

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

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UNITED STATES OF AMERICA	:	No.: 21-CR-435 (BAH)
	:	
v.	:	
	:	
SAMUEL CHRISTOPHER FOX,	:	
Defendant.	:	

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**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 July 15th discovery letter, memorializing discovery sent in this case on July 6 and 15, 2021 which is served as an attachment via ECF on counsel for the Defendant.

Respectfully submitted,

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

By: /s/ *Anthony L. Franks*  
ANTHONY L. FRANKS  
Missouri Bar No. 50217MO  
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**CERTIFICATE OF SERVICE**

On this 15<sup>th</sup> day of July, 2021, a copy of the foregoing was served on counsel of record for the defendant via the Court's Electronic Filing System.

/s/  
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Anthony L. Franks  
Assistant United States Attorney



U.S. Department of Justice

Channing D. Phillips  
Acting United States Attorney

*District of Columbia*

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

July 15, 2021

**Mythri Jayaraman**

Assistant Federal Public Defender for the Eastern District of Pennsylvania  
601 Walnut Street , Suite 540 West – The Curtis  
Philadelphia, Pennsylvania 19106

Re: *United States v. Samuel Christopher Fox*  
Case No. 1:21-435

















Dear Ms. Jayaraman:

This letter summarizes the preliminary discovery that has been served by USAFx in this case on July 6, 2021 and July 15, 2021:

- a. NCIC report;
- b. CCTV that depicts defendant in the U.S. Capitol;
- c. 13 FBI records, with file numbers ending in numbers 06 – 18;
- d. Facebook returns from defendant's Facebook account;

An image of the titles of the material provided on USAfx in this time period is below:

All Files &gt; Defense Discovery for US v. Fox (21cr435)

Name	Updated	Size
 fox fb search warrant results .pdf	Today by Anthony Franks	24.5 MB
 0176-PG-3422179_0000018.pdf	Today by Anthony Franks	348.8 KB
 0176-PG-3422179_0000013.pdf	Today by Anthony Franks	348.1 KB
 0176-PG-3422179_0000014.pdf	Today by Anthony Franks	392.5 KB
 0176-PG-3422179_0000012.pdf	Today by Anthony Franks	391.9 KB
 0176-PG-3422179_0000016.pdf	Today by Anthony Franks	370.4 KB
 0176-PG-3422179_0000015.pdf	Today by Anthony Franks	392.5 KB
 0176-PG-3422179_0000017.pdf	Today by Anthony Franks	347.1 KB
 0176-PG-3422179_0000006.pdf	Today by Anthony Franks	392.3 KB
 0176-PG-3422179_0000007.pdf	Today by Anthony Franks	391.2 KB
 0176-PG-3422179_0000010.pdf	Today by Anthony Franks	350 KB
 0176-PG-3422179_0000008.pdf	Today by Anthony Franks	392.2 KB
 0176-PG-3422179_0000011.pdf	Today by Anthony Franks	392 KB
 0176-PG-3422179_0000009.pdf	Today by Anthony Franks	346.1 KB
 0102 USCS 01 Senate Wing Door near S139-2021-01-06_15h12min00s000ms.mp4	Today by Anthony Franks	111 MB
 fox ncic.docx	Jul 6, 2021 by Anthony Franks	16.7 KB

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.

Please contact me if you have any issues accessing the information, and to confer regarding pretrial discovery as provided in Fed. R. Crim. P. 16.1.

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 disclose prior statements of any witnesses defendant 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 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/ Anthony L. Franks  
Anthony L. Franks  
Assistant United States Attorney