

AO 442 (Rev. 11/11) Arrest Warrant

# UNITED STATES DISTRICT COURT

for the

District of Columbia

United States of America

v.

BENJAMIN HENRY TORRE

*Defendant*

)  
 ) Case: 1:21-mj-00191  
 ) Assigned to: Judge Faruqui, Zia M  
 ) Assign Date: 2/2/2021  
 ) Description: COMPLAINT W/ARREST WARRANT  
 )  
 )

## ARREST WARRANT

To: Any authorized law enforcement officer

**YOU ARE COMMANDED** to arrest and bring before a United States magistrate judge without unnecessary delay  
*(name of person to be arrested)* Benjamin Henry Torre  
 who is accused of an offense or violation based on the following document filed with the court:

- Indictment     Superseding Indictment     Information     Superseding Information     Complaint  
 Probation Violation Petition     Supervised Release Violation Petition     Violation Notice     Order of the Court

This offense is briefly described as follows:

18 U.S.C. 1752(a)(1), (2)- Knowingly Entering or Remaining in any Restricted Building or Grounds Without Lawful Authority;

40 U.S.C. 5104(e)(2)(C)(i), (D) & (G)- Violent Entry and Disorderly Conduct on Capitol Grounds

Date: 02/02/2021

2021.02.02  
19:38:05 -05'00'

*Issuing officer's signature*

City and state: Washington, D.C.

Zia M. Faruqui, U.S. Magistrate Judge

*Printed name and title*

### Return

This warrant was received on *(date)* 02/02/21 , and the person was arrested on *(date)* 02/09/21  
 at *(city and state)* Dewsonville, GA

Date: 02/09/21

*Arresting officer's signature*

Benjamin Green FBI TFO  
*Printed name and title*

AO 442 (Rev. 11/11) Arrest Warrant

UNITED STATES DISTRICT COURT

for the

District of Columbia

United States of America

v.

BENJAMIN HENRY TORRE

Defendant

2:21-mj-003-JCF

Case: 1:21-mj-00191
Assigned to: Judge Faruqui, Zia M
Assign Date: 2/2/2021
Description: COMPLAINT W/ARREST WARRANT

ARREST WARRANT

To: Any authorized law enforcement officer

YOU ARE COMMANDED to arrest and bring before a United States magistrate judge without unnecessary delay
(name of person to be arrested) Benjamin Henry Torre
who is accused of an offense or violation based on the following document filed with the court:

- Indictment, Superseding Indictment, Information, Superseding Information, Complaint, Probation Violation Petition, Supervised Release Violation Petition, Violation Notice, Order of the Court

This offense is briefly described as follows:

18 U.S.C. 1752(a)(1), (2)- Knowingly Entering or Remaining in any Restricted Building or Grounds Without Lawful Authority;
40 U.S.C. 5104(e)(2)(C)(i), (D) & (G)- Violent Entry and Disorderly Conduct on Capitol Grounds

Date: 02/02/2021

2021.02.02 19:38:05 -05'00'
Issuing officer's signature

City and state: Washington, D.C. Zia M. Faruqui, U.S. Magistrate Judge
Printed name and title

Return

This warrant was received on (date) and the person was arrested on (date)
at (city and state)

Date:
Arresting officer's signature
Printed name and title

AO 91 (Rev. 11/11) Criminal Complaint

UNITED STATES DISTRICT COURT

for the

District of Columbia

United States of America
v.
BENJAMIN HENRY TORRE

Date of Birth: XX/XX/XXXX

Defendant(s)

Handwritten case number: 21-mj-00191
Case: 1:21-mj-00191
Assigned to: Judge Faruqui, Zia M
Assign Date: 2/2/2021
Description: COMPLAINT W/ARREST WARRANT

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of January 6, 2021 in the county of in the
in the District of Columbia, the defendant(s) violated:

Code Section

Offense Description

18 U.S.C. 1752(a)(1). (2)- Knowingly Entering or Remaining in any Restricted Building or
Grounds Without Lawful Authority;
40 U.S.C. 5104(e)(2)(C)(i). (D) & (G)- Violent Entry and Disorderly Conduct on Capitol
Grounds

This criminal complaint is based on these facts:

See attached statement of facts.

Continued on the attached sheet.

Handwritten signature of Brian Hock

Complainant's signature

Brian Hock, Special Agent

Printed name and title

Attested to by the applicant in accordance with the requirements of Fed. R. Crim. P. 4.1
by telephone.

Date: 02/02/2021

Handwritten signature of Zia M. Faruqui

2021.02.02
19:37:42 -05'00'

Judge's signature

City and state: Washington, D.C.

Zia M. Faruqui, U.S. Magistrate Judge

Printed name and title

Case: 1:21-mj-00191  
Assigned to: Judge Faruqi, Zia M  
Assign Date: 2/2/2021  
Description: COMPLAINT WARREST WARRANT

### STATEMENT OF FACTS

Your affiant, Brian Hock is a Special Agent with the Federal Bureau of Investigation, and have been so since 2019. Currently, I am tasked with investigating criminal activity in and around the Capitol grounds on January 6, 2021. As a Special Agent I am authorized by law or by a Government agency to engage in or supervise the prevention, detention, investigation, or prosecution of violations of Federal criminal laws.

The U.S. Capitol is secured 24 hours a day by U.S. Capitol Police. Restrictions around the U.S. Capitol include permanent and temporary security barriers and posts manned by U.S. Capitol Police. Only authorized people with appropriate identification are allowed access inside the U.S. Capitol. On January 6, 2021, the exterior plaza of the U.S. Capitol was also closed to members of the public.

On January 6, 2021, a joint session of the United States Congress convened at the United States Capitol, which is located at First Street, SE, in Washington, D.C. During the joint session, elected members of the United States House of Representatives and the United States Senate were meeting in separate chambers of the United States Capitol to certify the vote count of the Electoral College of the 2020 Presidential Election, which had taken place on November 3, 2020. The joint session began at approximately 1:00 p.m. Shortly thereafter, by approximately 1:30 p.m., the House and Senate adjourned to separate chambers to resolve a particular objection. Vice President Mike Pence was present and presiding, first in the joint session, and then in the Senate chamber.

As the proceedings continued in both the House and the Senate, and with Vice President Mike Pence present and presiding over the Senate, a large crowd gathered outside the U.S. Capitol. As noted above, temporary and permanent barricades were in place around the exterior of the U.S. Capitol building, and U.S. Capitol Police were present and attempting to keep the crowd away from the Capitol building and the proceedings underway inside.

At such time, the certification proceedings were still underway and the exterior doors and windows of the U.S. Capitol were locked or otherwise secured. Members of the U.S. Capitol Police attempted to maintain order and keep the crowd from entering the Capitol; however, around 2:00 p.m., individuals in the crowd forced entry into the U.S. Capitol, including by breaking windows and by assaulting members of the U.S. Capitol Police, as others in the crowd encouraged and assisted those acts.

Shortly thereafter, at approximately 2:20 p.m., members of the United States House of Representatives and United States Senate, including the President of the Senate, Vice President Mike Pence, were instructed to—and did—evacuate the chambers. Accordingly, the joint session of the United States Congress was effectively suspended until shortly after 8:00 p.m. Vice President Pence remained in the United States Capitol from the time he was evacuated from the Senate Chamber until the sessions resumed.

During national news coverage of the aforementioned events, video footage that appeared to be captured on mobile devices of persons present on the scene depicted evidence of violations

of local and federal law, including scores of individuals inside the U.S. Capitol building without authority to be there.

As a part of the investigation into the events on January 6, 2021, the FBI created “Be on the Lookout,” or “BOLO,” fliers for individuals who were captured on video or in photos inside the Capitol building. These BOLOs were then disseminated to the public with requests to contact the FBI with any information about the identity of the individual depicted in the BOLOs. The BOLOs were numbered.

On January 14, 2021, an individual who identified themselves by first name and by where they work (hereinafter “Person 1”) sent an email tip to the FBI identifying the individual in BOLO #77 as Benjamin Torre (“TORRE”). In the tip, Person 1 indicated how they knew TORRE and also provided TORRE’s place of employment, which Person 1 stated was in Dawsonville, Georgia. Person 1 also stated TORRE lived in Gainesville, Georgia. Person 1 further advised that they knew that TORRE had admitted to other people that he had been at the U.S. Capitol on January 6, 2021, and that he had entered the building.



# SEEKING INFORMATION


## VIOLENCE AT THE UNITED STATES CAPITOL

WASHINGTON, D.C.  
JANUARY 6, 2021

  
Photograph #60

  
Photograph #70

  
Photograph #71

  
Photograph #72

  
Photograph #73

  
Photograph #74

  
Photograph #75

  
Photograph #76

  
Photograph #77

  
Photograph #78

### DETAILS

The Federal Bureau of Investigation's (FBI) Washington Field Office is seeking the public's assistance in identifying individuals who made unlawful entry into the United States Capitol Building on January 6, 2021, in Washington, D.C.

Anyone with information regarding these individuals, or anyone who witnessed any unlawful violent actions at the Capitol or near the area, is asked to contact the FBI's Toll-Free Trpline at 1-800-CALL-FBI (1-800-225-5324) to verbally report tips. You may also submit any information, photos, or videos that could be relevant online at [fbi.gov/USCapitol](http://fbi.gov/USCapitol). You may also contact your local FBI office or the nearest American Embassy or Consulate.

Field Office: Washington D.C.

[www.fbi.gov](http://www.fbi.gov)

Law enforcement conducted a search and learned that a Benjamin Henry TORRE had a driver's license in the state of Georgia and an address in Dawsonville, Georgia. (Dawsonville, Georgia is approximately 20 miles from Gainesville, Georgia, where Person 1 reported TORRE lived). An open-source social medial search returned an Instagram page for a "Ben Torre" with an Instagram username or handle of "bhtorre97." A review of publicly available Instagram posts showed that TORRE was tagged in two photographs by an individual who law enforcement later learned had the same name as TORRE's brother. One photograph in which TORRE was tagged was a photo of a boat with a "Trump 2020" flag and two young men in the boat. The photo was dated on Instagram October 24, 2020.



The second Instagram photograph in which TORRE was tagged was posted by the same user. It was a photograph of the Lincoln Memorial at night, and was dated on Instagram January 7. The location listed on Instagram was Washington, D.C. Another Instagram user inquired of the post, "Did ya storm the capital [sic] [arm flex emoji]." The poster replied "no and I think it was wrong that we did."



On January 21, 2021, FBI agents interviewed TORRE at his home in Dawsonville, Georgia. TORRE's parents were present for the interview. During the interview, TORRE admitted that he entered the U.S. Capitol building. TORRE stated that he drove to Washington, D.C., with his family, including his parents, on January 4, 2021. According to TORRE, he did not go to the rally as part of any group, but because he is a "patriot." TORRE stated that he attended the "Stop the Steal" rally, during which he heard President Trump tell the crowd to "peacefully march to the Capitol."

TORRE advised the agents that he approached the U.S. Capitol from the direction of the National Mall, and went towards the left side of the Capitol, which your affiant knows is the west side of the building. TORRE stated that when he arrived there, he observed people break the window of a door with a cane; someone then reached through the broken window and opened the door. While this happened, someone – possibly TORRE – yelled to stop and not break anything.

TORRE reported that a few minutes later "things got a little heated" and that "D.C. Police came and made a line alongside the Capitol" to block people from climbing on the scaffolding. According to TORRE, he believed the police were forcing people to leave the scaffolding so that they would not get injured. TORRE advised the agents that the officers were "completely fine" with all of the "protestors" in front of the Capitol.

TORRE admitted that he entered the U.S. Capitol building by climbing through a broken window. He stated that the window had been broken previously. According to TORRE, after he climbed through the window and entered the building he noticed a piece of large furniture that had "fallen over," and officers standing nearby. TORRE reported that the officers "helped us in Capitol," in that they did not shout or try to stop them from coming into the Capitol. TORRE further stated that he nodded at the officers, and continued into the building.

Your affiant knows that at approximately 2:30 p.m. EST, known and unknown subjects broke windows and pushed past U.S. Capitol Police and supporting law enforcement officers forcing their way into the U.S. Capitol on both the west side and the east side of the building.

According to TORRE, once inside the building, he walked around the building and entered what looked like an office or conference room. The room had what appeared to be a conference table in the middle and a white couch. While in this room, TORRE observed someone pull out a cigarette and light the cigarette. TORRE reported that he thought to himself, "If we were really as violent as people think we are we could take that and light the sofa."

TORRE stated that at one point he saw a line of officers and he spoke to them and said, "We are here in support of you and we back the blue." TORRE reiterated that the officers did not "stop, hinder, or do anything to keep people from inside the Capitol." TORRE then explained that when he left the building, he did so through the same broken window; when he was already half-way through the window, an officer instructed TORRE and another person to exit the building through a doorway instead of through the broken window so they would not get injured.

TORRE claimed that he did not damage any property or engage in violence while inside the building. TORRE stated that he got caught up in the moment when he entered the Capitol, and that some day he could tell his children that he was there that day. TORRE showed agents a photograph on his mobile phone of himself inside the Capitol building on January 6, 2021. TORRE identified himself in the photograph. In the photo, TORRE was posing with a companion, who he refused to identify, and police officers. The agents observed that TORRE was wearing the same clothing in the photograph as he was wearing in BOLO #77.

TORRE admitted that he had told some people that he was at the Capitol for the events of January 6, 2021 – although he did not tell them "the full story." TORRE said he was telling those people that what happened "was not what you see on the news. TikTok makes it look really bad. Instagram makes it look really bad." TORRE also confirmed that he was still working for the same employer referenced by Person 1.

On January 25, 2021, agents interviewed an identified individual (hereinafter "Person 2"). Person 2 indicated that they have known TORRE for three (3) years. Person 2 observed BOLO #77, and identified the person in BOLO #77 as TORRE. Person 2 also recognized the jacket and sweatshirt that TORRE was wearing in BOLO #77.

Your affiant has reviewed video footage from the Capitol that was posted by individuals on social media. TORRE was captured in some of that footage, identifiable in part by the clothing he was observed wearing in the photograph he showed the agents and in BOLO #77. One of the videos captured TORRE in a room with a conference table and a white couch. During this video, while in the room with the white couch, TORRE is filmed looking out of a window that faces an exterior plaza of the Capitol. Visible through the window is the back of a police line consistent with the police line that formed in the exterior plaza of the U.S. Capitol Building on January 6, 2021.



As TORRE moved away from the window, the person recording stated, "This is insane." TORRE replied, "This is fucking wild man." TORRE then faced the person recording and stated, "This is crazy. I've never seen anything like this before in my life. God dang, dude. I've been here so many times in my life, but never like this. Never like this."



Your affiant corresponded with a member of the U.S. Capitol Police who is familiar with the rooms in the Capitol building. After reviewing still images and discussing with a co-worker, the U.S. Capitol Police member believed that this room, with the conference table and white couch, is the Senate Spouse's lounge.

A different video from the same apparent user/recorder captured an individual consistent with TORRE – who was wearing the same grey jacket with a red and white emblem or sticker on the chest, a white and red hooded sweatshirt, and a red, white, and blue winter hat with a pom-pom on top, and who had the same hair color, hair style, and build as TORRE – in a second, smaller room in the Capitol building. This room also had a conference table in the center, but did not have a white couch.



Your affiant corresponded with a member of the U.S. Capitol Police who is familiar with the rooms in the Capitol building. After reviewing still images, the U.S. Capitol Police member believed the second, smaller room where TORRE was observed was room S140, which the U.S. Capitol Police member described as Senator Jeff Merkley's U.S. Capitol building office. The USCP member provided a link to a video recorded and published on Twitter by Senator Merkley. In the video, the Senator documented the damage the rioters caused to the room during the events of January 6, 2021. See <https://mobile.twitter.com/senjeffmerkley/status/1347039504528498688> (last visited Jan. 30, 2021). During the video, Senator Merkley called the room his "hideaway office," and noted that it is a level below the Senate floor. The Senator stated that he had been inside the office before going to the Senate floor that day. Senator Merkley also mentioned in the video that a laptop that had been left on the conference room table was stolen. (Your affiant would note that at the time that TORRE appears inside Senator Merkley's office, numerous people were in the room and no laptop was readily apparent on the conference room table).

Based on the foregoing, your affiant submits that there is probable cause to believe that BENJAMIN HENRY TORRE violated 18 U.S.C. § 1752(a)(1) and (2), which makes it a crime to (1) knowingly enter or remain in any restricted building or grounds without lawful authority to do; and (2) knowingly, and with intent to impede or disrupt the orderly conduct of Government business or official functions, engage in disorderly or disruptive conduct in, or within such proximity to, any restricted building or grounds when, or so that, such conduct, in fact, impedes or disrupts the orderly conduct of Government business or official functions or attempts or conspires to do so. For purposes of Section 1752 of Title 18, a "restricted building" includes a posted, cordoned off, or otherwise restricted area of a building or grounds where the President or other person protected by the Secret Service, including the Vice President, is or will be temporarily visiting; or any building or grounds so restricted in conjunction with an event designated as a special event of national significance.

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Your affiant submits there is also probable cause to believe that BENJAMIN HENRY TORRE violated 40 U.S.C. § 5104(e)(2)(C)(i), (D) & (G) which makes it a crime to willfully and knowingly (C) with the intent to disrupt the orderly conduct of official business, enter or remain in a room in any of the Capitol Buildings set aside or designated for the use of— (i) either House of Congress or a Member, committee, officer, or employee of Congress, or either House of Congress; or (ii) the Library of Congress; (D) utter loud, threatening, or abusive language, or engage in disorderly or disruptive conduct, at any place in the Grounds or in any of the Capitol Buildings with the intent to impede, disrupt, or disturb the orderly conduct of a session of Congress or either House of Congress, or the orderly conduct in that building of a hearing before, or any deliberations of, a committee of Congress or either House of Congress; and (G) parade, demonstrate, or picket in any of the Capitol Buildings.



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Brian Hock, Special Agent  
Federal Bureau of Investigation

Attested to by the applicant in accordance with the requirements of Fed. R. Crim. P. 4.1 by telephone, this 2<sup>nd</sup> day of February, 2021.



2021.02.02  
19:36:53 -05'00'

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ZIA M. FARUQUI  
U.S. MAGISTRATE JUDGE

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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF GEORGIA  
GAINESVILLE DIVISION**

**2:21-mj-00003-JCF  
USA v. Torre  
Honorable J. Clay Fuller**

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Minute Sheet for proceedings held In Open Court on 02/09/2021.

TIME COURT COMMENCED: 2:08 P.M.  
TIME COURT CONCLUDED: 2:18 P.M.  
TIME IN COURT: 00:10  
OFFICE LOCATION: Gainesville

TAPE NUMBER: FTR  
USPO: Dana Johnson  
DEPUTY CLERK: Christina Klimenko

DEFENDANT(S): [1]Benjamin Henry Torre Present at proceedings  
ATTORNEY(S) Jennifer Keen representing USA  
PRESENT: \*\* AFPD Victoria Calvert representing Benjamin Torre  
PROCEEDING CATEGORY: Initial Appearance;  
MINUTE TEXT: Removal Initial held; AFPD Victoria Calvert appointed; Deft. waived his right to an identity hearing & requests the preliminary hearing to be held in the charging district; Bond hearing held; Deft. released on a \$20,000 unsecured bond with standard and special conditions of release. Deft. to appear for all further proceedings in the charging district.

AO 98 (Rev 12 11) Appearance Bond

UNITED STATES DISTRICT COURT

for the

Northern District of Georgia

United States of America

v.

BENJAMIN HENRY TORRE
Defendant

Case No. 2:21-MJ-003-JCF

APPEARANCE BOND

Defendant's Agreement

I, BENJAMIN HENRY TORRE de endant a ee to foll
court that considers this case, and I further agree that this bond may be forfeited if I fail:

- (X) to appear for court proceedings;
(X) if convicted, to surrender to serve a sentence that the court may impose; or
(X) to comply with all conditions set forth in the Order Setting Conditions of Release.

Type of Bond

- ( ) (1) This is a personal recognizance bond.
(X) (2) This is an unsecured bond of \$ 20,000
( ) (3) This is a secured bond of \$ , secured by:
( ) (a) \$ , in cash deposited with the court.
( ) (b) the agreement of the defendant and each surety to forfeit the following cash or other property
(describe the cash or other property, including claims on it such as a lien, mortgage, or loan and attach proof of
ownership and value):

If this bond is secured by real property, documents to protect the secured interest may be filed of record.

- ( ) (c) a bail bond with a solvent surety (attach a copy of the bail bond, or describe it and identify the surety):

Forfeiture or Release of the Bond

Forfeiture of the Bond. This appearance bond may be forfeited if the defendant does not comply with the above
agreement. The court may immediately order the amount of the bond surrendered to the United States, including the
security for the bond, if the defendant does not comply with the agreement. At the request of the United States, the court
may order a judgment of forfeiture against the defendant and each surety for the entire amount of the bond, including
interest and costs.

AO 98 (Rev. 12/11) Appearance Bond

*Release of the Bond.* The court may order this appearance bond ended at any time. This bond will be satisfied and the security will be released when either: (1) the defendant is found not guilty on all charges, or (2) the defendant reports to serve a sentence.

**Declarations**


*Ownership of the Property.* I, the defendant – and each surety – declare under penalty of perjury that:

- (1) all owners of the property securing this appearance bond are included on the bond;
- (2) the property is not subject to claims, except as described above; and
- (3) I will not sell the property, allow further claims to be made against it, or do anything to reduce its value while this appearance bond is in effect.

*Acceptance.* I, the defendant – and each surety – have read this appearance bond and have either read all the conditions of release set by the court or had them explained to me. I agree to this Appearance Bond.

I, the defendant – and each surety – declare under penalty of perjury that this information is true. (See 28 U.S.C. § 1746.)

Date: 02/09/2021



*Defendant's signature*

\_\_\_\_\_  
*Surety/property owner – printed name*

\_\_\_\_\_  
*Surety/property owner – signature and date*

\_\_\_\_\_  
*Surety/property owner – printed name*

\_\_\_\_\_  
*Surety/property owner – signature and date*

\_\_\_\_\_  
*Surety/property owner – printed name*

\_\_\_\_\_  
*Surety/property owner – signature and date*

**CLERK OF COURT**

Date: \_\_\_\_\_

\_\_\_\_\_  
*Signature of Clerk or Deputy Clerk*

Approved.

Date: 02/09/2021

\_\_\_\_\_  
*/s/ J. Clay Fuller*  
*Judge's signature*

UNITED STATES DISTRICT COURT

for the

Northern District of Georgia

United States of America

v.

BENJAMIN HENRY TORRE

Defendant

Case No. 2:21-MJ-003-JCF

Charging District's Case No. 1:21-MJ-191

WAIVER OF RULE 5 & 5.1 HEARINGS (Complaint or Indictment)

I understand that I have been charged in another district, the (name of other court) District of Columbia

I have been informed of the charges and of my rights to:

- (1) retain counsel or request the assignment of counsel if I am unable to retain counsel;
(2) an identity hearing to determine whether I am the person named in the charges;
(3) production of the warrant, a certified copy of the warrant, or a reliable electronic copy of either;
(4) a preliminary hearing within 14 days of my first appearance if I am in custody and 21 days otherwise unless I am indicted to determine whether there is probable cause to believe that an offense has been committed;
(5) a hearing on any motion by the government for detention;
(6) request transfer of the proceedings to this district under Fed. R. Crim. P. 20, to plead guilty.

I agree to waive my right(s) to:

- [checked] an identity hearing and production of the warrant.
[ ] a preliminary hearing.
[ ] a detention hearing.
[checked] an identity hearing, production of the warrant, and any preliminary or detention hearing to which I may be entitled in this district. I request that those hearings be held in the prosecuting district, at a time set by that court.

I consent to the issuance of an order requiring my appearance in the prosecuting district where the charges are pending against me.

Date: 2/9/2021

[Handwritten signature]

Defendant's signature

[Handwritten signature]

Signature of defendant's attorney

AFPD Victoria Calvert

Printed name of defendant's attorney

AO 467 (Rev. 01/09) Order Requiring a Defendant to Appear in the District Where Charges are Pending and Transferring Bail

**UNITED STATES DISTRICT COURT**

for the

Northern District of Georgia

United States of America

v.

BENJAMIN HENRY TORRE

*Defendant*

)  
)  
)  
)  
)

Case No. 2:21-MJ-003-JCF

Charging District: District of Columbia

Charging District's Case No. 1:21-MJ-191

**ORDER REQUIRING A DEFENDANT TO APPEAR IN THE DISTRICT  
WHERE CHARGES ARE PENDING AND TRANSFERRING BAIL**

After a hearing in this court, the defendant is released from custody and ordered to appear in the district court where the charges are pending to answer those charges. If the time to appear in that court has not yet been set, the defendant must appear when notified to do so. Otherwise, the time and place to appear in that court are:

Place: E. Barrett Prettyman, United States Courthouse 333 Constitution Ave., N.W. Washington, D.C. 20001	Courtroom No.:
	Date and Time:

The clerk is ordered to transfer any bail deposited in the registry of this court to the clerk of the court where the charges are pending.

Date: 2/9/2021

/s/ J. Clay Fuller

*Judge's signature*

J. Clay Fuller, United States Magistrate Judge

*Printed name and title*

CLOSED

**U.S. District Court  
Northern District of Georgia (Gainesville)  
CRIMINAL DOCKET FOR CASE #: 2:21-mj-00003-JCF-1**

Case title: USA v. Torre

Date Filed: 02/09/2021

Date Terminated: 02/09/2021

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Assigned to: Magistrate Judge J.  
Clay Fuller

**Defendant (1)**

**Benjamin Henry Torre**  
*TERMINATED: 02/09/2021*

represented by **Victoria Marie Calvert**  
Federal Defender Program–Atl  
Suite 1500  
Centennial Tower  
101 Marietta Street, N.W.  
Atlanta, GA 30303  
404–688–7530  
Fax: 404–688–0768  
Email: [victoria\\_calvert@fd.org](mailto:victoria_calvert@fd.org)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**  
*Designation: Public Defender or Community  
Defender Appointment*

**Pending Counts**

None

**Disposition**

**Highest Offense Level (Opening)**

None

**Terminated Counts**

None

**Disposition**

**Highest Offense Level  
(Terminated)**

None

**Complaints**

18:1752.P Knowingly entering or  
remaining in any restricted  
building or grounds without lawful  
authority & 40:5104(e) Violent

**Disposition**

entry and disorderly conduct on  
capitol grounds

---

**Plaintiff**

**USA**

represented by **Jennifer Keen**  
Office of the United States  
Attorney–ATL600  
Northern District of Georgia  
600 United States Courthouse  
75 Ted Turner Dr., S.W.  
Atlanta, GA 30303  
404–581–6257  
Email: [jennifer.keen@usdoj.gov](mailto:jennifer.keen@usdoj.gov)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**  
*Designation: Retained*

Date Filed	#	Page	Docket Text
02/09/2021			Arrest (Rule 40) of Benjamin Henry Torre (clk) (Entered: 02/09/2021)
02/09/2021	<u>1</u>		Copy of Arrest Warrant and Complaint issued in the District of Columbia as to Benjamin Henry Torre – Case no. 1:21–MJ–191 (clk) (Entered: 02/09/2021)
02/09/2021	<u>2</u>		CJA 23 Financial Affidavit by Benjamin Henry Torre (clk) (Entered: 02/09/2021)
02/09/2021	<u>3</u>		ORDER APPOINTING FEDERAL PUBLIC DEFENDER Victoria Marie Calvert for Benjamin Henry Torre as to Benjamin Henry Torre Signed by Magistrate Judge J. Clay Fuller on 2/9/2021. (clk) (Entered: 02/09/2021)
02/09/2021	<u>4</u>		WAIVER of Rule 40 Hearings by Benjamin Henry Torre (clk) (Entered: 02/09/2021)
02/09/2021	<u>5</u>		Minute Entry for proceedings held before Magistrate Judge J. Clay Fuller: Initial Appearance in Rule 5(c)(3) Proceedings as to Benjamin Henry Torre held on 2/9/2021; AFD Victoria Calvert appointed; Deft. waived his right to an identity hearing & requests the preliminary hearing to be held in the charging district; Bond hearing held; Deft. released on a \$20,000 unsecured bond with standard and special conditions of release. Deft. to appear for all further proceedings in the charging district. (Tape #FTR) (clk) (Entered: 02/09/2021)
02/09/2021	<u>6</u>		Unsecured Bond on Rule 5(c)(3) Entered as to Benjamin Henry Torre in amount of \$ \$20,000, (clk) (Entered: 02/09/2021)
02/09/2021	<u>7</u>		ORDER Setting Conditions of Release as to Benjamin Henry Torre. Signed by Magistrate Judge J. Clay Fuller on 2/9/2021. (clk)

			(Entered: 02/09/2021)
02/09/2021	<u>8</u>		ORDER as to Benjamin Henry Torre directing defendant to appear in prosecuting district and transferring bond. Signed by Magistrate Judge J. Clay Fuller on 2/9/2021. (clk) (Entered: 02/09/2021)
02/09/2021	<u>9</u>		Transmittal of Rule 5(c)(3) Documents as to Benjamin Henry Torre, sent to District of Columbia electronically. (clk) (Entered: 02/09/2021)
02/09/2021			Magistrate Case Closed. Defendant Benjamin Henry Torre terminated. (clk) (Entered: 02/09/2021)