

WITNESS STATEMENT

QUY

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

PLACE		DATE	TIME	FILE NUMBER
Quang Ngai RVN LAST NAME, FIRST NAME, MIDDLE NAME		23 Dec 69	1100 hours	69-CID011-00014
FATHER, Andre C. R.		SOCIAL SECURITY ACCOUNT NO.		GRADE
ORGANIZATION OR ADDRESS				CW4

Det A, 8th MP GP (CI) APO San Francisco 96243

SWORN STATEMENT

1. ANDRE C R FEHER

, 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 HOI (25 years old) with her son Nguyen DUC (4 years old). According to QUY, HOI 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.

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT	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.

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

How many shells fell outside of the village, QUY was not able to say. After QUY and her children had been ordered out of their house, the Americans set fire to the house. According to QUY many villagers, she, HO and DUC were taken by 5 American soldiers outside of the hamlet and taken to a location east of the hamlet. They were told to sit down. After considerable questioning QUY stated that she had been taken to a ditch east of the hamlet. The location of the ditch was arrived at by using her home, the trail that leads from her residence to the road from Son My village to the sea and the big hill near Son My village as reference points. After the villagers had been taken to the ditch they sat there for a short time. QUY then stated that one of the American soldiers opened fire, causing the villagers to fall in the ditch. Several bodies fell upon QUY. She was wounded in the left buttock. QUY only observed one soldier shooting. She stated however that there were several other soldiers present. QUY however only remembers one soldier shooting. After the Americans had left QUY took the body of DUC with her to the hamlet and subsequently left for Son Hoa, where the villagers treated her for her injury. QUY further related that DUC was shot in the head and his mother HO was shot in the face. QUY knows where DUC and HO are buried outside of the hamlet. They were buried by Do CHUC and her son Do THANH. QUY when shown several photographs was only able to identify Do Thi CAM, the girl in the black payamas (Color photograph #15) who was shot by the Americans. This was all the information that could be obtained from QUY. QUY upon re-questioning, stated, that Do THANH, Do TRINH, Do MUI and Do Thi DANH were not harmed and somehow got away in the confusion. They all at present are residing at Son My Village.

XXXXXXXXXXXXXXXXXXXXXXXXXXXX End of Statement XXXXXXXXXXXXXXXXXXXXXXX



STATEMENT (Continued)

This section not used

AS

AFFIDAVIT

I, ANDREW C. R. FEYER 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:

Alvin B. Maddox

S/A ALVIN B. MADDOW

SSN: 524 MI Det APO 96387
ORGANIZATION OR ADDRESS

(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 23 day of December, 1969
at Quang Ngai, City, RVN

(Signature of Person Administering Oath)

KENNETH P MCLELLAN, Crim Inves

(Typed Name of Person Administering Oath)

Art 136(b), 4, UCMJ 1968

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT