

AO 442 (Rev. 11/11) Arrest Warrant

UNITED STATES DISTRICT COURT

for the

District of Columbia

United States of America
v.
CLIFFORD MACKRELL

) Case: 1:21-mj-00316
) Assigned To : Meriweather, Robin M.
) Assign. Date : 3/16/2021
) Description: Complaint w/ Arrest Warrant
)

Defendant

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) CLIFFORD MACKRELL,
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. § 111(a)(1) - Forcibly Assault, Resist, Oppose, Impede, Intimidate, or Interfere with Certain Officers or Employees;
18 U.S.C. §§ 1752(a)(1), (2), and (4) - Knowingly Entering or Remaining in any Restricted Building or Grounds Without Lawful Authority with Intent to Impede or Disrupt the Orderly Conduct of Government Business or Official Functions;
18 U.S.C. § 231(a)(3) - Obstruction of Law Enforcement During Civil Disorder; and
40 U.S.C. § 5104(e)(2)(F) - Violent Entry and Disorderly Conduct on Capitol Grounds.

Date: 03/16/2021



Issuing officer's signature

City and state: Washington, D.C.

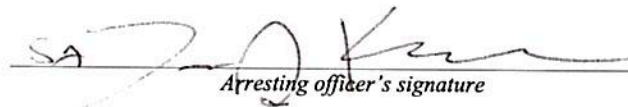
Robin M. Meriweather, U.S. Magistrate Judge

Printed name and title

Return

This warrant was received on (date) 3-16-21, and the person was arrested on (date) 3-17-21
at (city and state) WELLINGTON, OH.

Date: 3-17-21



Arresting officer's signature

SA Timothy Kolonick
Printed name and title

UNITED STATES DISTRICT COURT

for the
District of Columbia

OHND: 1:21 MJ 9120

United States of America
v.
CLIFFORD MACKRELL
DOB: XX/XX/XXXX

Case: 1:21-mj-00316
Assigned To : Meriweather, Robin M.
Assign. Date : 3/16/2021
Description: Complaint w/ Arrest Warrant

Defendant(s)

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. § 111(a)(1) - Forcibly Assault, Resist, Oppose, Impede, Intimidate, or Interfere with Certain Officers or Employees;
18 U.S.C. §§ 1752(a)(1), (2), and (4) - Knowingly Entering or Remaining in any Restricted Building or Grounds Without Lawful Authority with Intent to Impede or Disrupt the Orderly Conduct of Government Business or Official Functions;
18 U.S.C. § 231(a)(3) - Obstruction of Law Enforcement During Civil Disorder; and
40 U.S.C. § 5104(e)(2)(F) - 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 Timothy J. Kolonick

Complainant's signature

Timothy J. Kolonick, 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: 03/16/2021

Handwritten signature of Robin M. Meriweather

Judge's signature

City and state: Washington, D.C.

Robin M. Meriweather, U.S. Magistrate Judge

Printed name and title

OHND: 1:21 MJ 9120

Case: 1:21-mj-00316
Assigned To : Meriweather, Robin M.
Assign. Date : 3/16/2021
Description: Complaint w/ Arrest Warrant

STATEMENT OF FACTS

Your affiant, Timothy J. Kolonick, is a Special Agent with the Federal Bureau of Investigation (“FBI”) assigned to the Cleveland Division. I have been a Special Agent with the FBI since September 2001. Prior to joining the FBI, I was a Cleveland Police Officer for three years and a Secret Service agent for three years. 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 a violation of Federal criminal laws.

The U.S. Capitol is secured 24 hours per 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, shortly 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 which 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 Capitol building without authority to be there.

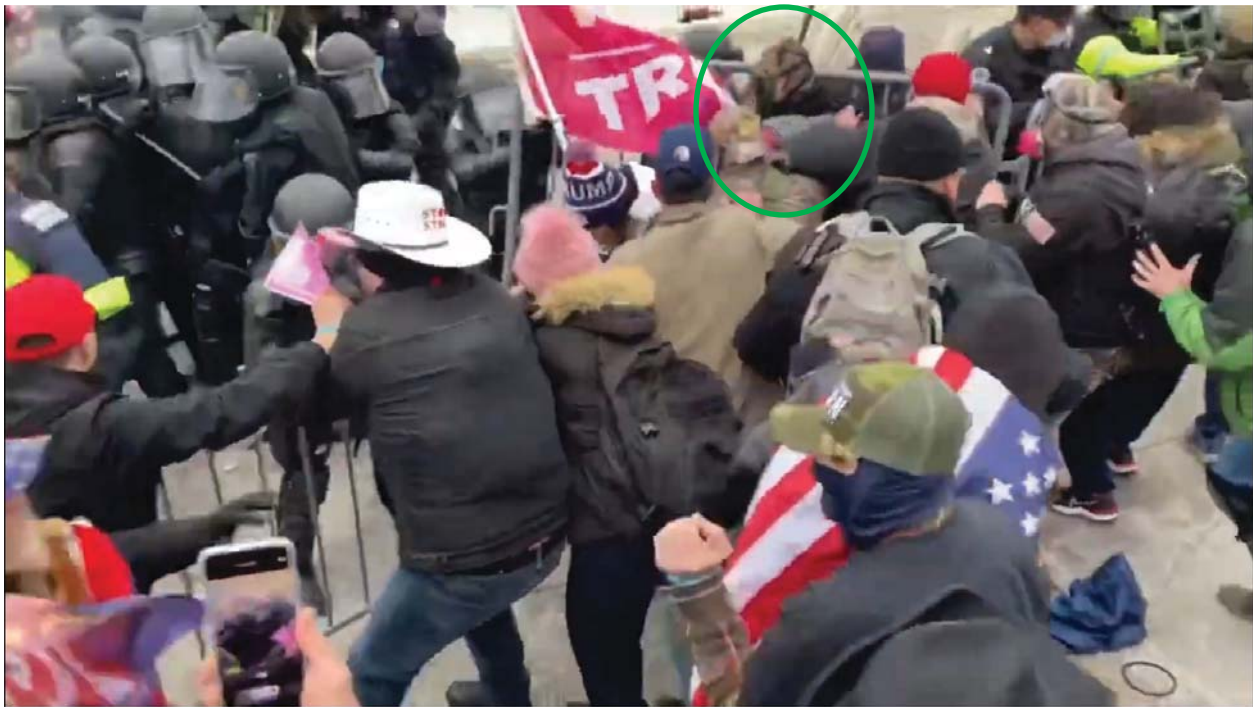
A private citizen filmed some of the violence that occurred at the U.S. Capitol on January 6, 2021. That individual made the video available for public viewing on the Internet, and it was captured by the FBI. The video shows a male assailant pushing back barricades and later repeatedly striking a U.S. Capitol Police Officer and grabbing the officer's gas mask. The assailant's actions took place on the lower terrace as a crowd built up to eventually overwhelm U.S. Capitol Police Officers and Metropolitan Police Department Officers protecting the Capitol building.

During the first four minutes of the video, officers hold a line forming a perimeter in front of an entrance to the U.S. Capitol with officers standing on one side of a line of barricades closer to the Capitol building and a crowd on the other side of the barricades. Approximately four minutes into the video, the officers' line begins to deteriorate as members of the crowd break through the barricades in an effort to reach the Capitol building. The assailant contributes to breaking through the officers' line by pushing through a barricade and driving officers further back toward the Capitol building.

The photos below show the assailant's actions, the time marks indicate the time in the video when the actions took place



4:10 – Assailant pushes against barricades



4:18 – Assailant continues to push against barricades

Over the next three to four minutes, officers fall back and form another line closer to the Capitol building without barricades. During this time, there is initially some space between the officers and the crowd as the crowd slowly moves in closer. The assailant is part of the crowd moving in to approach the officers as the officers form a new line without barricades.

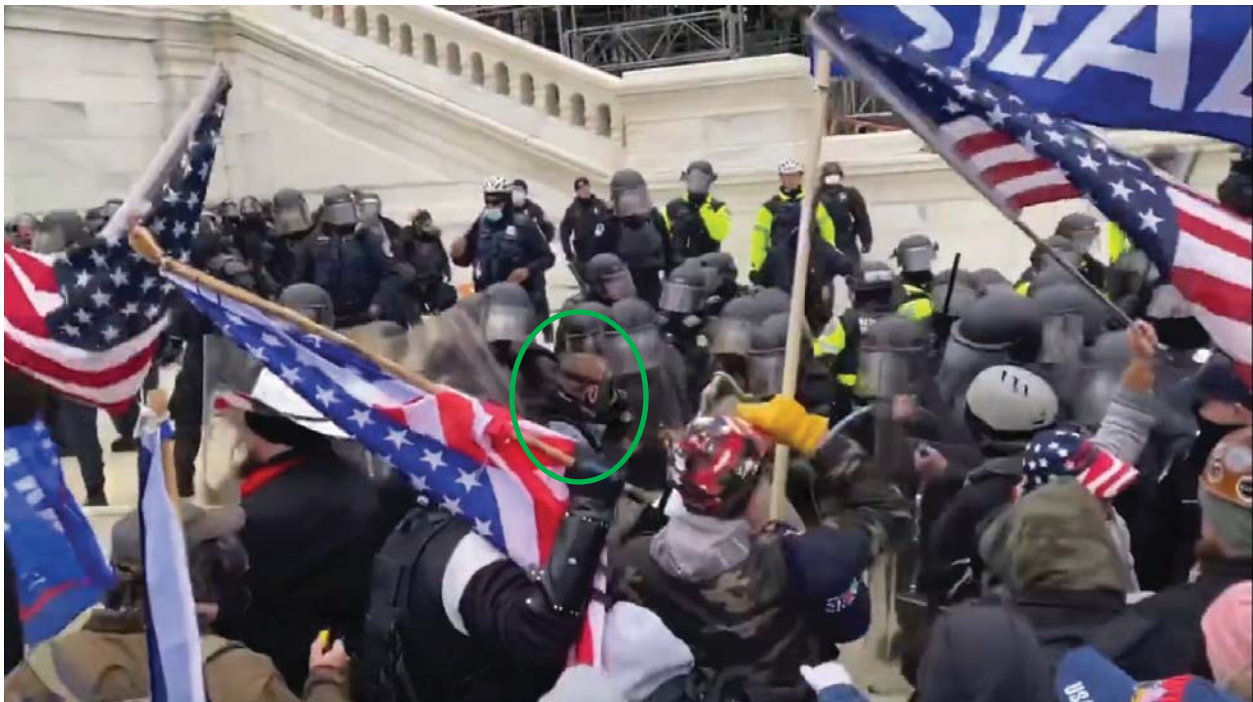


5:12 – Assailant moves in toward officers' new line

Meanwhile, other members of the crowd are grabbing officers, spraying officers with what appears to be pepper spray, and tossing barricades and other objects at the officers. By approximately eight minutes into the video, the crowd presses against the officers in their new line. The assailant remains in the front of the crowd, pushing up and shoving against officers.



7:55 – Assailant pushes against officers



8:10 – Assailant pushes against officers

While at the front of the crowd, the assailant assaults a U.S. Capitol Police Officer. The assailant first strikes the officer multiple times.

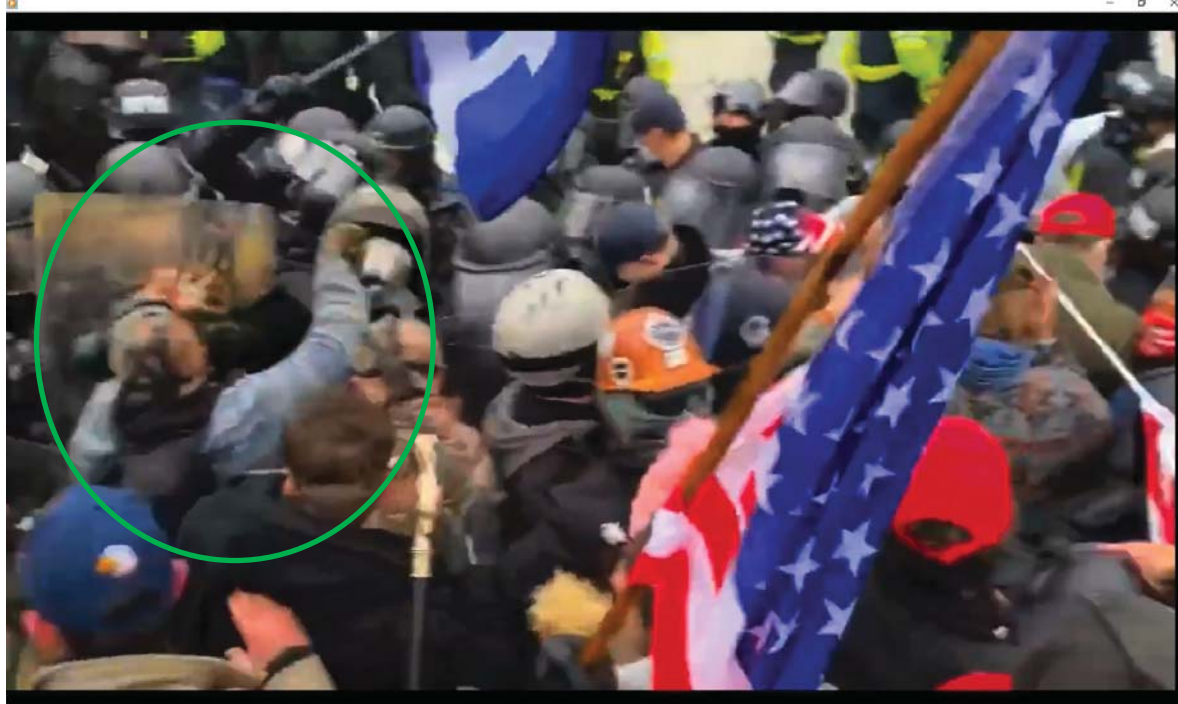


8:45 – Assailant strikes U.S. Capitol Police Officer

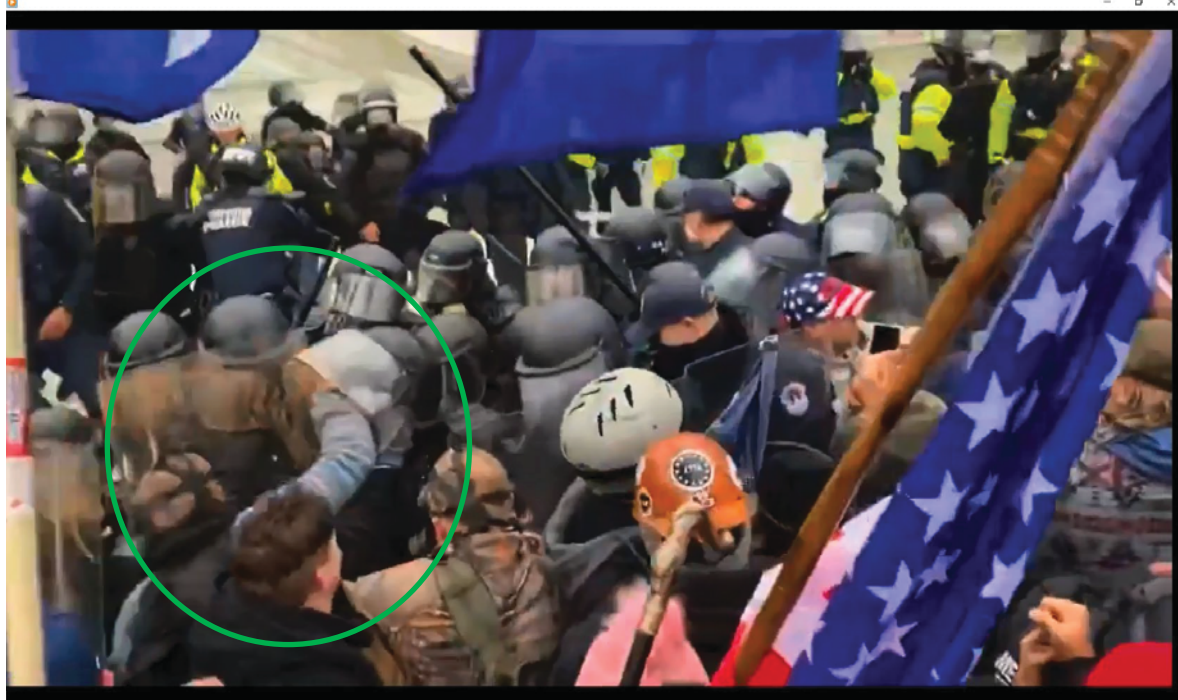


8:47 – Assailant strikes U.S. Capitol Police Officer

The assailant then grabs for the officer's gas mask, under the officer's face shield. Notably, just prior to the assaults and gas-mask-grab, a member of the crowd sprays what appears to be bear-spray towards the officers. As such, the assailant attempted to expose the officer to the spray by grabbing the officer's gas mask.



8:50 – Assailant grabs at officer's gas mask



8:51 – Assailant grabs officer's gas mask

After the assailant struck the officer and grabbed the officer's mask, another officer struck the assailant to protect the officer under attack. The officers were able to knock down the assailant. As the assailant moved back from the officers' line, the individual operating the camera followed him and asked the assailant his name and where he was from. The assailant stated his name was "Cliff" and that he was from "Ohio." Cliff then stated "whatever it takes for my country," "I'm not done," "I'm going back in".

A still image from the video, pictured below, showing the assailant's face was publicly displayed by the FBI as photograph AFO (Assault of a Federal Officer) #124. This photograph was shared to several media outlets.

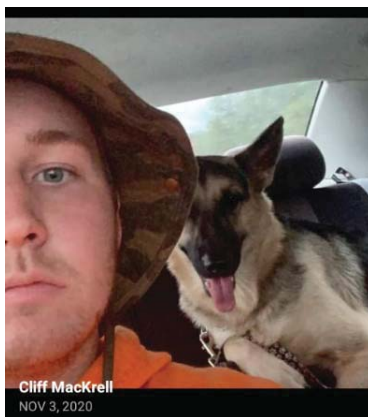


On February 7, 2021, a tipster contacted the FBI and stated the individual in photograph AFO #124 is an individual named "Cliff" that graduated from Wellington High School class of 2018, in Wellington, Ohio.

On, February 9, 2021, the FBI, through searching FBI and public databases, was only able to find one "Cliff" from Wellington, Ohio that would be around the age to have graduated from the class of 2018. That "Cliff" was identified as CLIFFORD MACKRELL ("MACKRELL"). In addition, open source internet searching identified MACKRELL's Facebook page <https://www.Facebook.com/profile.php?Id=100009515070418>. On February 10, 2021, Facebook was served with a preservation request pursuant to 18 U.S.C. § 2703(f) related to the Target Account.

On February 18, 2021, this case was forwarded to your affiant for follow up. I made a photographic comparison between CLIFFORD MACKRELL's Ohio Bureau of Motor Vehicles ("BMV") license and the individual in photograph AFO #124. The BMV photograph resembles the assailant depicted in photograph AFO #124. Among other common characteristics, both photographs depict an individual that has a birth mark or mole on his lower right face, close to the jaw line; however, the BMV photograph depicts an individual with longer hair and facial stubble. Photographs from MACKRELL's Facebook page, as pictured below and cropped for focus, more clearly match the assailant depicted in AFO #124. These photographs were captured as screen shots by the FBI when reviewing MACKRELL's Facebook page on February 10, 2021.

Information from MACKRELL's Facebook page identifies CLIFF MACKRELL as the Facebook account holder. Content has since been removed from Mackrell's Facebook account, to include the two photographs below.



On February 25, 2021, a search warrant was issued to Facebook account <https://www.Facebook.com/profile.php?Id=100009515070418>. This warrant requested subscriber and content information on the Facebook account believed to be that of CLIFFORD MACKRELL.

On February 25, 2021, Facebook provided your affiant with the results of the warrant served on Facebook. These results had biographical and photographic evidence that suggests this account is operated by MACKRELL.

On January 6, 2021, the day of Capitol incident, MACKRELL posted "hey libtards and conservatives let's stop fighting for a minute so I was thinking you libtards think the government was corrupt in 2016 right well I've thought they were corrupted for a very long time now how about we get rid of all of them because well it is out literal job as american's to kill the tyrannical government. Also fuck all news stations."

A review of Facebook messenger revealed the following conversation between MACKRELL and two other Facebook users.

On January 5, 2021, MACKRELL's Facebook messenger stated:

Mackrell: Well shoot I'm in dc?

FB User 1: Are you really??

Mackrell: Hell yea

This conversation continued on January 7, 2021, in which MACKRELL stated the following comments:

FB User 1: Did they get in ?

Mackrell: Some people did but after we had control the majority left because it was just a message to them also there was no gun fire except for one person

Mackrell: Dude people are saying we are worse and shit. Literally we used nothing but our body's image if all those people had guns???

Mackrell: Yea but we didn't do anything like what they did we didn't destroy peoples lives for no reason I mean the cops got there ass handed to them but at the same time we also made sure they were ok like we helped them make it inside of the capitol now people like Cici thinks we are the bad guys

Mackrell: Well think about what happened today it was just a warning we didn't use any weapons but flags and hand no one had a gun now what would happen if we did???

FB User 1: Are you still there?

Mackrell: Yea why??

FB User 1: Wondering what's going on now

Mackrell: I think there is a small protest but I'm not out there one I'm in pain and 2 I don't like that people went in and stole shit from the capitol

FB User 1: Why are you in pain and yeah I don't either that crosses the line

Mackrell: That's acting like BLM I don't support that which is why I helped save the cops. Yo I got 2 free flags now 😊😊😊

Mackrell: You should see the footage that I got 😊😊

Mackrell: Oops I lost the camera 😊😊

FB User 1: Send it to me I'll watch it later I'm at work

Mackrell: I can't I lost it when the cops attacked me 😊

There was also a separate discussion thread on January 7, 2021:

FB User 2: You make it back home or are you still in DC

Mackrell: Still in DC

FB User 2: You good out there

Mackrell: Lol broe my head hurts I got hit with baton 10-15 times but yeah is something in the news

Based on the foregoing, your affiant submits that there is probable cause to believe that CLIFFORD MACKRELL violated 18 U.S.C. § 111(a)(1), which makes it a crime to forcibly assault, resist, oppose, impede, intimidate, or interfere with a person designated in 18 U.S.C. § 1114, which includes certain federal officers or employees or those assisting them, where such acts involve physical contact with the victim of that assault, while the officer or employee is engaged in or on account of the performance of official duties.

Your affiant further submits that there is probable cause to believe that CLIFFORD MACKRELL violated 18 U.S.C. § 1752(a)(1), (2), and (4) 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; (4) knowingly engages in any act of physical violence against any person or property in any restricted building or grounds; 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.

Your affiant further submits there is probable cause to believe that CLIFFORD MACKRELL violated 18 U.S.C. 231(a)(3), which makes it unlawful to commit or attempt to commit any act to obstruct, impede, or interfere with any fireman or law enforcement officer lawfully engaged in the lawful performance of his official duties incident to and during the commission of a civil disorder which in any way or degree obstructs, delays, or adversely affects commerce or the movement of any article or commodity in commerce or the conduct or performance of any federally protected function. For purposes of Section 231 of Title 18, a

federally protected function means any function, operation, or action carried out, under the laws of the United States, by any department, agency, or instrumentality of the United States or by an officer or employee thereof. This includes the Joint Session of Congress where the Senate and House count Electoral College votes.

Finally, your affiant submits there is also probable cause to believe that CLIFFORD MACKRELL violated 40 U.S.C. § 5104(e)(2)(F), which makes it a crime to willfully and knowingly engage in an act of physical violence in the Grounds or any of the Capitol buildings.



SA Timothy J. Kolonick
Federal Bureau of Investigation

Attested to by the applicant in accordance with the requirements of Fed. R. Crim. P. 4.1 by telephone, this 16th day of March 2021.



Robin M. Meriweather
U.S. MAGISTRATE JUDGE

AO 466A (Rev. 12/09) Waiver of Rule 5 & 5.1 Hearings (Complaint or Indictment)

UNITED STATES DISTRICT COURT

for the Northern District of Ohio

FILED

5:18 pm Mar 17 2021 Clerk U.S. District Court Northern District of Ohio Cleveland

United States of America)

v.)

Clifford Mackrell)

Defendant)

Case No. 1:21-mj-09120

Charging District's Case No. 1:21mj316

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:

- [x] an identity hearing and production of the warrant.
[] a preliminary hearing.
[] a detention hearing.
[x] any preliminary to which I may be entitled in this district. I request that those hearing 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: 3/17/21

Clifford Mackrell / BML Defendant's signature

[Signature] Signature of defendant's attorney

Brian McLean Printed name of defendant's attorney

AO 98 (Rev. 12/11) Appearance Bond

UNITED STATES DISTRICT COURT

FILED

for the

7:58 am Mar 18 2021

Northern District of Ohio

Clerk U.S. District Court

Northern District of Ohio

Cleveland

United States of America)

v.)

Clifford Mackrell)

Case No. 1:21-mj-09120

Defendant)

APPEARANCE BOND

Defendant's Agreement

I, Clifford Mackrell (defendant), agree to follow every order of this court, or any 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 \$ 20,000.00 .
() (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: 3/17/21

Clifford Mackrell/BK
Defendant's signature

Clifford Mackrell

Surety/property owner – printed name

Clifford Mackrell/BK
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: 3/17/21

s/Kyle DeVan

Signature of Clerk or Deputy Clerk

Approved.

Date: 3/17/21

William H. Bangeman, Jr.
Judge's signature

UNITED STATES DISTRICT COURT **FILED**

for the

Northern District of Ohio

7:58 am Mar 18 2021
Clerk U.S. District Court
Northern District of Ohio
Cleveland

United States of America)
v.)
Clifford Mackrell)
_____)
Defendant)

Case No. 1:21-mj-09120

ORDER SETTING CONDITIONS OF RELEASE

IT IS ORDERED that the defendant's release is subject to these conditions:

- (1) The defendant must not violate federal, state, or local law while on release.
- (2) The defendant must cooperate in the collection of a DNA sample if it is authorized by 42 U.S.C. § 14135a.
- (3) The defendant must advise the court or the pretrial services office or supervising officer in writing before making any change of residence or telephone number.
- (4) The defendant must appear in court as required and, if convicted, must surrender as directed to serve a sentence that the court may impose.

The defendant must appear at: _____
Place

on _____
Date and Time

If blank, defendant will be notified of next appearance.

- (5) The defendant must sign an Appearance Bond, if ordered.

ADDITIONAL CONDITIONS OF RELEASE

IT IS FURTHER ORDERED that the defendant's release is subject to the conditions marked below:

(6) The defendant is placed in the custody of:

Person or organization _____

Address (only if above is an organization) _____

City and state _____

Tel. No. _____

who agrees to (a) supervise the defendant, (b) use every effort to assure the defendant's appearance at all court proceedings, and (c) notify the court immediately if the defendant violates a condition of release or is no longer in the custodian's custody.

Signed: _____

Custodian

Date

(7) The defendant must:

(a) submit to supervision by and report for supervision to the Pretrial Services as directed.,
telephone number 216-357-2700, no later than ASAP

(b) continue or actively seek employment and shall comply with the Northern District of Ohio Defendant/Offender Employment Policy which may include participation in training, education, counseling, and/or daily job search as directed by the pretrial services and probation officer. If not in compliance with the condition of supervision requiring full-time employment at a lawful occupation, the defendant may be directed to perform up to 20 hours of community service per week until employed, as approved or directed by the pretrial services and probation officer.

(c) continue or start an education program.

(d) surrender any passport to: Clerk of Court

(e) not obtain a passport or other international travel document.

(f) abide by the following restrictions on travel restricted to the Northern District of Ohio and/or _____
District of Columbia for court.

(g) avoid all contact, directly or indirectly, with any person who is or may be a victim or witness in the investigation or prosecution, including: _____

(h) Undergo a psychiatric/mental health evaluation and/or counseling as directed by Pretrial Services. Take all medication as prescribed.

(i) return to custody each _____ at _____ o'clock after being released at _____ o'clock for employment, schooling, or the following purposes: _____

(j) maintain residence at a halfway house or community corrections center, as the pretrial services office or supervising officer considers necessary.

(k) not possess a firearm, destructive device, or other weapon.

(l) not use alcohol () at all () excessively.

(m) not use or unlawfully possess a narcotic drug or other controlled substances defined in 21 U.S.C. § 802, unless prescribed by a licensed medical practitioner.

(n) submit to testing for a prohibited substance if required by the pretrial services office or supervising officer. Testing may be used with random frequency and may include urine testing, the wearing of a sweat patch, a remote alcohol testing system, and/or any form of prohibited substance screening or testing.

(o) Participate in a program of inpatient or outpatient substance abuse therapy and counseling if deemed advisable by the pretrial services office or supervising officer. Refrain from obstructing or attempting to obstruct or tamper, in any fashion, with the efficiency and accuracy of any prohibited substance testing which is required as a condition of release.

(p) report as soon as possible, to the pretrial services office or supervising officer, every contact with law enforcement personnel, including arrests, questioning, or traffic stops.

(q) avoid all contact, directly or indirectly, with codefendants.

(r) Maintain residence as approved by Pretrial Services.

Surrender firearm to proper authorities within 48 hours of release.

participate in one of the following location restriction programs and comply with its requirements as directed.

- Participate in the **Curfew** component of the location monitoring program and abide by all requirements of the program which will include:
 - Location monitoring technology at the discretion of the officer
 - Radio Frequency (RF) Monitoring
 - Passive GPS Monitoring
 - Active GPS Monitoring (to include hybrid GPS)

You shall pay the cost of the program based upon your ability to pay as determined by the pretrial services office or supervising officer.
Curfew: the defendant is restricted to their residence every day from to, or as directed by Pretrial Services.

- Participate in the **Home Detention** component of the location monitoring program and abide by all Requirements of the program which will include:
 - Location monitoring technology at the discretion of the officer
 - Radio Frequency (RF) Monitoring
 - Passive GPS Monitoring
 - Active GPS Monitoring (to include hybrid GPS)

You shall pay the cost of the program based upon your ability to pay as determined by the pretrial services office or supervising officer.
Home Detention: The defendant is restricted to their residence at all times except for employment; education; religious services; medical, substance abuse, or mental health treatment; attorney visits; court appearances; court-ordered obligations; or other activities as pre-approved by Pretrial Services.

- Participate in the **Home Incarceration** component of the location monitoring program and abide by all requirements of the program which will include:
 - Location monitoring technology at the discretion of the officer
 - Radio Frequency (RF) Monitoring
 - Passive GPS Monitoring
 - Active GPS Monitoring (to include hybrid GPS)

You shall pay the cost of the program based upon your ability to pay as determined by the pretrial services office or supervising officer.
Home Incarceration: The defendant is restricted to their residence at all times except for medical needs or treatment, religious services, attorney visits, and court appearances pre-approved by Pretrial Services.

- Participate in **Stand Alone Monitoring** - The defendant shall be monitored by the form of location monitoring indicated below which shall be utilized for the purpose of verifying compliance with any court imposed condition of supervision.
 - Location monitoring technology at the discretion of the officer
 - Radio Frequency (RF) Monitoring
 - Passive GPS Monitoring
 - Active GPS Monitoring (to include hybrid GPS)

You shall pay the costs of participation in the location monitoring program, based upon your ability to pay as directed by the pretrial services and probation officer.

participate in cognitive behavioral program as instructed by the pretrial services and probation officer.

Prohibition on Access to Computer/Internet: The defendant is prohibited from accessing any computer, Internet Service Provider, bulletin board system or any other public or private computer network or the service at any location * (including employment or education) without prior written approval of the U.S. Pretrial Services and Probation Office or the Court. Any approval shall be subject to any conditions set by the U.S. Pretrial Services and Probation Office or the Court with respect to that approval. Any computer found is subject to seizure and/or search. A search will not be conducted prior to approval of the Court.

Computer/Internet Access Permitted: The defendant shall consent to the U.S. Pretrial Services and Probation Office conducting periodic unannounced examinations of his/her computer system(s), which may include retrieval and copying of all memory from hardware/software and/or removal of such system(s) for the purpose of conducting a more thorough inspection and will consent to having installed on his/her computer(s), at his/her expense, any hardware/software to monitor his/her computer use or prevent access to particular materials. The defendant hereby consents to periodic inspection of any such installed hardware/software to insure it is functioning properly. The defendant shall provide the U.S. Pretrial Services and Probation Office with accurate information about his/her entire computer system (hardware/software); all passwords used by him/her; and his/her Internet Service Provider(s); and will abide by all rules of the Computer Restriction and Monitoring Program.

Computer/Internet Restrictions: The defendant is prohibited from accessing any on-line computer service at any location (including employment or education) without prior written approval of the U.S. Pretrial Services and Probation Office or the Court. This includes any Internet Service Provider, bulletin board system or any other public or private computer network. Any approval shall be subject to conditions set by the U.S. Pretrial Services and Probation Office or the Court with respect to that approval.

The defendant shall consent to the U.S. Pretrial Services and Probation Office conducting periodic unannounced examinations of his/her computer system(s), which may include retrieval and copying of all memory from hardware/software and/or removal of such system(s) for the purpose of conducting a more thorough inspection and will consent to having installed on his/her computer(s), at the defendant's expense, any hardware/software to monitor his/her computer use or prevent access to particular materials. The defendant hereby consents to periodic inspection of any such installed hardware/software to insure it is functioning properly.

The defendant shall provide the U.S. Pretrial Services and Probation Office with accurate information about the defendant's entire computer system (hardware/software); all passwords used by him/her; and the defendant's Internet Service Provider(s); and will abide by all rules of the Computer Restriction and Monitoring Program.

No Contact with Minors: The defendant shall not associate or have verbal, written, telephone, or electronic communication with any person under the age of 18 except in the presence of the parent or legal guardian of said minor. This provision does not encompass persons under the age of 18, such as waiters, cashiers, ticket vendors, etc., with whom the defendant must deal in order to obtain ordinary and usual commercial services.

The defendant shall not frequent or loiter within 1000 feet of schoolyards, playgrounds, theme parks, arcades, swimming pools, skating rinks, toy stores and other places where persons under the age of 18 play, congregate, or gather, without the prior express written approval of the U.S. Pretrial Services and Probation Office.

The defendant shall not seek, obtain or maintain any employment, volunteer work, church or recreational activities involving minors (persons under the age of 18) in any way without the prior express written approval of the U.S. Pretrial Services and Probation Office.


TO THE DEFENDANT:

YOU ARE ADVISED OF THE FOLLOWING PENALTIES AND SANCTIONS:

Violating any of the foregoing conditions of release may result in the immediate issuance of a warrant for your arrest, a revocation of your release, an order of detention, a forfeiture of any bond, and a prosecution for contempt of court and could result in imprisonment, a fine, or both.

ACKNOWLEDGMENT OF DEFENDANT

I acknowledge that I am the defendant in this case and that I am aware of the conditions of release. I promise to obey all conditions of release, to appear as directed, and surrender to serve any sentence imposed. I am aware of the penalties and sanctions set forth above.




 Defendant's Signature
 CLIFFORD MACKRELL

Directions to United States Marshal

- The defendant is ORDERED released after processing.
- The United States Marshal is ORDERED to keep the defendant in custody until notified by the clerk or judge that the defendant has posted bond and/or complied with all other conditions for release. If still in custody, the defendant must be produced before the appropriate judge at the time and place specified.

Date: 3/17/21



 Judicial Officer's Signature
 William H. Baughman Jr., U.S. Magistrate Judge

 Printed name and title

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 Ohio

United States of America)	
v.)	Case No. 1:21-mj-09120
)	
Clifford Mackrell)	Charging District: District of Columbia
<i>Defendant</i>)	Charging District's Case No. 1:21mj316

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: Via video from United States District Court District of Columbia	Courtroom No.: via video
	Date and Time: 3/23/2021 1:00 pm

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: 03/18/2021

s/William H. Baughman Jr.
Judge's signature

William H. Baughman Jr., United States Magistrate Judge
Printed name and title

Termed

**U.S. District Court
Northern District of Ohio (Cleveland)
CRIMINAL DOCKET FOR CASE #: 1:21-mj-09120-WHB All Defendants**

Case title: United States of America v. Mackrell

Date Filed: 03/17/2021

Other court case number: 1:21mj316 USDC District of Columbia

Date Terminated: 03/18/2021

Assigned to: Magistrate Judge William H. Baughman, Jr

Defendant (1)

Clifford Mackrell
TERMINATED: 03/18/2021

represented by **Brian R. McGraw**
Ste. 2100
55 Public Square
Cleveland, OH 44113
216-574-2516
Fax: 216-696-1718
Email: brianmcgraw7579@yahoo.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: CJA Appointment
Bar Status: Active

Pending Counts

None

Disposition

Highest Offense Level (Opening)

None

Terminated Counts

None

Disposition

Highest Offense Level (Terminated)

None

Complaints

18:111(a)(1) - Forcibly Assault, Resist, Oppose, Impede, Intimidate, or Interfere with Certain Officers or Employees;

Disposition

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Building or Grounds Without Lawful Authority with Intent to Impede or Disrupt the Orderly Conduct of Government Business or Official Functions; 18:231(a)(3) - Obstruction of Law Enforcement During Civil Disorder; 40:5104(e)(2)(F) - Violent Entry and Disorderly Conduct on Capitol Grounds

Plaintiff

United States of America

represented by **Daniel J. Riedl**
Office of the U.S. Attorney - Cleveland
Northern District of Ohio
Ste. 400
801 Superior Avenue, W
Cleveland, OH 44113
216-622-3669
Fax: 216-522-7499
Email: daniel.riedl@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Retained
Bar Status: Govt

Email All Attorneys

Email All Attorneys and Additional Recipients

Date Filed	#	Docket Text
03/17/2021		Arrest (Rule 40) of Clifford Mackrell (1) on 3/17/21. (D,Ky) (Entered: 03/17/2021)
03/17/2021	1	Rule 40 Warrant received as to Clifford Mackrell (1). (Attachments: # 1 Complaint, # 2 Affidavit)(D,Ky) (Entered: 03/17/2021)
03/17/2021		IMPORTANT: Notice [non-document] as to Clifford Mackrell (1). Initial Appearance (Rule 5 hearing) set for 3/17/2021 at 02:30 PM to be held by video conference (Cleveland) before Magistrate Judge William H. Baughman Jr. (D,Ky) (Entered: 03/17/2021)
03/17/2021		Minutes of proceedings [non-document] Initial Appearance on rule 5 hearing before Magistrate Judge William H. Baughman Jr. as to Clifford Mackrell held on 3/17/21. All parties appeared via video conference. AUSA Daniel Riedl present for the government. Attorney Brian McGraw present and appointed for the defendant. Defendant consented to participating via video conference, with no objection from defense counsel or government. The Court finds that consent was knowingly and voluntarily made by defendant. Defendant knowingly and voluntarily consented on the record authorizing counsel for defendant to sign any documents needed on behalf of the defendant. Governments counsel was advised of and ordered to comply with the governments disclosure requirements under Brady v. Maryland, 373 U.S. 83 (1963), and its progeny; and admonished that failure to comply with those disclosure obligations could result in sanctions up to and including vacation or reversal of any conviction or judgment. Government does not object to a bond with conditions. Defendant is released on a \$20,000.00 unsecured bond with conditions following approval from pretrial services and hook up to GPS. Defendant waives identity

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	pending compliance with bond conditions. (ECRO B. Laster) (PTS: C. Stolarik) Time: 45 minutes. (D,Ky) (Entered: 03/17/2021)
03/17/2021	CJA 20 Appointment of Attorney Brian McGraw. Counsel is reminded of their obligation to report significant changes in defendant's employment or financial circumstances sufficient to enable defendant to pay, in whole or in part, for legal representation. CJA Plan, Part IV (D)(2). Magistrate Judge William H. Baughman, Jr., on 3/17/21. (D,Ky) (Entered: 03/17/2021)
03/17/2021	2 Order regarding use of video conference/teleconferencing as to Clifford Mackrell (1). Signed by Magistrate Judge William H. Baughman, Jr., on 3/17/21. (D,Ky) (Entered: 03/17/2021)
03/17/2021	3 Waiver of Rule 5(c)(3) Hearing by Clifford Mackrell (1). Defendant waived Identity hearing. Defendant waives preliminary hearing in this district but request one in charging district. (D,Ky) (Entered: 03/17/2021)
03/18/2021	4 Appearance Bond Entered as to Clifford Mackrell (1) in amount of \$ 20,000.00, unsecured. (D,Ky) (Entered: 03/18/2021)
03/18/2021	5 Order Setting Conditions of Release as to Clifford Mackrell (1) on \$20,000.00 unsecured bond. Signed by Magistrate Judge William H. Baughman, Jr., on 3/18/21. (D,Ky) (Entered: 03/18/2021)
03/18/2021	6 Order requiring a defendant to appear in the district where charges are pending and transferring bail to the District of Columbia Issued as to Clifford Mackrell (1). Signed by Magistrate Judge William H. Baughman, Jr. (D,Ky) (Entered: 03/18/2021)
03/18/2021	Notice to District of Columbia of a Rule 5 or Rule 32 Initial Appearance as to Clifford Mackrell (1). Your case number is: 1:21mj316. Using your PACER account, you may retrieve the docket sheet and any text-only entry via the case number link. The following document link(s) is also provided: CJA 20 - Appointment, Initial Appearance - Rule 5(c)(3), 5 Order Setting Conditions of Release, 1 Rule 40 Warrant from Another District, Arrest - Rule 40, 2 Order Regarding Use of Video Conferencing/Teleconferencing, 6 Warrant of Removal Issued, 3 Waiver of Rule 5(c)(3) Hearing, 4 Bond. If you require certified copies of any documents, please send a request to ohndml_InterDistrictTransfer@ohnd.uscourts.gov. If you wish to designate a different email address for future transfers, send your request to InterDistrictTransfer_TXND@txnd.uscourts.gov. (D,Ky) (Entered: 03/18/2021)
03/23/2021	CJA 20 as to Clifford Mackrell (1): Authorization to Pay Brian McGraw.. Magistrate Judge William H. Baughman, Jr., on 3/23/21. (D,Ky) (Entered: 03/23/2021)