1. In spite of some recent positive steps department concerned about alleged GOC treatment of persons, especially aliens, who have been detained and are ultimately to be tried and/or deported by GOC. To date there has been considerable adverse press comment; we have received several inquiries from senators, congressmen and public and anticipate questioning before Fascell Subcommittee and current Fraser Subcommittee hearings on human rights matters. We would like to be able to say that we had expressed our concern to new GOC at first available opportunity, and that response had indicated their sensitivity to these problems and strong desire to avoid any violations of GOC's legal
AND HUMANITARIAN OBLIGATIONS. MOREOVER, WE RECOGNIZE THAT
AS A PRACTICAL MATTER GOC ADHERENCE TO HUMAN RIGHTS
PRINCIPLES IN TREATMENT OF PRISONERS AND CONDUCT OF TRIALS
WILL MAKE IT MUCH EASIER FOR A COOPERATIVE RELATIONSHIP
BETWEEN THE GOC AND USG TO RECEIVE THE SUPPORT FROM CONGRESS
AND AMERICAN PUBLIC OPINION IT REQUIRES.

2. WE REALIZE, NEVERTHELESS, THAT GOC WILL BE EXTREMELY
SENSITIVE TO ANY OFFICIAL USG DEMARCHE ON THIS SUBJECT.
FOR THIS REASON, WE HAVE CONCLUDED THAT DEMARCHE SHOULD NOT
TAKE PLACE UNTIL AFTER WE HAVE FORMALLY CONTINUED RELATIONS
WITH NEW GOVERNMENT, THAT IT SHOULD BE RAISED IN CONTEXT
OF OTHER MAJOR AREAS OF USG-GOC COMMON INTEREST, AND
THAT IT SHOULD EMPHASIZE POSITIVE STEPS GOC HAS ALREADY
TAKEN IN HUMAN RIGHTS MATTERS. CONSISTENT WITH THESE
CAVEATS, AMBASSADOR SHOULD, UNLESS HE PERCEIVES OVER-
RIDING OBJECTION, MAKE OR HAVE MADE DEMARCHE ON HUMAN
RIGHTS ALONG LINES OUTLINED PARAS 3-5 BELOW AT EARLIEST
APPROPRIATE OPPORTUNITY, DRAWING ON BACKGROUND INFORMATION
PROVIDED PARAS 6-8 AT HIS DISCRETION.

3. THE UNITED STATES IS RELUCTANT TO RAISE QUESTIONS
OF HUMAN RIGHTS WITH THE GOC BECAUSE IN SO MANY INSTANCES
THEY ARE ESSENTIALLY MATTERS OF DOMESTIC JURISDICTION.
WE UNDERSTAND FULLY THE SERIOUS PROBLEMS OF SECURITY WHICH
THE GOC HAS FACED IN RECENT DAYS AND THAT SUBSTANTIAL
STEPS HAD TO BE TAKEN IN ORDER TO RESTORE PUBLIC ORDER.
WE VIEW THE POSITIVE STEPS WHICH THE GOC HAS ALREADY TAKEN
IN HUMAN RIGHTS MATTERS AS EVIDENCE BOTH OF THE GOC’S
BASICALLY HUMANITARIAN NATURE, CONSISTENT WITH LONG
CHILEAN TRADITION, AND ITS REALIZATION THAT HUMAN RIGHTS
PROBLEMS, IF NOT RESOLVED, COULD CAUSE SERIOUS DANGER TO
GOC’S INTERNATIONAL REPUTATION. INSOFAHR THE UNITED
STATES IS CONCERNED, WE REALIZE THAT AN "ADVERSE PRESS"
FOR THE GOC ON HUMAN RIGHTS MATTERS COULD INTERFERE WITH
OUR OWN EFFORTS TO ASSIST THE GOC AND TO WORK CLOSELY
WITH IT IN THE MONTHS AHEAD. IT IS IN THIS SPIRIT THAT
REMARKS SHOULD BE TAKEN.

OURSELVES, AND, WE BELIEVE, INTERNATIONAL OPINION,
HAVE BEEN FAVORABLY IMPRESSED BY A NUMBER OF VERY POSITIVE STEPS WHICH THE GOC HAS TAKEN IN RECENT DAYS TOWARD ASSUAGING THE PERHAPS UNJUSTIFIED FEARS OF MANY CONCERNING THE SITUATION IN CHILE. WE KNOW THAT THE GOC HAS ASSURED THE UN HIGH COMMISSIONER ON REFUGEES THAT IT IS NOT THEIR INTENTION TO DEPORT POLITICAL REFUGEES TO THE COUNTRIES FROM WHICH THEY FLED, AND THAT REFUGEES WHO ARE NOT ALLOWED TO REMAIN IN CHILE WILL BE ABLE TO CHOOSE THEIR DESTINATION. MISSIONS FROM THE UNITED NATIONS HIGH COMMISSIONER FOR REFUGEES AND THE INTERNATIONAL COMMITTEE FOR THE RED CROSS WHICH HAVE COME TO CHILE WITH GOC APPROVAL TO ASSESS RELIEF NEEDS OF REFUGEES AND TO PROVIDE ASSISTANCE TO POLITICAL DETAINES, RESPECTIVELY, SHOULD BE EFFECTIVE IN SHOWING WORLD OPINION THAT THE GOC INTENDS TO RESPECT FULLY ITS INTERNATIONAL OBLIGATIONS WITH RESPECT TO THESE PERSONS.

REPORTED GOC INVITATION TO FOREIGN JOURNALISTS TO OBSERVE THE SITUATION, AND ASSURANCES THAT ACCUSED WILL BE ABLE TO RETAIN DEFENSE COUNSEL, ADD TO THIS IMPRESSION.

5. THE INTERNATIONAL COMMUNITY HAS CERTAIN BASIC EXPECTATIONS AS TO TREATMENT OF RESISTERS, DETAINES, AND THOSE ACCUSED OF CRIMES, OF WHICH THE GOC HAS INDICATED ITS AWARENESS BY THESE ACTIONS IT HAS ALREADY TAKEN. RESISTERS WHO HAVE LAID DOWN THEIR ARMS, AND DETAINES, ARE EXPECTED TO RECEIVE FAIR AND HUMANE TREATMENT PENDING RELEASE OR TRIAL, INCLUDING CONTACT WITH CONSULAR REPRESENTATIVES FOR THOSE WHO DESIRE SUCH COMMUNICATION. SUMMARY EXECUTIONS OR BEATINGS OBVIOUSLY WOULD VIOLATE INTERNATIONAL NORMS, THE TRIALS THEMSELVES SHOULD CAUSE FEW SERIOUS PROBLEMS IF THEY ARE PUBLIC, OPEN TO FOREIGN OBSERVERS, AND LIMITED TO PERSONS CHARGED WITH SPECIFIC COMMON CRIMES. GOC HAS AVAILABLE TO IT ABLE INTERNATIONAL LAWYERS WHO CAN ADVISE GOC WITH RESPECT TO APPLICABLE INTERNATIONAL NORMS AND EXPECTATIONS OF INTERNATIONAL COMMUNITY. IN SHORT, UNG IS IMPRESSED WITH EARLY INDICATIONS OF GOC RESPECT FOR HUMAN RIGHTS AND HOPES GOC WILL CONTINUE TO EXHIBIT SAME RESPONSIVENESS AND FORTHRIGHT APPROACH.
6. FYI: CHILE IS PARTY TO GENEVA CONVENTIONS ON THE
LAW OF WAR, WHICH APPLY IN PART TO CIVIL STRIFE, THE
CONVENTION RELATING TO THE STATUS OF REFUGEES AND ITS
PROTOCOL, APPLICABLE TO REFUGEES AND CERTAIN POLITICAL
ASYLUM SEEKERS, THE VIENNA CONVENTION ON CONSULAR RELATIONS
WHICH PROVIDES A RIGHT OF CONSULAR ACCESS, AND THE
UNIVERSAL DECLARATION ON HUMAN RIGHTS, AN AFFIRMATION
WHICH LACKS THE BINDING FORCE OF LAW BUT NEVERTHELESS IS
WIDELY ACCEPTED AS A CONSENSUS OF THE INTERNATIONAL
COMMUNITY ON THE RIGHTS OF INDIVIDUALS. ARTICLE 3 OF
EACH OF THE GENEVA CONVENTIONS PROVIDES THAT QUOTE: IN
THE CASE OF ARMED CONFLICT NOT OF AN INTERNATIONAL
CHARACTER OCCURRING IN THE TERRITORY OF ONE OF THE HIGH
CONTRACTING PARTIES EACH PARTY TO THE CONFLICT SHALL BE
BOUND TO PROVIDE HUMANE TREATMENT, ON A NON-DISCRIMINA-
TORY BASIS, TO PERSONS TAKING NO ACTIVE PART IN THE
HOSTILITIES, INCLUDING MEMBERS OF THE ARMED FORCES WHO
HAVE LAID DOWN THEIR ARMS. END QUOTE. IN ADDITION, THIS
PROVISION EXPRESSLY PROHIBITS A NUMBER OF ACTS, INCLUDING
QUOTE: THE PASSING OF SENTENCES AND THE CARRYING OUT OF
EXECUTIONS WITHOUT PREVIOUS JUDGMENT PRONOUNCED BY A
REGULARLY CONSTITUTED COURT AFFORDING ALL THE JUDICIAL
GUARANTEES WHICH ARE RECOGNIZED AS INdispensable BY
CIVILIZED PEOPLES. END QUOTE.

7. THE CONVENTION ON REFUGEES DEFINES REFUGEES AS
PERSONS WHO HAVE REMAINED OUTSIDE THE COUNTRY OF NATIONAL-
ITY DUE TO A "WELL-FOUNDED FEAR OF BEING PERSECUTED FOR
REASONS OF . . . MEMBERSHIP OF A PARTICULAR SOCIAL GROUP
OR POLITICAL OPINION," ARTICLES 32 AND 33 RESTRICT
EXPULSION OF REFUGEES; ARTICLE 16 PROVIDES FOR ACCESS
TO LOCAL COURTS, ARTICLE 14 OF THE UNIVERSAL DECLARATION
OF HUMAN RIGHTS PROVIDES SPECIFICALLY FOR AN INDIVIDUAL
RIGHT OF ASYLUM, EXCEPT FOR NON-POLITICAL CRIMES. UNDER
ARTICLE 11 OF THE UNIVERSAL DECLARATION OF HUMAN RIGHTS
PERSONS CHARGED WITH PENAL OFFENSES ARE AFFORDED A
VARIETY OF DUE PROCESS GUARANTEES, INCLUDING THE RIGHT TO
PUBLIC TRIAL. ALTHOUGH THE DECLARATION DOES NOT ITSELF
STATE ANY LEGALLY ENFORCEABLE INTERNATIONAL OBLIGATIONS,
PERHAPS THE MOST WIDELY RECOGNIZED STATEMENT OF THE

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PAGE 05 STATE 190162

MINIMUM STANDARDS OF JUSTICE A NATION IS EXPECTED TO PROVIDE. THE INTERNATIONAL COVENANT OF CIVIL AND POLITICAL RIGHTS ADOPTED BY THE UN GENERAL ASSEMBLY IN 1966 PROVIDES SIMILAR DUE PROCESS GUARANTEES AND, IN ADDITION, RESTRICTS EXPULSION OF ALIENS LAWFULLY PRESENT IN A COUNTRY AND MAKES EXPULSION SUBJECT TO LEGAL PROCESS (ARTICLE 13). (ARTICLE 4 PROVIDES AN ESCAPE CLAUSE IN TIMES OF PUBLIC EMERGENCY THREATENING THE LIFE OF A NATION.) THIS COVENANT HAS NOT YET ENTERED INTO FORCE BUT THE GOVERNMENT OF CHILE HAS ADHERED TO IT.

8. ARTICLE 36 OF CONSULAR CONVENTION AFFORDS CONSULAR OFFICERS RIGHT TO VISIT NATIONALS OF HIS STATE WHO ARE DETAINED LOCALLY, AND Requires AUTHORITY OF RECEIVING STATE TO NOTIFY CONSUL WHEN NATIONAL OF HIS STATE HAS BEEN DETAINED, AT REQUEST OF DETAINEE. END FYI. RUSH
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PAGE 01 STATE 190297

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EXDIS

F.O. 11652: XGDS
TAGS: CASG, CI
SUBJ: ALLEGATIONS OF HUMAN RIGHTS VIOLATIONS

REF: (A) STATE 189464; (B) SANTIAGO 4509

1. REFTEL (A) CONTAINS TEXT OF RECENT NEWS STORIES REPORTING STATEMENTS BY MR. AND MRS. ADAM SCHESH THAT THEY WITNESSED ALLEGED "MASS EXECUTIONS" IN NATIONAL STADIUM WHILE UNDER DETENTION. SCHESHES ALSO ALLEGED OTHER CHARGES OF HUMAN RIGHTS VIOLATIONS INCLUDING "TORTURE" AND "BRUTAL" TREATMENT OF DETAINES.

2. DEPARTMENT URGENTLY NEEDS ANY FURTHER INFORMATION REGARDING SCHESHES' CHARGES AVAILABLE TO EMBASSY. DID SCHESHES REVEAL SUCH CHARGES TO CONSUL BEFORE DEPARTING CHILE? HAVE OTHER DETAINES MADE SUCH CHARGES? IS EMBASSY AWARE OF ANY INDEPENDENT SOURCES WHO COULD CONFIRM OR DENY ANY PART OF ALLEGATIONS?

3. FYI, SENATOR KENNEDY'S SUB-COMMITTEE ON REFUGEES AND ESCAPEES WILL BEGIN HEARINGS ON WEDNESDAY,

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SEPTEMBER 26, ON ALLEGED HUMAN RIGHTS VIOLATIONS IN CHILE.
END FYI. RUSH
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EXID 6

F.O. 11652: N/A

TAGS: CASE CI, ADAM AND PATRICIA GARRETT-SCHESCH

SUBJ: ALLEGATIONS OF HUMAN RIGHTS VIOLATIONS

REF: STATE 190297 AND PREVIOUS, SANTIAGO 4549

1. AFTER RELEASE AT 1220 HOURS 21 SEPT, CONSUL HAD TWO PERSONAL OPPORTUNITIES AND TWO TELEPHONE OPPORTUNITIES TO TALK TO GARRETT-SCHESCHES BEFORE THEIR DEPARTURE FROM SANTIAGO AT 1720 HOURS 22 SEPT. IN FIRST THREE OPPORTUNITIES, SUBJECTS LIMITED THEMSELVES TO THANKS FOR HAVING SECURED RELEASE AND TO CONCERN ABOUT OTHER DETAINERS. DURING FOURTH OPPORTUNITY, CONSUL MADE FOLLOWING POINTS WHICH HE SAID WOULD BE BASIS OF HIS INTERVIEWS IN U.S.: AND UPON WHICH CONSUL MADE WRITTEN NOTES:

4. HE DID NOT WANT TO ENDANGER "FEW FRAGILE OPENINGS" WHICH HAD BEEN MADE TO SECURE LIBERTY FOR DETAINERS; 5. HE DID NOT WANT TO ENDANGER OWN RESEARCH MATERIALS, MUCH OF WHICH STILL IN HANDS OF MILITARY INTELLIGENCE AND WHICH USED AS BASTES OF THEIR INTERROGATION; 6. PRESS AND OTHER PERSONS INTERESTED IN WHAT IS REALLY GOING ON IN CHILE OUGHT TO GO, INDIVIDUALLY OR IN SMALL GROUPS, INTO THE "POBLACIONES" (LOWER INCOME NEIGHBORHOODS); 7. HE WOULD EXPRESS HIS THANKS FOR EMBASSY'S EFFORTS IN OBTAINING THEIR FREEDOM, BUT FELT THAT MORE PERSEVERENCE, POLITICAL AND OTHER, WOULD BE NECESSARY TO BE APPLIED TO THE NEW GOVERNMENT, BECAUSE OF ANTI-FOREIGNER SENTIMENT CURRENT IN CHILE. BOTH ADAM AND PATRICIA ALSO DISCUSSED ISSUES OF EXECUTIONS, BOTH WITH CONSUL AND, IN HIS PRESENCE, WITH PERSONS MET CASUALLY AT AIRPORT, THEY CLAIMED TO KNOW OF
EXECUTIONS, AS REPORTED IN US PRESS, BUT WHEN PRESSED FOR DETAILS, GAVE FOLLOWING STORY: PATRICIA WAS IN A POSITION, DURING PARTS OF SEVERAL DAYS, TO SEE PRISONERS LED OUT OF AREA OF CONFINEMENT TO ANOTHER, UNSPECIFIED AREA OF NATIONAL STADIUM. SHE COUNTED THOSE WHO LEFT, SUBSEQUENTLY HEARD UNSPECIFIED NUMBER OF SHOTS, AND LATER COUNTED RETURNING PRISONERS. FROM THIS COUPLE DEDUCED THAT "MORE THAN ONE HUNDRED AND FIFTY PRISONERS HAD BEEN EXECUTED." COUPLE SCOFFED AT CONSUL'S SUGGESTION THAT PRISONERS MAY HAVE BEEN TRANSFERRED FROM ONE PART OF STADIUM TO ANOTHER. FYI: EMB KNOWS SUCH TRANSFERS TO BE COMMON.

2. AT AIRPORT, HALF HOUR BEFORE DEPARTURE, UNIDENTIFIED CHILEAN MEDIA REPORTER APPROACHED ADAM AND ASKED FOR INTERVIEW, LATTER GRANTED IT AND IT WAS FILMED AND TAPED. ALTHOUGH CONSUL DID NOT HEAR ALL OF INTERVIEW, IT GENERALLY FOLLOWED LINES OF A. THRU D. ABOVE, WITH ADDITIONAL EMPHASIS THAT "THINGS ARE WORSE IN THE NATIONAL STADIUM THAN MOST PEOPLE THINK."

3. FOLLOWING INFO RECEIVED FROM AMCIT JOHN CERRETTI AND CONFIRMED BY AMCIT HENRY HARLOW, BOTH OF WHOM WERE HELD OVERNIGHT SEPT 20-21 IN SAME CELL AS GARRETT-SCHESCHES: THEY WERE PICKED UP IN PROCESS OF RENEWING EXPIRED VISAS, TAKEN TO POLICE STATION, SEARCHED AND TAKEN TO NATIONAL STADIUM, THEY WERE NOT MISTREATED AND DID NOT SEE ANYONE MISTREATED. THEY TALKED TO OTHER FOREIGNERS HELD AT NATIONAL STADIUM AND NO ONE, OTHER THAN GARRETT-SCHESCHES, MENTIONED MISTREATMENT. THEY SAID THEY WERE KEPT IN A SEPARATE SECTION WITH OTHER FOREIGNERS, WHERE ENVIRONMENT WAS "NOT UNBEARABLE NOR REALLY BAD EITHER". THEY SAW NO SHOOTINGS OR BEATINGS, ALTHOUGH OFFERED FOOD, THEY DID NOT EAT WHILE DETAINED BECAUSE HAD JUST EATEN BIG MEAL BEFORE ARREST AND WERE NOT HUNGRY (ALSO WERE WORRIED ABOUT GETTING VESSENTRY.) NEITHER WAS IN ANY HURRY TO LEAVE CHILE ALTHOUGH NOT LOOKING FORWARD TO BEING DETAINED AGAIN.

NOTE BY OC/T: RAISED TO EXDIS PER MR. NEWLIN, S/S-0.
1. DEPARTMENT HAS BEEN ASKED BY PASCALL SUBCOMMITTEE TO COMMENT ON PROPOSED HR CONCURRENT RESOLUTION 308 WHICH CALLS UPON PRESIDENT TO REQUEST GOC TO INSURE PROTECTION OF HUMAN RIGHTS IN ACCORDANCE WITH INTERNATIONAL OBLIGATIONS AND TO PUBLISH ASAP LIST OF DETAINEE AND CHARGES AGAINST THEM.

2. DEPARTMENT WISHES TO INCLUDE IN LETTER OF COMMENT TO SUBCOMMITTEE SPECIFIC REFERENCE TO DEMARCHE REPORTED IN REFTEL. WE NOTE HOWEVER THAT AMR STATED TO FONMIN THAT USG WOULD ADVISE MEMBERS OF CONGRESS PRIVATELY OR IN EXECUTIVE SESSION (PARA 3 OF REFTEL).

3. DEPARTMENT BELIEVES THAT COMMENT ON PROPOSED RESOLUTION SHOULD NOT BE LIMITED TO PRIVATE CONTACTS OR TO EXECUTIVE SESSION TESTIMONY. A NUMBER OF SIMILAR RESOLUTIONS ARE NOW UNDER CONSIDERATION BY CONGRESSIONAL COMMITTEES, AND

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RELEVANT USG ACTIONS TO DATE SHOULD BE MADE CLEAR. IF AMB RELIEVES IT NECESSARY TO SEEK FONMIN'S CONCURRENCE TO PROVIDING INFO CONCERNING DEMARCHE TO CONGRESS ON UNRESTRICTED BASIS, REQUEST THIS BE OBTAINED ASAP. AMB MAY WISH TO ADVISE FONMIN THAT LETTER OF COMMENT SETS FORTH IN DETAIL POSITIVE STEPS TAKEN BY GOC IN HUMAN RIGHTS AREA. REPLY REQUESTED BY COB FRIDAY, SEPTEMBER 28. KISSINGER
1. I saw Foreign Minister Huerta at 8:00 PM tonight and made all points contained paragraphs 3 to 5 Keitel. Huerta outlined talks and undertakings reached with UN representatives and promised to send me a copy of agreement reached. He made a distinction between refugees and chilean detainees (as high commissioner's office is particularly concerned with the former), but I made clear our concern is with broader problem and its possible influence on our ability to be helpful. Huerta expressed regret that investigations were taking longer than he would have liked, but noted that nobody wanted injustices to be committed through haste. He assured me GOC shakes fully our concern for human rights.

2. Point which gave Huerta trouble was public trial. He said he relieved chilean military trials were private, but said he would check what the possibilities were. I noted that the reassurance to international public opinion would be notable if some way could be found to provide public trial.

3. I advised Huerta that we wished to be in the position to advise members of Congress privately or in executive

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SESSION THAT HE AND I HAD DISCUSSED THESE MATTERS, AND I HAD EXPRESSED USG CONCERNS. HUERTA ACQUIESCED.

4. I ASSURED HUERTA OF SPIRIT IN WHICH WE MADE THIS APPROACH, AND I THINK HE ACCEPTED IT AS OFFERED.

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CONFIDENTIAL SANTIAGO 4674

EXDIS

FD 164521; GDS

TAGS: PINS, CI

SUBJECT: PROTECTION OF HUMAN RIGHTS

REF: STATE 1982805

1. I HAVE TALKED WITH FONMIN HUERTA ABOUT QUESTION RAISED

REF: A. FONMIN WOULD GREATLY PREFER THAT ANY REFERENCE TO

OUR CONVERSATION LAST NIGHT BE PRIVATE OR IN EXECUTIVE SESSION.

RELUCTANTLY AND AFTER SOME DISCUSSION, HE GAVE ME PERMISSION

TO ADVISE THE DEPARTMENT THAT A MENTION COULD BE MADE OF OUR

DISCUSSION AND ITS ASSURANCES TO ME IF THIS IS NECESSARY IN

THE CONTEXT OF THE CONGRESSIONAL PROBLEM WE FACE. HE SAID THE

TENDENCY AND NATURE OF ANY PUBLIC REFERENCE TO OUR CONVERSATION

WILL BE OF COURSE MAKE A LOT OF DIFFERENCE.

2. COMMENT: I BELIEVE IT WOULD BE SERIOUSLY DAMAGING IF THE

DEPARTMENT WERE TO TUCK OFF POINTS I MADE FROM PARAS 3 TO 5

IN STATE 190169. IF IT WERE POSSIBLE TO SAY THAT THE FONMIN,

ON THE OCCASION OF OUR MEETING ON A NUMBER OF SUBJECTS (FYI

WE ALSO DISCUSSED WHEAT), DESCRIBED THE MEASURES THAT THE

CHILEAN GOVERNMENT IS TAKING TO ENSURE PROTECTION OF HUMAN

RIGHTS, RIGHTS OF REFUGEES IN COLLABORATION WITH UN HIGH

COMMISSIONER'S OFFICE AND HUMANE TREATMENT FOR DETAINES

IN COLLABORATION WITH THE INTERNATIONAL RED CROSS, I THINK

SUCH STATEMENT WOULD NOT CAUSE SERIOUS TROUBLE. DEPARTMENT

MIGHT GO ON TO SAY THAT FONMIN HUERTA WENT ON TO EXPRESS

THE POLICY OF THE GOVERNMENT OF CHILE TO UPHOLD ALL ITS

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OBLIGATIONS IN THE FIELD OF HUMAN RIGHTS AND TO NOTE HOW STRONGLY THE GOVERNMENT OF CHILE FEELS THIS CONCERN, IN PRIVATE TALKS OR EXECUTIVE SESSION, DEPARTMENT SPOKESMAN MIGHT OF COURSE GO FURTHER.

3. IT IS OBVIOUS THAT PUBLIC STATEMENTS ABOUT TALKS ON THIS SUBJECT ARE NOT HELPFUL HERE. I BELIEVE THE PUBLIC LINKING BY THE BRITISH OF RECOGNITION AND THEIR DEMARCHE CREATED AN UNFORTUNATE LOCAL IMPRESSION. MOREOVER, I AM CONVINCED THAT WE WILL BE MORE EFFECTIVE IN PROTECTING HUMAN RIGHTS OF CHILEANS AND FOREIGNERS IF WE CAN CONVINCE THE CHILEAN GOVERNMENT OF OUR ABILITY TO TALK ABOUT THESE MATTERS IN PRIVATE AND NOT TO MAKE THE GOAL THE OBJECT OF PUBLIC HUMILIATION AND EMBARRASSMENT, FROM THE POINT OF VIEW OF OUR WORK HERE, WE WOULD DO MUCH BETTER NOT TO MAKE ANY PUBLIC STATEMENT. HOWEVER, I AM AWARE THAT WE HAVE SERIOUS AND INTRACTABLE PROBLEMS AT HOME, AND YOU ARE THE BEST JUDGES WHERE TO DRAW THE LINE BETWEEN DAMAGE, COSTS AND NECESSITIES IN SANTIAGO AND WASHINGTON.

4. I HOPE THE DEPARTMENT’S LETTER OF COMMENT WILL SEEK TO HEAD OFF PROPOSED CONCURRENT RESOLUTION 308. SUCH AN EXPRESSION BY THE CONGRESS WOULD BE REGARDED HERE AS A DIRECT INTERVENTION,

DAVIS
PERSONAL FOR AMBASSADOR DAVIS FROM ASSISTANT SECRETARY KURISCH

1. MANY THANKS FOR YOUR TELEGRAMS OVER LAST SEVERAL DAYS WHICH PREPARED ME WELL FOR HEARING THIS MORNING BEFORE SENATOR KENNEDY'S SUBCOMMITTEE ON REFUGEE AFFAIRS. IN SEPTEMBER WE ARE TRANSMITTING A COPY OF THE STATEMENT PREPARED FOR MY DELIVERY AT OPENING OF HEARING. IN FACT THERE WERE SO MANY INTERRUPTIONS AND QUESTIONS AND ANSWERS THAT THE ENTIRE STATEMENT NEVER GOT DELIVERED, BUT IT IS THE GENERAL LINE THAT I FOLLOWED.

2. THERE WAS BOTH A PUBLIC AND PRIVATE SESSION WITH THE PUBLIC SESSION ALSO HEARING OTHER WITNESSES, INCLUDING MR. & MRS. GARRETT-SCHESCH. DURING THE PUBLIC SESSION, I BELIEVE I WAS ABLE TO HOLD TO THE GENERAL LINES RECOMMENDED IN YOUR MESSAGES, INCLUDING SPECIFICALLY...
SANTIAGO 4674. THERE WAS CONSIDERABLE AND PERSISTENT QUESTIONING ABOUT SPECIFIC NATURE AND CONTENT OF YOUR AND EMBASSY'S CONTACTS IN SANTIAGO, BUT I DID NOT TICK OFF SPECIFIC POINTS YOU MADE BUT RATHER TOOK MORE GENERAL LINE YOU PROPOSED IN PARA 2 REFTEL. IT REMAINS TO BE SEEN, OF COURSE, HOW THE PRESS WILL REPORT THE SESSION.

3. I ALSO WAS ABLE ON SEPTEMBER 25, IN AN EXECUTIVE SESSION OF HOUSE FOREIGN AFFAIRS L.A. SUBCOMMITTEE WITH CHAIRMAN FASCCELL AND SOME 8-10 CONGRESSMEN PRESENT, TO EXPLAIN YOUR SECOND VISIT TO WASHINGTON LAST WEEKEND. I TOLD THEM OF YOUR AND OUR WILLINGNESS TO HAVE YOU COME BACK TO WASHINGTON TO MEET WITH MEMBERS OF THE CONGRESS AT SOME LATER DATE IF IT WAS DESIRED. I THINK THEY WERE FULLY SATISFIED WITH EXPLANATION AND THIS OFFER AND THAT NEITHER YOU NOR WE HAVE ANY CONGRESSIONAL PROBLEM WITH RESPECT TO LAST WEEKEND'S VISIT.

4. SINCE DICTATING ABOVE, PAT HOLT HAS TELEPHONED TO SAY THAT SENATOR MCgee WOULD LIKE TO HAVE YOU APPEAR BEFORE SFR SUBCOMMITTEE ON LATIN AMERICA FOR AN EXECUTIVE SESSION SOME TIME DURING WEEK OF OCTOBER 29. WHAT ARE YOUR VIEWS ON THIS? KISSINGER
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SECRET SECTION 1 OF 2 SANTIAGO 4889

EXDIS

E.O. 11652: GDS
TAGS: CI, PINT
SUBJECT: FREI, THE CHRISTIAN DEOCHATS AND THE JUNTA

REF: SANTIAGO 4752

SUMMARY. FORMER PRESIDENT FREI ASSERTED THAT THE MILITARY INTERVENTION WAS NECESSARY, CLAIMED THAT THE PDC HAS NOT FAIRED TOO BADLY UNDER THE JUNTA AND NOTED JUNTA MISTAKES IN TREATMENT OF CONGRESS AND THE UNIVERSITIES. HE LAMENTED THE JUNTA'S UNWILLINGNESS TO HAVE CONTACT WITH HTM OR THE PDC, BUT APPEARED DISPOSED TO PROVIDE HELP, ESPECIALLY IN THE AREA OF IMPROVING THE JUNTA'S OVERSEAS IMAGE. HE URGED US TO BE GENEROUS IN ASSISTING CHILE, IN A SUBSEQUENT CONVERSATION WITH MF GEN. LEIGH REJECTED ANY CLOSE TIES TO THE PDC OR TO "POLITIANS" AT THIS TIME.

END SUMMARY.

1. I MET EX-PRESIDENT FREI PRIVATELY FOR TEA ON THE AFTERNOON OF OCTOBER 4. FREI IS FIRM IN HIS CONVICTION THAT THE MILITARY INTERVENTION WAS NECESSARY. HE DEEPLY REGrets THAT IT WAS NOT POSSIBLE TO WORK OUT A CONSTITUTIONAL AND INSTITUTIONAL SOLUTION, BUT HE PLACES BLAME FOR THAT FAILURE SQUARELY ON THE SHOULDERS OF ALLENDE, THE UP AND THE LEFT EXTREMISTS. HE TOLD ME THAT THERE WAS "NO QUESTION" THAT THE MILITARY HAD TO ACT. HE ALSO EXPRESSED HIMSELF IN VERY STRONG TERMS ABOUT THE "GANSTERISM AND CORRUPTION" OF THE FORMER GOVERNMENT, SAYING THAT THE REVELATIONS THAT HAVE COME TO LIGHT SINCE SEPTEMBER 11 HAVE SHOWN THAT THINGS

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WERE EVEN WORSE THAN THE OPPOSITION LEADERSHIP HAD FEARED.


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NOT PERU, FREI EMPHASIZED, FOR THE MOMENT, THE CHILEAN PEOPLE WELCOME THE OPPORTUNITY TO GET BACK TO WORK, AND EVEN TO BE MADE TO GET BACK TO WORK, THERE ARE THINGS THE MILITARY CAN NOW DO, FREI SAID, WHICH A CIVILIAN DEMOCRATIC GOVERNMENT COULD NEVER DO. FOR EXAMPLE, A LEFTIST DISMISSED FROM HIS POSITION-- AND FREI SAID HE KNEW CASES WHERE EXACTLY THIS HAPPENED--COMES HOME TO HIS WIFE AND FALLS INTO HER ARMS. THE TWOF OF THEM BREAK OUT THEIR LAST BOTTLE OF PISCO TO CELEBRATE THE FACT THAT THE HUSBAND IS AT HOME, FREE AND SAFE. THE FACT THAT HE HAS LOST HIS JOB IS ALMOST FORGOTTEN IN THE JOY OVER THE FACT THAT THE MILITARY HAVE LET HIM GO. IF IT WERE A CIVILIAN DEMOCRATIC GOVERNMENT, SENATORS WOULD BE INTERVENING TO MAKE SURE THAT THIS OR THAT UP FUNCTIONARY WAS SPARED DISMISSAL, AND INSTEAD OF CLEANING OUT A THOUSAND UP PEOPLE FROM A GOVERNMENT MINISTRY, RESULT WOULD BE PERHAPS 150 DISMISSALS.


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TOMAS PABLO AND RENAN FUENTEALBA. SO FAR AS THE UNIVERSITIES ARE CONCERNED, FREI BELIEVES THE JUNTA MADE A DEEPLY SERIOUS MISTAKE.
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FM AMBASSADOR SANTIAGO
TO SECSTATE WASHDC PRIORITY 6083

SECRET SECTION 2 OF 2 SANTIAGO 4889

EXDIS

5. MORE IN SORROW THAN APPARENT ANGER, FREI WENT ON TO DESCRIBE THE JUNTA'S UNWILLINGNESS TO HAVE SUBSTANTIVE CONTACT WITH HIS PARTY OR WITH HIM. HE SAID PDC PRESIDENT PATRICIO AYLWIN HAD EVEN GONE SO FAR AT THE BEGINNING OF LAST WEEK (PRESUMABLY SEPT 24) TO ADDRESS A LETTER IN WRITING TO THE JUNTA PROPOSING A MEETING. THE LETTER HAS NOT BEEN ANSWERED. (THIS APPEARS TO BE AN AMPLIFICATION OF WHAT TRONCOSO TOLD ME SEPT. 29—SEE REFTEL.) FREI SAID AYLWIN IS FRUSTRATED AND NERVOUSLY EXHAUSTED. FREI'S ADVICE TO AYLWIN WAS TO TAKE A WEEK OFF, GO TO THE SOUTH, AND GET SOME REST. FREI BELIEVES AYLWIN HAS DONE SO. [TEXT CUT HERE] FREI HAS A DIFFERENT VERSION OF AYLWIN'S TRIP TO THE SOUTH, THE THRUST IS SIMILAR.) SO FAR AS FREI HIMSELF IS CONCERNED, HE HAS MADE A NUMBER OF INFORMAL SOUNDINGS, AND IT IS CLEAR THAT THE JUNTA DOES NOT WANT TO OPEN ANY DIRECT DIALOGUE. FREI IS IN CLOSE AND CORDIAL CONTACT WITH VONILLA AND VIO. ONE OF FREI'S CONTACTS RAISED THE POSSIBILITY OF A MEETING WITH PINOCHET, WHO ANSWERED: "I AM NOT READY TO TALK TO THAT GALLO (BUCK)." APPARENTLY PINOCHET EXPRESSED A CERTAIN LACK OF SELF-CONFIDENCE IN THIS CONNECTION—AND THE FEAR THAT CLEVER FELLOW LIKE FREI MIGHT RUN CIRCLES AROUND HIM IN A NEGOTIATION. FREI'S IMPRESSION IS THAT THE JUNTA'S ATTITUDE IS A MIXTURE OF DIFFICIDENCE AND STRONG BIAS AGAINST POLITICS, POLITICIANS AND PARTIES.

6. IN SPITE OF THE FOREGOING, FREI APPEARS DISPOSED TO GIVE THE JUNTA SOME HELP. HE DESCRIBED AN OFF-THE-RECORD CONVERSATION HE HAD JUST HAD WITH SOME TIME CORRESPONDENTS IN WHICH HE HAD STATED HIS VIEW THAT THE MILITARY INTERVENTION HAD BEEN

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NECESSARY, AND THAT THE JUNTA IS DOING SOME NECESSARY THINGS. IN DESCRIBING TO ME HIS PRESENT VIEW OF THE SITUATION, FREI USED THE SIMILE OF A PATIENT WITH CANCER. THE PATIENT HAS FINALLY REJECTED THE ADVICE THAT HE TAKE ASPRIN, AND HAS GONE UNDER THE KNIFE. HE HAS LOST HALF HIS STOMACH AND SOME OTHER ORGANS, BUT THE DOCTOR HAS TOLD HIM THAT THE MALIGNANCY IS GONE, AND THE PROCESS OF RECOVERY CAN BEGIN.

7. FREI IS THINKING OF WRITING AN ARTICLE ABOUT THE CHILEAN SITUATION WHICH MAY HELP TO COUNTERACT THE EXAGGERATIONS AND MISREPRESENTATION WHICH SEEM TO BE DOMINATING THE FOREIGN PRESS. HE IS ALSO CONSIDERING SENDING SENATOR KENNEDY EITHER AN ADVANCE COPY OF THIS ARTICLE OR A SHORT PERSONAL MESSAGE. HE ASKED ME IF I WOULD BE WILLING TO ENSURE SECURE AND PRIVATE DELIVERY, AND I SAID I WOULD BE HAPPY TO DO SO.

8. FREI'S ADVICE TO US WAS TO HELP CHILE. CHILE WILL HAVE GREAT NEED FOR OUR ECONOMIC ASSISTANCE IN ITS RECOVERY, AND FREI HOPES WE WILL BE GENEROUS. HE ALSO SUGGESTED THAT I DO WHAT I COULD TO REORIENT THE UNFLATTERING PRESS REPORTING ABOUT CHILE WHICH IS RAMPANT. I SAID THAT AN AMBASSADOR'S ABILITY TO DO THIS IS LIMITED.

9. COMMENT: I TOOK THE OCCASION OF A LUNCHEON I GAVE OCT. 5 FOR WALTER HEITMANN TO TALK BRIEFLY WITH GENERAL LEIGH ABOUT THE JUNTA'S RELATIONS WITH THE CHRISTIAN DEMOCRATS. LEIGH WAS COMPLAINING ABOUT THE LIES AND SLANDERS OF THE FOREIGN PRESS AGAINST CHILE. I ASKED LEIGH IF HE HAD THOUGHT ABOUT THE POSSIBILITY THAT THE CHRISTIAN DEMOCRATS MIGHT BE HELPFUL WITH THIS PROBLEM OF FOREIGN IMAGE. IN ANSWER, LEIGH DELIVERED HIMSELF OF SOME QUITE UNFLATTERING VIEWS OF POLITICIANS AND PARTIES. HE NOTED THAT THE CHRISTIAN DEMOCRATS WERE NOT SO EASY TO DEAL WITH (WHICH IS TRUE), AND EXPRESSED CONSIDERABLE ANNOYANCE AT PATRICIO AYLWIN. I ASKED IF HE HAD HAD ANY CONTACT WITH FREI. LEIGH SAID NO, AND OBSERVED THAT FREI WAS A PERSON OF SUCH STANDING AND PRESTIGE THAT HE WOULD BE A LITTLE HARD TO DEAL WITH. LEIGH SAID THAT IT WAS IMPORTANT TO THE JUNTA NOT TO GET ITSELF INVOLVED WITH ANY PARTY AT THIS TIME. I ASKED WHETHER LEIGH THOUGHT THERE WAS A POSSIBILITY OF ENLISTING CHRISTIAN DEMOCRATIC HELP WITHOUT THE JUNTA BEING COMMITTED OR COMPROMISED.
Leigh's reaction was that he would be happy if the Christian Democrats were willing to be helpful, and he understood they were doing something in this regard, but he did not want the junta to be asking for that help.

Davis
URGENT -- VIA LDX

10 October 1973

MEMORANDUM FOR: DICK CAMPBELL
FROM: GEORGE PICKETT
SUBJECT: Chilean Nationals

In California Professor Michael Crozier discussed with Mr. Marshall his concern about the status of two graduate students (husband and wife) in Chile. Both are Chilean nationals. The husband has been arrested and is to be courtmartialed. Professor Crozier learned of their situation through the girl's father and wondered if he should contact HAK, whom he knows from Harvard.

I have talked with Mary Bromwell in the NSC and Mr. Karkashian's people at the Chilean Country Desk. They have said little can be done because both people are Chilean nationals. Professor Crozier could talk with the Chilean Consul General in San Francisco, the Red Cross, or the UN High Commission for Refugees. They indicated, however, that because of HAK's schedule he might be able to take a personal interest within the next 24 hours.

As far as Professor Crozier knows, I am talking with State Department to see what can be done and to check to see if he should call HAK. He knows nothing of HAK's plans. If HAK wishes to take no action I will talk to Crozier tomorrow about what he can do without mentioning the opportunity now presented.

Professor Crozier number at Stanford in California
Office: 415-321-2052
Home: [Redacted]
Names of the two individuals:

Francisco ZAPATA (husband)
Maria Luisa Tarres Zapata (wife)

When I talked with Professor Crozier it was apparent that he did not know how to contact these people in Chile. He was told of their plight by the girl's father, whom he also cannot reach. He has talked with the Ford Foundation (Mr. Carma Silva), which is aware of the situation because the two are considered scholars.
1. Mac George Bundy called at his request October 17 on Shlaudeman to discuss problem of Bell and Manitzas. Former had reported to Ford Foundation on his conversation with Ambassador Davis.

2. Bundy was interested in having our assessment of Bell's position vis-a-vis Junta. He wanted to know how serious we thought situation might be, whether Bell was in any immediate danger of arrest, and if we had an indication of Junta's general attitude toward foundation. Bundy said foundation would stay on in Chile if at all possible and was not disposed to withdraw Bell because of indirect threats—although he might be transferred at some later date in the normal course of administrative routine.

3. During discussion Shlaudeman made following points:
   (A) Department had concluded it was necessary to inform Bell he was under suspicion since we could not rule out

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POSSIBILITY OF HIS DETENTION: (B) OUR ONLY CONCERN WAS PERSONAL WELFARE OF BELL AND MRS. MANITZAS: (C) WE HAVE NO INDICATION THERE IS IMMEDIATE THREAT OF ARREST, BUT ARE UNABLE OFFER ANY FIRM ASSURANCES IN THAT REGARD: (D) EMBASSY WILL ATTEMPT FACILITATE BELL'S DESIRE TO DISCUSS HIS PROBLEM WITH CHILEAN AUTHORITIES; AND (E) WE DO NOT BELIEVE BIAS AGAINST FORD FOUNDATION AS AN INSTITUTION IS INVOLVED IN THIS MATTER.

A. QUNCY SAID HE WOULD WAIT TO SEE HOW BELL CAME OUT IN PROPOSED DISCUSSION WITH CHILEAN AUTHORITIES AND THEN PERHAPS SEND DAVID BELL TO CHILE--OR POSSIBLY EVEN GO HIMSELF--TO PURSUE PROBLEM AT A HIGH LEVEL. HE OBSERVED THAT GOV MIGHT FIND A REASONABLE AMOUNT OF GOOD WILL ON PART OF FORD FOUNDATION TO ITS ADVANTAGE--A POINT WITH WHICH SHLAUDEMAN AGREED. KISSINGER
MEMORANDUM

THE WHITE HOUSE
WASHINGTON

ACTION
January 30, 1974

MEMORANDUM FOR SECRETARY KISSINGER

FROM: PETER W. RODMAN

SUBJECT: Note from Kitty Hart about Political Prisoner in Chile

At Tab B is a note to Nancy from Kitty Hart asking if anything can be done to determine the fate of a woman academic -- a Communist -- who is in prison in Chile.

I checked with Bill Jorden's office, and the case is familiar to them. She apparently has many American friends.

Your reply to Mrs. Hart, at Tab A for your signature, recommends that she write directly to the Chilean Ambassador. This is how inquiries in this case have been handled up to now. The woman is Chilean, not American, so there is no basis for any official intervention.

The last sentence of your reply, however, suggests that Mrs. Hart can tell the Chilean Ambassador that you suggested she write to him. You may or may not want this degree of personal involvement and you may wish to delete that sentence.

Okay as is
Delete that sentence

RECOMMENDATION

That you sign the note to Mrs. Hart, as is, at Tab A.
February 11, 1974

Dear Kitty:

I received your note, via Nancy, inquiring about Felicia Bernstein's friend who is imprisoned in Chile.

Her case is familiar to our people here because she apparently has many American friends. A representation has been made to the Chilean authorities through our Embassy. I frankly do not expect that anything more can be done on our part, since she is Chilean and not American. However, I recommend that you write directly to the Chilean Ambassador in Washington, His Excellency Walter Heitmann, at 1736 Massachusetts Avenue, N.W., Washington, D.C. 20036. Expressions of interest in her fate from her American friends may have some effect.

I hope this is helpful to you.

Warm regards,

Henry A. Kissinger

Mrs. Kitty Hart

SANITIZED COPY
Dearest Nancy:

I called Felicia Bernstein after our talk, to tell her how slim the chances are for her friend — she said she takes no pride in you even listening to her plea.

The name is: Guey Figueroa Table

Women's House of Detention

Santiago, Chile.

She was head of publications at the University of Chile, & is a Communist.

I was so moved by Felicia's obvious agony that I appealed to you — recommending I actually determine doing this two or three times with love, little

Okay as is

Delete that sentence

Recommendaion

That you sign the note to Mrs. Hart, as is, at Tab A.
SECRET 138

PAGE 11 SANTIA 95360 3122992

73
ACTION SS-30
INFO OCT-91 ISO-00 /031 ^

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P 3121007 OCT 73
FM AMBASSADOR SANTIAGO
TO SECSTATE WASHDC PRIORITY 6411

E G G F T SANTIAGO 5360

EXDIS

E,0, 11652; GUS
TAGS: CI, PINT
SUBJECT: EDUARDO FREI'S VIEWS

REF: SANTIAGO 4889

1. I CALLED ON FORMER PRESIDENT FREI YESTERDAY TO SAY GOODBYE. HE REMAINS FIRM IN HIS CONVICTION THAT THE MILITARY COUP WAS THE ONLY POSSIBLE SOLUTION TO CHILE'S PROBLEM AND REMAINS APPALLED AT THE CORRUPTION AND POLITICAL ECONOMIC COLLAPSE THAT THE UNIDAD POPULAR GOVERNMENT HAD PRODUCED PRIOR TO SEPTEMBER 11. HE BELIEVES HIS BEST ROLE NOW IS TO REMAIN SILENT FOR A TIME--JUST AS HE DID DURING THE EARLY ALLENDE PERIOD. FREI TOLD ME HE HAS TWO PRINCIPAL CONCERNS--ONE A MAJOR AND THE OTHER A LESSER ONE. HIS MAJOR CONCERN IS THE CONTINUANCE OF REPORTS OF SUMMARY EXECUTIONS UNDER THE "LEY DE FUGA" OR UNDER OTHER PRETEXTS. HE HAS JUST SPENT SOME TIME IN THE LA SERENA-COQUIMBO AREA AND IS DISTURBED AT REPORTS HE HAS HEARD OF EXECUTIONS THERE, IN ANTOFAGASTA, AND IN OTHER PLACES. HE ALSO SAYS HE IS HEARING DISQUIETING REPORTS ABOUT THE USE OF TORTURE IN INTERROGATIONS. I TOLD FREI THAT HUMAN RIGHTS WERE OF DEEP CONCERN TO THE U.S. GOVERNMENT--NOT JUST THE LEGISLATIVE BRANCH--AND THAT I HAD RAISED THIS QUESTION WITH CHILIAN AUTHORITIES HERE. I ADDED THAT U.S. CONCERNS HAD ALSO BEEN EXPRESSED BY MY GOVERNMENT IN WASHINGTON. I NOTED, HOWEVER, MY OWN VIEW THAT DISCREET REPRESENTATIONS BY A FOREIGN GOVERNMENT WERE LIKELY TO BE MORE EFFECTIVE THAN PUBLIC UNES. FREI AGREED.
2. A DISCUSSION THEN ENSUED OVER THE NO-Doubt GENUINE CONCERN FELT BY THE JUNTA OVER THE NATURE AND MAGNITUDE OF THE LEFT EXTREMIST OPPOSITION. FREI NOTED HIS VIEW THAT WELL OVER 30% OF THE CHILEAN PEOPLE MUST STILL BE REGARDED AS SUPPORTERS OF UNIDAD POPULAR IDEAS. I ASKED FREI HOW HE ARRIVED AT A FIGURE THAT WAS SO LOW IN LIGHT OF MARCH ELECTION RESULTS. FREI SAID THAT ACCUMULATED DATA, INCLUDING FIGURES ON FALSE IDENTITY CARDS, LED HIM TO THE FIRM CONCLUSION THAT THE MAGNITUDE OF FRAUD IN THE MARCH ELECTIONS WAS BETWEEN FOUR AND FIVE PERCENT. HE SAID THE FIGURES AVAILABLE TO HIM FROM A VARIETY OF SOURCES CONFIRM THIS. HE ADDED THAT THERE IS ALWAYS A FLOATING OR OPPORTUNISTIC VOTE OF ALMOST 10%, PROBABLY ON EACH SIDE OF THE POLITICAL SPECTRUM — AND THEREFORE HIS CONCLUSION IS THAT THE UNIDAD POPULAR HARD-CORE SYMPATHY REMAINS AT ABOUT 30%. UNDER THESE CIRCUMSTANCES, IT IS AT LEAST UNDERSTANDABLE THAT THE MILITARY GOVERNMENT LEADERS REMAIN HIGHLY SENSITIVE TO THEIR INTERNAL SECURITY PROBLEM. NEVERTHELESS, THIS DOES NOT JUSTIFY A CONTINUANCE OF SUMMARY JUSTICE.

3. FREI WENT ON TO MENTION HIS "LESSER CONCERN" — THAT THE MILITARY GOVERNMENT, WHILE REJECTING BOTH THE CHRISTIAN DEMOCRATIC PARTY AND THE NAZIONAL PARTY ON THE BASIS OF "GETTING AWAY FROM POLITICS," IS IN FACT TURNING TO GREMIALISTS, BUSINESSMEN AND AGRICULTURALISTS WHOSE VIEWS ARE NOT APOLITICAL. THESE MEN, HE SAID, HOLD STRONG CONSERVATIVE AND IN MANY CASES RIGHT-WING VIEWS THAT CANNOT HELP BUT INTRODUCE A POLITICAL TONE INTO THE MILITARY GOVERNMENT'S ADMINISTRATION. FREI SAID HE HIGHLY RESPECTED THE MEMBERS OF THE JUNTA AND THEIR MILITARY COLLEAGUES AS HONEST, HONORABLE AND WELL INTENTIONED MEN. HOWEVER, THEY WILL HAVE TO BE CAREFUL NOT TO SLIDE INTO A POLITICAL "DEFINITION BY DEFAULT" THROUGH THEIR CHOICE OF COLLABORATORS. FREI ADDED, HOWEVER, THAT POLITICAL ERRORS CAN ALWAYS BE CORRECTED. DEATH AND THE SHEDDING OF BLOOD CANNOT BE UNDONE.

4. ON THE QUESTION OF ASSISTANCE TO CHILE, FREI REITERATED IN THE STRONGEST TERMS HIS BELIEF THAT THE U.S. SHOULD BE GENEROUS AND FORTHCOMING WITH ASSISTANCE TO CHILE IN ITS ECONOMIC RECONSTRUCTION. AS BEFORE, HE EMPHASIZED THAT ECONOMIC RECOVERY WOULD BE THE QUICKEST ROAD TO THE REESTABLISHMENT OF CHILE’S TRADITIONAL DEMOCRATIC INSTITUTIONS. FREI REITERATED AN INTEREST IN WRITING SENATOR KENNEDY AND TRYING TO CONVINCE HIM ON THIS PART.
5. COMMENT: FREI'S ATTITUDE TOWARD THE MILITARY GOVERNMENT REMAINS POSITIVE IN ITS MAIN OUTLINES. AS CONTRASTED WITH OUR LAST TALK, HOWEVER, I FOUND HIS CONCERN FOR HUMAN RIGHTS VIOLATIONS FORTIFYING HIS DOUBTS ABOUT TAKING AN ACTIVE SUPPORTIVE ROLE.

DAVIS
61
ACTION SS-30

INFO OCT-01 ISO-00 SSO-00 /031 W

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FM AMBASSAD0y SAN1TAG0
TO SECSTATE WASHDC IMMEDIATE 7275

SECRET SANTIAGO 0415

EXDIS

EO 11652: GO5
TAGS: PINS, CI, UR

SUBJ: SOVIET INTEREST IN LUIS CORVALAN

REF: SANTIAGO 6039

FOR THE SECRETARY FROM CHARGE

1. IN COURSE OF MEETING WITH FOREIGN MINISTER HUERTA ON OTHER
MATTERS TODAY, JANUARY 25, I RAISED CORVALAN CASE. FOREIGN
MINISTER SAID HE COULD ASSURE ME THAT CORVALAN IN NO DANGER OF
SUMMARY EXECUTION NOW OR IN FUTURE AND THAT IF INVESTIGATION HIS
CASE PRODUCES EVIDENCE SUFFICIENT TO BRING LEGAL CHARGES AGAINST
HIM, CORVALAN WILL BE TRIED PROPERLY UNDER CHILEAN LAW.

2. FOREIGN MINISTER SAID CORVALAN STATUS IS THE SAME AS THAT
OF OTHER PROMINENT DETAINIES BEING HELD ON DAWSON ISLAND. GOC
IS CONCERNED SLOWNESS OF INVESTIGATIVE PROCESS NOW UNDER WAY
TO DETERMINE WHETHER THESE PERSONS MAY BE CHARGED WITH CRIMINAL
OFFENSES UNDER CHILEAN LAW. RECOGNIZING THAT DELAY IS BAD FOR ITS
INTERNATIONAL IMAGE, GOC RECOGNIZES THAT SOME OF THESE PERSONS
HAVE NOT COMMITTED CRIMES AND HAS RELEASED THOSE EXONERATED BY
INVESTIGATIVE PROCESS. HE CITED AS AN EXAMPLE RELEASE OF ANICETO
RODRIGUEZ, FORMER SECRETARY GENERAL OF SOCIALIST PARTY (PS),
ANNOUNCED JANUARY 22. HUERTA SAID THAT APART FROM INVESTIGATIVE
DELAYS, GOC IS ALSO CONCERNED WITH ULTIMATE DISPOSITION OF CASES
OF INDIVIDUALS GUILTY OF SERIOUS OFFENSES NEVER ENVISAGED IN
CHILEAN LEGISLATION. FOR EXAMPLE, FORMER FOREIGN MINISTER

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DEPARTMENT OF STATE

TELEGRAM

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PAGE 02 SANTIA 00415 252317Z

ALMEYDA'S CREATION OF A PARALLEL ORGANIZATION FOR THE CONDUCT OF FOREIGN RELATIONS OUTSIDE THE FOREIGN MINISTRY. ALMEYDA CAN BE TRIED FOR THE MINOR OFFENSE OF INSIGNIFICANT FRAUD BUT THERE IS NO CHILEAN LAW UNDER WHICH HE CAN BE TRIED FOR HIS REAL OFFENSES. HUERTA SAID HE PERSONALLY IS ADHAMSLEY OPPOSED TO A "NUREMBERG PROCEDURE" TO ESTABLISH AFTER THE FACT NEW CRIMINAL OFFENSES UNDER WHICH THESE PERSONS CAN BE TRIED. HE SAID HE HAS RECOMMENDED THAT THE GOV MAKE PUBLIC THE OFFENSES THESE PERSONS HAVE COMMITTED AND EXILE THEM ON THE GROUNDS THAT THEIR OFFENSES ARE NOT PUNISHABLE UNDER CHILEAN LAW.

3. INDEPENDENTLY WE HAVE LEARNED THAT CORVALAN'S FAMILY HAS RETAINED CHILEAN ATTORNEY LUIS ORTIZ QUIROGA TO HANDLE HIS DEFENSE AND THAT SPANISH ATTORNEY JOAQUIN RUIZ GIMENEZ, FORMER EDUCATION MINISTER AND FORMER AMBASSADOR TO THE VATICAN, TOGETHER WITH A WELL-KNOWN FRENCH ATTORNEY, MAY BE BROUGHT INTO THE CASE BY ORTIZ. THOMPSON

SECRET

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FM SECSTATE WASHDC
TO AMEMBASSY SANTIAGO IMMEDIATE 4520
BT
CONFIDENTIAL STATE 233299

NODIS
E.O. 11652: GDS
TAGS: CI, GDES
SUBJECT: HORMAN AND TERUGGI DEATHS

1. DURING NOVEMBER 26 CALL BY AMBASSADOR HEITMANN ON
ASSISTANT SECRETARY KUBISCH, THE CONTINUING AND DEEP USG
INTEREST IN DETERMINING CIRCUMSTANCES OF DEATHS OF TWO
AMERICAN CITIZENS WAS RAISED BY KUBISCH.

2. KUBISCH ASKED IF HEITMANN WAS INFORMED OF ANY DEVELOP-
MENTS IN GOC'S INVESTIGATION OF CIRCUMSTANCES SURROUNDING
HORMAN AND TERUGGI DEATHS. HEITMANN SAID HIS UNDERSTANDING
OF THE CIRCUMSTANCES WAS THAT BOTH MEN HAD BEEN TAKEN INTO
CUSTODY BY CHILEAN AUTHORITIES AND THAT THEY HAD ENGAGED
IN ACTIVITIES WHICH HE DESCRIBED AS "INADVISABLE
(INCONVENIENTE)." HEITMANN SAID BOTH MEN WERE RELEASED
FOLLOWING THEIR ARREST AND THAT "A FEW DAYS LATER THEY
WERE FOUND SHOT." HE SAID THE GCC DID NOT KNOW WHAT
HAPPENED IN THE INTERVAL BETWEEN THEIR RELEASE AND THE
DISCOVERY OF THEIR BODIES. HEITMANN SAID THIS WAS A HIGHLY
REGRETTABLE SITUATION, BUT ONE WHICH CAN OCCUR IN THE
CIRCUMSTANCES EXISTING AT THE TIME. HE SAID HE UNDERSTOOD
THE CASES WERE NOW CLOSED.

3. HEITMANN ASKED WHETHER THE DEPARTMENT WANTED HIM TO
ATTEMPT TO DETERMINE SOME ADDITIONAL FACTS. KUBISCH SAID
THAT HEITMANN MIGHT WISH TO CABLE THE FOREIGN MINISTRY TO
REFLECT THE SERIOUSNESS OF THE DEPARTMENT'S CONCERN WITH
THE DEATHS OF THESE TWO AMERICAN CITIZENS AND OUR UNDER-
STANDING THAT THE FOREIGN MINISTRY WOULD REPLY TO SEVERAL
NOTES WHICH WE HAVE SUBMITTED CONTAINING SPECIFIC QUESTIONS
ON HOW AND WHY THEY DIED. KUBISCH NOTED THE STRONG COM-
PLAINTS WE CONTINUE TO RECEIVE FROM MANY QUARTERS IN THE
U.S. ABOUT THESE DEATHS. HEITMANN STATED THAT HE WOULD
RELAY OUR CONCERN TO HIS GOVERNMENT. KISSINGER

DRAFTED BY: ARA:BC:JEKARKASHIAN        APPROVED BY: ARA:JKUBISCH
CLEARANCES: S:S:MR.PICKERING

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SECRET 540

PAGE 01 STATE 240799

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ORIGIN SS-30

INFO OCT-01 ISO-00 SSO-00 NSCE-00 /31 R

DRAFTED BY ARA/BC/C:AISAACS;ARA:JBKUBISCH;CJS
APPROVED BY THE SECRETARY
ARA/BC:JEKARKASHIAN (SUBSTANCE)
S/S: TRPICKERING

0 080301Z DEC 73
FM SECSTATE WASHDC
TO AMEMBASSY SANTIAGO IMMEDIATE

SECRET STATE 240799

EXDIS

F.O. 11652: XGDS
TAGS: PINS, CI, UR
SUBJECT: SOVIET INTEREST IN LUIS CORVALAN

FOR CHARGE THOMPSON FROM THE SECRETARY

1. SOVIET AMBASSADOR DOBRYNIN MENTIONED TO ME TODAY THAT
THE EXECUTION OF COMMUNIST PARTY SECRETARY GENERAL
CORVALAN MAY AGAIN BE IMMINENT AND ASKED THAT I INTERCEDE
WITH THE CHILEAN AUTHORITIES TO FORESTALL THIS.

2. OBVIOUSLY, CORVALAN'S STATUS AND FUTURE IS UP TO THE
CHILEAN AUTHORITIES TO RESOLVE. HOWEVER, UNLESS YOU
PERCEIVE OVERRIDING OBJECTION, YOU SHOULD MENTION TO
APPROPRIATE GOC OFFICIALS THAT THE CORVALAN CASE IS
GENERATING RENEWED INTERNATIONAL INTEREST AND DISCREETLY
SEEK TO ELICIT FURTHER INFORMATION ON THE JUNTA'S PLANS
FOR HIM. WERE HE TO BE EXECUTED, THERE WOULD ALMOST
CERTAINLY BE A VIGOROUS, NEGATIVE INTERNATIONAL REACTION.
KISSINGER

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DECLASSIFIED
Authority NSC
By 9/15/1999

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SECRET

51
ACTION SS-30

INFO OCT-01 ISO-00 SSO-00 031W
0 081418Z DEC 73
FM AMBASSAD SANTIAGO
TO SECSTATE WASHDC IMMEDIATE 6818

SECRET SANTIAGO 6039

EXDIS

E.O. 11652: XGDS
TAGS: PINS, CI, UR
SUBJECT: SOVIET INTEREST IN LUIS CORVALAN

REF: STATE 240799

FOR THE SECRETARY FROM CHARGE

1. WE HAVE HAD SOME REPORTS THAT GOC IS THINKING OF PUTTING ON TRIAL A FEW OF THE SIGNIFICANT PERSONS NOW UNDER DETENTION AND INVESTIGATION WITH A VIEW TO DOCUMENTING PUBLICLY THE WORST EXCESSES OF THE ALLENDE REGIME. ACCORDING TO THESE REPORTS ALL OTHER DETAINENES WOULD BE EXILED.

2. THESE REPORTS DO NOT MENTION CORVALAN AND WE HAVE NO RPT NO REASON TO BELIEVE HE IS IN IMMINENT DANGER OF EXECUTION.

3. I SHALL SEEK EARLY OPPORTUNITY TO MENTION CORVALAN CASE TO APPROPRIATE GOC OFFICIALS IN EFFORT ELICIT INFORMATION ON JUANITA'S PLANS FOR HIM.

THOMPSON

DECLASSIFIED
Authority N5C
By 4889 NARA, Date 9/15/99

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SECRET

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PAGE 01 SANTIA 00846 2215102

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ACTION SS-30

INFO OCT-01 ISO-00 SSO-00 NSCE-00 0031 W

0 R 221415Z FEB 74
FM AMBASSAD SANTIAGO
TO SECSTATE WASHDC IMMEDIATE 7538
INFO USUN IMMEDIATE 713
AMBASSAD MEXICO IMMEDIATE
AMBASSAD MOSCOW

CONFIDENTIAL SANTIAGO 0846

EXDIS

FO 116521 GOS
TAGS: SOC1
SUBJ: CHILEAN REQUEST FOR SUPPORT IN UN HUMAN RIGHTS COMMISSION

REF: USUN 564

1. SUMMARY: DEPARTMENT MAY WISH TO CONSIDER AUTHORIZING USUN TO
SUGGEST TO CHILEAN UN DEL OUTLINES OF A CHILEAN GOVT POSTURE ON
CHARGES OF HUMAN RIGHTS VIOLATIONS WHICH MIGHT HELP TO DAMPEN
EFFORT TO ATTACK AND ISOLATE CHILE IN UN ORGAN. POSITION WOULD
EXPLAIN RATIONALE FOR SEPTEMBER 1973 COUP, DESCRIBE JUNTA'S HUMAN
RIGHTS RECORD IN TERMS OF STATE OF EMERGENCY ACTIVITIES, OFFER TO
COOPERATE IN AN IMPARTIAL STUDY, AND STATE INTENTION TO RESTORE
DEMOCRATIC PRACTICES. END SUMMARY.

2. SINCE IT SEEMS RATHER UNLIKELY THAT ANYTHING DONE ABOUT
SOLZHENITSYN CASE (REFTEL) WOULD SUCCEED IN HEADING OFF AN ANTI-
CHILEAN RESOLUTION IN THE UN HUMAN RIGHTS COMMISSION, MAY I MAKE
A SUGGESTION WHICH MAY WARRANT CONSIDERATION IN RESPONDING TO
USUN'S REQUEST FOR DEPT. VIEWS: SUGGESTION IS PUT FORWARD WITH
SOME DIFFICULTIES. LAST THING I WOULD WANT TO DO IS TO APPEAR TO
BE MASTERMINDING STRATEGY ON TACTICS FOR DEPT OR USUN.

3. CHILEANS WILL UNDERSTANDABLY BE INCLINED TO BRIDLE AT HRC CON-
DEMNATION OF THEIR GOVERNMENTAL PRACTICES, AND PARTICULARLY AT

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DECLASSIFIED
Authority: NSC
By: [Signature] NARA, Date: 9/15/99
BEING THE OBJECT OF A STUDY BY AN HRC COMMITTEE AFTER THEY HAVE
ALREADY BEEN CONDEMNED IN A RESOLUTION, THEY WILL REGARD THEM
SELVES AS THE TARGET OF A MARXIST CONSPIRACY IN THE UN. THEY WILL
NOT SEE WHY THEY SHOULD COOPERATE AS REQUESTED WITH THE PROPOSED
COMMITTEE IN THESE CIRCUMSTANCES, AND AS INDICATED REFTEL WILL
HARDLY WANT TO HAVE IT VISIT CHILE.

4. AT THE SAME TIME, CHILEANS SHOULD REALIZE THAT IF THEY LIMIT
THEMSELVES TO ALL-OUT RESISTANCE TO SUCH A RESOLUTION, THEY WILL
PROBABLY LOSE. IN LOSING, AND IN SUBSEQUENTLY REFUSING TO CO-
OPERATE WITH THE COMMITTEE, THEY MAY WELL PROJECT THEMSELVES
ALONG THE ROAD WHICH HAS LED SOUTH AFRICA, PORTUGAL AND ISRAEL TO
BECOME THE PARIAH STATES OF THE UN. CHILE CAN ILL AFFORD TO BE IN
SUCH A POSITION AT THIS JUNCTURE IN ITS HISTORY.

5. THERE IS A CHANCE THAT CHILE COULD BLUNT THE ATTACK AGAINST
IT BY REACTING IN A DIFFERENT WAY.

6. FIRST, BY COGENT STATEMENTS IN THE HRC EXPLAINING THE BACK-
GROUND OF THE PRESENT SITUATION: HOW THE ALLENDE REGIME WAS DES-
TRROYING DEMOCRACY IN CHILE AS POINTED OUT BY CONGRESS, THE SUPREME
COURT AND THE CONTROLLER GENERAL; HOW EXTREMIST ELEMENTS WERE PRE-
PARING TO ESTABLISH BY VIOLENCE A TOTALITARIANISM OF THE LEFT;
HOW THE COUNTRY HAD COLLAPSED INTO ECONOMIC CHAOS; HOW THE MIL-
ITARY HAD THEREUPON INTERVENED AS A CIVIC DUTY ACCLAIMED BY BULK
OF THE COUNTRY.

6. SECOND, BY DESCRIBING OPENLY WHAT MEASURES HAVE HAD TO BE
TAKEN AND WHY, BY DEFENDING CHILE’S RECORD RE ASYLUM AND REFUGEES
AND ITS PLEDGE TO TRY ALL DETAINEES NOT RELEASED AFTER IN-
VESTIGATION, AND BY NOTING PROGRESS ALREADY MADE.

7. THIRD, BY A CLEAR INDICATION THAT THE JUNTA HAS AS ITS OB-
JECTIVE THE RESTORATION OF TRADITIONAL CHILEAN DEMOCRATIC PRACT-
ICES, INCLUDING THOSE INVOLVING HUMAN RIGHTS GUARANTEES, WHEN THAT
BECOME POSSIBLE. (THIS MAY BE THE MOST DIFFICULT STATEMENT FOR
THE CHILEAN REP TO FORMULATE IN THERS ACCEPTABLE TO SANTIAGO.)

8. FOURTH, BY HIGHLIGHTING THE DISPARITY BETWEEN THE TREATMENT
BEING ACCORDED TO CHILE AND THE BLIND EYE TURNED TO THE SYSTEMATIC,
PERMANENT, AND DOCTRINARIE VIOLATIONS OF INDIVIDUAL RIGHTS PRAC-
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TICED IN THE COMMUNIST STATES. FINALLY, BY AGREEING TO COOPERATE WITH A STUDY COMMITTEE IF AN IMPARTIAL ONE IS CHOSEN, TO THE EXTENT OF FURNISHING INFORMATION AND POSSIBLY, IF IN CHILE'S JUDGMENT A USEFUL CONTRIBUTION CAN THEREBY BE MADE AT SOME STAGE, THROUGH A VISIT BY THE COMMITTEE TO THE COUNTRY.

9. A BASIC ELEMENT IN THIS SCENARIO WOULD BE THE STRESS PLACED ON THE PROVISIONAL NATURE OF THE MEASURES TAKEN BY THE JUNTA. COPIES OF THE HUMAN RIGHTS COVENANTS ARE NOT READILY AVAILABLE HERE, BUT IN MY RECOLLECTION THEY ARE PRETTY WELL LARDED WITH ESCAPE CLAUSES THAT WOULD APPLY TO THE PRESENT STATE OF EMERGENCY IN CHILE UNDER ITS LAWS.

10. THE IMMEDIATE OBJECTIVE OF SUCH AN APPROACH WOULD BE TO SET THE STAGE FOR TONING DOWN THE DRAFT RESOLUTION IN USUN 564, NOTABLY EM & P, BY REPLACING THE CONDEMNATION OF CHILE BY AN EXPRESSION OF CONCERN REGARDING REPORTS OF HUMAN RIGHTS VIOLATIONS THERE. THE LONGER-RANGE OBJECTIVE WOULD BE TO ESTABLISH A DEFENSIBLE POSTURE TO WHICH THE CHILEANS COULD NEW AS THE COMMUNISTS AND THEIR RADICAL NON-ALIGNED FRIENDS SEEK TO CLOSE IN ON CHILE IN ONE UN ORGAN AFTER ANOTHER, TO ROB IT OF THOSE ASSOCIATIONS AND THAT RESPECTABILITY WHICH IT IS GOING TO WANT AND NEED IN THE INTERNATIONAL COMMUNITY.

11. WE COULD NOT TODAY DISCUSS OR EVEN SUGGEST A COURSE OF THIS CHARACTER IN SANTIAGO WITHOUT SERIOUS POLITICAL RISK; THE JUNTA IS EXTREMELY SENSITIVE TO ANYTHING IT MIGHT CONSTRUE AS INTERVENTION. IT MAY NOT EVEN RESPOND HAPPILY TO SOUNDINGS FROM USUN ALONG ABOVE LINES. BUT IF AS INDICATED REFTEL CHILEAN AMB BAZAN HAS ASKED USG FOR HELP TO DEFEAT A RESOLUTION OF TYPE QUOTED THEREIN -- AND IF RESOLUTION IS ACTUALLY GOING TO BE INTRODUCED AND PASSED IN HRC -- IT WOULD BE PERFECTLY LEGITIMATE FOR US UN TO SUGGEST SOMETHING OF THE SORT. PROCEDURE IS ANYTHING BUT SURE-FIRE BUT I BELIEVE CHILE WOULD HAVE ENOUGH FRIENDS IN HRC AND OTHER UN ORGANS TO MAKE A SOLID STAND ON THIS GROUND.

12. IN ANY EVENT, IF RESOLUTION IS PRESSURED I HOPE US WILL FIND IT POSSIBLE TO AID CHILEAN DEL IN DERAILING OR SOFTENING RESOLUTION. MOST DESIRABLE OUTCOME WOULD BE TO NEGOTIATE A TEXT CHILEANS COULD LIVE WITH AND WE COULD SUPPORT; BUT AT VERY LEAST I HOPE WE CAN AVOID ALIGNING OURSELVES WITH CHILE'S CRITICS.

POTTER

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ACTION SS-30
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FM AMBASSADOR SANTIAGO
TO SECSTATE WASHDC 7922

CONFIDENTIAL SANTIAGO 1483

EXDIS

EO 116521 GDS
TANSI PINS, CI
SUBJECT: CLODOMIRO ALMEYDA

1. SUMMARY: CBS CORRESPONDENT INFORMS EMBASSY FORMER FOREIGN
AND DEFENSE MINISTER CLODOMIRO ALMEYDA BEING MISTREATED BY
CHILEAN MILITARY IN SANTIAGO. END SUMMARY

2. FRANK MANITZAS (CBS CORRESPONDENT) AND WIFE NITA (OF
FORD FOUNDATION) CALLED ON AMBASSADOR MARCH 25 TO RELAY WHAT
THEY CONSIDERED RELIABLE INFORMATION CONCERNING FORMER FOREIGN
AND DEFENSE MINISTER UNDER ALLENDE, CLODOMIRO ALMEYDA, WHO
THEY SAID HAD BEEN RETURNED FROM DAWSON ISLAND TO SANTIAGO.
ACCORDING TO THEIR SOURCE (BELIEVED TO BE ALMEYDA'S WIFE OR
SOMEONE CLOSE TO MRS. ALMEYDA), HE WAS TAKEN FROM TACNA REGIMENT
ARMY HEADQUARTERS ON FEBRUARY 20 BY AIR FORCE TO AIR FORCE
MILITARY SCHOOL, ACCORDING TO MANITZAS, MRS. ALMEYDA VISITED
HIM LAST WEDNESDAY (MARCH 20) AND FOUND ALMEYDA ALMOST UNRECOGNIZABLE DUE TO LOSS OF ABOUT FORTY POUNDS, HEARD HE HAD BEEN
KEPT IN SOLITARY CONFINEMENT FOR THIRTY DAYS ON VERY SHORT
RATIONS, ALMEYDA EXTREMELY DEPRESSED, SUFFERING GREAT MENTAL
STRAIN AND BROKE INTO TEARS DURING FIRST FEW MINUTES OF MEETING.
INFORMANT SAID HE WAS BEING KEPT BLINDFOLDED MOST OF TIME IN
ORDER "PROTECT HIM FROM SOME FANATIC ANTI-MARXIST MILITARY WHO
MIGHT RECOGNIZE AND KILL HIM." ALSO STATED ALMEYDA HAD BEEN
GIVEN BELT TO HOLD UP PANTS WHICH DUE LOSS OF WEIGHT NO LONGER
STAYING UP. MRS. ALMEYDA PROVIDED ANOTHER PAIR OF PANTS WHICH
FIT AND REMOVED BELT. THIS UNDOUBTEDLY DONE IN LIGHT OF FORMER
DEFMIN TOHAI'S ANNOUNCED SUICIDE LAST WEEK USING BELT.

3. ACCORDING MANITZAS, ALMEYDA'S DIET VERY POOR AND HE LITERALLY DEVORRED GIFT OF DRIED FIGS PROVIDED BY WIFE AND EIGHTY-YEAR-OLD MOTHER WHO WAS STUNNED BY ALMEYDA'S CONDITION, ALMEYDA SAID TO BE IN NEED OF TRANQUILLIZERS AND SPECIAL PRESCRIPTION FOR CHRONIC KIDNEY STONE CONDITION, BUT THESE NOT BEING PROVIDED. MRS. MANITZAS ADDED THAT UNIVERSITY OF BUFFALO HAS OFFERED ALMEYDA TEACHING POSITION IF AND WHEN HE LEAVES COUNTRY.

4. AMBASSADOR EXPRESSED CONCERN OVER INFORMATION CONVEYED BY MANITZAS, SAID HE WOULD INFORM WASHINGTON, REMINDED MANITZAS ALMEYDA WAS CHILEAN NATIONAL, AND THAT USG COULD NOT INTERVENE IN CASES OF THIS KIND; BUT SAID THAT IF ON INFORMAL OCCASION EMBOFF HAD OPPORTUNITY TO MAKE AN INQUIRY, WE WOULD DO SO.

5. COMMENT: WHILE BIASED AGAINST THE REGIME, MANITZAS IS NORMALLY FAIRLY WELL INFORMED ON CURRENT DEVELOPMENTS. IF HE CHOOSES TO PUBLISH STORY, PRESS AND MEDIA IN U.S. AND WESTERN EUROPE CAN BE EXPECTED TO TAKE UP CASE. SHOULD ALMEYDA DIE WHILE DETAINED, SKEPTICISM ALREADY EXPRESSED IN SOME QUARTERS RE TOHAI'S "SUICIDE" LIKELY TO INCREASE. END COMMENT.

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TO AMEMBASSY SANTIAGO PRIORITY

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EXDIS
E.O. 11652: GDS
TAGS: PINI, CI
SUBJECT: CLODOMIRO ALMEYDA
REF: SANTIAGO 1483

1. EMBASSY AT ITS DISCRETION MAY TAKE EARLY OPPORTUNITY
   TO INFORM GOC THAT DEPARTMENT HAS CONFIRMED THAT NEW YORK
   STATE UNIVERSITY AT BUFFALO HAS OFFERED TEMPORARY TEACH-
   ING POSITION TO ALMEYDA. WASHINGTON CHECKS DO NOT RPT NOT
   DISCLOSE ANY INFORMATION INDICATING INELIGIBILITY UNDER
   212 (A), (27), (28), OR (29).

2. REPORTS OF ALMEYDA'S PURPORTEDLY DESPERATE SITUATION
   ARE CIRCULATING IN U.S. ACADEMIC AND RELIGIOUS CIRCLES.
   (CHILEAN ECONOMIST OSVALDO SUNKEL SEEMS TO BE PRIMARY
   SOURCE.) JUNTA'S RELEASE OF ALMEYDA TO ACCEPT TEACHING
   POSITION HERE MIGHT FORESTALL FRESH WAVE OF ANTI-JUNTA
   PURITY AND PROTEST.

3. FYI: UNIVERSITY HAS INFORMED US THAT ONE LECTURING
   POSITION EXISTS FOR EITHER ORLANDO LETELIER OR ALMEYDA.
   END FYI. RUSH

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TO AMEMBASSY SANTIAGO PRIORITY

CONFIDENTIAL STATE 064524

EXDIS

E.O. 11652: GDS

TAGS: CI, PFOR, SOCI, UN

SUBJ: HUMAN RIGHTS IN CHILE: TRIALS

REFS:

A. USUN 828
B. SANTIAGO 1131
C. STATE 190162
D. SANTIAGO 4674

1. IN VIEW OF HELPFUL GOC STATEMENT RE FAIR TRIALS

(REF A) AND IMMINENT INITIATION OF WHAT PROMISES TO

BE SERIES OF MAJOR TRIALS, DEPT BELIEVES IT TIMELY FOR

EMBASSY TO MAKE NEW DEMARCHE ON CORROSIVE HUMAN

RIGHTS ISSUE. OUR OBJECTIVES IN THIS EFFORT ARE TO

ASSURE: (1) THAT THE GOC IS AWARE THAT THE TRIAL

ATMOSPHERE AND OUTGROWTH WILL AFFECT THE USG'S ABILITY

IN THE FACE OF U.S. PUBLIC, ESPECIALLY CONGRESSIONAL

OPINION, TO CONTINUE TO DEVELOP THE CLOSE AND MUTUALLY

BENEFICIAL RELATIONSHIP THAT WE DESIRE TO HAVE WITH THE

SOC; AND (2) THAT THE GOC UNDERSTANDS THE LONGSTANDING

U.S. POSITION ON HUMAN RIGHTS QUESTIONS, INCLUDING

THE IMPORTANCE OF FAIR AND OPEN TRIALS AND OF AVOIDING

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ARBITRARY DETentions.

2. AMBASSADOR SHOULD SEEK EARLIEST OPPORTUNITY (PREFERABLY BEFORE MAJOR TRIALS HAVE ACTUALLY BEGUN) TO DISCUSS TRIALS AT APPROPRIATELY HIGH LEVEL, DRAWING ON THE FOLLOWING:

(A) THE FORM OF CHILE'S GOVERNMENT AND THE SHAPE OF ITS SOCIAL AND ECONOMIC POLICIES, OF COURSE, ARE CHILEAN MATTERS.

(B) AS THE GOC KNOWS, HOWEVER, THERE EXISTS AN IMPRESSION IN THE MINDS OF MANY AMERICANS, INCLUDING MEMBERS OF THE U.S. CONGRESS, THAT THE GOC IS NOT DOING ALL THAT IT COULD TO PROMOTE HUMAN RIGHTS. THIS CONCERN HAS BEEN REFLECTED IN PART IN SECTIONS 32 AND 35 OF THE MOST RECENT FOREIGN ASSISTANCE ACT WHICH DEAL, RESPECTIVELY, WITH THE QUESTIONS OF POLITICAL PRISONERS AND BROADER ISSUES OF HUMAN RIGHTS. THE REPORTED IMPENDING TRIALS OF A LARGE NUMBER OF HIGH-LEVEL CHILEAN OFFICIALS HAVE GENERATED CONSIDERABLE ADVERSE PUBLICITY DIVERTING POLITICAL ATTENTION FROM THE NUMEROUS POSITIVE ACCOMPLISHMENTS OF RECENT MONTHS. U.S. PUBLIC AND CONGRESSIONAL INTEREST IN EVENTS IN CHILE IN THE NEXT FEW WEEKS AND MONTHS, ESPECIALLY THE TRIALS, WILL AFFECT THE CLIMATE IN WHICH OUR FOREIGN AID AND MILITARY ASSISTANCE LEGISLATION WILL BE CONSIDERED IN CONGRESSIONAL HEARINGS TO COMENCE SHORTLY. THE GOC MAY HAVE OBJECTIONS TO THE RELATING OF HUMAN RIGHTS CONCERNS TO THE GRANTING OF BILATERAL ASSISTANCE, BUT IT IS A FACT WHICH BOTH THE GOC AND THE USG MUST TAKE INTO ACCOUNT IN OUR EFFORTS TO DEVELOP A MUTUALLY BENEFICIAL ASSOCIATION IN THE SPIRIT OF FRANKNESS WHICH HAS CHARACTERIZED OUR RELATIONS UP TO NOW.

(C) USG WISHES TO HELP THE GOC IN ITS EFFORTS TO BUILD A STRONG, ECONOMICALLY VIABLE NATION WHICH HAS, INTER ALIA, THE FULL CONFIDENCE OF THE INTERNATIONAL COMMUNITY. THIS CONFIDENCE DEPENDS NOT ONLY ON CHILE'S ECONOMIC AND POLITICAL RELATIONS WITH THE OUTSIDE WORLD, BUT ALSO ON ITS CONTINUED EFFORTS TO OBSERVE INTERNATIONALLY ACCEPTED STANDARDS ON HUMAN RIGHTS.

T TO BE REPRODUCED WITHOUT THE AUTHORIZATION OF THE EXECUTIVE SECRETARY.
(D) We applaud, in this context, the GOC position (per Ref A) that detainees will be released "except for those who are prosecuted for common crimes punishable under laws antedating the acts with which they are charged and whose detention or liberty can be decided only by the ordinary courts of justice." We are hopeful that this means that detainees found subject to prosecution will be dealt with employing (1) proper charges, (2) adequate defense counsel and time and facilities for defense, (3) open trial before a proper court of the independent civil judiciary, and (4) proper appeals procedures. While we recognize that Chilean legislation governing state of siege may dictate some modification of these principles, we hope that the procedures used will be closely to these generally accepted standards of due process.

(E) The GOC's commendable desire to commence trials promptly will, we hope, belie further charges that the GOC has unreasonably delayed the charging and trying of persons in custody. Fair and open trials, reasonable sentencing in those cases where persons tried are found guilty, or prompt release where acquitted or not prosecuted will not only be consistent with Chile's traditions, but will provide Chile's friends with a firmer basis for helping to create a more constructive climate of opinion towards Chile. The GOC's splendid collaboration with the UNHCR, ICRC and other international organizations is evidence to us of its sensitivity to this issue and of its constructive intent.

3. Dept appreciates Embassy's excellent reporting on human rights matters. We would appreciate continuing to receive all information Embassy can furnish concerning who is to be tried, when, where, and with what guarantees or lack thereof. (See Articles 10 and 11, Universal Declaration; Article LR, Covenant on Civil and Political Rights.)

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4. FYI: DEPT NOTES (A) THAT PINOCHET STATEMENT REF B "WE HAVE NORMAL LEGAL TRIALS AND THE COURTS FUNCTION IN A TOTALLY INDEPENDENT MANNER" UNDERCUTS GOC POSITION THAT ARTICLE 4 OF CONVENANT'S PUBLIC EMERGENCY EXCEPTION LICENSES DEPRIVATION OF RIGHT TO TRIAL OR TRIAL OTHER THAN IN ACCORDANCE WITH NORMAL LEGAL PROCESS, I.E., AT A MINIMUM, GUARANTEES OF ARTICLE 14 OF CONVENTANT (B) ARTICLE 4 OF CONVENTANT DOES NOT LIMIT RIGHTS PROTECTED BY CERTAIN OTHER ARTICLES; NOTABLY IN PRESENT CASE BY 6(1), (2), (4), AND (5), 7, 15, 16, AND 18; AND (C) BASIC REQUIREMENT OF ARTICLE 14 CONVENTANT RESPECTING PUBLIC ACCESS IS THAT THERE BE "FAIR AND PUBLIC HEARING", ETC. ANY CLOSING MUST BE FOR SPECIFIED REASONS AND ONLY OF THAT PART OF TRIAL WHERE SUCH SPECIFIED REASONS CLEARLY REQUIRE, SUBJECT FURTHER, HOWEVER, TO THE COURT'S (NOT LEGISLATIVE, NOT EXECUTIVE) DISCRETION TO AVOID PREJUDICE THROUGH PUBLICITY TO THE INTERESTS OF JUSTICE. WE WISH TO AVOID AN EXAMINATION OF GOC'S PRECISE COMMITMENTS UNDER ITS INTERNATIONAL UNDERTAKINGS AND DEGREE TO WHICH GOC MAY OR MAY NOT BE COMPLYING, BUT EMBASSY MAY DRAW IF USEFUL. END FYI KISSINGER
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EXDIS

NOFORN

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Authority  NSC

By  NARA, Date  8/7/80

EO. 11652: XGDS-2
TAGS: CI, EFTN, PINK
SUBJECT: REQUEST FOR INFORMATION

1. THE CHILEAN NAVY HAS ASKED FOR BELOW INFORMATION CONCERNING RADM HUGO POBLETE MERY (RECENTLY RETIRED DIRECTOR OF THE CHILEAN NAVY SUPPLY CORPS), ADM RAUL MONTERO CORNEJO (FX-CINC OF THE CHILEAN NAVY), CDR JUAN ENRIQUE OVALLE MARAMBO (FINANCIAL ADVISOR TO THE CHILEAN NAVY CINC), AND CDR RENÉ DURANDEAU OYARZUN (CHILEAN NAVY SUPPLY CORPS): THE NUMBER AND BALANCE OF THEIR SAVINGS/CHECKING ACCOUNTS AT THE RIGGS NATIONAL BANK, DUPONT CIRCLE BRANCH, WASHINGTON, D.C.; IN THE CASE THAT THEY HAVE NO ACCOUNT AT RIGGS IT IS REQUESTED THAT A CHECK BE MADE AT THE FIRST NATIONAL CITY BANK, OVERSEAS BRANCH, IN NEW YORK. CDR OVALLE HAS CHECKING AND SAVINGS ACCOUNTS AT RIGGS AND FIRST NATIONAL.

2. OBVIOUSLY GOV AUTHORITIES HAVE REASON TO BELIEVE MONTERO AND THE OTHER SENIOR ADMIRALS LISTED MAY HAVE BEEN DIVERTING OFFICIAL CHILEAN FUNDS TO THEIR PERSONAL ACCOUNTS IN WASHINGTON; WE ARE NOT AWARE OF POLICY PRECEDENTS, AND DEPT. WILL ORIGINALLY WISH TO CONSIDER

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THEM IN MAKING ITS DECISION, THE CHILEAN AUTHORITIES WILL UNDERSTANDABLY PLACE GREAT IMPORTANCE ON OUR COOPERATION IN THIS MATTER. AS A FIRST STEP, WE RECOMMEND THAT THE RELEVANT INFORMATION BE OBTAINED IN ORDER FOR US TO BE ABLE TO JUDGE IF THE CHILEANS' SUSPICIONS APPEAR TO HAVE SOME BASIS.

DAVIS

NOTE BY OC/T: NOT PASSED ABOVE ADDRESSEES.
1. While Justice Department can provide some forms of assistance to foreign governments, information requested para 1 reftel cannot be obtained from banks in absence of court order directing that the records involved be produced. Assistance of US courts in District of Columbia and New York can be requested by Chilean government through letters rogatory process which normally involves request proceeding from court in foreign country to appropriate US court. (See 7 fam 841.5 and 845.)

2. Under these circumstances you should explain to Chilean authorities that this material cannot be obtained by action of the executive branch, but that we assume courts in the United States will provide appropriate assistance if request is made through usual judicial channels, e.g., letters rogatory. Kissinger.
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SANTIAGO 2313

EXDIS

FO 11652: GOV
TAGS: CI, PINS, PINK
SURJ: ORLANDO LETELIER FAMILY

REF: (A) SANTIAGO 2313; (B) SANTIAGO 1693

1. SUMMARY. ISABEL LETELIER AND HER FOUR SONS ARE WELL BUT HARASSED BY ECONOMIC DIFFICULTIES, SURVEILLANCE OF GOC INTELLIGENCE AGENCIES, AND UNCERTAINTY OVER ULTIMATE FATE OF ORLANDO LETELIER, ALLIANCE'S LAST FOREIGN MINISTER AND FORMER AMBASSADOR TO US, STILL BEING HELD BY GOC WITHOUT CHARGE. END SUMMARY.

2. IN PRIVATE DINNER WITH EMBOFF FAMILY EVENING APRIL 29, MRS. ISABEL MOREL DE LETELIER AND FOUR TEENAGE SONS (ONE A US CITIZEN) DISCUSSED CIRCUMSTANCES IN WHICH THEY HAVE LIVED SINCE ORLANDO LETELIER WAS ARRESTED SEP 11, 1973 AND IMPRISONED ON DAWSON ISLAND. DURING THIS PERIOD MRS. LETELIER HAS SEEN HUSBAND ONLY ONCE, FOR 15 MINUTES JAN 17 IN HOSPITAL AT PUNTA ARENAS, WHERE HE HAD BEEN TAKEN FOR DENTAL TREATMENT. TO BEST OF HER KNOWLEDGE HE HAS NOT RPT NOT OTHERWISE LEFT DAWSON. SHE HAS SEEN RECENT NEWSPAPER STORIES OF PENDING TRANSFER OF HUSBAND TO SANTIAGO AREA (REFTEL A) BUT HAS NO RPT NO OTHER INFORMATION CONCERNING HIS WHEREABOUTS.

3. LETELIERS HAVE BEEN PERMITTED BY GOC TO EXCHANGE LETTERS ON SUPPOSED SCHEDULE, BUT CAPRICIOUS CENSORSHIP AND NONDELIVERY OF LETTERS HAVE REDUCED EFFECTIVE COMMUNICATION TO

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ABOUT ONCE PER MONTH, SHE STATES THAT IN AT LEAST ONE case, OFFICIAL CENSOR INSERTED "DO NOT" IN ONE OF HER LETTERS WHICH INCLUDED "I LOVE YOU." NO MENTION OF POLITICAL MATTERS, POSSIBLE CHARGE AGAINST LETELIER, OR EVEN HIRING OF LAWYER HAS BEEN PERMITTED. HOWEVER, FRIENDS IN POSITION TO KNOW HAVE KEPT FAMILY INFORMED OF LETELIER'S WELFARE ON DAWSON, AND RED CROSS, NEWSMAN, AND VISITORS IN CHILE SUCH AS OUR OFFICIALS HAVE PASSED INFORMATION TO THEM.

4. APPARENTLY LETELIER HAS SUFFERED NO TURTURE OR OTHER PHYSICAL MISTREATMENT, BUT INITIAL LACK OF MEDICAL TREATMENT AND INADEQUATE DIET SEVERELY AFFECTED HIM AND PRESUMABLY OTHER PRISONERS. LETELIER HAD DENTAL SURGERY SEPT 10 AND WAS SENT TO DAWSON AND OPENED OUT CANAL WHICH CAUSED SEVERE PAIN FOR MONTHS. WHEN MRS. LETELIER HEARD OF THIS THROUGH HER OWN "CLANDESTINE" CHANNELS IN JANUARY, SHE WENT TO GOC DETAINEE OFFICE (BIVICAO 279) AND OFFERED TO PAY ALL EXPENSES TO HAVE HUSBAND TREATED. LETELIER TAKEN SHORTLY AFTER TO PUNTA ARENAS FOR TREATMENT, AT GOC EXPENSE.

5. DURING PERIOD OCTOBER-NOVEMBER PRISONERS ON DAWSON APPARENTLY LIVED ON LITTLE MORE THAN LENTILS AND BREAD, LETELIER LOST MANY KILOS OF WEIGHT, BUT LUCKILY, ACCORDING WIFE, HE WAS CONSIDERABLY OVERWEIGHT WHEN ARRESTED. SINCE DECEMBER HE AND PRESUMABLY OTHERS HAVE RECOVERED WEIGHT WITH IMPROVED SPARTAN DIET. WARM CLOTHING AND SOME FOOD SENT BY FAMILY WAS RECEIVED, AND RED CROSS ALSO PROVIDED SOME ITEMS.

6. MRS. LETELIER UNDERSTANDS THAT CARDINAL SILVA ASKED JUNTA FOR PERMISSION TO, AND DID, SEND PRIEST TO DAWSON TO CARE FOR PRISONERS IN OCTOBER. JUNTA ALLOWED NAVY CHAPLAIN TO GO, BUT TRANSFERRED HIM ABOUT END NOVEMBER.

7. SHORTLY AFTER COUP, MRS. LETELIER ENGAGED LAWYER MOHUTKO HERMOSSILLA both TO HELP HER WITH OWN PROBLEMS AND TO HELP LETELIER IF NECESSARY. NO RPT NO CHARGES OR ANY DESCRIPTION HAVE BEEN NOTIFIED. TO HER OR TO LAWYER. SHE HAS BEEN TOLD BY HIGH GOC SOURCE THAT LETELIER LETTER TO ALLERDE RE GUN SHIPMENT WHICH APPEARED IN PRESS APRIL 1 (REFTEL D) WAS GIVEN TO PAPERS BY MINISTRY INTERIOR SOURCES WITHOUT APPROVAL OF JUNTA, WHICH REGARDED MATTER AS RIDICULOUS. NOTHING MORE...
HAS BEEN HEARD OF LETTER. SHE ACCEPTS LETTER AS PROBABLY GENUINE, GIVEN STYLE AND LETELIER'S RELATION WITH ALLENDE. INTERESTING POINT MADE THAT NUMEROUS "CONSERVATIVE" LAWYERS WHO FOUGHT ALLENDE GOVT QUICKLY RALLIED TO DEFENSE OF ITS MEMBERS WHEN JUNTA ARRESTED THEM.

8. MRS. LETELIER HOPES THAT IF ANY CHARGES ARE PLACED, IT WILL BE FORMALITY AND LETELIER WILL BE EITHER AGRSSURED OR RELEASED ON BAIL. TIME SERVED ON DAWSON AND PERMITTED TO LEAVE CHILE. HE HAS SEVERAL OFFERS OF TEACHING POSITIONS IN US AND WOULD MOST PROBABLY ACCEPT SUNY OFFER AT BUFFALO, PARTLY BECAUSE OF RELATIVE ISOLATION OF THAT CAMPUS AND THE INSULATION FROM ATTEMPTS TO DRAW HIM INTO POLITICS AGAIN. HE WOULD WANT TO BE ABLE TO VISIT CHILE FROM TIME TO TIME TO SEE PARENTS AND THUS WOULD PROBABLY AVOID BECOMING INVOLVED IN ANTI-JUNTA ACTIVITIES. SHE ASKED IF SHE OR FAMILY WOULD HAVE VISA PROBLEMS WITH USA, AND WAS TOLD THAT WE KNOW OF NO PROHIBITING PRESENT LAW TO ENTRY.

9. MRS. LETELIER HERSELF, AND HER SONS, APPEAR WELL, BUT STRAIN HAS TAKEN SOME TOLL. FAMILY LIVES IN APARTMENT NEAR US CONSULATE NEAR DOWNTOWN SANTIAGO. FOR SOME TIME AFTER SALE SHE WAS ADVISED BY AUTHORITIES TO STAY AT HOME, BUT FOR LAST SEVERAL MONTHS SHE HAS MOVED RELATIVELY FREELY, INCLUDING TO PUNTA ARENAS. TELEPHONE IS OPENLY MONITORED, AND WHAT LITTLE MAIL ARRIVES HAS BEEN OPENED WITHOUT ATTEMPT TO HIDE FACT. SHE AND SONS WERE FOLLOWED AT FIRST, BUT THAT ELEMENT OF SURVEILLANCE APPEARS TO HAVE BEEN DROPPED. SHE KNOWS THAT MUCH OF HER MAIL, INCLUDING LETTERS FROM FRIENDS IN US, IS INTERCEPTED. SEVERAL FRIENDS HAVE SENT COPIES OF LETTERS TO HER TO OTHER, "NON-POLITICAL" FRIENDS IN CHILE, AND SHE REEVEWS THESE BUT NOT ORIGINALS. SHE BELIEVES CONTACT WITH US EMIGRANT HAS BEEN BENEFICIAL AS IT REMINDS HER OF NEED FOR RESTRAINT IN DEALING WITH FAMILIES OF PRISONERS. WIVES OF DETAINERS HAVE REMAINED IN CLOSE TOUCH WITH EACH OTHER, BUT AVOID APPEARANCE OF ORGANIZED GROUP.

10. ECONOMIC CIRCUMSTANCES OF FAMILY HAVE BEEN MATTER OF REAL CONCERN. LETELIER SOLD PERSONAL HOMES IN WASHINGTON AND SHENANDOAH VALLEY BEFORE COMING BACK TO CHILE IN 1973. WHILE MRS. LETELIER DID NOT REFER TO PROCEEDS THESE SALES OR ANY

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OTHER SAVINGS, IT APPEARS THAT MONEY MUST HAVE BEEN LEFT IN US AND SHE CANNOT OR DOES NOT WISH TO TAP IT. LETELIER BANNED ONLY THREE MONTHS PAY IN CHILE AS CABINET MINISTER BEFORE HIS ARREST, AND UNTIL MRS. LETELIER AND LAWYER APPEALED TO GOD SHE WAS NOT ALLOWED TO USE EVEN THIS. SHE HAS SAVED SOME MONEY AND IS WORKING AS TRANSLATOR TO SUPPORT FAMILY, BUT SITUATION IS OBVIOUSLY TIGHT, AS IT IS OF COURSE FOR MAJORITY OF MIDDLE CLASS CHILEANS TODAY. AS FAMILY ARRIVED BACK IN CHILE ONLY IN MAY 1973, CUSTOMS FORMALITIES ON HER AND CAR HAD NOT BEEN COMPLETED BEFORE COUP. CUSTOMS HAS REFUSED ISSUE DOCUMENT ALLOWING HER TO REGISTER CAR, AND OTHER HARASSMENT OF FAMILY NATURE HAS OCCURRED. SHE BELIEVES THIS IS NOT ONLY NOT DONE WITH CONSENT OR KNOWLEDGE OF JUNTA, BUT IS PETTY REPRESSED TOWARD LEVEL ANTI-MARXIST OFFICIALS. SHE APPLIED FOR TEACHING POSITION AT NIDO DE AGUILAS INTERNATIONAL SCHOOL IN EARLY MARCH, USING HER MAIDEN NAME, AND SAYS SHE WAS ACCEPTED, BUT WHEN SOMEONE, SHE THINKS ANTI-MARXIST PARENTS AT SCHOOL, FOUND OUT WHO SHE WAS, OFFER WAS WITHDRAWN. SHE HAD BEEN TOLD BY SOMEONE THAT US EMBASSY "VETTED" HER EMPLOYMENT, BUT HAS NEVER BELIEVED THIS. EMBASSY HAD NOTHING TO DO WITH MATTERS, SCHOOL BOARD MEMBER TOLD US APPLICATION NEVER SERIOUSLY PURSUED AND POLITICS NOT INVOLVED. FOUR LETELIER SONS CONTINUE AS STUDENTS AT NIDO. OLDEST, CRISTIAN, HOPES RETURN TO US FOR COLLEGE THIS SUMMER ON SCHOLARSHIP AND FAMILY HAS NO INDICATION HE WILL HAVE DIFFICULTY IN LEAVING CHILE.

1. FAMILY WAS SHOWN ABC TV FILM TAKEN AT UAKSRUN ISLAND IN FEBRUARY.

2. USE OF FOREGOING MATERIAL BY US NEWSPAPERS OR ATTESTATION TO EMBASSY SOURCES COULD BE PREJUDICIAL, GOV CERTAINLY AWARE OF CONTACT WITH AND VISIT TO EMBASSY FAMILY, BUT MRS. LETELIER AND EMBASSY AGREE IT UNLIKELY THAT GOV WILL OBJECT AS LONG AS DISCRETION IS USED AND NO ANTI-JUNTA PUBLICITY RESULTS.

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