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#### WAR CRIMES/TRIALS SINCE 1945

A Working Bibliography of MHI Sources

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## **GENERAL SOURCES**

- Baird, Jay W., editor. From Nuremberg to My Lai. Lexington: Heath, 1972. 292 p. JX6731.W3.B32.
- Bartov, Omer, [et al.], editors. <u>Crimes of War: Guilt and Denial in the Twentieth Century</u>. NY: New Press, 2002. 344 p. K5301.C76.
- Butler, Richard J. "Modern War, Modern Law, and Army Doctrine: Are We in Step for the 21<sup>st</sup> Century." Parameters (Spring 2002): pp. 45-60. Per.
- Corn, Geoffrey S., & Aldykiewcz, Jan E. "New Options for Prosecuting War Criminals in Internal Armed Conflicts." <u>Parameters</u> (Spring 2002): pp. 30-44. Per.
- Davidson, Eugene. <u>The Nuremberg Fallacy: Wars and War Crimes Since World War II.</u> NY: Macmillan, 1973. 331 p. D843.D27.
- Falk, Richard A., et al, eds. <u>Crimes of War: A Legal, Political-Documentary, and Psychological Inquiry into the Responsibility of Leaders, Citizens, and Soldiers for Criminal Acts in Wars.</u> NY: Random, 1971. 590 p. JX6731.W3F3.
- Hart, Franklin A. "Yamashita, Nuremberg, and Vietnam: Command Responsibility Reappraised." <u>Naval War College Review</u> (Sep/Oct 1972): pp. 19-36. Per.

- Latham, Peter S., & Patricia H. "'Terrorists: 'Criminals' or 'Soldiers'?: The Role of the Military Tribunal Today and in American History." <u>Armed Forces Journal International</u> (Jan 2002): pp. 14-15. Per.
  - Generic survey in light of 9-11.
- May, Larry. War Crimes and Just War. NY: Cambridge, 2007. 343 p. K5301.M39.
- Neier. Aryeh. <u>War Crimes: Brutality, Genocide, Terror, and the Struggle for Justice</u>. NY: Times Books, 1998. 286 p. K5301.N45.
- Parker, Geoffrey. "The Etiquette of Atrocity." MHQ (Summer 1993): pp. 9-21. Per.
- Wakin, Maltham M., ed. War, Morality, and the Military Profession. Boulder, CO: Westview, 1979. 531 p. U22.W36.

  See especially Chaps 19-27.
- Wells, Donald A. <u>The Laws of Land Warfare: A Guide to the U.S. Army Manuals</u>. Westport, CT: Greenwood, 1992. 201 p. KF7250.W45.

## **KOREAN WAR ERA**

- Armstrong, W.B. "International Protection for the Victims of War." <u>Coast Artillery Journal</u> (Oct 1949): pp. 12-16. Per.
  - And continued in issues Nov 49 thru Mar 1950.
- Bateman, Robert L. <u>No Gun Ri: A Military History of the Korean War Incident</u>. Mechanicsburg, PA: Stackpole, 2002. 302 p. DS920.8.B27.
- Brown, John S. "No Gun Ri Revisited: Historical Lessons for Today's Army." <u>Army History</u> (Spring/Summer 2002): pp. 20-25. Per.
- Cawthon, C.R. "Battlefield Offenses." Army (Jun 1951): pp. 38-39. Per.
- Chinnery, Philip D. <u>Korean Atrocity!</u>: Forgotten War Crimes, 1950-1953. Annapolis, MD: Naval Institute, 2000. 286 p. DS920.8.C56.
- Choi, Suhi. "The Korean War Caught in History and Memory: Examining U.S. Media Coverage of the No Gun Ri Incident (1999-Present) and Korean Survivors' Testimonies". PhD dss, Temple, 2006. 213 p. 2007. DS920.8.C565.
- Hanley, Charles J., Choe, Sang-Hun, & Mendoza, Martha. <u>The Bridge at No Gun Ri: A Hidden</u> Nightmare from the Korean War. NY: Henry Holt, 2001. 313 p. DS920.8.H36.

- Lech, Raymond B. <u>Tortured into Fake Confession: The Dishonoring of Korean War Prisoner Col. Frank</u> <u>H. Schwable, USMC</u>. Jefferson, NC: McFarland, 2011. 192 p. DS921.S38.L43.
- U.S. Army. Korean Communications Zone. Extract of Interim Historical Report, Korea War Crimes

  <u>Division, Cumulative to 30 Jun 1953</u>. n.p., n.d. 87 p. DS920.8.U52.

  Includes summaries of major incidents, case statistics, and photos.
- United Nations. General Assembly. "Question of Atrocities Committed by the North Korean and Chinese Communist Forces against United Nations Prisoners of War in Korea." Letter and documents, Agenda Item 74, 8<sup>th</sup> session, 1953-54. ca 100 p. DS920.8.U4.

  Statements and testimony by witnesses and victims.
- U.S. Congress. Senate. Committee on Government Operations. <u>Korean War Atrocities</u>. Hearings,
  2-4 Dec 1953. 3 pts. 8 p. DS920.8.U53.
  See also committee's report, same title, 11 Jan 1954, 27 p., DS920.8U53.

#### See also:

Bibliography on POWs in the Korean War.

### **VIETNAM WAR-General Sources**

- Anderson, Charles R. <u>The Grunts</u>. San Rafael, CA: Presidio, 1976. pp. 175-85. DS556.4.A6. Socio-psychological explanation of why so many atrocities were committed.
- Argo, Reamer W. Papers. 1 Box. Arch.
  Includes memos to C/S Westmoreland on Vietnam, draft paper on war crimes allegations, & replies to Anthony Herbert's allegations; 1971-72 timeframe.
- Berry, John S. Those Gallant Men: On Trial in Vietnam. Novato, CA: Presidio, 1984. 173 p. UB858.B47.

  Military lawyer's memoirs of cases in Vietnam, chiefly on the trial of U.S. Special Forces personnel accused of murdering a double agent in 1969.
- DeWeerd, Harvey A. <u>Lord Russell's War Crimes Tribunal</u>. Santa Monica: Rand, 1967. 14 p. DS554.7.D48.
- Falk, Richard A., et al, editors. <u>Crimes of War</u>. NY: Random, 1971. 590 p. JX6731.W3.F3. Collection of docs & statements on wartime atrocities, chiefly Vietnam.
- Hart, Franklin A. "Yamashita, Nuremberg, and Vietnam: Command Responsibility Reappraised." Naval War College Rev (Sep/Oct 1972): pp. 19-36. Per.

- "The Herbert Case and the Record." Army (Feb 1972): pp. 6-11. Per.
- History of the Vietnam War. Microfiche collection of Indochina Archive, U of CA-Berkeley, by UMI.
   1994. 8,500 cards. DS551.56.H57.Microfiche.
   See Section III-14 in published guidebook.
- Hodson, Kenneth J. "Interview with Major General Kenneth J. Hodson." Typescript, 1972. U53.2.H62.
- International War Crimes Tribunal (1<sup>st</sup> Against the Crime of Silence): Proceedings. NY: Simon, 1967. 654 p. DS554.7.I57.
- Jones, Bruce E. <u>War Without Windows: A True Account of a Young Army Officer Trapped in an Intelligence Cover-up in Vietnam</u>. NY: Vanguard, 1987. 302 p. DS557.M44.J66. See Chap 18 & index.
- Knoll, Erwin, editor. War Crimes and the American Conscience. NY: Holt, 1970. 208 p. DS554.7.W3.
- Kulik, Gary. <u>"War Stories"</u>: False Atrocity Tales, Swift Boaters, and Winter Soldiers—What Really Happened in Vietnam. Wash, DC: Potomac Books, 2009. 305 p. DS557.7.K85.
- Lewy, Guenter. America in Vietnam. NY: Oxford, 1978. 540 p. DS552.5.L48. See Chaps 7-11.
- Nelson, Deborah. <u>The War Behind Me: Vietnam Veterans Confront the Truth About U.S. War Crimes.</u> NY: Basic Books, 2008. 296 p. DS559.2.N45.
- <u>In the Name of America: The Conduct of the War in Vietnam...</u>. NY: Clergy and Laymen Concerned about Vietnam, 1968. 421 p. JX6731.W3I45.
- Olson, James S. <u>The Vietnam War: Handbook of the Literature and Research</u>. Westport, CT: Greenwood, 1993. 516 p. Z3228.V5.V53.

  Essays & sources. See Chap 9.
- Peake, Louis A. <u>The United States in the Vietnam War, 1954-75: A Selected, Annotated Bibliography</u>. NY: Garland, 1986. 406 p. Z3226.P43.

  Includes pertinent articles. See pp. 308-12.
- Rigg, Robert B. "Where Does Killing End and Murder Begin in War?" <u>Military Review</u> (Mar 1971): pp. 3-9. Per.
- Russell, Bertrand. War Crimes in Vietnam. NY: Monthly Rev, 1967. 178 p. DS554.7.R87.
- Taylor, Telford. <u>Nuremberg and Vietnam: An American Tragedy</u>. Chicago: Quadrangle, 1970. 224 p. JX6731.W3.
- Uhl, Michael. <u>Vietnam Awakening: My Journey from Combat to the Citizens' Commission of Inquiry</u> on U.S. War Crimes in Vietnam. Jefferson, NC: McFarland, 2007. 255 p. DS559.62.U6.U452.

- U.S. Dept Army. Office of the Deputy Chief of Staff for Military Operations. Research Project Task Force. "Conduct of the War in Vietnam." Draft report, May 1971. 161 p. DS552.F46.
- Westmoreland, William C. Report of the Chief of the United States Army, 1 July 1968 to 30 June 1972. Wash, DC: Dept of Army, 1977. pp. 57-62. UA24.A4.

### **VIETNAM-My Lai**

- Baird, Jay W., comp. From Nuremberg to My Lai. Lexington, MA: 292 p. JX6731.W3.B32.
- Belknap, Michal R. <u>The Vietnam War on Trial: The My Lai Massacre and the Court-Martial of Lieutenant Calley</u>. Lawrence, KS: U KS, 2002. 298 p. DS557.8.M9.B45.
- Bilton, Michael. Four Hours in My Lai. NY: Viking, 1992. 430 p. DS554.7.B54.
- \_\_\_\_\_\_, & Sim, Kevin. Four Hours in My Lai. NY: Viking, 1992. 420 p. DS554.7B54.
- Calley, William L. Lieutenant Calley: His Own Story. NY: Viking, 1971. 181 p. DS554.7.C3.A3.
- \_\_\_\_\_. <u>United States v. First Lieutenant William L. Calley, Jr...</u>. Extracts from Vol. 46, <u>Court-Martial</u> Reports, USAWC, 21 May 1974. 66 p. UB856.C3.A3.
- Crosby, Ben G. "My Lai: Where Were the Leaders?" <u>Vietnam</u> (Apr 2009): pp. 46-53. Per. Argues that effective leadership would have averted the incident.
- Duncan, Rives M. "What Went Right at My Lai: An Analysis of the Roles of 'Habitus' and Character in Lawful Disobedience." PhD dss, Temple, 1997.. 185 p. DS557.8M9D86.
- Garber, William B. "Editorial Reactions of Selected Daily Newspapers to the Calley Conviction." n.p., 1972. 89 p. DS554.7.G37.
- Gershen, Martin. <u>Destroy or Die: The True Story of My Lai</u>. New Rochelle, NY: Arlington, 1971. 325 p. DS554.7.G47.
- Giles, Barbara M. "My Lai and the Law: An Analysis of How International Law Relates to the My Lai Incident and Its Cover-up." PhD dss, U TN, 1978. 170 p. JX6731.W3.G44.
- Greenhaw, Wayne. <u>The Making of a Hero: The Story of Lieut. William Calley Jr.</u> Louisville, KY: Touchstone, 1971. 226 p. DS554.7.C3.G7.
- Hammer, Richard. <u>The Court-Martial of Lt. Calley</u>. NY: Coward, McCann & Geoghegan, 1971. 398 p. UB856.C3.H3.
- . One Morning in the War: The Tragedy at Son My. NY: Coward-McCann, 1970. DS554.7.H3.

- Hersh, Seymour M. <u>Cover-Up</u>: The Army's Secret Investigation of the Massacre at My Lai. NY: Random, 1972. DS554.7.H49.
- . My Lai 4: A Report on the Massacre and Its Aftermath. NY: Random, 1970. DS554.7.N495.
- Kwon, Heonik. <u>After the Massacre: Commemoration and Consultation in Ha My and My Lai.</u> Berkeley: U CA, 2006. 217 p. DS557.8.M9.K96.
- McCarthy, Mary T. Medina. NY: Harcourt Brace Jovanovich, 1972. UB850.M4.M3.
- O'Keefe, John J. Transcript 82-25. Company Command Vietnam Oral Hist. Arch.
- Olson, Vietnam War..., cited above. Z3228.V5.V53.
- Olson, James S., & Roberts, Randy. My Lai: A Brief History with Documents. NY: Bedford Books, 1998. 221 p. DS557.8.M9.O45.
- Opton, Edward M., Jr., & Sanford, Nevitt. "Lessons of Mylai." In <u>The American Military</u>. [Edited by Martin Oppenheimer] Chicago: Aldine, 1971. pp. 104-16. U766.O66.
- Peers, William R. The My Lai Inquiry. NY: Norton, 1979. 306 p. DS554.7.P4.
- Phillips, Leonard B. "Final Report, First United States Army Press Center: March 1970-4 February 1972." Ft Meade, 1972. UZ410.P54.
- Rielly, Robert. "The Inclination for War Crimes." <u>Military Review</u> (May/Jun 2009): pp. 17-23. Per. My Lai in light of Iraq.
- Rosenberg, Milton J., ed. <u>Beyond Conflict and Containment</u>.... New Brunswick, NJ: Transaction, 1972. 341 p. E840.R63.

  3 essays use My Lai as case study, pp. 201-44.
- U.S. Dept of Army. Report of the Department of the Army Review of the Preliminary Investigations Into the My Lai Incident. Vol. 1: The Report of the Investigation. Wash, DC: GPO, 1970. ca 400 p. DS554.7.U539.
- . The My Lai Massacre and its Cover-up: Beyond the Reach of Law?: The Peers Commission Report. NY: Free Press, 1976. 586 p. DS554.7.U54.
- Wilberding, Merle F. "What Really Happened in Pinkville?" Vietnam (Apr 2008): pp. 28-35. Per.
- Wilson, Wm. "Massacre at My Lai." <u>Vietnam</u> (Aug 1991): pp. 42-48. Per. By IG who initially investigated the allegations.

### See also:

- William Calley trial transcripts (13 boxes), William Peers papers (6 boxes), and Americal Division material, Arch; and NY Times, 1969-72, on microfilm. See pub indexes.

# **SINCE VIETNAM**

- Clark, Ramsey, et. al. <u>War Crimes: A Report on United States War Crimes Against Iraq</u>. Wash, DC: Maisonneuve, 992. 281 p. DS79.736.W37.
- Greenberg, Karen J., & Dratel, Joshua L., eds. <u>The Torture Papers: The Road to Abu Ghraib.</u> NY: Cambridge, 2005. 1249 p. UB265.T67.
- Kellogg, David E. "Jus Post Bellum: The Importance of War Crimes Trials." <u>Parameters</u> (Autumn 2002): pp. 87-99. Per.
- Lewy, Guenter. "The Punishment of War Crimes: Have We Learned the Lessons of Vietnam?" <u>Parameters</u> (Dec 1979): pp. 12-19. Per.
- Ramshaw, Paul, ed. <u>Intervention on Trial: The New York War Crimes Tribunal on Central America and the Caribbean</u>. NY: Praeger, 1987. 192 p. F1439.5.N49.