

ORDER OF THE TRIBUNAL REJECTING
THE MOTION ON BEHALF OF DEFENDANT HESS,
AND DESIGNATING A COMMISSION TO
EXAMINE DEFENDANT HESS WITH REFERENCE
TO HIS MENTAL COMPETENCE AND CAPACITY
TO STAND TRIAL

INTERNATIONAL MILITARY TRIBUNAL

THE UNITED STATES OF AMERICA, THE FRENCH REPUBLIC,
THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN
IRELAND, and THE UNION OF SOVIET SOCIALIST REPUBLICS

— against —

HERMANN WILHELM GÖRING, et al.,

Defendants.

ORDER

1. Counsel for the Defendant Hess has made application to the Tribunal to appoint an expert designated by the medical faculty of the University of Zürich or of Lausanne to examine the Defendant Hess with reference to his mental competence and capacity to stand trial. This application is denied.

2. The Tribunal has designated a commission composed of the following members:

- Eugene Krasnushkin, M.D., Professor of Psychiatry,
Medical Institute of Moscow, assisted by
- Eugene Sepp, M.D., Professor of Neurology,
Medical Institute of Moscow
Member, Academy of Medical Sciences, U.S.S.R., and
- Nicolas Kurshakov, M.D., Professor of Medicine
Medical Institute of Moscow
Chief Internist, Commissariat of Public Health, U.S.S.R.
- Lord Moran, M.D. F.R.C.P.
President of the Royal College of Physicians, assisted by
- Dr. T. Rees, M.D. F.R.C.P.
Chief Consultant Psychiatrist to the War Office, and
- Dr. George Riddoch, M.D. F.R.C.P.
Director of Neurology at the London Hospital and
Chief Consultant Neurologist to the War Office
- Dr. Nolan D. C. Lewis, assisted by
- Dr. D. Ewen Cameron and
Colonel Paul Schroeder, M.D.
Professor Jean Delay.

The Tribunal has requested the commission to examine the Defendant Hess and furnish a report on the mental state of the defendant with particular reference to the question whether he is able to take his part in the Trial, specifically:

1. Is the defendant able to plead to the Indictment?
2. Is the defendant sane or not, and on this last issue the Tribunal wishes to be advised whether the defendant is of sufficient intellect to comprehend the course of the proceedings of the Trial so as to make a proper defense, to challenge a witness to whom he might wish to object and to understand the details of the evidence.
3. The examiners have presented their reports to the Tribunal in the form which commends itself to them. It is directed that copies of the reports be furnished to each of the Chief Prosecutors and to Defense Counsel. The Tribunal will hear argument by the Prosecution and by Defense Counsel on the issues presented by the reports on Friday, 30 November at 4 P.M.

INTERNATIONAL MILITARY TRIBUNAL
/s/ GEOFFREY LAWRENCE
President

Dated at Nuremberg, Germany, this
24th day of November 1945.