

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

UNITED STATES OF AMERICA

v.

LANDON KENNETH COPELAND,

Defendant.

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Case No. 1:21-mj-00403 (RMM)

NOTICE OF FILING DISCOVERY CORRESPONDENCE

The United States of America, by and through its attorney, the United States Attorney for the District of Columbia, hereby files its August 18, 2021 discovery letter in this case, which was served as an attachment via ECF on counsel for the defendant.

Respectfully submitted,

CHANNING D. PHILLIPS
Acting United States Attorney
DC Bar No. 415793

By: /s/ Michael J. Romano
MICHAEL J. ROMANO
Trial Attorney, Detailee
IL Bar No. 6293658
555 4th Street, N.W.
Washington, D.C. 20530
202-307-6691
michael.romano@usdoj.gov

CERTIFICATE OF SERVICE

On this 18th day of August, 2021, a copy of the foregoing was served on counsel for the defendant via the court's Electronic Filing System

/s/ Michael J. Romano
Michael J. Romano
Trial Attorney / Detailee



U.S. Department of Justice

Channing D. Phillips
Acting United States Attorney

District of Columbia

*Judiciary Center
555 Fourth St., N.W.
Washington, D.C. 20530*

August 18, 2021

Heather Shaner, Esq.
Ryan Stout, Esq.

Re: *United States v. Landon Kenneth Copeland*
Case No. 1:21-cr-00403 (RMM)

Dear Counsel:

I am writing to memorialize production of discovery in this matter. On June 8, 2021, the government provided you with discovery by way of USAfx, consisting of the following items:

- 119 files from the FBI Utah office's case file, as documented by the screen shots included below my signature;
- 86 files from the FBI Washington office's case file, as documented by the screen shots included below my signature;
- Data obtained from search warrants served on Google (one set, 33 files) and Facebook (2 sets, 28 files total);
- Two recorded calls between the defendant and Scott MacFarlane, a reporter for NBC Washington;
- Four recorded video visits between the defendant and Nate Carlisle, a reporter for Fox 13;
- Two stories about the case run by Fox 13;
- A recorded call between the defendant and his girlfriend; and
- A recording of the FBI interview of the defendant's girlfriend

On August 17, 2021, I disclosed the following additional discovery to you through the means described below:

- Fourteen body-worn camera videos from Metropolitan Police Department officers who were on the U.S. Capitol grounds on January 6, 2021, shared through an Evidence.com download link;
- Links to footage of the defendant's conduct on January 6, 2021, as uploaded to YouTube (one video) and Twitter (one video); and
- A video file depicting the defendant's conduct on January 6, 2021, named DSC_0006.mov, shared through USAfx

Due to the extraordinary nature of the January 6, 2021 Capitol Attack, the government anticipates that a large volume of materials may contain information relevant to this prosecution. These materials may include, but are not limited to, surveillance video, statements of similarly situated defendants, forensic searches of electronic devices and social media accounts of similarly situated defendants, and citizen tips. The government is working to develop a system that will facilitate access to these materials. In the meantime, please let me know if there are any categories of information that you believe are particularly relevant to your client.

I recognize the government's discovery obligations under *Brady v. Maryland*, 373 U.S. 83 (1963), its progeny, and Rule 16. I will provide timely disclosure if any such material comes to light. Consistent with *Giglio*, *Ruiz*, and 18 U.S.C. § 3500, I will provide information about government witnesses prior to trial and in compliance with the court's trial management order.

I request reciprocal discovery to the fullest extent provided by Rule 16 of the Federal Rules of Criminal Procedure, including results or reports of any physical or mental examinations, or scientific tests or experiments, and any expert witness summaries. I also request that defendant(s) disclose prior statements of any witnesses defendant(s) intends to call to testify at any hearing or trial. *See* Fed. R. Crim. P. 26.2; *United States v. Nobles*, 422 U.S. 255 (1975). I request that such material be provided on the same basis upon which the government will provide defendant(s) with materials relating to government witnesses.

Additionally, pursuant to Federal Rules of Criminal Procedure 12.1, 12.2, and 12.3, I request that defendant(s) provide the government with the appropriate written notice if defendant(s) plans to use one of the defenses referenced in those rules. Please provide any notice within the time period required by the Rules or allowed by the Court for the filing of any pretrial motions.

I will forward additional discovery as it becomes available. If you have any questions, please feel free to contact me.



















































Sincerely,









































/s/ Michael J. Romano




























Michael J. Romano

Trial Attorney / Detailee



















































Files Produced from the FBI Utah Case File





































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