

DOCUMENT WITHDRAWAL RECORD [NIXON PROJECT]

DOCUMENT NUMBER	DOCUMENT TYPE	SUBJECT/TITLE OR CORRESPONDENTS	DATE	RESTRICTION
C-85	Telegram	Situation Room to Col. Guay, Paris pgs.-2 <u>NLN 97-6/4</u> <i>Exempt per NSC ltr 3-12-98 per sec 3.4(1)(1)</i>	1/29/73	B (CDWD)

FILE GROUP TITLE

WH NSC FILES : BACKCHANNEL

BOX NUMBER

3

FOLDER TITLE

BACKCHANNEL MESSAGES - 26 PATCH - 1973 - VOL. I.

RESTRICTION CODES

- A. Release would violate a Federal statute or Agency Policy.
B. National security classified information.
C. Pending or approved claim that release would violate an individual's rights.
D. Release would constitute a clearly unwarranted invasion of privacy or a libel of a living person.

- E. Release would disclose trade secrets or confidential commercial or financial information.
F. Release would disclose investigatory information compiled for law enforcement purposes.
G. Withdrawn and return private and personal material.
H. Withdrawn and returned non-historical material.

Reproduced at the Richard Nixon Presidential Library

NATIONAL ARCHIVES AND RECORDS ADMINISTRATION DECLASSIFIED

NA 14021 (4-85)

This document has been reviewed pursuant to Executive Order 13526 and has been determined to be declassified.

NND 1987-0-190-769/69253

DOCUMENT WITHDRAWAL RECORD [NIXON PROJECT]

DOCUMENT NUMBER	DOCUMENT TYPE	SUBJECT/TITLE OR CORRESPONDENTS	DATE	RESTRICTION
C- 85	Telegram	Situation Room to Col. Guay, Paris pgs.-2 <div style="border: 1px solid red; padding: 2px; display: inline-block;">NLN 97-6/4</div>	1/29/73	B (CDWD)

FILE GROUP TITLE

WH NSC FILES : BACKCHANNEL

BOX NUMBER

3

FOLDER TITLE

BACKCHANNEL MESSAGES - 26 PATCH - 1973 - VOL.I.

RESTRICTION CODES

- A. Release would violate a Federal statute or Agency Policy.
- B. National security classified information.
- C. Pending or approved claim that release would violate an individual's rights.
- D. Release would constitute a clearly unwarranted invasion of privacy or a libel of a living person.

- E. Release would disclose trade secrets or confidential commercial or financial information.
- F. Release would disclose investigatory information compiled for law enforcement purposes.
- G. Withdrawn and return private and personal material.
- H. Withdrawn and returned non-historical material.

Reproduced at the Richard Nixon Presidential Library

NATIONAL ARCHIVES AND RECORDS ADMINISTRATION DECLASSIFIED

NA 14021 (4-85)

This document has been reviewed pursuant to Executive Order 13526 and has been determined to be declassified.

***** ~~TOP SECRET~~ ***** COPY

OP IMMED

DE VEKADS #1019 0590005
 O 272342Z FEB 73 ZYM ZFF-1 ZFF-4
 F THE WHITE HOUSE

TO AMEMBASSY PARIS

~~TOP SECRET SENSITIVE~~1.3(a)(1)
Sanitized

EXCLUSIVELY EYES

ONLY WH30687

FEBRUARY 27, 1973

TO: AMBASSADOR SULLIVAN

FROM: HENRY A. KISSINGER

PLEASE PASS THE FOLLOWING INFORMATION TO SECRETARY ROGERS.
 BECAUSE OF THE NORTH VIETNAMESE DELAY IN RELEASING U.S.
 PRISONERS, THE PRESIDENT DIRECTED THE SUSPENSION OF MINE-CLEARING
 OPERATIONS AND U.S. TROOP WITHDRAWALS UNTIL THE POW ISSUE IS
 CLARIFIED. THE PRESIDENT DOES NOT WANT PUBLICITY ON THIS ACTION,
 AND IT SHOULD NOT BE MENTIONED AS A SPECIFIC THREAT. WE WILL
 CONFIRM ONLY IF THE ACTION SHOULD LEAK.

WE ALSO HAVE RECEIVED TODAY A MESSAGE FROM THE NORTH VIETNAMESE
 WHICH COMPLAINED AT LENGTH ABOUT U.S. AND SOUTH VIETNAMESE
 VIOLATIONS OF THE AGREEMENT AND CLAIMED THAT IT WAS NOT UP TO THEIR
 SIDE ALONE TO SCRUPULOUSLY ADHERE TO ITS PROVISIONS.

***** WHSR COMMENT *****

H.K. SCHWARTZ, LORD, HOWE

PNS:001394

RECALLED
PAGE 01

TOR:059/01:21Z

DTG:730342Z

***** ~~TOP SECRET~~ ***** COPY

DECLASSIFIED

E.O. 12356, Sect. 3.4

NSC 9/23/93 F9301194

By WJO NARA, Date 9/30/93

SA 99

***** ~~TOP SECRET~~ *****S COPY

OP IMMED
 <
 WHP458
 O 271720Z FEB 73
 FM THE SITUATION ROOM WHP458

TO COLONEL GUAY

~~TOP SECRET~~ SENSITIVE EXCLUSIVELY EYES ONLY

FEBRUARY 27, 1973

TO: COLONEL GUAY
 FROM: HENRY A. KISSINGER

PLEASE PASS THE FOLLOWING MESSAGE TO YOUR CUSTOMER IMMEDIATELY:
 BEGIN TEXT: THE UNITED STATES PROTESTS IN THE MOST EMPHATIC
 FASHION AGAINST THE DELAY IN THE RELEASE OF AMERICAN PRISONERS
 AS STIPULATED IN THE AGREEMENT.

THE UNITED STATES HAS SCRUPULOUSLY OBSERVED ALL THE PROVISIONS
 OF THE CEASEFIRE. ON FEBRUARY 23 THE U.S. ON ITS OWN NOTIFIED
 THE NORTH VIETNAMESE SIDE OF THE ACCELERATION OF THE MIND SWEEPING
 OPERATIONS. ON FEBRUARY 26 THE U.S. ON ITS OWN INFORMED THE NORTH
 VIETNAMESE THAT THE UNITED STATES HAD MADE STRONG REPRESENTATIONS IN
 SAIGON AGAINST THE ACTS OF VIOLENCE COMMITTED AGAINST MEMBERS OF THE
 NORTH VIETNAMESE DELEGATION TO THE FOUR-POWER COMMISSION. IN
 ADDITION, THE U.S. HAS BEEN WORKING DILIGENTLY TO IMPROVE THE LIVING
 AND WORKING CONDITIONS OF THE MEMBERS OF THE JOINT MILITARY COM-
 MISSION.

THE AGREEMENT AND ITS PROTOCOLS CLEARLY STATE THAT THESE
 PRISONERS OF WAR ARE TO BE RELEASED AT A RATE NO SLOWER THAN THE RATE
 OF TROOP WITHDRAWALS. THE U.S. HAS WITHDRAWN OVER ONE-HALF OF ITS
 FORCES. IT IS NOW TIME FOR THE OTHER SIDE IMMEDIATELY TO RELEASE THE
 NEXT GROUP OF U.S. POW'S TO BRING THE TOTAL OF ALL THOSE RELEASED UP
 TO AT LEAST 50 PER CENT OF THE TOTAL NUMBER SCHEDULED FOR RELEASE.

IN VIEW OF THE TOTALLY UNJUSTIFIABLE AND PROVOCATIVE ACTS OF
 THE DRV SIDE, THE UNITED STATES WISHES TO INFORM THE DRV SIDE THAT
 PENDING A CLARIFICATION OF THE ISSUE OF THE RELEASE OF PRISONERS THE
 UNITED STATES:

1. WILL SUSPEND MINE CLEARING OPERATIONS;
2. WILL SUSPEND TROOP WITHDRAWAL.

THE UNITED STATES RESERVES THE FREEDOM TO TAKE FURTHER ACTION.
 THE UNITED STATES WISHES TO POINT OUT THAT IT IS STILL COMMITTED
 TO AN IMPROVEMENT AND EVENTUAL NORMALIZATION IN RELATIONS WITH
 THE DRV AND THAT IT HOPES THIS MATTER CAN BE SETTLED VERY RAPIDLY.
 END TEXT.

***** WWSR COMMENT *****

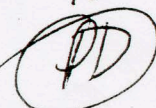
INFO COPIES TO: HOWE, LORD

PSN:001141 RECALLED
 PAGE 01

TOR:058/17:51Z DTG:271720Z

***** ~~TOP SECRET~~ *****S COPY

921223



DECLASSIFIED

E.O. 12356, Sect. 3.4

NSC 8/24/93 F9301193

By WFO NARA, Date 9/16/93

SA 99

Reproduced at the Richard Nixon Presidential Library

DECLASSIFIED

This document has been reviewed pursuant to Executive Order 13526 and has been determined to be declassified.

***** ~~TOP SECRET~~ *****S COPY

OP IMMED

ZCZCWHP350

O 160341Z

FM THE SITUATION ROOM (WHP350)

TO COL GUAY

~~TOP SECRET~~ SENSITIVE EXCLUSIVELY EYES ONLY

DELIVER OPENING OF BUSINESS JANUARY 15, 1973

TO: AMBASSADOR SULIVAN

FROM: HENRY A. KISSINGER

WE HAVE HAD TOO MANY STORIES BEING LEAKED OUT BY VIETNAMESE SOURCES. I CALL YOUR ATTENTION TO THE MANCHESTER GUARDIAN STORY QUOTING NORTH VIETNAM SOURCES IN PARIS THAT AMERICAN POW'S WHEREVER THEY ARE HELD IN VIETNAM WILL BE INCLUDED IN THE DEAL. THESE CONTINUOUS STORIES MAKE OUR TASK HERE TO REFRAIN FROM COMMENT ALL THE HARDER. PLEASE BRING THIS TO THEIR ATTENTION AND URGE THAT THEY REFRAIN FROM COMMENT.

WARM REGARDS.

(DF)

***** WHSR COMMENT *****

KENNEDY, SCOWCROFT, HOWE, LORD

PSN:032176 PAGE 01 OF 01 TOR:016/09:16Z DTG:160341Z

***** ~~TOP SECRET~~ *****S COPY

DECLASSIFIED

E.O. 12356, Sect. 3.4

NSC 8/24/93 F9301193

By WKO NARA, Date 9/16/93

SA 99

***** ~~TOP SECRET~~ *****S COPY

OP IMMED

<

O 062155Z

FROM: COLONEL GUAY

TO: GENERAL SCOWCROFT

~~TOP SECRET~~/SENSITIVE/EXCLUSIVELY EYES ONLY

FEBRUARY 6, 1973

CUSTOMER CALLED ANDERSON AT 1930 FOR APPOINTMENT WITH CHARLEBOIS AT 2200 PARIS TIME. CHARLEBOIS DELIVERED YOUR WHP 443 AND RECEIVED THE FOLLOWING TWO MESSAGES IN SEALED ENVELOPES:

MESSAGE ONE. QUOTE

IN THE COURSE OF PRIVATE MEETINGS OF SPECIAL ADVISOR LE DUC THO AND MINISTER XUAN THUY WITH DR. HENRY A. KISSINGER, THE DRVN SIDE HAS REPEATEDLY POINTED OUT THAT TO ITS KNOWLEDGE THE NUMBER OF US MILITARYMEN CAPTURED IN LAOS WAS A VERY SMALL ONE, OF ONLY 5 OR 6 MEN. IN THE DRVN MESSAGE OF OCTOBER 21, 1972 IN REPLY TO THE US MESSAGE OF OCTOBER 20, 1972, THE DRVN SIDE SAID THAT IT HAD BEEN INFORMED BY THE LAO PATROTIC FRONT THAT THE AMERICANS CAPTURED IN LAOS WOULD BE RRELEASED WITHIN 60 DAYS AFTER THE SIGNING OF THE PARIS AGREEMENT ON VIETNAM. IN HIS MESSAGE OF OCTOBER 22, 1972, THE PRESIDENT OF THE UNITED STATES ACKNOWLEDGED AND EXPRESSED HIS APPRECIATION FOR THE ABOVE MENTIONED DRVN MESSAGE, SAYING THAT IT "SATISFIES ALL HIS POINTS WITH RESPECT TO LAOS AND CAMBODIA AS WELL AS US PRISONERS".

ON THE US SIDE'S REQUEST, THE DRVN SIDE ON FEBRUARY 1, 1973, HANDED OVER TO THE US SIDE THE LIST OF US MILITARY PERSONNEL CAPTURED AND DETAINED IN LAOS WHICH HAD BEEN SUPPLIED BY THE LAO PATROTIC FRONT.

THUS THE DRVN SIDE HAS WITH GOOD WILL POSTIVELY RESPONDED TO THE CONCERN EXPRESSED BY THE US SIDE.

THE DRVN SIDE HAS BEEN INFORMED BY THE LAO PATROTIC FRONT THAT THE LIST OF US MILITARY AND CIVILIAN PERSONNEL CAPTURED AND DETAINED IN LAOS HANDED OVER TO THE US SIDE ON FEBRUARY 1, 1973, WAS A COMPLETE, FULL LIST; THE DIFFERENT PARTIES WILL ASSIST ONE ANOTHER IN OBTAINING INFORMATION ABOUT THE MISSING AND THE DEAD. UNQUOTE.

***** WHSR COMMENT *****

SCOWCROFT, LORD, HOWE, KENNEDY

PSN:044871

RECALLED
PAGE 01

TOR:037/22:21Z

DTG:062155Z

***** ~~TOP SECRET~~ *****S COPY

DECLASSIFIED

E.O. 12356, Sect. 3.4

NSC 9/23/93 F9301194

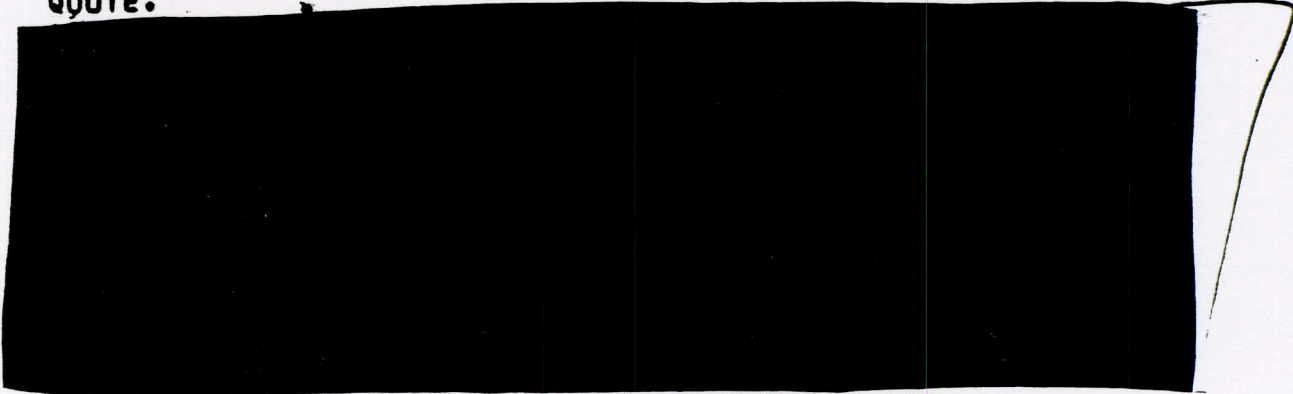
By MMO NARA, Date 9/30/93

SA 99

DP

***** ~~TOP SECRET~~ ***** COPY

MESSAGE TWO
QUOTE.



COMMENT: TEXTS WERE HANDED OVER IN ENGLISH AND
VIETNAMESE. VIETNAMESE TEXT WILL BE AIRMAILED TO
YOU. CHARLEBOIS STATED CUSTOMER WAS CORDIAL AND
TEA WAS SERVED.
END MESSAGE

PSN:044871

RECALLED
PAGE 02

OF 02

TOR:037/22:21Z

DTG:062155Z

***** ~~TOP SECRET~~ ***** COPY

NIXON PRESIDENTIAL MATERIALS PROJECT
DOCUMENT CONTROL RECORD

ITEM REMOVED FROM THIS FILE FOLDER

A RESTRICTED DOCUMENT OR CASE FILE HAS BEEN REMOVED FROM THIS FILE FOLDER. FOR A DESCRIPTION OF THE ITEM REMOVED AND THE REASON FOR ITS REMOVAL, CONSULT DOCUMENT ENTRY NUMBER C-85 ON EITHER THE DOCUMENT WITHDRAWAL RECORD (GSA FORM 7279 OR NA FORM 1421) OR NARA WITHDRAWAL SHEET (GSA FORM 7122) LOCATED IN THE FRONT OF THIS FILE FOLDER.

~~SECRET~~

*****S COPY

OP IMMED

<

O 282242Z

FM COLONEL GUAY

TO GENERAL SCOWCROFT

FOR DR. KISSINGER

FROM AMBASSADOR SULLIVAN

~~SECRET~~/SENSITIVE/EXCLUSIVELY EYES ONLY

FEBRUARY 28, 1973

1. THACH AND I HAVE HAD TWO SEPARATE NEGOTIATING SESSIONS ON FEBRUARY 28, AND AT THIS PARTICULAR MOMENT, WE ARE IN RECESS UNTIL MIDNIGHT. WE EXPECT, AT THAT SESSION TO CONSUMMATE OUR DEAL.

3. ON LAOS AND CAMBODIA WE HAVE A GOOD ARTICLE, IN WHICH THE PARTIES ACKNOWLEDGE THE COMMITMENTS OF THE PARTIES TO THE PARIS AGREEMENT, AGREE TO RESPECT THE SAME OBLIGATIONS, REFRAIN FROM ANY ACTS AT VARIANCE WITH SAME, AND CALL ON ALL OTHERS TO DO LIKEWISE.

5. ASSUMING ALL IS CONFIRMED AT MIDNIGHT SESSION, WE WILL HAVE RATIFICATION BY DRAFTING COMMITTEE IN MORNING AND INITIALLING IN THE AFTERNOON. WE WILL, OF COURSE, HOLD OFF ON ARRANGEMENTS FOR SIGNATURE UNTIL WE SEE PROGRESS ON POW ISSUE. THACH TELLS ME PROGRESS SHOULD COME BEFORE TOMORROW NOON, PARIS TIME.

6. THACH RAISED ECONOMIC COMMITTEE WITH ME THIS EVENING. I SAID I COULD DO NOTHING UNTIL POW ISSUE SOLVED. HE SUGGESTED WE DEFER DISCUSSION UNTIL MARCH 5, WHEN US MEMBERS ARE TO BE NAMED. I WAS NON-COMMITTAL PENDING YOUR ADVICE.

7. WARM REGARDS.

*****WHSR COMMENT*****

HAK, SCOWCROFT, LORD, HOWE

PSN:001926 RECALLED PAGE 01 OF 01 TOR:059/23:16Z DTG:282242Z

~~SECRET~~

*****S COPY

DECLASSIFIED

E.O. 12356, Sect. 3.4

NSC 9/23/93 F9301194

By MD NARA, Date 9/30/93

SA 99

***** ~~TOP SECRET~~ *****S COPY

OP IMMED

00 301730Z
 FM: COL GUAY
 TO: GENERAL SCOWCROFT

~~TOP SECRET~~ /SENSITIVE /EXCLUSIVELY EYES ONLY

JANUARY 30, 1973
 TO: GENERAL SCOWCROFT
 FROM: COLONEL GUAY
 FOR: DR. KISSINGER
 FROM: MINISTER HEYWARD ISHAM

1. MY MEETING WITH VY JANUARY 30 AT CHOISY-LE-ROY LASTED ONE AND ONE HALF HOURS. I DEALT WITH THE LAOS POW LIST, THE CEASE-FIRE VIOLATION MESSAGE, AND THE PROBLEM OVER DRV-PRG ADHERENCE TO DISEMBARKATION PROCEDURES.

LAOS POW LIST

2. AFTER I HAD EXPLAINED OUR POSITION WITH RESPECT TO THE LIST AND THE ECONOMIC NOTE, VY COMPLAINED THAT WE WERE RAISING "CONDITIONS" CONTRARY TO THE SPIRIT OF THE AGREEMENT AND ARTICLE 21 THEREOF. THEY UNDERSTOOD OUR CONCERN ABOUT OUR POW'S, BUT HAD TO CONSULT THEIR LAOTIAN FRIENDS FIRST AND WOULD TRY TO HAVE THE LIST AS SOON AS POSSIBLE.

3. I POINTED OUT THAT OUR CONCERN OVER ALL OUR PRISONERS WAS WELL KNOWN TO THEM. THEY HAD ACCEPTED ACCOUNTABILITY FOR ALL U.S. PRISONERS IN INDOCHINA. THREE DAYS HAD NOW PASSED SINCE THE OTHER POW LISTS HAD BEEN EXCHANGED. WE COULD NOT UNDERSTAND THE REASON FOR THE DELAY WITH RESPECT TO THE LAOS LIST. I SAID THAT THEY SHOULD UNDERSTAND POLITICAL REALISITES IN THE UNITED STATES; WE COULD NOT PROCEED ON ECONOMIC MATTERS UNLESS THIS REMAINING ELEMENT OF THE POW LIST PROBLEM WAS SETTLED ACCORDING TO THE UNDERSTANDING. I WAS SURE THAT THEY COULD SOLVE ANY DIFFICULTIES IN COMMUNICATING WITH THEIR LAO FRIENDS. WAS I TO UNDERSTAND FROM HIS REMARKS THAT THEY DID NOT POSSESS THE LIST IN PARIS?

4. VY REPLIED THAT THIS WAS TRUE; IF THEY HAD THE LIST HERE THEY WOULD GIVE IT TO US; THE ONLY ISSUE WAS TIMING; THEY WOULD MAKE EVERY EFFORT TO HAVE THE LIST AS SOON AS POSSIBLE. HE REPEATED THAT

***** WHSR COMMENT *****

HAK, SCOWCROFT, HOWE, LORD, KENNEDY

PSN:040467 RECALLED
 PAGE 01

TOR:030/18:03Z

***** ~~TOP SECRET~~ *****S COPY

DECLASSIFIED
 E.O. 12356, Sect. 3.4
 NSC 9/23/93 F9301194

By MAC NARA, Date 9/30/93

SA 99

***** ~~TOP SECRET~~ *****S COPY

THEY UNDERSTOOD OUR CONCERN FULLY AND WERE SURE
THAT WITH MUTUAL GOODWILL THIS DIFFICULTY WOULD BE
OVERCOME.



POSTSCRIPT

7. DRV HAS JUST ASKED FOR MEETING AT 10:00 A.M.
JANUARY 31 AND HAS REQUESTED THAT WE BRING NOTE
WITH US, STRONGLY HINTING THAT THEY ARE NOW IN
POSSESSION OF LIST. IF LIST IS HANDED OVER AND
SUBJECT TO YOUR CONFIRMATION BY THIS CHANNEL, I
WILL THEN PUT COLONEL GUAY IN MOTION.
WARM REGARDS.

PSN:040467

RECALLED
PAGE 02

OF 02

TOR:030/18:03Z

***** ~~TOP SECRET~~ *****S COPY

***** ~~TOP SECRET~~ ***** COPY

CRITIC
 ZZ
 SR800 291714Z
 FM: COLONEL GUAY
 TO: GENERAL SCOWCROFT

~~TOP SECRET~~ / SENSITIVE / EXCLUSIVELY EYES ONLY

29 JANUARY 1973
 TO: GENERAL SCOWCROFT
 FROM: COLONEL GUAY
 FOR: DR. KISSINGER
 FROM: MINISTER ISHAM

1. I MET WITH VY AT OUR HOUSE IN LE VESINET JAN 29 AND MADE THE POINTS CITED IN YOUR MESSAGE. ON THE LAOS POW LIST (WHICH COL. LOWDER HAD REQUESTED FROM DRV MILREP IN SEPARATE MEETING EARLIER TODAY), I STRONGLY EMPHASIZED THE SERIOUS DOMESTIC REPERCUSSIONS OF NOT RECEIVING IT IMMEDIATELY. WHEN VY SAID HE HAD NOTHING FURTHER TO ADD TO WHAT THACH HAD SAID YESTERDAY, I PRESSED HIM FOR AN INDICATION OF PRECISELY WHEN THEY EXPECTED TO RECEIVE THE LIST. HE INSISTED HE HAD NO INFORMATION BUT PROMISED TO LET US KNOW IMMEDIATELY WHEN HE DID. AS I MENTIONED TO GEN. SCOWCROFT, I INTEND TO CONTACT THEM TOMORROW MORNING AND ASK FOR ANOTHER MEETING IF THEY STILL HAVE NO WORD.

2. WITH RESPECT TO THE UNDERSTANDINGS, VY TOOK NOTE OF OUR STATEMENT WITHOUT ANY ADDITIONAL COMMENT OF SUBSTANCE. I WOULD CONSIDER THIS MATTER CLOSED.

***** WHSR COMMENT *****

HAK, SCOWCROFT, HOWE, LORD, KENNEDY

PSN: 039835 RECALLED
 PAGE 01

TOR: 029/17:55Z DTG: 291714Z

***** ~~TOP SECRET~~ ***** COPY

DECLASSIFIED

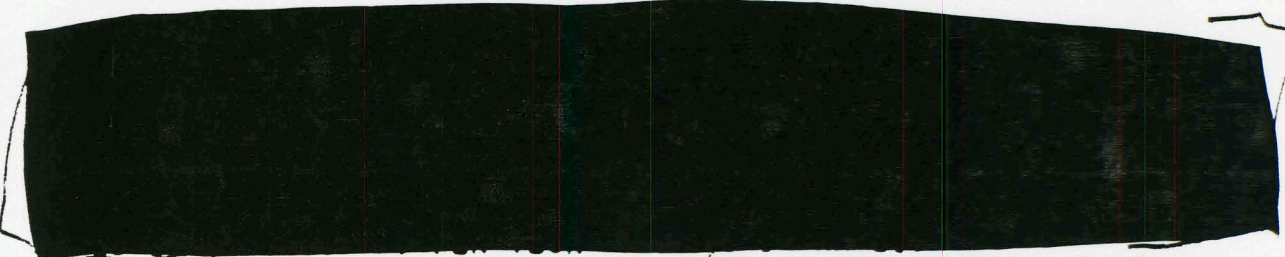
E.O. 12356, Sect. 3.4

NSC 9/23/93 F9301194

By MMO NARA, Date 9/30/93

SA99

***** ~~TOP SECRET~~ *****S COPY



6. IF YOU HAVE ANY FURTHER GUIDANCE FOR TOMORROW SHOULD
LAOS POW LIST STILL NOT BE FORTHCOMING, PLEASE ADVISE.
7. WARM REGARDS.

PSN:039835 RECALLED
PAGE 02 OF 02 TOR:029/17:55Z DTG:291714Z

***** ~~TOP SECRET~~ *****S COPY

SENSITIVE

PAGE: 029

SITUATION(S) MESSAGE(S) LISTING

DATE 01/29/73//029

SITUATION: 26 PATCH
 SUBJECT CATEGORY: INCOMING

MESSAGE / ANNOTATION:

ANNOTATIONS:
 HAK, SCOWCROFT, HOWE, LORD

MESSAGE:

IMMEDIATE

00 281407Z
 FM COL GUAY

TO GENERAL SCOWCROFT

~~TOP SECRET~~ / SENSITIVE / EXCLUSIVELY EYES ONLY

28 JANUARY 1973

~~SECRET~~

TO: GENERAL SCOWCROFT
 FROM: COL. GUAY
 FOR: DR. KISSINGER
 FROM: AMB. SULLIVAN

1. THACH AND I, ACCOMPANIED BY VARIOUS EXPERTS, MET AT GIP FROM 1030 TO 1300 JANUARY 28. PART OF OUR DISCUSSION WAS IN PRIVATE.

2. I OPENED BY COMPLAINING TO THACH THAT NO RPT NO US PRISONERS CAPTURED IN LAOS WERE ON THE LIST WHICH THEY HANDED OVER YESTERDAY. HE TOOK POSITION THAT RETURN OF PRISONERS FROM LAOS WAS PART OF OUR UNDERSTANDINGS AND THEREFORE NOT COVERED BY AGREEMENT PROVISION WHICH REQUIRED EXCHANGE OF LISTS ON DAY AGREEMENT SIGNED. HE SAID, HOWEVER, LIST WOULD BE TURNED OVER "IN A FEW DAYS".

3. I ASKED WHETHER HE HAD LIST WITH HIM, AND HE SAID IT WAS IN HANOI. IN THAT CASE, I SAID, I WANTED IT DELIVERED JANUARY 29. HE SAID HE WOULD TRY, BUT COULDN'T PROMISE. I TOLD HIM THERE WOULD BE NO RPT NO NOTE FROM PRESIDENT ON ECONOMIC AID UNTIL LIST PRODUCED. THIS CAUSED MUCH DISTRESS AND FIRM REACTION THAT TWO ISSUES COULD NOT BE TIED TOGETHER.

4. I NEVERTHELESS SAID I EXPECTED LIST JANUARY 29 AND WOULD INSTRUCT COLONEL LOWDER TO CALL FOR IT FROM HIS COUNTERPART. THIS WAS NOT RPT NOT CONTESTED, AND MATTER WAS LEFT AT THAT

***** WHSR COMMENTS *****

HAK, SCOWCROFT, LORD, HOWE

PSN:039271

DTG:281407

TOR:0281444

SENSITIVE

DECLASSIFIED

E.O. 12356, Sect. 3.4

NSC 9/23/93 F9301194

By MMO NARA, Date 9/30/93

SA 99

Reproduced at the Richard Nixon Presidential Library

DECLASSIFIED

This document has been reviewed pursuant to Executive Order 13526 and has been determined to be declassified.

SENSITIVE

PAGE 630

SITUATION(S) MESSAGE(S) LISTING

DATE 01/29/73//029

SITUATION: 26 PATCH
SUBJECT CATEGORY: INCOMING

MESSAGE / ANNOTATION:

POINT.



SENSITIVE

SENSITIVE

PAGE 027 SITUATION(S) MESSAGE(S) LISTING

DATE 01/29/73//029

SITUATION: 26 PATCH
SUBJECT CATEGORY: INCOMING

MESSAGE / ANNOTATION:

ANNOTATIONS:
HAK, SCOWCROFT, KENNEDY, HOWE, LORDMESSAGE:
IMMEDIATEO 262303Z
FM COLONEL GUAY
TO: GENERAL SCOWCROFT~~T O P S E C R E T~~/SENSITIVE/EXCLUSIVELY EYES ONLYJAN 26, 1973
FOR: DR. KISSINGER
FROM: AMB. SULLIVAN

2. THACH CONFIRMS THAT MEMO YOU HAVE RECEIVED CONSTITUTES
ACCEPTANCE OF YOUR MEMO AND THACH STIPULATES THAT CEASE-FIRE
IN LAOS WILL BE ACCORDANCE TERMS OF OUR UNDERSTANDING.

5. HE AGREED U.S. AIRCRAFT BOTH FOR MOVEMENT OF FOUR
PARTY JMC PERSONNEL AS WELL AS U.S. PRISONERS BEING RETURNED
CAN APPROACH HANOI FROM SEAWARD AND WILL NOT RPT NOT NEED
USE VIENTIANE CORRIDOR. DETAILS TO BE WORKED OUT BY JMC FOR
FIRST FLIGHTS CARRYING DRV PERSONNEL.

7. AS I INFORMED YOU BY PHONE, HE CATEGORICALLY
DENIES THAT P.O.W. LIST HAS BEEN GIVEN TO CORA WEISS.

***** WHSR COMMENTS *****

HAK, SCOWCROFT, LORD, HOWE, KENNEDY

PSN1038463

DTG1262303

TOR10262331

SENSITIVE



DECLASSIFIED

E.O. 12356, Sect. 3.4

NSC 9/23/93 F9301194

By MMO NARA, Date 9/30/93

SA99

Reproduced at the Richard Nixon Presidential Library

DECLASSIFIED

This document has been reviewed pursuant to Executive Order 13526 and has been determined to be declassified

SA 99 C-96

SENSITIVE

PAGE 024

SITUATION(S) MESSAGE(S) LISTING

DATE 01/29/73//029

SITUATION: 26 PATCH
SUBJECT CATEGORY: INCOMING

MESSAGE / ANNOTATION:

ANNOTATIONS:
HAK, SCOWCROFT, HOWE, LORD, KENNEDY

MESSAGE:

IMMEDIATE

<

0 261040Z

TO: GENERAL SCOWCROFT

FROM: COLONEL QUAY

FM COLONEL QUAY

FROM: AMBASSADOR SULLIVAN

~~SECRET/SENSITIVE/EXCLUSIVELY EYES ONLY~~

JANUARY 26, 1973

1. I HAD MEETING WITH THACH EVENING JANUARY 25 TO
DISCUSS SEVERAL LAST MINUTE DETAILS CONCERNING SIGNING
CEREMONIES, AS WELL AS OTHER MATTERS. SIGNING
CEREMONY ALL WRAPPED UP, OTHER MATTERS FOLLOW.

***** WHSR COMMENTS *****

HAK, SCOWCROFT, HOWE, LORD, KENNEDY

PSN1038114

DTG:261040

TOR10261133

SENSITIVE

DP

DECLASSIFIED

E.O. 12356, Sect. 3.4

NSC 9/23/93 F9301194

By MPK NARA, Date 9/30/93

SA99

Reproduced at the Richard Nixon Presidential Library

DECLASSIFIED

This document has been reviewed pursuant to Executive Order 13526 and has been determined to be declassified.

SENSITIVE

PAGE 026

SITUATION(S) MESSAGE(S) LISTING

DATE 01/29/73//029

SITUATION: 20 PATCH
SUBJECT CATEGORY: INCOMING

MESSAGE / ANNOTATION:

WOULD HAVE POW LIST READY FOR JANUARY 27. I
AM SENDING THACH A ROCKET TO INSIST IT BE HANDED
OVER AS AGREED. INCIDENTALLY, GVN LIST, WHICH SHOWS
9,000 DRV PRISONERS, WILL PROBABLY BE REFUSED BY
DRV MILREP. THIS MAY BE OUR FIRST CRISIS, ONE HOUR
AFTER SIGNING CEASEFIRE. AS YOU MAY KNOW, WHITE HOUSE PL
PRESIDENTIAL REQUEST, HAVE ASKED ME TO STAY IN PARIS
SUNDAY TO APPEAR ON NEWS THE PRESS VIA SATELLITE.
I HAVE AGREED AND WILL RETURN MONDAY. SEE YOU
TUESDAY. 8. WARM REGARDS.

BT

SENSITIVE

SENSITIVE

PAGE 521

SITUATION(S) MESSAGE(S) LISTING

DATE 01/29/73//029

SITUATION: 26 PATCH
SUBJECT CATEGORY: INCOMING

MESSAGE / ANNOTATION:

MESSAGE:

IMMEDIATE

<

O 182219Z

FM COL GUAY

TO: GENERAL SCOWCROFT

FM: COL, GUAY, PARIS

TO: HENRY A. KISSINGER

FROM: AMBASSADOR SULLIVAN

~~SECRET~~/SENSITIVE EXCLUSIVELY EYES ONLY

JANUARY 18, 1973

1. FOLLOWING ARE THE CHANGES IN PROTOCOLS AGREED TO TODAY IN MY MEETING WITH THACH.

(1) IN THE ICCS PROTOCOL (ART. 14 (C)), WE AGREED ON FOUR AND ONE HALF MILLION FRANCS AS THE AMOUNT OF INITIAL CONTRIBUTION BY EACH PARTY TO THE ICCS BUDGET.

(2) IN THE PRISONER PROTOCOL, WE ADDED THE FOLLOWING NEW PARA. (C) TO ARTICLE 7: QUOTE WITHIN FIFTEEN DAYS AFTER THE SIGNATURE OF THE AGREEMENT, THE TWO SOUTH VIETNAMESE PARTIES SHALL EXCHANGE LISTS OF THOSE VIETNAMESE CIVILIANS CAPTURED AND DETAINED BY EACH PARTY AND LISTS OF THE PLACES AT WHICH THEY ARE HELD. END QUOTE.

(3) ALSO IN THE PRISONER PROTOCOL, THACH FINALLY ACCEPTED A FORMULA ALONG THE LINES WE HAD PROPOSED FOR ARTICLE 9 ON VISITS TO DETENTION CAMPS, AS FOLLOWS: QUOTE ARTICLE 9 (A) TO CONTRIBUTE TO IMPROVING THE LIVING CONDITIONS OF THE CAPTURED MILITARY PERSONNEL OF THE PARTIES AND FOREIGN CIVILIANS OF THE PARTIES, THE PARTIES SHALL, WITHIN 15 DAYS, AGREE UPON THE DESIGNATION OF TWO OR MORE NATIONAL RED CROSS SOCIETIES TO VISIT ALL PLACES WHERE CAPTURED MILITARY PERSONNEL AND FOREIGN CIVILIANS ARE HELD.

(B) TO CONTRIBUTE TO IMPROVING THE LIVING CONDITIONS OF THE CAPTURED AND DETAINED VIETNAMESE CIVILIAN PERSONNEL; THE TWO SOUTH VIETNAMESE PARTIES SHALL, WITHIN 15 DAYS, AGREE UPON THE DESIGNATION OF TWO OR MORE NATIONAL RED CROSS SOCIETIES TO VISIT ALL PLACES WHERE THE CAPTURED AND

***** WHSR COMMENTS *****

HAK, SCOWCROFT, KENEDY, HOWE, LORD--SENT TO HAIG

PSN:033788

DTG:182219

TOR:0182332

SENSITIVE

DECLASSIFIED

E.O. 12356, Sect. 3.4

NSC 9/23/93 F9301194

By

SA99

NARA, Date 9/30/93

SENSITIVE

PAGE 522

SITUATION(S) MESSAGE(S) LISTING

DATE 01/29/73//029

SITUATION: 20 PATCH
SUBJECT CATEGORY: INCOMING

MESSAGE / ANNOTATION:

DETAINED VIETNAMESE CIVILIAN PERSONNEL ARE HELD. END ROUTE.

SENSITIVE

SA 99 C-98

SENSITIVE

PAGE 489

SITUATION(S) MESSAGE(S) LISTING

DATE 01/29/73//029

SITUATION: 26 PATCH
SUBJECT CATEGORY: INCOMING

MESSAGE / ANNOTATION:

ANNOTATIONS:

MESSAGE:
UNKNOWN
FM COL GUAY 4/7

~~SECRET~~ SENSITIVE/EYES ONLY

SECTION 4 OF 7

ARTICLE 2

ALL CAPTURED CIVILIANS WHO ARE NATIONALS OF THE UNITED STATES OR OF ANY OTHER FOREIGN COUNTRIES REFERRED TO IN ARTICLE 3 (A) OF THE AGREEMENT SHALL BE RETURNED TO UNITED STATES AUTHORITIES. ALL OTHER CAPTURED FOREIGN CIVILIANS SHALL BE RETURNED TO THE AUTHORITIES OF THEIR COUNTRY OF NATIONALITY BY ANY ONE OF THE PARTIES WILLING AND ABLE TO DO SO.

ARTICLE 3

THE PARTIES SHALL TODAY EXCHANGE COMPLETE LISTS OF CAPTURED PERSONS MENTIONED IN ARTICLES 1 AND 2 OF THIS PROTOCOL.

ARTICLE 4

(A) THE RETURN OF ALL CAPTURED PERSONS MENTIONED IN ARTICLES 1 AND 2 OF THIS PROTOCOL SHALL BE COMPLETED WITHIN 60 DAYS OF THE SINGING OF THE AGREEMENT AT A RATE NO SLOWER THAN THE RATE OF WITHDRAWAL OF UNITED STATES FORCES FROM SOUTH VIETNAM AND THOSE OF THE OTHER FOREIGN COUNTRIES MENTIONED IN ARTICLE 3 OF THE AGREEMENT.

(B) PERSONS WHO ARE SERIOUSLY ILL, WOUNDED OR MAIMED, OLD PERSONS AND WOMEN SHALL BE RETURNED FIRST. THE REMAINDER SHALL BE RETURNED FROM ONE DETENTION PLACE AFTER ANOTHER OR IN ORDER OF THEIR DATES OF CAPTURE, BEGINNING WITH THOSE WHO HAVE BEEN HELD THE LONGEST.

ARTICLE 5

THE RETURN AND RECEPTION OF THE PERSONS MENTIONED IN ARTICLES 1 AND 2 OF THIS PROTOCOL SHALL BE CARRIED OUT AT PLACES CONVENIENT TO THE CONCERNED PARTIES. PLACES OF RETURN SHALL BE AGREED THROUGH THE FOUR-PARTY JOINT MILITARY COMMISSION. THE PARTIES

***** WHSR COMMENTS *****

SCOWCROFT, LORD, HOWE

DF

PSN 033296

DTG:

TOR 0180326

SENSITIVE

DECLASSIFIED

E.O. 12356, Sect. 3.4

NSC 8/24/93 F9301193

By MAC NARA, Date 9/16/93

SA 99

SENSITIVE

PAGE 490

SITUATION(S) MESSAGE(S) LISTING

DATE 01/29/73//029

SITUATION: 26 PATCH
SUBJECT CATEGORY: INCOMING

MESSAGE / ANNOTATION:

SHALL ENSURE THE SAFETY OF PERSONNEL ENGAGED IN THE RETURN OF CAPTURED PERSONS,

ARTICLE 6

EACH PARTY SHALL RETURN ALL CAPTURED PERSONS MENTIONED IN ARTICLES 1 AND 2 OF THIS PROTOCOL WITHOUT DELAY AND SHALL FACILITATE THEIR RETURN AND RECEPTION. THE PARTIES SHALL NOT CAUSE THEIR RETURN TO BE DENIED OR DELAYED FOR ANY REASON, INCLUDING THE FACT THAT CAPTURED PERSONS MAY, ON ANY GROUNDS, HAVE BEEN PROSECUTED OR SENTENCED.

THE RETURN OF CAPTURED AND
DETAINED VIETNAMESE CIVILIAN PERSONNEL
ARTICLE 7

(A) THE QUESTION OF THE RETURN OF VIETNAMESE CIVILIAN PERSONNEL CAPTURED AND DETAINED IN SOUTH VIETNAM WILL BE RESOLVED BY THE TWO SOUTH VIETNAMESE PARTIES ON THE BASIS OF THE PRINCIPLES OF ARTICLE 21 (B) OF THE AGREEMENT ON THE CESSATION OF HOSTILITIES IN VIETNAM OF JULY 20, 1954, WHICH READS AS FOLLOWS:

"THE TERM 'CIVILIAN INTERNEES' IS UNDERSTOOD TO MEAN ALL PERSONS WHO, HAVING IN ANY WAY CONTRIBUTED TO THE POLITICAL AND ARMED STRUGGLE BETWEEN THE TWO PARTIES, HAVE BEEN ARRESTED FOR THAT REASON AND HAVE BEEN KEPT IN DETENTION BY EITHER PARTY DURING THE PERIOD OF HOSTILITIES."

(B) THE TWO SOUTH VIETNAMESE PARTIES WILL RESOLVE THIS QUESTION IN A SPIRIT OF NATIONAL RECONCILIATION AND CONCORD WITH A VIEW TO ENDING HATRED AND ENMITY IN ORDER TO EASE SUFFERING AND TO REUNITE FAMILIES. THE TWO SOUTH VIETNAMESE PARTIES WILL DO THEIR UTMOST TO RESOLVE THIS QUESTION WITHIN NINETY DAYS AFTER THE CEASEFIRE COMES INTO EFFECT.

TREATMENT DURING CAPTIVITY
ARTICLE 8

(A) ALL CAPTURED MILITARY PERSONNEL OF THE PARTIES AND CAPTURED FOREIGN CIVILIANS OF THE PARTIES SHALL BE TREATED HUMANELY AT ALL TIMES, AND IN ACCORDANCE WITH INTERNATIONAL PRACTICE.

THEY SHALL BE PROTECTED AGAINST ALL VIOLENCE TO LIFE AND PERSON, IN PARTICULAR AGAINST MURDER IN ANY FORM, MUTILATION, TORTURE AND CRUEL TREATMENT, AND OUTRAGES UPON PERSONAL DIGNITY. THESE PERSONS SHALL NOT BE FORCED TO JOIN THE ARMED FORCES OF THE DETAINING PARTY.

THEY SHALL BE GIVEN ADEQUATE FOOD, CLOTHING, SHELTER, AND THE MEDICAL ATTENTION REQUIRED FOR THEIR STATE OF HEALTH. THEY SHALL BE ALLOWED TO EXCHANGE POST-CARDS AND LETTERS WITH THEIR FAMILIES AND RECEIVE PARCELS.

(B) ALL VIETNAMESE CIVILIAN PERSONNEL CAPTURED OR ARRESTED AND DETAINED IN SOUTH VIETNAM SHALL BE TREATED HUMANELY AT ALL TIMES, AND IN ACCORDANCE WITH INTERNATIONAL PRACTICE.

SENSITIVE

SENSITIVE

PAGE 491

SITUATION(S) MESSAGE(S) LISTING

DATE 01/29/73//029

SITUATION: 26 PATCH
SUBJECT CATEGORY: INCOMING

MESSAGE / ANNOTATION:

THEY SHALL BE PROTECTED AGAINST ALL VIOLENCE TO LIFE, AND PERSON, IN PARTICULAR AGAINST MURDER IN ANY FORM, MUTILATION, TORTURE AND CRUEL TREATMENT, AND OUTRAGES UPON PERSONAL DIGNITY. THE DETAINING PARTIES SHALL NOT CAUSE THEIR RETURN TO BE DENIED OR DELAYED FOR ANY REASON, INCLUDING THE FACT THAT CAPTURED PERSONS MAY, ON ANY GROUNDS, HAVE BEEN PROSECUTED OR SENTENCED. THESE PERSONS SHALL NOT BE FORCED TO JOIN THE ARMED FORCES OF THE DETAINING PARTY.

THEY SHALL BE GIVEN ADEQUATE FOOD, CLOTHING, SHELTER, AND THE MEDICAL ATTENTION REQUIRED FOR THEIR STATE OF HEALTH. THEY SHALL BE ALLOWED TO EXCHANGE POST-CARDS AND LETTERS WITH THEIR FAMILIES AND RECEIVE PARCELS.

ARTICLE 9

(A) TO CONTRIBUTE TO IMPROVING THE LIVING CONDITIONS OF THE CAPTURED MILITARY PERSONNEL OF THE PARTIES AND FOREIGN CIVILIANS OF THE PARTIES, THE RED CROSS SOCIETIES OF THE FOUR MEMBER COUNTRIES OF THE INTERNATIONAL COMMISSION WILL SEND JOINT TEAMS TO INSPECT THE DETENTION PLACES AND BRING RELIEF SUPPLIES TO THE ABOVE -MENTIONED PERSONS. MEASURES OF REPRISAL AGAINST THEM ARE PROHIBITED. THEY SHALL BE GIVEN ADEQUATE FOOD, CLOTHING, AND SHELTER AND THE MEDICAL ATTENTION REQUIRED BY THEIR STATE OF HEALTH. RELIEF SHIPMENTS SHALL BE ACCEPTED FOR THE BENEFIT OF ALL SUCH CAPTURED PERSONNEL, AND THEY SHALL BE PERMITTED TO COMMUNICATE WITH THEIR FAMILIES.

(B) VIETNAMESE CIVILIANS -INSPECTION-NOT AGREED

WITH REGARD TO DEAD AND MISSING PERSONS

ARTICLE 10

(A) THE FOUR-PARTY JOINT MILITARY COMMISSION SHALL ENSURE JOINT ACTION BY THE PARTIES IN IMPLEMENTING ARTICLE 8 (B) OF THE AGREEMENT. WHEN THE FOUR PARTY JOINT MILITARY COMMISSION HAS ENDED ITS ACTIVITIES, A FOUR PARTY JOINT MILITARY TEAM SHALL BE MAINTAINED TO CARRY ON THIS TASK.

(B) WITH REGARD TO VIETNAMESE CIVILIAN PERSONNEL DEAD OR MISSING IN SOUTH VIETNAM, THE TWO SOUTH VIETNAMESE PARTIES SHALL HELP EACH OTHER TO OBTAIN INFORMATION ABOUT MISSING PERSONS, DETERMINE THE LOCATION AND TAKE CARE OF THE GRAVES OF THE DEAD, IN A SPIRIT OF NATIONAL RECONCILIATION AND CONCORD, IN KEEPING WITH THE PEOPLE'S ASPIRATIONS.

OTHER PROVISIONS

ARTICLE 11

(A) THE FOUR-PARTY AND TWO-PARTY JOINT MILITARY COMMISSIONS WILL HAVE THE RESPONSIBILITY OF DETERMINING IMMEDIATELY THE MODALITIES OF IMPLEMENTING THE PROVISIONS OF THIS PROTOCOL WITH REGARD TO THEIR RESPECTIVE RESPONSIBILITIES UNDER ARTICLES 16 (A) AND 17 (A) OF THE AGREEMENT. IN CASE THE MILITARY COMMISSIONS,

SENSITIVE

SENSITIVE

PAGE 492

SITUATION(S) MESSAGE(S) LISTING

DATE 01/29/73//029

SITUATION: 26 PATCH
SUBJECT CATEGORY: INCOMING

MESSAGE / ANNOTATION:

WHEN CARRYING OUT THEIR TASKS, CANNOT REACH AGREEMENT ON A MATTER PERTAINING TO THE RETURN OF CAPTURED PERSONNEL THEY SHALL REFER TO THE INTERNATIONAL COMMISSION FOR ITS ASSISTANCE.

(B) THE FOUR-PARTY JOINT MILITARY COMMISSION SHALL FORM, IN ADDITION TO THE TEAMS ESTABLISHED BY THE PROTOCOL CONCERNING THE CEASEFIRE IN SOUTH VIET NAM AND THE JOINT MILITARY COMMISSIONS, A SUB-COMMISSION ON CAPTURED PERSONS TO ASSIST THE COMMISSION IN ITS TASKS.

(C) FROM THE TIME THE CEASEFIRE COMES INTO FORCE TO THE TIME WHEN THE TWO-PARTY JOINT MILITARY COMMISSION BECOMES OPERATIONAL, THE TWO SOUTH VIETNAMESE PARTIES' DELEGATIONS TO THE FOUR-PARTY JOINT MILITARY COMMISSION SHALL FORM A PROVISIONAL SUB-COMMISSION AND PROVISIONAL JOINT MILITARY TEAMS TO CARRY OUT ITS TASKS CONCERNING CAPTURED AND DETAINED VIETNAMESE CIVILIAN PERSONNEL.

BT

SENSITIVE

***** ~~TOP SECRET~~ *****S COPY

OP IMMED
 <
 O 021118Z
 FROM: COLONEL GUAY
 TO: GENERAL SCOWCROFT

~~TOP SECRET~~/SENSITIVE/EXCLUSIVELY/EYES ONLY

FEBRUARY 2, 1973

WHEN I CALLED CUSTOMER AND PROPOSED URGENT MEETING HE SUGGESTED 1030 AS THE EARLIEST HOUR HE COULD MAKE IT. I ACCEPTED AND DELIVERED THE MESSAGE CONTAINED IN YOUR WHP 436.

HE READ THE MESSAGE VERY CAREFULLY A COUPLE OF TIMES. HE THEN ASKED IF I WOULD CONSIDER HIS REMARKS AS A PERSONAL COMMENT BETWEEN THE TWO OF US ADDING THAT HE COULD NOT OF COURSE COMMENT ON A MESSAGE BETWEEN THE PRESIDENT AND HIS PRIME MINISTER. I AGREED.

HE SAID IN EFFECT THAT ONE SHOULD APPRECIATE THE DIFFICULTIES INVOLVED IN FINDING PILOTS WHO WERE DOWNED IN LAOS. YOU MUST UNDERSTAND, HE ADDED, THAT WE HAVE THE BEST OF INTENTIONS AS WE HAVE ALREADY PROVEN DURING THE NEGOTIATIONS, BUT THERE ARE REAL PRACTICAL PROBLEMS ASSOCIATED WITH THE RECOVERY OF THESE PEOPLE. THERE WERE INSTANCES WHEN BOTH SIDES SEARCHED IN VAIN AFTER AN AIRCRAFT HAD BEEN OBSERVED GOING DOWN. THE BRUSH IS A LONG WAY FROM CIVILIZATION AND LAOS IS SCARCELY POPULATED. I REPLIED THAT EVEN UNDER THE WORST CONDITIONS POSSIBLE IT WAS DIFFICULT TO ACCEPT THE FACT THAT ONLY TEN PEOPLE HAD BEEN IDENTIFIED. THAT EVEN ON A PERCENTAGE BASIS, HE SHOULD UNDERSTAND IT WOULD BE DIFFICULT FOR ANYONE TO BELIEVE THE FIGURE PRESENTED. AFTER ALL, THESE MISSING PRISONERS COULD NOT ALL BE CONSIDERED AS VICTIMS OF AIRCRAFT FAILURES OVER VIRGIN FOREST AREAS. I ADDED THAT IT SEEMED TO ME THAT THEIR FRIENDS IN LAOS COULD CERTAINLY BE BROUGHT TO A GREATER EFFORT. HE REPLIED THAT THERE WERE MANY THINGS THAT WERE BEYOND THEIR CONTROL JUST AS SOME WERE IN OUR CASE. HE AGAIN RETURNED TO THE PRACTICAL PROBLEMS STATING THAT THE PATHET LAO HAD NO ELECTRONIC EQUIPMENT WHICH WOULD HAVE

***** WHSR COMMENT *****

HAK, SCOWCROFT, HOWE, LORD, KENNEDY

PSN:042227 RECALLED PAGE 01 TOR:033/11:57Z DTG:021118Z

***** ~~TOP SECRET~~ *****S COPY

DECLASSIFIED
 E.O. 12356, Sect. 3.4
 NSC, Van Tassel authority 9/15/92
 By ANT NARA, Date 9/15/92
 (SA 99)

ALLOWED THEM TO LOCATE A PILOT'S RADIO SIGNAL AS IN THE CASE OF THE DRV. WE HAVE NOT COME THIS FAR, HE SAID, TO HOLD ON TO A HANDFUL OF AMERICANS, AFTER ALL WHAT WOULD THAT PROVE. HE THEN CITED THE INCIDENT OF THE JAPANESE SOLDIERS WHO HAD BEEN FOUND ONLY LAST YEAR AND WHO AT THE TIME OF THEIR DISCOVERY WERE UNAWARE THAT WW II WAS OVER. I REPLIED THAT LAOS WAS FAR FROM AN ISOLATED ISLAND AND THAT THEIR FRIENDS HAD REGISTERED SOME PRETTY GOOD RESULTS IN COMBAT OVER THE LAST FEW YEARS AND THAT WE BOTH KNOW YOU COULD NOT ORGANIZE A CAMPAIGN OR FIGHT A BATTLE WITHOUT COMMUNICATIONS.

HE THEN SWITCHED SUBJECTS AFTER STATING HE WOULD IMMEDIATELY TRANSMIT THE PRESIDENT'S MESSAGE.

HE SAID, I HAVE BEEN ASKED BY OUR SIDE TO TELL YOU THAT WE PROPOSE THAT THE LIST OF PRISONERS WHICH WE PASSED TO YOU NOT BE MADE PUBLIC BEFORE A SOLUTION TO THE LAOS PROBLEM.

I TOLD HIM I COULD NOT COMMENT ON THEIR PROPOSAL BUT WOULD PASS IT ON TO WASHINGTON.

IN ANSWER TO MY QUESTION, HE SAID THAT HANOI HAD PROMISED TO FURNISH HIM THE TECHNICAL DATA CONCERNING THE HANOI TRIP SOMETIME TODAY. I ASKED HIM IF HE EXPECTED TO BE ABLE TO FURNISH THE INFORMATION TODAY. HE INDICATED THAT HE PROBABLY WOULD NOT RECEIVE IT UNTIL LATE TONIGHT AND WOULD HOPEFULLY HAVE IT AVAILABLE THE FIRST THING TOMORROW MORNING.

COMMENT: HIS UNUSUAL AND LENGTHY COMMENT OF THEIR PROBLEMS SEEMED FORTHRIGHT AND THE RESULT OF A REAL CONCERN THAT WE DID NOT ACCEPT THEIR POSITION. HE WAS COMPLETELY RELAXED AND DID NOT GIVE ME THE IMPRESSION THAT HE WAS REPEATING PRE-RECORDED MUSIC. HIS FREQUENT INSISTENCE THAT HIS COMMENTS WERE PERSONAL AND NOT OFFICIAL MAY HAVE BEEN SINCERE BUT I AM SKEPTICAL IN VIEW OF THE NUMBER OF TIMES AMBASSADOR SULLIVAN AS WELL AS HAY ISHAM HAS RAISED THE ISSUE. THE ENTIRE SESSION WAS CORDIAL AND RELAXED BUT HE STILL DID NOT SERVE TEA. MAYBE WE HAVE ONE WHO DOESN'T LIKE IT. WARM REGARDS.
END MESSAGE

PSN:042227

RECALLED
PAGE 02

OF 02

TOR:033/11:57Z

DTG:021118Z

***** ~~TOP SECRET~~ *****S COPY

OP IMMED

<

O 011102Z

FROM: COL. GUAY

TO: GEN. SCOWCROFT

~~TOP SECRET~~/SENSITIVE/EXCLUSIVELY EYES ONLY

FEBRUARY 1, 1973

FOR: DR. KISSINGER

FROM: MINISTER ISHAM

1. HAVING INSISTED FOR THREE DAYS THAT THERE SHOULD BE NO LINKAGE BETWEEN DELIVERY OF ECONOMIC NOTE AND FURNISHING OF LAOS POW LIST, VY AT THIS MORNING'S MEETING (LE VESINET) SWITCHED TACTICS: HE OFFERED TO GIVE ME THE LIST IF I HANDED OVER THE NOTE. A NEW AIDE WHO WAS PRESENT FOR FIRST TIME AT YESTERDAY'S SESSION AND PROBABLY HAD JUST ARRIVED FROM HANOI, HAD PLACED A MANILA ENVELOPE ON THE TABLE IN FRONT OF HIM. VY ASSURED ME THAT THIS WAS IN FACT THE LIST. I EXPRESSED SATISFACTION AND COMPLIMENTED HIM ON THE COOPERATION THEY HAD BEEN ABLE TO SECURE FROM THEIR LAOTIAN FRIENDS.
2. I EXPLAINED THAT WE PREFERRED TO HAVE NOTE DELIVERED BY COL. GUAY THROUGH ESTABLISHED CHANNEL FOR SUCH MESSAGES AND IN VIEW OF THEIR POSITION ON LINKAGE ASSUMED THEY ALSO WOULD PREFER THAT. I SAID I WOULD INSTRUCT COL. GUAY BY TELEPHONE IMMEDIATELY UPON RECEIVING THE LIST. HOWEVER, AFTER SEVERAL EXCHANGES, IT BECAME APPARENT THAT THEIR INSTRUCTIONS TODAY WERE FOR BUFFALO TRADING ONLY. IT WAS AGREED THAT COL. GUAY WOULD DELIVER NOTE THIS MORNING AND HIS COUNTERPART WOULD HAND OVER LIST AT SAME TIME.
3. IT SEEMS APPARENT IN RETROSPECT THAT THEY HAD LIST YESTERDAY BUT WERE MAKING ONE MORE TRY TO EXTRACT NOTE WITHOUT THIS QUID PRO QUID.
4. I THEN INFORMED VY OF OUR ASSUMPTION ON RELEASE OF SOME POW'S PRIOR TO DR. KISSINGER'S ARRIVAL IN HANOI, AND VY TOOK NOTE.

6. WE WILL BE SENDING LIST IMMEDIATELY UPON RECEIPT THROUGH ESTABLISHED OOD CHANNELS.

7. WARM REGARDS.

END MESSAGE

***** ~~TOP SECRET~~ *****S COPY

HAK, SCOWCROFT, HOWE, LORD, KENNEDY

PSN:041549

RECALLED

PAGE 01

OF 01

TOR:032/11:25Z

DTG:011102Z

***** ~~TOP SECRET~~ *****S COPY

DECLASSIFIED

E.O. 12356, Sect. 3.4

NSC, Van Tassel authority 9/15/92

By 704 NARA, Date 9/15/92

(SA 99)

DECLASSIFIED

***** ~~TOP SECRET~~ *****S COPY

OP IMMED
 <
 O 311147Z
 FROM: COLONEL GUAY
 TO: GENERAL SCOWCROFT

~~TOP SECRET~~/SENSITIVE/EXCLUSIVELY EYES ONLY

JANUARY 31, 1973

FOR: DR. KISSINGER
 FROM: MINISTER HEYWARD ISHAM

1. MEETING WITH VY THIS MORNING WAS A LETDOWN. INSTEAD OF PRODUCING LAOS POW LIST, WHICH THEIR LIAISON OFFICER IN REQUESTING MEETING HAD STRONGLY HINTED WOULD BE READY, VY MERELY EXPRESSED HOPE WE WOULD DELIVER OUR NOTE TODAY, REPEATED OBJECTIONS TO ANY LINKAGE OF THE TWO QUESTIONS, SAID HE HAD AGAIN CABLED HANOI ON MATTER, AND DECLARED DRV WOULD KEEP TO ITS WORD AND PROVIDE LIST AS SOON AS RECEIVED.

2. I EXPRESSED SURPRISE AND REGRET AT HIS STATEMENT, BRIEFLY REVIEWED THE POINTS I HAD MADE YESTERDAY, NOTED THAT LAOS POW LIST WAS RELATIVELY SHORT COMPARED TO OTHERS ALREADY HANDED OVER AND OUR INTEREST THEREIN HAD LONG BEEN KNOWN TO THEM, AND SAID THAT THIS INCOMPREHENSIBLE DELAY ON THEIR PART WAS PREVENTING US FROM PROCEEDING WITH THE CONSIDERATION OF ECONOMIC QUESTIONS. VY REPEATED ARGUMENT THAT SINCE QUESTION INVOLVED SOVEREIGNTY OF LAOS THEY HAD TO DISCUSS IT WITH THEIR LAOTIAN FRIENDS. HE REITERATED THAT IN THIS COMPLICATED SITUATION IT WAS TO OUR MUTUAL INTEREST THAT WE DELIVER NOTE. I SAID MY INSTRUCTIONS WERE CLEAR AND THAT WE WOULD AWAIT WORD ON LAOS POW LIST FROM THEM.

NOT RELATED TO
 POW / MIA'S

***** WHSR COMMENT *****

HAK, SCOWCROFT, KENNEDY, HOWE, LORD

PSN:040944
 RECALLED
 PAGE 01

TOR:031/13129Z DTG:311147Z

***** ~~TOP SECRET~~ *****S COPY

DECLASSIFIED

E.O. 12356, Sect. 3A

NSC, Van Tassel authority 9/15/92

By ADI NARA, Date 9/15/92

(SA 99)

Sanitized

***** ~~TOP SECRET~~ ***** COPY

5. I WILL AWAIT GUIDANCE ON HOW TO RESPOND TO
THEIR POINTS AND, WITH RESPECT TO NOTE AND LADS FOR
LIST, WILL SIT TIGHT UNTIL THEY MOVE.

6. WARM REGARDS.
END MESSAGE

NOT RELATE

POW / MIA'S

NOT RELATED TO
POW / MIA'S

PSN:040944

RECALLED
PAGE 02

OF 02

TOR:031/13:29Z

DTG:311147Z

***** ~~TOP SECRET~~ ***** COPY

***** ~~TOP SECRET~~ ***** COPY

OP IMMED

<

O 011643Z

FM COL GUAY

TO: GENERAL SCOWCROFT

~~TOP SECRET~~/SENSITIVE/EXCLUSIVELY/EYES ONLY

FEBRUARY 1, 1973

I EXCHANGED THE PRESIDENT'S MEMORANDUM FOR THE LIST OF US PRISONERS IN LAOS WITH CUSTOMER AT 1600 (PARIS TIME) TODAY, 1 FEB 1973. WHEN I ARRIVED HE MADE A GRAB FOR THE ENVELOPE CONTAINING THE MESSAGE AND WITHOUT BREAKING HIS FINGERS I TOLD HIM THAT MY INSTRUCTIONS WERE

TO EXCHANGE THE MEMORANDUM FOR HIS LIST. HE THEN SAID I COULD READ HIS LIST WHILE HE READ THE MEMORANDUM AND IF WE DIDN'T LIKE WHAT WE READ WE COULD RETURN EACH OTHER'S PAPERS. ALP THIS WITH A HUGE SMILE WHILE HE AGAIN REACHED FOR THE ENVELOPE. I SMILED IN RETURN AND WHILE PICKING UP THE ENVELOPE WITH BOTH HANDS (TIGHT GRIP) ASKED HIM IF HE HAD THE LIST. HE CHUKLED, SAID THAT HE HAD AND STOOD UP. HE WENT TO A CABINET AND PRODUCED AN ENVELOPE FROM WHICH HE EXTRACTED WHAT WAS OBVIOUSLY A VERY SHORT LIST OF NAMES. I TOOK THE MEMORANDUM OUT OF THE ENVELOPE AND PASSED IT TO HIM, WHILE HE PASSED THE LIST TO ME. THERE IS A TOTAL OF 10 PEOPLE ON THE LIST, EIGHT MILITARY AND TWO CIVILIANS. I HAVE GIVEN THE LIST TO HAY ISHAM.

WHEN HE FINISHED READING THE MEMORANDUM, I ASKED HIM IF THAT WAS THE TOTAL LIST AVAILABLE. HE REPLIED THAT WAS ALL "THEY" GAVE HIM AND THAT THEY (THE NV) WERE ATTEMPTING TO ESTABLISH PROCEDURES TO VERIFY THE EXISTING SITUATION WITH THE PATHET LAO. AFTER ALL, HE ADDED, IT IS TO OUR INTEREST TO LIVE UP TO THE LETTER OF THE AGREEMENT. I REPLIED THAT I WAS SURE IT WOULD SERVE TO ADVANCE THE CAUSE OF PEACE IF EVERYONE CONCERNED WOULD LIVE UP TO THE SPIRIT AS WELL AS THE LETTER OF THE AGREEMENT.

COMMENT: I DID NOT TELL HIM THAT I FELT LIKE RETURNING THE LIST AND TAKING BACK THE MEMORANDUM UNTIL THEY DISPLAYED A MORE SERIOUS ATTITUDE. IN

***** WHSR COMMENT *****

HAK, SCOWCROFT, KENNEDY, HOWE, LORD

PSN:041697

RECALLED
PAGE 01

TOR:032/17:05Z

DTG:011643Z

***** ~~TOP SECRET~~ ***** COPY

DECLASSIFIED

E.O. 12356, Sect. 3.4

NSC, Van Tassel authority 9/15/92

By ADH NARA, Date 9/15/92

(SA 99)

***** ~~TOP SECRET~~ *****S COPY

AL HONESTY, THOUGH, HE DID SEEM TO BE SOMEWHAT
EMBARRASSED WHEN HE SAID THAT WAS ALL "THEY"
HAD GIVEN HIM. EVEN AFTER A YEAR OF DEALING WITH
HIM, HOWEVER, I DO NOT FEEL COMFORTABLE C ANALYZING
HIS TRUE REACTIONS. THE INSCRUTABLE
WARM REGARDS.

PSN:041697

RECALLED
PAGE 02

OF 02

TOR:032/17:05Z

DTG:011643Z

***** ~~TOP SECRET~~ *****S COPY

***** ~~TOP SECRET~~ *****S COPY

OP IMMED

WHP435
 O 311630Z
 FM THE SITUATION ROOM WHP435

TO COLONEL GUAY

~~TOP SECRET~~ SENSITIVE EXCLUSIVELY EYES ONLY

JANUARY 31, 1973
 TO: MINISTER HEYWARD ISHAM
 FROM: GENERAL SCOWCROFT
 REF: DTG 311147Z

1. PLEASE REQUEST A MEETING TO DELIVER THE FOLLOWING NOTE AND
 ASK THAT IT BE CONVEYED TO LE DUC THO.

BEGIN TEXT: THE U.S. SIDE WISHES TO EXPRESS THE SERIOUS VIEW
 IT TAKES OF THE FAILURE OF THE NORTH VIETNAMESE SIDE TO
 PRODUCE A LIST OF AMERICAN PRISONERS HELD IN LAOS. GIVEN THE
 CONSTANT POSITION OF THE U.S. WITH RESPECT TO ITS PRISONERS AND
 THE MESSAGES EXCHANGED BETWEEN THE PRESIDENT AND THE PRIME MINISTER
 OF THE DRV IN OCTOBER, THE NVN SIDE WAS BOUND TO KNOW THAT THE U.S.
 SIDE WOULD INSIST ON THE SAME PROCEDURES FOR LAOS AS FOR VIETNAM.
 WHILE IT IS TRUE THAT PROCEDURES FOR DEALING WITH PRISONERS IN LAOS
 WERE NOT EXPLICITLY PART OF THE FORMAL AGREEMENT, IT WILL BE VERY
 DIFFICULT TO BELIEVE THAT THE NORTH VIETNAMESE SIDE IS APPROACHING
 IMPLEMENTATION OF THE AGREEMENT WITH GOOD WILL IF THE LIST IS NOT
 FORTHCOMING IMMEDIATELY. IT MUST ALSO BE CLEARLY UNDERSTOOD THAT
 FAILURE TO SOLVE THIS ISSUE MUST HAVE THE EFFECT OF IMPAIRING
 THE UTILITY OF DR. KISSINGER'S VISIT TO HANOI, BECAUSE IT WILL
 RESTRICT HIS ABILITY TO DISCUSS POSITIVE PROGRAMS. THE U.S. SIDE
 ALSO WISHES TO POINT OUT THAT, AS POINTED OUT IN ITS MEMORANDUM
 OF JANUARY 23, IT ASSUMES THAT SOME U.S. PRISONERS WILL HAVE BEEN
 RELEASED PRIOR TO DR. KISSINGER'S ARRIVAL IN HANOI. END TEXT.



WARM REGARDS.

NOT RELEASABLE
 POW / MIA'S

PSN:041079 RECALLED PAGE 01 OF 01 TOR:031/17149Z DTG:311630Z

***** ~~TOP SECRET~~ *****S COPY

DECLASSIFIED
 E.O. 12356, Sect. 3.4
 NSC, Van Tassel authority 9/15/92
 By ADH NARA, Date 9/15/92
 (SA 99)

Sanitized

***** ~~TOP SECRET~~ *****S COPY

OP IMMED

ZCZCWHP436
 O 020400Z FEB 73
 FM THE SITUATION ROOM

TO COLONEL GUAY PARIS

~~TOP SECRET~~ SENSITIVE/EXCLUSIVELY EYES ONLY CITE WHP436

DELIVER AT OPENING OF BUSINESS

FEBRUARY 1, 1973

TO: COLONEL GUAY
 FROM: GENERAL SCOWCROFT

PLEASE ARRANGE MEETING WITH YOUR CUSTOMER FOR 0930 ON
 FEBRUARY 2 AND DELIVER FOLLOWING MESSAGE FROM THE PRESIDENT TO
 THE NORTH VIETNAMESE PRIME MINISTER.

BEGIN TEXT: THE LIST OF AMERICAN PRISONERS HELD IN LAOS
 WHICH WAS PRESENTED IN PARIS ON FEBRUARY 1, 1973, IS UNSATISFACTORY.
 U.S. RECORDS SHOW THAT THERE ARE 317 AMERICAN MILITARY MEN
 UNACCOUNTED FOR IN LAOS AND IT IS INCONCEIVABLE THAT ONLY TEN OF
 THESE MEN WOULD BE HELD PRISONER IN LAOS.

THE UNITED STATES SIDE HAS ON INNUMERABLE OCCASIONS MADE CLEAR
 ITS EXTREME CONCERN WITH THE PRISONER ISSUE. THERE CAN BE NO DOUBT
 THEREFORE THAT THE IMPLEMENTATION OF ANY AMERICAN UNDERTAKING IS
 RELATED TO THE SATISFACTORY RESOLUTION OF THIS PROBLEM. IT SHOULD ALSO
 BE POINTED OUT THAT FAILURE TO PROVIDE A COMPLETE LIST OF PRISONERS
 IN LAOS OR A SATISFACTORY EXPLANATION OF THE LOW NUMBER THUS FAR
 PRESENTED WOULD SERIOUSLY IMPAIR THE MISSION OF DR. KISSINGER TO
 HANOI. END OF TEXT.
 BT

PSN:042128

RECALLED
 PAGE 01

OF 01

TOR:033/07:33Z

DTG:020400Z

***** ~~TOP SECRET~~ *****S COPY

DECLASSIFIED

E.O. 12356, Sect. 3.4

NSC, Van Tassel authority 9/15/92

By ADH NARA, Date 9/15/92

(SA 99)

~~SECRET~~

*****S COPY

OP IMMED
<

OO 172059Z

~~SECRET SENSITIVE EYES ONLY~~TO: GENERAL SCOWCROFT
FROM: COL. GUAY~~SECRET SENSITIVE EYES ONLY~~FOR: DR. KISSINGER
FROM: AMBASSADOR SULLIVAN

1. YOU HAVE ASKED FOR MY VIEWS ON HANOI TRIP. FOLLOWING ARE PRELIMINARY THOUGHTS:
2. DRV (AND ESPECIALLY LE DUC THO) OBVIOUSLY PLACE GREAT STORE BY THIS TRIP. IN GOOD VIETNAMESE FSHIONN, WE SHOULD EXAMINE WHAT THEY WANT AND WHAT WE CAN GET IN RETURN.

4. IN THESE CIRCUMSTANCES, WE EXAMINE WHAT WE WANT. IN A STRATEGIC SENSE, THIS IS CLEAR, AND OUR APPROACH IS DESIGNED TO REINFORCE IT. IN TACTICAL SENSE, TWO THINGS COME TO MIND:

- (A) U.S. PRISONERS
- (B) CEASE-FIRE IN LAOS

5. BOTH THESE THOUGHTS ARISE FROM TIME SCHEDULE FOR VISIT, WHICH WILL END APPROXIMATELY 15 DAYS AFTER SIGNATURE OF AGREEMENT. FIRST TRANCHE OF POW RELEASES IS DUE AT THIS TIME AND ALSO CEASE-FIRE IN LAOS.

6. THEREFORE, I SUGGEST, BEFORE YOU FIRM UP YOUR SCHEDULE WITH LE DUC THO, YOU SAY THAT YOU WISH THE FIRST TRANCHE OF U.S. PRISONERS TO LEAVE HANOI BY U.S. MEDEVAC AIRCRAFT IMMEDIATELY PRIOR TO YOUR TAKEOFF FROM HANOI ON FEBRUARY 11. (I HAVEN'T YET FIGURED THE CAMERA ANGLE FOR YOU). SECONDLY, YOU SAY THAT YOU WILL FLY TO VIENTIANE AND WISH THE CEASE-FIRE TO TAKE EFFECT THERE SHORTLY BEFORE YOUR ARRIVAL. (I'M THINKING OF LITTLE ROUND-HEELED SPREADING FLOWER PETALS BEFORE YOU AS YOU DESCEND FROM THE AIRPLANE.)

***** WHSR COMMENT

HAK, SCOWCROFT, HOWE, LORD

PSN:033037

PAGE 01

TOR:017/21:31Z

DTG:172059Z JAN 73

~~SECRET~~

*****S COPY

DECLASSIFIED

E.O. 12356, Sect. 3.4

NSC, Van Tassel authority 9/15/92

By ADH NARA, Date 9/15/92

(SA 99)

Sanitized

NOT RELATED
POW/MIA'S

~~SECRET~~

*****S COPY

10. IF YOU AGREE WITH THIS SCENARIO, GREATEST CAUTION SHOULD BE AGAINST ANY INFERENCE THAT WE ARE PAYING RANSOM TO GET PRISONERS OUT. HENCE, TOTAL EMBARGO AGAINST ANY PUBLIC STATEMENTS ABOUT JANUARY 30 NOTE OR SUBSEQUENT DISCUSSIONS IN HANOI UNTIL SUBSEQUENT MEETINGS OF EXPERTS (8.9.5?) TO ESTABLISH U.S.-DRV JOINT ECONOMIC COMMISSION.

11. WARM REGARDS.

PSN:033037

PAGE 02

OF 02

TOR:017/21:31Z

DTG:172059Z JAN 73

~~SECRET~~

*****S COPY

***** ~~TOP SECRET~~ *****S COPY

OP IMMED

VZCZCWHP431
 O 292135Z JAN 73
 FM THE SITUATION ROOM WHP431

TO COLONEL GUAY

~~TOP SECRET~~ SENSITIVE EXCLUSIVELY EYES ONLY

JANUARY 29, 1973
 TO MINISTER HEYWARD ISHAM
 FROM BRENT SCOWCROFT
 IN AMPLIFICATION OF MY 428, COLONEL GUAY HAS THE NOTE WHICH
 HE IS PREPARED TO DELIVER JANUARY 30 IF YOU RECEIVE THE LAOS
 POW LISTS. PLEASE TELL VY THAT WE CANNOT PROCEED IN THE
 ECONOMIC FIELD AS LONG AS THERE IS ANY IMPLICATION THAT WE ARE
 RANSOMING OUR PRISONERS. YOU SHOULD POINT OUT ALSO THAT WE
 HAVE SHOWN A POSITIVE ATTITUDE ON THE MINE-SWEEPING ISSUE AND WE
 EXPECT THE SAME FROM THEM ON THE POW ISSUE.
 WARM REGARDS.

***** *WHSR COMMENT*****

INFO COPIES TO: SCOWCROFT, HOWE, KENNEDY, LORD

PSN:040216 RECALLED PAGE 01 OF 01 TOR:030/08:08Z DTG:292135Z

***** ~~TOP SECRET~~ *****S COPY

DECLASSIFIED
 E.O. 12356, Sect. 3.4
 NSC, Van Tassel authority 9/15/92
 By AKH NARA, Date 9/15/92
 (SA 99)

*****~~TOP SECRET~~*****

DATE 01/29/73

WHITE HOUSE SITUATION ROOM

PAC

MESSAGE ANNOTATIONS:

NO MESSAGE ANNOTATIONS

MESSAGE:

IMMEDIATE
 O 291721Z
 FM SITUATION ROOM WHP428

TO COL GUAY

~~TOP SECRET SENSITIVE/EXCLUSIVELY/EYES ONLY~~

JANUARY 29, 1973

FOR: MINISTER HEYWARD ISHAM

FROM: HENRY A. KISSINGER

YOU SHOULD CALL VY AND TELL HIM THAT YOU WILL HAVE A NOTE
 READY TO HAND OVER TO HIM TOMORROW, BUT YOU CANNOT DELIVER IT
 UNTIL YOU RECEIVE THE LAO POW LIST.

WARM REGARDS.

PSN: 039844

TOR: 029/18:10Z

DTG: 291721Z

*****~~TOP SECRET~~*****

DECLASSIFIED

E.O. 12356, Sect. 3.4

NSC, Van Tassel authority 9/15/92

By ADH NARA, Date 9/15/92

(SA 99)

***** ~~TOP SECRET~~ *****S COPY

OP IMMED

ZCZC WHP414
O 240023Z
FM GEN SCOWCROFT

TO COL GUAY

~~TOP SECRET~~ SENSITIVE EXCLUSIVELY EYES ONLYTO SULLIVAN - VIA GUAY CHANNEL
FROM: HENRY A. KISSINGER

ALDRICH QUERIES WHETHER THERE IS AGREED PLACE AND PROCEDURE FOR EXCHANGE OF LISTS OF CAPTURED MILITARY PERSONNEL AND FOREIGN CIVILIANS, WHICH MUST TAKE PLACE SATURDAY, ACCORDING TO ARTICLE 8(A) OF AGREEMENT. IF NOT, YOU SHOULD RAISE WITH THACH AND GVN REPRESENTATIVES. WE SHOULD TRY TO COMPLY. PARIS MAY BE EASIEST VENUE. ALSO, I SHOULD THINK WE WOULD WANT TO AVOID ANY PRECEDENT OF U.S. BEING CONDUIT FOR EXCHANGE OF PRISONER INFORMATION (AND DISINFORMATION) BETWEEN THE VARIOUS VIETNAMESE PARTIES.

WARM REGARDS.

***** WHSR COMMENT *****

HAK, SCOWCROFT, LORD, HOWE, KENNEDY

PSN:036726

RECALLED
PAGE 01

OF 01

TOR:024/02:25Z

DTG:240023Z

***** ~~TOP SECRET~~ *****S COPY

DECLASSIFIED

E.O. 12356, Sect. 3.4

NSC, Van Tassel authority 9/15/92

By ADH NARA, Date 9/15/92

(SA 99)