

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

MAJOR MARGARET WITT,

Plaintiff,

vs.

UNITED STATES DEPARTMENT OF
THE AIR FORCE; COLONEL MARY L.
WALKER, Commander, 446th Aeromedical
Evacuation Squadron, McChord Air Force
Base; and JAMES G. ROCHE,
SECRETARY, DEPARTMENT OF THE
AIR FORCE;

Defendants.

NO. C06-5195 RBL

AFFIDAVIT OF MAJOR FAITH M.
MUELLER

STATE OF WASHINGTON)

) ss.

COUNTY OF KING)

Major Faith M. Mueller, being first duly sworn upon oath, deposes and states as follows:

1. I am over the age of 18 years, have personal knowledge of the facts contained in this Affidavit and am competent to testify to them.

AFFIDAVIT OF
MAJOR FAITH M. MUELLER - 1

WIT plds f122bb02 12/23/04

**CARNEY
BADLEY
SPELLMAN**

LAW OFFICES
A PROFESSIONAL SERVICE CORPORATION
700 FIFTH AVENUE, #5800
SEATTLE, WA 98104-5017
FAX (206) 467-8215
TEL (206) 622-8020

1 2. I have known Major Margaret Witt for approximately eight years. I first met
2 Major Witt in the U.S. Air Force Reserves.

3 3. I have been a member of the U.S. Air Force Reserves for 18 years and am
4 stationed at McChord Air Force Base in Tacoma, Washington. My title is Flight Nurse and
5 my duties include flying into Combat Air Support Hospitals and attending to the medical
6 needs of wounded soldiers while they are being transported out to definitive treatment
7 facilities.

8 4. In the performance of my duties, I regularly work with Major Witt. We work
9 together in a number of ways, including flight training and operational missions.

10 5. I have always known Major Witt to be highly professional, skilled and
11 disciplined. I have the utmost trust and confidence in her abilities as a member of the U.S.
12 Air Force and am honored to serve with her as a member of the same squadron.

13 6. I believe that Major Witt is a highly valuable, well-liked and well-respected
14 member of our squadron. She also plays an important role in ensuring the good order, morale
15 and cohesion of our Unit. For example, Major Witt is considered a premier authority on
16 military regulations and routinely serves as a resource to me and other members of our
17 squadron.

18 7. Based on my personal observations of Major Witt I can say with confidence
19 that her presence in the U.S. Air Force greatly enhances our squadron's combat efficiency
20 and readiness.

21 8. I have routinely witnessed Major Witt interact with her superiors, subordinates
and peers. I believe that Major Witt sustains strong working relationships with and has the

AFFIDAVIT OF
MAJOR FAITH M. MUELLER – 2

WIT plds fl22bb02 12/23/04

**CARNEY
BADLEY
SPELLMAN**

LAW OFFICES
A PROFESSIONAL SERVICE CORPORATION
700 FIFTH AVENUE, #5800
SEATTLE, WA 98104-5017
FAX (206) 467-8215
TEL (206) 622-8020

1 respect of all of the members of our squadron, regardless of rank. In my experience, Major
2 Witt performs her supervisory duties successfully and professionally. Major Witt's strong
3 relationships help maintain an effective chain of command in our squadron.

4 9. I have not served in active duty with Major Witt, but based upon my
5 experience with her, I would have absolutely no hesitation in doing so. In fact, I would
6 welcome the opportunity to serve with Major Witt and would fly with her at any time under
7 any circumstances

8 10. I have not shared confined sleeping and dressing areas, showers or toilet
9 facilities with Major Witt in barracks that allowed for minimal privacy. However, I am
10 completely comfortable in doing so and would not feel that my privacy would, in any way, be
11 impinged by sharing these confined quarters with Major Witt.

12 11. I do not believe that Major Witt's presence in the U.S. Air Force or,
13 specifically, in our squadron would jeopardize recruiting efforts. In fact, I understand that
14 Major Witt was selected to appear on various U.S. Air Force recruiting posters, brochures and
15 other materials presumably because she exemplifies the qualities that the U.S. Air Force
16 sought in recruits. I also personally believe that Major Witt exemplifies the qualities that
17 makes one a good and valuable member of the U.S. Air Force.

18 12. In all the time that I have known Major Witt and served with her, I have never
19 seen or heard of anyone in the armed forces expressing any problem with her. I have never
20 heard anyone complain about her. I have never heard anyone say that they wished she was
21 not a member of their squadron. I have never heard of any incident where she caused a
discipline or morale problem.

AFFIDAVIT OF
MAJOR FAITH M. MUELLER - 3

WIT plds fl22bb02 12/23/04

CARNEY
BADLEY
SPELLMAN

LAW OFFICES
A PROFESSIONAL SERVICE CORPORATION
700 FIFTH AVENUE, #5800
SEATTLE, WA 98104-5017
FAX (206) 467-8215
TEL (206) 622-8020

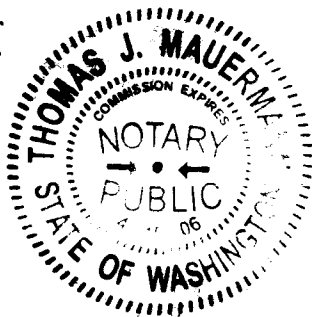
1 13. I was recently told by a friend of Major Witt's that she believes Major Witt is
2 being discharged because she is accused of being a lesbian. Before I was told this, I
3 suspected Major Witt was a lesbian. I can say without reservation that this fact makes
4 absolutely no difference to me. In my opinion, if command were to announce to everyone on
5 base that Major Witt was lesbian and that she was remaining in the service, her continued
6 presence in the Air Force would not have any negative impact upon our squadron's morale,
7 discipline, or combat readiness, and no negative impact whatsoever upon me personally. It
8 would still be my strong desire to have her remain in the service and to continue to work with
9 her.

10 14. In sum, I firmly believe that discharging Major Witt from the U.S. Air Force
11 would be detrimental. Moreover, I believe that our Unit's morale, cohesion and good order
12 would be severely jeopardized if Major Witt is discharged.

13 DATED this _____ day of December, 2005.

14
15 Faith M. Mueller
16 Major Faith M. Mueller

17 SUBSCRIBED AND SWORN to before me this 23rd day of December, 2005.



Thomas J. Mauermann
THOMAS J. MAUERMAN (Printed Name)
NOTARY PUBLIC in and for the State of
Washington, residing at LA COMA
My Commission Expires: 4/15/06