

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

**Holding a Criminal Term**

**Grand Jury Sworn in on May 25, 2021**

<b>UNITED STATES OF AMERICA</b>	:	<b>CRIMINAL NO. 21-cr-527 (RDM)</b>
	:	
<b>v.</b>	:	<b>VIOLATIONS:</b>
	:	
<b>ALAN WILLIAM BYERLY,</b>	:	<b>18 U.S.C. § 231(a)(3)</b>
	:	<b>(Civil Disorder)</b>
<b>Defendant.</b>	:	<b>18 U.S.C. § 111(a)(1) and (b)</b>
	:	<b>(Assaulting, Resisting, or Impeding</b>
	:	<b>Certain Officers Using a Deadly or</b>
	:	<b>Dangerous Weapon)</b>
	:	<b>18 U.S.C. § 1752(a)(1) and (b)(1)(A)</b>
	:	<b>(Entering and Remaining in Restricted</b>
	:	<b>Grounds Using and Carrying a Deadly or</b>
	:	<b>Dangerous Weapon)</b>
	:	<b>18 U.S.C. § 1752(a)(2) and (b)(1)(A)</b>
	:	<b>(Disorderly and Disruptive Conduct in a</b>
	:	<b>Restricted Grounds Using and Carrying a</b>
	:	<b>Deadly or Dangerous Weapon)</b>
	:	<b>18 U.S.C. § 1752(a)(4) and (b)(1)(A)</b>
	:	<b>(Physical Violence in Restricted Grounds</b>
	:	<b>Using and Carrying a Deadly or</b>
	:	<b>Dangerous Weapon)</b>
	:	<b>40 U.S.C. § 5104(e)(2)(F)</b>
	:	<b>(Act of Physical Violence in the Capitol</b>
	:	<b>Grounds)</b>
	:	<b>18 U.S.C. § 113(a)(4)</b>
	:	<b>(Striking, Beating, or Wounding of</b>
	:	<b>Another Person within the Territorial</b>
	:	<b>Jurisdiction)</b>
	:	<b>18 U.S.C. § 113(a)(5)</b>
	:	<b>(Simple Assault within the Territorial</b>
	:	<b>Jurisdiction)</b>

**INDICTMENT**

The Grand Jury charges that:

**COUNT ONE**

On or about January 6, 2021, within the District of Columbia, **ALAN WILLIAM BYERLY**, committed and attempted to commit an act to obstruct, impede, and interfere with a law enforcement officer, that is, Officer A.G., an officer from the Washington, D.C. Metropolitan Police Department, lawfully engaged in the lawful performance of his/her official duties incident to and during the commission of a civil disorder which in any way and degree obstructed, delayed, and adversely affected commerce and the movement of any article and commodity in commerce and the conduct and performance of any federally protected function.

**(Civil Disorder, in violation of Title 18, United States Code, Section 231(a)(3))**

**COUNT TWO**

On or about January 6, 2021, within the District of Columbia, **ALAN WILLIAM BYERLY**, using a deadly and dangerous weapon, that is, a TASER, did forcibly assault, resist, oppose, impede, intimidate, and interfere with an officer and employee of the United States, and of any branch of the United States Government (including any member of the uniformed services), and any person assisting such an officer and employee, that is, A.G., an officer from the Washington, D.C. Metropolitan Police Department, while such officer and employee was engaged in and on account of the performance of official duties and where the acts in violation of this section involve physical contact with the victim and the intent to commit another felony.

**(Assaulting, Resisting, or Impeding Certain Officers Using a Dangerous Weapon, in violation of Title 18, United States Code, Sections 111(a)(1) and (b))**

**COUNT THREE**

On or about January 6, 2021, in the District of Columbia, **ALAN WILLIAM BYERLY**, did knowingly enter and remain in a restricted building and grounds, that is, any posted, cordoned-off, and otherwise restricted area within the United States Capitol and its grounds, where the Vice President and Vice President-elect were temporarily visiting, without lawful authority to do so, and during and in relation to this offense **ALAN WILLIAM BYERLY** used and carried a deadly and dangerous weapon, to wit a TASER.

**(Entering and Remaining in a Restricted Grounds Using and Carrying a Deadly or Dangerous Weapon, in violation of Title 18, United States Code, Sections 1752(a)(1) and (b)(1)(A))**

**COUNT FOUR**

On or about January 6, 2021, in the District of Columbia, **ALAN WILLIAM BYERLY**, did knowingly, and with intent to impede and disrupt the orderly conduct of Government business and official functions, engage in disorderly and disruptive conduct in, and within such proximity to, a restricted building and grounds, that is, any posted, cordoned-off, and otherwise restricted area within the United States Capitol and its grounds, where the Vice President and Vice President-elect were temporarily visiting, when and so that such conduct did, in fact, impede and disrupt the orderly conduct of Government business and official functions, and during and in relation to this offense **ALAN WILLIAM BYERLY** used and carried a deadly and dangerous weapon, to wit a TASER.

**(Disorderly and Disruptive Conduct in Restricted Grounds Using and Carrying a Deadly or Dangerous Weapon, in violation of Title 18, United States Code, Sections 1752(a)(2) and (b)(1)(A)).**

**COUNT FIVE**

On or about January 6, 2021, in the District of Columbia, **ALAN WILLIAM BYERLY**, did knowingly engage in any act of physical violence against any person and property in restricted grounds, that is, any posted, cordoned-off, and otherwise restricted area within the United States Capitol and its grounds, where the Vice President and Vice President-elect were temporarily visiting, and during and in relation to this offense **ALAN WILLIAM BYERLY** used and carried a deadly and dangerous weapon, to wit a TASER.

**(Engaging in Physical Violence in Restricted Grounds Using and Carrying a Deadly or Dangerous Weapon, in violation of Title 18, United States Code, Sections 1752(a)(4) and (b)(1)(A))**

**COUNT SIX**

On or about January 6, 2021, in the District of Columbia, **ALAN WILLIAM BYERLY**, willfully and knowingly engaged in an act of physical violence within the United States Capitol Grounds.

**(Act of Physical Violence in the Capitol Grounds, in violation of Title 40, United States Code, Section 5104(e)(2)(F))**

**COUNT SEVEN**

On or about January 6, 2021, within the District of Columbia, **ALAN WILLIAM BYERLY**, at a place within the territorial jurisdiction of the United States, namely the United States Capitol Grounds, on land acquired for the use of the United States and under its exclusive jurisdiction, did commit an assault of an individual with initials J.M. by striking, beating, and wounding J.M.

**(Striking, Beating, and Wounding within the Territorial Jurisdiction of the United States, in violation of Title 18, United States Code, Section 113(a)(4))**

**COUNT EIGHT**

On or about January 6, 2021, within the District of Columbia, **ALAN WILLIAM BYERLY**, at a place within the territorial jurisdiction of the United States, namely the United States Capitol Grounds, on land acquired for the use of the United States and under its exclusive jurisdiction, did commit a simple assault of an individual with initials J.M.

**(Simple Assault within the Territorial Jurisdiction of the United States, in violation of Title 18, United States Code, Section 113(a)(5))**

A TRUE BILL:

FOREPERSON.

*Channing D. Phillips* /<sup>re</sup>

Attorney of the United States in  
and for the District of Columbia.