

Date↓↑

Description

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01/14/2021

COMPLAINT as to HECTOR EMMANUEL VARGAS SANTOS (1). [1:21-mj-00054-RMM]

1

1 Attachment ▼

01/19/2021

Case unsealed as to HECTOR EMMANUEL VARGAS SANTOS (bb) [1:21-mj-00054-RMM] (Text entry; no document attached.)

01/19/2021

Arrest of Defendant HECTOR EMMANUEL VARGAS SANTOS in Jersey City, New Jersey. (kk) [1:21-mj-00054-RMM] (Text entry; no document attached.)

01/19/2021

Arrest of HECTOR EMMANUEL VARGAS SANTOS in US District Court for the District of New Jersey. (Text entry; no document attached.)

3

01/22/2021

INFORMATION as to HECTOR EMMANUEL VARGAS SANTOS (1) count(s) 1, 2, 3, 4. (zstd) [1:21-mj-00054-RMM]

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01/22/2021

Arrest Warrant, dated 1/14/2021, Returned Executed in the U.S. District Court for the District of Columbia on 1/22/2021 as to Defendant HECTOR EMMANUEL VARGAS SANTOS. (kk) [1:21-mj-00054-RMM]

01/22/2021

ORAL MOTION by Defendant HECTOR EMMANUEL VARGAS SANTOS to Appoint Counsel. (kk) [1:21-mj-00054-RMM] (Text entry; no document attached.)

01/22/2021

JOINT ORAL MOTION by Defendant HECTOR EMMANUEL VARGAS SANTOS and USA to Exclude Time Under the Speedy Trial Act. (kk) [1:21-mj-00054-RMM] (Text entry; no document attached.)

01/22/2021

Minute Entry for Initial Appearance (in the U.S. District Court for the District of Columbia) as to HECTOR EMMANUEL VARGAS SANTOS held by video before Magistrate Judge Robin M. Meriweather on 1/22/2021 : The defendant agrees to this hearing being held by video. Oral Motion by Defendant to Appoint Counsel, heard and granted. Attorney Dwight E. Crawley appointed from the Criminal Justice Act panel to represent HECTOR EMMANUEL VARGAS SANTOS. An Information has been filed in this case. Status Hearing set for 2/8/2021 at 10:30 AM by video before Magistrate Judge Robin M. Meriweather. Joint Oral Motion by Defendant and USA to Exclude Time Under the Speedy Trial Act, heard and granted. The Court finds that the time between 1/22/2021 and 2/8/2021 shall be tolled under the Speedy Trial Act in the interest of justice. Bond Status of Defendant: Defendant placed on Personal Recognizance Bond. Court Reporter: FTR Gold - Ctrm. 28A; FTR Time Frame: 1:38:18 - 2:10:23. Defense Attorney: Dwight Crawley; U.S. Attorney: Thomas Gillice; Pretrial Officer: John Copes. (kk) [1:21-mj-00054-RMM] (Text entry; no document attached.)

01/22/2021

MINUTE ORDER as to HECTOR EMMANUEL VARGAS SANTOS (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 1/22/2021. (Text entry; no document attached.)

02/07/2021

MINUTE ORDER: In light of the fact that Magistrate Case for defendant HECTOR EMMANUEL VARGAS SANTOS has closed and merged into Criminal Number 21-47, and an information has been filed, the status hearing previously scheduled for February 8, 2021 before Judge Meriweather is VACATED. The parties are respectfully directed to address any scheduling requests to the presiding district judge, Judge Randolph D. Moss. Signed by Magistrate Judge Robin M. Meriweather on 2/7/2021. (Text entry; no document attached.)

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02/08/2021

NOTICE OF ATTORNEY APPEARANCE Angela Nichole Buckner appearing for USA.

02/09/2021

NOTICE OF HEARING as to HECTOR EMMANUEL VARGAS SANTOS: Arraignment set for 2/10/2021, at 11:30 AM, by video, before Judge Randolph D. Moss. The Courtroom Deputy Clerk will provide instructions for connecting to the videoconference. (Text entry; no document attached.)

02/10/2021

Minute Entry for proceedings held before Judge Randolph D. Moss: Video (CMS) Status Conference/Arraignment as to HECTOR EMMANUEL VARGAS SANTOS held on 2/10/2021. All parties consent to proceeding by video. Due Process Protections Act order read into the record by the Court. Defendant arraigned on Counts 1, 2, 3, and 4. Plea of Not Guilty entered as to all counts. A further Status Conference is set for 3/24/2021, at 11:30 AM, by video, before Judge Randolph D. Moss. The parties shall utilize the same videoconference instructions for connecting to the hearing. Speedy Trial (XT) is tolled in the interest of justice from 2/10/2021 to 3/24/2021. Bond Status of Defendant: Defendant remains on a PR Bond; Court Reporter: Jeff Hook; Defense Attorney: Dwight E. Crawley; U.S. Attorney: Angela N. Buckner. (Text entry; no document attached.)

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01/21/2021

Rule 5(c)(3) Documents Received as to HECTOR EMMANUEL VARGAS SANTOS from US District Court for the District of New Jersey Case Number 21-mj-12020-JBC

[9](#)

02/11/2021

ORDER Setting Conditions of Release as to HECTOR EMMANUEL VARGAS SANTOS (1) Personal Recognizance. Signed by Magistrate Judge Robin M. Meriweather on 2/11/2021. (ztl) (Additional attachment(s) added on 4/26/2021: # 1 Appearance Bond)

03/24/2021

Minute Entry for proceedings held before Judge Randolph D. Moss: Video (CMS) Status Conference as to HECTOR EMMANUEL VARGAS SANTOS held on 3/24/2021. Defendant consents to proceeding by video. A further Status Conference is set for 5/26/2021, at 10:00 AM, in Courtroom 21, before Judge Randolph D. Moss. Oral motion by Defendant for modification of release conditions to include permission to travel to Puerto Rico without an Order of the Court; HEARD and GRANTED, with the condition that the Defendant obtain authorization from Pretrial Services prior to any travel. Speedy Trial (XT) is tolled in the interest of justice from 3/24/2021 to 5/26/2021. Bond Status of Defendant: Defendant remains on a PR Bond; Court Reporter: Jeff Hook; Defense Attorney: Dwight E. Crawley; U.S. Attorney: Angela N. Buckner. (Text entry; no document attached.)

05/10/2021

MINUTE ORDER as to Defendant HECTOR EMMANUEL VARGAS SANTOS : It has come to the Court's attention that the Release Order entered February 11, 2021, to reflect the conditions set in open court on January 22, 2021, contains potentially inconsistent language regarding Mr. Vargas-Santos' travel restrictions. The statement in part 7(s), which indicates that Mr. Vargas-Santos must stay away from D.C. "except for Court and meetings with PSA and counsel" is less restrictive than the travel restriction in 7(f), which limits Mr. Vargas-Santos's travel in D.C. to "Court business." The less restrictive condition reflects the Court's intentions, and controls. Therefore, the Court hereby CLARIFIES that the Conditions of Release permit Mr. Vargas-Santos to travel to D.C. to meet with his counsel, and that he need not obtain approval from Pretrial Services or the Court to engage in such travel; So Ordered by Magistrate Judge Robin M. Meriweather on 5/10/2021. (Text entry; no document attached.)

[11](#)

05/24/2021

Unopposed MOTION for Protective Order by USA as to HECTOR EMMANUEL VARGAS SANTOS.

[1 Attachment](#) ▼

05/25/2021

MINUTE ORDER as to HECTOR EMMANUEL VARGAS SANTOS: Upon consideration of the government's unopposed motion for protective order, Dkt. 11, it is hereby ORDERED that the motion is DENIED without prejudice. The government may resubmit its proposed order after adding a sentence clarifying that any documents filed under seal with the Court must be accompanied by a motion to seal. For an example of a protective order containing such language, see Dkt. 14 at 3, United States v. Mink, 21-cr-25; see also LCrR 49(f)(6)(i) ("Absent statutory authority, no case or document may be sealed without an order from the Court."). Signed by Judge Randolph D. Moss on 5/25/2021. (lcrdm3) (Text entry; no document attached.)

[12](#)

05/25/2021

Second MOTION for Protective Order by USA as to HECTOR EMMANUEL VARGAS SANTOS.

[1 Attachment](#) ▼

[14](#)

05/25/2021

PROTECTIVE ORDER as to HECTOR EMMANUEL VARGAS SANTOS: Upon consideration of the government's renewed motion for protective order governing discovery, Dkt. 12, it is hereby ORDERED that the motion is GRANTED. See document for details. Signed by Judge Randolph D. Moss on 5/25/2021. (lcrdm3)

05/26/2021

Minute Entry for proceedings held before Judge Randolph D. Moss: Status Conference as to HECTOR EMMANUEL VARGAS SANTOS held on 5/26/2021. A further Status Conference is set for 7/30/2021, at 11:30 AM, before Judge Randolph D. Moss. The hearing will take place by video at the request of the parties. The Courtroom Deputy Clerk will circulate instructions for appearing by video. Speedy Trial (XT) is tolled in the interest of justice from 5/26/2021 to

7/30/2021. Bond Status of Defendant: Defendant remains on PR; Court Reporter: Jeff Hook; Defense Attorney: Dwight Crawley; U.S. Attorney: Angela Buckner. (Text entry; no document attached.)

[15](#)

07/27/2021

NOTICE OF FILING DISCOVERY LETTER by USA as to HECTOR EMMANUEL VARGAS SANTOS

[1 Attachment ▼](#)

07/30/2021

MINUTE ORDER as to HECTOR EMMANUEL VARGAS SANTOS (1): Pursuant to the Due Process Protections Act, it is hereby ORDERED that all government counsel shall review their disclosure obligations under Brady v. Maryland, 373 U.S. 83 (1963), and its progeny, as set forth in Local Criminal Rule 5.1, and comply with those provisions. The failure to comply could result in dismissal of the indictment or information, dismissal of individual charges, exclusion of government evidence or witnesses, continuances, Bar discipline, or any other remedy that is just under the circumstances. Signed by Judge Randolph D. Moss on 07/30/2021. (lcrdm3) (Text entry; no document attached.)

07/30/2021

Minute Entry for proceedings held before Judge Randolph D. Moss: Video (Zoom) Status Conference as to HECTOR EMMANUEL VARGAS SANTOS held on 7/30/2021. Defendant consented to proceeding by video. A further Status Conference is set for 9/28/2021, at 3:30 PM, by video, before Judge Randolph D. Moss. The parties shall utilize the same link to connect to the hearing. Speedy Trial (XT) is tolled in the interest of justice from 7/30/2021 to 9/28/2021. Oral motion by Defendant to modify his conditions of release to permit him to travel to and from New York City, NY, for educational purposes; GRANTED, upon the condition that the Defendant provides Pretrial Services with his schedule for school. Second oral motion by Defendant to further modify his conditions of release for purposes of applying for employment between jurisdictions; GRANTED, subject to the discretion and approval of Pretrial Services, without return to Court for approval. Bond Status of Defendant: PR Bond; Court Reporter: Nancy Meyer; Defense Attorney: Dwight Crawley; U.S. Attorney: Angela Buckner. (Text entry; no document attached.)

09/28/2021

Minute Entry for proceedings held before Judge Randolph D. Moss: Video (Zoom) Status Conference as to HECTOR EMMANUEL VARGAS SANTOS held on 9/28/2021. Defendant consented to proceeding by video. A one week Jury Trial is set to commence on 5/16/2022 with Jury Selection, at 9:30 AM, in the Ceremonial Courtroom, before Judge Randolph D. Moss. The duration of trial will be conducted in Courtroom 21, before Judge Randolph D. Moss. Any Pretrial Motions/Motions in Limine are due by 2/18/2022; Any oppositions are due by 3/4/2022; Any replies are due by 3/18/2022. Any unique/specific Proposed Voir Dire and Proposed Jury Instructions are due by 4/8/2022. A Motion Hearing and Pretrial Conference are set for 4/22/2022, at 10:00 AM, in Courtroom 21, before Judge Randolph D. Moss. Unopposed oral motion by Defendant for permission to travel within the continental U.S.; HEARD and GRANTED, upon the condition that Defendant gives advance notice and gains prior approval by Pretrial Services, and with the understanding that this excludes travel to Washington, D.C. unless meeting with counsel. The Court's previous order, by Minute Entry dated 3/24/2021 regarding travel to Puerto Rico, still stands. Speedy Trial (XT) is tolled in the interest of justice from 9/28/2021 to 4/22/2022. Bond Status of Defendant: PR Bond; Court Reporter: Jeff Hook; Defense Attorney: Dwight Crawley; U.S. Attorney: Angela Buckner. (Text entry; no document attached.)

[19](#)

10/17/2021

MOTION for Disclosure of 6(e) and Sealed Materials by USA as to HECTOR EMMANUEL VARGAS SANTOS.

[1 Attachment ▼](#)

[20](#)

10/17/2021

NOTICE OF FILING DISCOVERY LETTER by USA as to HECTOR EMMANUEL VARGAS SANTOS

[4 Attachments ▼](#)

[21](#)

10/18/2021

ORDER as to HECTOR EMMANUEL VARGAS SANTOS: Upon consideration of the motion for disclosure, Dkt. 19, it is hereby ORDERED that the motion is GRANTED. See document for details. Signed by Judge Randolph D. Moss on 10/18/2021. (lcrdm3)

[22](#)

10/25/2021

STATUS REPORT REGARDING VOLUMINOUS CAPITOL BREACH DISCOVERY by USA as to HECTOR EMMANUEL VARGAS SANTOS

[23](#)

02/14/2022

STATUS REPORT REGARDING VOLUMINOUS CAPITOL BREACH DISCOVERY by USA as to HECTOR EMMANUEL VARGAS SANTOS

[24](#)

03/03/2022

NOTICE OF ATTORNEY APPEARANCE Kimberly Louise Paschall appearing for USA.

[25](#)

03/24/2022

MOTION to Withdraw as Attorney by Dwight Crawley. by HECTOR EMMANUEL VARGAS SANTOS.

[1 Attachment](#) ▼

03/31/2022

MINUTE ORDER as to HECTOR EMMANUEL VARGAS SANTOS: Upon consideration of counsel's motion to withdraw, Dkt. [25], it is hereby ORDERED that the Federal Public Defender shall promptly identify substitute counsel for Defendant. It is further ORDERED that the motion to withdraw, Dkt. [25], shall be HELD IN ABEYANCE pending the appearance of substitute counsel. Signed by Judge Randolph D. Moss on 03/31/2022. (lcrdm3) (Text entry; no document attached.)

04/11/2022

Attorney update in case as to HECTOR EMMANUEL VARGAS SANTOS. Attorney Dwight E. Crawley terminated. (Text entry; no document attached.)

03/31/2022

MINUTE ORDER as to HECTOR EMMANUEL VARGAS SANTOS: Upon consideration of counsel's motion to withdraw, Dkt. 25, it is hereby ORDERED that the Federal Public Defender shall promptly identify substitute counsel for Defendant. It is further ORDERED that the motion to withdraw, Dkt. 25, shall be HELD IN ABEYANCE pending the appearance of substitute counsel. Signed by Judge Randolph D. Moss on 03/31/2022. (lcrdm3) (Text entry; no document attached.)

[26](#)

04/11/2022

NOTICE OF ATTORNEY APPEARANCE: Paul F. Enzinna appearing for HECTOR EMMANUEL VARGAS SANTOS

04/11/2022

MINUTE ORDER as to HECTOR EMMANUEL VARGAS SANTOS: In light of the notice of appearance of counsel for Defendant, Dkt. [26], it is hereby ORDERED that (1) the pending motion to withdraw, Dkt. [25], is GRANTED; and (2) the parties shall file a joint status report on or before April 15, 2022. Signed by Judge Randolph D. Moss on 04/11/2022. (lcrdm3) (Text entry; no document attached.)

[27](#)

04/15/2022

Joint STATUS REPORT by USA as to HECTOR EMMANUEL VARGAS SANTOS

04/18/2022

MINUTE ORDER as to HECTOR EMMANUEL VARGOS SANTOS: Upon consideration of the joint status report, Dkt. 27, it is hereby ORDERED that (1) the pretrial conference and motion hearing in this matter scheduled for April 22, 2022, at 10:00 a.m., are VACATED and RESCHEDULED for November 4, 2022, at 2:00 p.m., in Courtroom 8; (2) the jury trial currently scheduled for May 16, 2022, at 9:30 a.m., is hereby VACATED and RESCHEDULED for December 5, 2022, at 9:30 a.m., in the Ceremonial Courtroom; (3) all pre-trial motions, including any motions in limine, shall be filed on or before September 19, 2022; (4) all responses to any such pre-trial motions shall be filed on or before October 21, 2022; (5) all replies in support of any such pretrial motions shall be filed on or before October 28, 2022; (6) the parties shall file a joint pretrial statement, on or before October 28, 2022, containing a neutral statement of the case, proposed voir dire questions, proposed preliminary and final jury instructions, a list of witnesses, exhibit lists, stipulations, and a proposed verdict form; (7) time shall be excluded under the ends of justice exception to the Speedy Trial Act, 18 U.S.C. 3161, from April 22, 2022, to November 4, 2022. The parties represent that "[t]he government continues to make voluminous discovery productions regarding the capitol breach investigation," and "[n]ewly appointed counsel for the defendant needs time to review the discovery provided by the government and to the discuss that discovery with the defendant." Dkt. 27 at 1. The parties, accordingly, have requested that the currently scheduled dates for a pretrial conference and a jury trial in this matter be vacated and rescheduled for November and December, respectively, of this year. Id. at 1-2. The government, moreover, requests that the Court exclude time until "the jointly requested November 4, 2022 pretrial conference date," and represents that "[c]ounsel for the defendant notes that time is properly excluded." Id. at 3. In light of these representations, the ongoing discovery in this matter, and the need for new counsel for the Defendant to review the evidence and consult with his client, the Court finds that the ends of justice served by the continuance outweigh the best interest of the public and the defendant in a speedy trial under 18 U.S.C. 3161(h)(7)(A). Signed by Judge Randolph D. Moss on 04/18/2022. (lcrdm3) Modified on 4/18/2022 to add motion hearing, correct pretrial conference/motion hearing date, and correct location of jury selection. (Text entry; no document attached.)

04/18/2022

Set/Reset Hearings as to HECTOR EMMANUEL VARGAS SANTOS: Motion Hearing set for 11/4/2022 at 2:00 PM, in Courtroom 8, before Judge Randolph D. Moss. Jury Trial set for 12/5/2022, at 9:30 AM, in Ceremonial Courtroom, before Judge Randolph D. Moss. (Text entry; no document attached.)