

MINH

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, RVN	DATE 13 Jan 70	TIME 1930	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME Kirk, Arvid Jackson Jr.	SOCIAL SECURITY ACCOUNT NO.		GRADE CW2
ORGANIZATION OR ADDRESS UNION 1, TASK FORCE #2 (RVN Team), Hq MACV, APO SF 96222			

SWORN STATEMENT

I, ARVID JACKSON KIRK JR., WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

INVESTIGATOR'S STATEMENT

On 13 January 1970, Doan Nguyen MINH, Chief Nurse, Quang Ngai City Civilian Hospital, was contacted by 1LT John G. WOOD, Hq MACV, APO SF 96222, investigator and myself to examine records regarding treatments in March 1968. MINH furnished access to a log book which she stated is used to record the admission or treatment of all persons at the hospital. 1LT WOOD extracted and translated the following information from the book:

LOG BOOK NO	NAME	AGE	ADDRESS	TREATMENT DATE	DESCRIPTION
103	Pham DI	46	Son Tinh	17 Mar 68	Foot wound, fracture
104	Nguyen CAM	63	Son Tinh	17 Mar 68	stomach wound, died
105	Nguyen Thi HOI	9	Son Tinh	17 Mar 68	shoulder wound
107	Nguyen Thi HOAN	60	Son Tinh	17 Mar 68	stomach wound
108	Nguyen Thi LANH	12	Son Tinh	17 Mar 68	stomach wound
113	Day Thi PHUOC	57	Son Tinh	18 Mar 68	arm wound, fracture

It could not be determined when the aforementioned individuals were released from the hospital. There was no entry at all in this book indicating that anyone was treated on 16 Mar 68. The entries in this book are in numbered sequence. The last entry for 15 Mar 68 was number 101 and the next entry is number 102 on 17 Mar 68. MINH could not offer any explanation as to why there was no entry of treatment on 16 Mar 68. She stated that all persons coming into the hospital for any type treatment must go through this section and it is possible that some are not recorded, however, it would not seem likely that a complete day would pass without any treatments. No further information could be obtained regarding treatments or admissions. There were no other persons listed on 17 or 18 Mar 68 from the Son Tinh District, as being treated for wounds.

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT AJS	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.

STATEMENT (Continued)

AFFIDAVIT

I, ARVIL JACKSON KIRK JR. HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT 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:

John C. Wood
LT. JOHN C. WOOD

ORGANIZATION OR ADDRESS

ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

Arvil J. Kirk Jr.
(Signature of Person Making Statement)

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

Kenneth P. McElliott
(Signature of Person Administering Oath)

KENNETH P. McELLIOTT
(Typed Name of Person Administering Oath)

Art 136 b(4), UCMJ, 1969
(Authority To Administer Oaths)

AJK