

AE 16K
AE 12A

UNITED STATES)	MODIFICATION TO
)	FEBRUARY 13, 2012 OFFER
V.)	FOR PRETRIAL AGREEMENT
)	AND APPENDIX A
MAJID SHOUKAT KHAN)	
ISN 10020)	OCTOBER 1, 2015

I, MAJID SHOUKAT KHAN, ISN 10020, with the benefit of the sound advice of my defense counsel, intend to ask the Military Judge for (1) leave to withdraw my guilty plea to Charge IV, Specifications 1 and 2, of the charges and specifications to which I pleaded guilty on February 29, 2012, *see* R.M.C. 910(h)(1), and (2) dismissal of Charge IV, Specifications 1 and 2.

Should the Military Judge permit me to do this, and in consideration of the agreement by the Convening Authority to remain bound by the provisions of the February 13, 2012 Offer for Pretrial Agreement and Appendix A, I shall remain bound by, and intend to receive the benefits of, the provisions of the February 13, 2012 Pretrial Agreement and Appendix A, because it is in my best interest to do so.

In order to effect my intentions and in accordance with Paragraph 30 of the February 13, 2012 Offer for Pretrial Agreement, I hereby offer to modify the February 13, 2012 Offer for Pretrial Agreement as follows, with the Convening Authority's countersignature below indicating his acceptance and thus our mutual agreement:

1. Wherever the terms "charges" and/or "specifications" appear, those terms shall apply only to Charges I, II, III and V;
2. Paragraphs 5. and 5.a. shall apply only to Charges I, II, III and V;
3. In paragraph 5.d., "4 years" is changed to "7 years", and in paragraph 18. "four (4) years" is changed to "seven (7) years".
4. Charge IV is stricken from the table in Paragraph 20 of the February 13, 2012 Offer for Pretrial Agreement; and
5. The last sentence in Paragraph 29 shall apply only to Charges I, II, III, and V.

001-07-15
Date _____
MAJID SHOUKAT KHAN

I certify I advised the accused of the effect of the foregoing, and I witnessed his voluntary signature to this MODIFICATION.

[Signature] 10/7/15
Mr. J Wells Dixon/Date

[Signature]
Ms. Katya Jestin/Date

[Signature] 10/4/15
LTC Jon Jackson/Date

9/14/16
(discussed with Mr. Khan; did not witness his signature)
(u8)

Appellate Exhibit 12A
Page 1 of 2

I recommend (acceptance) ~~(rejection)~~ of this MODIFICATION.

11/9/15
Date


Legal Advisor to the Convening Authority

The foregoing MODIFICATION is accepted and approved.

20 NOV 2015
Date


Convening Authority