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Serial No. 8416

In reply address:  
The Island Commander,  
Navy #926, C/O F.P.O.,  
San Francisco, Calif.

HEADQUARTERS,  
ISLAND COMMAND, GUAM.

May 12, 1945.

From: The Island Commander.  
To : Lieutenant Colonel Teller Ammons, Army of the United States,  
Judge Advocate, Military Commission of Guam.  
Subject: Charges and specifications in the case of Samuel T. Shinohara,  
an inhabitant and resident of Guam.

1. The above-named man will be tried before the Military Commission of which you are judge advocate upon the following charges and specifications. You will notify the senior member of the Commission accordingly, inform the accused of the date set for his trial, and summon all witnesses, both for the prosecution and the defense. You will carefully comply with the procedure set forth in Section 2, Article IV, of Proclamation No. 4, dated 29 August 1944.

CHARGE I

TREASON

Specification

In that Samuel T. Shinohara, an inhabitant and resident of Guam, and subject to the Military Government thereof, having been, prior, during and subsequent to the Japanese invasion and occupation of Guam, an inhabitant and resident of Guam owing allegiance to the Naval Government of Guam, and the United States of America, did, on the Island of Guam, on or about December 16, 1941, wilfully, knowingly and treasonably adhere to Japan, an enemy of the United States, and give aid and comfort to Japan, in that he, the said Shinohara, did, on or about December 16, 1941, aid, assist and participate in the taking by the Japanese military forces of the sum of about eight thousand three hundred dollars (\$8,300), lawful money of the United States, and checks of the value of about one thousand dollars (\$1,000), said money and checks, of the amount and value aforesaid, being the property of the Naval Government of Guam; the United States during said period being at war with Japan.

CHARGE II

THEFT

Specification

In that Samuel T. Shinohara, an inhabitant and resident of Guam, and subject to the Military Government thereof, did, in and about the month of February 1942, in the City of Agana, Guam, feloniously take, steal, and carry away from the possession of one James E. Davis, lieutenant (junior grade), U.S. Navy, one Chevrolet automobile, of the value of about one thousand two hundred dollars (\$1,200), the said automobile of the value aforesaid, being the property of said James E. Davis, and he, the said Samuel T. Shinohara, did then and there appropriate the same to his own use; the United States during said period being at war with Japan.

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CHARGE III

ASSAULT AND BATTERY

Specification

In that Samuel T. Shinohara, an inhabitant and resident of Guam, and subject to the Military Government thereof, did, on or about January 20, 1942, at or near Agana, Guam, wilfully, maliciously, and without justifiable cause, assault and strike in the face one George J. McMillin, captain, U. S. Navy, he, the said McMillin, being then Governor of Guam and the official representative of the United States of America; the United States during said period being at war with Japan.

CHARGE IV

TAKING A FEMALE FOR THE PURPOSE OF PROSTITUTION

Specification 1

In that Samuel T. Shinohara, an inhabitant and resident of Guam, and subject to the Military Government thereof, did, within the Island of Guam, in and about the month of February 1942, unlawfully take one Alfonsina Flores, a female person, for the purpose of prostitution, procuring her consent thereto by misrepresentation; the United States during said period being at war with Japan.

Specification 2

In that Samuel T. Shinohara, an inhabitant and resident of Guam, and subject to the Military Government thereof, did, within the Island of Guam, in and about the month of February 1942, unlawfully take one Nicholasa P. Mendiola, a female person, against her will and without her consent, for the purpose of prostitution; the United States during said period being at war with Japan.

HENRY L. LARSEN,  
Major General, U. S. Marine Corps,  
The Island Commander.