

0 *Overruled*
Motion No. 12

UNITED STATES MILITARY TRIBUNAL III
Nurnberg, Germany

Filed 29 March 1948 with
Secretary General
for Military Tribunal
Defense Center
Case No. 10

THE UNITED STATES OF AMERICA :
-against- :
ALFRIED KRUPP VON BOHLEN UND :
HALBACH, et al. :
Defendants :

RENEWAL OF MOTION FOR SEPARATE TRIAL

COMES NOW the defendant Friedrich von Buelow and renews the motion previously made to this Court at the outset of this trial for a severance and separate trial upon the following grounds:

He desires to avail himself of the testimony of Alfried Krupp von Bohlen und Halbach, Ewald Loeser, Eduard Houdremont, Erich Mueller, Friedrich Janssen, Karl Pfirsch, Max Ihn, Karl Eberhardt, Heinrich Kerschman, Heinrich Lehmann, and Hans Kupke, and the testimony of the said co-defendants is material to and essential to a proper defense by said defendant; and upon the further ground that a defense of the said other co-defendants is antagonistic to that of this defendant; and upon the further ground that evidence as to such other co-defendants has been of such a prejudicial character and of such a voluminous quantity as to be inseparable and highly prejudicial to his defense.

This motion is based upon the record of trial and oral testimony to be adduced at the hearing hereon.

s/ JOSEPH S. ROBINSON
Joseph S. Robinson
Attorney for Friedrich von Buelow

s/ FR. WOLFGANG FOHLE
Fr. Wolfgang Fohle
Attorney for Friedrich von Buelow