

# WITNESS STATEMENT

For use of this form, see AR 195-10 - TB PMG 3; the proponent agency is Office of The Provost Marshal General.

|  |                             |                    |                                |
|--|-----------------------------|--------------------|--------------------------------|
| PLACE<br>Quang Ngai RVN  | DATE<br>23 Dec 69           | TIME<br>1100 hours | FILE NUMBER<br>69-CID011-00014 |
| LAST NAME, FIRST NAME, MIDDLE NAME<br>FETTER, Andre C. R.                | SOCIAL SECURITY ACCOUNT NO. |                    | GRADE<br>CW4                   |
| ORGANIZATION OR ADDRESS<br>Det A, 8th MP Gp (CI) APO San Francisco 96243 |                             |                    |                                |

## SWORN STATEMENT

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

On 23 Dec 69, Mrs Ha Thi Quy was interviewed by me in the presence of S/A Allan B MADDOX, SSN: , 524th MI Det, APO SF 96387, acting as an interpreter. The interview was started at 1100 hours and was completed at 1530 hours with a 45 minute lunch break. At the onset of the interview it was immediately evident that Quy was a very primitive person, confused, having a wandering mind and being illiterate. She had no conception of numbers, distances and or directions. Her personal data was obtained with considerable difficulty. It also appeared to this investigator, that QUY was somewhat reluctant. Quy during the interview gave at least 3 different versions of the sequence of events during the incident on 16 Mar 1968. This investigator's statement reflects the end result of the interview after Quy had been repeatedly questioned on some of the aspects of the incident in question. Personal data of Quy is as follows.

NAME: Ha Thi Quy  
ID#: None  
ADDRESS: Son My Village, Son Tinh District. Quang Ngai Province, RVN  
DOB: 1925  
POB: Xom Lang (Tu Cung), Son My Village, Son Tinh District, Quang Ngai Province, RVN  
SEX: Female  
MARITAL STATUS: Married  
OCCUPATION: Farmer.

By the lunar calendar according to Quy the incident in question occurred some time in March 1968. Quy was not able to give an exact date. QUY stated that sometime in March 1968, during the early morning hours, when the sun was not very high, American soldiers landed with helicopters outside of the hamlet. QUY only heard the sound of the motors, was not able to state on which side of the hamlet the helicopters had landed. At the time of the incident QUY lived inside of the hamlet. At this time it was disclosed that Do CHUC is her husband. Subsequently QUY must have lived approximately 60 meters inside the hamlet on the "trail" leading South towards the road from Son My village to the sea. Shown a photograph of the ruins of Do CHUC's residence QUY was not able to identify it. At the time the US soldiers entered the hamlet, QUY was in her house with her children. Her husband Do CHUC was not home. With QUY at home were her sons Do THANH (15 years old), Do TRINH (10 years old) and Do MUI (4 years old). Also in the house were her daughters Do Thi DANH (3 years old) and Do Thi HO (25 years old) with her son Nguyen DUC (4 years old). According to QUY, HO was not married. QUY stated that after the US troops had entered the hamlet she and her children were ordered out of the house and taken to a gathering of many villagers. QUY also stated that when the Americans entered the hamlet, the villagers were having their breakfast and did not run from the Americans. Also that prior to the entry of the Americans in the hamlet artillery shells fell outside of the hamlet.

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| EXHIBIT | INITIALS OF PERSON MAKING STATEMENT<br>4 | PAGE 1 OF 3 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.

DA FORM 2823  
JAN 68

STATEMENT OF ANDRE C R FEHER TAKEN AT QUANG NGAI CITY DATED 23 DECEMBER 1969 (CONT'D)

[illegible]

Adm. Exche.

STATEMENT (Continued)

This section not used

*[Handwritten mark]*

AFFIDAVIT

I, ANDRE C R FEMER

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.

*[Signature of Andre C R Femer]*  
(Signature of Person Making Statement)

WITNESSES:

*Allan B Maddox*  
S/A ALLAN B MADDOX  
SSN: 524 MI Det APO 96387  
ORGANIZATION OR ADDRESS

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 23 day of December, 19 69 at Quang Ngai, City, RVN

*[Signature of Kenneth P McLehlan]*  
(Signature of Person Administering Oath)

KENNETH P McLEHLAN, Crim Inves  
(Typed Name of Person Administering Oath)

Art 136(b), 4, UCMJ 1968

(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

*[Handwritten initials]*