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70-CID011-01007

PLACE San Antonio, Texas	DATE 8 May 70	TIME 1300	FILE NUMBER
ST NAME, FIRST NAME, MIDDLE NAME GARZA, George Arsenio	SOCIAL SECURITY ACCOUNT NO.		GRADE Civilian
ORGANIZATION OR ADDRESS			

San Antonio, Texas

Tele:

SWORN STATEMENT

I, George A. GARZA, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

Q: Mr GARZA, do you recall an incident during the My Lai operation concerning the slaying of Vietnamese nationals with an M-79 grenade launcher?

A: Yes, I do. It was on the first day of the operation, in the morning before lunch. We were in a small village about 500 meters north of My Lai (4). I was on the east edge of that village, standing next to a house, either bamboo or mud. Just as I got there I saw ROSCHEVITZ standing about 15-20 yards from a group of 8-10 Vietnamese. The group consisted of various aged women. I remember one child, age and sex unknown. I don't know if there were any men in the group. I was behind ROSCHEVITZ about 3-4 yards and could see him and the group clearly and without obstruction. I do not remember who else was there. At any rate, ROSCHEVITZ fired one M-79 round at the group. That round missed and went over their heads. He immediately reloaded and fired a second round which struck somewhere in the middle of the group. As soon as he fired the second round I turned and walked away because I did not want to watch.

Q: Where did the group come from?

A: All the villagers were being rounded up. I don't know how that particular group was gathered. I guess they lived in the houses in the immediate area.

Q: Upon your arrival at the scene, what was the group doing?

A: They were huddled together, either standing or squatting.

Q: Were they talking or doing anything at all?

A: I don't remember.

Q: Do you recall ROSCHEVITZ speaking?

A: I don't recall.

Q: Were all the people in the group fully clothed?

A: Yes.

Q: Did they do anything to provoke ROSCHEVITZ?

A: Not that I know of. Of course everyone was provoked all ready.

Q: Why do you say that?

EXHIBIT K	INITIALS OF PERSON MAKING STATEMENT G.A.	PAGE 1 OF 4 PAGES
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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF _____ TAKEN AT _____ DATED _____ CONTINUED." THE BOTTOM OF EACH ADDITIONAL PAGE MUST BE INITIALED BY 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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- GA: A: Because they were all VC or VC sympathizers according to what CPT MEDINA had told us.
- Q: Why did ROSCHEWITZ shoot the people?
- A: I don't know. I don't know if he had an order or did it on his own. No idea.
- Q: Do you know if those people were killed?
- A: No, I don't.
- Q: Do you know what type of round he used in his M-79?
- A: No.
- Q: Can you further pinpoint the location of this incident?
- A: Just near the east edge of the village.
- Q: You stated you walked away immediately when he fired the second round. Did you notice the result of that explosion upon the people, wounds, etc, or did you later see their bodies?
- A: Later, about 15-30 minutes, I saw their bodies. I don't know if they were dead or alive, and did not look at them close enough to see their wounds.
- Q: What were your instructions, as a medic, pertaining to treatment of wounded Vietnamese during the My Lai assault?
- A: No instructions. First of all I did not expect to be treating anyone other than our own men. Then as it turned out, I could not see treating persons we had wounded. Plus, I had to preserve my supplies. The operation was to last several more days and the possibility existed that we could have still met opposition.
- Q: Were any of the persons in the group wounded prior to being shot by ROSCHEWITZ?
- A: They did not appear to be.
- Q: How much time elapsed between your arrival at the scene and the firing of the first round by ROSCHEWITZ?
- A: I couldn't say. I don't remember.
- Q: Can you be more precise as to where the second round landed in relation to the group?
- A: No.
- Q: Can you describe the dress of the Vietnamese in the group?
- A: Black pajamas as best I can remember.

INITIALS GA

EXHIBIT K

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PAGE 2 OF 4 PAGES

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G.A.G.

AFFIDAVIT

I, GEORGE A. GARZA HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1 AND ENDS ON PAGE 1. 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:

George A. Garza
(Signature of Person Making Statement)

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 8th day of May, 19 70 at San Antonio, TX

ORGANIZATION OR ADDRESS

James Buglio
(Signature of Person Administering Oath)

JAMES BUGLIO

(Typed Name of Person Administering Oath)

Article 136(b)(4), UCMJ

(Authority To Administer Oaths)

ORGANIZATION OR ADDRESS

EXHIBIT K

INITIALS OF PERSON MAKING STATEMENT

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