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Document Number: 1993LIMA11714

Page: 1
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PAGE 01 LIMA 11714 01 OF 03 282221Z
ACTION ARA-01

INFO	LOG-00	ACDA-17	AID-01	AMAD-01	CIAE-00	C-01	OASY-00
	DOEE-00	EB-01	EUR-01	HA-09	H-01	INM-02	TEDE-00
	INR-00	IO-16	L-03	ADS-00	NSAE-00	NSCE-00	OIC-02
	OMB-01	PA-01	PM-02	PRS-01	P-01	SIL-00	SNP-00
	SP-00	SR-00	SS-00	STR-16	TRSE-00	T-00	USIE-00
	RPE-01	CORE-00	/079W				

-----FEEAF5 282223Z /38

P 282219Z OCT 93
FM AMEMBASSY LIMA
TO SECSTATE WASHDC PRIORITY 2466
INFO AMEMBASSY BOGOTA
AMEMBASSY CARACAS
AMEMBASSY LA PAZ
AMEMBASSY LONDON
AMEMBASSY OTTAWA
AMEMBASSY QUITO
USMISSION GENEVA
USEC BRUSSELS
DIA WASHDC
USCINCSO QUARRY HEIGHTS PM

[REDACTED] SECTION 01 OF 03 LIMA 11714

USCINCSO ALSO FOR POLAD

E.O. 12356: DECL: OADR
TAGS: PHUM, PGOV, PE

PAGE 02 LIMA 11714 01 OF 03 282221Z
SUBJECT: PERUVIAN PROSECUTOR REFUTES CLAIM
- THAT DNA RESULTS ON CIENEGUILLA
- REMAINS ARE DONE; SKEPTICAL
- REACTION TO FUJIMORI ANNOUNCEMENT

REF: A. LIMA 11537, B. LIMA 11579
- (BOTH NOTAL)

1. (C) SUMMARY: THE PROSECUTOR FOR THE
CIENEGUILLA REMAINS CASE REFUTEQA TESTING IN THE UK HAD CONFIRMED THE REMAINS
BELONG TO THE VICTIMS OF THE LA CANTUTA
DISAPPEARANCES; THE PROSECUTOR DENIED THAT HE

Current Class: [REDACTED]

Page: 1

UNITED STATES DEPARTMENT OF STATE
REVIEW AUTHORITY: DONALD A. JOHNSTON
DATE/CASE ID: 12 DEC 2001 200102081

UNCLASSIFIED

Current Class: [REDACTED]
 Current Handling: n/a
 Document Number: 1993LIMA11714

Page: 2

Channel: n/a

HAD RECEIVED ANY RESULTS YET. BRITISH AMBASSADOR CONFIRMED THAT WEEKS REMAIN BEFORE RELIABLE RESULTS ARE AVAILABLE. THE CHAIRMAN OF THE CONGRESS'S HUMAN RIGHTS COMMITTEE CALLED ON THE PROSECUTOR TO BEGIN INDICTMENTS IN A CIVILIAN COURT MILITARY PERSONNEL IMPLICATED IN THE LA CANTUTA ABDUCTIONS. REACTION TO PRESIDENT FUJIMORI'S ANNOUNCEMENT THAT SOME ARMY OFFICERS HAVE BEEN ORDERED ARRESTED HAS BEEN MIXED; OPPOSITION POLITICIANS AND HUMAN RIGHTS LEADERS HAVE CALLED ON THE GOP TO RELEASE MORE DETAILS. A PRO-FUJIMORI CONGRESSMAN TOLD POLCOUNS THAT HE UNDERSTOOD A GENERAL WOULD BE AMONG THE OFFICERS TO BE CHARGED IN THE LA CANTUTA CASE.
 END SUMMARY.

CLAIMS THAT DNA RESULTS LINK BONES TO LA CANTUTA

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PAGE 03 LIMA 11714 01 OF 03 282221Z
 2. (U) OPPOSITION POLITICIAN (LIBERTAD) JAVIER GONZALEZ OLACHEA CLAIMED IN AN INTERVIEW PUBLISHED IN THE LIMA DAILY "LA REPUBLICA" OCTOBER 26 THAT HE HAD ADVANCE WORD FROM THE UK THAT THE DNA TESTS ON THE CIENEGUILLA REMAINS (REFTEL A) CONFIRMED THAT THE BONES BELONGED TO SOME OF THE DISAPPEARED STUDENTS FROM LA CANTUTA UNIVERSITY. GONZALEZ ASSERTED TO THE ANTI-FUJIMORI DAILY THAT THE BRITISH LAB HAD INFORMED HIM THAT THE "FIRST FOUR TESTS" COMPARING DNA FROM THE CHARRED BONES TO THAT OF RELATIVES OF THE DISAPPEARED "YIELDED POSITIVE RESULTS." GONZALEZ CLAIMED THAT PRESIDENT FUJIMORI KNEW ABOUT THESE RESULTS AS OF A WEEK AGO. GONZALEZ CALLED FOR THE IMMEDIATE RESIGNATION OF ARMY CHIEF GENERAL NICOLAS DE BARI HERMOZA.

GOP ASSERTS NO OFFICIAL RESULTS RECEIVED YET

3. (C) THE SPECIAL INVESTIGATOR FOR THE CIENEGUILLA CASE, VICTOR CUBAS, REACTED TO GONZALEZ'S STATEMENTS WITH SURPRISE AND INCREDULITY. CUBAS TOLD THE PRESS OCTOBER 26 THAT HE HAD NOT RECEIVED ANY INFORMATION, NOT

Current Class: [REDACTED]

Page: 2

UNCLASSIFIED

Current Class: [REDACTED]
Current Handling: n/a
Document Number: 1993LIMA11714

Page: 3

Channel: n/a

EVEN PRELIMINARY RESULTS, ON THE LAB ANALYSES.
THE CHAIRMAN OF THE CONGRESS'S HUMAN RIGHTS
COMMITTEE ROGER CACERES AND THE BRITISH EMBASSY
ALSO BOTH TOLD THE PRESS THAT THEY WERE UNAWARE
OF ANY LAB RESULTS. CUBAS TOLD THE MEDIA THAT
THE RESULTS WOULD PROBABLY BE AVAILABLE THE
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PAGE 04 LIMA 11714 01 OF 03 282221Z
FIRST WEEK OF NOVEMBER, AND HE WOULD MAKE THEM
PUBLIC AS SOON AS HE RECEIVED THEM. BRITISH
AMBASSADOR TOLD CHARGE IT COULD BE SEVERAL MORE
WEEKS BEFORE RELIABLE RESULTS ARE AVAILABLE FROM
THE DNA TESTING. THE CZAR NICOLAS REMAINS WERE
ONLY IDENTIFIED AFTER THREE MONTHS OF WORK BY
THE SAME LABORATORY.

4. (U) ANOTHER PRESS REPORT INDICATED THAT THE
RESULTS OF THE DNA TESTING COULD BE DELAYED FOR
SEVERAL MORE WEEKS. AN ARTICLE IN PERU'S MOST
WIDELY-READ DAILY, "EL COMERCIO," QUOTES AN
OFFICIAL OF THE BRITISH HOME OFFICE AS STATING
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CONFIDENTIAL

PAGE 01 LIMA 11714 02 OF 03 282223Z
ACTION ARA-01

INFO	LOG-00	ACDA-17	AID-01	AMAD-01	CIAE-00	C-01	OASY-00
	DOEE-00	EB-01	EUR-01	HA-09	H-01	INM-02	TEDE-00
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	OMB-01	PA-01	PM-02	PRS-01	P-01	SIL-00	SNP-00
	SP-00	SR-00	SS-00	STR-16	TRSE-00	T-00	USIE-00
	RPE-01	CORE-00	/079W				

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P 282219Z OCT 93
FM AMEMBASSY LIMA
TO SECSTATE WASHDC PRIORITY 2467
INFO AMEMBASSY BOGOTA
AMEMBASSY CARACAS
AMEMBASSY LA PAZ
AMEMBASSY LONDON
AMEMBASSY OTTAWA

Current Class: [REDACTED]

Page: 3

UNCLASSIFIED

UNCLASSIFIED

Current Class: [REDACTED]
Current Handling: n/a
Document Number: 1993LIMA11714

Page: 4

Channel: n/a

AMEMBASSY QUITO
USMISSION GENEVA
USEC BRUSSELS
DIA WASHDC
USCINCSO QUARRY HEIGHTS PM

[REDACTED] SECTION 02 OF 03 LIMA 11714

USCINCSO ALSO FOR POLAD

E.O. 12356: DECL: OADR
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[REDACTED]
[REDACTED]

PAGE 02 LIMA 11714 02 OF 03 282223Z
SUBJECT: PERUVIAN PROSECUTOR REFUTES CLAIM

THAT THE DELAY IS DUE TO THE HEAVY WORKLOAD AT THE CENTRAL RESEARCH SUPPORT ESTABLISHMENT OF THE FORENSIC SCIENCE SERVICE. ACCORDING TO THE REPORT, THE BIRMINGHAM LAB FUNCTIONS UNDER THE HOME OFFICE.

CACERES CALLS FOR INDICTMENTS

5. (U) THE LAWYER FOR SEVERAL OF THE RELATIVES OF THE LA CANTUTA VICTIMS TOLD "LA REPUBLICA" OCTOBER 26 THAT HE WAS CONCERNED THAT, IF THE DNA TESTS PROVE THE REMAINS ARE THOSE OF THE DISAPPEARED, THE MILITARY WOULD THEN TAKE OVER THE CASE AND THE CIVILIAN INVESTIGATION WOULD BE CLOSED. THE ATTORNEY PREDICTED THAT THE MILITARY COURT WOULD NOT PROSECUTE ANYONE IN A CASE THAT "IS ALMOST CLOSED NOW." THE SAME DAY CCD HUMAN RIGHTS COMMITTEE CHAIRMAN CACERES CALLED FOR CUBAS TO INDICT BOTH THE MILITARY PERSONNEL WHO WERE GUARDING LA CANTUTA THE NIGHT OF THE ABDUCTIONS AND THOSE WHO HAVE BEEN ACCUSED OF BELONGING TO THE ALLEGED DEATH SQUAD THAT CARRIED OUT THE OPERATION. CACERES DECLARED THAT THERE IS ENOUGH EVIDENCE TO PROVE FOUL PLAY AND TO START CHARGING THOSE RESPONSIBLE IN A CIVILIAN COURT.

REACTION TO FUJIMORI ANNOUNCEMENT
[REDACTED]

Current Class: [REDACTED]

Page: 4

UNCLASSIFIED

UNCLASSIFIED

Current Class: [REDACTED]
Current Handling: n/a
Document Number: 1993LIMA11714

Page: 5
Channel: n/a

PAGE 03 LIMA 11714 02 OF 03 282223Z

6. (U) AFTER PRESIDENT FUJIMORI ANNOUNCED OCTOBER 24 THAT "THREE OR FOUR" ARMY OFFICERS HAD BEEN ORDERED DETAINED FOR THEIR POSSIBLE PARTICIPATION IN THE LA CANTUTA ABDUCTIONS (REF B), OPPOSITION POLITICIANS, HUMAN RIGHTS LEADERS AND THE MEDIA CALLED FOR MORE DETAILS TO BE RELEASED. OPPOSITION CONGRESSMAN JULIO CASTRO OPINED OCTOBER 25 THAT THE HUMAN RIGHTS COMMITTEE SHOULD BE GIVEN MORE INFORMATION, SUCH AS THE NAMES OF THE OFFICERS. HUMAN RIGHTS ACTIVIST CARLOS CHIPOCO CALLED FUJIMORI'S ANNOUNCEMENT "RECOGNITION OF THE ARMED FORCES' PARTICIPATION IN THE DISAPPEARANCE OF THE STUDENTS AND PROFESSOR FROM LA CANTUTA." CHIPOCO REMARKED THAT HERMOZA SHOULD OFFER HIS RESIGNATION, SINCE THE ARMY CHIEF IS "POLITICALLY RESPONSIBLE." THE HUMAN RIGHTS LEADER ALSO QUESTIONED WHY FUJIMORI WAS MAKING ANNOUNCEMENTS ABOUT THE CASE AND NOT THE SUPREME COUNCIL OF MILITARY JUSTICE.

7. (C) ROSA MUJICA, EXECUTIVE SECRETARY OF THE NATIONAL HUMAN RIGHTS COORDINATING COMMITTEE (COORDINADORA), TOLD POLOFF OCTOBER 27 THAT SHE THOUGHT FUJIMORI WAS LYING. "HIS STATEMENT WAS SO VAGUE AS TO NOT BE CREDIBLE," SHE SAID. THE GOP IS "PUTTING ON A BAND-AID BEFORE THE SORE APPEARS."

8. (C) PRO-GOVERNMENT CONGRESSMAN OSVALDO

PAGE 04 LIMA 11714 02 OF 03 282223Z
SANDOVAL CONFIDED TO POLCOUNS AT OCTOBER 26 LUNCH HOSTED BY CHARGE HE UNDERSTOOD THAT AMONG THE OFFICERS TO BE INDICTED BY THE MILITARY COURT FOR THE LA CANTUTA INCIDENT WOULD BE A GENERAL. SANDOVAL DID NOT OFFER FURTHER DETAILS.

9. (C) COMMENT: AFTER THE DNA RESULTS ARE COMPLETE, ALL EVIDENCE THUSFAR AVAILABLE WILL HAVE BEEN INVESTIGATED. IF IT IS CLEAR THAT THE CIENEGUILLA REMAINS ARE THOSE OF THE LA CANTUTA

Current Class: [REDACTED]

Page: 5

UNCLASSIFIED

UNCLASSIFIED

Current Class: [REDACTED]
Current Handling: n/a
Document Number: 1993LIMA11714

Page: 6

Channel: n/a

DISAPPEARED, THERE WILL BE A PRESUMPTION OF MURDER. THE MILITARY COURTS SHOULD HAVE BEEN ABLE TO ESTABLISH WHO WAS ON DUTY THE NIGHT OF THE DISAPPEARANCES AND, IN TURN, WHO WAS ALLOWED ONTO THE CAMPUS TO REMOVE THE STUDENTS AND THE PROFESSOR. FUJIMORI'S ANNOUNCEMENT INDICATES THAT THE GOP IS NOW PREPARED TO ACCEPT THE CONSEQUENCES OF REACHING THESE CONCLUSIONS. IF, INDEED, A FLAG-RANK OFFICER IS AMONG THOSE FOUND RESPONSIBLE, THIS WOULD BE AN UNPRECEDENTED STEP

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PAGE 01 LIMA 11714 03 OF 03 282223Z
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	SP-00	SR-00	SS-00	STR-16	TRSE-00	T-00	USIE-00
	RPE-01	CORE-00	/079W				

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P 282219Z OCT 93
FM AMEMBASSY LIMA
TO SECSTATE WASHDC PRIORITY 2468
INFO AMEMBASSY BOGOTA
AMEMBASSY CARACAS
AMEMBASSY LA PAZ
AMEMBASSY LONDON
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USCINCSO QUARRY HEIGHTS PM

SECTION 03 OF 03 LIMA 11714

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Current Class: [REDACTED]

Page: 6

UNCLASSIFIED

UNCLASSIFIED

Current Class: [REDACTED]
Current Handling: n/a
Document Number: 1993LIMA11714

Page: 7
Channel: n/a

[REDACTED]
PAGE 02 LIMA 11714 03 OF 03 282223Z
SUBJECT: PERUVIAN PROSECUTOR REFUTES CLAIM

IN PERU -- AND NEARLY IN LATIN AMERICA -- IN THE
INVESTIGATION OF HUMAN RIGHTS ABUSES AND
PUNISHMENT OF THOSE RESPONSIBLE FOR THEM.
BRAYSHAW

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Current Class: [REDACTED]

Page: 7

UNCLASSIFIED