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PLAN OF SALVADORAN ARMY LEADERSHIP TO DETAIN CAPTAIN
EDUARDO ALFONSO AVILA AVILA

[REDACTED]

Approved for Release

NOV 1983

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[REDACTED] A MEMBER OF THE SALVADORAN ARMED FORCES [REDACTED] SAID THAT AMONG THE AGREEMENTS WHICH CAME OUT OF THE MEETING OF THE COMMITTEE ON 12 DECEMBER WAS THAT THE SALVADORAN ARMY SHOULD DETAIN CAPTAIN EDUARDO ALFONSO ((AVILA)) AVILA. [REDACTED] COMMENT: AVILA IS LISTED AS A DESERTER FROM THE ARMED FORCES AND IS WANTED AS A WITNESS IN THE CASE OF THE MURDERS OF TWO AMERICANS AND ONE SALVADORAN, ALL LABOR OFFICIALS, IN JANUARY 1981, AT THE SHERATON HOTEL IN EL SALVADOR.) THE COMMITTEE MEMBER SAID, HOWEVER, THAT A COMPLICATION HAS ARISEN IN THE DETENTION PLAN. [REDACTED]

2. THE PROBLEM ARISES FROM THE INVOLVEMENT IN THE CASE OF THE UNCLE OF AVILA, RICARDO ((AVILA)) MOREYDA, PRESIDENT OF THE SALVADORAN SUPREME COURT. ON 9 DECEMBER 1983, A JUDGE OF THE COURT OF THE SECOND INSTANCE, THE LEVEL JUST BELOW THE SUPREME COURT, RULED THAT THERE WERE NO CHARGES AGAINST AVILA AVILA, EITHER FOR DESERTION OR IN CONNECTION WITH THE SHERATON CASE. [REDACTED] THIS EFFECTIVELY ELIMINATES ANY LEGAL POSSIBILITY TO PICK UP AVILA. THE GROUNDS FOR THE RULING IS THAT AVILA WAS IN AN INACTIVE MILITARY STATUS WHEN THE ORIGINAL DETENTION ORDER WAS ISSUED ON HIM BY THE MILITARY AND, THEREFORE, THE ORDER HAS NO VALIDITY. [REDACTED] COMMENT: WHILE THERE IS NO HARD EVIDENCE TO SUBSTANTIATE THE ALLEGATION, GIVEN AVILA MOREYDA'S PAST INTERFERENCE IN THE AVILA AVILA CASE, THE POLITICAL COMMITTEE BELIEVES HE STAGED THE LEGAL MANEUVER WHICH LED THE COURT OF SECOND INSTANCE TO INVALIDATE CHARGES AGAINST AVILA.)

3. [REDACTED] GENERAL RAFAEL ((FLORES)) LIMA, SUB-MINISTER OF DEFENSE, HAS A PLAN WHICH WILL ALLOW DETENTION OF AVILA. FLORES WILL RECALL AVILA TO ACTIVE DUTY AND ASSIGN HIM TO THE GENERAL STAFF. IMMEDIATELY FOLLOWING AVILA'S RETURN TO ACTIVE DUTY HE WILL BE DETAINED. IN CONNECTION WITH THE DETENTION OF AVILA, [REDACTED] THE COMMITTEE WILL RECOMMEND TO PRESIDENT MAGANA THE REMOVAL OF AVILA MOREYDA AS PRESIDENT OF THE SUPREME COURT. THIS IS TO PREVENT ANY FURTHER INTERFERENCE IN THE CASE BY AVILA MOREYDA ON BEHALF OF HIS NEPHEW. [REDACTED]