

COPY

T W I I

Berlin NUB 263 367 10.12.38

To : All Police Headquarters

ATTN : Inspectors of Security Police
Main Office of Security Service (SD)
Reich Criminal Police Department.

C O N F I D E N T I A L

Concerning: Prosecution of Excesses in connection with the Anti-Jewish Actions in November 1938.

I hereby repeat the general lines of policy which have been announced orally at the Berlin meeting of 9 December 1938, and expect strictest compliance. In questionable individual cases, my decision is to be requested.

1. In all cases in which (even presumably) the crime of manslaughter, heavy assault and battery, extortion, moral offenses, or looting (theft, embezzlement, etc.) have been committed, an investigation of the following has to be introduced at once:
 - a) The accused
 - b) Facts
 - c) Motives

The inquiries are to be conducted in such a manner as not to attract undue attention. The local State Police HQ is responsible for the conduct of the inquiries. For preliminary political verdicts, the local provincial Nazi Court (Gaugericht) will be held responsible.

Concerning a) First it has to be established whether the accused was a member of the party, or an organization closely connected with the party. If possible, all further inquiries should be conducted in close collaboration with the local provincial court of the party (Gaugericht). This also applies in those cases which involve - aside from Party members, etc - also non-Party members. At the same time records of previous convictions or sentences of all concerned have to be obtained from the local court authorities, including those previous convictions which may be classified "confidential". They should be investigated in important cases to permit a critical examination regarding the political, criminal, and personal aspects of the case.

Concerning b) The inquiries must have as their goal a very objective and truthful reconstruction of the facts. If difficulties should arise during the investigation, the cooperation of the "Gaugericht" should be asked for. Should the combined efforts be without results, the situation must be reported to me by teletype. The local criminal police may be asked for assistance if considered necessary. That goes particularly for the identification ~~of~~. A necessary part of the investigation should be the exploitation of objects of evidence which have not been delivered previously.

Concerning c) Exact exploitation of motives must be determined. If no idealistic motives are present, the type of criminal motives have to be established (Self-interest, sadism, brutality, etc.) To begin with, idealistic motives will not be treated with special consideration, if the manner of execution of the crime shows inhuman behavior. Important in this connection is the determination of possible orders from superiors.

2. To assure that all cases will be dealt with, you will consult the local State attorneys and criminal police, and ask them to deliver any complaints that might be present at that office. Subject to investigation are all excesses mentioned in paragraph (1). This also includes cases which may already have been suspended by the State Attorneys.
3. Necessary arrests, if members of the Party, etc. are involved, will be discussed in detail with the "Gaugericht". When the arrested persons are no longer needed for the continuation of the inquiry, they will be shipped individually to the GESTAPO HQ (II H). In all other cases the procedures must be such that non-party members will be placed under worse conditions than party-members., etc.
4. After completion of the investigation, an examination of the determined circumstances of the case will be made in conjunction with the "Gaugericht". In cases of manslaughter, of heavy assault or extortion, the investigation papers will be sent at once to the GESTAPO, Dept II H, after the preliminary hearing at the "Gaugericht" has been completed. The preliminary political verdict of the "Gaugericht" will be enclosed. Just as the "Gaugericht" judges are personally responsible for the quickest execution of the investigation procedures, the State Police officials are held responsible for the fastest carrying out of all necessary inquiries in these extreme cases. Crimes of manslaughter will be considered extreme cases without further question. Of the results in all other cases, only the following has to be reported:
The concluding decision of the "Gaugericht", and the manner of execution of the procedures which have been described in the report.
5. Extortioners and looters which acted in self-interest, especially those which have been previously convicted of similar crimes, must be arrested in any event, and turned over to the Court after the completion of the investigation. This is in reference to paragraph (3).
6. Moral offenders are to be seized, and after explanation of the circumstances, with cooperation of the local "Gaugericht", to be turned over to the examining magistrate.
7. Cases of arson, wilful destruction, demolishing of synagogues and Jewish cemeteries will definitely not be prosecuted.
8. By the 15th of December, 1938, the various State Police HQ's will present to me a list of all cases which are to be prosecuted by the given guiding principles. This statement has to include: time and place of crime, personal facts about the accused, their membership in the Party, etc., their previous convictions, and a short report of the state of the case. Where reports, covering individual cases, have already been filed, it will be permissible - provided that no other new facts or circumstances have since been discovered - to refer back to such previous reports without any detailed explanation. I cannot grant an extension of the above time limit.

signed (HEYDRICH)

Chief of the Security Police - PP II

ANTI-JEWISH DEMONSTRATIONS OF
9-10 NOVEMBER 1938

ARRESTS - TRANSFERS INTO
CONCENTRATION CAMPS - RELEASES
AND REPORTS

COPY

TWX

Berlin NUE 243 404

9 November 23.55 -Se-

To all State Police Buros - Chiefs or Deputy Chiefs-

This TWX will be transmitted in the speediest manner and delivered at once.

Confidential

- 1.) Demonstrations against Jews and particularly their synagogues will take place very shortly, throughout all of Germany. These demonstrations will not be interfered with, but measures will be taken in cooperation with the regular police to prevent looting and similar excesses.
- 2.) Important archives which may be found in the synagogues are to be safeguarded immediately.
- 3.) Preparations will be made for the arrest of some 20- to 30,000 Jews in Germany. Primarily well-to-do Jews will be chosen. Further instructions will be issued in the course of this night.
- 4.) The most severe measures will be applied against Jews found in possession of weapons during the demonstrations. Emergency SS and regular SS troops may be drawn upon for all phases of the action. The State Police, however, will take suitable measures to see that it remains in control of the actions. Plundering, theft, etc., will be prevented in any case. Communications with the competent Security Service commands (Main and Subordinate Branches) will be immediately established for the purpose of safeguarding of documentary property (Materialien).
- 5.) Supplementary instructions for State Police Koln: There is specially important material in the Koln synagogue. The speediest measures will be taken in cooperation with the Security Service to safeguard this material immediately.

Hq. Secret State Police II Muller.

COPY

TWX

Flash Munich 77 767

10 Nov 38 0120 - Chu 1.

To all State Police Hq and Branch Offices, all Security Service Commands in Main and Subordinate Branches.

Flash, urgent, immediate delivery!

For urgent and immediate delivery to the Chief or his Deputy.

Subject: Measures to be taken against Jews tonight.

As a result of the attempt on the life of Legation Secretary vom Rath in Paris, anti-Jewish demonstrations are to be expected throughout the Reich in the course of this night - 9-10 November 1938. The following instructions will be observed in dealing with these demonstrations:

- 1.) The State Police Chiefs or their Deputies will, immediately upon receipt of this TWX, communicate by telephone with the Provincial Party Leader (Gauleiter) or District Office and arrange a conference on the execution of the planned actions. This conference, which the competent Inspector or Chief of the regular police will also attend, will notify the Political Division that the German Police has received from the Reichsfuhrer SS and Chief of German Police the following orders, to which the measures of the Political Division will be suitably adapted:
 - a) Only such measures will be taken as do not endanger German lives or property (e.g., synagogues may be set afire only if there is no danger of spreading the flames to neighboring buildings).
 - b) Jewish shops and homes may be destroyed, but not looted. The police are instructed to insure the observance of this order and to arrest looters.
 - c) Special precautions will be taken in business streets, in order to protect without fail the Non-Jewish shops.
 - d) Foreigners, even if Jewish, will not be molested.
- 2.) Provided that the instructions listed under Par. 1) are observed, the demonstrations will not be interfered with, but merely supervised in order to keep them within the limits defined.

- 3.) Immediately after the receipt of this TWX the police will confiscate the archives of all synagogues and offices of Jewish communal organizations, so that they will not be destroyed in the course of the actions. Attention should be paid to historically valuable documents and materials rather than to such items as recent tax-lists, etc. This archival material will be delivered to the competent Security Service Office.
- 4.) The State Police will direct the measures taken by the Security Police in connection with the anti-Jewish actions, except where the Inspectors of Security Police give their own orders. Criminal Police officers and members of the Security Service, SS Emergency Regular SS troops may be called upon for the execution of these measures.
- 5.) As soon as the nature of the night's actions permits, the officers assigned to this duty will proceed to arrest as many Jews in all districts as the available jail-space will hold. Well-to-do Jews will be singled out for arrest, and primarily only healthy male adults of not too advanced age rounded up. Immediately after completion of the arrests, the competent concentration camp will be notified in order to provide for speediest transfer of Jews to the camp. Special attention will be paid that no Jew arrested in these circumstances is to be mistreated.
- 6.) The contents of this order will be transmitted to the competent inspectors and chiefs of the regular police (Ordnungspolizei) and the Security Service Main and Subordinate Branches (Ober und Unterabschnitte), with the supplementary note that these police measures have been ordered by the Reichsführer SS and Chief of German Police. The chief of the regular police has issued corresponding orders to regular police and the fire-fighting police. Closest cooperation for the execution of these measures will be insured between the Security and regular police.

Receipt of this TWX will be acknowledged through TWX to the Hq of Secret State Police, attention SS Standartenführer Müller, by the State Police Chief or his Deputy.

Signed: Heydrich, SS Gruppenführer

Secret State Police,
Branch Office Würzburg

Würzburg, 17 Nov. 1938

S E C R E T

Br. Nr. II B - 1159/38 g
Wi/hI

To the Office of the Chief of Police of Würzburg,
attention of the Chief of Office, or Deputy;

To the 22 district administration offices of
Mainfranken, attention of the district chiefs
or their deputies;

To the District Chiefs acting as City Commissioners,
or their deputies, of the municipalities of
Aschaffenburg,
Schweinfurt,
Bad Kissingen,
Kitzingen.

For their information, to the Regional Administration
of Mainfranken, Würzburg, and to the Aschaffenburg
branch office of the Regional Administration.

Subject : Action against Jews holding Reich
citizenship.

In accordance with several new orders of the Reichs Chief
of the SS and Chief of the German Police in the Reichs Ministry
for Internal Affairs, of the Chief of the Security Police, and
of Secret State Police Headquarters in Berlin, it is directed :

1) Arrests of Jews

No further Jews are to be arrested, effective at once.

2) Aryanization

Negotiations regarding Aryanization are not to be disturbed
by the fact that the owners or co-owners are in protective custo-
dy. In cases where Jews now held in protective custody are required
so that such negotiations may be initiated or continued, applica-
tions for release are to be submitted to the Würzburg branch office
of the State Police, if the circumstances warrant it.

3) Emigration

Emigration of Jews is not to be interfered with. Relatives or
Plenipotentiaries of Jews already holding emigration papers, or
whose date of emigration is imminent, are to be directed to report
in person to the State Police branch office in Würzburg so that
the emigration involved may take place.

4) Release of persons unfit for the camps

If you are now holding in your jurisdiction arrested Jews who are either over 60 years of age, or termed unfit for the camps or unfit for labor because ill or physically incapacitated in opinions rendered by the district medical officer, such Jews are to be released at once. A register of Jews thus released is to be submitted at once in an urgent letter. This provision is not applicable to Jews held for specific reasons (such as political or criminal offenses). In these cases applications are to be filed here for orders for confinement in protective custody, as in the past.

5) Release for special reasons.

Where release appears indicated for reasons other than those listed above (for instance furtherance of Germany's foreign trade), motivated applications are to be submitted here.

6) Looters and looted goods.

In principle, criminal proceedings are to be instituted against looters who have acquired property for their own profit in connection with these events, or who have had any part in such acquisition of property; no consideration is to be given to the personal standing of the individuals involved. Such criminal indictments are to be submitted to the State Police Branch Office in Würzburg, upon completion of the investigations, in three copies.

All possible care is to be put into efforts to recover the stolen goods, in particular items containing gold and precious stones. These objects are to be turned over to the Würzburg Branch Office of the State Police and are to be accompanied by an itemized list. This list will also include all objects now held in your custody, with a detailed description, and with an approximate indication of value either estimated by you, or based on the estimates of appropriate experts. Further, the former owners as well as the offenders (looters) are to be listed.
Deadline : 25 November 1938.

7) Other Jewish property.

In principle, use of Jewish property confiscated or taken into custody in the course of these events is prohibited. This includes in particular use of motor vehicles. Requests for permission to use such property, submitted by Government and Party agencies, or private individuals, will therefore serve no purpose.

8) Archives and Documents taken into custody.

The archives and documents taken into custody in the course of these events are to be collected under the supervision of your office and are to be held until further notice. Examination and pick-up will be arranged for by this office in due course. You

are requested to report on the location of the repositories.

9) Synagogues.

Reconstruction and repair of destroyed and damaged synagogues is prohibited until further notice.

10) Damages suffered by non-Jews.

Not later than 25 November 1938, a report is to be filed listing all damages suffered in the course of this action by non-Jews. The list must contain amount of damages, name of the non-Jew involved, name of the Jew against whom the protest action was intended to be directed. In determining the amount of damages, Jews of course are not to be questioned.

11) Possession of Weapons.

Your attention is directed to the order of the Reichs Minister for Internal Affairs of 11. November 1938 (German Law Journal I, Nr. 188, page 1573). If weapons and ammunition (82 of this order) have been found, they are to be confiscated and to be sent here. Criminal indictments are to be submitted here in three copies.

Signature illegible.

Secret State Police
Branch Office Wuerzburg
Teletype Section

Received
28 November 1938

No. 15011 MUNICH No. 49 336 28.11.38 1120 == BR ==

To the State Police Branch Offices Augsburg, Regensburg, Nürnberg-Furth, Würzburg and Neustadt/Weinstrasse

SUBJECT: Arrest Action against Jews

Upon request of the Bavarian State Ministry of the Interior, Police Department, I request immediate notification how many Jews were arrested in your jurisdiction in the course of the arrest action. Furthermore, a copy of the report sent daily to the Chief of the Security Police regarding the Jewish arrestees up for release, is to be submitted directly to the Bavarian State Ministry of the Interior, Police Department. (Cfr. TWX order of the Chief of the Security Police of 15 November 1938, No. 242 396)

No. 9458 II D

- 1. Copy of the order has been received by departments II/2 and III.**
- 2. To be included in the special file.**

Würzburg, 30.11.38
Secret State Police
Office of State Police
By Order: VOGEL

Regional State Police Office Munich B No. 31 737/38 II D

Klein H.

COPY

Berlin Nue 257 025 1.121200 == Ru ==

To State Police Würzburg

SUBJECT: Release of rabbis and employees of the Jewish community
(Kultusangestellten)

REFERENCE: Your TWX of 26 November 1938, No. 14,974

I am in agreement with the release of rabbis and employees of the Jewish community in furtherance of the emigration of members of the community and of charitable purposes etc., provided that no special considerations operate against such release.

Secret State Police II D General Affairs No. 38.305

Secret State Police
Branch Office Würzburg
Teletype Section

Received
8 December 1938

Nr. 15213 BERLIN NUE 261 407 8.12.38 - RU -

To all State Police headquarters and branch offices.

Subject: Report regarding release of Jewish arrestees.

Re. Flash order of 16 November 1938 A NUE 247 396, paragraph 7.

Some State Police headquarters and branch offices submit lists with names of released arrestees. In some instances lists have also been submitted showing arrestees for which only application for release has been filed. In order to save work I request that reports on releases be submitted daily by TWX shall indicate, as heretofore, only the number of Jewish arrestees already released; it is immaterial whether the arrestees are still held in your jurisdiction or in concentration camps. Within 15 December 1938 one of the reports will include the total number of Jews arrested in this action.

In addition to these daily numerical reports, there will be submitted on simple blanks which may be reproduced by multi-graph, reports showing name, personal data and date of release; these are to be forwarded after the release has taken place.

Secret State Police Headquarters
II D General Affairs Nr. 38 310

Nr. 7907 II D

1. The total number of Jews arrested in this jurisdiction of the State Police in the course of the revenge action was reported to the Secret State Police Headquarters within the set deadline. The papers referred to (Forms on arrests, file cards in duplicate and forms on releases covering the Jews which in the meantime had been released) were submitted to the department II D of the Secret State Police Headquarters, attached to our report of 22 December 1938.
2. To be included in the special file.

Würzburg, 23 December 1938
Secret State Police
State Police Branch Office,

by order
signed Vogel.

Secret State Police
Branch Office Würzburg
Teletype Section

Received
28 Nov. 1938

Nr.15032 Dr. BERLIN NUE 255 031 28.11.38 2000 - HFM -

To all State Police headquarters and branch offices.
For their information to the leader of the SS Death Head organisations, and Inspector of the Concentration Camps, and to the commandants of the concentration camps Buchenwald, Dachau and Sachsenhausen.

Urgent. Submit at once.

Subject: Release of Jewish arrestees who were combat soldiers.

Upon order of Minister President General Field Marshal Göring all Jews who were arrested in the course of the revenge action and who were combat soldiers, are to be released.

All Jewish arrestees holding the Combat Soldiers Cross and those which in individual cases may be able to furnish other proof of activity as combat soldiers, are covered by this provision.

Supplementing my orders of 14, 16 and 25 Nov. I request therefore to begin at once the necessary investigations, and to order releases as a matter of your own competence in all such cases where the status of protective custody has not yet been confirmed by this office.

In all other cases release is to be applied for here.

In cases where the arrestees have already been transferred to the concentration camps, and the evidence does not result from the documents locally available, the investigation is to be conducted at once in contact and in agreement with the concentration camps involved. In cases where special considerations operate against a release, my decision is to be obtained.

I request that notification of release be prepared covering each arrestee separately on a form which - same as the notification of arrest - can be reproduced by multigraph. These notifications are to be assembled for submission to this office.

The Chief of Security Police

S. PP II D Nr. 7624/38

signed Heydrich

Secret State Police
Branch Office Würzburg
Teletype Section

Received
24 Nov. 1938

Nr. 14927 Dr. BERLIN NUE 251 754 V. 24.11.38. 21.30 - KN -

To all State Police headquarters and branch offices. Also for their information to the inspectors of the Security Police, to the leader of the SS Death Head organisations and Inspector of Concentration Camps, and to the commandants of the concentration camps Dachau, Buchenwald and Sachsenhausen.

Urgent. At once.

Numerous reports received here force me to believe that my Flash order of the 10th November 1938 0134 hours, paragraph 5, regarding actions against Jews, has not been given sufficient attention by the State Police headquarters and branch offices. Jews up to 80 years of age, obviously ill, imbeciles, etc. have been transferred to the camps. I expect that the State Police headquarters and branch offices, in consideration of my order, will execute in particular my order of 16 November 1938 within the shortest possible time, mobilizing all employees.

The Chief of Security Police

S PP II D Nr. 7574/38

signed Heydrich

Nr. 9342 II D

I. Copy of the above order has been passed on to department II/2 and III.

II. Included in special file.

Würzburg, 13. 11. 38.
Secret State Police
State Police Branch Office
by order,
signed Vogel.

Vo/Lo

Secret State Police
Branch Office Würzburg
Teletype Section

Received
25 November 1938.

Nr. 14956 BERLIN NUE 253 213 25.11.38. 19.23 - BUE -

To all State Police headquarters and branch offices.
Also for their information to the inspectors of the Security
Police, to the leader of the SS Death Head organisations and
Inspector of Concentration Camps.

The Reichs Ministry of Justice requests that those
Jewish counsellors at law which on the basis of a detailed
arrangement with the competent authorities will be able to re-
sume their practice on 1 December 1938, be released from pre-
fective custody.

The Presidents of the competent Courts of Appeal will
submit to the State Police headquarters and branch offices
lists of such counsellors at law, with the request that re-
leases be ordered. Such requests are to be complied with.

The Chief of Security Police,
signed Heydrich.

B Nr. - II B - 9421/38

To Department II/1 for information and further action.

Würzburg, 29. November 1938
Secret State Police,
State Police Branch Office,
by order
signed illegible.

Nr. 2491 II D

1. Applications for release filed under the above provision
have not been received so far in the State Police Branch
office in Würzburg.
2. To be included in the file.

Würzburg, 5 December 1938
Secret State Police,
State Police Branch Office,
by order
signed Vogel

Secret State Police
Branch Office Würzburg
Teletype Section

Received
25 Novem.1938

Nr. 14961 BERLIN NUE 253 219 25.11.38. 21.45 - SE -

To all State Police Headquarters and Branch Offices. For their information to the inspectors of the Security Police, to the leader of the SS Death Head organisations and Inspector of Concentration camps, to the commandants of the concentration camps Dachau, Buchenwald, Sachsenhausen.

Referred to my TWX order of 16 November 1938, 2005 hours, I order as follows:

The Jews arrested in the course of the protest action and now held in your jurisdiction are to be transferred to the nearest Concentration Camp, provided that they are fit for labor, not above 60 years of age, and provided that their cases have been carefully double-checked under my above listed order. The double-check of those to be transferred under the directives of 16 Nov. 1938 is to be handled liberally. Before each transport leaves, an inquiry is to be sent by TWX to the Secret State Police headquarters, Department II D, as to whether the concentration camp of prospective destination is ready for further receipts.

The Chief of Security Police
signed Heydrich

Secret State Police
Branch Office Würzburg
Teletype Section

Received
14 Nov. 1938

Nr. 14564 RKPA Berlin FS Nr. 175 14.11.38. 1907 -GR-

To the chiefs of all Criminal Police headquarters and branch offices except the Berlin headquarters, or to their deputies.

In connection with the recent spontaneous defense measures which the German people took in reply to the Jewish provocation, a few irresponsible elements have taken advantage of the situation in order to loot, and have personally profited from such thefts.

The Chief of the Security Police has ordered that all possible care be put into efforts to recover the stolen objects, in particular items containing gold and precious stones.

The Criminal Police will support the efforts of the State Police in the following three directions:

1. A permanent check is to be conducted with physical inspections (Sachfahndungen) in pawn shops, shops engaged in the purchase of gold etc.

Valuable objects found in these places which are assumed to result from the above mentioned thefts, are to be confiscated; if the articles prove to have been looted, they are to be turned over to the competent office of the State Police. Receipts will be obtained from such offices.

2. If articles are voluntarily delivered to the Criminal Police, the same procedure is to be applied.

3. The Deputy of the Führer will instruct all organizations of the Party to support the investigations of the police and in particular the investigations of the Criminal Police by filing informations or by giving informal directions; informations received in this manner are to be processed in the manner indicated above under (1). A register of all confiscated valuable objects turned over by the criminal police to the competent office of the State Police is to be forwarded at once to the Reichs Criminal Police Headquarters. This register should also indicate estimated values of these objects.

Reichskriminalpolizeiamt Berlin

(Reichs Criminal Police Headquarters
Berlin)

Nr. RKPA 464/38 O
by order signed Nebe

Secret State Police
Branch Office Würzburg
Teletype Section

Received
15 November 1938

Nr. 14660 BERLIN NUE 247 163 15.11.38. - RU -

To all State Police headquarters and branch offices.

Urgent. Submit at once.

In order to complete a statistical picture of the Jews arrested in the course of the protest action for the files of the Secret State Police Headquarters, I order:

1. For each arrested Jew there will be filed if possible at once, a form which must contain the following data:

Name of the branch office or headquarters of the State Police, date of compilation, name and first name of the Jew, date and place of birth, occupation, family status, nationality, religion, residence, date of arrest, present location, and if applicable, on what date transferred to what concentration camp.

2. In addition, for each arrested Jew, 2 of the customary blue file cards are to be prepared.

3. The forms which may be reproduced by multigraph, are subsequently to be forwarded together with the file cards, to the Secret State Police Headquarters, Department II D.

4. This survey of arrested Jews is to be completed by 20 November 1938, if possible.

5. Inquiries addressed to the concentration camps regarding missing details as listed above under (1) are to be avoided. Such missing data can be furnished later.

Secret State Police Headquarters

II D

Secret State Police
Branch Office Würzburg
Teletype Section

Received
16 Nov. 38

Nr. 14690 - BERLIN NUE 247 396 16.11.38. 2040 - SE -

FLASH - TWX - To all State Police headquarters and branch offices, also to be communicated to the leader of the SS Death Head organisations, and inspector of concentration camps, and to the commandants of the concentration camps.

Submit at once.

1. The planned arrests of Jews are to cease at once. Transfers to concentration camps for which arrangements have been made are to be postponed. Further instructions will follow tomorrow. Regarding the further handling of the Jews which were taken into protective custody in the course of the protest action, I order:

2. Negotiations regarding Aryanization are not to be disturbed by the fact that the owners or co-owners are in protective custody. Jews now held in protective custody which are required so that such negotiations may be initiated or continued, are to be released at once. This matter is to be handled liberally so as to further the desirable aryanizations. In this connection, I refer to my TWX instruction of 15 November 1938 under which the State Police offices are authorized to submit applications for release directly to the concentration camps.

3. In the same manner, the emigration of those Jews who are already holding identity papers, or whose date of emigration is imminent, is not to be impeded. Exception is made in cases where political, criminal or economical considerations are involved. The Secret State Police Headquarters is to be notified of all cases requiring such a special handling, and application is to be made in such cases for issuing of orders for confinement in protective custody.

4. Jews arrested in the course of the protest action are to be released at once, if they are over 60 years of age, ill or physically incapacitated. In the very near future only healthy Jews fit for labor are to be found in the concentration camps. Exceptions which do not conform with these basic principles are to be reported at once to the Secret State Police Headquarters, Department II D; application is to be made for orders for confinement in protective

custody, and the special notices are to be indicated. Decisions on releases under this paragraph 4 are to be handled liberally so as to clean out the concentration camps.

5. Furthermore, Jews are to be released at once if this appears desirable in the interest of the German economy, especially in the interest of the German export business. In case of doubt, or where special circumstances call for different handling, my decision is to be obtained.

6. The State Police headquarters and branch offices are instructed to approve applications for release submitted by the commandants of the concentration camps under paragraph (4) above, at once. I have instructed the commandants of the camps, through the Inspectorate of the Concentration Camps, to submit applications covering cases listed above under (4) automatically directly to the State Police headquarters or branch office which turned the respective cases in.

7. The State Police headquarters and branch offices will report, beginning 17 November 1938, daily by TWX the number of Jews held in protective custody and now up for release under these directives. It makes no difference whether the arrestees are already in a concentration camp, or still under local police jurisdiction.

Supplement for the Inspectorate of the Concentration Camps: In cases involving Jewish prisoners now in protective custody who were arrested and turned in to the camps in the course of the protest action, and who are covered by paragraph (4) of the present directive, I request the camp commandants to apply automatically by TWX to the arresting State Police headquarters or branch office for authority to release these men; a short statement of motives should accompany the applications. Furthermore, I request that the camp commandants be again instructed to comply, where possible at once, with the direct applications for release submitted to them by the State Police headquarters and branch offices.

The Chief of the Security Police
signed Heydrich.

Secret State Police
Branch Office Würzburg
Teletype Section

Received
9 Dec. 1938

Nr. 15373 - BERLIN NUE 261 979 9.12.38 1900 = LZ =

To all State Police headquarters and Branch Offices.

Urgent, - Submit at once.

Subject : Release of Jews.

In a letter intercepted in the district of Tilsit, directed to a Jewish addressee, the unknown Berlin sender emphasizes that for purposes of release of arrested Jews, proof of imminent emigration in the form of purchase of a steamship ticket is sufficient. The competent State Police Office could in such cases be sufficiently persuaded of the emigration by submission of a receipt covering the down payment. A request for refund of the money paid could be made after the release, if the voyage were not actually undertaken. Since this deception evidently will soon be practiced generally in Jewish circles, I request in further reference to my flash orders of the 14th and 16th November 1938 that applications for release are to be granted only in cases where evidence of emigration is produced in a form easy to verify and complete by submission of other appropriate documents.

Insofar as Jews already released for the purpose of emigration have failed to depart within the time limit given them for reasons other than circumstances beyond their control, such Jews are to be arrested again. A detailed report is to be submitted in each single case together with application for issuance of an order for confinement in protective custody.

Secret State Police Headquarters
IID General Affairs Nr. 38 318

deputy signed Mueller

1. Department II/2 has received copy of the above order.
2. To II D for information and compliance.

Würzburg, 12 December 1938
Secret State Police
State Police Office
by order
signed Vogel

1) Letter

To the Office for Military Affairs of the City of Würzburg,
Würzburg, Town Hall

SUBJECT: Protest Action Against Jews. Here: Determination of
the Qualification of Combat Soldier

ANNEXES: 5 Lists

Upon order of the Minister President, General Field
Marshal Göring, it is to be determined which of the Jews arrested
in the course of the protest action are holders of the COMBAT
SOLDIERS CROSS (or can furnish proof of their activity as combat
soldiers in some other manner).

Referring to the telephone conversation which we had
today regarding this matter, I shall thank you for a speedy
check as to which of the Jews listed on the attached registers
are holders of the Combat Soldiers Cross or have furnished proof
regarding their activity as combat soldiers in some other manner
(military identity papers).

2) To be included with the documents under II D.

Würzburg, 1 December 1938
Secret State Police
State Police Office

by order: VOGEL

Munich 47768 10 November 38

-0210- Z1 -

To State Police Hq Augsburg, Nurnberg, Furzburg and Neustadt a.d. Aisch, arrest
Weinstrasse, with the request for immediate transmittal to the Head of
the Regional Administration (Regierungsprasident) and the Regional Party
Chief (Gauleiter).

Urgent

Chief of Police Dept.

Subject: Anti-Jewish Measures.

Target: Freiherr von Thierstein,
SS Gruppenfuhrer and
Gauleiter.

The Berlin Hq of the State Police has just issued the following orders:

- 1.) Anit-Jewish demonstrations will take place very shortly throughout Germany, with synagogues and Jewish communal organizations as special targets. These actions will not be interfered with, but measures will be taken in cooperation with the regular police to prevent looting and similar excesses.
- 2.) Important archives found in the synagogues and offices of communal organizations are to be safeguarded immediately.
- 3.) Preparations will be made for the arrest of some 20- to 30,000 Jews in Germany. Primarily well-to-do Jews will be selected.
- 4.) The most severe measures will be taken against Jews found to possess weapons during these actions. Emergency and Regular SS troops may be drawn upon for all phases of the action. The State Police will take appropriate steps to make sure that it has over-all control of the situation. Plundering, theft, etc., will be prevented in any case. Communication will be established immediately with the competent Security Service commands of Main and Subordinate Branches, for the purpose of safeguarding material and property.

Further it is ordered that:

The uniformed (regular) police will at first do nothing to hinder these demonstrations. However, incendiarism, looting of shops and homes, and attempts to kill, will be prevented. Criminal and State Police officers assigned to this duty will wear civilian clothes. Contact will immediately be established with all Party formations, so that clashes (with them) may be avoided. Attention is drawn to the orders issued by the Chief of Regular Police and Chief of Security Police.

The State Police and Security Service will safeguard immediately all available documents and card-files in the Jewish communal organizations' offices, synagogues, etc. Every effort will be made to arrest immediately as many Jews as the jails will hold, primarily healthy male and well-to-do adults of not too advanced age.

Subject: Anti-Jewish Measures.

Chief of Police Dept.

Signed: Freiherr von Eberstein,
SS Oberguppenfuhrer and
Chief of Police Dept.

The following is a copy of the order of the Chief of Police Dept.:

Officers of the State and Municipal Police will have to arrest
citizens of Jewish descent, for the purpose of preventing the
development of the Jewish community and to prevent their extension
into the State. They will accompany the arrested persons and
bring them to the State Police. The arrested persons will remain till
further notice at the disposal of the State Police. The State Police
will also be responsible for the arrest of the Jewish community
and for the prevention of their extension into the State. The State
Police will also be responsible for the arrest of the Jewish community
and for the prevention of their extension into the State.

COPY

TX

Dr. Munich No. 47 769

10 Nov 38 -0216 - Br -

To the State Police of Augsburg, Nurnberg and Wurzburg.

Subject: Anti-Jewish Measures.

Urgent

The following is by order of the Chief of Security Police:

"Officers of the State and Criminal Police will move about in civilian clothes during the demonstrations and prevent the permissible destruction of Jewish shops and homes from extending into looting. They will accompany the demonstrators and after the latter withdraw, the destroyed shops and homes will be sealed and safeguarded by the uniformed (regular) police. Provision will also be made that the prisoners (Gefangene) are lodged only in the jail-space at present available in all police districts."

Hq of State Police Munich

Signed: Beutel, SS Oberfuhr

COPY

Flash Berlin NUE 243 813

10 Nov 38 1720 KU.

- 13

To all Hq of State Police.

In accordance with the instructions and commands of the Chief of Security Police.

For Immediate Transmittal

In accordance with the order of the Chief of Security Police, issued tonight (Ziffer 5), I hereby report that the Concentration Camps at Dachau, Buchenwald and Sachsenhausen can hold 10,000 prisoners each.

In order to avoid overcrowding in any camp, I request that each transport (of prisoners) be reported in advance by TWX or telephone to Ref. II D at this office.

Only the data regarding time of transport departure, name of concentration camp and number of prisoners in each transport is to be submitted at first.

State Police Hq will control the designation of camps for an indefinite period.

Transfers to the concentration camps will be made as speedily as possible in order to clear jail-space for fresh arrivals.

Hq of Secret State Police, Berlin II

Signed: Muller

HQ Würzburg

Flash Berlin NUE

247 009

14 Nov 38

1730

- KU

- A) To all State Police Headquarters
- B) To be communicated to the Inspectors and Commandants of Concentration Camps.

Urgent

- 1) Supplementing my TFX order of 10 Nov 38 I now order the following:

Jews who already possess the necessary emigration papers enabling them to emigrate within three weeks will be released sufficiently ahead of time to permit them to comply with the deadline set for emigration, provided there are no political or economic grounds for their detention.

- 2) Furthermore, Jews considered absolutely indispensable for the process of aryanizing their firms and business may be temporarily released for short periods. Only such cases will be considered, however, as appear especially urgent. The process of aryanization is in any case no ground for discontinuing still contemplated arrests of Jews.

- 3) In cases 1) and 2) the respective State Police Hq may submit applications for release to the Concentration Camp Commandant directly, unless the Secret State Police Headquarters has in the meanwhile issued an order for confinement in protective custody. In that case the corresponding application must be submitted to the Secret State Police Headquarters.

Chief of Security Police
Signed: Heydrich.

Copy

Flash Berlin NUE 243 850

10 Nov 38 1720 KU

To all HQ of State Police and all Hq Security Service, Main and Sub-ordinate Branches.

The order for cessation of protest demonstrations is expected very shortly.

However, arrests by the State Police will continue, and means assured for the speediest transfer of prisoners to the concentration camps.

Hq, Secret State Police
Signed: Müller

Circular

To all Main-Franken District Offices, Chief Mayors and Mayors of

Aschaffenburg
Kitzingen
Bad Kissingen and
Schweinfurt

Subject: Action against Jews holding Reich Citizenship, 9-10 November 1938

1. The State Police Hq in Würzburg will be reliably informed by telephone in the course of this day regarding the number of Jews over 18 years of age arrested in the course of the action and still detained, and their places of confinement.
2. The numerically reported Jews will be given an official medical examination during the forenoon of 12 November 38 in order to determine their physical capacity for concentration camp conditions.
3. The planned arrests have not yet been completed. Further arrests, in accordance with the order of 10 Nov 38 (specifying that only so many Jews holding Reich citizenship be rounded up as could be lodged in the maximum available jail space), will therefore be made by the police, insofar as considered desirable. In this connection, primarily healthy male Jews, well-to-do wherever possible, of not too advanced age are to be taken.
4. All Jewish women and children arrested during the action will be released at once, provided no other special grounds exist for detaining them.
5. For purpose of clarity you are furthermore informed that all demonstrations intended (or planned) for some future date will be prevented in cooperation with the District and Regional Party organizations. However, there will be no interference by the (regular) police force.

Würzburg, 11 November 1938
Secret State Police Hq.

Signed: Wittmann

Copy

Circular

To all Main-Franken District Offices, Chief Mayors and Mayors of Aschaffenburg, Kissingen, Kitzingen and Schweinfurt

Subject: Action against Jews holding Reich citizenship, 9-10 November 1938

By order of the Chief of Security Police SS Gruppenführer Heydrich, and exact report on the results of the anti-Jewish action will be submitted at latest by 5 a.m. 12 Nov 38.

The following will therefore be determined immediately and reported by telephone to the State Police Hq, Würzburg, by 5 am 12 Nov 38:

1. The number of shops in each locality destroyed in the course of the anti-Jewish action. Exact or estimated figures are essential.
2. The extent of damage to Jewish shops.
3. Numerated data on cases where damage has already been reported to insurance companies, and the amounts of the claims for damage. If exact data is lacking, approximate figures will be submitted.
4. Exact or approximate figures on the number of employees and workers rendered jobless by the destruction of Jewish shops.

For purposes of exact survey the full address (locality, street, house number) of each case will be submitted under the respective numbered paragraphs.

Under no circumstances will inquiries be made of Jews whose shops have suffered. As said before, in absence of exact data, approximate figures will be submitted.

5. The State Police Hq in Würzburg will be reliably informed by telephone in the course of this day (11 Nov 38) regarding the number of Jews over 16 years of age arrested in the course of the action and still detained, and their places of confinement. (I draw special attention to the fact that the action was aimed exclusively against Jews holding Reich citizenship.)

6. The numerically reported Jews will be given an official medical examination during the forenoon of 12 November 1938 to determine their physical capacity for concentration camp conditions.
7. The planned arrests have not yet been completed. Further arrests, in accordance with the order of 10 Nov 38 (specifying that only so many Jews holding Reich citizenship be rounded up as could be lodged in the maximum available jail space), will therefore be made by the police, insofar as considered desirable. In this connection, primarily healthy male Jews, well-to-do wherever possible, of not too advanced age are to be taken.
8. All Jewish Women and children arrested during the actions will be released at once, provided no other special grounds exist for detaining them.
9. For purposes of clarity you are further informed that all demonstrations intended (or planned) for some future date will be prevented in cooperation with the District and Regional Party organizations. However, there will be no interference by the (regular) police force.

Würzburg, 11 November 1938
Secret State Police Headquarters

Signed: Baumann

Secret State Police
Branch Office Würzburg
Teletype Section

Received 12 Nov 58

Flash Berlin NUE 245 493

12 Nov 58 1430 - NSU

To all State Police Headquarters and Branch Offices

SUBJECT: Transfer into Concentration Camps of Jews arrested in course of actions.

Reference: Flash Order No 245 813 of 10 November 1958

The Buchenwald Concentration Camp is filled to capacity with current deliveries. Therefore further transfers to Buchenwald will be cancelled, with exception of the transports already under way. To prevent errors, this Headquarters will be informed well in advance of transfers to Dachau and Sachsenhausen Camps.

Supplementary to State Police of Linz: Delivery (Transport) of the approximately 80 Jews to Dachau reported in the TWX of 11 Nov. is approved.

Hq Secret State Police
Berlin II D - General (allgemeine)
No. 58 504

COPI
Secret State Police
Branch Office Wuerzburg
Teletype Section

Received: 12. 12. 1938

No.: 15431

Berlin NUB 263.787

To All State Police Headquarters, to be communicated to the Leader of SS, Deaths Head Organizations and Inspector of concentration camps, and the commandants of the concentration camps Sachsenhausen, Buchenwald and Dachau.

By order of the Reichsleader of the SS and chief of German Police:

All Jewish prisoners over the age of 50, which were arrested during the anti Jewish demonstrations of November 1938, are to be released as soon as possible, unless special grounds make their release undesirable.

In the last mentioned case, the Secret State Police Hq, Dept. III, will be informed and my decision will be obtained.

Chief of Security Police,

Signed: H E Y D R I C H

Chief of Security Police (3-PP) (110)

Secret State Police
Branch Office Wuersburg
Teletype Section
Teletype Section

Received: 17. 12. 1938

No. 15608-12. 1938

Berlin NUE 269.048

To: All State Police Headquarters

LT. Berlin NUE 269. 202

Subject: Imprisonment of persons in connection with the anti-jewish demonstrations.

Subject: No. case of (German) Jews.

Through reports from the commanders of the SS Death head Regiments and concentration camps, we were informed that among the numerous persons seized during the last anti-jewish actions, many were sent to concentration camps without proper personal identification or proper report by the agency that turned them in. The camp authorities state, that the individuals refuse to state their names and origin, or are unable to do so. (partly "imbeciles"). If arrested persons were sent to concentration camps from your department, without you having enclosed the exact data and reports, with the transport (or have sent them to the camps), I request, that this will be done at once, so as to assure the collection of personal data on each arrested individual. Should there still be arrestees which refuse to, or are unable to give personal data (In cases where the papers were not sent along by the agency that made the arrest) they will be turned over, to the next State Police Branch Office, to ease the burden of the camps. Following are the State Police Branch Offices concerned: Berlin Branch, (for Sachsenhausen), Munich Branch, (for Dachau) and Weimar Branch, (for Buchenwald). These branch offices will work in cooperation with the agency that turned in the arrested persons, and will, should that agency be unknown, start further investigations on their own.

If you should receive inquiries from the 3 State Police Branch Offices mentioned, I request, that they be answered at once so that information concerning each individual can be established beyond doubt. - At the same time I request to be informed, by 30. Dec 1938 the latest, of the number of arrested persons that were turned over without the proper identifications having followed them. Should no report arrive before the determined deadline, a negative reply will be assumed. In cases where the data of unidentified persons has already been collected, and individual medical report (when necessary) and the opinion on the case of the arresting State Police Agency will be reported. Persons found physically unfit for camp or prison will be shipped back to the Agency that made the arrest, after the circumstances have been completely cleared. Accompanying them will be a request asking for their possible dismissal, or transfer to a closed institution. All results must always be reported to me.

Chief of Security Police S-PP (IId)

Berlin 21 December 1938

**Secret State Police
Branch Office Wuerzburg
Teletype Section**

Received: 19. 12. 1938

No. : 15623

DR. Berlin NUE 269. 202

To: All State Police Headquarters, urgent, immediate action!

Subject: Release of arrested Jews.

In order to prevent mis-ups of release requests addressed to concentration camps, I request that exact personal data (date of birth, place of nativity) is given. In that manner unnecessary correspondence and unpleasant delays can be avoided.

Secret State Police Headquarters, IId

COPY

Berlin 21 December 1938

GE ST A P O
11 B 4 - J. 336J

SUBJECT: Jewish School Affairs
PREVIOUS ACTION ON CASE: None

In the Reichsministry for Sciences, Schooling and Popular Education, preparations have been made for a complete new organization of Jewish School Affairs. The following principles will be adhered to:

Compulsory education of Jewish children will be continued. However, the Jewish children will receive instructions in completely Jewish Schools only. The providing of these schools will be done by the existing "Reichsorganization of all Jews", which in future will be the only authority on Jewish School Affairs. After this re-organization, there will be no public lawful education, but only Jewish Private Schools.

Prior to the final decision by Minister President Field-marshal Goering, I inform you of these facts at this early date, so that possible pending decisions may be settled with this goal in mind.

In connection with the Actions of Protests against the Jews, many Jewish schools have been destroyed, Jewish teachers arrested, which made continuation of education impossible. In cases where plans for re-opening of schools are planned by the Jewish authorities, there will be no counter-action, according to the new measures mentioned above. Jewish teachers, considered necessary for further school instructions, may be released from arrest.

signed HENDRICE

witnessed FIBRANZ
Employee of Office

To All State Police HQ's
In the Reich

SECRET, 8 Oct. 1939

Secret State Police
Branch Office Wuerzburg
Teletype Section

Received: 21. 1. 1939

No. : 638

Berlin NUE NR 12038

TO: All State Police Headquarters and branch offices

Concerning: Juvenile jewish arrestees, which were seized in connection with the demonstrations of November last year.

In connection with the anti-jewish demonstrations a number of juveniles was arrested and turned over to concentration camps. I have ordered the concentration camps to send a list to the agency that turned them in, listing all juvenile jewish individuals which had not reached the age of 18 on the day of arrest. I want the circumstances investigated as to whether these men played a particularly noticeable part role criminally or politically. If that should not be the case, the release of those persons may be ordered, and their records and data sent to me, after release is completed. In cases where the juvenile was arrested together with the persons supporting him, they too may be released, unless special circumstances make that undesirable. Those cases are to be reported to me in detail.

Secret State Police Hq, IId

Berlin, 20 Jan. 1939

Reich State Police
Branch Office Wurzburg
Teletype Section

G E S T A P O
II D, Nr. 29022

Received: 22.1.39

TO: State Police Branch Wurzburg

CONCERNING: Jewish War Veterans over the age of 50, at present
at Concentration Camp Buchenwald

For all State Police Headquarters and Branch Offices

Incl.: 1

Enclosed you find information and references we received
from the Concentration Camp Buchenwald.

If the persons concerned have not been released in the
meantime, I request that you investigate the matter. Unless there
presents itself considerable doubt, the release should be ordered
at once.

Unless you have done so already, the discharge reports
have to be sent here for each individual case, using the official
forms.

By Order: [Signature]

signed DR. BERNDORFF

witnessed: [Signature] Employee

Secret State Police
Branch Office Wuerzburg
Teletype Section

Received: 2.2.1939

No. : 1042

Berlin NUE 21.288

To: All State Police Headquarters and branch Offices

Concerning: Protective Custody (Schutzhaft)

During the revenge demonstrations against Jews in November 1938, a Jew of American citizenship was arrested. The American Consul in Berlin found it necessary to send a protest against this action to the Secret State Police. In order to avoid any further unpleasant complaints by foreign officials, I request that the citizenship of all Jews under arrest since the anti-Jewish actions of November 1938, should be examined. Should there still be arrested Jews that hold foreign citizenship, they will be released at once

Report about all cases of that type is requested.

Secret State Police Headquarters, IID

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