

*file 200*

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OP IMMED  
DE WTE #1831 1361546  
D 161545Z MAY 73  
FM THE SITUATION ROOM TOHAK 03

TO PETER RODMAN FOR DR. KISSINGER

SECRET SENSITIVE NODIS EXCLUSIVELY EYES ONLY WH31212

TOHAK 03  
P 160644Z MAY 73  
FM AMEMBASSY VIENTIANE  
TO SECSTATE WASHDC PRIORITY 4114

State Dept. review completed

MORI C03341566

BT  
SECRET VIENTIANE 3675  
NODIS  
E.O. 11652: GDS  
TAGS: PGOV, PINT, MOPS, PFOR, LA

ON-FILE NSC RELEASE INSTRUCTIONS APPLY

SUBJECT: SUBJECTS FOR POSSIBLE DISCUSSION WITH LE DUC THO FOR ASSISTANT SECRETARY DESIGNATE GODLEY FROM CHARGE DEAN IF YOU CONSIDER MESSAGE WHICH FOLLOWS MIGHT BE USEFUL TO DR. KISSINGER, SUGGEST YOU REPEAT IT TO HIM PRIORITY IN PARIS.

1. IN VIENTIANE 3664 DATED MAY 15 I TRANSMITTED SOUVANNA'S ANALYSIS OF THE STATUS OF THE LAO NEGOTIATIONS WHICH HE WANTED YOU TO KNOW PRIOR TO YOUR DEPARTURE FOR TALKS WITH LE DEC THO. IN ADDITION, I WOULD LIKE TO CALL TO YOUR ATTENTION FOR POSSIBLE DISCUSSION WITH LE DUC THO FOLLOWING THREE TOPICS:

OSD, NSA review(s) completed.

A) RELEASE OF CASI PILOT: AS WE REPORTED YESTERDAY THROUGH SSD CHANNELS, WE HAVE CLEAR INDICATION THAT AMERICAN PILOT EMMET KAY WHO FLEW CASI PORTER AIRCRAFT IN BOUAM LONG AREA WHO HAS BEEN MISSING SINCE MAY 7 IS PRISONER OF NORTH VIETNAMESE. ON MAY 10 IN MY TALK WITH PHOUMI VONGVICHIT (VIENTIANE 3576), I OFFICIALLY ASKED LPF ASSISTANCE IN LOCATING PLANE AND DETERMINING FATE OF AMERICAN PILOT AND 4 LAO PASSENGERS. IN MY MEETING WITH PHOUMI, I EXPLAINED THAT PLANE WAS ON ROUTINE MISSION CARRYING PASSENGERS TO RLG ENCLAVE OF BOUAM LONG. I FURTHER STATED THAT RE-SUPPLYING OF ENCLAVES WAS FORESEEN IN ARTICLE 3B OF VIENTIANE AGREEMENT. PHOUMI COUNTERED THAT OVERFLIGHT OF LPF ZONE WAS

DPMO review completed.

\*\*\*\*\* WHSR COMMENT \*\*\*\*\*

SCOWCROFT, LORD, HOWE, SEC FILE

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CEASEFIRE VIOLATION BECAUSE LPF HAD NOT BEEN INFORMED IN ADVANCE. I REPLIED THAT JOINT RLG/LPF CEASEFIRE COMMISSION, WHICH, ACCORDING TO ARTICLE 11 AND ARTICLE 3, IS TO BE INFORMED OF OVERFLIGHTS, HAD NOT YET BEEN FORMED. I THEREFORE REJECTED HIS ACCUSATION. HENCE, IF YOU RAISE RELEASE OF AMERICAN PILOT EMMET KAY WITH LE DEC THO, I THINK IT WOULD BE HELPFUL TO POINT OUT THAT WE NEVER TRIED TO HIDE OUR CONCERN OVER MISSING AIRCRAFT AND FACT THAT WE SOLICITED LPF ASSISTANCE PROVES THIS POINT. PHOUMI TOLD ME ON MAY 10 THAT HE WOULD INFORM SAM NEUA OF OUR REQUEST FOR HELP. HENCE, FRAMEWORK FOR RELEASING AMERICAN PILOT HAS BEEN ESTABLISHED IF DRV IS SO DISPOSED.

END PAGE ONE

B) BROADER QUESTION OF MIA'S IN LAOS: AS YOU ARE AWARE FROM PREVIOUS TELEGRAMS, DURING A SERIES OF CONTACTS AND FORMAL MEETINGS WITH LPF PLENIPOTENTIARY PHOUMI VONGVICHIT, AND LPF VIENTIANE REPRESENTATIVE SOTH PHETRASY, I WAS TOLD ON MAY 10 THAT LPF LINKED COOPERATION ON MIA'S TO IMPLEMENTATION OF REST OF VIENTIANE AGREEMENT, SPECIFICALLY, FORMATION OF THE PGNU. HOWEVER, ON THIS ISSUE, AS ON ALL OTHERS, THE WISHES OF THE DRV ARE DOMINANT. UPWARDS OF 300 U.S. MILITARY AND CIVILIAN PERSONNEL ARE MISSING IN ACTION IN LAOS. MANY OF THESE ARE MISSING IN AREAS THAT WERE, AT THE TIME OF THEIR MISSIONS, UNDER CONTROL OF THE NVA. IN VIEW OF THE OBLIGATIONS THE DRV ASSUMED IN CONNECTION WITH VIETNAM AGREEMENT, TOGETHER WITH RECENT STATEMENTS MADE BY DRV REPRESENTATIVE TO FPJMT TO PROVIDE ASSISTANCE IN DETERMINING FATE OF LAOS MIA'S, I HOPE YOU WILL URGE THE DRV TO PERSUADE THE LPF TO COOPERATE. PHOUMI TOLD ME THAT SAM NEUA IS COLLECTING DATA ON AMERICAN MIAS. WE, IN TURN, ARE ALSO COLLECTING DATA ON NVA MIA'S IN LAOS WHICH WE WOULD BE PLEASED TO MAKE AVAILABLE TO OTHER SIDE. WE WOULD LIKE DRV TO USE ITS INFLUENCE WITH LPF TO COOPERATE RIGHT NOW WITH US ON OBTAINING INFORMATION ON AMERICAN MIA IN LAOS AND NOT AWAIT PROGRESS IN LAOS NEGOTIATIONS.

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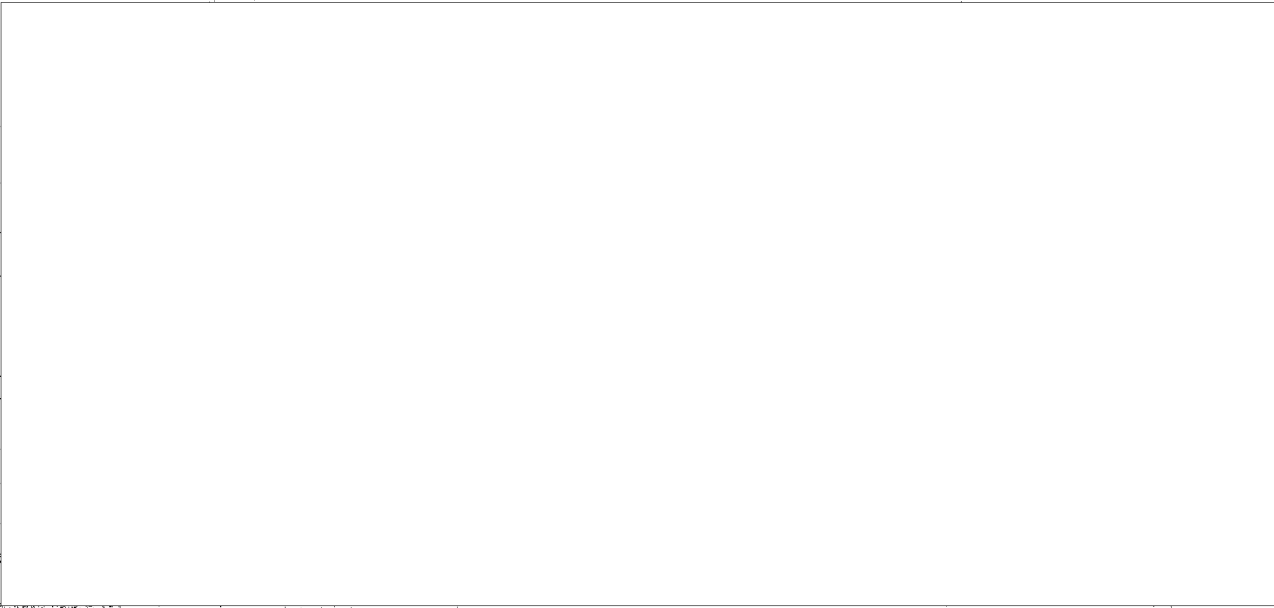
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Z) I HOPE THAT OUR THOUGHTS MAY BE OF SOME USE TO YOU IN  
YOUR FORTHCOMING DISCUSSIONS IN PARIS. DEAN  
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