

★ DECLARATION ★
of
ACTUAL INNOCENCE

I, THOMAS W. SPINDLE, BEING DULY SWORN,
DEPOSES AND STATES UNDER THE PENALTY OF
PERJURY, 28 U.S.C. § 1746, THE FOLLOWING:

1. On the Sixth of February, 1982, while off-duty and walking through the 'Old Warehouse District' on Schofield Barracks, Hawaii, I found the partially-clad body of a homicide victim.
2. My Initial Discovery Statement was provided to and prepared by Special Agent HERMAN S. GLADER of the U.S. Army Criminal Investigations Detachment (U.S. Army CID) on that same date.
3. I had no personal awareness and/or prior social interactions with the homicide victim, DEREK Y. KUSUMOTO, or his twin brother.

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4. I did not have prior knowledge of the murder but did have prior knowledge of the old WW II Munitions bunker as well as other various historical sites around Schofield Barracks, Hawaii.

5. I did not participate nor cause the purported events falsely blamed upon me by Private Joseph H. Courtney, Junior, in collusion with Special Agents Samuel Braddock and George R. Steinbarger, all of which were generated four-to-five days [or later] with NO relevant material proof for support and overzealous motives to "close the case."

6. My personal pursuit of the unknown/undivulged latent fingerprints [off the victim's body, the bunker walls, handrails and compartments] as well as the relevant crime scene materials [for plausible DNA testing] had begun through direct inquiries to the U.S. Army CID crime lab

INITIALS: CEJ