

**THOMAS F. HOGAN, UNITED STATES DISTRICT JUDGE
UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

UNITED STATES OF AMERICA : **Docket No.: 0090 1:21CR00640-001**
:
vs. : **Disclosure Date: November 3, 2022**
:
Tenney, George :

PARTIES OBLIGATION AND RESPONSE TO PRESENTENCE REPORT

Pursuant to Fed. Rules of Crim. Proc. Rule 32(f)(1) and (2), the parties shall submit any material inaccuracies or disputes to the presentence investigation report (PSR), by **November 17, 2022**. This form and/or objections to the PSR shall be filed via CM/ECF.

Note: The probation office never includes information about 18 USC § 3553(e) or USSG § 5K1.1, pursuant to Rule 32(c)(3).

For the Government

(CHECK APPROPRIATE BOX)

- There are no material/factual inaccuracies therein.
 There are material/factual inaccuracies in the PSR.

For the Defendant

(CHECK APPROPRIATE BOX)

- There are no material/factual inaccuracies therein.
 There are material/factual inaccuracies in the PSR.

Restrictions on Use and Redisclosure of Presentence Report

The presentence investigation report and this form are not public documents.

It is the policy of the federal judiciary and the Department of Justice that further redisclosure of the presentence investigation report is prohibited without the consent of the sentencing judge.

have any specific recollection of the Defendant's words or actions, other than one Officer recalling that the Defendant may have said, "this is our house," and/or, "we're on your side." Furthermore, they do not allege that they suffered any physical injury as a result of Mr. Tenney's actions.

There is also nothing in the record to indicate that the physical contact between the Defendant and Capitol Officers was undertaken to "obstruct the administration of justice." Rather, the video evidence shows an extremely chaotic and volatile situation outside the rotunda doors and the Defendant attempting to open the doors, at one point to allow a person inside who appears to be in physical distress from the effects of tear gas or pepper spray.

The Defendant therefore objects to the 8-level enhancement provided in paragraph 55 of the PSR and asks this Honorable Court to adopt the lower guideline range of 15 – 21 months based on an offense level 14 and criminal history category I.

Respectfully submitted,
s/Charles W. Cochran
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November 17, 2022