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| PLACE Chu Lai RVN | DATE 19 Dec 69 | TIME 0830 | FILE NUMBER 69-CIDOLL-00014 |
| LAST NAME, FIRST NAME, MIDDLE NAME FIEBER, ANDRE C. R. | SOCIAL SECURITY ACCOUNT NO. | | GRADE CW4 |
| ORGANIZATION OR ADDRESS DET A, 8th MP Gp(CI) APO San Francisco 96243 | | | |

SWORN STATEMENT

I, ANDRE C. R. FIEBER, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On 19 December 1969, Miss HIEN was interviewed by me in the presence of LT WOOD acting as interpreter. Personal data of Miss HIEN is as follows:

NAMES: ^(C) Miss Nguyen Thi HIEN
 ID: None
 ADDRESS: Xom Bai Sub-Hamlet of Co Lay(2)
 DOB: 1950
 POB: Xom Bai, Son Tinh District, Quang Ngai Province
 OCCUPATION: Fisherywoman and Farmer
 SEX: Female

After close questioning it was revealed that HIEN lives in Xom Bai, which is a sub-hamlet of Co Lay(2). HIEN stated that she lived near a large hill which she named as Hui Ngang, and the ocean. She lived closer to the hill than to the ocean. It was also revealed that Xuan DUONG sub-hamlet is located closer to the ocean and is also a sub-hamlet of Co Lay(2). Subsequently, Co Lay must be in error. HIEN also remembered a small river between the hill and the ocean. This would indicate that she is talking about the Song Kinh Giang river. (See Army map, Quang Ngai 1:50,000, sheet 5739 II) HIEN, at the time of the incident in Xuan Duong hamlet, was in Saigon. Xuan Duong sub-hamlet is adjacent to My Hoi sub-hamlet. (See statement of BAY, dated 17 Dec 69) She returned to her hamlet in September 1969. She heard, from survivors that had come to Saigon in May 1968, that her Father and sister had been killed by U S Troops on 16 March 1968 in Xuan Duong hamlet. HIEN's Father's name was Mr. Nguyen DU and he was 45 years old at the time of the incident. His occupation was a Farmer. HIEN's sister's name was Nguyen Thi LANG and was 13 years old. HIEN, in effect, stated that her Father and sister were at home on 16 Mar 68. The Americans came into the hamlet and ordered the villagers to come out of the bunkers. After that, they gathered the people together in one place. HIEN had heard from the survivors that 120 people had been gathered and subsequently shot. The 120 people consisted of old men, women, and children. The incident that HIEN is describing from hearsay, is evidently the same incident in which Mrs. BAY was an eyewitness. The sub-hamlet of My Hoi and the sub-hamlet of Xuan Duong are both part of Co Lay(2) hamlet and are adjacent to each other. Subsequently, this is the same incident as in BAY's statement of 17 December 1969. HIEN had left her residence in 1965 and stated that at the time she left that there had been approximately 500 people living in the entire hamlet and about 200 in My Hoi and Xuan Duong sub-hamlets. HIEN had heard that 90 people were killed out of the 120. This does agree with BAY's statement where it was indicated that 90 were shot and that the remaining were out of the hamlet fishing. HIEN would be able to point out the burial site of her Father and sister and she also knows where other graves are located. However, she would

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| EXHIBIT | INITIALS OF PERSON MAKING STATEMENT <u>S</u> | PAGE 1 OF <u>3</u> PAGES |
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF TAKEN AT DATED CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT AND BE INITIALED AS "PAGE OF PAGES." WHEN ADDITIONAL PAGES ARE UTILIZED, THE BACK OF PAGE 1 WILL BE LINED OUT, AND THE STATEMENT WILL BE CONCLUDED ON THE REVERSE SIDE OF ANOTHER COPY OF THIS FORM.

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not be able to identify who is buried in these other graves. All she knows that these are the people from the sub-hamlet that were shot on 16 March 1968. All information that was given by HIEN is strictly hearsay. Upon questioning HIEN, she was not able to give the names of any of the survivors, however, she stated that there were 30 survivors of this incident now located at the refugee camp of Phu Tho in Tu Nghia District, Quang Ngai Province. Upon further questioning HIEN came up with the following names: Mrs HIEN, 50 years old, Mrs. HINH, 48 years old, Mr NAM, 55 years old, and Mr. PHU, 60 years old. All of the survivors named are located at the refugee camp at Phu To. HIEN was wounded on or about 13 December 1969 during an action of U S troops. Her injuries were fragment wounds to the face and a broken right leg. HIEN stated that a helicopter dropped a grenade. She was wounded close to her residence at Xom Bad sub-hamlet. The day after she was wounded, the Americans were on an operation and brought her to the hospital. A check of the hospital records revealed that HIEN was brought into the hospital on 13 December 1969. HIEN had heard that the Americans had been in Tu Cung on the morning of 16 March 1968 and had killed 420 in Tu Cung and that afterwards they went to My Hoi and Xuan Dong and killed 90 people. This statement was taken at the 91st Evacuation Hospital in Chu Lai. It has to be noted that Hien is classified as a Civil Defendant, which means she does not have an ID card and lives in VC controlled territory and broken the Government of Vietnam laws by not having an ID card and continuing to live with the VC. HIEN was not able to furnish any more detailed information. [REDACTED] are also classified as Civil Defendants. [REDACTED] as an aftermath of an action by U S troops on 13 Dec 69. (HIEN was wounded on 12 Dec 69) in the area near Son My Village, east of Hill 85. Subsequently, the alleged incident described by [REDACTED] must have taken place in the vicinity of Co Lay (2) and not in Co Jay, as indicated in Special Document Report AMER-DI083-69, dated 12 Dec 69. On March 1968 Company B, 4-3 Infantry operated in this area.

XXXXXXXXXXXXXXXXXXXXXXXXX END OF STATEMENT XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX

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AFFIDAVIT

I, ANDRE C. R. FEHER HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 3. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE, OR UNLAWFUL INDUCEMENT.

WITNESSES:

John C Wood
1LT JOHN C WOOD

635th MI DET APO SF 96374
ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT *AF*

Andre C. Feher
(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 19 day of December, 19 69 at Chu Lai, RVN

Wayne D. Thorn
(Signature of Person Administering Oath)

WAYNE D. THORN Crim Inves
(Typed Name of Person Administering Oath)

ART 136(b) (4) UCMJ 1968

(Authority To Administer Oaths)