

UNITED STATES DISTRICT COURT

for the

District of Columbia

United States of America

v.

KASH LEE KELLY

)
) Case: 1:21-mj-00067
) Assigned to: Judge Zia M. Faruqui
) Assign Date: 1/15/2021
) 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) KASH LEE KELLY

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) and (2) - Knowingly Entering or Remaining in any Restricted Building or Grounds Without Lawful Authority

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

Date: 01/15/2021



Zia M. Faruqui
2021.01.15 14:17:26
-05'00'

Issuing officer's signature

City and state: Washington, DC

ZIA M. FARUQUI, United States Magistrate Judge

Printed name and title

Return

This warrant was received on (date) 1/15/2021, and the person was arrested on (date) 1/21/2021
at (city and state) _____.

Date: 1/21/2021

Arresting officer's signature

Daniel M. Glasech, Special Agent

Printed name and title

Per ADC guidance on
1/26/2021 - Kash Kelly self surrendered

UNITED STATES DISTRICT COURT
for the
District of Columbia

United States of America
v.
KASH LEE KELLY
Case No.
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:

Table with 2 columns: Code Section, Offense Description. Row 1: 18 U.S.C. 1752 (a)(1) and (2), Knowingly Entering or Remaining in any Restricted Building or Grounds Without Lawful Authority. Row 2: 40 U.S.C. § 5104(e)(2)(A) and (G), Violent Entry and Disorderly Conduct on Capitol Grounds.

This criminal complaint is based on these facts:

See attached statement of facts.

Continued on the attached sheet.

Handwritten signature of Jamie Stranahan

Complainant's signature

Special Agent Jamie L. Stranahan, FBI

Printed name and title

Attested to by the applicant in accordance with the requirements of Fed. R. Crim. P. 4.1 by Telephone (specify reliable electronic means).

Date: 01/15/2021

Handwritten signature of Zia M. Faruqui

Zia M. Faruqui
2021.01.15 14:22:54 -05'00'

Judge's signature

City and state: Washington, DC

Zia M. Faruqui, U.S. Magistrate Judge
Printed name and title

STATEMENT OF FACTS

On January 6, 2021, your affiant, Federal Bureau Investigation (FBI) Special Agent Jamie Stranahan, was on duty and performing my official duties as a FBI Special Agent. Specifically, I am assigned to the FBI Washington, D.C.'s Public Corruption and Civil Rights Squad, tasked with investigating criminal activity in and around the Capitol grounds. As a FBI Special Agent, I am authorized by law or by a Government agency to engage in or supervise the prevention, detention, investigation, or prosecution violations of Federal criminal laws.

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 are 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.

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. Vice President Mike Pence was present and presiding in the Senate chamber.

With the joint session underway and with Vice President Mike Pence presiding, a large crowd gathered outside the U.S. Capitol. Temporary and permanent barricades surround 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. At approximately 2:00 p.m., certain individuals in the crowd forced their way through, up, and over the barricades and officers of the U.S. Capitol Police, and the crowd advanced to the exterior façade of the building. At such time, the joint session was 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 after 2:00 p.m., individuals in the crowd forced entry into the U.S. Capitol, including by breaking windows. 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.

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.

On January 9, 2021, the FBI received two anonymous tips that KASH LEE KELLY (KELLY) breached the U.S. Capitol Building on January 6, 2021. The tipsters stated that KELLY had posted multiple photos of himself on Facebook scaling the walls of the building and posing with a monument inside of the United States Capitol Building.

On January 11, 2021, law enforcement agents who have known KELLY for several years received three (3) screenshots that depict KELLY in and around the United States Capitol Building on January 6, 2021. These law enforcement officers recognized the individual within the screenshots and were able to identify KELLY within the images, based on their familiarity with KELLY's physical appearance. The images appear to be screenshots of KELLY's Facebook account and the "story" feature. Based on my experience with this investigation and consultation with other law enforcement officers, the first image depicts KELLY in a room, inside the United States Capitol standing on the pedestal of a statue with the caption, "The day we let the Traitors who constantly push the divide in OUR country know that we are done playing their games. All ppl of all colors came together today and I couldn't be more proud to be an AMERICAN." The additional two images depict an individual whom I believe to be KELLY with others, standing on the wall of the United States Capitol building waving the American flag. The still images are shown below.






4:11

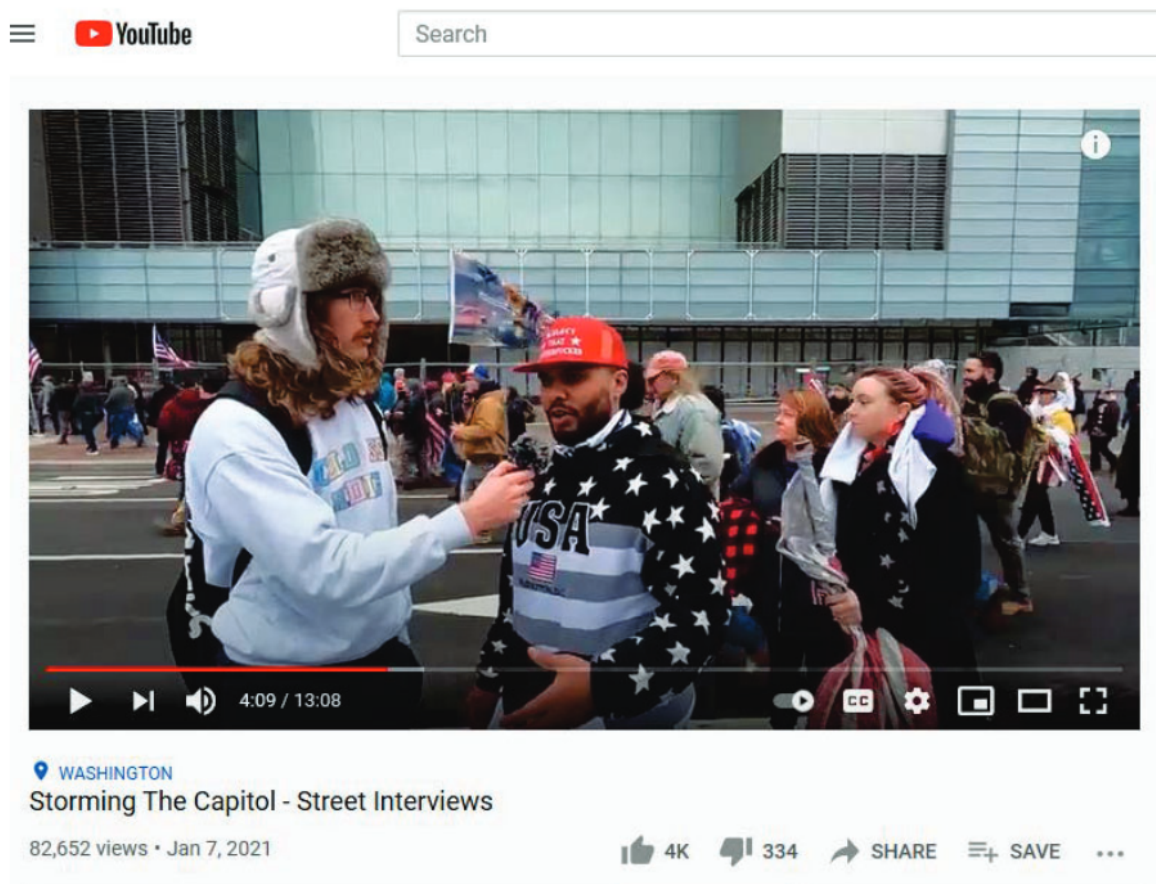


Kash Lee Kelly 7h



 Share

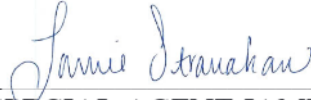
I have also reviewed a video posted on a publicly available social media website titled, “Storming the Capitol - Street Interviews.” Approximately 4 minutes and 8 seconds into the video, an interview takes place in the street with an individual that I believe to be KELLY. In the video, KELLY states, “We feel like our voices weren’t being heard which is why we ran through that Capitol Building. To let them know this is our house, and we were united, black brown, red, yellow, didn’t matter...white, everybody stood together, we ran through that building, and let them know this is our house, this is our country, and that’s our President. And we are not going to let them fuck with us, man, fuck with our liberty and our freedoms, we’re going to keep doing what we are doing.” A still image from that video is shown below.



Based on the foregoing, your affiant submits that there is probable cause to believe that KASH LEE KELLY violated 18 U.S.C. § 1752(a)(1) and (2), 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; 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 KASH LEE KELLY violated 40 U.S.C. § 5104(e)(2)(A) and (G), which makes it a crime to willfully and knowingly (A) enter or remain on the floor of either House of Congress or in any cloakroom or lobby adjacent to that floor, in the Rayburn Room of the House of Representatives, or in the Marble Room of the Senate, unless authorized to do so pursuant to rules adopted, or an authorization given, by that House; and (G) parade, demonstrate, or picket in any of the Capitol Buildings.


SPECIAL AGENT JAMIE STRANAHAN
FEDERAL BUREAU OF INVESTIGATION

Attested to by the applicant in accordance with the requirements of Fed. R. Crim. P. 4.1 by telephone, this 15th day of January, 2021.



 Zia M. Faruqi
2021.01.15 14:17:05
-05'00'

ZIA M. FARUQUI
U.S. MAGISTRATE JUDGE

UNITED STATES DISTRICT COURT

for the

District of Columbia

United States of America

v.

KASH LEE KELLY

)
) **Case: 1:21-mj-00067**
) **Assigned to: Judge Zia M. Faruqui**
) **Assign Date: 1/15/2021**
) **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) KASH LEE KELLY,
 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:

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

Date: 01/15/2021



Zia M. Faruqui
 2021.01.15 14:17:26
 -05'00'

Issuing officer's signature

City and state: Washington, DC

ZIA M. FARUQUI, United States 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
NORTHERN DISTRICT OF INDIANA
HAMMOND DIVISION**

UNITED STATES OF AMERICA)	
)	
v.)	CAUSE NO. 2:21-mj-10
)	
KASH LEE KELLY,)	
Defendant.)	

ORDER

This matter is before the Court *sua sponte*. In a separate but related matter before this Court involving the defendant, Kash Lee Kelly, (cause number 2:17-CR-72), Attorney Joshua Adams was appointed to represent the defendant. Accordingly, the Court **DIRECTS** the Clerk of Court to notify the Federal Community Defenders Office to appoint counsel for the defendant. In the interests of consistency of counsel as well as judicial economy and efficiency, the Court hereby **RECOMMENDS** that the Federal Community Defender’s Office appoint Joshua Adams as counsel for the defendant, limited to the Rule 5 proceedings in Hammond on **January 21, 2021**. The Court **REMINDS** the defendant that he also has the right to retain counsel on his own behalf.

SO ORDERED this 20th day of January, 2021.

/s/ Andrew P. Rodovich
MAGISTRATE ANDREW P. RODOVICH
UNITED STATES DISTRICT COURT

cc: All counsel of record

MIME-Version:1.0

From:CMECFinnd@innd.uscourts.gov

To:CMECFinnd@localhost.localdomain

Bcc:

--Case Participants: Joshua B Adams (josh@adamsdefense.com), David J Nozick - AUSA (caseview.ecf@usdoj.gov, david.nozick@usdoj.gov, tina.duron@usdoj.gov, usainn.ecf.criminal@usdoj.gov), Magistrate Judge Andrew P Rodovich (melanie_sus@innd.uscourts.gov, rodovich_chambers@innd.uscourts.gov, sue_brown@innd.uscourts.gov, teresa_castillo@innd.uscourts.gov)
--Non Case Participants: Probation/Pretrial Services (innpml_cmecf@innp.uscourts.gov), U S Marshal (inn.docket-fw@usdoj.gov, inn.docket-sb@usdoj.gov, usms.27@usdoj.gov)
--No Notice Sent:

Message-Id:4331628@innd.uscourts.gov

Subject:Activity in Case 2:21-mj-00010-APR United States of America v. Kelly Order

Content-Type: text/html

U.S. District Court Northern District of Indiana [LIVE]

USDC Northern Indiana

Notice of Electronic Filing

The following transaction was entered on 1/20/2021 at 7:08 PM EST and filed on 1/20/2021

Case Name: United States of America v. Kelly

Case Number: 2:21-mj-00010-APR

Filer:

Document Number: 4(No document attached)

Docket Text:

ORDER/SET HEARING as to Kash Lee Kelly re [1] Rule 5c3 Documents Received. Initial Appearance - Rule 5c3 set for 1/21/2021 02:00 PM Central before Magistrate Judge Andrew P Rodovich by way of video teleconference. Interested members of the public may access the hearing (audio only) by dialing into the AT&T Conferencing system at 877-336-1274 and entering access code 4620540# when prompted. Text entry order. By Magistrate Judge Andrew P Rodovich on 1/20/2021. (smb)

2:21-mj-00010-APR-1 Notice has been electronically mailed to:

David J Nozick - AUSA David.Nozick@usdoj.gov, CaseView.ECF@usdoj.gov, tina.duron@usdoj.gov, usainn.ecf.criminal@usdoj.gov

Joshua B Adams josh@adamsdefense.com

2:21-mj-00010-APR-1 Notice has been delivered by U.S. Mail or other means to:

MIME-Version:1.0

From:CMECFinnd@innd.uscourts.gov

To:CMECFinnd@localhost.localdomain

Bcc:

--Case Participants: David J Nozick - AUSA (caseview.ecf@usdoj.gov, david.nozick@usdoj.gov, tina.duron@usdoj.gov, usainn.ecf.criminal@usdoj.gov), Joshua B Adams (josh@adamsdefenselaw.com), Magistrate Judge Andrew P Rodovich (melanie_sus@innd.uscourts.gov, rodovich_chambers@innd.uscourts.gov, sue_brown@innd.uscourts.gov, teresa_castillo@innd.uscourts.gov)

--Non Case Participants:

--No Notice Sent:

Message-Id:4333297@innd.uscourts.gov

Subject:Activity in Case 2:21-mj-00010-APR United States of America v. Kelly Arrest - Rule 5

Content-Type: text/html

U.S. District Court Northern District of Indiana [LIVE]

USDC Northern Indiana

Notice of Electronic Filing

The following transaction was entered on 1/22/2021 at 11:58 AM EST and filed on 1/21/2021

Case Name: United States of America v. Kelly

Case Number: 2:21-mj-00010-APR

Filer:

Document Number: No document attached

Docket Text:

Arrest (Rule 5) of Kash Lee Kelly (smb)

2:21-mj-00010-APR-1 Notice has been electronically mailed to:

David J Nozick - AUSA David.Nozick@usdoj.gov, CaseView.ECF@usdoj.gov, tina.duron@usdoj.gov, usainn.ecf.criminal@usdoj.gov

Joshua B Adams josh@adamsdefenselaw.com

2:21-mj-00010-APR-1 Notice has been delivered by U.S. Mail or other means to:

MIME-Version:1.0

From:CMECFinnd@innd.uscourts.gov

To:CMECFinnd@localhost.localdomain

Bcc:

--Case Participants: Joshua B Adams (josh@adamsdefense.com), David J Nozick - AUSA (caseview.ecf@usdoj.gov, david.nozick@usdoj.gov, tina.duron@usdoj.gov, usainn.ecf.criminal@usdoj.gov), Magistrate Judge Andrew P Rodovich (melanie_sus@innd.uscourts.gov, rodovich_chambers@innd.uscourts.gov, sue_brown@innd.uscourts.gov, teresa_castillo@innd.uscourts.gov)

--Non Case Participants:

--No Notice Sent:

Message-Id:4331623@innd.uscourts.gov

Subject:Activity in Case 2:21-mj-00010-APR United States of America v. Kelly CJA 20 - Appointment

Content-Type: text/html

U.S. District Court Northern District of Indiana [LIVE]

USDC Northern Indiana

Notice of Electronic Filing

The following transaction was entered on 1/20/2021 at 7:02 PM EST and filed on 1/20/2021

Case Name: United States of America v. Kelly

Case Number: 2:21-mj-00010-APR

Filer:

Document Number: 3(No document attached)

Docket Text:

CJA 20 as to Kash Lee Kelly: Appointment of Attorney Joshua B Adams for Kash Lee Kelly. By Magistrate Judge Andrew P Rodovich on 1/20/2021. (smb)

2:21-mj-00010-APR-1 Notice has been electronically mailed to:

David J Nozick - AUSA David.Nozick@usdoj.gov, CaseView.ECF@usdoj.gov, tina.duron@usdoj.gov, usainn.ecf.criminal@usdoj.gov

Joshua B Adams josh@adamsdefense.com

2:21-mj-00010-APR-1 Notice has been delivered by U.S. Mail or other means to:

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF INDIANA
HAMMOND DIVISION

United States of America,)
)
Plaintiff,) **DEFENDANT'S CONSENT**
vs.) **TO APPEAR BY VIDEO**
) **TELECONFERENCE**
)
Kash Lee Kelly) 2:21-mj-10
)
Defendants.)

You will be appearing before a federal judge in the United States District Court for the Northern District of Indiana. While you have the right to appear in person before a federal judge, you can waive that right and consent to a hearing by video teleconference. If you consent, the court's video teleconferencing equipment will permit you to see and speak with the federal judge by video teleconference rather than appearing in person.


By signing this form you are giving your consent to allow the court proceedings or hearings to be conducted by video teleconference and waiving your right to appear in person before the federal judge.

I understand that by signing this form, I am providing my consent for court proceedings to be conducted by video teleconference as provided for in Rules 5 and 10 of the Federal Rules of Criminal Procedure. This consent is provided freely and voluntarily and no threats or promises have been made to compel me to sign this form.

Dated: 1/21/2021



Defendant



Defendant's Attorney (if applicable)

MIME-Version:1.0

From:CMECFinnd@innd.uscourts.gov

To:CMECFinnd@localhost.localdomain

Bcc:

--Case Participants: Joshua B Adams (josh@adamsdefense.com), David J Nozick - AUSA (caseview.ecf@usdoj.gov, david.nozick@usdoj.gov, tina.duron@usdoj.gov, usainn.ecf.criminal@usdoj.gov), Magistrate Judge Andrew P Rodovich (melanie_sus@innd.uscourts.gov, rodovich_chambers@innd.uscourts.gov, sue_brown@innd.uscourts.gov, teresa_castillo@innd.uscourts.gov)

--Non Case Participants: Probation/Pretrial Services (innpml_cmecf@innp.uscourts.gov), U S Marshal (inn.docket-fw@usdoj.gov, inn.docket-sb@usdoj.gov, usms.27@usdoj.gov)

--No Notice Sent:

Message-Id:4333354@innd.uscourts.gov

Subject:Activity in Case 2:21-mj-00010-APR United States of America v. Kelly Initial Appearance - Rule 5(c)(3)

Content-Type: text/html

U.S. District Court Northern District of Indiana [LIVE]

USDC Northern Indiana

Notice of Electronic Filing

The following transaction was entered on 1/22/2021 at 12:32 PM EST and filed on 1/21/2021

Case Name: United States of America v. Kelly

Case Number: 2:21-mj-00010-APR

Filer:

Document Number: 6(No document attached)

Docket Text:

INITIAL APPEARANCE - RULE 5(c)(3) as to Kash Lee Kelly held 1/21/2021 before Magistrate Judge Andrew P Rodovich via video teleconference. Govt appeared by AUSA David Nozick. Dft Kash Lee Kelly appeared with Johsua Adams. Laura Nelin appeared on behalf of U S Probation/Pretrial Services. Dft consents to video hearing. Dft waives formal reading of rights, charges, penalties. Defendant waives identity and agrees to return to district of offense without further hearing. However, because Defendant is scheduled to be sentenced in United States v Kash Lee Kelly USDC/Hammond IN 2:15-cr-72 on 2/11/2021, the Court ORDERS that the Defendant remain in this district until further order of Court. Defendant REMANDED to custody of US Marshal.(Tape #FTR/JEM.) (smb)

2:21-mj-00010-APR-1 Notice has been electronically mailed to:

David J Nozick - AUSA David.Nozick@usdoj.gov, CaseView.ECF@usdoj.gov, tina.duron@usdoj.gov, usainn.ecf.criminal@usdoj.gov

Joshua B Adams josh@adamsdefense.com

2:21-mj-00010-APR-1 Notice has been delivered by U.S. Mail or other means to:

UNITED STATES DISTRICT COURT
for the
Northern District of Indiana

United States of America)

v.)

KASH LEE KELLY)

Defendant)

Case No. 2:21-MJ-10

Charging District's Case No. 1-21-mj-67

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:

- 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: 01/21/2021



Defendant's signature



Signature of defendant's attorney

Joshua R. Adams

Printed name of defendant's attorney

MIME-Version:1.0

From:CMECFinnd@innd.uscourts.gov

To:CMECFinnd@localhost.localdomain

Bcc:

--Case Participants: David J Nozick - AUSA (caseview.ecf@usdoj.gov, david.nozick@usdoj.gov, tina.duron@usdoj.gov, usainn.ecf.criminal@usdoj.gov), Joshua B Adams (josh@adamsdefenselaw.com), Magistrate Judge Andrew P Rodovich (melanie_sus@innd.uscourts.gov, rodovich_chambers@innd.uscourts.gov, sue_brown@innd.uscourts.gov, teresa_castillo@innd.uscourts.gov)

--Non Case Participants: Probation/Pretrial Services (innpml_cmecf@innp.uscourts.gov)

--No Notice Sent:

Message-Id:4337366@innd.uscourts.gov

Subject:Activity in Case 2:21-mj-00010-APR United States of America v. Kelly Pretrial Bond Report

Content-Type: text/html

U.S. District Court Northern District of Indiana [LIVE]

USDC Northern Indiana

Notice of Electronic Filing

The following transaction was entered on 1/27/2021 at 3:12 PM EST and filed on 1/27/2021

Case Name: United States of America v. Kelly

Case Number: 2:21-mj-00010-APR

Filer:

Document Number: 8

Docket Text:

PRETRIAL BOND REPORT as to Kash Lee Kelly. NOTE: This document will only be accessible to appropriate court staff, the government attorney and the attorney for the applicable defendant. Other defendants in the case and the general public will NOT be able to view this document. For parties entitled to a free look at this document, enter your CM/ECF login and password to confirm your right to view this document. (USPO Nelin - laura_nelin@innp.uscourts.gov, fax 219-852-3754)

2:21-mj-00010-APR-1 Notice has been electronically mailed to:

David J Nozick - AUSA David.Nozick@usdoj.gov, CaseView.ECF@usdoj.gov, tina.duron@usdoj.gov, usainn.ecf.criminal@usdoj.gov

Joshua B Adams josh@adamsdefenselaw.com

2:21-mj-00010-APR-1 Notice has been delivered by U.S. Mail or other means to:

The following document(s) are associated with this transaction:

UNITED STATES DISTRICT COURT

for the

Northern District of Indiana

United States of America)

v.)

Case No. 2:21-MJ-21)

KASH LEE KELLY)

Defendant)

Charging District's)

Case No. 1:21-MJ-67)

COMMITMENT TO ANOTHER DISTRICT

The defendant has been ordered to appear in the U.S. District Court District of Columbia,
(if applicable) _____ division. The defendant may need an interpreter for this language:

n/a

The defendant: will retain an attorney.
 is requesting court-appointed counsel.

The defendant remains in custody after the initial appearance.

IT IS ORDERED: The United States marshal must transport the defendant, together with a copy of this order, to the charging district and deliver the defendant to the United States marshal for that district, or to another officer authorized to receive the defendant. The marshal or officer in the charging district should immediately notify the United States attorney and the clerk of court for that district of the defendant's arrival so that further proceedings may be promptly scheduled. The clerk of this district must promptly transmit the papers and any bail to the charging district.

Date: 02/12/2021

s/Andrew P. Rodovich

Judge's signature

Andrew P. Rodovich, U.S Magistrate Judge

Printed name and title

**U.S. District Court Northern District of Indiana [LIVE]
USDC Northern Indiana (Hammond)
CRIMINAL DOCKET FOR CASE #: 2:21-mj-00010-APR-1**

Case title: United States of America v. Kelly
Other court case number: 1:21-mj-67 USDC District of
Columbia

Date Filed: 01/20/2021
Date Terminated: 02/12/2021

Assigned to: Magistrate Judge
Andrew P Rodovich

Defendant (1)

Kash Lee Kelly
TERMINATED: 02/12/2021

represented by **Joshua B Adams**
Law Offices of Joshua B Adams PC
53 W Jackson Blvd Ste 1615
Chicago, IL 60604
312-566-9173
Fax: 847-859-5862
Email: josh@adamsdefense.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: CJA Appointment

Pending Counts

None

Disposition

**Highest Offense Level
(Opening)**

None

Terminated Counts

None

Disposition

**Highest Offense Level
(Terminated)**

None

Complaints

Knowingly Entering or
Remaining in any Restricted
Building or Grounds without
Lawful Authority

Disposition

Plaintiff

United States of America

represented by **David J Nozick – AUSA**
US Attorney's Office – Ham/IN
5400 Federal Plz Ste 1500
Hammond, IN 46320
219-937-5500
Fax: 219-852-2770
Email: David.Nozick@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Government Attorney

Date Filed	#	Page	Docket Text
01/20/2021	<u>1</u>	4	Rule 5c3 Documents Received from USDC District of Columbia, as to Kash Lee Kelly. (Attachments: # <u>1</u> Statement of Facts)(shk) (Additional attachment(s) added on 1/20/2021: # <u>2</u> Arrest Warrant Issued by USDC District of Columbia) (shk). (Entered: 01/20/2021)
01/20/2021	<u>2</u>	13	ORDER APPOINTING FEDERAL PUBLIC DEFENDER as to Kash Lee Kelly. Signed by Magistrate Judge Andrew P Rodovich on 1/20/2021. (smb) (Entered: 01/20/2021)
01/20/2021	3	16	CJA 20 as to Kash Lee Kelly: Appointment of Attorney Joshua B Adams for Kash Lee Kelly. By Magistrate Judge Andrew P Rodovich on 1/20/2021. (smb) (Entered: 01/20/2021)
01/20/2021	4	14	ORDER/SET HEARING as to Kash Lee Kelly re <u>1</u> Rule 5c3 Documents Received. Initial Appearance – Rule 5c3 set for 1/21/2021 02:00 PM Central before Magistrate Judge Andrew P Rodovich by way of video teleconference. Interested members of the public may access the hearing (audio only) by dialing into the AT&T Conferencing system at 877-336-1274 and entering access code 4620540# when prompted. Text entry order. By Magistrate Judge Andrew P Rodovich on 1/20/2021. (smb) (Entered: 01/20/2021)
01/21/2021		15	Arrest (Rule 5) of Kash Lee Kelly (smb) (Entered: 01/22/2021)
01/21/2021	<u>5</u>	17	Defendant's Consent to Appear by Video Teleconference as to Kash Lee Kelly. (smb) (Entered: 01/22/2021)
01/21/2021	6	18	INITIAL APPEARANCE – RULE 5(c)(3) as to Kash Lee Kelly held 1/21/2021 before Magistrate Judge Andrew P Rodovich via video teleconference. Govt appeared by AUSA David Nozick. Dft Kash Lee Kelly appeared with Johsua Adams. Laura Nelin appeared on behalf of U S Probation/Pretrial Services. Dft consents to video hearing. Dft waives formal reading of rights, charges, penalties. Defendant waives identity and agrees to return to district of offense without further hearing. However, because Defendant is scheduled to be sentenced in United States v Kash Lee Kelly USDC/Hammond IN 2:15-cr-72 on 2/11/2021, the Court ORDERS that the Defendant remain in this district until further order of Court. Defendant REMANDED to custody of US Marshal.(Tape #FTR/JEM.) (smb) (Entered: 01/22/2021)
01/21/2021	<u>7</u>	19	WAIVER of Rule 5 Hearings by Kash Lee Kelly (smb) (Entered: 01/22/2021)

01/27/2021	<u>8</u>	20	PRETRIAL BOND REPORT as to Kash Lee Kelly . NOTE: This document will only be accessible to appropriate court staff, the government attorney and the attorney for the applicable defendant. Other defendants in the case and the general public will NOT be able to view this document. For parties entitled to a free look at this document, enter your CM/ECF login and password to confirm your right to view this document. (USPO Nelin – laura_nelin@innp.uscourts.gov, fax 219–852–3754) (Entered: 01/27/2021)
02/12/2021	<u>9</u>	21	COMMITMENT TO ANOTHER DISTRICT as to Kash Lee Kelly. Defendant committed to District of District of Columbia.. Signed by Magistrate Judge Andrew P Rodovich on 2/12/2021. (smb) (Entered: 02/13/2021)