

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

**UNITED STATES OF AMERICA**

v.

**MARKUS MALY,**

**Defendant.**

**CASE NO.**  
:  
:  
:  
**VIOLATIONS:**  
:  
**18 U.S.C. §§ 111(a)(1) and (b)**  
:  
**(Assaulting, Resisting, or Impeding**  
:  
**Certain Officers Using a Dangerous**  
:  
**Weapon or Inflicting Bodily Injury)**  
:  
**18 U.S.C. § 231(a)(3)**  
:  
**(Civil Disorder)**  
:  
**18 U.S.C. § 1512(c)(2)**  
:  
**(Obstruction of an Official Proceeding)**  
:  
**18 U.S.C. § 1752(a)(1)**  
:  
**(Entering and Remaining in a Restricted**  
:  
**Building or Grounds)**  
:  
**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)(D)**  
:  
**(Disorderly Conduct in**  
:  
**a Capitol Building)**  
:  
**40 U.S.C. § 5104(e)(2)(E)**  
:  
**(Impeding Passage Through the Capitol**  
:  
**Grounds or Buildings)**  
:  
**40 U.S.C. § 5104(e)(2)(F)**  
:  
**(Act of Physical Violence in the Capitol**  
:  
**Grounds or Buildings)**

**ORDER**

This matter having come before the Court pursuant to the application of the United States to seal criminal complaint, the Court finds that, because of such reasonable grounds to believe the disclosure will result in flight from prosecution, destruction of or tampering with evidence, intimidation of potential witnesses, and serious jeopardy to the investigation, the United States has

established that a compelling governmental interest exists to justify the requested sealing.

1. IT IS THEREFORE ORDERED that the application is hereby GRANTED, and that the affidavit in support of criminal complaint and other related materials, the instant application to seal, and this Order are sealed until the arrest warrant is executed.

2. IT IS FURTHER ORDERED that the Clerk's office shall delay any entry on the public docket of the arrest warrant until it is executed.

Date: January 13, 2022

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HONORABLE G. MICHAEL HARVEY  
UNITED STATES MAGISTRATE JUDGE