

UNITED STATES

v.

John C Nickerson, Jr.
U S Army

S T I P U L A T I O N

It is hereby stipulated by and between the Prosecution and the Defense, with the express consent of the accused, that if William F. Hunt, Reynolds Metals Company, 2000 South Ninth Street, Louisville, Kentucky, were present in court and sworn as a witness for the Prosecution, he would testify as follows:

My name is William F. Hunt and I am now and was during the month of December 1956, an employee of Reynolds Metals Company. I am not now, nor was I during December 1956, either a member of any of the Armed Forces of the United States or an employee of any branch of the United States Government. Rather, I was a civilian employee of Reynolds Metals Company.

My home office is at 2000 South Ninth Street, Louisville, Kentucky. On or about 13 December 1956, a Mr. Walter Wiesman, an acquaintance of mine who worked for the Army Ballistic Missile Agency, held a meeting with me at the Reynolds Metals Company, Sheffield Plant, at Sheffield, Alabama, where I was visiting on business. This meeting lasted about an hour or so and Mr. Wiesman discussed with me Secretary of Defense Wilson's decision of 26 November 1956. At this time and place, Mr. Walter Wiesman produced and gave to me a document entitled, "Considerations on the Wilson Memorandum." Prosecution Exhibit No. _____ is the document Mr. Wiesman handed me at that time and place. It is the same size, the same format, the same title, and the contents are the same. I remember the memorandum enclosures. You will notice that it bears no Secret markings and it did not when I received it.

I showed this document to Mr. Melvin C. Duke, Manager, Sheffield Parts Division, Reynolds Metals Company, Sheffield, Alabama, and had five (5) copies of Prosecution Exhibit No. _____ made. One of these copies was forwarded to Mr. Edd Hyde, Reynolds Metals Company, World Center Building, Washington, D. C. The other four copies and the original I carried back to Louisville, Kentucky, to my home office. Prosecution Exhibit No. _____ and the copies of it which I had reproduced were treated as routine office material, as distinguished from classified material, from the time I received them until about 8 January 1957. They were not kept under lock and were left in unlocked files and desks. On approximately 8 January 1957, I turned Prosecution Exhibit No. _____ along with four of the five reproduced copies of same over to a United States Army CIC Agent in Louisville, Kentucky, and informed him of the whereabouts of the fifth copy.

As I have already stated, I was not in the month of December 1956 either a member of any of the Armed Forces of the United States or an employee of any branch of the United States Government. Rather, I was a civilian employee of Reynolds Metals Company.

My duties, as an employee of Reynolds Metals Company under the existing contracts of my company with the Army Ballistic Missile Agency and under contracts tendered or feasibility studies requested of my Company by the Army Ballistic Missile Agency, all as of the middle of December 1956, did not require me to have knowledge or possession of the "Considerations on the Wilson Memorandum" document given me by Mr. Wiesman; that is, Prosecution Exhibit No. _____ or all of the information contained therein. Specifically, these duties did not require me to have knowledge or possession of the Quarles Memorandum, the last inclosure to Prosecution Exhibit No. _____, or the information contained therein. Similarly, these duties did not require knowledge or possession of the

information concerning army funding as set forth in the second sentence, first paragraph of Section II, page 2, of the first fourteen page portion of Prosecution Exhibit No. _____. Likewise, these duties did not require me to know that the item set forth in the last sentence of the second paragraph of Section VII, page 6, of the first fourteen page portion of Prosecution Exhibit No. _____ was intended for the use set forth therein at the time set forth therein. I did not know this specific information prior to receiving this document from Colonel Nickerson. There is additional information contained in this document which I had not previously known and which these duties did not require me to know or possess.

Most of the information set forth in this document was interesting to my Company and some of it would be useful to my company. However, as I have already stated my duties as a representative of Reynolds Metals Company under the existing contracts of my company with the Army Ballistic Missile Agency and under contracts tendered or feasibility studies requested of my company by the Army Ballistic Missile Agency, all as of the middle of December 1956, did not require me to have most of the information contained in the document given to me by Mr. Wiesman; that is, Prosecution Exhibit No. _____.

RAY JENKINS
Defense Counsel

ROBERT K. BELL
Defense Counsel

CHARLES R. ZIMMER, Lt Col, JAGC
Defense Counsel

JOHN C. NICKERSON, JR.
Accused

WILLIAM G. BARRY, Lt Col, JAGC
Trial Counsel