



DEPARTMENT OF THE AIR FORCE
AIR EDUCATION AND TRAINING COMMAND (AETC)

MEMORANDUM FOR DEFENSE COUNSEL (Mr. John P. Galligan and LTC Kris Poppe)

FROM: Maj. Kaustubh G. Joshi
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2200 Bergquist Drive, Suite 1
Lackland AFB, TX 78236-5300

DATE: 13 January 2011

SUBJECT: Full Report of Sanity Board, US v. MAJ Nidal M. Hasan

DEMOGRAPHIC INFORMATION:

The defendant is United States Army Major Nidal M. Hasan, SSN [REDACTED] (Date of Birth: 8 Sept 1970). This evaluation was conducted at the Bell County Jail (Belton, TX), where the defendant is currently in pre-trial confinement.

REFERRAL INFORMATION:

The accused was ordered for a sanity board evaluation on 23 December 2009 by Brigadier General W. Bryan Gamble (Acting Commander, Southern Regional Medical Command), pursuant to the following charges:

- 1) Violation of the UCMJ, Article 118 – Murder (13 specifications)
- 2) Violation of the UCMJ, Article 80 – Attempted Murder (32 specifications)

A forensic evaluation was conducted from 7-9 December 2010 at the Bell County Jail. The members conducting the evaluation were:

- 1) Maj. Kaustubh G. Joshi, USAF, MC, FS
- 2) LTC William C. Keppler, MC, USA
- 3) CDR (retired) Mark C. Monahan, MSC, USN

CONFIDENTIALITY STATEMENT AND INFORMED CONSENT:

Prior to the evaluation, the defendant was informed of the nature of the evaluation. The defendant expressed an understanding of this information and consented to proceed with the evaluation. He was informed that a copy of the short report, answering only the questions posed by the convening authority, would be forwarded to all counsel involved in the case. He was informed that a copy of this narrative report would be forwarded to defense counsel. Mr. Galligan informed the board members and the defendant prior to the evaluation that the convening authority had agreed with the defense counsel's request to limit distribution of the full report to defense counsel only. The defendant declined participation in psychological testing in writing. He conferred with his attorney (Mr. Galligan) each day prior to our interviews. A consent document was read by, discussed with, and signed by the defendant. The defense counsel's expert consultant [REDACTED] was present for the interviews on 7 Dec 2010 and 8 Dec 2010, but he was not present for the interview on 9 Dec 2010.

Kaustubh G. Joshi

On 5 Nov 2009, he awoke that morning and went to morning prayers at the local mosque. He stated that 5 Nov 2009 was not of secular or religious importance to him and that it was an arbitrary day that he chose. He stated that he stopped at a 7-11 store on his way home from the mosque for coffee and hash browns. He returned home and shredded important documents such as his medical school degree and birth certificate. He stated that he did not need these documents further as he knew he would not be returning home that day (i.e. either killed during the attack or going to jail). MAJ Hasan gave his personal items to his next door neighbors as he was not returning home that day (confirmed from the statement by Ms. Patricia Villa). He left his apartment and took his weapons (FN pistol and 0.357 revolver) with him to the mosque, where he attended noon prayers. He acknowledged that the noon prayer was his last prayer before "either going to jail or dying." He stated that he wanted to get to the SRP building sooner in the day (i.e. "before 1500") rather than later as there would be a maximum amount of people in the building earlier in the day.

After noon prayer, he drove onto Ft. Hood. He wore his Army Combat Uniform (ACUs) with his rank and name tag. He stated that he stopped off in his office to "tie up loose ends." He stated that throughout the day, he "gave himself the option to opt out [of his plan]." He stated that he had no doubts about the plan itself, but he had reservations about the secular consequences of his act (i.e. end of his medical career). He then drove to the SRP building (Building 42003).

The accused walked into building 42003 around 1300 on 5 Nov 2009. He stated that he put earplugs in his ears because his guns were loud. He reported walking into the building with a cell phone to his ear, pretending to talk to someone. He stated that he did not want to be bothered by other people and wanted to concentrate on his plan. He looked around the building and saw that the building was "packed with people." He stated that he did not change his mind about carrying through with his plan. When asked about what would have caused him to change his mind, he stated "If something wasn't going according to plan like there were MPs (military police) there or I became scared." When asked what he would have done if someone he personally knew (e.g. another mental health professional with whom he worked) was in the SRP building that day, he stated "I don't know... I may not have aimed at them."

He went to a civilian (identified as Ms. Latoya Williams from witness statements) working at a desk near the front entrance of the building. He told this individual "MAJ Parrish has an emergency and she needs you." He acknowledged that MAJ Parrish was the Officer in Charge (OIC) of the SRP clinic and her office was at the far end of the building. He stated that he did not want to kill civilians, so he told her this "emergency" so she would not be at that location when he opened fire. He reported that this civilian was sitting at a desk with a barrier. He stated that he chose this location so that "no one could shoot me directly through the barrier." Once Ms. Williams vacated the area, he shouted "Allah Akbar" and started firing his weapon (FN pistol).

MAJ Hasan stated that he had his revolver in his right upper pocket of his ACU blouse and had stored the FN pistol in the waistband of his ACU pants. He stated that he brought 20-30 magazines with him that day, which he opined was "enough." He claimed that he did not use extended magazines that day as "they have a tendency to jam." He reported that he used regular magazines, which held approximately 20 bullets each. At the time of the shooting, he stated "I was focused... I had a mission to accomplish." He reported that his mission was to kill soldiers. He fired into areas which had "the greatest density of soldiers" (Station 13 per witness statements). He stated that he did not want to kill civilians initially, but had to "if they tried to get in his way and stop me." He reported "I got the job done, but I knew I was going to be stopped because I had a lot of ammunition (i.e. he wouldn't be able to use all of the ammunition he brought in a short period of time)... I wanted to take out as many [soldiers] as I could before I got stopped." He stated "I was definitely there (SRP building) and I did it... I shot the soldiers." He denied having accomplices.

He reported that he spent approximately 5-10 minutes behind the desk before leaving the barricade "to find more soldiers." The defendant stated "I didn't have a set sweep plan but I wanted to be careful when I went into open spaces... I shot to kill." He did not open closed doors because "I did not want to be cornered or attacked." He claimed that he doesn't remember "seeing pools of blood." He had turned on the lasers on his gun prior to opening fire. He stated that he walked through the building and then went outside. The accused claimed that he was going towards the auditorium to "shoot more targets." He

Since the wars in Afghanistan and Iraq are illegal/unconstitutional according to many legal experts, I don't understand why members of the Muslim community cry that my actions went against Islam, because they say I broke my oath at the very least is irrelevant but I could argue my oath compells me to at least speak out against these illegal and unconstitutional wars.

Handwritten signature: *Hasan*

US v. MAJ Nidal M. Hasan
SANITY BOARD REPORT
Private and Confidential

discovered a graduation ceremony occurring at the auditorium and individuals were wearing traditional graduation gowns. He stated that he could not differentiate military personnel from the civilian personnel so he did not go into the auditorium. He then returned to the SRP building to "look for more targets", but he stated to himself that he had met mission requirements. When asked why he didn't leave the scene if he had met mission requirements, he stated "Where was I going to go?...I had no escape route...I had no place to go." He stated that shooting soldiers was a way in which he was participating in the "jihad." He stated that he didn't use the 0.357 revolver during the shootings.

Due to his earplugs, he did not hear police officers coming near him or ordering him to lay down his weapons. He stated that he was shot twice by the female police officer (identified as Officer Kimberly Munley from her statement and witness statements), who he estimated was 15 yards away. Upon being shot, he went towards her and shot her. He attempted to pick up her weapon with his left hand but realized that it was paralyzed. He stated that his last memory was shooting at the female officer. He stated that his next memory was waking up in the intensive care unit at Brooke Army Medical Center (BAMC). Officer Mark Todd also shot the defendant several times, resulting in the defendant's current medical conditions. His weapons were secured and he was attended to by medical personnel. He was airlifted to Scott and White Hospital on 5 Nov 2009 and stabilized there prior to transfer to BAMC on 6 Nov 2009 for further treatment. He denied being shot in the head and his medical records from Scott and White Hospital and BAMC do not reveal evidence of head injuries or head traumas (CT scan of his head from Scott and White on 5 Nov 2009 did not reveal intracranial abnormalities or signs of trauma).

He denied experiencing depressive, manic, psychotic, anxiety, or cognitive symptoms during the above-mentioned time periods. He denied experiencing auditory or visual hallucinations to include hallucinations of religious figures. He denied using alcohol, illicit substances, or over-the-counter substances during this time period. He denied occupational problems and a review of his officer performance report from Ft. Hood does not support occupational impairment during the time he has been at Ft. Hood. He stated "I don't think what I did was wrong because it was for the greater cause of helping my Muslim brothers...I regret being paralyzed." Regardless of their role in direct or indirect combat, he justified his actions by stating that the soldiers he killed were "going against the Islamic Empire." He reported that it would have been an honor for him to die in the commission of his acts as that would have meant God had chosen him as a martyr. When asked about being alive, he stated "I'm doing my best...I'm paraplegic and could be in jail for the rest of my life, however if I died by lethal injection I would still be a martyr." He acknowledged that his injuries are a "badge of honor" for his actions. He denied having remorse for his actions.