

A F F I D A V I T

Comes now the affiant and first being duly sworn on his oath deposes and states as follows:

1. That although there are only two officers assigned to the United States Army Criminal Investigation Division Agency, Judge Advocate Section:

(A) only one is authorized;  
(B) the affiant is excess  
(C) from September 1970 until November 20, 1970 there was only one Judge Advocate assigned and present at USACIDA.

2. That the Senate Hearings concerning the operation of Army Club and Messes was adjourned on 17 March 1971 subject to call of the Chairman.

3. The charges pending against Captain Kotouc are not related in any manner which could give rise to possible conflict of interest on the part of the affiant due to his previous participation in the prosecution of senior officers of the Americal Division.

Albert W. Dillard

ALBERT W. DILLARD  
CPT, JAGC

Subscribed and sworn to before me  
on the 19th day of March 1971 at  
Washington, District of Columbia  
With the Army of the United States

John T. Pauli

JOHN T. PAULI  
MAJ, AG