

AO 442 (Rev. 11/11) Arrest Warrant

UNITED STATES DISTRICT COURT

for the
District of Columbia

United States of America
v.
Paul Spigelmyer

) Case: 1:21-mj-00209
) Assigned to: Judge Faruqi, Zia M
) Assign Date: 2/8/2021
) 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) Paul Spigelmyer
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) (Restricted Buildings or Grounds)
40 U.S.C. § 5104(e)(2)(D) and (G) (Violent Entry or Disorderly Conduct)

Date: 02/08/2021

2021.02.08
21:01:30 -05'00'
Issuing officer's signature

City and state: Washington, D.C.

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

Return

This warrant was received on (date) 02/06/2021, and the person was arrested on (date) 02/10/2021
at (city and state) Harrisburg, PA

Date: 02/10/2021

Alexis Equino
Arresting officer's signature

Alexis Equino, SA FBI
Printed name and title

AO 91 (Rev. 11/11) Criminal Complaint

UNITED STATES DISTRICT COURT
for the
District of Columbia

United States of America
v.

Matthew Clark, (DOB: XXXXXXXXX)
Christy Clark, (DOB: XXXXXXXXX)
Paul Spigelmyer, (DOB: XXXXXXXXX)

)
)
) Case: 1:21-mj-00209
) Asslgned to: Judge Faruqui, Zia M
) Asslgn Date: 2/8/2021
) Description: COMPLAINT W/ARREST WARRANT
)
)

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

Code Section

Offense Description

18 U.S.C. § 1752(a)(1) and (2) (Restricted Buildings or Grounds)

40 U.S.C. § 5104(e)(2)(D) and (G) (Violent Entry or Disorderly Conduct)

This criminal complaint is based on these facts:

See attached statement of facts.

Continued on the attached sheet.

[Handwritten signature]

Complainant's signature

Danielle Schnur, 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: 02/08/2021

[Handwritten signature]

2021.02.08

21:03:25 -05'00'

Judge's signature

City and state: Washington, D.C.

Zia M. Faruqui, U.S. Magistrate Judge

Printed name and title

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA

v.

MATTHEW CLARK,
CHRISTY CLARK,
PAUL SPIGELMYER

Defendants.

Case: 1:21-mj-00209
Assigned to: Judge Faruqu, Zia M
Assign Date: 2/8/2021
Description: COMPLAINT W/ARREST WARRANT

VIOLATIONS:

- 18 U.S.C. § 1752(a)
(Restricted Building or Grounds)
- 40 U.S.C. § 5104(e)(2)
(Violent Entry or Disorderly Conduct)

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: February 8, 2021

2021.02.08
21:00:38
-05'00'

ZIA M. FARUQUI
UNITED STATES MAGISTRATE JUDGE

**MINUTE SHEET OF PROCEEDINGS HELD BEFORE
SUSAN E. SCHWAB, UNITED STATES MAGISTRATE JUDGE
UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

USA v.	PAUL SPIGELMYER (3)	CRIMINAL NO.	1:21-MJ-00019 District of Columbia: 1:21-MJ-00209
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Courtroom No. 5	Date	2/10/2021	Time Commenced	4:15 p.m.	Time Terminated	4:25 p.m.
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Charging Document:		Indictment		Information		Petition for Revocation	X	Criminal Complaint
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		Felony	X	Misdemeanor		Petty Offense
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Nature of Hearing:	RULE 5 Appearances					
Gov't Counsel:	Christian Haugsby, AUSA for Carlo Marchioli, AUSA			Defense Counsel: Thomas Thornton, AFPD		
Interpreter:	N/A			Retained () CJA () FPD (X)		

X	Defendant Advised of Rights, Charges, Penalties	X	Defendant Requests Court Appointed Counsel	X	Appointed Yes X NO <input type="checkbox"/>
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X	Appearance in Charging District Set For:	Feb. 16, 2021 @ 1:00 p.m. via ZOOM before DCD Magistrate Judge Robin M. Meriweather
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REMARKS: - Court opens. AUSA present. Deft present w/ standby cnsl AFPD Thornton s/p arrest on DCD complaint. AUSA confirms misdemeanor charges. Ct advises deft of rt to cnsl. Deft submits FA & requests appt of cnsl. Ct approves FA & appts AFPD Thornton. Deft confirms receipt & review of complaint & warrant & waives formal reading. AUSA summarizes charges & potential penalties. Ct advises deft of right to ID & Prelim Hrg. Deft waives ID & PH. Ct directs IA w/ DCD set for 1:00 p.m. on 2/16/21 via ZOOM before MJ R. Meriweather w/ Zoom invitation provided to deft cnsl & deft. Gov't does not seek detention, rather USP rec release w/ pretrial supervision & mx CORs, inc. travel restrictions, relinquish firearms. Deft does not contest. Ct orders deft released w/ PTS, travel restrictions, no entry gov't properties unless ct-related, relinquish firearms, etc., pending IA @ DCD. (Gov't notes weapons seized by agents.) Cnsl may keep bail rpt. Ct in recess.

Court Reporter: Wes Armstrong () Lori Shuey () Wendy Yinger ()

Digitally Recorded (X)

Courtroom Deputy: K. McKinney

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA	:	CRIMINAL NO. 1:21-MJ-00019
	:	
	:	
v.	:	
	:	
PAUL SPIGELMYER,	:	
	:	
Defendant	:	

ORDER

Upon a finding that the defendant is financially unable to obtain counsel, **IT IS ORDERED** that the Federal Public Defender, 100 Chestnut Street, Suite 306, Harrisburg, Pennsylvania, 17101, telephone number (717) 782-2237, is appointed to represent the defendant in all Middle District of Pennsylvania Rule 5 proceedings.

S/Susan E. Schwab
Susan E. Schwab
United States Magistrate Judge

Dated: February 10, 2021

UNITED STATES DISTRICT COURT

for the

(*REDACTED*)

Middle District of Pennsylvania

United States of America

v.

PAUL SPIGELMYER

Defendant

)
)
)
)
)

Case No. 1:21-MJ-00019

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: as directed

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

- (X) (7) The defendant must:
 - (X) (a) submit to supervision by and report for supervision to the pretrial services offices, telephone number (717) 901-2860, no later than _____.
 - () (b) continue or actively seek employment.
 - () (c) continue or start an education program.
 - (X) (d) surrender any passport to: Clerk's Office
 - (X) (e) not obtain a passport or other international travel document.
 - (X) (f) abide by the following restrictions on personal association, residence, or travel: Middle District of PA, District of MD & District of Columbia (for the purposes of court-related matters only)
 - () (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.
 - (X) (k) not possess a firearm, destructive device, or other weapon. (Relinquish firearms)
 - (X) (l) not use alcohol () at all (X) excessively.
 - (X) (m) 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.
 - (X) (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 as directed by the pretrial services office or supervising officer and comply with all of the 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.
 - (X) (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.
 - (X) (s) Do not enter any federal government facility or federal government grounds unless for court purposes only

AO 466A (Rev. 12/09) Waiver of Rule 5 & 5.1 Hearings (Complaint or Indictment)

UNITED STATES DISTRICT COURT

for the

Middle District of Pennsylvania

United States of America)

v.)

PAUL SPIGELMYER)

Defendant)

Case No. 1:21-MJ-00019

Charging District's Case No. 1:21-MJ-00209

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 within 14 days of my first appearance if I am in custody and 21 days otherwise unless I am indicted to determine whether there is probable cause to believe that an offense has been committed;
(5) a hearing on any motion by the government for detention;
(6) request transfer of the proceedings to this district under Fed. R. Crim. P. 20, to plead guilty.

I agree to waive my right(s) to:

- [X] an identity hearing and production of the warrant.
[X] a preliminary hearing.
[] a detention hearing.
[] an identity hearing, production of the warrant, and any preliminary or detention hearing to which I may be entitled in this district. I request that those hearings 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: 2/10/21

Paul B. Spigelmyer Defendant's signature

[Signature] Signature of defendant's attorney

TA Thornton Printed name of defendant's attorney

AO 467 (Rev. 01/09) Order Requiring a Defendant to Appear in the District Where Charges are Pending and Transferring Bail

UNITED STATES DISTRICT COURT

for the

Middle District of Pennsylvania

United States of America)

v.)

PAUL SPIGELMYER)

Defendant)

Case No. 1:21-MJ-00019

Charging District: District of Columbia

Charging District's Case No. 1:21-MJ-00209

**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: USDC District of Columbia, Washington, D.C. before Magistrate Judge Robin M. Meriweather	Courtroom No.: 4 *via ZOOM videoconference
	Date and Time: February 16, 2021 @ 1:00 p.m.

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: 02/10/2021S/ Susan E. Schwab*Judge's signature*Susan E. Schwab, United States Magistrate Judge*Printed name and title*

United States District Court
Middle District of Pennsylvania (Harrisburg)
CRIMINAL DOCKET FOR CASE #: 1:21-mj-00019-SES All Defendants *SEALED*
Internal Use Only

Case title: USA v. SEALED

Date Filed: 02/10/2021

Other court case number: 1:21-MJ-00209 District of Columbia

Assigned to: Magistrate Judge Susan E.
Schwab

Defendant (1)**Matthew Clark**

represented by **Thomas A. Thornton**
Federal Public Defender
100 Chestnut St
Suite 306
Harrisburg, PA 17101
717-782-2237
Email: thomas_thornton@fd.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Public Defender or
Community Defender Appointment

Pending Counts

None

Disposition**Highest Offense Level (Opening)**

None

Terminated Counts

None

Disposition**Highest Offense Level (Terminated)**

None

Complaints18:1752(a)(1)and (2) Restricted Buildings
or Grounds**Disposition**

Assigned to: Magistrate Judge Susan E.
Schwab

Defendant (2)**Christy Clark**

represented by **Thomas A. Thornton**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Public Defender or
Community Defender Appointment

Pending Counts

None

Disposition**Highest Offense Level (Opening)**

None

Terminated Counts

None

Disposition**Highest Offense Level (Terminated)**

None

Complaints

18:1752(a)(1)and (2) Restricted Buildings
or Grounds

Disposition

Assigned to: Magistrate Judge Susan E.
Schwab

Defendant (3)**Paul Spigelmyer**

represented by **Thomas A. Thornton**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Public Defender or
Community Defender Appointment

Pending Counts

None

Disposition**Highest Offense Level (Opening)**

None

Terminated Counts**Disposition**

None

Highest Offense Level (Terminated)

None

Complaints18:1752(a)(1)and (2) Restricted Buildings
or Grounds**Disposition****Plaintiff**

USA

represented by **C D. Marchioli**

US Attorney's Office - Criminal

228 Walnut St, Ste 220

PO Box 11754

Harrisburg, PA 17108

717-221-4482

Email: carlo.d.marchioli@usdoj.gov

*LEAD ATTORNEY**ATTORNEY TO BE NOTICED**Designation: Assistant US Attorney***Christian T Haugsby**

United States Attorney's Office

228 Walnut Street




Suite 220





Harrisburg, PA 17101




717-221-2256

Email: christian.haugsbys@usdoj.gov

*LEAD ATTORNEY**ATTORNEY TO BE NOTICED**Designation: Assistant US Attorney*

Date Filed	#	Docket Text
02/10/2021		(Court only) Attorney update in case as to Matthew Clark, Christy Clark, Paul Spigelmyer. Attorney C D. Marchioli,Christian T Haugsby for USA added. (ki) (Entered: 02/14/2021)
02/10/2021	1	SEALED COMPLAINT from the Disrict of Columbia as to defts Matthew Clark (1), Christy Clark (2), Paul Spigelmyer (3). (ki) (Entered: 02/14/2021)
02/10/2021	 2	*SEALED* HSD Filed. This is an Authorized HSD as defined in Section 1.a. of Standing Order 2021-2. (ki) (Entered: 02/14/2021)
02/10/2021	 3	(Court only) Minute Entry from Rule 40 proceedings held before Magistrate Judge Susan E. Schwab: Initial Appearances for defts Matthew Clark (1) & Christy Clark (2)on 2/10/2021 re: DCD complaint. Defts present w/ standby cnsl AFD Thornton s/p arrest. AUSA confirms misdemeanor charges. Ct advises

		defts of rt to cnsl. Defts submit FAs, request appt of cnsl. Ct approves FAs, appts AFPD Thornton for both, conflict waived. Ct advises defts of rights. Defts waive ID & PHs. Defts confirm receipt of complaint & warrants & waive formal readings. AUSA summary of charges, potential penalties. Ct directs IAs w/ DCD set for 1:00 p.m. on 2/16/21 via ZOOM before MJ R. Meriweather; Zoom invitations provided to deft cnsl & defts. Govt does not seek detention, rather USP recs for release w/ PTS, mx CORs, inc. travel restrictions, relinquish firearms. Defts do not contest. Ct orders defts released w/ PTS, travel restrictions, no entry govt properties unless crelated, relinquish weapons, etc., pending IA @ DCD. Ct in recess. Total Time in Court [:20] (ki) (Entered: 02/14/2021)
02/10/2021	 4	CJA 23 - FINANCIAL AFFIDAVIT by Matthew Clark (1), approved. (ki) (Entered: 02/14/2021)
02/10/2021	 5	CJA 23 - FINANCIAL AFFIDAVIT by Christy Clark (2), approved. (ki) (Entered: 02/14/2021)
02/10/2021	6	ORDER APPOINTING FEDERAL PUBLIC DEFENDER as to deft Matthew Clark (1). Signed by Magistrate Judge Susan E. Schwab on 2/10/21. (ki) (Entered: 02/14/2021)
02/10/2021	7	ORDER APPOINTING FEDERAL PUBLIC DEFENDER as to deft Christy Clark (2). Signed by Magistrate Judge Susan E. Schwab on 2/10/21. (ki) (Entered: 02/14/2021)
02/10/2021	 8	Sealed Document OSCR Matthew Clark (1) (ki) (Entered: 02/14/2021)
02/10/2021	9	ORDER Setting Conditions of Release (REDACTED) as to deft Matthew Clark (1). Signed by Magistrate Judge Susan E. Schwab on 2/10/21. (ki) (Entered: 02/14/2021)
02/10/2021	 10	SEALED ORDER OSCR as to deft Christy Clark (2). (ki) (Entered: 02/14/2021)
02/10/2021	11	ORDER Setting Conditions of Release (REDACTED) as to deft Christy Clark (2). Signed by Magistrate Judge Susan E. Schwab on 2/10/21. (ki) (Entered: 02/14/2021)
02/10/2021	12	WAIVER of ID & Preliminary Hearing as to deft Matthew Clark (1). (ki) (Entered: 02/14/2021)
02/10/2021	13	WAIVER of ID & Preliminary Hearing as to deft Christy Clark (2). (ki) (Entered: 02/14/2021)
02/10/2021	14	ORDER TO APPEAR IN THE DISTRICT WHERE CHARGES ARE PENDING AND TRANSFERRING BAIL as to Matthew Clark (1) - Place: VIA ZOOM DCD (Washington, DC) before Magistrate Judge Robin M. Meriweather; Date and Time set for 2/16/2021 @ 01:00 PM. (See order for complete details.)Signed by Magistrate Judge Susan E. Schwab on 2/10/21. (ki) Modified on 2/14/2021 (ki). (Entered: 02/14/2021)

02/10/2021	15	ORDER TO APPEAR IN THE DISTRICT WHERE CHARGES ARE PENDING AND TRANSFERRING BAIL as to Christy Clark (2) Place: VIA ZOOM DCD (Washington, DC) before Magistrate Judge Robin M. Meriweather; Date and Time set for 2/16/2021 @ 01:00 PM. (See order for complete details.) Signed by Magistrate Judge Susan E. Schwab on 2/10/21. (ki) (Entered: 02/14/2021)
02/10/2021	 16	(Court only) Minute Entry from Rule 40 proceedings held before Magistrate Judge Susan E. Schwab for Initial Appearance as to deft Paul Spigelmyer (3) on 2/10/2021. Deft present w/ standby cnsl AFPD Thornton s/p arrest on DCD complaint. AUSA confirms misdemeanor charges. Ct advises deft of rt to cnsl. Deft submits FA, requests appt of cnsl. Ct approves FA, appts AFPD Thornton. Deft confirms receipt & review of complaint & warrant & waives formal reading. AUSA summary of charges & potential penalties. Ct advises deft of his rights. Deft waives ID & PH. Ct directs IA w/ DCD set for 1:00 p.m. on 2/16/21 via ZOOM before MJ R. Meriweather; Zoom invitation provided to deft cnsl & deft. Govt does not seek detention, rather USP recs for release w/ PTS & mx CORs, inc. travel restrictions, relinquish firearms. Deft does not contest. Ct orders deft released w/ PTS, travel restrictions, no entry govt properties unless ct-related, relinquish firearms, etc., pending IA @ DCD.. Total Time in Court [:10] (ki) (Entered: 02/14/2021)
02/10/2021	 17	CJA 23 - FINANCIAL AFFIDAVIT by deft Paul Spigelmyer (3), approved. (ki) (Entered: 02/14/2021)
02/10/2021	18	ORDER APPOINTING FEDERAL PUBLIC DEFENDER as to deft Paul Spigelmyer (3). Signed by Magistrate Judge Susan E. Schwab on 2/10/21. (ki) (Entered: 02/14/2021)
02/10/2021	 19	Sealed Document OSCR as to Paul Spigelmyer (3). (ki) (Entered: 02/14/2021)
02/10/2021	20	ORDER Setting Conditions of Release (REDACTED) as to deft Paul Spigelmyer (3). Signed by Magistrate Judge Susan E. Schwab on 2/10/21. (ki) (Entered: 02/14/2021)
02/10/2021	21	WAIVER of ID & Preliminary Hearing as to deft Paul Spigelmyer (3). (ki) (Entered: 02/14/2021)
02/10/2021	22	ORDER TO APPEAR IN THE DISTRICT WHERE CHARGES ARE PENDING AND TRANSFERRING BAIL as to deft Paul Spigelmyer (3) - Place: VIA ZOOM DCD (Washington, DC) before Magistrate Judge Robin M. Meriweather; Date and Time set for 2/16/2021 @ 01:00 PM. (See order for complete details.)Signed by Magistrate Judge Susan E. Schwab on 2/10/21. (ki) (Entered: 02/14/2021)