

WITNESS STATEMENT
(AR 195-10 - TB PMG 3)

PLACE Washington, DC	DATE 11 Feb 70	TIME 1900	FILE NUMBER
LAST NAME, FIRST NAME, MIDDLE NAME EUGLIO, James	SOCIAL SECURITY ACCOUNT NO.		GRADE Crim Inves
ORGANIZATION OR ADDRESS USACIDA, Washington, DC			

SWORN STATEMENT

I, James Euglio

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

About 1645 hrs, 11 Feb 70, I interviewed Mr. James Harold FLYNN, of Pladview, Minnesota. Present and participating in the interview was Crim Inves Richard W. SHERWOOD, USACIDA, Washington, DC. FLYNN related essentially the following:

His parent unit during Task Force Barker was E/1/20, however on 15 Mar 68, he was attached to C/1/20 as an FO and stayed with that unit for about 2 months. He joined Co C about 1530, 15 Mar 68 and about 1800 hrs, that day, attended a briefing by CPT MEDINA, CO, C/1/20. FLYNN recalled that the briefing lasted 10-15 minutes, during which the MEDINA told the men the nature of the mission, location, formations to be used, etc. According to FLYNN, CPT MEDINA stated "kill everything that moves" and also that the mission was a chance "to get even" or "take revenge", or words to that effect. FLYNN said someone asked about women and children, and that MEDINA just repeated, "kill everything that moves." FLYNN could recall nothing further concerning that briefing.

Concerning 16 Mar 68, FLYNN related that he left LZ Dottie about 0730 and was in the second to the last lift. MEDINA and RTOs MARTIN, MURRAY and PAUL were in his helicopter. The plane approached MyLai(4) from the south and landed in a rice paddy to the west of the village. He added that the door gunner did not fire and that the 81mm mortar team was in the last lift.

Upon landing the command element moved from the LZ to the south west corner of the village. FLYNN utilized a sketch to trace his movements at MyLai(4), which he stated were also CPT MEDINA's, as they were together constantly.

FLYNN stated that the first slaying that he witnessed occurred when the command element, enroute to check out a reported weapons find, observed a Vietnamese female laying face down on a rice paddy dike between the southern edge of the village and a ditch at a point midway between the west end of the village and the north-south trail near the ditch. The woman appeared to be approximately 25 years old and was wearing black pajama-type clothing. She was uninjured and obviously faking because she was breathing. MEDINA checked a round flat wicker basket that was near her and all noticed that it contained syringes and other medical supplies. MEDINA then turned her over with his foot, paused a few seconds and shot her with his M-16. FLYNN believed he shot her in the head, but was not positive. He stated he is positive that she was killed and added that he witnessed this from a distance of 3-4 meters and that he heard her groan when MEDINA turned her over.

The next incident FLYNN related occurred at the north-south trail at the south side of the village. There, he and MEDINA observed a boy of about 5-6 years running toward a group of bodies that was on the trail between them and the boy. The boy had a severe arm injury. At this time he was about five meters from MEDINA when he heard MEDINA say "shoot him" or words to that effect. FLYNN turned to his radio, heard a shot and looked up to see the boy fall dead. This occurred prior to CARTER being med evacuated. FLYNN stated there were numerous members of the unit present at that time,

EXHIBIT	INITIALS OF PERSON MAKING STATEMENT <u>JS</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.

STATEMENT OF CRIM INVES JAMES BUGLIO, DATED 11 FEB 70, CONTINUED

but does not recall their names and further that MEDINA had to have seen the large number of bodies on the trail.

FLYNN went on to explain that the command element proceeded through the village in a north-easterly direction. At one point he observed a woman and two children dead in front of a grass hut which he felt MEDINA also observed. Next, further on, FLYNN saw a second house which contained more than 5 bodies, sex and ages unknown, laying on the floor. He observed this through the doorway and believed that CPT MEDINA did not see these. Still further into the village MEDINA ordered a cease fire and he remembers him using the words "stop killing". This order was passed to the RTOs for transmission to the Plt Ldrs.

Shortly after the cease fire order they broke for lunch at the northeast end of the village and then moved out of the village passing within 15 - 25 meters of a ditch also at the east end of the village. It was here that FLYNN stated he observed numerous bodies in the ditch and believes that MEDINA must also have seen them. FLYNN stated that he could not estimate the number of bodies in the ditch.

FLYNN related that while at MyLai(4) he did not see any other slayings, did not fire his weapon, and observed only one helicopter land, that being the one that medevac'd CARTER.

Later that afternoon, Co C joined Co B at a small village near My Lai (5), where he observed an unidentified American officer use a hunting or bowie knife to cut off the tip of a Vietnamese male prisoners little finger. FLYNN did not recall which hand, but did state that the officer placed the man's hand on a board and also, that he cut him on the neck.

FLYNN further explained that there were about 10 Vietnamese prisoners and that all but 2 or 3 were interrogated and shot by Vietnamese National Police. He said he observed the police take the prisoners into the bushes and return shortly without them. He does not recall hearing shots, but stated he never saw the prisoners again.

Either at IZ Dottie or prior to their return, FLYNN stated the men received a second briefing from MEDINA. At this briefing, MEDINA advised the men that there was going to be an investigation of what had happened at My Lai(4) and that they were not to talk to anyone about the incident and that he would do all the talking. FLYNN stated he could not recall anything further concerning that briefing and that he was never interviewed by investigating officials.

FLYNN commented on the following photographs: #3 - Trail on the south edge of Ylai(4) running east and west. Stated he did not see boy in photo. #4 - Same as #3, only at west end of village. FLYNN stated that he and MEDINA walked down this trail and observed bodies. #14 - North-south trail where boy was shot. #15 - Remembers this scene, but does not know location. #19 - CARTER being assisted. Was there with MEDINA. X X X X X X X X X X X END OF STATEMENT X X X X X X X X X X X X X

INITIALS SR

STATEMENT (Continued)

RECEIVED ON PERSON MAKING STATEMENT

EXCISE

DATE

NOT UTILIZED

AFFIDAVIT

I, JAMES BUGLIO

HAVE READ OR HAVE HAD READ TO ME THIS STATE-

MENT 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:

Richard E. Sherwood

RICHARD E. SHERWOOD

USACIDA, Wash, DC

ORGANIZATION OR ADDRESS

James Buglio

(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 11th day of February, 19 70 at Washington, DC

Robert N. Zaza

(Signature of Person Administering Oath)

ROBERT N. ZAZA

(Typed Name of Person Administering Oath)

ORGANIZATION OR ADDRESS

Art 136(b)(4), UCMJ

(Authority To Administer Oaths)

INITIALS OF PERSON MAKING STATEMENT

JB

LZ
AREA

Landed
here

Medina
5 HOT
Vietnamese
Females

James H. Flynn
Feb 11 - 1970

