

UNITED STATES

v.

John C. Nickerson, Jr.
U S Army

STIPULATION

It is hereby stipulated by and between the Prosecution and the Defense, with the express consent of the accused, that if Colonel William C. Pritchard, Army Physical Evaluation Board, Forest Glen Section, Walter Reed Hospital, Washington 12, D. C., were present in court and sworn as a witness for the Prosecution, he would testify as follows:

My name is William C. Pritchard, Colonel, O-29455, presently assigned for duty with the Army Physical Evaluation Board, Forest Glen Section, Walter Reed Hospital, Washington 12, D. C. I know the accused in this case; he is Colonel John Nickerson, U. S. Army. I have known him for a period of some years and have considered him as a friend. During the months of November and December 1956, I was assigned as senior army staff officer in the office of the Assistant Secretary of Defense for Research and Development. The accused, Colonel Nickerson, visited in my office in Washington, D. C., during the latter part of November 1956. During this visit Colonel Nickerson and I had some discussion concerning certain high level defense department memorandums. As a result of these discussions, Colonel Nickerson asked me for copies of three documents, namely: documents entitled "Memorandum for Secretary of Defense, subject: Adjustment of Army Air Force Differences," dated 10 September 1956, from Wilber M. Brucker, Secretary of the Army; "Memorandum for the Secretary of Defense, subject: Adjustment of Army/Air Force Differences," dated 14 August 1956, from Donald A. Quarles, Secretary of the Air Force; and, "Memorandum for the Secretary of Defense, subject: "IRBM Programs," dated 29 November 1956, from the Assistant to the Secretary of Defense, Dr. Murphree. At my direction, and after Colonel Nickerson had departed, my secretary typed copies of these three documents on file in the Department of Defense. Each of these documents bore a military security classification of Secret and the copies which were prepared at my direction were likewise marked Secret. Two of these memorandums were sent to Colonel Nickerson by intermediaries or couriers; these were the Quarles and the Brucker Memorandums. The Murphree Memorandum, I personally delivered to Colonel Nickerson at Redstone Arsenal, Huntsville, Alabama. I do not recall the specific dates these documents were furnished Colonel Nickerson; each was furnished on a separate occasion. The Quarles Memorandum was sent to Colonel Nickerson, I believe, in the first week of December 1956 and the Brucker Memorandum shortly thereafter. No receipts were accomplished for these transfers.

When I was at Redstone Arsenal later in December 1956, I believe I asked Colonel Nickerson if he had received the documents and he indicated that he had.

Prosecution Exhibits Nos. _____ and _____ are two of the three documents I had copied. By that I mean, Prosecution Exhibits Nos. _____ and _____ are just like two of those three classified documents I had copied and which copies I sent to Colonel Nickerson.

*2d page only had
signatures*