

Official Notice**1996 Evidence Kit**

A group of current and former intelligence officers has put together an educational package of material called the "Evidence Kit" written for educators and elected officials. With the "Evidence Kit" you can show history professors at Colleges and High Schools the evidence of live POWs, so they might teach their students about the POW/MIAs. With the "Evidence Kit" you can meet with your Congressman & Senator to show them the proof & evidence of live POWs. Included in the "Evidence Kit": 4300 live sighting reports; returned POWs debriefings; CIA & DIA reports; 309 discrepancy cases; select bio-sheets; how and where to get newly declassified POW intelligence reports. With the kit you can hold "show trials" to present the live POW data to the press and the public. Buy your history teacher, congressman, and senator a live POW "Evidence Kit".

To order, send \$25.00 for each "Evidence Kit" to:

Michael Van Atta, Director
The POW Educational Fund
P.O. Box 735
Stewartstown Station, PA 17363
or phone
(717) 993-5498

quested copies of these photos, in writing, in August and December 1995.

2) I asked for a lay out on a map showing the grave site, the crash site, Bailey's

landing/capture/holding sites. I requested this in August 1995.

3) I want Appendix A-D part of PC632/020 through PC632/024 which is a document entitled "Recent PL Statements Concerning Their Knowledgeability of U.S. Unaccounted-For Personnel". I requested this document because some pages of it are in my brothers file, but other pages have been deleted. I requested these missing pages in July and August 1995.

4) I want an evaluation of what was found in each grave (bone charts) and who's remains were identified out of each grave. I requested this in July, August and December 1995.

5) I want a map of the seating arrangement on the C-47 showing where everyone was sitting or standing when the plain was hit and shot down. I requested this in July and August 1995.

6) I want a copy of the Hanoi Museum records, that record who turned over my brothers wallet documents, to their archive. There is a document that records when and from whom/where records were received in the Hanoi Museum. (Who had custody of these items/documents and from where did this person say they obtained these documents? A document/audit trail.) Also there are records at the Hanoi News Agency as to where they acquired and from whom they acquired document from the C-47 lost in Laos. I asked for these records in July and August 1995.

7) I asked for the CAS team field reports on their investigation of the C-47 loss. Clearly, the CIA's Covert Action Staff was tasked to investigate this loss, by sending

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brother. My government has passed laws and issued decrees stating that I should have access to by brothers information, held by my government, but the DPMO and the Army have put themselves above the laws and decrees, acting as if they are exempt. So, that anyone and everyone can see that I am being denied, what was promised in a written contract and an oral contract, I have outlined these discrepancies.

Sincerely,



Jim Weitkamp
 (Brother of Edgar Weitkamp, MIA)
 1429 Bonbar Rd
 York, PA 17403
 Home-717-848-4195
 Work-717-843-4604

cc:


James W. Wold, Director
 Office of POW/MIA Affairs
 ISA-OASD The Pentagon
 Washington, DC 20301-2400

cc:

Franklyn J. Howatt 703-907-1254
 Defense Intelligence Agency
 Office of the Inspector General
 3100 Clarendon Blvd, Suite 930
 Arlington, VA 22201-5322

The above MIA case points out very clearly that MIA families who take the time to look seriously at their case can find that the U.S. Government is lying and withholding or ignoring and hiding information that they still hold SECRET. In addition there are major discrepancies between what the DIA/DPMO is telling the MIA family and the truth. Is there anyone who will tell the TRUTH on the POW/MIAs? If there are any MIA Families who want help on their case, please contact me, so that I might see if I can help you.

Sincerely,



Michael Van Atta
 717-993-5498

Prisoners of War Missing in Action

A group of current and former intelligence officers has established an educational fund to provide government officials and the general public with hard factual proof that Americans were captured alive, in war, and were not released. The group publishes a monthly newsletter called

The Insider

that reviews CIA documents and provides insight through review of POW sightings and discrepancy cases of captives who were not released. For subscriptions or information, please contact:

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The POW Educational Fund
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Cluster Map Now Available

Now you can have your own copy of the famous "Cluster Map" which reports on 928 sighting locations. This 11" by 17" color map was made with data taken from 16,000 source intelligence reports which have already filtered out all non prisoner or 'accounted-for' reports. All reports of Garwood, Kay, Gay, or Gougelman, as well as yachtsmen, smugglers, living freely, foreign nationals, dog tag reports, remains reports, and crash site reports have already been filtered out for you. The data is a picture of DIA's database with 928 live sighting prisoner reports, pinpointing their locations, current to April 8, 1992 sighting reports.

216 blue pins - 1970's eyewitness

484 red pins - 1980-1990 eyewitness

228 yellow - hearsay, date not reported

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DPMO data. I provided Mr. Van Atta with the details of the case and asked that he contact the DPMO by letter and by phone to press for the delinquent information. I authorized Mr. Van Atta to act on my behalf to present the idea to the DPMO that they had all but ignored my repeated requests, my demand notices for them to provide me with complete and accurate reports. I had placed request in front of the DPMO to secure data many times, which was promised to me but those promises were never fulfilled.

The DPMO contact provided to me by Jim Wold on November 20, 1995 was Major Jeanne Lang, United States Army, (703)602-

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2102, ext.166 or 165-the person with whom I had met on August 18, 1995. Mr. Van Atta faxed Jim Wold a letter, which I approved and made several phone calls to Maj. Lang, on my behalf, some which I personally witnessed. Maj. Lang refused to return Mr. Van Atta's phone calls, as she refused to return my phone calls. Both Jim Wold and Maj. Lang failed to respond. I had tried to contact Maj. Lang about the delinquent information several times through D. Warren Gray but she refused to return my phone calls. The problem is, that Maj. Lang is the biggest lie I have ever met, she deliberately interfered and disrupted my "classified file" review as outlined in the 2/15/96 "Notes on behalf of Jim Weitkamp" by Mr. Van Atta (copy attached). Mr. Van Atta debriefed me on 8/18/95, immediately following my review of my brothers "classified file" and his review of information I provided him is accurate as to what I told him. Maj. Lang went out of her way to make my life miserable and she ended up being assigned as the contact officer at the DPMO, who handles my brothers files and my inquires. Thus, it becomes very clear that the accuracy of Mrs. Maj. Lang's stated assurances, that there are no unanswered questions or outstanding requests by myself for information and file access, are totally and absolutely false. (Ever hear, the story, about putting the wolf in the hen house, to guard it?)

Thus, on February 13, 1995 I filed a suit in Your County Court of Common Pleadings for breach of promise & breach of contract to obtain the delinquent information, promised by DPMO employees, two presidential executive orders by Bush and Clinton requiring declassification of all POW/MIA information and the 1997 Defense Authorization bill which outlines the process, procedures and penalties for failing to properly handle POW/MIA cases, such as that of my

agents, on the ground, to the area, to question friendly villagers, because there are intelligence reports in my brothers file, that site as a reference, reporting from CIA CSA teams. The CIA assigned FOIA #F95-1462 to my request for this information on September 6, 1995, but has not addressed an answer to my inquire, as of this date. I asked for these records in July and August 1995.

8) I asked for a meeting where the Army (declassified) files, DPMO (classified) files, and CIA files could be brought together at one point, so I can review them with a trusted advisor, to see if I can resolve in my own mind some of the questions I have. (Frustrated by the lack of responsiveness by the Army, DPMO, and the CIA, on October 10, 1995 I presented my problems in a letter to Sen. Santorm and Sen. Arlen Specter asking that they arrange a meeting where all the files could be brought together, so I could review them, but the only response I have received was from Sen. Santorm's office, relaying promises made verbally by the DPMO, that a meeting was being set up. On November 20, 1995 I wrote to the Army and asked them to arrange for me to see their file, but no one responded.) I asked for this meeting in October, November and December 1995.

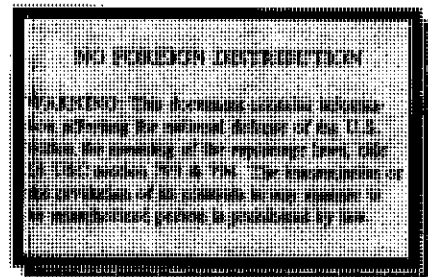
9) I asked for the negotiating folders, the one presented to the Lao and the Vietnamese on my brother case. I asked for this in August 1995.

10) I asked to review the debriefing of Lawrence Bailey, who parachuted from the C-47 in 1961 and was released in 1962. I asked for this in August 1995.

11) I asked why a photo of my brother, obtained in 1977, from a friendly foreign intelligence source, who turned over a PL propaganda film, has no yet been released to me. On December 5, 1995 I wrote to Al Santoli of Rep. Robert Dorman's office requesting assistance in obtaining this photo. On December 15, 1995 I wrote to D. Warren Gray

of the DPMO requesting the 1977 photo. On December 18, 1995 I wrote a follow-up letter to Rep. Dorman, Rep. Goodling and Sen. Santorm asking for their help in obtaining this photo. I asked for this in July, August and December 1995.

12) I asked for copies of data collected by a French ground intelligence team, that was on the ground, in the area where my brothers plane was shot down and reported "two" parachutes coming out of the plain. (Jim Wold responded on November 20, 1995 that the French Attaché report was, "not placed in our DPMO file". Why such a perti-



nent piece of information is kept out of the main records of an MIA case, is beyond my understanding. I asked for this data in July and August 1995.

13) At points in the file it states that 3 of the 7 MIAs on the plain are still MIAs, but at other points Army casualty has stated that Edgar Weitkamp is the only one still missing, so I am trying to clear up this discrepancy. In July 1991 seven graves were found, side by side, but remains were only found in 5 graves and 4 airman were identified. So, the confusion is, if all but one is accounted for, where did the accounting for the others come from. I asked this question in April and August 1995.

14) As my brothers (top portion of his head) is shown in the 1977 PL film, I would like to view the film to understand the context in which his photo is shown. (Mr. Wold on 20 November 1995 responding to this

very specific request stating, "The photographs that appeared in the Pathet Lao film, obtained in November 1977, do not show the head of the individual who was photographed lying on the wing of the aircraft." Wold's statement is pure double talk, because he clearly confuses the 1977 PL film with the 1992 acquisition of photos in Hanoi. I never ever has stated that the 1977 PL film shows "individuals who was photographed lying on the wing of the aircraft". I am clearly, not confused, but Mr. Wold's writer are. I asked to view this film in July and August 1995.

15) I asked for a copy of the letter sent to my sick, dying, and now dead sister, who was the recorded next-of-kin, that notified her that the crash site had been excavated in July 1991. Maj. Tinsley and Col. Brooks stated that they had a copy of this letter dated October 31, 1991 and promised to send me a copy. No copy has been sent. I asked for this data in April 1995.

16) Two Presidential Executive Orders (by President Bush and Clinton) mandated that all POW/MIA material be declassified and placed in the National Archives or the Library of Congress. I asked for a copy of all material that was declassified, on my brother's case as a result of these executive orders. I asked for this in April 1995.

17) I presented the question, for DPMO's management to explain what steps they took to locate another NOK after my dead sister's relatives had sent the DPMO a letter stating that they did not want to receive any more information, on my brother. The DPMO was sending data to my dead sister's address-she died November 21, 1991? I stated that the DPMO did not contact me, even though my address was in my brother's file, until June 14, 1992 (six months later). I

speculated that there may be other MIA cases, that are "orphan cases", where the DPMO, has no NOK to send the data to and thus has not provided the data to the families in other cases, such as mine (from November-1991 to June-1992). I asked the DPMO management to look into this issue and see if they could provide me with the number of other cases, where they had received information on an MIA, but have no one to send the data to-"orphan cases". I asked this question in April 1995.

18) I requested that the "classified file" on my brother be "de-classified", because the "classified" records are incompletely maintained by the DPMO; my brother's case is 34 year old; and the DPMO considers the case a "dead case". After I pointed out that the "classified file" was missing the French ground intelligence team reports, the photos of my brother shown in a PL film, CAS team CIA reports from the loss area, and NSA enemy radio intercept reports; it became quite clear that the DPMO was, maintaining false and incomplete records that they called, "classified". I requested declassification of the file in August 1995.

19) It became apparent from reading the Army and DPMO file that the JCRC preceded by the JTF-FA, who was permitted to excavate seven graves in July 1991, was not permitted to conduct random interviews of villagers in the area of the loss. This fact was confirmed on September 18, 1995 by CMDR Charles Marineau of the JTF-FA. No schedule has yet been set to re-enter the area of Xiangkhoang Province, Laos to conduct interviews and canvass residents to attempt to determine the fate of Edgar Weitkamp. I presented the question: When is the my

(Continued on page 5)

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intelligence data, does cause one to wonder how accurate or inaccurate the case study is, because the study is clearly effected by the deliberate deletion of information, held by the DPMO in my brother's file.

This area of discrepancy-deleting all returnees knowledge-is one that must unbelievable errors and should be waited into the equation of an evaluation on POW/MIA cases.

The DPMO informed the Weitkamp family, by a letter from General Wold, dated 20 November 1995, stating that Col. Bailey's debriefing had been reviewed and remains classified. However, parts of his debriefing pertain to other individuals on the aircraft. Although Bailey dislocated his shoulder when his parachute opened, he did not see any other parachutes in the air, nor did he see the aircraft crash because there was a mountain between him and the aircraft. Bailey did see Weitkamp's wallet right after he was captured. At one interrogation session, the officer in charge stated, "now I'm going to see your friend, Lieutenant Magee, and I will compare your answers to his."

So, it is very important to each case to have the access to returnee debriefings. Returnee information, which is "eye witness reporting based on what the returnee saw and heard or was told by his captors should not be omitted or deleted. The DPMO knows that the returnees have direct knowledge of what their captors held as physical evidence and/or told them about the others who were lost with them.

PROBLEM-#8) The remains that were positively identified by CIL-HI are those on which there is, the most amount of source reporting and physical evidence. This is a problem because the physical evidence turned in, supports the notion that they were out of the aircraft, unburned, intact to the degree that items they carried in their pockets, did survive the crash and the fire that followed the crash.

21) As a direct result of the DPMO failure to provide me with data, which they had repeatedly promised, on February 8, 1996 I hired the services of Michael Van Atta, Director of the POW Educational Fund, Inc., P. O. Box 735, Stewartstown, PA 17363 (717-993-5498) to collect, the delinquent

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of being weathered and was well kept, not rusty, in good condition. Thus, there is some strong evidence that salting may have occurred. The DPMO described the soil as "sterile soil" meaning unfruitful or not producing. The remains were described by the DPMO as a "paucity of remains" meaning fewness or smallest of number. The limited amount of remains recovered in 1991 (according to the DPMO) "suggested that prior to 1991 the graves were...professionally excavated or thoroughly scavenged." And the DPMO said, "...the graves showed evidence of pre-1991 exhumation". The graves were within ten meters of the crash site and 7 linear depressions were easily recognized. Left out of DPMO's report, was what was found in each grave, even though the DPMO states, "Remains, consisting of teeth, were recovered from five of the graves."

Recovered at the crash site. On July 7-12, 1991 a joint U.S./Lao team surveyed & excavated the graves in Xiangkhong, Laos at UG08075866, Muang Pek District. The JTF-FA found:

GRAVE 1: NO REMAINS
GRAVE 2: (1) TOOTH
GRAVE 3: (1) TOOTH
GRAVE 4: (5) TEETH
GRAVE 5: (23) TEETH
GRAVE 6: (5) TEETH
GRAVE 7: NO REMAINS

Thus, the highest probability should be assigned to the notion that the grave site was salted and this notion should not have been "written out" of the case scrub by the DPMO.

PROBLEM-#6) DPMO repeatedly made errors in logic on this MIA case that are not consistent with care and attention to detail one would expect from a highly trained and skilled intelligence organization. Review

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the eye witness reporting: EYE WITNESS #1

On 24 JAN 1979 DIA interviewed a Lao witness, who witnessed the shoot down and was at the site when the bodies were removed from the aircraft-only 4 American remains.

EYE WITNESS #2

In June 1988 DIA in IIR60240390-88 interviewed a Lao Army intelligence officer who stated that, "he went to the crash site and spoke with the surviving US aviator."

There is ONE BIG PROBLEM here!!! Maj. Bailey who survived, was captured after having parachuted several miles from the crash sit, dislocated his shoulder and when captured was taken directly taken to Phon Savan Hospital and photographed there with his arm in a cast. So, how could it be possible for an "eye witness" to have seen Bailey and to have interviewed him at the crash site, when Bailey was never at the crash site? The fact is, it is possible, (if the eye witness is not lying) that he interviewed another survivor.

The inaccuracy in logic by paid professional analysis at the DPMO is deliberate and not a result of a mistaken omissions or mistakenly over looked piece of information.

PROBLEM-#7) Returnee Debriefings are omitted from the DPMO study. Parts of Col. Bailey's debriefing (were obtained privately) state that he landed 1.5 km from the crash site, which was behind a mountain from his parachute landing location. Bailey was shown Weitekamp's wallet, intact, unburned. Bailey was told by his PL interrogators, about another survivor, who would be questioned about the accuracy of Bailey's statements. The deliberate omission of this

Project: Unauthorized Entry

The Live POW Lobby of America sponsors trips back to Vietnam and Laos to look for the Americans who were captured alive but not released. We provide maps and put you with a team of searchers in an area where there are of live sighting reports. You stay in a hotel at night but search for POWs during the day. We have a search team advisory group that will help you with every detail. We have sent 16 teams in the last 2 years into Vietnam, Laos, Cambodia, Russia, and Cuba.

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brothers case scheduled to be investigated in the field?", but the DPMO and the JTF-FA have avoided a commitment. I asked this question in July and August 1995.

20) On December 18, 1995 I provided Rep. Doman with a list of eight (8) problems, I had encountered in trying to get accurate information on my missing brother from the DPMO 11/20/95 case by case review. These problems are as follows:

PROBLEM-1) The tasking requirement of CAS team agents took rumors by

non-eye witnesses and communicated these rumors as facts. The "eye witness" reports from people who were at the crash site and saw what happened, with their own eyes, needed to be totally separated from the rumors reporting. Thus, a JCRC report dated 24 JAN 1979, from an "eye witness" states that when 6 bodies were removed from the wreckage "four were Americans and two were Thai's". Therefore, only 4 American bodies were buried at the crash site. (DPMO has never provide me with a copy of this report, even though it is referred to in the file.) Following the 7-10 July 1991 grave recovery only 4 American were positively identified. On 29 November 1991 the CIL-HI, board of review, approved the ID's on:

Sgt. Frederick T. Garside (assistant flight engineer) 1st Lt. Ralph W. Magee (pilot)

Sgt. Leslie V. Simpson (radio operator)

2nd Lt. Glen Mattesom (navigator)

Leaving three unaccounted for Americans:

a) Sgt. Alfons A. Bankowski (flight engineer)

His military ID cards shown in a Communist Pathet Lao propaganda film- thus he nor the ID card did not burn up in the crash of the C47. On 26 March 1986 a source gave data on Bankowski referred to as "media data" in message 300650Z APR 86. On 23 SEPT. 93 a summary of information in Weitekamp's file states that two sources claimed to have information on 11 live American POWs in a prison in Hanoi. (1) The sources correctly provided personal identification data on Bankowski and four others. In JAN 86 a JCRC source brought in a film, when developed in was photos of possible U.S. remains, aircraft wreckage and a dog tag rubbing associated with Bankowski. In FEB 86 a JCRC source gave a dog tag report correlated to Bankowski. Again in APR 86 and DEC 87 sources gave dog tag data on Bankowski. (1)= a live sighting report.

b) 1st Lt. Oscar Weston (co-pilot)

(Continued on page 6)

His military ID cards shown in a Communist Pathet Lao propaganda film—thus he, nor his ID card did not burn up in the crash of the C47.

c) Edgar W. Weitkamp (passenger)

The contents of the pockets or wallets of Weitkamp showed up in the Hanoi museum (a Marriage certificate and Immunization card). In November 1977 the JCRC acquired a PL propaganda film from friendly foreign intelligence showing the top portion of the head of Edgar W. Weitkamp. His military ID cards shown in a Communist Pathet Lao propaganda film—thus he, and his wallet did not burn up in the fire and crash of the C47.

Another "eye witness" report by a French ground intelligence team, who was on the ground, in the area of the loss reported "two additional parachutes". DPMO relies upon "eye witness" reporting, admitted that they do not even have this French ground intelligence team "eye witness" report in their files. Thus, the DPMO has avoided any real indications, by "eye witness" reporting that there were other survivors.

PROBLEM-#2) In the case narrative it states, "...the shoot down was not immediately known...". This is FALSE information! A French ground intelligence team located/stationed in or near Xieng Khouang Ville saw the shoot down from their vantage point and saw "two people parachute prior to the aircraft crashing...". This information was reported by radio from the French military ground team to the French Embassy in Vientiane. The French Embassy quickly informed the U.S. Embassy in Vientiane. Documents to prove this is so are in the U.S. Army causality

files, DPMO records and in my files. Thus the DPMO's statement of facts are totally and deliberately stated falsely in the summary and DPMO knows it.

The DPMO clearly stated at the 12-14-95 hearing that they left "enemy radio reports" completely out of their study, but there are in fact, two NSA correlations of enemy radio reporting, that I know about, which are enemy field units reporting to their head quarters, stating that they had shot down the C-47.

A document dated January 25, 1993 and found in the National Archives in Washington, DC—prepared by the Office of the Assistant Secretary of Defense—tells of NSA knowledge. The document contained the technical, National Security Agency, Enemy Radio Intercepts that were correlated to POW/MIAs in SE Asia. Weitkamp's case had two enemy radio messages that had been secretly intercepted and were correlated to the C-47 shoot down.

MESSAGE 20....Z April 1961- "The shootdown of an American Dakota (C-47) at Phong Savan (DATA BLACKED OUT) on 23 March. Seven Americans were (DATA BLACKED OUT) killed and one (a military attaché Major stationed in Vientiane) was captured after parachuting from the plane."

(and)

MESSAGE 28....Z March 1961- "(DATA BLANKED OUT) Xieng Khoang, Laos; The 2nd Battalion stationed at Khang Khai (1911N 10307E), has shot down a C-47. The aircraft burst into flames."

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These messages, once the U.S. government most highly secret method of wire tapping into the enemy knowledge were mandatory declassified and released to the public by an executive order signed by Presidents Bush and Clinton. This highly secret and sensitive information was discovered after hundreds of hours of research in the dark back rooms of the National Archives in Washington, DC.

Thus, U.S. intelligence knew very quickly that the shoot down occurred, what unit did the shooting, from national technical means and the reporting came from ground sources (the French team). The DPMO fabricates falsehoods when it made the statement "...the shoot down was not immediately known...". And, remember, our tax dollars pay these liars to lie. The deliberate omission of the NSA intercept information from the case studies, only prolongs, an all sources, intelligence study of the POW/MIA problem.

PROBLEM-#3) The US Government information summary says there is no wartime media reports—"Wartime Media Rpts: N". This is falsified in the summary and contradicted later in the report. In November 1977 the U.S. government obtained a PL propaganda film which showed the crash site, ID cards of 3 of the missing crew (Garside, Magee and Weitkamp), as well as the bodies of 4 of the crew. Clearly the crash site was documented by the enemy and recorded by a well known media provider—a film. (This film is still being withheld from me.) DPMO's logic, in the case summary, clearly does not stand up to any known, logically accepted format.

PROBLEM-#4) In the narrative summary it states that, "the other seven men were likely buried near the crash site." The DPMO knows, based on the first hand "eye witnesses" reports and the remains recovered at the site on 7-10 July 1991, that this statement is probably and most likely false. So, why did the DPMO include a proven false statement in the case review, unless someone is seeking to deliberately mislead the reader? The fact is that the film and two eye witnesses sources,

THE INSIDER newsletter started publication in January 1982 and is written by a group of current and former intelligence officers who set up an educational fund to provide government officials and the general public with hard, factual proof that Americans were captured alive, in war, who were not released. The group publishes a monthly newsletter called **THE INSIDER** that reviews CIA documents, interviews intelligence officers, provides insight through analytical review of Prisoners of War sightings and discrepancy cases of captives who were not released. **THE INSIDER** is available in hard copy format on a subscription basis at \$24.00 for 12 issues; or using personal computers via phone modem on the military affairs section on COMPUSERVE, the POW Computer Network and the National Forget-Me-Not Association Computer Network. For a hard copy subscription, write to:

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who were at the crash site said there were only 4 bodies and the grave site excavation, proved the "eye witness" reports to be true, as only 4 identifiable remains were found. So, why is the DPMO involved in discounting, its own evidence, that has been proven, to be true?

PROBLEM-#5) The grave site may have been salted, but this highly probable notion is not discussed in the case study. To support this notion, reports in my brothers file says that "...local communist officials loaded the bodies into a Chinese 4X4 truck" and removed them from the crash site. When the crash site was excavated a dog tag of Magee's was found at the crash site, during a surface search (planted there). Magee's dog tag was reported on 26 July 89 to DIA by a reliable source, his dog tags were then located at Houei Sai, Laos (not the crash site). The dog tag found at the site showed no sign