

APPEAL,CAP,CAT B

**U.S. District Court
District of Columbia (Washington, DC)
CRIMINAL DOCKET FOR CASE #: 1:21-cr-00161-RBW-1**

Case title: USA v. THOMPSON et al

Magistrate judge case number: 1:21-mj-00153-RMM

Date Filed: 02/26/2021

Assigned to: Judge Reggie B.
Walton

Defendant (1)

DUSTIN BYRON THOMPSON

represented by **Andrew M. Stewart**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Retained

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TERMINATED: 05/13/2022
Designation: Retained

Pending Counts

18:1512(c)(2) and 2; TAMPERING
WITH A WITNESS, VICTIM OR

Disposition

DISMISSED ON MOTION OF THE
GOVERNMENT.

INFORMANT; Obstruction of an Official Proceeding and Aiding and Abetting

(1)

18:1512(c)(2) and 2; TAMPERING WITH A WITNESS, VICTIM OR INFORMANT; Obstruction of an Official Proceeding and Aiding and Abetting

(1s)

18:641; PUBLIC MONEY, PROPERTY OR RECORDS; Theft of Government Property

(2)

18:641 and 2; THEFT/EMBEZZLEMENT OF U. S. PROPERTY; Theft of Government Property and Aiding and Abetting

(2s)

18:1752(a)(1); TEMPORARY RESIDENCE OF THE PRESIDENT; Entering and Remaining in a Restricted Building or Grounds

(3s)

18:1752(a)(1); TEMPORARY RESIDENCE OF THE PRESIDENT; Entering and Remaining in a Restricted Building or Grounds

(4)

18:1752(a)(2); TEMPORARY RESIDENCE OF THE PRESIDENT; Disorderly and Disruptive Conduct in a Restricted Building or Grounds

(4s)

18:1752(a)(2); TEMPORARY RESIDENCE OF THE PRESIDENT; Disorderly and Disruptive Conduct in a Restricted Building or Grounds

(5)

40:5104(e)(2)(D); VIOLENT ENTRY AND DISORDERLY CONDUCT ON CAPITOL GROUNDS; Disorderly Conduct in

Defendant sentenced to Thirty-six (36) Months of incarceration, to run concurrently with all other counts; with credit for any served time the defendant may be entitled to receive credit for; Thirty-six (36) Months of supervised release; Special Assessment of \$100.00 imposed.

DISMISSED ON MOTION OF THE GOVERNMENT.

Defendant sentenced to Twelve (12) Months of incarceration, to run concurrently with all other counts, with credit for any served time the defendant may be entitled to receive credit for; Twelve (12) Months of supervised release; Special Assessment of \$25.00 imposed.

Defendant sentenced to Twelve (12) Months of incarceration, to run concurrently with all other counts, with credit for any served time the defendant may be entitled to receive credit for; Twelve (12) Months of supervised release; Special Assessment of \$25.00 imposed.

DISMISSED ON MOTION OF THE GOVERNMENT.

Defendant sentenced to Twelve (12) Months of incarceration, to run concurrently with all other counts, with credit for any served time the defendant may be entitled to receive credit for; Twelve (12) Months of supervised release; Special Assessment of \$25.00 imposed.

DISMISSED ON MOTION OF THE GOVERNMENT.

Defendant sentenced to Six (6) Months of incarceration, to run concurrently with all other counts, with credit for any served time the defendant may be entitled to receive credit for; No

a Capitol Building
(5s)

supervised release imposed; Special Assessment of \$10.00 imposed.

40:5104(e)(2)(D); FEDERAL
STATUTES, OTHER; Disorderly
Conduct in a Capitol Building
(6)

DISMISSED ON MOTION OF THE
GOVERNMENT.

40:5104(e)(2)(G); VIOLENT
ENTRY AND DISORDERLY
CONDUCT ON CAPITOL
GROUNDS; Parading,
Demonstrating, or Picketing in a
Capitol Building
(6s)

Defendant sentenced to Six (6) Months of
incarceration, to run concurrently with all other
counts, with credit for any served time the
defendant may be entitled to receive credit for; No
supervised release imposed; Special Assessment of
\$10.00 imposed.

40:5104(e)(2)(G); FEDERAL
STATUTES, OTHER; Parading,
Demonstrating, or Picketing in a
Capitol Building
(7)

DISMISSED ON MOTION OF THE
GOVERNMENT.

Highest Offense Level (Opening)

Felony

Terminated Counts

None

Disposition

**Highest Offense Level
(Terminated)**

None

Complaints

COMPLAINT in VIOLATION 18
U.S.C. 641; 18 U.S.C. 1752
(a)(1)&(2); 40 U.S.C.
5104(e)(2)(D)&(G)

Disposition

Interested Party

PRESS COALITION

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Plaintiff

USA

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U.S. ATTORNEY'S OFFICE DOJ/USAO

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LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Assistant U.S. Attorney

Date Filed	#	Page	Docket Text
01/22/2021	<u>1</u>		COMPLAINT as to DUSTIN BYRON THOMPSON (1), ROBERT ANTHONY LYON (2). (Attachments: # <u>1</u> Statement of Facts) (zltf) [1:21-mj-00153-RMM] (Entered: 01/22/2021)
01/25/2021	12		Arrest of DUSTIN BYRON THOMPSON (1) and ROBERT ANTHONY LYON (2) in Southern District of Ohio. (zpt) Modified date on 2/16/2021 (zpt).[1:21-mj-00153-RMM] (zltf). (Entered: 02/16/2021)
01/28/2021			JOINT ORAL MOTION for Speedy Trial Waiver by DUSTIN BYRON THOMPSON (1) and ROBERT ANTHONY LYON (2). (zpt) [1:21-mj-00153-RMM] (Entered: 02/16/2021)
01/28/2021			Minute Entry for proceedings held before Magistrate Judge G. Michael Harvey: VTC Initial Appearance/Detention Hearing as to DUSTIN BYRON THOMPSON (1) and ROBERT ANTHONY LYON (2) held on 1/28/2021. Oral Motion to Appoint Counsel by ROBERT ANTHONY LYON (2) Heard and Granted. Defendants express intent to waive right to a preliminary hearing as to DUSTIN BYRON THOMPSON (1) and ROBERT ANTHONY LYON (2). Joint Oral Motion for Speedy Trial Waiver by DUSTIN BYRON THOMPSON (1) and ROBERT ANTHONY LYON (2) Heard and Granted. Time between 1/28/2021 and 3/4/2021 (35 Days) shall be excluded from calculation under the Speedy Trial Act in the interest of justice X-T. Status Hearing set for 3/4/2021 at 01:00 PM in Telephonic/VTC before Magistrate Judge Zia M. Faruqui. Bond Status of Defendant: Defendants Placed on Personal Recognizance; Court Reporter: Crystal Pilgrim; Defense Attorney: Shelli Peterson for Sam Shamarsky (1), David Bos (2); US Attorney: Kelly Smith for Angela Buckner; Pretrial Officer: Masharia Holman; (zpt) [1:21-mj-00153-RMM] (Entered: 02/16/2021)
01/28/2021	<u>24</u>		Arrest Warrant, dated 1/22/2021, Returned Executed in the U.S. District Court for the District of Columbia on 1/28/2021 as to DUSTIN BYRON THOMPSON (1). (zpt)[1:21-mj-00153-RMM] (znmw). (Entered: 02/16/2021)
01/28/2021	<u>6</u>		ORDER Setting Conditions of Release as to DUSTIN BYRON THOMPSON (1) Personal Recognizance. Signed by Magistrate Judge G. Michael Harvey on 1/28/2021. (Attachments: # <u>1</u> Appearance Bond) (zpt) [1:21-mj-00153-RMM] (Entered: 02/16/2021)
01/28/2021			

		MINUTE ORDER as to DUSTIN BYRON THOMPSON (1). As required by Rule 5(f), the United States is ordered to produce all exculpatory evidence to the defendant pursuant to Brady v. Maryland and its progeny. Not doing so in a timely manner may result in sanctions, including exclusion of evidence, adverse jury instructions, dismissal of charges and contempt proceedings. Signed by Magistrate Judge G. Michael Harvey on 1/28/2021. (zpt) [1:21-mj-00153-RMM] (Entered: 02/16/2021)
02/26/2021	<u>8</u>	INDICTMENT as to DUSTIN BYRON THOMPSON (1) count(s) 1, 2, 4, 5, 6, 7, ROBERT ANTHONY LYON (2) count(s) 1, 3, 4, 5, 6, 7. (zstd) (Entered: 03/01/2021)
03/03/2021		MINUTE ORDER: The future hearing currently scheduled for March 4, 2021 is hereby VACATED, as the government has formally charged DUSTIN BYRON THOMPSON and there are no additional matters necessitating action by a magistrate judge. If a hearing has not been scheduled before the assigned district judge, the parties are respectfully directed to contact the chambers of the assigned district judge to schedule a hearing. Signed by Magistrate Judge Zia M. Faruqui on 3/3/2021. (ztl) (Entered: 03/03/2021)
03/16/2021	<u>13</u>	NOTICE OF ATTORNEY APPEARANCE William Kennelly Dreher appearing for USA. (Dreher, William) (Entered: 03/16/2021)
03/25/2021	<u>14</u>	First MOTION to Continue <i>and Speedy Trial Exclusion</i> by USA as to DUSTIN BYRON THOMPSON, ROBERT ANTHONY LYON. (Attachments: # <u>1</u> Text of Proposed Order)(Dreher, William) (Entered: 03/25/2021)
03/25/2021	15	MOTION to Exclude Time by USA as to DUSTIN BYRON THOMPSON, ROBERT ANTHONY LYON. (See docket entry <u>14</u> to view document). (zstd) (Entered: 03/31/2021)
04/05/2021	<u>16</u>	GENERAL ORDER GOVERNING CRIMINAL CASES BEFORE THE HONORABLE REGGIE B. WALTON. Signed by Judge Reggie B. Walton on April 5, 2021. (lcrbw1) (Entered: 04/05/2021)
04/06/2021		Set/Reset Hearings as to DUSTIN BYRON THOMPSON(1), ROBERT ANTHONY LYON(2): Arraignment/Motion Hearing set for 4/21/2021 at 11:30 AM by VTC before Judge Reggie B. Walton. (hs) (Entered: 04/06/2021)
04/08/2021	<u>17</u>	MOTION for Protective Order by USA as to DUSTIN BYRON THOMPSON, ROBERT ANTHONY LYON. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Affidavit, # <u>3</u> Attachments to Affidavit)(Dreher, William) (Entered: 04/08/2021)
04/21/2021		Minute Entry for proceedings held before Judge Reggie B. Walton: Arraignment as to DUSTIN BYRON THOMPSON (1) and ROBERT ANTHONY LYON (2) held on 4/21/2021. A Not Guilty Plea is entered by Dustin Byron Thompson as to Counts 1,2,4,5,6 &7 of the Indictment. A Not Guilty Plea is entered by ROBERT ANTHONY LYON as to Counts 1,3,4,5,6 &7 of the Indictment. A joint oral request for a continuance; heard and granted. Speedy Trial Time is Excluded as to DUSTIN BYRON THOMPSON and ROBERT ANTHONY LYON 4/21/2021- 6/22/2021(XT). Status Conference set for 6/22/2021 at 11:00 AM by Telephonic/VTC before Judge Reggie B. Walton. Bond Status of Defendants: Personal Recognizance/Both appeared by video; Court Reporter: Cathryn Jones; Defense Attorney: Samuel

		Shamansky/David Bos; US Attorney: William Dreher; (hs) (Entered: 04/21/2021)
04/21/2021		MINUTE ORDER as to DUSTIN BYRON THOMPSON(1), ROBERT ANTHONY LYON(2). As required by Rule 5(f), the United States is ordered to produce all exculpatory evidence to the defendant pursuant to Brady v. Maryland and its progeny. Not doing so in a timely manner may result in sanctions, including exclusion of evidence, adverse jury instructions, dismissal of charges and contempt proceedings. Signed by Judge Reggie B. Walton on 4/21/2021. (hs) (Entered: 04/21/2021)
04/22/2021	<u>19</u>	ORDER as to DUSTIN BYRON THOMPSON(1), ROBERT ANTHONY LYON(2). Signed by Judge Reggie B. Walton on 4/21/2021. (hs) (Entered: 04/22/2021)
04/22/2021	<u>20</u>	Unopposed MOTION for Disclosure of Rule 6(e) and Sealed Materials by USA as to DUSTIN BYRON THOMPSON, ROBERT ANTHONY LYON. (Attachments: # <u>1</u> Text of Proposed Order)(Dreher, William) Modified text on 4/22/2021 (zstd). (Entered: 04/22/2021)
04/23/2021	<u>21</u>	PROTECTIVE ORDER setting forth procedures for handling confidential material; allowing designated material to be filed under seal as to DUSTIN BYRON THOMPSON, ROBERT ANTHONY LYON. Signed by Judge Reggie B. Walton on 4/23/2021. (hs) (Entered: 04/23/2021)
04/29/2021	<u>22</u>	ORDER. granting <u>20</u> Motion for Disclosure as to DUSTIN BYRON THOMPSON (1), ROBERT ANTHONY LYON (2). Signed by Judge Reggie B. Walton on 4/28/2021. (hs) (Entered: 04/29/2021)
05/03/2021	<u>23</u>	NOTICE OF ATTORNEY APPEARANCE: Samuel H. Shamansky appearing for DUSTIN BYRON THOMPSON (Shamansky, Samuel) (Entered: 05/03/2021)
06/21/2021	<u>27</u>	NOTICE OF FILING DISCOVERY CORRESPONDENCE by USA as to DUSTIN BYRON THOMPSON, ROBERT ANTHONY LYON (Attachments: # <u>1</u> Supplement, # <u>2</u> Supplement)(Dreher, William) (Entered: 06/21/2021)
06/22/2021	<u>28</u>	ORDER TO SHOW CAUSE as to DUSTIN BYRON THOMPSON(1). Written Response to the Show Cause Order due by 6/23/2021. Signed by Judge Reggie B. Walton on 6/22/2021. (hs) (Entered: 06/22/2021)
06/22/2021		Minute Entry for telephone proceedings held before Judge Reggie B. Walton: Status Conference as to DUSTIN BYRON THOMPSON (1), ROBERT ANTHONY LYON (2) held on 6/22/2021. Defense counsel Samuel Shamansky not presented for the status hearing. Status Conference continued to 6/24/2021 at 10:30 AM in Telephonic/VTC before Judge Reggie B. Walton. Bond Status of Defendants: (1) Dustin Thompson and (2) Robert Lyons, Continued on Personal Recognizance Bond/Presented by telephone; Court Reporter: Cathryn Jones; Defense Attorney: (2) David Bos; US Attorney: William K. Dreher. (zgdf) (Entered: 06/22/2021)
06/23/2021	<u>29</u>	RESPONSE TO ORDER TO SHOW CAUSE by DUSTIN BYRON THOMPSON as to DUSTIN BYRON THOMPSON (Shamansky, Samuel) (Entered: 06/23/2021)
06/24/2021		

		Minute Entry for proceedings held before Judge Reggie B. Walton: Status Conference as to DUSTIN BYRON THOMPSON(1), ROBERT ANTHONY LYON(2) held on 6/24/2021. A joint oral request for a 45 day continuance; heard and granted. Speedy Trial Time Excluded 6/24/2021 – 8/4/2021(XT). Status Conference set for 8/4/2021 at 11:00 AM by Telephonic/VTC before Judge Reggie B. Walton. Bond Status of Defendants: Personal Recognizance/Appeared via telephone; Court Reporter: Cathryn Jones; Defense Attorney: Samuel Shamansky/David Bos; US Attorney: William Dreher; (hs) (Entered: 06/24/2021)
06/24/2021	<u>30</u>	ORDER as to DUSTIN BYRON THOMPSON(1), ROBERT ANTHONY LYON(2). Signed by Judge Reggie B. Walton on 6/24/2021. (hs) (Entered: 06/24/2021)
07/15/2021	<u>31</u>	NOTICE <i>MEMORANDUM REGARDING STATUS OF DISCOVERY</i> by USA as to DUSTIN BYRON THOMPSON, ROBERT ANTHONY LYON (Attachments: # <u>1</u> Exhibit A)(Dreher, William) (Entered: 07/15/2021)
08/04/2021		Minute Entry for proceedings held before Judge Reggie B. Walton: Status Conference as to DUSTIN BYRON THOMPSON(1), ROBERT ANTHONY LYON(2) held on 8/4/2021. A joint oral request for a 45 to 60 day continuance; heard and granted. Speedy Trial Time Excluded 8/4/21 – 18/18/21 (XT). Status Conference set for 10/18/2021 at 9:00 AM in Telephonic/VTC before Judge Reggie B. Walton. Bond Status of Defendants: Continued on Personal Recognizance/Appered via telephone.; Court Reporter: Jeff Cook; Defense Attorneys: (1)–Samuel Shamansky; (2)–David Bos; US Attorney: William Dreher. (zgd) (Entered: 08/04/2021)
08/04/2021	<u>34</u>	ORDER as to DUSTIN BYRON THOMPSON(1), ROBERT ANTHONY LYON(2). Signed by Judge Reggie B. Walton on 8/4/2021. (hs) (Entered: 08/04/2021)
09/10/2021	<u>35</u>	NOTICE <i>Memorandum re Status of Discovery as of August 23, 2021</i> by USA as to DUSTIN BYRON THOMPSON, ROBERT ANTHONY LYON (Dreher, William) (Entered: 09/10/2021)
09/16/2021	<u>36</u>	NOTICE <i>Memorandum re Status of Discovery as of September 14, 2021</i> by USA as to DUSTIN BYRON THOMPSON, ROBERT ANTHONY LYON (Dreher, William) (Entered: 09/16/2021)
10/18/2021		Minute Entry, for proceedings held before Judge Reggie B. Walton:Status Conference as to DUSTIN BYRON THOMPSON(1), ROBERT ANTHONY LYON(2) held on 10/18/2021. A joint oral request for a continuance; heard and granted. Speedy Trial Time Excluded 10/18/2021 – 11/18/2021(XT). Status Conference set for 11/18/2021 at 10:00 AM by Telephonic/VTC. Jury Trial set for 4/11/2022 at 09:30 AM in the Ceremonial Courtroom before Judge Reggie B. Walton. Bond Status of Defendants: Personal Recognizance/Appeared via phone; Court Reporter: Cathryn Jones; Defense Attorney: Samuel Shamansky/David Bos; US Attorney: William Dreher; (hs) (Entered: 10/18/2021)
10/18/2021	<u>39</u>	ORDER as to DUSTIN BYRON THOMPSON(1), ROBERT ANTHONY LYON(2). Signed by Judge Reggie B. Walton on 10/18/2021. (hs) (Entered: 10/18/2021)

10/26/2021	<u>40</u>		NOTICE <i>Memorandum re Status of Discovery as of October 21, 2021</i> by USA as to DUSTIN BYRON THOMPSON, ROBERT ANTHONY LYON (Dreher, William) (Entered: 10/26/2021)
11/04/2021			Set/Reset Hearings as to DUSTIN BYRON THOMPSON(1), ROBERT ANTHONY LYON(2): Status Conference reset for 11/18/2021 at 12:00 PM by Telephonic/VTC before Judge Reggie B. Walton. (hs) (Entered: 11/04/2021)
11/05/2021	<u>41</u>		NOTICE <i>Memorandum re Status of Discovery as of November 5, 2021</i> by USA as to DUSTIN BYRON THOMPSON, ROBERT ANTHONY LYON (Dreher, William) (Entered: 11/05/2021)
11/18/2021			Minute Entry for proceedings held before Judge Reggie B. Walton: Status Conference as to DUSTIN BYRON THOMPSON(1), ROBERT ANTHONY LYON(2) held on 11/18/2021. A joint oral request for a continuance; heard and granted. Speedy Trial Time Excluded 11/18/2021 – 4/11/2022(XT). Status Conference set for 1/26/2022 at 12:30 PM by Telephonic/VTC before Judge Reggie B. Walton. Bond Status of Defendants: Personal Recognizance Appeared via phone; Court Reporter: Cathryn Jones; Defense Attorney: Samuel Shamansky/David Bos; US Attorney: Willliam Dreher; (hs) (Entered: 11/18/2021)
11/19/2021	<u>43</u>		ORDER, as to DUSTIN BYRON THOMPSON (1)and ROBERT ANTHONY LYON (2) Signed by Judge Reggie B. Walton on 11/18/2021. (adh) (Entered: 11/19/2021)
01/07/2022	<u>44</u>		MOTION for Appointment of U.S. Marshals Service as Process Server by DUSTIN BYRON THOMPSON. (Attachments: # <u>1</u> Text of Proposed Order)(Shamansky, Samuel) (Entered: 01/07/2022)
01/07/2022	<u>45</u>		Unopposed MOTION Early Return of Trial Subpoena under Rule 17(c) by USA as to DUSTIN BYRON THOMPSON. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Text of Proposed Order)(Dreher, William) (Entered: 01/07/2022)
01/11/2022			MINUTE ORDER as to DUSTIN BYRON THOMPSON. Upon consideration of the <u>44</u> Defendant's Motion to Appoint U.S. Marshals Service as Process Server, it is hereby ORDERED that, on or before January 21, 2022, the government shall file its response to the defendant's motion. Signed by Judge Reggie B. Walton on January 11, 2021. (lcrbw1) (Entered: 01/11/2022)
01/11/2022	<u>46</u>		ORDER, granting <u>45</u> Motion as to DUSTIN BYRON THOMPSON (1) Signed by Judge Reggie B. Walton on 1/10/2022. (adh,) (Entered: 01/11/2022)
01/11/2022			Set/Reset Deadlines as to DUSTIN BYRON THOMPSON: Government Response due by 1/21/2022. (adh,) (Entered: 01/11/2022)
01/12/2022	<u>47</u>		NOTICE OF ATTORNEY APPEARANCE Jennifer M Rozzoni appearing for USA. (Rozzoni, Jennifer) (Entered: 01/12/2022)
01/21/2022	<u>49</u>		RESPONSE by USA as to DUSTIN BYRON THOMPSON re <u>44</u> MOTION for Appointment of U.S. Marshals Service as Process Server (Dreher, William) (Entered: 01/21/2022)
01/24/2022			Set/Reset Hearings as to DUSTIN BYRON THOMPSON, ROBERT ANTHONY LYON: Status Conference reset for 1/26/2022 at 09:30 AM by Telephonic/VTC before Judge Reggie B. Walton. (adh,) (Entered: 01/24/2022)

01/26/2022		Minute Entry for proceedings held before Judge Reggie B. Walton: Status Conference as to DUSTIN BYRON THOMPSON (1) and ROBERT ANTHONY LYON (2) held on 1/26/2022. Pretrial Conference set for 3/23/2022 at 10:30 AM by VTC before Judge Reggie B. Walton. A written order will issue via Chambers. Bond Status of Defendants: Personal Recognizance / appeared by Phone; Court Reporter: Cathryn Jones; Defense Attorney: Samuel Shamansky/David Bos; US Attorney: William Dreher. (adh,) (Entered: 01/26/2022)
01/27/2022	<u>51</u>	Pre-Trial Scheduling Order and ORDER, denying <u>44</u> Motion as to DUSTIN BYRON THOMPSON (1) Signed by Judge Reggie B. Walton on 1/27/2022. (adh,) (Entered: 01/27/2022)
02/04/2022	<u>52</u>	NOTICE of Public Authority Defense by DUSTIN BYRON THOMPSON as to DUSTIN BYRON THOMPSON, ROBERT ANTHONY LYON (Shamansky, Samuel) (Entered: 02/04/2022)
02/04/2022	<u>53</u>	RESPONSE TO ORDER OF THE COURT by DUSTIN BYRON THOMPSON as to DUSTIN BYRON THOMPSON re <u>51</u> Order on Motion for Miscellaneous Relief <i>Brief in Support</i> (Shamansky, Samuel) Modified to include correct defendant on 2/4/2022 (zstd). (Entered: 02/04/2022)
02/04/2022	<u>54</u>	MOTION in Limine and Incorporated Memorandum in Support (Omnibus) by USA as to DUSTIN BYRON THOMPSON, ROBERT ANTHONY LYON. (Attachments: # <u>1</u> Text of Proposed Order)(Rozzoni, Jennifer) (Entered: 02/04/2022)
02/04/2022	<u>55</u>	MOTION in Limine to Admit 404(b) Evidence by USA as to DUSTIN BYRON THOMPSON, ROBERT ANTHONY LYON. (Attachments: # <u>1</u> Text of Proposed Order)(Dreher, William) (Entered: 02/04/2022)
02/09/2022	<u>56</u>	SUPERSEDING INDICTMENT as to DUSTIN BYRON THOMPSON (1) count(s) 1s, 2s, 3s, 4s, 5s, 6s, ROBERT ANTHONY LYON (2) count(s) 1s, 2s, 3s, 4s, 5s, 6s. (zstd) (Entered: 02/09/2022)
02/11/2022	<u>58</u>	NOTICE OF FILING MEMORANDA REGARDING STATUS OF DISCOVERY AS OF FEBRUARY 9, 2022 by USA as to DUSTIN BYRON THOMPSON, ROBERT ANTHONY LYON (Attachments: # <u>1</u> Memorandum in Support)(Dreher, William) (Entered: 02/11/2022)
02/18/2022	<u>59</u>	RESPONSE by USA as to DUSTIN BYRON THOMPSON re <u>53</u> Response to Order of the Court (Attachments: # <u>1</u> Exhibit A)(Dreher, William) (Entered: 02/18/2022)
02/25/2022	<u>60</u>	ORDER, as to DUSTIN BYRON THOMPSON Signed by Judge Reggie B. Walton on 2/22/2022. (adh,) (Entered: 02/25/2022)
02/25/2022	<u>61</u>	REPLY in Support by DUSTIN BYRON THOMPSON as to DUSTIN BYRON THOMPSON re <u>44</u> MOTION for Appointment of U.S. Marshals Service as Process Server (Shamansky, Samuel) Modified to include correct defendant on 2/28/2022 (zstd). (Entered: 02/25/2022)
02/26/2022	<u>62</u>	NOTICE of Filing of Proposed Jury Instructions, Proposed Voir Dire, Proposed Verdict Form, and Stipulations by USA as to DUSTIN BYRON THOMPSON (Attachments: # <u>1</u> Proposed Jury Instructions, # <u>2</u> Proposed Voir Dire, # <u>3</u> Proposed Verdict Form, # <u>4</u> Stipulations)(Dreher, William) (Entered: 02/26/2022)

			02/26/2022)
02/28/2022	<u>63</u>		RESPONSE by DUSTIN BYRON THOMPSON as to DUSTIN BYRON THOMPSON, re <u>55</u> MOTION in Limine to Admit 404(b) Evidence, <u>54</u> MOTION in Limine and Incorporated Memorandum in Support (Omnibus) (Shamansky, Samuel) Modified defenant on 3/1/2022 (zstd). (Entered: 02/28/2022)
03/16/2022	<u>67</u>		NOTICE OF ATTORNEY APPEARANCE: Donald Lee Regensburger appearing for DUSTIN BYRON THOMPSON (Regensburger, Donald) (Entered: 03/16/2022)
03/23/2022			Minute Entry for proceedings held before Judge Reggie B. Walton: Pretrial Conference as to DUSTIN BYRON THOMPSON held on 3/23/2022. Case set for a further hearing. Pretrial Conference set for 4/6/2022 at 11:00 AM by Telephonic/VTC before Judge Reggie B. Walton. Bond Status of Defendant: Personal Recognizance / appeared via video; Court Reporter: Cathryn Jones; Defense Attorney: Samuel Shamansky; US Attorney: William Dreher/Jennifer Rozzoni; (adh,) Modified on 4/1/2022 (adh,). (Entered: 03/23/2022)
03/25/2022	<u>69</u>		ORDER, granting <u>54</u> Motion in Limine as to DUSTIN BYRON THOMPSON (1); granting in part, Held in abeyance in part, and denying in part <u>55</u> Motion in Limine as to DUSTIN BYRON THOMPSON (1). Signed by Judge Reggie B. Walton on 3/24/2022. (adh,) (Entered: 03/25/2022)
04/01/2022	<u>70</u>		RESPONSE TO ORDER OF THE COURT by USA as to DUSTIN BYRON THOMPSON re <u>69</u> Order on Motion in Limine, (Attachments: # <u>1</u> Exhibit A)(Dreher, William) (Entered: 04/01/2022)
04/05/2022	<u>72</u>		Second MOTION Appointment of U.S. Marshals Service as Process Server by DUSTIN BYRON THOMPSON as to DUSTIN BYRON THOMPSON. (Attachments: # <u>1</u> Exhibit Return of Service)(Shamansky, Samuel) Modified defendant on 4/6/2022 (zstd). (Entered: 04/05/2022)
04/06/2022			Minute Entry for proceedings held before Judge Reggie B. Walton: Pretrial Conference as to DUSTIN BYRON THOMPSON held on 4/6/2022. Bond Status of Defendant: Personal Recognizance / appeared by video; Court Reporter: Cathryn Jones; Defense Attorney: Samuel H. Shamansky /Donald Lee Regensburger; US Attorney: William Dreher/ Jennifer M Rozzoni. (adh,) (Entered: 04/06/2022)
04/06/2022	<u>73</u>		STIPULATION (Shamansky, Samuel) (Entered: 04/06/2022)
04/06/2022	<u>74</u>		ORDER denying <u>72</u> Motion as to DUSTIN BYRON THOMPSON (1). Signed by Judge Reggie B. Walton on 4/6/2022. (adh,) (Entered: 04/06/2022)
04/07/2022	<u>75</u>		Proposed Jury Instructions by USA as to DUSTIN BYRON THOMPSON (Dreher, William) (Entered: 04/07/2022)
04/07/2022	<u>76</u>		EXHIBIT LIST by USA as to DUSTIN BYRON THOMPSON (Dreher, William) (Entered: 04/07/2022)
04/08/2022	<u>77</u>		ORDER as to DUSTIN BYRON THOMPSON. On or before 4/8/2022 at 5:00 PM, the defendant shall submit to the Court his position as to the Government's Additional Proposed Jury Instructions, ECF #75. Signed by Judge Reggie B. Walton on April 8, 2022. (zcdw) (Entered: 04/08/2022)

04/08/2022	<u>78</u>		RESPONSE by DUSTIN BYRON THOMPSON <i>re</i> <u>75</u> <i>Additional Proposed Jury Instructions</i> (Shamansky, Samuel) Modified defendant and add link on 4/8/2022 (zstd). (Entered: 04/08/2022)
04/10/2022	<u>80</u>		EXHIBIT LIST by USA as to DUSTIN BYRON THOMPSON (Dreher, William) (Entered: 04/10/2022)
04/11/2022	<u>81</u>		EXHIBIT LIST by USA as to DUSTIN BYRON THOMPSON (Rozzoni, Jennifer) (Entered: 04/11/2022)
04/11/2022			Minute Entry for proceedings held before Judge Reggie B. Walton: Jury Selection as to (1) DUSTIN BYRON THOMPSON begun and concluded on 4/11/2022 re Counts 1s,2s,3s,4s,5s,6s. Jury panel of 14 selected but not sworn. Jury Trial set to commence on 4/12/2022 at 9:30 AM in Courtroom 16 before Judge Reggie B. Walton. Bond Status of Defendant: Remains on personal recognizance. Court Reporter: Cathryn Jones. Defense Attorneys: Samuel Shamansky and Donald Regensburger. US Attorneys: William Dreher and Jennifer Rozzoni. (zcdw) (Entered: 04/12/2022)
04/12/2022			MINUTE ORDER: The Court having impaneled the jury in this action, it is hereby ORDERED that during trial and deliberations all meals for said jury shall be paid by the Clerk of the Court for the U.S. District Court for the District of Columbia. Signed by Judge Reggie B. Walton on 4/12/2022. (zcdw) (Entered: 04/12/2022)
04/12/2022			RESOLVED.....NOTICE of Government Not Certified Status re 82 Consent MOTION to Continue <i>Sentencing Hearing</i> by ROBERT ANTHONY LYON. (Attachments: # 1 Text of Proposed Order)(Bos, David). Your government certification has not been received. As a result, your membership with the U.S. District & Bankruptcy Courts for the District of Columbia is not in good standing, and you are not permitted to file. Pursuant to Local Criminal Rule 57.21.1, you must immediately correct your membership status by following the appropriate instructions on this page of our website: https://www.dcd.uscourts.gov/attorney-renewal . Please be advised that the presiding judge in this case has been notified that you are currently not in good standing to file in this court. Renewal Due by 4/19/2022. (znm) Modified on 4/12/2022 (znm). (Entered: 04/12/2022)
04/12/2022			Minute Entry for proceedings held before Judge Reggie B. Walton: Jury Trial as to (1) DUSTIN BYRON THOMPSON begun and held on 4/12/2022 re Counts 1s,2s,3s,4s,5s,6s. Jury panel of twelve and two alternates sworn. Jury Trial continued to 4/13/2022 at 9:00 AM in Courtroom 16 before Judge Reggie B. Walton. Bond Status of Defendant: Remains on personal recognizance. Court Reporter: Cathryn Jones. Defense Attorneys: Samuel Shamansky and Donald Regensburger. US Attorneys: William Dreher and Jennifer Rozzoni. Government's witnesses: Officer Jamall Nicholas and Special Agent Jaclyn O'Neill. (zcdw) (Entered: 04/12/2022)
04/13/2022			Minute Entry for proceedings held before Judge Reggie B. Walton: Jury Trial as to DUSTIN BYRON THOMPSON held on 4/13/2022, Counts 1s, 2s, 3s, 4s, 5s, 6s. Jury Trial resumed with a jury of 12 and 1 alternate; Jury Trial continued to 4/14/2022, at 9:00 AM in Courtroom 16— In Person before Judge

		Reggie B. Walton; Jurors' questions read on the record; Government and Defendant rested their cases. Bond Status of Defendant: Personal Recognizance; Court Reporter: Cathryn Jones; Defense Attorneys: Samuel H. Shamansky and Donald L. Regensburger; US Attorneys: William Dreher and Jennifer Rozzoni; Government's Witnesses: Special Agent Jaclyn O'Neill (testimony resumed and concluded); Capitol Police Officers Ronald Lucarino, Craig Atkinson, and Marcus Reyes; FBI Special Agent Brian Thomas; Defendant's Witnesses: Sarah Thompson and Dustin Thompson. (ztg) (Entered: 04/13/2022)
04/14/2022		Minute Entry for proceedings held before Judge Reggie B. Walton: Jury Trial as to (1) DUSTIN BYRON THOMPSON resumed and concluded on 4/14/2022 re Counts 1s,2s,3s,4s,5s,6s, with same jury of twelve and one alternate. Juror # 14 discharged as alternate juror. Jury deliberation begun and concluded. Verdict of guilty rendered as to counts 1s,2s,3s,4s,5s,6s. Jury panel excused. Jury notes (1). Case referred to the Probation Office for a Pre-Sentence Investigation Report. Presentence Report due by 7/8/2022. Counsels' responses due by 7/15/2022. Sentencing set for 7/20/2022 at 9:00 AM in Courtroom 16 before Judge Reggie B. Walton. Bond Status of Defendant: Committed; commitment issued. Court Reporter: Cathryn Jones. Defense Attorneys: Samuel Shamansky and Donald Regensburger. US Attorneys: William Dreher and Jennifer Rozzoni. Government's Rebuttal Witness: Special Agent Brian Thomas. (zcdw) (Entered: 04/15/2022)
04/14/2022	<u>83</u>	FINAL JURY INSTRUCTIONS as to DUSTIN BYRON THOMPSON (1). (zcdw) (Entered: 04/15/2022)
04/14/2022	<u>84</u>	EXHIBIT LIST by USA as to DUSTIN BYRON THOMPSON (1). (zcdw) (Entered: 04/15/2022)
04/14/2022	<u>86</u>	Jury Notes (1) as to DUSTIN BYRON THOMPSON (1). (zcdw) (Entered: 04/15/2022)
04/14/2022	<u>87</u>	Signature Page of Foreperson as to DUSTIN BYRON THOMPSON in Jury Note. (Access to the PDF Document is restricted pursuant to the E-Government Act. Access is limited to Counsel of Record and the Court.) (zcdw) (Entered: 04/15/2022)
04/14/2022	<u>88</u>	VERDICT FORM as to DUSTIN BYRON THOMPSON (1). (zcdw) (Entered: 04/15/2022)
04/14/2022	<u>89</u>	Signature Page of Foreperson as to DUSTIN BYRON THOMPSON in Jury Verdict. (Access to the PDF Document is restricted pursuant to the E-Government Act. Access is limited to Counsel of Record and the Court.) (zcdw) (Entered: 04/15/2022)
04/14/2022		JURY VERDICT as to DUSTIN BYRON THOMPSON (1) Guilty on Count 1s,2s,3s,4s,5s,6. (zcdw) (Entered: 04/15/2022)
04/20/2022	<u>90</u>	Application for Access To Trial Exhibits by PRESS COALITION as to DUSTIN BYRON THOMPSON. (zstd) (Entered: 04/20/2022)
04/20/2022	<u>91</u>	

		ORDER as to DUSTIN BYRON THOMPSON (1) re <u>90</u> MOTION to Access filed by PRESS COALITION. Parties' position as to the Application for Access due by 5:00 p.m. on 4/21/2022. See order for details. Signed by Judge Reggie B. Walton on 4/20/2022. (hmc) (Entered: 04/20/2022)
04/21/2022	<u>92</u>	RESPONSE TO ORDER OF THE COURT by USA as to DUSTIN BYRON THOMPSON re <u>91</u> Order,, Set Deadlines, (Dreher, William) (Entered: 04/21/2022)
04/22/2022	<u>93</u>	ORDER granting <u>90</u> Application for Access To Trial Exhibits by PRESS COALITION as to DUSTIN BYRON THOMPSON (1). See Order for details. Signed by Judge Reggie B. Walton on 4/22/2022. (zcdw) (Entered: 04/22/2022)
05/13/2022	<u>96</u>	NOTICE OF SUBSTITUTION OF COUNSEL Attorney Stewart, Andrew M. added. Substituting for attorney Samuel Shamansky (Stewart, Andrew) (Entered: 05/13/2022)
07/07/2022	<u>100</u>	Consent MOTION to Continue <i>Sentencing Hearing</i> by DUSTIN BYRON THOMPSON. (Attachments: # <u>1</u> Text of Proposed Order)(Stewart, Andrew) (Entered: 07/07/2022)
07/08/2022	<u>102</u>	ORDER as to DUSTIN BYRON THOMPSON (1) granting <u>100</u> Motion to Continue Sentencing Hearing. The sentencing currently scheduled for July 20, 2022, is CONTINUED to September 23, 2022, at 9:00 a.m. The parties shall appear before the Court in Courtroom 16 on the 6th floor of the E. Barrett Prettyman United States Courthouse, 333 Constitution Avenue, N.W., Washington, D.C. 20001. Signed by Judge Reggie B. Walton on 7/8/2022. (zcdw) (Entered: 07/08/2022)
08/08/2022	<u>104</u>	<p>TRANSCRIPT OF PROCEEDINGS in case as to DUSTIN BYRON THOMPSON, ROBERT ANTHONY LYON before Judge Reggie B. Walton held on January 26, 2022; Page Numbers: 1 – 27. Court Reporter/Transcriber Cathryn Jones, Telephone number 202 354–3246, Transcripts may be ordered by submitting the <u>Transcript Order Form</u></p> <p>For the first 90 days after this filing date, the transcript may be viewed at the courthouse at a public terminal or purchased from the court reporter referenced above. After 90 days, the transcript may be accessed via PACER. Other transcript formats, (multi–page, condensed, CD or ASCII) may be purchased from the court reporter.</p> <p>NOTICE RE REDACTION OF TRANSCRIPTS: The parties have twenty–one days to file with the court and the court reporter any request to redact personal identifiers from this transcript. If no such requests are filed, the transcript will be made available to the public via PACER without redaction after 90 days. The policy, which includes the five personal identifiers specifically covered, is located on our website at www.dcd.uscourts.gov.</p> <p>Redaction Request due 8/29/2022. Redacted Transcript Deadline set for 9/8/2022. Release of Transcript Restriction set for 11/6/2022.(Jones, Cathryn) Modified on 8/9/2022 (znmw). (Entered: 08/08/2022)</p>
08/08/2022	<u>105</u>	

		<p>TRANSCRIPT OF PROCEEDINGS in case as to DUSTIN BYRON THOMPSON before Judge Reggie B. Walton held on April 6, 2022; Page Numbers: 1 – 50. Court Reporter/Transcriber Cathryn Jones, Telephone number 202 354–3246, Transcripts may be ordered by submitting the Transcript Order Form</p> <p>For the first 90 days after this filing date, the transcript may be viewed at the courthouse at a public terminal or purchased from the court reporter referenced above. After 90 days, the transcript may be accessed via PACER. Other transcript formats, (multi–page, condensed, CD or ASCII) may be purchased from the court reporter.</p> <p>NOTICE RE REDACTION OF TRANSCRIPTS: The parties have twenty–one days to file with the court and the court reporter any request to redact personal identifiers from this transcript. If no such requests are filed, the transcript will be made available to the public via PACER without redaction after 90 days. The policy, which includes the five personal identifiers specifically covered, is located on our website at www.dcd.uscourts.gov.</p> <p>Redaction Request due 8/29/2022. Redacted Transcript Deadline set for 9/8/2022. Release of Transcript Restriction set for 11/6/2022.(Jones, Cathryn) (Entered: 08/08/2022)</p>
08/08/2022	106	<p>TRANSCRIPT OF PROCEEDINGS in case as to DUSTIN BYRON THOMPSON before Judge Reggie B. Walton held on April 11, 2022; Page Numbers: 1 – 198. Court Reporter/Transcriber Cathryn Jones, Telephone number 202 354–3246, Transcripts may be ordered by submitting the Transcript Order Form</p> <p>For the first 90 days after this filing date, the transcript may be viewed at the courthouse at a public terminal or purchased from the court reporter referenced above. After 90 days, the transcript may be accessed via PACER. Other transcript formats, (multi–page, condensed, CD or ASCII) may be purchased from the court reporter.</p> <p>NOTICE RE REDACTION OF TRANSCRIPTS: The parties have twenty–one days to file with the court and the court reporter any request to redact personal identifiers from this transcript. If no such requests are filed, the transcript will be made available to the public via PACER without redaction after 90 days. The policy, which includes the five personal identifiers specifically covered, is located on our website at www.dcd.uscourts.gov.</p> <p>Redaction Request due 8/29/2022. Redacted Transcript Deadline set for 9/8/2022. Release of Transcript Restriction set for 11/6/2022.(Jones, Cathryn) (Entered: 08/08/2022)</p>
08/08/2022	107	<p>TRANSCRIPT OF PROCEEDINGS in case as to DUSTIN BYRON THOMPSON before Judge Reggie B. Walton held on April 12, 2022; Page Numbers: 199 – 309. Court Reporter/Transcriber Cathryn Jones, Telephone number 202 354–3246, Transcripts may be ordered by submitting the Transcript Order Form</p>

		<p>For the first 90 days after this filing date, the transcript may be viewed at the courthouse at a public terminal or purchased from the court reporter referred above. After 90 days, the transcript may be accessed via PACER. Other transcript formats, (multi-page, condensed, CD or ASCII) may be purchased from the court reporter.</p> <p>NOTICE RE REDACTION OF TRANSCRIPTS: The parties have twenty-one days to file with the court and the court reporter any request to redact personal identifiers from this transcript. If no such requests are filed, the transcript will be made available to the public via PACER without redaction after 90 days. The policy, which includes the five personal identifiers specifically covered, is located on our website at www.dcd.uscourts.gov.</p> <p>Redaction Request due 8/29/2022. Redacted Transcript Deadline set for 9/8/2022. Release of Transcript Restriction set for 11/6/2022.(Jones, Cathryn) (Entered: 08/08/2022)</p>
08/08/2022	<u>108</u>	<p>TRANSCRIPT OF PROCEEDINGS in case as to DUSTIN BYRON THOMPSON before Judge Reggie B. Walton held on April 13, 2022; Page Numbers: 310 – 561. Court Reporter/Transcriber Cathryn Jones, Telephone number 202 354–3246, Transcripts may be ordered by submitting the Transcript Order Form</p> <p>For the first 90 days after this filing date, the transcript may be viewed at the courthouse at a public terminal or purchased from the court reporter referred above. After 90 days, the transcript may be accessed via PACER. Other transcript formats, (multi-page, condensed, CD or ASCII) may be purchased from the court reporter.</p> <p>NOTICE RE REDACTION OF TRANSCRIPTS: The parties have twenty-one days to file with the court and the court reporter any request to redact personal identifiers from this transcript. If no such requests are filed, the transcript will be made available to the public via PACER without redaction after 90 days. The policy, which includes the five personal identifiers specifically covered, is located on our website at www.dcd.uscourts.gov.</p> <p>Redaction Request due 8/29/2022. Redacted Transcript Deadline set for 9/8/2022. Release of Transcript Restriction set for 11/6/2022.(Jones, Cathryn) (Entered: 08/08/2022)</p>
08/08/2022	<u>109</u>	<p>TRANSCRIPT OF PROCEEDINGS in case as to DUSTIN BYRON THOMPSON before Judge Reggie B. Walton held on April 14, 2022; Page Numbers: 562 – 651. Court Reporter/Transcriber Cathryn Jones, Telephone number 202 354–3246, Transcripts may be ordered by submitting the Transcript Order Form</p> <p>For the first 90 days after this filing date, the transcript may be viewed at the courthouse at a public terminal or purchased from the court reporter referred above. After 90 days, the transcript may be accessed via PACER. Other transcript formats, (multi-page, condensed, CD or ASCII) may be purchased from the court reporter.</p>

		<p>NOTICE RE REDACTION OF TRANSCRIPTS: The parties have twenty-one days to file with the court and the court reporter any request to redact personal identifiers from this transcript. If no such requests are filed, the transcript will be made available to the public via PACER without redaction after 90 days. The policy, which includes the five personal identifiers specifically covered, is located on our website at www.dcd.uscourts.gov.</p> <p>Redaction Request due 8/29/2022. Redacted Transcript Deadline set for 9/8/2022. Release of Transcript Restriction set for 11/6/2022.(Jones, Cathryn) (Entered: 08/08/2022)</p>
09/19/2022	<u>119</u>	SENTENCING MEMORANDUM by USA as to DUSTIN BYRON THOMPSON (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3)(Dreher, William) (Entered: 09/19/2022)
09/20/2022	<u>121</u>	Second MOTION to Continue by DUSTIN BYRON THOMPSON. (Stewart, Andrew) (Entered: 09/20/2022)
09/21/2022	<u>124</u>	Unopposed MOTION for Disclosure of Probation Office Recommendation by USA as to DUSTIN BYRON THOMPSON. (Attachments: # <u>1</u> Text of Proposed Order)(Dreher, William) (Entered: 09/21/2022)
09/21/2022	<u>126</u>	Memorandum in Opposition by USA as to DUSTIN BYRON THOMPSON re <u>121</u> Motion to Continue (Dreher, William) (Entered: 09/21/2022)
09/21/2022	<u>127</u>	NOTICE OF FILING TRIAL EXHIBITS INTRODUCED INTO EVIDENCE Pursuant to Local Criminal Rule 49 and Standing Order 21-28 by USA as to DUSTIN BYRON THOMPSON (Rozzoni, Jennifer) (Entered: 09/21/2022)
09/21/2022	<u>129</u>	ORDER as to DUSTIN BYRON THOMPSON (01) granting 120 Second Motion to Continue by DUSTIN BYRON THOMPSON. Sentencing Scheduled For September 23, 2022 Is Continued To November 18, 2022 at 9:00 AM in Courtroom 16- In Person before Judge Reggie B. Walton. (See Order For Details) Signed by Judge Reggie B. Walton on 09/21/22. (mac) (Entered: 09/21/2022)
09/23/2022	<u>136</u>	ORDER as to DUSTIN BYRON THOMPSON (1) granting <u>124</u> United States Motion for Disclosure Of Sentencing Recommendation. Ordered That the United States Probation Office Shall Disclose To The Parties Its Sentencing Recommendation Previously Filed With The Court. (See Order For Details)Signed by Judge Reggie B. Walton on 09/22/22. (mac) (Entered: 09/23/2022)
11/13/2022	<u>145</u>	SENTENCING MEMORANDUM by DUSTIN BYRON THOMPSON (Attachments: # <u>1</u> Exhibit Trial Stipulations, # <u>2</u> Exhibit letter, # <u>3</u> Exhibit letter, # <u>4</u> Exhibit letter, # <u>5</u> Exhibit letter, # <u>6</u> Exhibit letter, # <u>7</u> Exhibit letter, # <u>8</u> Exhibit letter, # <u>9</u> Exhibit letter, # <u>10</u> Exhibit letter)(Stewart, Andrew) (Entered: 11/13/2022)
11/14/2022	<u>146</u>	SUPPLEMENT by DUSTIN BYRON THOMPSON re <u>145</u> Sentencing Memorandum, (Attachments: # <u>1</u> Exhibit letter, # <u>2</u> Exhibit letter, # <u>3</u> Exhibit letter, # <u>4</u> Exhibit letter, # <u>5</u> Exhibit letter, # <u>6</u> Exhibit letter, # <u>7</u> Exhibit letter)(Stewart, Andrew) (Entered: 11/14/2022)
11/17/2022	<u>148</u>	

		MOTION for Leave to File <i>Response to Defendant's Sentencing Memorandum</i> by USA as to DUSTIN BYRON THOMPSON. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Supplement Response to Defendant's Sentencing Memorandum)(Dreher, William) (Entered: 11/17/2022)
11/17/2022	<u>149</u>	ORDER as to DUSTIN BYRON THOMPSON (01)granting <u>148</u> Motion For Leave To File Response To Defendant's Sentencing Memorandum. It Is Ordered That The Government's Response To Defendant's Sentencing Memorandum, ECF No. 148-2, Is Accepted As Filed And The Clerk Of The Court Shall File It As A Separate Entry On The Docket. Signed by Judge Reggie B. Walton on 11/17/22. (mac) (Entered: 11/17/2022)
11/17/2022	<u>150</u>	SUPPLEMENT by DUSTIN BYRON THOMPSON re <u>145</u> Sentencing Memorandum, <i>Second</i> (Stewart, Andrew) (Entered: 11/17/2022)
11/17/2022	<u>151</u>	RESPONSE by USA as to DUSTIN BYRON THOMPSON re <u>145</u> Sentencing Memorandum, (zstd) (Entered: 11/18/2022)
11/18/2022		Minute Entry for proceedings held before Judge Reggie B. Walton: Sentencing held on 11/18/2022 as to DUSTIN BYRON THOMPSON (1), Counts 1, 2, 4, 5, 6, 7: Dismissed on motion of the government. Count 1s: Defendant sentenced to Thirty-six (36) Months of incarceration, to run concurrently with all other counts; with credit for any served time the defendant may be entitled to receive credit for; and Thirty-six (36) Months of supervised release. Special Assessment of \$100.00 imposed. On each of Counts 2s, 3s, 4s: Defendant sentenced to Twelve (12) Months of incarceration, to run concurrently with all other counts, with credit for any served time the defendant may be entitled to receive credit for; and Twelve (12) Months of supervised release. Special Assessment of \$25.00 imposed on each of Counts 2s, 3s, 4s. On each of Counts 5s, 6s: Defendant sentenced to Six (6) Months of incarceration, to run concurrently with all other counts, with credit for any served time the defendant may be entitled to receive credit for; No supervised release imposed; Special Assessment of \$10.00 imposed on each of counts 5s, 6s. Restitution imposed in the amount of \$2000.00. A Fine imposed in the amount of \$200.00. Bond Status of Defendant: Remains committed; appeared in person. Court Reporter: Jeff Hook. Defense Attorney: Andrew Stewart. US Attorneys: Jennifer Rozzoni and William Dreher. Probation Officer: Robert Walters. (zcdw) Modified on 11/22/2022 to include additional monetary conditions (zcdw). (Entered: 11/21/2022)
12/02/2022	<u>154</u>	NOTICE OF APPEAL – Final Judgment by DUSTIN BYRON THOMPSON re Sentencing,,,,,, Jury Verdict Entered. Fee Status: No Fee Paid. Parties have been notified. (Stewart, Andrew) (Entered: 12/02/2022)

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

UNITED STATES OF AMERICA

v.

DUSTIN BYRON THOMPSON

Defendant.

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Case No: 1:21-CR-161-RBW-1

NOTICE OF APPEAL

The defendant, Dustin Byron Thompson, by and through undersigned counsel, hereby notes his appeal of the judgment of this Court entered in the above referenced matter on November 21, 2022, to the United States Court of Appeals for the D.C. Circuit. Mr. Thompson was remanded to the custody of the U.S. Marshall on April 14, 2022, following a guilty verdict and has been housed at the Alexandria Detention Center since. As a result, Mr. Thompson is indigent and unable to retain counsel for his appeal. Undersigned counsel is available for appointment.

Filed: December 2, 2022

Respectfully submitted,

Dustin Byron Thompson

By: /s/ Andrew M. Stewart _____.
ANDREW M. STEWART, ESQ.
D.C. Bar No. 490984
Attorney for the Defendant
2007 15th Street North, Suite 201
Arlington, VA 22201
Phone: 703-248-0626
Fax: 703-248-8971
andrew.m.stewart.esq@gmail.com

CERTIFICATE OF SERVICE

I hereby certify that on the 2nd day of December, 2022, I electronically filed the foregoing motion with the clerk of the court using the CM/ECF system, which will send an electronic copy to the following:

William Dreher
Assistant United States Attorney
U.S. Attorney's Office, Western District of Washington
700 Stewart Street, Suite 5220
Seattle, WA 98101

Jennifer M. Rozzoni
Assistant United States Attorney
U.S. Attorney's Office, District of New Mexico
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U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered on 11/21/2022 at 10:33 PM EDT and filed on 11/18/2022

Case Name: USA v. THOMPSON et al

Case Number: 1:21-cr-00161-RBW

Filer:

Document Number: No document attached

Docket Text:

Minute Entry for proceedings held before Judge Reggie B. Walton: Sentencing held on 11/18/2022 as to DUSTIN BYRON THOMPSON (1), Counts 1, 2, 4, 5, 6, 7: Dismissed on motion of the government. Count 1s: Defendant sentenced to Thirty-six (36) Months of incarceration, to run concurrently with all other counts; with credit for any served time the defendant may be entitled to receive credit for; and Thirty-six (36) Months of supervised release. Special Assessment of \$100.00 imposed. On each of Counts 2s, 3s, 4s: Defendant sentenced to Twelve (12) Months of incarceration, to run concurrently with all other counts, with credit for any served time the defendant may be entitled to receive credit for; and Twelve (12) Months of supervised release. Special Assessment of \$25.00 imposed on each of Counts 2s, 3s, 4s. On each of Counts 5s, 6s: Defendant sentenced to Six (6) Months of incarceration, to run concurrently with all other counts, with credit for any served time the

defendant may be entitled to receive credit for; No supervised release imposed; Special Assessment of \$10.00 imposed on each of counts 5s, 6s. Bond Status of Defendant: Remains committed; appeared in person. Court Reporter: Jeff Hook. Defense Attorney: Andrew Stewart. US Attorneys: Jennifer Rozzoni and William Dreher. Probation Officer: Robert Walters. (zcdw)

1:21-cr-00161-RBW-1 Notice has been electronically mailed to:

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1:21-cr-00161-RBW-1 Notice will be delivered by other means to::