photostatic copy), n d

Located in 131-53C0552, Box 23, though identified by the SF-135 as part of 131-53D0552, Box 24. Acc. No. 131-53D0552, according to the 01 report, comprises box 24, but there is no box 24 to the accession, only a box identified as "Box 23/Item 24" that contains the contents of box 23, as well as one item listed in the SF-135 for box 24: 66 pages of photostatic copies of Soviet listings of German property in Spain and Portugal. The remaining items listed in the SF-135 for Box 24 (two maps) are not located in Box 23. If 131-53D0552 is to be carried on the 01 report, then the location of "Box 23/Item 24" should be updated to 16/86/41/3/5, given the lack of a Box 24.

131-53D0552

PERMANENT. Transfer to the National Archives in 2001.

This listing is designated for preservation on the recommendation of the Senior Advisor on the staff of the Nazi War Criminal Records Interagency Working Group, who believes that the listings could prove of research value to those interested in Nazi war crimes

The remainder of this 24-box accession (now subdivided as 131-53A0552, -53B0552 and -53C0552) consists of tabulations of German assets and liabilities scheduled for disposal in the year 2000 under Job No. NC1-131-87-1, items 19 and 21, but whose disposal has been frozen.

### **131-61A0444**

2. Records of the Chemical, Pharmacological and Special Services Division relating to the Axis Replacement Program in Latin America, 1943-45 One cu. ft Includes correspondence (a day file) of Francis Mahony, 6/43 - 2/45, copies of State Dept instructions to missions, drafts of narrative reports on the operation of the Replacement Program in Brazil and Colombia, and a report by Francis A. Mahony on Axis Replacement Program in Latin American (9/20/44)

131-61J0444-B, Box 794: labeled "Chem , Pharm & Spec. Services - Misc. File Daily File - Schering Products."

PERMANENT. Transfer to the National Archives in 2001.

These records are valuable for documenting the "Replacement Program," a World War II economic warfare program whereby the U.S. aimed to subvert Axis economic influence in the chemical and drug field throughout Latin America. Schering Corp., vested by the APC, guided by the State Department and directed by the APC, worked to assist Latin Americans to take over key chemical and drug industries that were bases for Axis penetration and subversion of Latin America. Nationalization of firms was a key measure.

The records are either an accretion to "Working Papers of Francis A. Maloney [sic], 1943-45" (131-61A0444, Box 795), supposedly accessioned under authority of NC3-131-86-1, or records that were to have been accessioned under that authority, as the contents of box 794 match the description of box 795 in the accessioning documentation. Box 795 was also scheduled for immediate disposal under N1/131/86/1/2, but the WNRC history file indicates that the records were accessioned under the authority cited above.

3. Seized records of General Aniline and Film Corp., ca. 1937-42. Ten cu ft..

Consists of routine business records, relating largely to finances and employment, compiled during the period in which the corporation operated under government supervision, chiefly 1942. Includes employee records showing position, rate of pay and previous employment; certificates of disbursements and payments in which disbursing officers certified that materials and equipment had not been used for benefit of a foreign power and that payments had been made for bonafide obligations; daily cash reports; merchandise releases. Some records relate to General Dye Corporation operations.

131-61K0444, Box 802-811

Destroy immediately

These financial and employment records are clearly disposable. They provide no overview of operations and do not document corporate strategy or executive decisions.

4 Correspondence of the Philippine Alien Property Administration records relating to the filing of Philippine Claims, 1947-48. Three cu ft.

Consists of copies of form letters to the Claims Commission forwarding claims against the Philippine Alien Property Administration (PAPA) for return of property or payment of debt for property vested by PAPA or taken over by Bank of Taiwan or other Japanese concern.

Arranged numerically by claim. Some letters include correspondence relating to the claim and/or copies of the claim itself.

131-61M0444-A, Box 886-888

Destroy immediately.

The correspondence is disposable, as it represents simply a record of filings and does not document action taken on the claim. The claim case files themselves are scheduled for disposal in the year 2000 under N1/131/87/1/6, while the Claims Commission findings were scheduled for immediate disposal under N1/131/86/22/3

*131-61R0444, Box 1223-1225 Although identified as records of the Philippine Office on the SF-135 and box labels, these records do not appear to have any connection with that office*

5. Financial records relating to Amerlagne, Inc., 1941-49.

Consists of audit reports, canceled checks, and bookkeeping files relating to Amerlagne, Inc., a Louisiana oil company.

131-61R0444, Box 1223-1224

Destroy immediately.

6. Patent administration records, 1942-54.

Consists of a patent investigation case file relating to rights and royalties due on vested German patents by the Allied Process Corp., 1942-54, as well as a series of folders relating to refunds on royalties on expired patents, 1945-49.

131-61R0444, Box 1225.

Destroy immediately.

Patent records similar to those in box 1225 were destroyed under N1/131/86/19, items 3 and 5.

- 7 Vested property ledgers of the Philippine Alien Property Administration, arranged numerically by vesting order, 1946-48. One cu. ft.

The three volumes consist of ledger sheets that list vesting order, effective date, name of property, description with names of owners, and brief cryptic notations re debits and what was

realized The property includes shares in corporations, memberships in country clubs owned by Japanese banks, leases, and land and improvements.

131-61R0444-C, Box 1243. No box number in NARS-5 series title, identified by NARS-5 location

The box is mislabeled as "OAP. Philippine Office Accounting records re Yokohoma Specie Bank " Although these records originated with the Philippine office, they have nothing to do with the Yokohoma Specie Bank.

Destroy immediately.

These records have no research value Similar vested property ledgers in what was box 1245 of this accession were destroyed under N1/131/86/30/22

#### **131-64A0630**

8. General records of the Accounts Section, Comptroller's Division, 1943-60. One cu ft

Consists of an inventory of personal property offered for sale in October 1947, form memos regarding the assignment of account and file numbers, lists of serials that had matured into patents, and copies of requisitions, 1943-60.

131-64F0630-A, Box 488

Destroy immediately.

Actual accounts of the Accounts Section, Comptroller's Division, were destroyed under N1/131/86/19, items 1 and 2.

#### **131-64A0896**

9. Litigation records, 1943-59. One cu. ft.

Consists of a single four-section case file (9-21-74), containing correspondence, reports, and pleadings relating to the case of Walter H. Duisberg v U.S , over shares of General Dyestaff Corp vested by the APC.

131-64EA896, Box 539

PERMANENT. Transfer to the National Archives in 2001.

As this case became a matter of private legislation that was of interest to a congressional committee, the file meets the standard for permanent retention under the authority established for disposition of other OAP litigation case files (N1/131/86/27/2A).

**131-65B1063** (*Described on SF-135 as Enclosures to General Files*)

10. Enclosures maintained in 131-65B1063, Box 1

A. Enclosures to Estate Case Files maintained with General Correspondence. Less than one cu. ft

Consists of enclosures to case files 017-27887 (attachments to a memo relating to the estate of Herman Dunkel) and 017-26052 (a San Francisco file containing copies of filings in state court regarding division of the estate of Guido Pocker, to which U.S. laid claim, as immediate relatives were German aliens).

131-65B1063, Box 1

Disposition: Destroy during archival processing

These are enclosures to case files located in 131-67Z0010ZV, Box 382-431. As the case files and routine correspondence in this accession are being rescheduled for disposal during archival processing (Job No. N1-131-00-2, Item 6B(2)) As the case files are slated for disposal, the related enclosures need not be preserved.

B. Enclosures to General Correspondence File No 034-220 (Berlin cases – consisting of investigative reports from Munich, with enclosures, relating efforts to document identity and background of claimants connected with Jewish Restitution Successor Organization claims). Less than one cu. ft

131-65B1063, Box 1 (part)

PERMANENT. Transfer to the National Archives in 2001.

At first glance these enclosures appear to be enclosures to intercustodial bank files destroyed under N1/131/87/2/1 (identified as 034-217 thru 034-223, but apparently not including 034-220). But they actually are enclosures to General Correspondence File No. 9-100-034-220 (whose subject is “Heirless Assets”), which is maintained (out of proper numerical order) in 131-61N0109, Box 196, as part of the numerically arranged general correspondence files scheduled for transfer to the National Archives in the year 2000 under Job No. N1-131-87-1, Item 13.

C The remainder of the box consists of enclosures to vested property case files scheduled for disposal under Item 11.

11. Enclosures to Vested Asset Case Files

Briefs, exhibits, reports and other attachments and bulky enclosures to vested asset case files. 317 cu. ft.

131-65B1063, Box 1 (part) -318

Destroy in the year 2010.

The vested asset case files to which these enclosures relate were appraised as disposable under Job No. N1-131-87-2, item 3, and the disposition applied to the enclosures is the same as that attached to the case files

12. Enclosures to Litigation Case Files and General Subdivision ("0") Files

Reports, and other attachments and bulky enclosures to litigation case files and general subdivision files. The general subdivision files include enclosures to general correspondence ("0"), reports ("06"), policy and procedures ("012") and instructions ("016") 2 cu. ft.

131-65B1063, Box 319-319A

PERMANENT. Transfer to the National Archives in 2001. Destroy enclosures relating to disposable case files during archival processing

The general subdivision correspondence files ("0") include categories previously designated for permanent retention for other classes of DOJ litigation case files because of their value for documenting overall enforcement policies. The enclosures to the case files require preservation because significant litigation case files are designated for permanent retention under Job No. N1-131-86-27, Item 2A

**131-67A0010**

13. Audit Reports, ca. 1954-65. 8 cu. ft. Consists of statements of account (Audit reports), correspondence, and workpapers relating to divestiture and transfer of net proceeds from vested accounts to individuals, businesses, foreign governments, or to the U.S. Treasury. The statements of account show amounts recoverable by the Government for audits and other administrative expenses. The audit reports were prepared by the Comptroller's Unit, which maintained this set of files

131-67H0010, Boxes 100-102 - described on SF-135 as "audit reports of cash divested into blocked accounts or direct to individuals," arranged numerically by vesting order. Similar audit reports relating to other matters were destroyed under N1/131/86/5, items 1-4.

131-67I0010, Box 103 - described on SF-135 as "audit reports of cash transferred to the U.S. Treasury" for credit to Bulgarian, Hungarian, and Rumanian claims, arranged numerically by satellite vesting order.

131-67J0010, Box 104-106 - described on SF-135 as audit reports of claims, property returned pursuant to litigation settlements and private laws, and cases involved in intercustodial conflicts with certain foreign countries

131-67K0010, Box 107 - described on SF-135 as audit reports of property returned pursuant to administrative determinations.

Disposition: Destroy in the year 2010

The accounts and claims to these audit reports relate are already authorized for disposal. Forty-six cu ft. of closely related audit reports were destroyed under authority of Job No. N1-131-86-5.

*131-67A0010, Boxes 197-209, are described on the SF-135 as Philippine Alien Property records. Boxes 197-8, 202-6, & 208 were scheduled via N1/131/86/11/2, box 199 and 201 via N1/131/86/23/1 and box 200 via N1/131/86/23/10. Disposition for the contents of boxes 207 and 209 are provided by Items 14 and 15 of this job*

14. 131-67Q0010-E, Box 207 (*Described on SF-135 as Misc Corr , Manila Office, and Index Cards to Philippine Vesting Orders*)

A Correspondence of the Comptroller's Division regarding operation of its branch office in the Philippines, 1945-60. One lin. in. (one folder), chronologically arranged. Relates chiefly to administrative expenses, accounts, submissions of vouchers, transfers of funds, audits, and resolution of accounting discrepancies.

Destroy immediately.

B. Index to holders of Northern Philippines property that was reviewed for vesting by the Philippine Alien Property Administration (PAPA). Ca two lin. ft. Arranged alphabetically by name of individual or firm. These 5 x 8 cards summarize action taken against specified real and personal property over the period 1945-55. A number of cases were closed without vesting

Destroy immediately.

This series is mistakenly identified on the SF-135 as an index to Philippine vesting orders. While the index entries do cite vesting orders in cases in which a piece of property was vested, the entries are accessible only by name of property holder, not by vesting order number.

15. PAPA vested property ledgers, ca. 1947-54. Arranged numerically by vesting order, with each sheet providing name of property holder, vesting order issuance date, description, location and classification of property, disposition, and related claims. There are original and duplicate vesting order ledgers, as well as a subsidiary ledger tracking the sale and transfer of vested property by category of property. The ledgers extend into Box 210

131-67Q0010-G, Box 209

Destroy immediately.

Earlier schedules (Job Nos. N1-131-86-22 and -23) have identified a number of series of PAPA records for permanent retention, including published annual reports, subject files, litigation case files, and records documenting the transfer of vested property to the Philippines government. These ledgers provide little information regarding the substantive activities of the PAPA. And as the financial records related to the ledgers have been destroyed, the ledgers lack administrative or research value.

16 131-67R0010, Box 210-211

A PAPA vested property ledgers, ca 1947-54.

131-67R0010, Box 210 (part)

Apply disposition standards provided by Item 15 (Destroy immediately).

B. Correspondence of the Comptroller's Division relating to the employment of accountants and the conduct of audits, including workpapers and lists of fiscal entries, 1940-69. Arranged by subject. The correspondence covers submission of bids from accounting firms, access to financial records, provision of information relating to account and financial transactions, resolution of discrepancies, and related matters.

131-67R0010, Box 210 (part) - 211 (part).

Destroy immediately.

C. Reference material maintained by the Comptroller's Division, 1942-46. Three lin. in  
Consists of a single binder containing copies of published regulations, general orders, slip laws, press releases, and executive orders relating to the operations of the Alien Property Custodian.

131-67R0010, Box 211 (part).

Destroy immediately.

None of this material is unique, and the limited amount indicates that the collection is in no way comprehensive.

*67A0010, Boxes 220-226, are described on the SF-135 as schedules of receipts and disbursements. The remainder of the boxes were destroyed under N1/131/86/30/13 (box 220), /14 (Box 223), /18 (box 225), and /21 (box 226) Disposition for the contents of Boxes 221-2 is provided under Item 17 of this job*

17. 131-67X0010-AA, Boxes 221-222 - described on SF-135 as "J.B M. control runs for vested property," 1965 to date (box 221) and financial statements (vested property) and statements of U.S Treasury, 1960 to date (box 222)

The boxes are present on the shelf, but they are empty and lack chargeouts. As the SF-135 references the contents of the boxes as "retained," it is probable that OAP planned to forward the records to WNRC at a later date for inclusion in the accession, but failed to do so.

Nonrecord material.

Destroy immediately.

18 131-67Z0010-I, Boxes 432-433 (*Described on SF-135 as "019" files covering an application, licenses files, vesting order, patent contract and PC file*)

A. Patent License and Royalty Case Files, ca. 1942-64 Two cu. ft Arranged roughly by case. These files originally were created by the Patent Contract and Licensing Unit of the APC's Legal and Legislative Section. Includes correspondence, reports, license applications and agreements, royalty payment reports, and records relating to the investigation of patent ownership. The cases cover the Heberlein Patent Corporation (waterproofing textile patents), General Aniline and Film and Standard Oil of New Jersey (which were suspected of obtaining patent rights from I. G. Farbenindustrie, A. G., under "cloaking transactions"), and the Winthrop Chemical Corporation

131-67Z0010-I, Box 432 and 433 (part)

Destroy immediately.

Other patent license case files, royalty license case files, and patent investigation case files were scheduled as separate series and destroyed under authority of N1/131/86/19/2, /3, and /5. 019-sub files in boxes 434-6 were scheduled and destroyed under N1/131/86/30/3 and /5)

B. Copyright inquiry case files, 1943. Less than one lin. in. Arranged numerically Consists of correspondence relating to reporting requirements for interests in foreign royalties.

131-67Z0010-I, Box 433 (part)

Destroy immediately.

Files are labeled 9-100-019-4509 and -6829. They are apparently out of place. This is the same series found in 131-64A0896, Box 224-294 (Box 100-293 of this accession were scheduled and destroyed under N1/131/86/19/2).

19. Copyright license case files, 1942-67. One cu. ft. Consists of copyright license agreements, correspondence, royalty reports, remittance advices, and copies of copyrighted material. Arranged numerically by copyright license number.

131-67Z0010-PA, Box 524.

Destroy immediately.

The remainder of the copyright license case files were destroyed under authority of N1/131/86/13/2. This box appears to have been overlooked.

20. Proclaimed List of Certain Blocked Nationals, 1942-44. Ca. one lin. ft. Arranged chronologically by date of issuance. Consists of one bundle of GPO publications of Department of State listings, by country, of persons and firms falling under Presidential Proclamation 2497 of June 17, 1941. A note attached to the bundle indicates that the set is complete through Rev. 8 of 1944. Most of the pamphlets are nicely bound in eight volumes.

131-67Z0010-ZRB, Bundle 2994.

PERMANENT. Transfer to the National Archives in 2001.

The NARA Library wishes to add these publications to its holdings