

Date↑	#
Description	
10/05/2021 SEALED COMPLAINT as to CODY MATTICE (1), JAMES PHILLIP MAULT (2). [1:21-mj-00622-ZMF]	<u>1</u>
	1 Attachment ▼
10/05/2021 MOTION to Seal Case by USA as to CODY MATTICE(1), JAMES PHILLIP MAULT(2). [1:21-mj-00622-ZMF]	<u>3</u>
	1 Attachment ▼
10/05/2021 ORDER granting 3 Motion to Seal Case as to CODY MATTICE (1), JAMES PHILLIP MAULT (2). Signed by Magistrate Judge Zia M. Faruqui on 10/5/2021. (bb) [1:21-mj-00622-ZMF]	<u>4</u>
10/07/2021 Arrest Warrant Returned Executed on 10/7/2021 as to CODY MATTICE (1). (ztl) (Main Document 5 replaced on 10/13/2021) (bb). [1:21-mj-00622-ZMF]	<u>5</u>
10/07/2021 Case unsealed as to CODY MATTICE (1). (ztl) [1:21-mj-00622-ZMF] (Text entry; no document attached.)	
10/07/2021 Arrest of CODY MATTICE in New York. (bb) [1:21-mj-00622-ZMF] (Text entry; no document attached.)	<u>6</u>
10/07/2021 Arrest Warrant Returned Executed on 10/7/2021 as to JAMES PHILLIP MAULT. (bb) [1:21-mj-00622-ZMF]	
10/07/2021 Arrest of JAMES PHILLIP MAULT in North Carolina. (bb) [1:21-mj-00622-ZMF] (Text entry; no document attached.)	
10/07/2021 Case unsealed as to JAMES PHILLIP MAULT (bb) [1:21-mj-00622-ZMF] (Text entry; no document attached.)	
10/07/2021 Arrest of CODY MATTICE (1). (ztl) [1:21-mj-00622-ZMF] (Text entry; no document attached.)	<u>7</u>
10/18/2021 Emergency MOTION to Stay Release Order, MOTION to Review Release Order by USA as to CODY MATTICE. [1:21-mj-00622-ZMF]	
	1 Attachment ▼
10/18/2021 ORDER as to CODY MATTICE, STAYING, upon consideration of the Government's 7 Motion for Emergency Stay and for Review of Release Order, the Release Order entered by Magistrate Judge Mark W. Pedersen on October 15, 2021, pending review of the detention decision by this Court. Signed by Chief Judge Beryl A. Howell on October 18, 2021. (lcbah1) [1:21-mj-00622-ZMF]	<u>8</u>
10/19/2021 NOTICE OF ATTORNEY APPEARANCE: John L. Machado appearing for CODY MATTICE [1:21-mj-00622-ZMF]	<u>9</u>
10/19/2021 MINUTE ORDER (paperless) as to CODY MATTICE, DIRECTING that (1) the Defendant submit by 12:00 PM on October 20, 2021, any opposition to the Government's 7 Motion for Review of Release Order and (2) the Government submit any reply in support of its motion by 12:00 PM on October 21, 2021. Signed by Chief Judge Beryl A. Howell on October 19, 2021. (lcbah1) [1:21-mj-00622-ZMF] (Text entry; no document attached.)	
10/19/2021 MINUTE ORDER (paperless), as to CODY MATTICE, DIRECTING the government (1) by 5 PM on October 20, 2021, to submit to the Court a report on the length and source(s) of the video evidence described in the government's 7 Motion for Review of a Release Order; (2) make such video evidence available for the Court's review by 5 PM on October 20, 2021, prior to the scheduled hearing on October 22, 2021; and FURTHER DIRECTING the parties to provide their positions, by 5 PM on October 20, 2021, whether this video evidence may be made publicly available without restriction. Signed by Chief Judge Beryl A. Howell on October 19, 2021. (lcbah1) [1:21-mj-00622-ZMF] (Text entry; no document attached.)	<u>10</u>
10/18/2021	

Rule 5(c)(3) Documents Received as to CODY MATTICE from US District Court for the Western District of New York Case Number 6:21-mj-682-MJP Ordered by Magistrate Judge Zia M. Faruqui on 10/18/2021. (bb) [1:21-mj-00622-ZMF]

10/19/2021

NOTICE OF HEARING ON MOTION in case as to CODY MATTICE re 7 Emergency MOTION to Review Release Order. The parties shall take notice that a Motion Hearing is scheduled for 10/22/2021, at 11:00 AM via videoconference before Chief Judge Beryl A. Howell. A videoconference link will be provided by the deputy clerk.(ztg) [1:21-mj-00622-ZMF] (Text entry; no document attached.)

[11](#)

10/20/2021

RESPONSE by CODY MATTICE re 7 Emergency MOTION to Stay Release Order MOTION to Review Release Order [1:21-mj-00622-ZMF]

[1 Attachment ▼](#)

[12](#)

10/20/2021

NOTICE - Report on the Video Evidence Described in the Government's Motion for Review of Release Order by USA as to CODY MATTICE [1:21-mj-00622-ZMF]

[13](#)

10/20/2021

Unopposed MOTION for Leave to File Supplemental Request for Pretrial Release by CODY MATTICE. [1:21-mj-00622-ZMF]

[14](#)

10/20/2021

SUPPLEMENT by CODY MATTICE re 11 Response to motion for Emergency Stay and for Review of a Release Order [1:21-mj-00622-ZMF]

[16 Attachments ▼](#)

[15](#)

10/21/2021

REPLY in Support by USA as to CODY MATTICE re 7 Emergency MOTION to Stay Release Order MOTION to Review Release Order [1:21-mj-00622-ZMF]

10/21/2021

MINUTE ORDER as to CODY MATTICE, granting 13 Unopposed Motion for Leave to Late File Defendant Cody Mattice's Supplemental Request for Pretrial Release (1). Signed by Chief Judge Beryl A. Howell on 10/21/2021. (ztg) [1:21-mj-00622-ZMF] (Text entry; no document attached.)

[16](#)

10/22/2021

NOTICE Regarding Video Release by CODY MATTICE [1:21-mj-00622-ZMF]

[17](#)

10/22/2021

Supplement re 12 Notice of Report on the Video Evidence Described in the Government's Motion for Review of Release Order by USA as to CODY MATTICE Modified text on 10/28/2021 (bb). [1:21-mj-00622-ZMF]

10/22/2021

MINUTE ORDER (paperless), as to CODY MATTICE, DIRECTING the government, after consultation with and consent of the parties, promptly to make the video exhibits submitted in connection with defendant's October 22, 2021 detention hearing publicly available without restrictions by providing access using the "drop box" technical solution described in Standing Order 21-28, In re: Media Access to Video Exhibits in Pretrial Capitol Cases. Signed by Chief Judge Beryl A. Howell on October 22, 2021. (lcbah1) [1:21-mj-00622-ZMF] (Text entry; no document attached.)

10/22/2021

Minute Entry for proceedings held before Chief Judge Beryl A. Howell: Motion Hearing as to CODY MATTICE held via videoconference on 10/22/2021; the Defendant agreed to participate via videoconference after consultation with counsel. Government's 7 Emergency MOTION for Review of a Release Order filed by USA, heard and GRANTED; Magistrate Judge's Order of Release REVERSED; the Defendant will remain detained pending trial. Parties directed to appear in this district before Magistrate Judge Harvey for an Initial Appearance scheduled for 10/28/2021, at 10:00 AM, unless the Defendant is indicted in which case he will appear before the Judge to whom the case is assigned. Bond Status of Defendant: Defendant committed/commitment issued. Present via videoconference: Defense Attorney: John L. Machado; US Attorney: Michael J. Romano; Pretrial Officer: Christine Schuck (telephonically). Court Reporter: Elizabeth Saint-Loth. (ztg) [1:21-mj-00622-ZMF] (Text entry; no document attached.)

[18](#)

10/22/2021

TRANSFER ORDER as to CODY MATTICE Signed by Magistrate Judge Mark W. Pedersen, Magistrate Judge US District Court for the Western District of New York on 10/18/2021, made part of this matter's official record in this district by Chief Judge Beryl A. Howell. (ztg) [1:21-mj-00622-ZMF]

[19](#)

10/26/2021

ORDER OF DETENTION PENDING TRIAL as to CODY MATTICE. Signed by Chief Judge Beryl A. Howell on October 26, 2021. (lcbah1) [1:21-mj-00622-ZMF]

[20](#)

10/27/2021

NOTICE OF ATTORNEY APPEARANCE: Richard Steven Stern appearing for JAMES PHILLIP MAULT [1:21-mj-00622-ZMF]

10/27/2021

ORAL MOTION to Appoint Counsel by JAMES PHILLIP MAULT (2). (zpt) [1:21-mj-00622-ZMF] (Text entry; no document attached.)

10/27/2021

ORAL MOTION for Speedy Trial Waiver by USA as to JAMES PHILLIP MAULT (2). (zpt) [1:21-mj-00622-ZMF] (Text entry; no document attached.)

10/27/2021

Minute Entry for proceedings held before Magistrate Judge G. Michael Harvey: VTC Initial Appearance as to JAMES PHILLIP MAULT (2) held on 10/27/2021. Oral Motion to Appoint Counsel by JAMES PHILLIP MAULT (2) Heard and Granted. Court finds that a Preliminary and Detention Hearing was held in the arresting jurisdiction as to JAMES PHILLIP MAULT (2). Oral Motion by the Government for Speedy Trial Waiver as to JAMES PHILLIP MAULT (2). Heard and Granted. Time between 10/27/2021 and 11/9/2021 (13 Days) shall be excluded from calculation under the Speedy Trial Act in the interest of justice X-T. Status Hearing set for 11/9/2021 at 03:00 PM in Telephonic/VTC before Magistrate Judge Robin M. Meriweather. Bond Status of Defendant: Defendant Remains Committed; Court Reporter: FTR-Gold FTR Time Frame: CTRM 6 [3:09:44-3:31:48]; Defense Attorney: Richard Stern; US Attorney: Frederick Yette for Michael Romano; Pretrial Officer: John Copes; (zpt) [1:21-mj-00622-ZMF] (Text entry; no document attached.)

[22](#)

10/28/2021

NOTICE OF ATTORNEY APPEARANCE: Thomas Abbenante appearing for CODY MATTICE [1:21-mj-00622-ZMF]

[23](#)

10/29/2021

ENTERED IN ERROR. Unopposed MOTION for Protective Order Governing Discovery by USA as to CODY MATTICE, JAMES PHILLIP MAULT. [1:21-mj-00622-ZMF]

[1 Attachment ▼](#)

[24](#)

11/01/2021

Unopposed MOTION for Protective Order Governing Discovery by USA as to CODY MATTICE, JAMES PHILLIP MAULT. [1:21-mj-00622-ZMF]

[1 Attachment ▼](#)

11/01/2021

NOTICE OF CORRECTED DOCKET ENTRY: as to CODY MATTICE (1) and JAMES PHILLIP MAULT (2). re 23 Unopposed MOTION for Protective Order Governing Discovery was entered in error and counsel was instructed to refile said pleading. (zpt) [1:21-mj-00622-ZMF] (Text entry; no document attached.)

11/01/2021

Terminating 23 Motion for Protective Order as to CODY MATTICE (1). Motion was entered in error. (zpt) [1:21-mj-00622-ZMF] (Text entry; no document attached.)

[25](#)

10/29/2021

ORDER Granting 24 Motion for Protective Order as to CODY MATTICE (1) and JAMES PHILLIP MAULT (2). Signed by Magistrate Judge G. Michael Harvey on 10/29/2021. (zpt) [1:21-mj-00622-ZMF]

[26](#)

11/04/2021

Unopposed MOTION for Order to Disclose Items Protected by Federal Rule of Criminal Procedure 6(e) and Sealed Materials by USA as to CODY MATTICE, JAMES PHILLIP MAULT.

[1 Attachment ▼](#)

[27](#)

11/04/2021

NOTICE of Filing of Discovery Memoranda by USA as to CODY MATTICE, JAMES PHILLIP MAULT [1:21-mj-00622-ZMF]

[28](#)

11/04/2021

NOTICE - Memorandum Regarding Status of Discovery as of October 21, 2021 by USA as to CODY MATTICE, JAMES PHILLIP MAULT [1:21-mj-00622-ZMF]

[29](#)

11/05/2021

INDICTMENT as to CODY MATTICE (1) count(s) 1, 2, 3, 4, 6, 7, 8, 9, 10, 11, JAMES PHILLIP MAULT (2) count(s) 3, 5, 6, 7, 8, 9, 10, 11.

11/05/2021

ENTERED IN ERROR.MINUTE ORDER: The hearing currently scheduled for 11/9/2021 before Magistrate Judge Robin M. Meriweather is hereby VACATED, as the Defendants has been charged by Indictment. As such, there are no pending matters necessitating action by a magistrate judge. The parties are directed to contact the assigned District Judge to schedule a status hearing and arraignment, if one has not yet been set. The parties are instructed to address any requests to toll the Speedy Trial Act to the assigned District Judge. Signed by Magistrate Judge Zia M. Faruqui on 11/5/2021. (ztl) Modified on 11/5/2021 (Text entry; no document attached.)

[31](#)

11/05/2021

NOTICE REGARDING STATUS OF DISCOVERY by USA as to CODY MATTICE, JAMES PHILLIP MAULT

11/05/2021

MINUTE ORDER as to Defendant JAMES PHILLIP MAULT (2) : The hearing currently scheduled for 11/9/2021 before Magistrate Judge Robin M. Meriweather is hereby VACATED, as the Defendant has been charged by Indictment. As such, there are no pending matters necessitating action by a magistrate judge. The parties are directed to contact the assigned District Judge to schedule a status hearing and arraignment, if one has not yet been set. The parties are instructed to address any requests to toll the Speedy Trial Act to the assigned District Judge. Signed by Magistrate Judge Zia M. Faruqui on 11/5/2021. (ztl) Modified on 11/8/2021 (Text entry; no document attached.)

11/05/2021

Set/Reset Hearings as to CODY MATTICE: Initial Appearance/Arraignment set for 11/9/2021 at 1:00 PM by Telephonic/VTC before Magistrate Judge Robin M. Meriweather. (Text entry; no document attached.)

11/05/2021

MINUTE ORDER (paperless) as to CODY MATTICE and JAMES PHILLIP MAULT, GRANTING the government's 26 Unopposed Motion for an Order to Disclose Items Protected by Federal Rule of Criminal Procedure 6(e) and Sealed Materials and AUTHORIZING the government, pursuant to Federal Rule of Criminal Procedure 6(e)(3)(E)(i) and the previously entered protective order governing discovery in this case, to provide to defendants, and any co-defendants who may later be joined, materials protected by Federal Rule of Criminal Procedure 6(e), insofar as such disclosure is necessary for the government to comply with its discovery and disclosure obligations. Signed by Chief Judge Beryl A. Howell on November 5, 2021. (lcbah3) (Text entry; no document attached.)

[32](#)

11/05/2021

STANDING ORDER. Signed by Chief Judge Beryl A. Howell on November 5, 2021. (lcbah3)

12/09/2021

NOTICE OF RESCHEDULED HEARING as to CODY MATTICE and JAMES PHILLIP MAULT. The parties shall take notice that the Status Hearing scheduled for 2/4/2022, at 9:30 AM is RESCHEDULED for 2/4/2022, at 3:00 PM via videoconference before Chief Judge Beryl A. Howell. (Text entry; no document attached.)

11/09/2021

ORAL MOTION by Defendant CODY MATTICE (1) to Exclude 90 Days from the Speedy Trial Act. (Text entry; no document attached.)

11/09/2021

Minute Entry for Arraignment as to Defendants CODY MATTICE (1) and JAMES PHILLIP MAULT (2) held by video before Magistrate Judge Robin M. Meriweather on 11/9/2021 : Both defendants agree to appear by video for today's hearing. Pleas of Not Guilty entered by CODY MATTICE (1) to Counts 1, 2, 3, 4, 6, 7, 8, 9, 10 and 11, and by JAMES PHILLIP MAULT (2) to Counts 3, 5, 6, 7, 8, 9, 10 and 11. The Court advised the Government of its due process obligations under Rule 5(f). Status Hearing for both defendants set before Chief Judge Beryl A. Howell on 11/12/2021 at 3:00 PM by telephonic/VTC. Oral Motion by Defendant CODY MATTICE (1) to Exclude 90 Days from the Speedy Trial Act, with no objection by the Government, and with Defendant JAMES PHILLIP MAULT (2) also consenting to waive 90 days, heard and granted. The Court finds as to both defendants that the time between 11/9/2021 and 2/7/2022 shall be excluded from any calculation under the Speedy Trial Act, in the interest of justice. Bond Status of Defendants: Both Defendants remain Held Without Bond and committed. Court Reporter: FTR Gold - Ctrm. 7; FTR Time Frame: 3:18:12 - 3:34:41. Defense Attorneys: (1): Thomas Abbenante, (2): Richard Stern; U.S. Attorney: Michael Romano; Pretrial Officer: Shay Holman. (Text entry; no document attached.)

11/12/2021

Minute Entry for proceedings held before Chief Judge Beryl A. Howell: Status Hearing as to Defendant #1 CODY MATTICE, #2 JAMES PHILLIP MAULT held via videoconference on 11/12/2021. A further Status Hearing is scheduled for 2/4/2022, at 9:30 AM via videoconference for Defendant #1 and in-person for Defendant #2 before Chief Judge Beryl A. Howell. Time excluded under the Speedy Trial Act from 11/12/2021 through 2/4/2022, in the interests of justice and those interests outweigh the interests of the public and the defendant in a speedy trial in order to give the government time to produce the discovery and the defendants time to review the discovery and discuss a resolution of this matter short of trial. Bond Status of Defendants: Defendants committed. Present: Defense Attorney: #1 Thomas Abbenante; #2 Thomas Abbenante for Richard S. Stern; US Attorney: Michael J. Romano. Court Reporter: Elizabeth Saint-Loth. (Text entry; no document attached.)

12/09/2021

NOTICE OF RESCHEDULED HEARING as to CODY MATTICE and JAMES PHILLIP MAULT. The parties shall take notice that the Status Hearing scheduled for 2/4/2022, at 9:30 AM is RESCHEDULED for 2/4/2022, at 3:00 PM via videoconference before Chief Judge Beryl A. Howell. (Text entry; no document attached.)

[34](#)

02/03/2022

Joint MOTION to Continue by USA as to CODY MATTICE, JAMES PHILLIP MAULT.

[1 Attachment](#) ▼

02/04/2022

MINUTE ORDER granting [34] Joint Motion to Continue as to CODY MATTICE (1), JAMES PHILLIP MAULT (2). Upon consideration of the joint motion, it is hereby ORDERED that the Status Hearing currently scheduled for February 4, 2022, shall be CONTINUED to April 8, 2022, at 3:00 PM via videoconference before Chief Judge Beryl A. Howell; it is FURTHER ORDERED that time under the Speedy Trial Act shall be excluded from February 4, 2022 through April 8, 2022, for the reasons outlined in the motion and in the best interests of justice and those interests outweigh the interests of the public and the defendant in a speedy trial. SO ORDERED. Signed by Chief Judge Beryl A. Howell on 2/4/2022. (Text entry; no document attached.)

[35](#)

02/13/2022

NOTICE OF ATTORNEY APPEARANCE Jordan Andrew Konig appearing for USA.

[36](#)

03/04/2022

MOTION to Strike Portions of the Indictment by USA as to CODY MATTICE, JAMES PHILLIP MAULT.

[4 Attachments](#) ▼

03/04/2022

MINUTE ORDER as to CODY MATTICE, DIRECTING Defendant CODY MATTICE to submit by 2:00 PM on March 8, 2022, a statement of his position on the government's [36] MOTION to Strike Portions of the Indictment. SO ORDERED. Signed by Chief Judge Beryl A. Howell on 3/4/2022. (Text entry; no document attached.)

03/04/2022

MINUTE ORDER as to CODY MATTICE, DIRECTING Defendant CODY MATTICE to submit by 2:00 PM on March 8, 2022, a statement of his position on the government's 36 MOTION to Strike Portions of the Indictment. SO ORDERED. Signed by Chief Judge Beryl A. Howell on 3/4/2022. (Text entry; no document attached.)

[37](#)

03/07/2022

Consent MOTION for Extension of Time to File Response/Reply as to [36] MOTION to Strike Portions of the Indictment by USA as to CODY MATTICE, JAMES PHILLIP MAULT.

03/07/2022

Set/Reset Deadlines as to CODY MATTICE: Response to Order of the Court due by 3/14/2022. (Text entry; no document attached.)

03/07/2022

MINUTE ORDER (paperless), as to CODY MATTICE (1), GRANTING the government's [37] Consent Motion to Extend Response Deadline; and EXTENDING, until March 14, 2022, the deadline for defendant to file a statement of his position on the government's [36] Motion to Strike Portions of the Indictment. Signed by Chief Judge Beryl A. Howell on March 7, 2022. (lcbah3) (Text entry; no document attached.)

[38](#)

03/14/2022

RESPONSE by USA as to CODY MATTICE, JAMES PHILLIP MAULT re 36 MOTION to Strike Portions of the Indictment - Notice of Defendant Mattice's Position on Government's Motion

03/14/2022

MINUTE ORDER (paperless), as to CODY MATTICE (1) and JAMES PHILLIP MAULT (2), GRANTING the government's unopposed 36 Motion to Strike Portions of the Indictment. Signed by Chief Judge Beryl A. Howell on March 14, 2022. (lcbah3) (Text entry; no document attached.)

04/04/2022

MINUTE ORDER (paperless), as to JAMES PHILLIP MAULT (2), DIRECTING the government, by April 5, 2022, to: (1) submit to the Court a report identifying the video evidence, if any, on which the factual statements in the Statement of Offense associated with defendant JAMES PHILLIP MAULT's plea are based, including the length and source(s) of each video; (2) make any such video evidence available for the Court's review; (3) list which, if any, of the videos so identified are the same as any of the video exhibits identified in the government's [12] [17] reports listing video submissions associated with the government's [7] Motion for Emergency Stay and for Review of a Release Order as to co-defendant CODY MATTICE (1); and (4) provide the government's position on whether this video evidence may be made publicly available without restriction; and FURTHER DIRECTING defendant, by April 6, 2022, to file a notice as to his position on public release of such video evidence. The parties are welcome to include defendant's position in the government's report, in lieu of a separate filing by defendant, if the parties' counsel so coordinate. Signed by Chief Judge Beryl A. Howell on April 4, 2022. (lcnp) (Text entry; no document attached.)

04/04/2022
NOTICE OF RESCHEDULED HEARING as to CODY MATTICE and JAMES PHILLIP MAULT. The parties shall take notice that the Status Hearing currently scheduled for April 8, 2022, at 3:00 PM shall be RESCHEDULED for April 8, 2022, at 10:30 AM as a Plea Agreement Hearing as to Defendant JAMES PHILLIP MAULT and as a Status Hearing as to Defendant CODY MATTICE. The hearing will be in person before Chief Judge Beryl A. Howell. (Text entry; no document attached.)

[39](#)

04/04/2022

Consent MOTION to Continue Hearings, Consent MOTION for Extension of Time to Comply With Court's April 4, 2022 Order, Consent MOTION Exclude Time Under the Speedy Trial Act Through April 22, 2022 by USA as to CODY MATTICE, JAMES PHILLIP MAULT.

[1 Attachment ▼](#)

04/05/2022

MINUTE ORDER granting [39] Consent Motion to Continue Hearing and Extend Response Deadline as to CODY MATTICE (1), JAMES PHILLIP MAULT (2). Upon consideration of the consent motion, it is hereby ORDERED that the government's deadline to respond to the Court's April 4 Order regarding video evidence as to Defendant JAMES PHILLIP MAULT shall be EXTENDED to April 15, 2022; it is FURTHER ORDERED that the Plea Hearing as to Defendant JAMES PHILLIP MAULT currently scheduled for April 8, 2022, shall be CONTINUED to April 22, 2022, at 1:00 PM via videoconference before Chief Judge Beryl A. Howell; it is FURTHER ORDERED that the Status Hearing as to Defendant CODY MATTICE currently scheduled for April 8, 2022, shall be CONTINUED to April 22, 2022, at 1:00 PM in person before Chief Judge Beryl A. Howell; it is FURTHER ORDERED that time under the Speedy Trial Act shall be excluded from April 8, 2022 through April 22, 2022, for the reasons outlined in the motion and in the best interests of justice and those interests outweigh the interests of the public and the defendant in a speedy trial. SO ORDERED. Signed by Chief Judge Beryl A. Howell on 4/5/2022. (Text entry; no document attached.)

[40](#)

04/15/2022

NOTICE OF ATTORNEY APPEARANCE: Christopher Michael Davis appearing for CODY MATTICE