

UNITED STATES DISTRICT COURT

for the
District of Columbia

United States of America
v.
Esvetlana Cramer

)
) Case: 1:23-mj-00182
) Assigned to: Judge Meriweather, Robin M.
) Assign Date: 7/25/2023
) 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) Esvetlana Cramer,
who is accused of an offense or violation based on the following document filed with the court:

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

This offense is briefly described as follows:

- 18 U.S.C. § 1752(a)(1) - Entering and Remaining in a Restricted Building or Grounds,
- 18 U.S.C. § 1752(a)(2) - Disorderly and Disruptive Conduct in a Restricted Building or Grounds,
- 40 U.S.C. § 5104(e)(2)(D) - Disorderly Conduct in a Capitol Building or Grounds, and
- 40 U.S.C. § 5104(e)(2)(G) - Parading, Demonstrating, or Picketing in a Capitol Building.

Date: 07/25/2023



Rob M. Meriweather

2023.07.25
12:15:21 -04'00'

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) 07/26/23, and the person was arrested on (date) 07/31/23
at (city and state) SCRANTON, PA.

Date: 07/31/23

TF0
Arresting officer's signature

TF0 ERIC JEMARATZ
Printed name and title

3:23mj41

UNITED STATES DISTRICT COURT

for the

District of Columbia

United States of America

v.

Esvetlana Cramer, (DOB: XXXXXXXXXX)

Steven Boyd Barber, (DOB: XXXXXXXXXX)

Case: 1:23-mj-00182

Assigned to: Judge Meriweather, Robin M.

Assign Date: 7/25/2023

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 District of Columbia, the defendant(s) violated:

Code Section

Offense Description

- 18 U.S.C. § 1752(a)(1) - Entering and Remaining in a Restricted Building or Grounds,
18 U.S.C. § 1752(a)(2) - Disorderly and Disruptive Conduct in a Restricted Building or Grounds,
40 U.S.C. § 5104(e)(2)(D) - Disorderly Conduct in a Capitol Building or Grounds, and
40 U.S.C. § 5104(e)(2)(G) - Parading, Demonstrating, or Picketing in a Capitol Building.

This criminal complaint is based on these facts:

See attached statement of facts.

Continued on the attached sheet.

Handwritten signature of Eric Temarantz

Complainant's signature

Eric Temarantz, 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: 07/25/2023



Handwritten signature of Robin M. Meriweather

2023.07.25

12:53:49 -04'00'

Judge's signature

City and state: Washington, D.C.

Robin M. Meriweather, U.S. Magistrate Judge

Printed name and title

AO 442 (Rev. 11/11) Arrest Warrant

UNITED STATES DISTRICT COURT

for the

District of Columbia

United States of America

v.

Esvetlana Cramer

Defendant

Case: 1:23-mj-00182
Assigned to: Judge Meriweather, Robin M.
Assign Date: 7/25/2023
Description: COMPLAINT W/ ARREST WARRANT

ARREST WARRANT

To: Any authorized law enforcement officer

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

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

This offense is briefly described as follows:

- 18 U.S.C. § 1752(a)(1) - Entering and Remaining in a Restricted Building or Grounds,
18 U.S.C. § 1752(a)(2) - Disorderly and Disruptive Conduct in a Restricted Building or Grounds,
40 U.S.C. § 5104(e)(2)(D) - Disorderly Conduct in a Capitol Building or Grounds, and
40 U.S.C. § 5104(e)(2)(G) - Parading, Demonstrating, or Picketing in a Capitol Building.

Date: 07/25/2023



Handwritten signature of Robin M. Meriweather

2023.07.25

12:15:21 -04'00'

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) , and the person was arrested on (date)
at (city and state)

Date:

Arresting officer's signature

Printed name and title

UNITED STATES DISTRICT COURT

for the

District of Columbia

United States of America

v.

Esvetlana Cramer

Defendant

Case No. 1:23-MJ-182

Charging District's Case No. 3:23-MJ-41

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 to determine whether there is probable cause to believe that an offense has been committed, to be held within 14 days of my first appearance if I am in custody and 21 days otherwise, unless I have been indicted beforehand.
(5) a hearing on any motion by the government for detention;
(6) request a 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.
[X] a preliminary hearing.
[X] a detention hearing.
[X] an identity hearing, production of the judgment, warrant, and warrant application, and any preliminary or detention hearing to which I may be entitled in this district. I request that my [] preliminary hearing and/or [] detention 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: 7/31/2023

Esvetlana Cramer

Defendant's signature

Signature of defendant's attorney

Elliot Smith

Printed name of defendant's attorney

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA

:
:
:
:
:
:

CRIM. NO

3:23mj41

v.

*Esvetlana Cramer
Steven Boyd Barber*

NOTICE

Pursuant to the October 21, 2020 amendment to Rule 5 of the Federal Rules of Criminal Procedure the Court provides prosecution and defense counsel with the following Notice that confirms the disclosure obligation of the prosecutor under Brady v. Maryland, 373 U.S. 83 (1963) and its progeny, to disclose exculpatory information to the defense in the above-captioned case. Under Brady the prosecutor must produce material evidence in its possession custody or control favorable to the accused, which includes both exculpatory evidence and information which may impeach government witnesses when that evidence is material either to guilt or punishment. Such disclosures must be made in a timely manner in order to allow the use of the exculpatory information in the defense of the case and the failure to comply with this due process obligation may result in dismissal of charges, exclusion of evidence or sanctions against counsel.

UNITED STATES DISTRICT COURT
for the
Middle District of Pennsylvania

United States of America

v.

Esvetlana Cramer

Defendant

)
)
)
)
)

Case No. 3:23-MJ-41

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 34 U.S.C. § 40702.
(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

Pursuant to 18 U.S.C. § 3142(c)(1)(B), the court may impose the following least restrictive condition(s) only as necessary to reasonably assure the appearance of the person as required and the safety of any other person and the community.

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 _____, telephone number _____, no later than _____.

(b) continue or actively seek employment.

(c) continue or start an education program.

(d) surrender any passport to: Clerk, US District Court, Middle District of PA

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

(f) abide by the following restrictions on personal association, residence, or travel: _____

(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) get medical or psychiatric treatment: _____

(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. The defendant must not obstruct, attempt to obstruct, or tamper with the efficiency and accuracy of prohibited substance screening or testing.

(o) participate in a program of inpatient or outpatient substance abuse therapy and counseling if directed by the pretrial services office or supervising officer.

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

(i) **Curfew.** You are restricted to your residence every day () from _____ to _____, or () as directed by the pretrial services office or supervising officer; or

(ii) **Home Detention.** You are restricted to your 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 approved in advance by the pretrial services office or supervising officer; or

(iii) **Home Incarceration.** You are restricted to 24-hour-a-day lock-down at your residence except for medical necessities and court appearances or other activities specifically approved by the court; or

(iv) **Stand Alone Monitoring.** You have no residential curfew, home detention, or home incarceration restrictions. However, you must comply with the location or travel restrictions as imposed by the court.

Note: Stand Alone Monitoring should be used in conjunction with global positioning system (GPS) technology.

ADDITIONAL CONDITIONS OF RELEASE

- (q) submit to the following location monitoring technology and comply with its requirements as directed:
 - (i) Location monitoring technology as directed by the pretrial services or supervising officer; or
 - (ii) Voice Recognition; or
 - (iii) Radio Frequency; or
 - (iv) GPS.
 - (r) pay all or part of the cost of location monitoring based upon your ability to pay as determined by the pretrial services or supervising officer.
 - (s) report as soon as possible, to the pretrial services or supervising officer, every contact with law enforcement personnel, including arrests, questioning, or traffic stops.
 - (t) _____
-
-

ADVICE OF PENALTIES AND SANCTIONS

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.

While on release, if you commit a federal felony offense the punishment is an additional prison term of not more than ten years and for a federal misdemeanor offense the punishment is an additional prison term of not more than one year. This sentence will be consecutive (*i.e.*, in addition to) to any other sentence you receive.

It is a crime punishable by up to ten years in prison, and a \$250,000 fine, or both, to: obstruct a criminal investigation; tamper with a witness, victim, or informant; retaliate or attempt to retaliate against a witness, victim, or informant; or intimidate or attempt to intimidate a witness, victim, juror, informant, or officer of the court. The penalties for tampering, retaliation, or intimidation are significantly more serious if they involve a killing or attempted killing.

If, after release, you knowingly fail to appear as the conditions of release require, or to surrender to serve a sentence, you may be prosecuted for failing to appear or surrender and additional punishment may be imposed. If you are convicted of:

- (1) an offense punishable by death, life imprisonment, or imprisonment for a term of fifteen years or more – you will be fined not more than \$250,000 or imprisoned for not more than 10 years, or both;
- (2) an offense punishable by imprisonment for a term of five years or more, but less than fifteen years – you will be fined not more than \$250,000 or imprisoned for not more than five years, or both;
- (3) any other felony – you will be fined not more than \$250,000 or imprisoned not more than two years, or both;
- (4) a misdemeanor – you will be fined not more than \$100,000 or imprisoned not more than one year, or both.

A term of imprisonment imposed for failure to appear or surrender will be consecutive to any other sentence you receive. In addition, a failure to appear or surrender may result in the forfeiture of any bond posted.

Acknowledgment of the Defendant

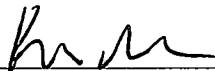
I acknowledge that I am the defendant in this case and that I am aware of the conditions of release. I promise to obey all conditions of release, to appear as directed, and surrender to serve any sentence imposed. I am aware of the penalties and sanctions set forth above.



Defendant's Signature


City and State
Directions to the 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: 7-31-23


Judicial Officer's Signature

KAROLINE MEHALCHICK, US 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
MIDDLE District of PENNSYLVANIA

United States of America v. _____ Esvetlana Cramer Defendant)))))	Case No. 3:23-MJ-41 Charging District: District of Columbia Charging District's Case No. 1:23-MJ-182
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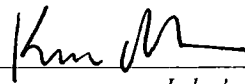
**ORDER REQUIRING A DEFENDANT TO APPEAR IN THE DISTRICT
WHERE CHARGES ARE PENDING AND TRANSFERRING BAIL**

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: District of Columbia 333 Constitution Avenue, N.W. Washington, DC 20001	Courtroom No.: TBA Date and Time: 8/8/2023 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: 7/31/2023



Judge's signature

KAROLINE MEHALCHICK, US Magistrate Judge

Printed name and title

**United States District Court
Middle District of Pennsylvania (Scranton)
CRIMINAL DOCKET FOR CASE #: 3:23-mj-00041-KM-1**

Case title: USA v. Cramer et al

Date Filed: 07/31/2023

Other court case number: 1:23-MJ-182 District of Columbia

Assigned to: Chief MJ Karoline Mehalchick

Defendant (1)

Esvetlana Cramer

represented by **Elliot A. Smith**
Federal Public Defender's Office
201 Lackawanna Avenue
Suite 317
Scranton, PA 18503
570-343-6285
Email: elliott_a_smith@fd.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Public Defender or
Community Defender Appointment

Pending Counts

RESTRICTED BUILDING OR GROUNDS

(1)

DISORDERDLY AND DISTRUPTIVE
CONDUCT RESTRICTED BUILDING OR
GROUNDS

(2)

VIOLENT ENTRY AND DISORDERLY
CONDUCT ON CAPITOL GROUNDS

(3)

PARADING, DEMONSTRATING, OR
PICKETING IN A CAPITOL BUILDING

(4)

Highest Offense Level (Opening)

Felony

Terminated Counts

None

Disposition

Disposition

Highest Offense Level (Terminated)

None

Complaints

None

Disposition**Plaintiff**

USA

represented by **Michelle Olshefski**
 US Attorney's Office
 P.O. Box 309
 235 North Washington Aven
 Scranton, PA 18501
 570-348-2800
 Email: michelle.olshefski@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
*Designation: Public Defender or
 Community Defender Appointment*

Date Filed	#	Docket Text
07/31/2023	1	Rule 40 Documents Received as to Esvetlana Cramer, Steven Boyd Barber (cw) (Entered: 08/01/2023)
07/31/2023		Original Counts added: Esvetlana Cramer (1) count(s) 1, 2, 3, 4, Steven Boyd Barber (2) count(s) 1, 2, 3, 4 (cw) (Entered: 08/01/2023)
07/31/2023	2	CJA 23 - FINANCIAL AFFIDAVIT by Esvetlana Cramer (cw) (Entered: 08/01/2023)
07/31/2023	3	ORDER APPOINTING FEDERAL PUBLIC DEFENDER as to Esvetlana Cramer Signed by Chief MJ Karoline Mehalchick on 7/31/2023. (cw) (Entered: 08/01/2023)
07/31/2023	4	WAIVER of Rule 5(c)(3) Hearings by Esvetlana Cramer (cw) (Entered: 08/01/2023)
07/31/2023	6	RULE 5 NOTICE re: Brady disclosure obligations as to defendant Esvetlana Cramer, Steven Boyd Barber. (cw) (Entered: 08/01/2023)
07/31/2023	7	ORDER Setting Conditions of Release for Esvetlana Cramer. Signed by Chief MJ Karoline Mehalchick on 7/31/2023. (cw) (Entered: 08/01/2023)
07/31/2023	9	ORDER TO APPEAR IN THE DISTRICT WHERE CHARGES ARE PENDING AND TRANSFERRING BAIL as to Esvetlana Cramer Place: Zoom. Courtroom No. and Judge: Judge Meriweather. Date and Time set for 8/8/2023 01:00 PM.Signed by Chief MJ Karoline Mehalchick on 7/31/2023. (cw) (Entered: 08/01/2023)