

BETTY CASH, VICKI LANDRUM, INDIVIDUALLY
AND AS GUARDIAN AD LITEM OF
COLBY LANDRUM

Plaintiffs, by the undersigned counsel, require that the defendant, through its officers and agents, answer the following Interrogatories in writing, under oath and so otherwise directed by Rule 33 of the Federal Rules of Civil Procedure. The right to propound and serve additional Interrogatories is expressly reserved.

DEFINITIONS AND INSTRUCTIONS

A. Plaintiffs require that all responses or any portion thereof given upon information and belief should be clearly so indicated, together with a statement identifying the source of such information and/or furnishing the grounds for such belief.

B. As used herein, "document" includes raw data, research data, interview reports, books, records, correspondence, telegrams, interview notes, tabulations, compilations, charts, surveys, appraisals, work sheets, 6(b) and other reports, letters, correspondence, notes, pamphlets, leaflets, diaries, telegrams, desk calendars, appointment logs, memoranda of oral conferences, memoranda of conversations, memoranda of meetings, memoranda of telephone calls, Minutes and all transcriptions or reproductions by any means thereof, together with all drafts of any written document, and all other documentary material of any nature whether written, printed, typed, recorded, or other graphic matter, however produced or reproduced in dependant's possession, custody or control, from whatever source obtained and whether or not prepared by defendants. "Document" also includes all records showing the identites of organizations, consultants, scientific and technical personnel who conducted and collected or assembled data or participated in any manner in the preparation of studies, reports, surveys, appraisals or evaluations. "Document" shall refer to originals and all non-identical copies, except that copies which differ by reason of notations made thereon are not considered identical copies.

C. When asked to "identify" a natural person(s) or local entity, or governmental agency, or component of a

governmental agency, set forth, unless otherwise requested or previously stated, the full name, residence and military affiliation, including military title and/or position, if any, of such natural person(s), or in the case of a legal entity, its correct title, address, the nature of its principal business and legal basis for its existence, or in the case of a governmental agency, the full name and business address of said agency, and if a component part of said agency is referred to, the name and business address of said part and the nature of its existence.

When asked to "identify" a document set forth, unless otherwise requested, the title of the document, its particular nature and date, the identity of its author, the identity of its intended recipient, the identity and location of its present custodian, the file number or other identifying code, the security classification, retrieval data codes: number of copies made: and a description of how the document is stored and retrieved.

D. When asked to "describe", set forth, in addition to the events, acts, occurrences and/or written communications, all oral communications, conferences, meetings or discussions, together with a description as to the date, place, identity (as required by "C" above) of persons present, a brief statement as to what was said or transpired and the identification as required by "C" above, of all documents containing information or prepared on the basis

of such oral communications.

E. When asked to "explain", set forth, in addition to its usual meaning, all reasons, purposes, causes, surrounding events and circumstances, prior to and subsequent to, as well as during, either the incident which is the subject matter of the question or the document being discussed.

INTERROGATORIES

1. What is a "CH-47" helicopter.
2. Identify the manufacturer(s) of CH-47 helicopters.
3. State the number of CH-47 helicopters in operation in December 1980.
4. State the distribution and location of all CH-47 helicopters in operation in December 1980.
5. State the performance capability of CH-47 helicopters including, but not limited to range and fuel capacity.
6. State the number of personnel required to operate a CH-47 helicopter, and the duty and responsibility of each.
7. Identify all personnel qualified to operate CH-47 helicopters prior to January 1981.
8. State the flight plans for all CH-47 helicopters on December 28-31, 1980.
9. State whether the maintenance records of all CH-47 helicopters in operation and use in December 28-31, 1980 are available.

personnel qualified to operate CH-47 helicopters prior to January, 1981 are available.

11. State whether any of the following agencies of the defendant have any information, knowledge, or documents concerning the incident referred to in plaintiffs' amended complaint:

- a. Department of Energy's Nevada Operations Office.
- b. Air Force Inspection and Safety Center (AFISC).
- c. The Army agency responsible for aviation safety.
- d. Aerospace Rescue and Recovery Service (ARRS).
- e. Secretary of Defense.
- f. Joint Chiefs of Staff.
- g. National Military Command Center (NMCC).
- h. Rapid Deployment Force (RDF).
- i. Air Force Intelligence.
- j. Army Intelligence.
- k. Air Force Office of Legislative Liaison.
- l. Air Force Inspector General.
- m. Army Inspector General.

12. If the answer to question "11" is yes, identify any and all documents, and state the nature and substance of any knowledge.

13. State whether any agency of the defendant conducted an investigation into the incident of December 30, 1980.

(. If the answer to question "13" is yes, identify each agency.

15. If the answer to question "13" is yes, state whether any documents, tape recordings, notes, photographs, scientific reports and other materials exist.

16. Identify "Project Snowbird", and "Project Moondust".

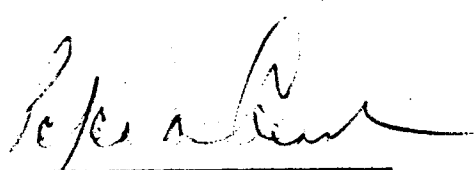
17. State whether the Nuclear Emergency Search Team (NEST) was involved in any operations in December, 1980.

18. If the answer to question "17" is yes, describe each operation including, but not limited to its location.

19. State whether the Air Force Inspection and Safety Center (AFISC) keeps reports for incidents involving classified experimental aircraft.

Dated: April 24, 1984
Westchester, New York

by


PETER A. GERSTEN
Attorney-in-Charge
27 North Broadway
Tarrytown, NY 10591
(914) 631-1100

To: Frank A. Conforti
Assistant United States Attorney
Attorney-in-Charge
P.O. Box 61129
Houston, Texas 77208

BETTY CASH, VICKI LANDRUM, INDIVIDUALLY
AND AS GUARDIAN AD LITEM OF
COLBY LANDRUM

v.

Interrogatories Number H-84-348

Defendant.

DEFINITIONS AND INSTRUCTIONS

A. Plaintiffs require that all responses or any portion thereof given upon information and belief should be clearly so indicated, together with a statement identifying the source of such information and/or furnishing the grounds for such belief.

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When asked to "identify" a document set forth, unless otherwise requested, the title of the document, its particular nature and date, the identity of its author, the identity of its intended recipient, the identity and location of its present custodian, the file number or other identifying code, the security classification, retrieval data codes: number of copies made: and a description of how the document is stored and retrieved.

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12. If the answer to question "11" is yes, identify any and all documents, and state the nature and substance of any knowledge.

13. State whether any agency of the defendant conducted an investigation into the incident of December 30, 1980.

4. If the answer to question "13" is yes, identify each agency.

15. If the answer to question "13" is yes, state whether any documents, tape recordings, notes, photographs, scientific reports and other materials exist.

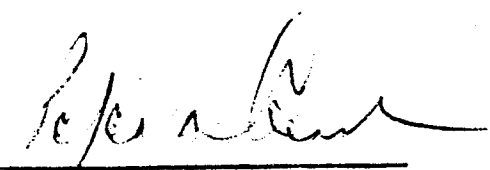
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Dated: April 24, 1984
Westchester, New York

by 

PETER A. GERSTEN
Attorney-in-Charge
27 North Broadway
Tarrytown, NY 10591
(914) 631-1100

To: Frank A. Conforti
Assistant United States Attorney
Attorney-in-Charge
P.O. Box 61129
Houston, Texas 77208

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

BETTY CASH, VICKI LANDRUM,
INDIVIDUALLY AND AS GUARDIAN
AD LITEM OF COLBY LANDRUM

Plaintiffs,

v.

UNITED STATES OF AMERICA

Defendant.

CIVIL ACTION NO. H-84-348

MORE DEFINITE STATEMENT

PURSUANT to the Order of this Court dated the 26th day of March, 1984, plaintiffs, through their attorney, PETER A. GERSTEN, hereby set forth a more definite statement of the allegations in the instant action:

1. The "experimental aerial device" referred to in paragraph 3, 5 and 6 of plaintiffs' complaint, and the "unconventional aerial object," the "aerial object," and the "object, " all referred to in paragraph 4 of plaintiffs' complaint, are all one and the same, and hereinafter will be referred to as the "UFO."

2. On information and belief supplied by the plaintiffs, the UFO appeared to be extremely bright, had red and orange flames emanating from its bottom, and was surrounded by a glow. Plaintiff BETTY CASH could not discern any distinct shape. To plaintiff VICKI LANDRUM the UFO appeared to be oblong with a rounded top and a point at the bottom. To plaintiff COLBY LANDRUM the UFO appeared to be diamond-shaped. Furthermore, when plaintiffs came within 133 ft. of the UFO, they experienced intense heat. The UFO, which now appeared to hover approximately

60-to-80 ft. above the roadway, was the size of a standard city water tank. Lastly, plaintiffs heard a beep-beep sound when in the presence of the UFO.

3. See paragraph "2."

4. Plaintiffs did not observe any markings, numbers, symbols, logos, or other designators on the UFO.

5. See paragraph "2." There were no other sounds, smells, visual aspects, or other sensory observations concerning the UFO.

ated: March 23, 1984
Westchester, N.Y.

Respectfully submitted,

PETER A. GERSTEN
Attorney-in-Charge for Plaintiffs
27 North Broadway
Tarrytown, N.Y. 10591
(914) 631-1100

William C. Shead, Esq.
2927 Broadway Blvd.
Houston, Texas 77017

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

BETTY CASH, VICKI LANDRUM,
INDIVIDUALLY AND AS GUARDIAN
AD LITEM OF COLBY LANDRUM

Plaintiffs,

v.

UNITED STATES OF AMERICA

Defendant.

CIVIL ACTION NO. H-84-348

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PETER A. GERSTEN
Attorney-in-Charge for Plaintiffs
27 North Broadway
Tarrytown, N.Y. 10591
(914) 631-1100

William C. Shead, Esq.
2927 Broadway Blvd.
Houston, Texas 77017

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SUMMONS IN A CIVIL ACTION

United States District Court	DISTRICT SOUTHERN DISTRICT OF TEXAS
Betty Ash V. Colby Lindrum Colby Lindrum v. United States of America	DOCKET NO. H-84-348 TO: (NAME AND ADDRESS OF DEFENDANT) Attorney General of the United States

YOU ARE HEREBY SUMMONED and required to serve upon

PLAINTIFF'S ATTORNEY (NAME AND ADDRESS)

Peter A. Gersten
Gagliardi, Torres & Gersten
27 North Broadway
Tarrytown, N.Y. 10591

an answer to the complaint which is herewith served upon you, within **Sixty** days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

636-714

157-74-2776

CLERK	NEW NOT TO BE USED -THROUGHTS AFTER -CHECK THIS FROM -DO NOT FILE IN -DO NOT FILE IN -DO NOT FILE IN	32	DATE	JAN 18 1984
JESSE E. CLARK, Clerk		CIVIL		
(BY) DEPUTY CLERK	<i>[Signature]</i>			

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

BETTY CASH
VICKI LANDRUM
COLBY LANDRUM

Plaintiffs,

v.

UNITED STATES OF AMERICA

Defendant.

) Complaint

) Civil Action, File Number _____

H-84-348

FIRST COUNT

1. This action arises under the Federal Tort Claims Act, 28 USC 1346 (b) , 2671 et seq., as hereinafter more fully appears. Before this action was instituted, the claims set forth herein was presented to the Department of the Air Force on December 20, 1982. Final denial of these claims, by the Department of the Air Force, was issued on September 2, 1983 and this suit was commenced within six months of said denial.

2. Plaintiff Betty Cash resides at 209 48th Street, Birmingham, Alabama. Plaintiffs Vicki Landrum and Colby Landrum reside at 506 West Clayton, Dayton, Texas within the Jurisdiction of this Court.

3. During all times herein-after mentioned, defendant owned and operated military CH-47 double rotary type helicopters and an experimental aerial device of a hazardous nature.

4. On the evening of December 29, 1980 plaintiff Betty Cash was driving an automobile with two passengers, plaintiffs Vicki and Colby Landrum. At approximately 9:00 pm on FM Road 1485, 7 miles outside of New Caney, Texas, plaintiffs observed a large unconventional aerial object which was emitting a glow and flames. Plaintiff Betty Cash was forced to stop her automobile when the aerial object blocked the road. The plaintiffs exited the automobile and observed the object as it hovered at treetop level approximately 135 feet from them. The plaintiffs experienced intense and excruciating heat emanating from the object. After several minutes plaintiffs returned to the vehicle and the aerial object ascended. Plaintiffs then observed the object together with many military appearing helicopters, including several CH 47s double rotary type. The helicopters appeared to be escorting and/or safeguarding the object.

5. At all times hereinbefore mentioned defendant did not use proper care and skill in failing to warn or protect plaintiffs from said experimental aerial device which was clearly hazardous in nature.

6. At all times hereinbefore mentioned, defendant negligently, carelessly, and recklessly allowed said experimental aerial device to fly over a publicly used road and come in contact with plaintiffs.

7. Solely by reason of defendant's carelessness and negligence as aforesaid, plaintiff Betty Cash experienced the following symptoms and injuries: Erythema, acute photophthalmia, impaired vision, dystrophic changes in the nails, stomach pains, nausea,

vomiting, diarrhea, anorexia, loss of energy, lethargy, scarring and loss of pigmentation, excessive hair loss and hair regrowth of a different texture and cancer and removal of right breast. The extent of permanent disability is unknown at this time and the plaintiff's condition is subject to deterioration. The plaintiff has suffered and continues to suffer great pain of body and mind and has incurred and continues to incur expenses for medical attention and hospitalization and has been damaged and is entitled to the sum of ten million dollars.

8. The aforesaid injuries were caused solely by the defendant, its agents, servants or employees and without any negligence on the part of the plaintiff contributing thereto.

9. If the defendant were a private person, it would be liable to the plaintiff in accordance with the law of Texas.

WHEREFORE plaintiff Betty Cash demands judgement against defendant in the sum of ten million dollars, and costs.

SECOND COUNT

10. Plaintiff Vicki Landrum repeats and realleges each and all of the allegations contained in paragraphs 1 through 6 as well as those contained in paragraph 9 of the First Count of this complaint with like effect as if herein fully repeated.

11. As a result of the above mentioned incident, plaintiff Vicki Landrum, experienced the following symptoms and injuries: photophthalmia, greatly diminished vision, stomach pains, diarrhea, anorexia, ulceration of the arms, scarring and loss of pigmentation, anichomadesis, hair loss and regrowth of a different texture. The extent of permanent disability is unknown at this time and the plaintiff's condition is subject to deterioration.

The plaintiff has suffered and continues to suffer great pain of body and mind and has incurred and continues to incur expenses for medical attention and hospitalization and has been damaged and is entitled to the sum of five million dollars.

12. The aforesaid injuries were caused solely by the defendant, its agents, servants, or employees, and without any negligence on the part of the plaintiff contributing thereto.

WHEREFORE Plaintiff Vicki Landrum demands judgement against defendant in the sum of five million dollars and costs.

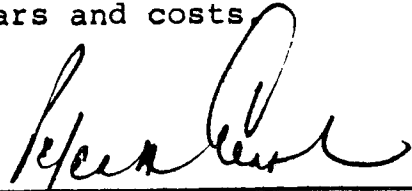
THIRD COUNT

13. Plaintiff Colby Landrum repeats and realleges each and all of the allegations contained in paragraphs 1 through 6 as well as those contained in paragraph 9 of the First Count of this Complaint with like effect as if herein fully repeated.

14. As a result of the above mentioned incident plaintiff Colby Landrum experienced the following symptoms and injuries: erythema, eyes swollen and watery, progressive deterioration of vision, stomach pains, diarrhea, anorexia, weight loss, and an increase in tooth decay. At the time of the incident, the plaintiff became terrified and hysterical. He suffered from nightmares for several weeks thereafter and continues to display extreme anxiety and fear at the sight of helicopters. The extent of permanant disability is unknown at this time and the plaintiff's condition is subject to deterioration. The plaintiff has suffered and continues to suffer great pain of body and of mind exacerbated by his age, and has incurred and continues to incur expenses for medical attention and hospitalization and has been damaged and is entitled to the sum of five million dollars.

15. The aforesaid injuries were caused solely by the defendant, its agents, servants, or employees, and without any negligence on the part of the plaintiff contributing thereto.

WHEREFORE Plaintiff Colby Landrum demands judgement against defendant in the sum of five million dollars and costs.

Signed: 

Peter A. Gersten
Attorney in Charge
27 N. Broadway
Tarrytown, N.Y. 10591
(914) 631-1100

William C. Shead
Local Counsel
2927 Broadway Boulevard
Houston, Texas 77017
(713) 649-8944

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

BETTY CASH
VICKI LANDRUM
COLBY LANDRUM

Plaintiffs,

v.

UNITED STATES OF AMERICA

Defendant.

) Complaint

) Civil Action, File Number _____

H-84-348

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2. Plaintiff Betty Cash resides at 209 48th Street, Birmingham, Alabama. Plaintiffs Vicki Landrum and Colby Landrum reside at 506 West Clayton, Dayton, Texas within the Jurisdiction of this Court.

3. During all times herein-after mentioned, defendant owned and operated military CH-47 double rotary type helicopters and an experimental aerial device of a hazardous nature.

The plaintiff has suffered and continues to suffer great pain of body and mind and has incurred and continues to incur expenses for medical attention and hospitalization and has been damaged and is entitled to the sum of five million dollars.

12. The aforesaid injuries were caused solely by the defendant, its agents, servants, or employees, and without any negligence on the part of the plaintiff contributing thereto.

WHEREFORE Plaintiff Vicki Landrum demands judgement against defendant in the sum of five million dollars and costs.

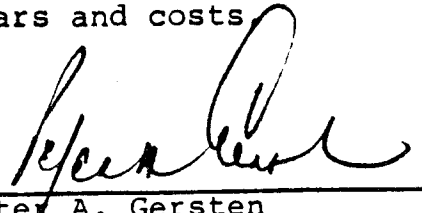
THIRD COUNT

13. Plaintiff Colby Landrum repeats and realleges each and all of the allegations contained in paragraphs 1 through 6 as well as those contained in paragraph 9 of the First Count of this Complaint with like effect as if herein fully repeated.

14. As a result of the above mentioned incident plaintiff Colby Landrum experienced the following symptoms and injuries: erythema, eyes swollen and watery, progressive deterioration of vision, stomach pains, diarrhea, anorexia, weight loss, and an increase in tooth decay. At the time of the incident, the plaintiff became terrified and hysterical. He suffered from nightmares for several weeks thereafter and continues to display extreme anxiety and fear at the sight of helicopters. The extent of permanant disability is unknown at this time and the plaintiff's condition is subject to deterioration. The plaintiff has suffered and continues to suffer great pain of body and of mind exacerbated by his age, and has incurred and continues to incur expenses for medical attention and hospitalization and has been damaged and is entitled to the sum of five million dollars.

15. The aforesaid injuries were caused solely by the defendant, its agents, servants, or employees, and without any negligence on the part of the plaintiff contributing thereto.

WHEREFORE Plaintiff Colby Landrum demands judgement against defendant in the sum of five million dollars and costs.

Signed: 

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Attorney in Charge
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William C. Shead
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IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

BETTY CASH, VICKI LANDRUM,
Individually and as Guardian
Ad Litem of COLBY LANDRUM,

Plaintiffs

v

UNITED STATES OF AMERICA,
Defendant.

Civil Action No.
H-84-348

DECLARATION

In accordance with 28 USC section 1746, the following unsworn declaration is made pertaining to the above captioned case:

I am the Chief, Tactical Aeronautical Systems Division, Office of the Deputy Chief of Staff for Systems, Air Force Systems Command, United States Air Force, and have held this position since May 1982. In the above position I am and have been involved in the Air Force programs for the research, development, testing and evaluation of all United States Air Force craft capable of flight.

I have reviewed the document entitled "More Definite Statement" in the above captioned case. That document is incorporated herein and attached hereto as Exhibit A. I have compared the description of the object in Exhibit A with my knowledge of the inventory of all United States Air Force craft capable of flight. No such craft was owned, operated, or in the inventory of the United States Air Force on or about December 29, 1980. Further, I have never seen nor heard of any such craft described in Exhibit A as being associated with the military service.

I also declare that the CH-47 Helicopter was not in the inventory of the United States Air Force on or about December 29, 1980.

I declare under penalty of perjury that the foregoing is true and correct. Executed on 31 May 1984.

William E. Krebs

WILLIAM E. KREBS, Colonel, USAF
Chief, Tactical Aeronautical
Systems Division
DCS Systems, Air Force Systems
Command

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

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I have reviewed the document entitled "More Definite Statement" in the above captioned case. That document is incorporated herein and attached hereto as Exhibit A. I have compared the description of the object in Exhibit A with my knowledge of the inventory of all United States Air Force craft capable of flight. No such craft was owned, operated, or in the inventory of the United States Air Force on or about December 29, 1980. Further, I have never seen nor heard of any such craft described in Exhibit A as being associated with the military service.

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William E. Krebs

WILLIAM E. KREBS, Colonel, USAF
Chief, Tactical Aeronautical
Systems Division
DCS Systems, Air Force Systems
Command

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

BETTY CASH, VICKI LANDRUM,	)	
Individually and as Guardian	)	
Ad Litem of COLBY LANDRUM,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	Civil Action No.
	)	
UNITED STATES OF AMERICA,	)	H-84-348
	)	
Defendant.	)	
	)	

DECLARATION

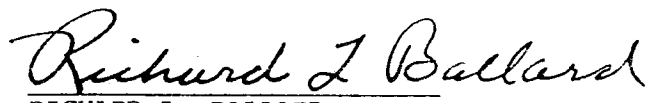
In accordance with 28 U.S.C. section 1746 the following unsworn declaration is made pertaining to the above captioned case:

I am the Acting Chief, Aviation Systems Division, Office of the Deputy Chief of Staff for Research, Development, and Acquisition, United States Army. Prior to assuming that position this month I was the Deputy Chief, Aviation Systems Division, Office of the Deputy Chief of Staff for Research, Development, and Acquisition, United States Army and had held that position since 1974. I am also an aeronautical engineer having received a Master of Science degree in aeronautical engineering. In the above positions I am and have been responsible for the research, development, testing, and evaluation of

all Army craft capable of flight and for the Army's aviation procurement appropriation. In these capacities I am and have been familiar with all Army craft capable of flight since 1974.

I have reviewed the document entitled "More Definite Statement" in the above captioned case. That document is incorporated herein and attached hereto as Exhibit A. I have compared the description of the object in Exhibit A with my knowledge of the inventory of all Army craft capable of flight. No such craft was owned, operated, or in the inventory of the United States Army on or about December 29, 1980. Further, I have never seen nor heard of any such craft described in Exhibit A as being associated with the military service.

I declare under penalty of perjury that the foregoing is true and correct. Executed on 19 April 1984.


RICHARD L. BALLARD
Acting Chief, Aviation
Systems Division
ODCSRDA

Betty Cash, Vicki Landrum
Colby Landrum v United States
of America

S-84-103

29 Dec 80
\$20,000,000.00

USDC SD TX
Civil No. H-84-348
Served: 18 Jan 84

Personal Injury

~~\$20,000,000.00~~

Plaintiffs alleges personal injury as a result of citing a UFO.

STAFF ATTORNEY:

~~KTC STAFF~~
~~Capt Stubblebine~~
MAJ STALLS

STATUS IN CAMP: A3/B3 at 4 31 Jan 84
CLOSED IN CAMP: _____
COURT DATE/CLOSED: _____
DISP: _____
AMOUNT: _____

CLAIM NO: OT/B/BJHZ/83/00225/NA, A/B/C/

30 NOV 1987

Disposition: Claims denied 20 May 83
and 21 Aug 83. Case dismissed Oct 86.