

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 Quang Ngai, Republic of Vietnam (RVN)	DATE 13 Jan 70	TIME 1630 hrs	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME MCLELLAN, Kenneth Paul	SOCIAL SECURITY ACCOUNT NO.		GRADE CW2
ORGANIZATION OR ADDRESS USACIDA, Task Force #2 (RVN Team), HQ MACV, APO SF 96222			

SWORN STATEMENT

I, Kenneth Paul McLeellan, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

INVESTIGATOR'S STATEMENT

On 13 Jan 70 an interview with Nguyen Thi TIET, conducted through SA Nicholas A. VONZALIDES, Interpreter, began at 1350 hours and terminated at 1440 hours. TIET's personal data is:

Name: Nguyen Thi TIET
 ID#: None
 Address: Son My Village, Son Tinh District, Quang Ngai Province, RVN
 DOB: 1958
 POB: Tu Cung, Son My Village, Son Tinh District, Quang Ngai Province, RVN
 Occupation: Farm Girl
 Sex: Female
 Marital Status: Single

TIET stated substantially as follows: Early in the morning on the 18th day of the second month of the Lunar calendar (Mar), 1968, she was in her home in Tu Cung with her father Nguyen GAI, age 45; her mother Pham Thi AN, age 40; her sister Nguyen Thi NGUYET, age 9; and her brothers Nguyen THANH, age 7; and Nguyen TAI, age 13. Her other sister Nguyen Thi THU, age 10, had left the house and went to the fields with five family buffalo. The people in the house heard artillery going off around the village and then heard airplanes come to the village. A while later five American soldiers came to their home with rifles and made the family leave the home. These soldiers, two negro and three caucasians, took the family to a big ditch located east of the village and put them with many other villagers that were gathered around the ditch. There were many soldiers with rifles around the ditch and she thinks the soldiers that brought her and her family to the ditch stayed there. The soldiers then made all the people get into the ditch and began shooting the people with their rifles. She does not know which soldiers did the shooting. Her parents covered her with their bodies when the shooting started and she did not get hit with any bullets. She was very scared and just stayed under her mother and father until she thought the soldiers had left the area, and then got herself out of the ditch. She looked around the ditch and found the dead bodies of all the members of her family except for THU who had left for the fields. She then went to Son Thanh village and remained there overnight. The next morning she found her sister THU near a mountain with the buffalo. She then went back to Tu Cung by herself and saw the bodies of her family again. They had all been shot in the head. Mr SAM, age 60 (LFI) helped her bury her family west of the main trail near the coast road. SAM may be living in Son My. After burying her family she left Tu Cung for Son Thanh and later settled in Son My. She did not see her former home in Tu Cung before she left. She indicated the general location of her home in Tu Cung on a sketch of the village by VICT as #42. American and Vietnamese soldiers had been to Tu Cung before the incident and there was no trouble. A photograph of TIET was obtained.

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT	PAGE 1 OF 2 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
1 JAN 68

STATEMENT (Continued)

AFFIDAVIT

I, Kenneth Paul McLellan

HAVE READ OR HAVE HAD READ TO ME THIS STATE-

MENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 2. 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:

Nicholas A. Vontzalides

SA NICHOLAS A. VONTZALIDES,

HHC, 5th SFGA, APO SF 96240

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

[Signature]
(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 13 day of Jan, 19 70 at Quang Ngai, RVN

[Signature]
(Signature of Person Administering Oath)

ARVIL J KIRK JR

(Typed Name of Person Administering Oath)

Art 136 par (b) (4), UCMJ, 1969

(Authority To Administer Oaths)