

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA

*

v.

*

Case No. 21-cr-84

DANIEL P. ADAMS

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* * * * *

REPLY MEMORANDUM IN AID OF SENTENCING

Comes now the Defendant herein, Daniel Adams, through undersigned counsel, and hereby replies to the Government’s Memorandum in Aid of Sentencing:

1. Sentencing in this matter is currently set for November 29, 2023 at 10 AM.

2. Defendant largely relies on his original Sentencing Memorandum (see ECF 114) and submits only a few brief points.

3. Firstly, Defendant adopts all arguments made by counsel for co-defendant Connell in his sentencing memorandum with regard to avoiding unwarranted disparities (see ECF 113 at 22-24).¹

4. Secondly, since filing his original sentencing Memorandum, the undersigned received a single additional letter of support from Robert Dees, which is attached hereto.

5. Lastly, counsel wishes to point out one thing that is incorrect from the Government’s sentencing memorandum. The Government alleges that “Adams said that he and Connell left the Capitol at the first opportunity they had and before anyone got inside the building.” ECF 110 at 18. This is incorrect. Mr. Adams repeatedly declined to answer the question of how close he got to the Capitol, or whether he went inside or not. What he did say that was “the first opportunity we had, we left. We left way before they, I understand that people got inside the Chambers were Congress was, I got a text message saying that *that room* had been

¹ Counsel understands that Mr. Connell will again address the issue of unwarranted disparities between similarly situated defendants in his Reply brief. Mr. Adams adopts the arguments that will be made therein.

breached, we were already halfway back to the train station by then.”² Nothing about this statement was factually incorrect. Mr. Adams was indeed long gone from the Capital Building by the time the Senate Floor was breached.

WHEREFORE, Defendant again respectfully requests that this Honorable Court vary from the Guidelines and impose a sentence that comports with the strictures of § 3553(a).

Respectfully Submitted,

/s/
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CERTIFICATE OF SERVICE

I hereby certify that on this day, November 16, 2023, a copy of the foregoing was filed using ECF, which will cause it to be served on other counsel of record in this matter.

/s/
Gary E. Proctor

² Adams’ statement was provided to counsel in initial discovery. The file is entitled 210116_001.mpg and the portion quoted above starts at 10 minutes and 03 seconds.