

AO 442 (Rev. 11/11) Arrest Warrant

## UNITED STATES DISTRICT COURT

for the

District of Columbia

United States of America

v.

Jacob Travis Clark

Case No. 21-mj-279

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) Jacob Travis Clark,


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) - Knowingly Entering or Remaining in any Restricted Building or Grounds Without Lawful Authority;  
 18 U.S.C. § 1752(a)(2) - Disorderly and Disruptive Conduct in a Restricted Building or Grounds;  
 18 U.S.C. § 1752(a)(4) - Engaging in Physical Violence in a Restricted Building or Grounds;  
 40 U.S.C. § 5104(e)(2) - Violent Entry and Disorderly Conduct on Capitol Grounds;  
 18 U.S.C. § 231(a)(3) - Obstruction of Law Enforcement During Civil Disorder;  
 18 U.S.C. § 1512(c)(2) - Obstruction of Justice/Congress.

Date: 03/05/2021

 2021.03.05  
 18:16:59 -05'00'

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) 3/5/2021, and the person was arrested on (date) 4/21/2021  
 at (city and state) Colorado Springs, CO.

Date: 4/21/2021

  
 Arresting officer's signature

SA Branden Kroll  
 Printed name and title

## UNITED STATES DISTRICT COURT

for the  
District of ColumbiaFILED  
UNITED STATES DISTRICT COURT  
DENVER, COLORADO  
10:14 am, Apr 22, 2021  
JEFFREY P. COLWELL, CLERK

United States of America

v.

Jacob Travis Clark

*Defendant*

Case: 1:21-mj-00279

Assigned To : Meriweather, Robin M.

Assign. Date : 03/05/2021

Description: Complaint w/ Arrest Warrant

Colorado No. 21-mj-00079-STV

## 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) Jacob Travis Clark,  
who is accused of an offense or violation based on the following document filed with the court:

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Date: 03/05/2021

2021.03.05

18:16:59 -05'00'

*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.

Jacob Travis Clark

DOB: XXXXXX

*Defendant(s)*

Case: 1:21-mj-00279

Assigned To : Meriweather, Robin M.

Assign. Date : 03/05/2021

Description: Complaint w/ Arrest Warrant

## 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  
 \_\_\_\_\_ in the District of Columbia, the defendant(s) violated:

*Code Section**Offense Description*

18 U.S.C. § 1752(a)(1) - Knowingly Entering or Remaining in any Restricted Building or Grounds Without Lawful Authority,

18 U.S.C. § 1752(a)(2) - Disorderly and Disruptive Conduct in a Restricted Building or Grounds,

18 U.S.C. § 1752(a)(4) - Engaging in Physical Violence in a Restricted Building or Grounds,

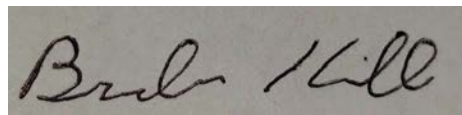
40 U.S.C. § 5104(e)(2) - Violent Entry and Disorderly Conduct on Capitol Grounds,

18 U.S.C. § 231(a)(3) - Obstruction of Law Enforcement During Civil Disorder,

18 U.S.C. § 1512(c)(2) - Obstruction of Justice/Congress.

This criminal complaint is based on these facts:

See attached statement of facts.

☒ Continued on the attached sheet.*Complainant's signature*

Brandon Kimble, 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: 03/05/2021

2021.03.05

18:18:23 -05'00'

*Judge's signature*City and state: Washington, D.C.

Robin M. Meriweather, U.S. Magistrate Judge

*Printed name and title*

**STATEMENT OF F.**

1. Your affiant, Brandon Kimble, is a Special Agent with the Federal Bureau of Investigation ("FBI") assigned to Denver Division, Colorado Springs Resident Agency. In my duties as a special agent, I investigate domestic terrorism, and other national security violations. I have been employed as an FBI Special Agent since 2016. Currently, I am tasked with investigating criminal activity in and around the Capitol grounds on January 6, 2021. As a Special Agent with the FBI, I am authorized by law or by a Government agency to engage in or supervise the prevention, detention, investigation, or prosecution of a violation of Federal criminal laws.

2. The U.S. Capitol is secured 24 hours a day by U.S. Capitol Police. Restrictions around the U.S. Capitol include permanent and temporary security barriers and posts manned by U.S. Capitol Police. Only authorized people with appropriate identification were allowed access inside the U.S. Capitol. On January 6, 2021, the exterior plaza of the U.S. Capitol was also closed to members of the public.

***Incursion at the U.S. Capitol on January 6, 2021***

3. On January 6, 2021, a joint session of the United States Congress convened at the United States Capitol, which is located at First Street, SE, in Washington, D.C. During the joint session, elected members of the United States House of Representatives and the United States Senate were meeting in separate chambers of the United States Capitol to certify the vote count of the Electoral College of the 2020 Presidential Election, which had taken place on November 3, 2020. The joint session began at approximately 1:00 p.m. Shortly thereafter, by approximately 1:30 p.m., the House and Senate adjourned to separate chambers to resolve a particular objection. Vice President Mike Pence was present and presiding, first in the joint session, and then in the Senate chamber.

4. As the proceedings continued in both the House and the Senate, and with Vice President Mike Pence present and presiding over the Senate, a large crowd gathered outside the U.S. Capitol. As noted above, temporary and permanent barricades were in place around the exterior of the U.S. Capitol building, and U.S. Capitol Police were present and attempting to keep the crowd away from the Capitol building and the proceedings underway inside.

5. At such time, the certification proceedings were still underway and the exterior doors and windows of the U.S. Capitol were locked or otherwise secured. Members of the U.S. Capitol Police attempted to maintain order and keep the crowd from entering the Capitol; however, shortly around 2:00 p.m., individuals in the crowd forced entry into the U.S. Capitol, including by breaking windows and by assaulting members of the U.S. Capitol Police, as others in the crowd encouraged and assisted those acts.

6. Shortly thereafter, at approximately 2:20 p.m. members of the United States House of Representatives and United States Senate, including the President of the Senate, Vice President Mike Pence, were instructed to—and did—evacuate the chambers. Accordingly, the joint session of the United States Congress was effectively suspended until shortly after 8:00 p.m. Vice

President Pence remained in the United States Capitol from the time he was evacuated from the Senate Chamber until the sessions resumed.

7. During national news coverage of the aforementioned events, video footage which appeared to be captured on mobile devices of persons present on the scene depicted evidence of violations of local and federal law, including scores of individuals inside the U.S. Capitol building without authority to be there.

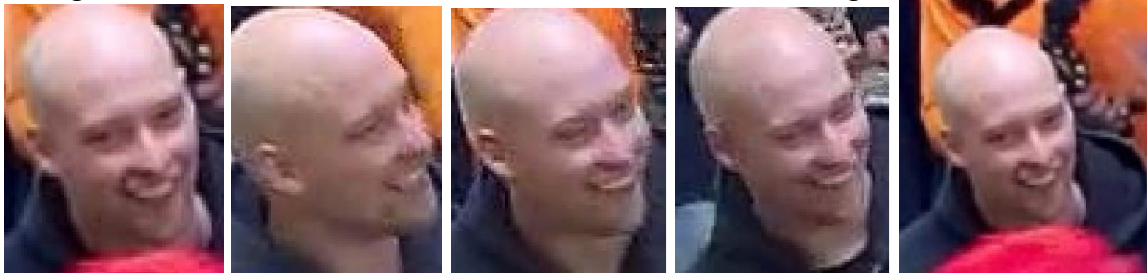
***Facts Specific to Jacob Travis Clark***

8. The U.S. Capitol has closed-circuit television (CCTV) cameras covering the U.S. Capitol. Footage from January 6, 2021 was reviewed by law enforcement officers. A search of Colorado's Department of Motor Vehicles returned JACOB TRAVIS CLARK's April 2019 driver's license photograph. By comparing this photograph to the image of the person captured on CCTV footage, your affiant reasonably believes that the person identified below is identical to JACOB TRAVIS CLARK. Additionally, a person who knows CLARK was sent 9 images believed to be CLARK. This person identified 5 of the images as being Jacob T. Clark.

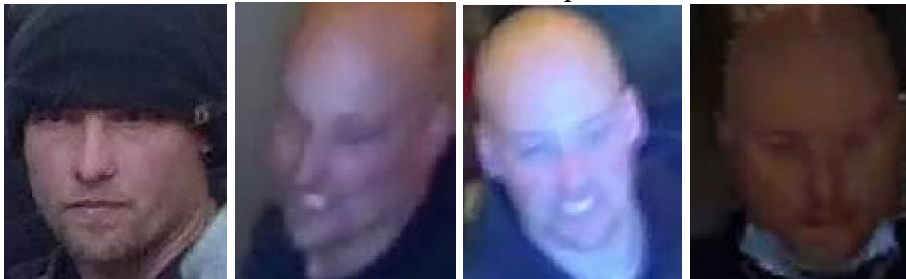
9. WITNESS 1 has known CLARK for his entire adolescent and adult life. WITNESS 1 provided the FBI with a recent photograph of CLARK from CLARK's social media account (since deleted), which is included below for comparison.



10. WITNESS 1 was shown 9 screenshots of CLARK, all from the U.S. Capitol footage. Witness 1 was able to identified CLARK in the following 5 screenshots.



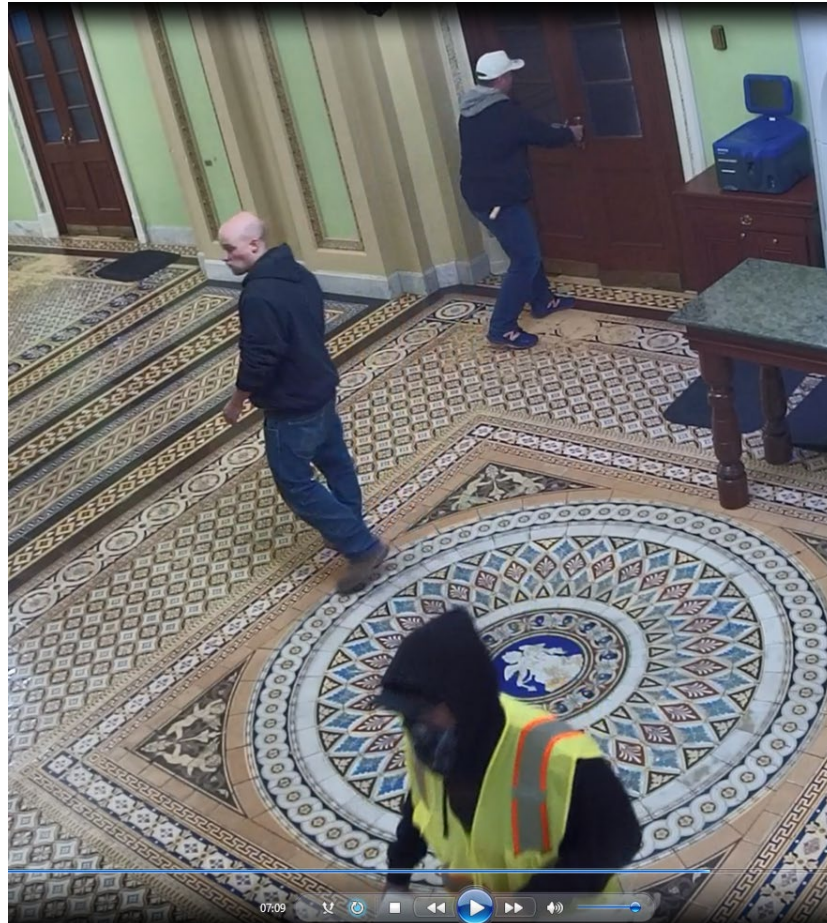
11. WITNESS 1 did not make a positive identification in the following 4 screenshots:





12. CCTV Video labeled 0303 USCS 03 Senate Gallery SE near S309 2021-01-06 14:32:02 contains the following (all times approximate):

- a. CLARK enters frame at the 7:05 mark as the third person visible after the hallway momentarily cleared of government employees.



- b. CLARK picks up what appears to be a book or binder at the 7:15 minute mark and carries it around. CLARK talks at a plain clothes Capitol Police officer at the 7:30 mark and enters through the closest of 4 doors to the camera. CLARK leaves the door at the 7:40 mark as officers attempt to close and lock the door.

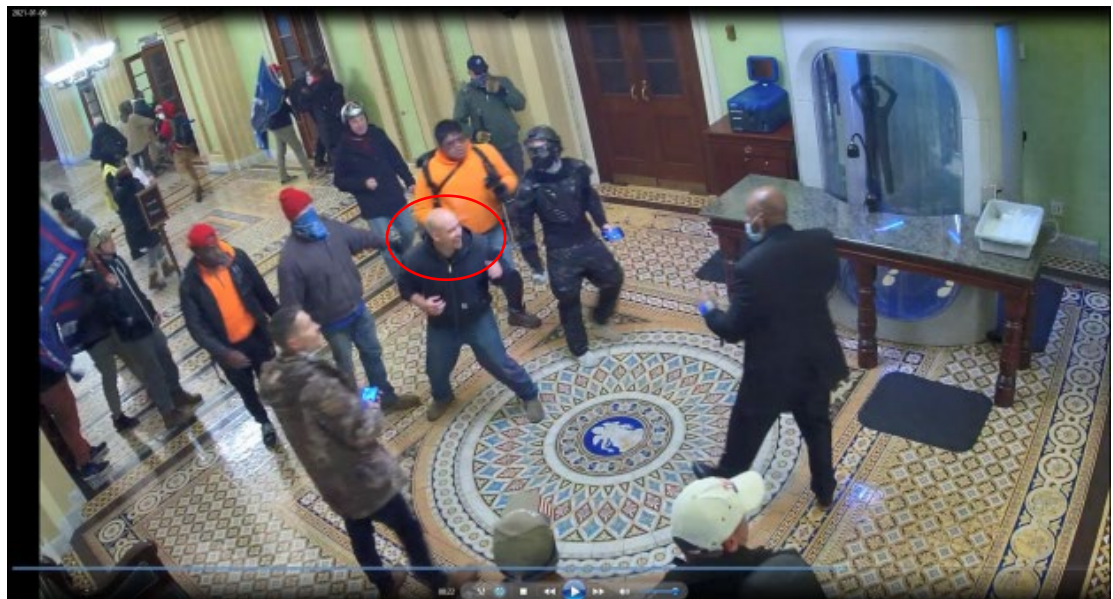
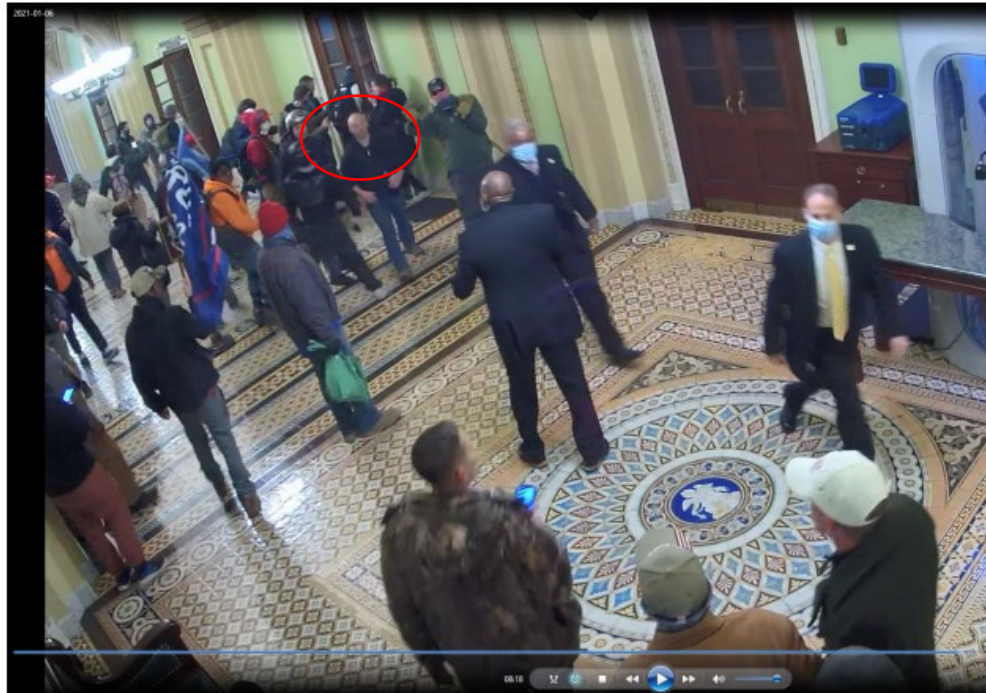




- c. At the 7:50 mark, CLARK drops the book/binder near where he picked it up from. At 8:07, CLARK joins a group attempting to gain access through the second door against a group of 3 plain clothes officers attempting to close the door. The group engages in some shoving and punching with the officers. CLARK can be seen in the bottom-center of the screenshot of the video below with a red oval around him.



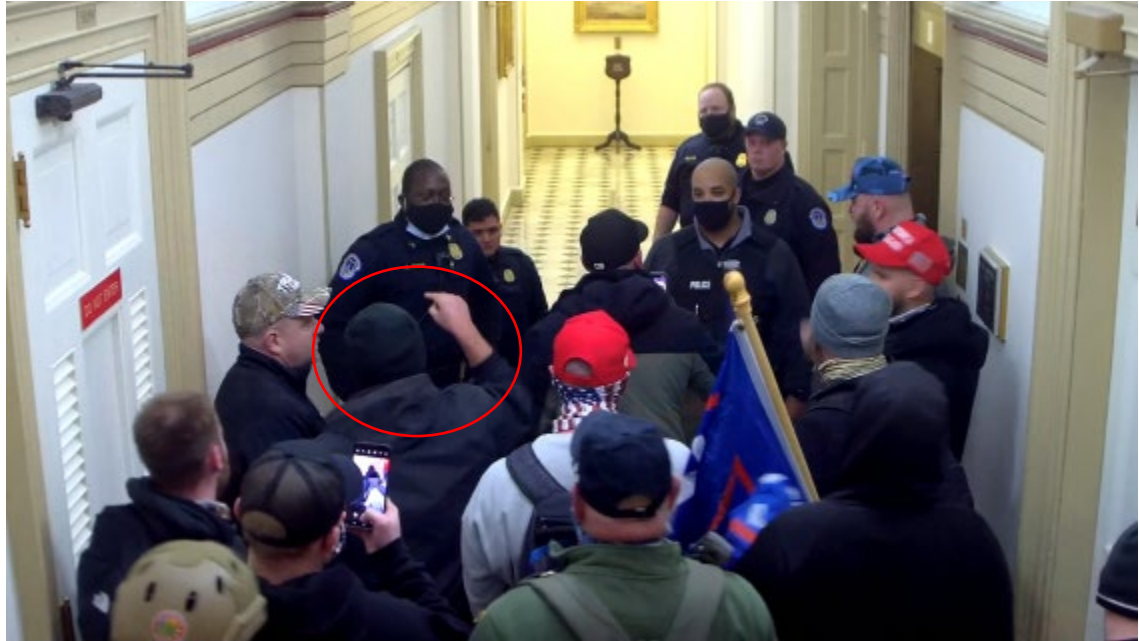
- d. At 8:21, CLARK squares up with a Capitol Police officer wearing plain clothes as three other officers retreat from the group. Other rioters get between CLARK and the other rioters squaring up against the Capitol Police officer. The officer then retreats off screen. CLARK then exits the camera frame through the second door from the camera.



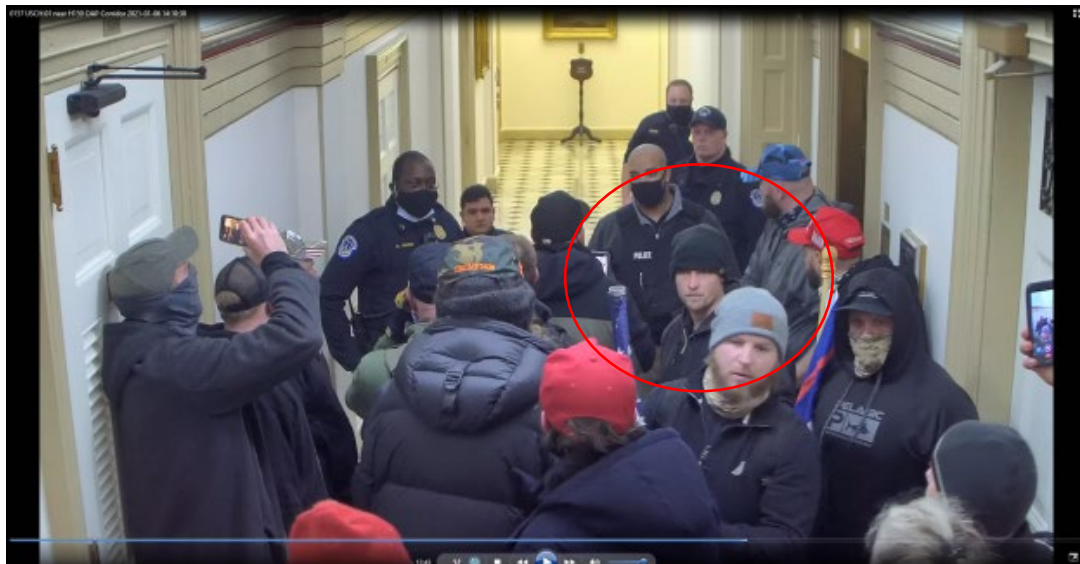


13. CCTV Video labeled 0157 USCH 01 near H159 OAP Corridor - 2021-01-06\_19h18min30s contains the following (all times approximate):

- a. CLARK appears on video at the 11:55. At 12:05 (below) he is seen gesturing at the law enforcement officers. One of the officers reported that CLARK used intimidating language and indicated “they could take us”.



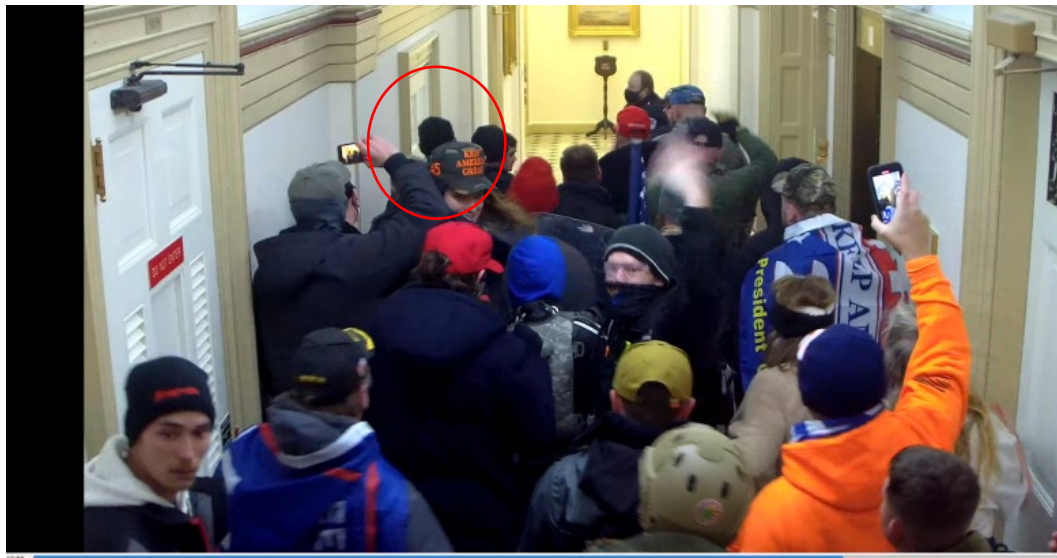
- b. CLARK then moves to the front line of riots standing in front of the officers at 12:15. At 12:43, CLARK turns around which shows the same hoodie is being worn as is visible outside the Senate doors.



- c. At around 13:00, CLARK is in the face of the officer closest to him. From 13:15-13:20, CLARK makes more gestures indicating the officers need to move.



- d. At 13:50, the officers begin retreating backwards in the hallway and the crowd, with CLARK in front, follows.

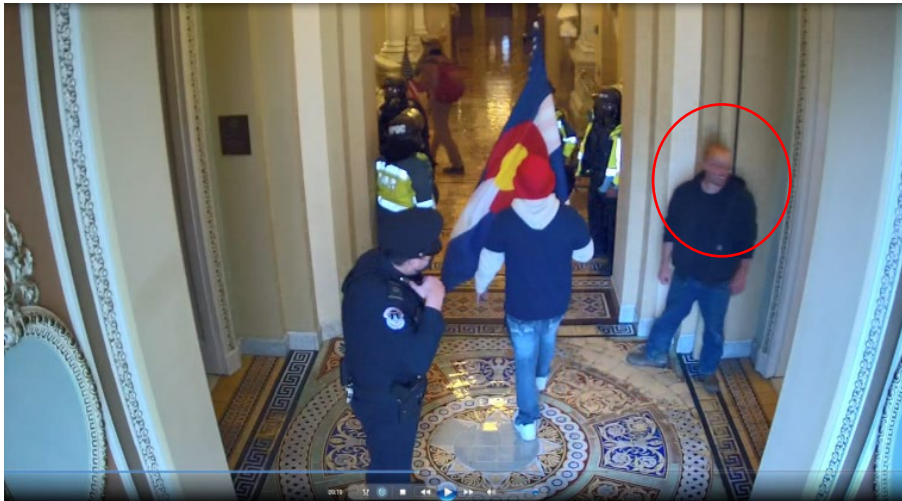


- e. At 14:20, the officers retreat around a corner, while still facing the crowd, and CLARK and the crowd follows the officers around the corner.



14. CCTV Video labeled 0205 USCS 02 West Stairs near S221 - 2021-01-06\_19h40min01s contains the following (all times approximate):

- a. CLARK enters the view of the camera at 09:13 from the right side, as the third non-law enforcement person to enter the frame. CLARK exits frame to the right side at 9:23, and re-enters frame at 9:32.





- b. At 10:10 to 11:00, CLARK is talking with one of the officers that is blocking the hallway.



- c. At 11:20, CLARK exits again from where he entered the camera frame (right side).

15. Body worn camera from Metropolitan Police Department Officer Rios captured audio and video of the same interaction as described in paragraph 14. This footage contains timestamps in the upper right corner and captured the following:

- a. CLARK puts his hands on an officer and states “Next time we’re coming with [unintelligible].”



- b. The officers state that they are just doing their jobs and CLARK screams “So were the Nazis!” CLARK then screams at the officers “Stand down!”.



16. CCTV Video 0686 USCH 02 Rotunda Door Interior - 2021-01-06\_19h37min05s contains the following (all times approximate):

- a. At 0:50, CLARK enters the frame of the camera and is using a cell phone.





- b. At 1:22 to 1:26 something off camera has CLARK's attention and he appears to join the crowd in pushing.



- c. At 1:46 he joins a group of people organizing to go up the stairs on the left side of the frame, and then exits the camera frame to the left.

17. Participants of the storming of the U.S. Capitol on January 6, 2021, utilized mobile devices to organize, document, and broadcast many of the events at the Capitol. As seen in the video above, CLARK is utilizing his cell phone in the video.

18. WITNESS 1 provided the FBI with telephone number (\*\*\*) \*\*\*-3427 and stated it was CLARK's phone number. The witness also stated that CLARK called CLARK's brother from inside the Capitol, and that CLARK was verbally bragging about being in the Capitol during the protest. This telephone number is also associated with two Google email accounts [clarkyardcare@gmail.com](mailto:clarkyardcare@gmail.com) and [imawesome1260@gmail.com](mailto:imawesome1260@gmail.com).

19. Law enforcement lawfully obtained records from Verizon showing that the above telephone number is subscribed to Jacob Clark, of Trinidad, Colorado. IP sessions associated with this telephone number show that the phone was in the Mountain Time Zone on January 4, in the Central Time Zone on January 4<sup>th</sup> and 5<sup>th</sup>, and the Eastern Time Zone on January 5<sup>th</sup> and 6<sup>th</sup>, with a return to Central and then Mountain Time zones beginning on January 7<sup>th</sup>.

20. According to records obtained through a search warrant served on Google, a mobile device associated with CLARK's above listed emails was present at the U.S. Capitol on January 6, 2021. Google estimates device location using sources including GPS data and information

about nearby Wi-Fi access points and Bluetooth beacons. This location data varies in its accuracy, depending on the source(s) of the data. As a result, Google assigns a “maps display radius” for each location data point. Thus, where Google estimates that its location data is accurate to within 10 meters, Google assigns a “maps display radius” of 10 meters to the location data point. Finally, Google reports that its “maps display radius” reflects the actual location of the covered device approximately 68% of the time. In this case, Google location data shows that a device associated with CLARK’s above listed emails was within the U.S. Capitol building from approximately 2:15pm to 3:25pm.

### *Statement of Probable Cause*

21. Based on the foregoing, your affiant submits that there is probable cause to believe that JACOB TRAVIS CLARK violated 18 U.S.C. § 1752(a)(1), (2) and (4), which makes it a crime to (1) knowingly enter or remain in any restricted building or grounds without lawful authority to do; and (2) knowingly, and with intent to impede or disrupt the orderly conduct of Government business or official functions, engage in disorderly or disruptive conduct in, or within such proximity to, any restricted building or grounds when, or so that, such conduct, in fact, impedes or disrupts the orderly conduct of Government business or official functions; (4) knowingly engage in any act of physical violence against any person or property in any restricted building or grounds; or attempts or conspires to do so. For purposes of Section 1752 of Title 18, a “restricted building” includes a posted, cordoned off, or otherwise restricted area of a building or grounds where the President or other person protected by the Secret Service, including the Vice President, is or will be temporarily visiting; or any building or grounds so restricted in conjunction with an event designated as a special event of national significance.

Your affiant submits there is also probable cause to believe that JACOB TRAVIS CLARK violated 40 U.S.C. § 5104(e)(2)(D),(E), and (G), which makes it a crime to willfully and knowingly (D) utter loud, threatening, or abusive language, or engage in disorderly or disruptive conduct, at any place in the Grounds or in any of the Capitol Buildings with the intent to impede, disrupt, or disturb the orderly conduct of a session of Congress or either House of Congress, or the orderly conduct in that building of a hearing before, or any deliberations of, a committee of Congress or either House of Congress; (E) obstruct, or impede passage through or within, the Grounds or any of the Capitol Buildings; and (G) parade, demonstrate, or picket in any of the Capitol Buildings.

Finally, your affiant submits there is probable cause to believe that JACOB TRAVIS CLARK violated 18 U.S.C. 231(a)(3), which makes it unlawful to commit or attempt to commit any act to obstruct, impede, or interfere with any fireman or law enforcement officer lawfully engaged in the lawful performance of his official duties incident to and during the commission of a civil disorder which in any way or degree obstructs, delays, or adversely affects commerce or the movement of any article or commodity in commerce or the conduct or performance of any federally protected function. For purposes of Section 231 of Title 18, a federally protected function means any function, operation, or action carried out, under the laws of the United States, by any department, agency, or instrumentality of the United States or by an officer or employee thereof. This includes the Joint Session of Congress where the Senate and House count Electoral College votes.

Finally, your affiant submits there is probable cause to believe that JACOB TRAVIS CLARK violated 18 U.S.C. § 1512(c)(2), which makes it a crime to obstruct, influence, or impede any official proceeding, or attempt to do so. Under 18 U.S.C. § 1515, congressional proceedings are official proceedings.



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BRANDON KIMBLE  
Special Agent, FBI

Attested to by the applicant in accordance with the requirements of Fed. R. Crim. P. 4.1 by telephone, this 5th day of March 2021.

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ROBIN M. MERIWEATHER  
U.S. MAGISTRATE JUDGE



## UNITED STATES DISTRICT COURT

for the  
District of Colorado

United States of America

v.

Jacob Clark

---

Defendant

Case No. 21-mj-00079-STV

Charging District's Case No. 21-mj-00279 (D.C.)

**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,  
Washington, D.C.

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:

- ☐ an identity hearing and production of the warrant.
- ☐ a preliminary hearing.
- ☐ a detention hearing.
- ☒ 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: 04/22/2020s/ Jacob Clark

Defendant's signature

s/ David E. Johnson

Signature of defendant's attorney

David E. Johnson

Printed name of defendant's attorney

## UNITED STATES DISTRICT COURT

for the

District of Colorado

United States of America )

v. )

Case No. 1:21-mj-00079-STV )

\_\_\_\_\_  
Jacob Travis Clark )

Defendant )

## APPEARANCE BOND

## Defendant's Agreement

I, Jacob Travis Clark (*defendant*), agree to follow every order of this court, or any court that considers this case, and I further agree that this bond may be forfeited if I fail:

- ( ☒ ) to appear for court proceedings;
- ( ☒ ) if convicted, to surrender to serve a sentence that the court may impose; or
- ( ☒ ) to comply with all conditions set forth in the Order Setting Conditions of Release.

## Type of Bond

- ( ☐ ) (1) This is a personal recognizance bond.
- ( ☒ ) (2) This is an unsecured bond of \$ 10,000.00.
- ( ☐ ) (3) This is a secured bond of \$ \_\_\_\_\_, secured by:
  - ( ☐ ) (a) \$ \_\_\_\_\_, in cash deposited with the court.
  - ( ☐ ) (b) the agreement of the defendant and each surety to forfeit the following cash or other property (*describe the cash or other property, including claims on it – such as a lien, mortgage, or loan – and attach proof of ownership and value*):

If this bond is secured by real property, documents to protect the secured interest may be filed of record.

- ( ☐ ) (c) a bail bond with a solvent surety (*attach a copy of the bail bond, or describe it and identify the surety*):

## Forfeiture or Release of the Bond

*Forfeiture of the Bond.* This appearance bond may be forfeited if the defendant does not comply with the above agreement. The court may immediately order the amount of the bond surrendered to the United States, including the security for the bond, if the defendant does not comply with the agreement. At the request of the United States, the court may order a judgment of forfeiture against the defendant and each surety for the entire amount of the bond, including interest and costs.

AO 98 (Rev. 12/11) Appearance Bond

*Release of the Bond.* The court may order this appearance bond ended at any time. This bond will be satisfied and the security will be released when either: (1) the defendant is found not guilty on all charges, or (2) the defendant reports to serve a sentence.

### Declarations

*Ownership of the Property.* I, the defendant – and each surety – declare under penalty of perjury that:

- (1) all owners of the property securing this appearance bond are included on the bond;
- (2) the property is not subject to claims, except as described above; and
- (3) I will not sell the property, allow further claims to be made against it, or do anything to reduce its value while this appearance bond is in effect.

*Acceptance.* I, the defendant – and each surety – have read this appearance bond and have either read all the conditions of release set by the court or had them explained to me. I agree to this Appearance Bond.

I, the defendant – and each surety – declare under penalty of perjury that this information is true. (See 28 U.S.C. § 1746.)

Date: April 22, 2021

s/Jacob Travis Clark - authorized in Court

\_\_\_\_\_  
*Defendant's signature*

\_\_\_\_\_  
*Surety/property owner – printed name*

\_\_\_\_\_  
*Surety/property owner – signature and date*

\_\_\_\_\_  
*Surety/property owner – printed name*

\_\_\_\_\_  
*Surety/property owner – signature and date*

\_\_\_\_\_  
*Surety/property owner – printed name*

\_\_\_\_\_  
*Surety/property owner – signature and date*

### CLERK OF COURT

Date: April 22, 2021

s/M. Ortiz

\_\_\_\_\_  
*Signature of Clerk or Deputy Clerk*

Approved.

Date: April 22, 2021

s/Scott T. Varholak

\_\_\_\_\_  
*Judge's signature*

## UNITED STATES DISTRICT COURT

for the  
District of Colorado

United States of America

v.

Jacob Travis Clark

*Defendant*

Case No. 1:21-mj-00079-STV

**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 42 U.S.C. § 14135a.
- (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: TBD*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**

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 U.S. Probation Office located at 1212 North Wahsatch Avenue, Suite 300, Colorado Springs, CO, 80903, phone: 719-471-3387, as directed \_\_\_\_\_

- (✓) (b) continue or actively seek employment.

- ( ) (c) continue or start an education program.

- ( ) (d) surrender any passport to: \_\_\_\_\_

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

- (✓) (f) abide by the following restrictions on personal association, residence, or travel: \_\_\_\_\_

Travel is restricted to the State of Colorado unless prior permission is granted by the Court except for travel to Washington D.C. for court-related purposes and with an itinerary previously provided to the probation office.

- ( ) (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) Except as authorized by court order, the defendant shall 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. Except as authorized by court order, the defendant shall not possess, use or sell marijuana or any marijuana derivative (including THC) in any form (including edibles) or for any purpose (including medical purposes). Without the prior permission of the probation officer, the defendant shall not enter any marijuana dispensary or grow facility.

- (✓) (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.

- ( ) (q) submit to location monitoring technology as determined by the probation officer, and comply with all program requirements and instructions provided.

- ( ) You must pay all or part of the cost of the program based on your ability to pay as determined by the pretrial services office or supervising officer.

- (✓) (r) report as soon as possible, to the pretrial services office or supervising officer, every contact with law enforcement personnel, including arrests, questioning, or traffic stops.

- (✓) (s) The defendant shall not act as an informant for any law enforcement agency without prior permission of the Court.

- (✓) (t) The defendant shall stay away from government buildings in Colorado, other than for authorized or official purposes.

- ( ) (u) \_\_\_\_\_

- ( ) (v) \_\_\_\_\_



**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.

s/Jacob Travis Clark - authorized in Court

*Defendant's Signature*

Denver, CO

*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: April 22, 2021

s/Scott T. Varholak

*Judicial Officer's Signature*Scott T. Varholak, U.S. Magistrate Judge*Printed name and title*

## UNITED STATES DISTRICT COURT

for the  
District of Colorado

United States of America

v.

Jacob Travis Clark

*Defendant*)  
)  
)  
)  
)  
)

Case No. 1:21-mj-00079-STV

Charging District: District of Columbia

Charging District's Case No. 21-mj-00279

**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: [https://uscourts-dcd.zoomgov.com/j/1600140355?](https://uscourts-dcd.zoomgov.com/j/1600140355?pwd=VTlkQ0ZEVmJOTVN3bmUwS05nZndZQT09)  
 pwd=VTlkQ0ZEVmJOTVN3bmUwS05nZndZQT09  
 Meeting ID: 160 014 0355 Passcode:634244

Courtroom No.: Judge Harvey

Date and Time: 4/28/2021 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: 04/22/2021


*Judge's signature*

Scott T. Varholak, U.S. Magistrate Judge

*Printed name and title*

**U.S. District Court - District of Colorado**  
**District of Colorado (Denver)**  
**CRIMINAL DOCKET FOR CASE #: 1:21-mj-00079-STV All Defendants**

Case title: USA v. Clark

Date Filed: 04/22/2021

Other court case number: 21-mj-00279 District of Columbia

Date Terminated: 04/22/2021

Assigned to: Magistrate Judge Scott T.  
Varholak

**Defendant (1)****Jacob Travis Clark***TERMINATED: 04/22/2021*

represented by **David Edward Johnson**  
Office of the Federal Public Defender-  
Denver  
633 Seventeenth Street  
Suite 1000  
Denver, CO 80202  
303-294-7002  
Fax: 303-294-1192  
Email: David\_Johnson@fd.org  
*ATTORNEY TO BE NOTICED*

**Pending Counts**

None

**Disposition****Highest Offense Level (Opening)**

None

**Terminated Counts**

None

**Disposition****Highest Offense Level (Terminated)**

None

**Complaints**

18 U.S.C. § 1752(a)(1) - Knowingly  
Entering or Remaining in any Restricted  
Building or Grounds Without Lawful  
Authority; 18 U.S.C. § 1752(a)(2) -  
Disorderly and Disruptive Conduct in a  
Restricted Building or Grounds; 18 U.S.C. §  
1752(a)(4) - Engaging in Physical Violence  
in a Restricted Building or Grounds; 40  
U.S.C. § 5104(e)(2) - Violent Entry and

**Disposition**

Disorderly Conduct on Capitol Grounds; 18  
 U.S.C. § 231(a)(3) - Obstruction of Law  
 Enforcement During Civil Disorder; 18  
 U.S.C. § 1512(c)(2) - Obstruction of  
 Justice/Congress.

## **Plaintiff**

**USA**

represented by **Julia K. Martinez**  
 U.S. Attorney's Office-Denver  
 1801 California Street  
 Suite 1600  
 Denver, CO 80202  
 303-454-0100  
 Email: julia.martinez@usdoj.gov  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**  
*Designation: Federal Agency Attorney*

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
04/22/2021	<a href="#"><u>1</u></a>	RULE 5 AFFIDAVIT as to Jacob Travis Clark from the District of District of Columbia. (jgonz, ) (Entered: 04/22/2021)
04/22/2021	2	Arrest of Jacob Travis Clark. Initial Appearance - Rule 5 set for 4/22/2021 02:00 PM in Courtroom A 402 before Magistrate Judge Scott T. Varholak. (Text Only entry)(jgonz, ) (Entered: 04/22/2021)
04/22/2021	3	MINUTE ENTRY for Initial Appearance, Preliminary Hearing, Identity and Detention in Rule 5(c)(3) Proceedings as to Jacob Travis Clark held before Magistrate Judge Scott T. Varholak on 4/22/2021. Defendant present in custody and consents to proceed by VTC. Defendant advised. Court appoints counsel. Defendant waives preliminary and Identity hearings. Government is not seeking detention. Bond set as to Jacob Travis Clark (1) \$10,000 Unsecured. Defendant advised of conditions of bond and ordered released after processing. Order to Appear in Charging District signed. (Total time: 12 minutes, Hearing time: 2:27-2:39)  <b>APPEARANCES:</b> Julia Martinez on behalf of the Government, David Johnson on behalf of the defendant, Angela Ledesma on behalf of pretrial. FTR: 402. (morti, ) Text Only Entry (Entered: 04/22/2021)
04/22/2021	<a href="#"><u>4</u></a>	CJA 23 Financial Affidavit by Jacob Travis Clark. (morti, ) (Entered: 04/22/2021)
04/22/2021	5	ORDER APPOINTING COUNSEL as to Jacob Travis Clark by Magistrate Judge Scott T. Varholak on 4/22/2021. Text Only Entry (morti, ) (Entered: 04/22/2021)
04/22/2021	<a href="#"><u>6</u></a>	WAIVER of Rule 5 & 5.1 Hearings by Jacob Travis Clark (morti, ) (Entered: 04/22/2021)
04/22/2021	<a href="#"><u>7</u></a>	Unsecured Bond Entered as to Jacob Travis Clark in amount of \$ \$10,000. (morti, ) (Entered: 04/22/2021)
04/22/2021	<a href="#"><u>8</u></a>	ORDER Setting Conditions of Release as to Jacob Travis Clark (1) \$10,000 Unsecured by Magistrate Judge Scott T. Varholak on 4/22/2021. (morti, ) (Entered: 04/22/2021)
04/22/2021	<a href="#"><u>9</u></a>	ORDER Requiring Defendant to Appear in the District Where Charges are Pending as to Jacob Travis Clark, by Magistrate Judge Scott T. Varholak on 4/22/2021. (morti, )

		(Entered: 04/22/2021)
04/22/2021	10	MAGISTRATE CASE TERMINATED as to Jacob Travis Clark by Magistrate Judge Scott T. Varholak on 4/22/2021. Text Only Entry (morti, ) (Entered: 04/22/2021)
04/22/2021	<a href="#">11</a>	NOTICE OF ATTORNEY APPEARANCE: David Edward Johnson appearing for Jacob Travis Clark Attorney David Edward Johnson added to party Jacob Travis Clark(pty:dft) (Johnson, David) (Entered: 04/22/2021)
04/22/2021	12	Notice to District of Columbia of Rule 5 or 32 or 40 Initial Appearance: Please use PACER court links to access the public docket and documents. If the District of Colorado has a surrendered passport, it is being mailed to your court via USPS certified mail with return receipt. For a bond transmittal, please contact our case administration specialist at [cod.docketing.uscourts.gov] If you wish to designate a different email address for future transfers, please send your request to InterdistrictTransfer_TXND@txnd.uscourts.gov. as to Jacob Travis Clark Your case number is:21-mj-279. (Text Only Entry) (morti, ) (Entered: 04/22/2021)

PACER Service Center			
Transaction Receipt			
05/17/2021 20:46:10			
<b>PACER Login:</b>	BrittanyBryant:6635828:0	<b>Client Code:</b>	
<b>Description:</b>	Docket Report	<b>Search Criteria:</b>	1:21-mj-00079-STV
<b>Billable Pages:</b>	2	<b>Cost:</b>	0.20
<b>Exempt flag:</b>	Exempt	<b>Exempt reason:</b>	Always

**PACER fee: Exempt**