

Upon the facts hereinabove found we conclude beyond a reasonable doubt that the defendants Krupp, Loeser, Houdremont, Mueller, Janssen, Ihn, Eberhardt, Korschan, von Buelow, Lehmann and Kupke are guilty on Count Three of the indictment. The reasons upon which these findings of guilt are based have been set forth heretofore in the discussion of the facts under Count Three.

The nature and extent of their participation was not the same in all cases and therefore these differences will be taken into consideration in the imposition of the sentences upon them. The evidence presented against the defendant Karl Pfirsch we deem insufficient to support the charges against him set out in Count Three, and we therefore acquit the defendant Karl Pfirsch on Count Three of the indictment. The defendant Karl Pfirsch having been acquitted upon all counts upon which he was charged, shall be discharged by the Marshall when the Tribunal presently adjourns.