

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

UNITED STATES OF AMERICA

v.

DENNIS SIDORSKI,

Defendant.

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Case No: 21-cr-48(ABJ)

NOTICE OF FILING DISCOVERY CORRESPONDENCE

The United States of America by and through its attorney, the United States Attorney for the District of Columbia, hereby files its August 9, 2021 discovery letter in this case, which was served as an attachment via ECF on counsel for the defendant.

Respectfully submitted,

CHANNING D. PHILLIPS
ACTING UNITED STATES ATTORNEY
D.C. Bar No. 415793

By: /s/ Sonia Mittal
Sonia Mittal
Illinois Bar No. 6314706
Special Assistant United States Attorney
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555 Fourth Street, N.W.
Washington, DC 20530
Tel. (202) 252-7062
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CERTIFICATE OF SERVICE

On this 9th day of August 2021, a copy of the foregoing was served upon all parties listed on the Electronic Case Filing (ECF) System.

/s/ Sonia Mittal

Sonia Mittal

Illinois Bar No. 6314706

Special Assistant United States Attorney

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U.S. Department of Justice

Channing D. Phillips
Acting United States Attorney

District of Columbia

*Judiciary Center
555 Fourth St., N.W.
Washington, D.C. 20530*

August 9, 2021

VIA EMAIL

Nikki Lotze
LOTZE MOSLEY LLP
400 7th Street, Suite 202
Washington, DC 20004

Re: *United States v. Dennis Siderski*
Case No. 21-cr-48(ABJ)

Dear Counsel:

I have shared a further production of preliminary discovery in this case using the government's USAfx File Exchange System. Although you may review the entire discovery on the shared drive, in order to retain access to the discovery, you must download it immediately. If you have any questions regarding the provided discovery or are missing something, feel free to call or email me.

The preliminary discovery available to you via USAfx contains the following materials. These materials include additional FBI interview reports and investigative reports.

- 0176-WF-3366759-SIDORSKI_0000029_Redacted.pdf
- 0176-WF-3366759-SIDORSKI_0000029_1A0000029_0000001_Redacted.pdf
- 0176-WF-3366759-SIDORSKI_0000030_Redacted.pdf
- 0176-WF-3366759-SIDORSKI_0000030_1A0000030_0000001_Redacted.pdf
- 0176-WF-3366759-SIDORSKI_0000031_Redacted.pdf
- 0176-WF-3366759-SIDORSKI_0000031_1A0000031_0000001_Redacted.pdf

The following materials are designated Sensitive under the protective order entered in this case:

- 0176-WF-3366759-SIDORSKI_0000030_Redacted.pdf
- 0176-WF-3366759-SIDORSKI_0000030_1A0000030_0000001_Redacted.pdf

I also write to provide information regarding cellular telephone and Google location data. The FBI has reviewed available information for three cellular telephone numbers associated with the defendant in order to determine whether devices associated with those cellular telephone numbers were inside the U.S. Capitol Building on January 6, 2021. Agents have not yet located these three cellular telephone numbers associated with the defendant in the available information.

Due to the extraordinary nature of the January 6, 2021 Capitol Attack, the government anticipates that a large volume of materials may contain information relevant to this prosecution. These materials may include, but are not limited to, surveillance video, statements of similarly situated defendants, forensic searches of electronic devices and social media accounts of similarly situated defendants, and citizen tips. The government is working to develop a system that will facilitate access to these materials. In the meantime, please let me know if there are any categories of information that you believe are particularly relevant to your client.

This material is subject to the terms of the Protective Order issued in this case.

I recognize the government's discovery obligations under *Brady v. Maryland*, 373 U.S. 83 (1963), its progeny, and Rule 16. I will provide timely disclosure if any such material comes to light. Consistent with *Giglio*, *Ruiz*, and 18 U.S.C. § 3500, I will provide information about government witnesses prior to trial and in compliance with the court's trial management order.

I request reciprocal discovery to the fullest extent provided by Rule 16 of the Federal Rules of Criminal Procedure, including results or reports of any physical or mental examinations, or scientific tests or experiments, and any expert witness summaries. I also request that defendant(s) disclose prior statements of any witnesses defendant(s) intends to call to testify at any hearing or trial. *See* Fed. R. Crim. P. 26.2; *United States v. Nobles*, 422 U.S. 255 (1975). I request that such material be provided on the same basis upon which the government will provide defendant(s) with materials relating to government witnesses.

Additionally, pursuant to Federal Rules of Criminal Procedure 12.1, 12.2, and 12.3, I request that defendant(s) provide the government with the appropriate written notice if defendant(s) plans to use one of the defenses referenced in those rules. Please provide any notice within the time period required by the Rules or allowed by the Court for the filing of any pretrial motions.

I will forward additional discovery as it becomes available. If you have any questions, please feel free to contact me

Sincerely,
Sonia Mittal
Special Assistant United States Attorney