

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

UNITED STATES OF AMERICA	:	No.: 21-CR-346 (BAH)
	:	
	:	
v.	:	
	:	
GLEN MITCH SIMON,	:	
Defendant.	:	

NOTICE OF FILING DISCOVERY CORRESPONDENCE

The United States of America, by and through its attorney, hereby requests that the attached letter dated June 11, 2021, be made part of the record in this case.

Respectfully submitted,

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

By: /s/ Laura E. Hill
Laura E. Hill
Nevada Bar No. 13894
Trial Attorney
District of Columbia Capitol Riot Detailee
175 N Street, NE, Room 9.1811
Washington, D.C. 20002
Phone: (202) 598-3962
Laura.E.Hill@usdoj.gov

CERTIFICATE OF SERVICE

On June 11, 2021, a copy of the foregoing notice and attached discovery letter were served on defendant's counsel through the Court's Electronic Filing System with the listed attachments provided to counsel through the means described in the discovery letter.

/s/ Laura Hill
Laura Hill
Trial Attorney



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*

June 11, 2021

Rebecca Shepard
Suite 1500, Centennial Tower
101 Marietta Street, NW
Atlanta, Georgia 30303

Re: *United States v. Glen Mitch Simon*
Case No. 21-cr-346

Dear Counsel:

Enclosed is preliminary discovery in this case. The preliminary discovery is available on USAfx and contains the following materials:

- File folder named U.S. v. Glen Mitchell Simon, 21-cr-346. This folder includes a total of 130 files and contains three subfolders:

1) Highly Sensitive, which contains the following files that are Highly Sensitive pursuant to the terms of the Protective Order;

File Name
0176-WF-3366759-SIMON_0000001_0000001_PHYSICAL.pdf
0176-WF-3366759-SIMON_0000001_1A0000001_0000002_Redacted.pdf
0262 USCH 02 Statuary Hall (1_6_2021 2_36_50 PM EST).png
0262 USCH 02 Statuary Hall-2021-01-06_14h36min39s000ms.mp4
0960 USC 02 Rotunda North (1_6_2021 2_56_02 PM EST).png
0960 USC 02 Rotunda North-2021-01-06_14h54min48s000ms.mp4
0964 USCH 02 Statuary Hall West (1_6_2021 2_36_45 PM EST).png
0964 USCHS 02 Statuary Hall West-2021-01-06_14h36min39s000ms.mp4

2) Sensitive, which contains the following files that are Sensitive pursuant to the terms of the Protective Order;

File Name
0176-WF-3366759-SIMON_0000016_Redacted.pdf
0176-WF-3366759-SIMON_0000016_Import_Redacted.pdf
0176-WF-3366759-SIMON_0000031_jpeg_bwc.jpg
0176-WF-3366759-SIMON_0000061.png
0176-WF-3366759-SIMON_0000062.png
0176-WF-3366759-SIMON_0000063.jpg
0176-WF-3366759-SIMON_0000064

3) No Sensitivity Designation

File Name
0176-WF-3366759-SIMON_0000001_1A0000001_0000003.jpeg
0176-WF-3366759-SIMON_0000001_Redacted.pdf
0176-WF-3366759-SIMON_0000002_1A0000931_0000001.pdf
0176-WF-3366759-SIMON_0000002_1A0000931_0000002_Redacted.pdf
0176-WF-3366759-SIMON_0000002_1A0000931_0000003.pdf
0176-WF-3366759-SIMON_0000002_Redacted.pdf
0176-WF-3366759-SIMON_0000003.pdf
0176-WF-3366759-SIMON_0000003_1A0001897_0000001.pdf
0176-WF-3366759-SIMON_0000003_1A0001898_0000001.docx
0176-WF-3366759-SIMON_0000003_1A0001898_0000002.png
0176-WF-3366759-SIMON_0000004_Redacted.pdf
0176-WF-3366759-SIMON_0000005.pdf
0176-WF-3366759-SIMON_0000005_1A0000002_0000001.xlsx
0176-WF-3366759-SIMON_0000007_Redacted.pdf
0176-WF-3366759-SIMON_0000007_1A0000004_0000001.pdf
0176-WF-3366759-SIMON_0000008.pdf
0176-WF-3366759-SIMON_0000008_1A0000005_0000001.pdf
0176-WF-3366759-SIMON_0000010_1A0000006_0000001_Redacted v2.pdf
0176-WF-3366759-SIMON_0000010_Redacted.pdf
0176-WF-3366759-SIMON_0000011_1A0008274_0000001_Redacted.pdf
0176-WF-3366759-SIMON_0000014_1A0000009_0000001.pdf
0176-WF-3366759-SIMON_0000014_1A0000009_0000002.zip
0176-WF-3366759-SIMON_0000014_1A0000009_0000003.pdf
0176-WF-3366759-SIMON_0000015_1A0000010_0000001.pdf
0176-WF-3366759-SIMON_0000015_1A0000010_0000002.pdf

0176-WF-3366759-SIMON_0000015_1A0000010_0000003.pdf
0176-WF-3366759-SIMON_0000015_1A0000010_0000004.pdf
0176-WF-3366759-SIMON_0000015_1A0000010_0000005.pdf
0176-WF-3366759-SIMON_0000015_1A0000010_0000006.pdf
0176-WF-3366759-SIMON_0000016_1A0000001_0000001.pdf
0176-WF-3366759-SIMON_0000016_1A0000001_0000002.jpg
0176-WF-3366759-SIMON_0000016_1A0000001_0000003.jpg
0176-WF-3366759-SIMON_0000016_1A0000001_0000004.pdf
0176-WF-3366759-SIMON_0000016_1A0000001_0000005.jpg
0176-WF-3366759-SIMON_0000016_1A0000001_0000007.pdf
0176-WF-3366759-SIMON_0000016_1A0000001_0000010.jpg
0176-WF-3366759-SIMON_0000016_1A0000001_0000011.pdf
0176-WF-3366759-SIMON_0000016_1A0000001_0000012.jpg
0176-WF-3366759-SIMON_0000017.pdf
0176-WF-3366759-SIMON_0000017_1A0000011_0000001.pdf
0176-WF-3366759-SIMON_0000017_1A0000011_0000002.pdf
0176-WF-3366759-SIMON_0000018_1A0000002_0000001_Redacted.pdf
0176-WF-3366759-SIMON_0000018_Redacted.pdf
0176-WF-3366759-SIMON_0000019.pdf
0176-WF-3366759-SIMON_0000019_1A0000004_0000001.docx
0176-WF-3366759-SIMON_0000020.pdf
0176-WF-3366759-SIMON_0000021.pdf
0176-WF-3366759-SIMON_0000021_1A0000001_0000002.zip
0176-WF-3366759-SIMON_0000022.pdf
0176-WF-3366759-SIMON_0000023.pdf
0176-WF-3366759-SIMON_0000024.pdf
0176-WF-3366759-SIMON_0000025.pdf
0176-WF-3366759-SIMON_0000026.pdf
0176-WF-3366759-SIMON_0000026_signed-21sc505 Search Warrant ECF No. 4.pdf
0176-WF-3366759-SIMON_0000026_GMS_Cell_GPS_SW_return140150.pdf
0176-WF-3366759-SIMON_0000026_GMS_Facebook_SW_return140223.pdf
0176-WF-3366759-SIMON_0000026_SIGNED 21sc841 Search Warrant.pdf
0176-WF-3366759-SIMON_0000027.pdf
0176-WF-3366759-SIMON_0000027_1A0000012_0000001.zip
0176-WF-3366759-SIMON_0000027_1A0000012_0000002_PHYSICAL.pdf
0176-WF-3366759-SIMON_0000028.pdf
0176-WF-3366759-SIMON_0000029.pdf
0176-WF-3366759-SIMON_0000030_Redacted.pdf
0176-WF-3366759-SIMON_0000032_20210412092335-7068703926.zip

0176-WF-3366759-SIMON_0000033_1A0000013_0000002.pdf
0176-WF-3366759-SIMON_0000034.pdf
0176-WF-3366759-SIMON_0000034_1A0000014_0000001_Redacted.pdf
0176-WF-3366759-SIMON_0000035_SIGNED 21mj366 Arrest Warrant.pdf
0176-WF-3366759-SIMON_0000035_SIGNED 21mj366 Criminal Complaint (Redacted).pdf
0176-WF-3366759-SIMON_0000035_SIGNED 21mj366 Sealing Order.pdf
0176-WF-3366759-SIMON_0000035_SIGNED 21mj366 Statement of Facts.pdf
0176-WF-3366759-SIMON_0000035_SIGNED MITCHELL Complaint.pdf
0176-WF-3366759-SIMON_0000036_1A0000005_0000001_Redacted.pdf
0176-WF-3366759-SIMON_0000037.pdf
0176-WF-3366759-SIMON_0000037_1A0000015_0000001.pdf
0176-WF-3366759-SIMON_0000037_1A0000015_0000002.pdf
0176-WF-3366759-SIMON_0000038_email-6233764-2021-015297-9926608.rtf
0176-WF-3366759-SIMON_0000038_email-6233764-2021-015297-9926610.pdf
0176-WF-3366759-SIMON_0000039.pdf
0176-WF-3366759-SIMON_0000039_1A0000006_0000001.pdf
0176-WF-3366759-SIMON_0000039_1A0000006_0000002.pdf
0176-WF-3366759-SIMON_0000040.pdf
0176-WF-3366759-SIMON_0000041.pdf
0176-WF-3366759-SIMON_0000041_1A0000007_0000001.pdf
0176-WF-3366759-SIMON_0000042.pdf
0176-WF-3366759-SIMON_0000042_1A0000008_0000001.pdf
0176-WF-3366759-SIMON_0000043.pdf
0176-WF-3366759-SIMON_0000044.pdf
0176-WF-3366759-SIMON_0000044_1A0000001
0176-WF-3366759-SIMON_0000045_1A0000001
0176-WF-3366759-SIMON_0000047_1A0000009_0000001_Redacted.pdf
0176-WF-3366759-SIMON_0000047_1A0000010_0000001_PHYSICAL.pdf
0176-WF-3366759-SIMON_0000047_1A0000011_0000001_Redacted.pdf
0176-WF-3366759-SIMON_0000047_Redacted.pdf
0176-WF-3366759-SIMON_0000048.pdf
0176-WF-3366759-SIMON_0000049.pdf
0176-WF-3366759-SIMON_0000051_Redacted.pdf
0176-WF-3366759-SIMON_0000052.pdf
0176-WF-3366759-SIMON_0000053.pdf
0176-WF-3366759-SIMON_0000054_1A0000001_0000001.pdf
0176-WF-3366759-SIMON_0000056_Redacted.pdf
0176-WF-3366759-SIMON_0000059_20210517091230-7068703926.zip
0176-WF-3366759-SIMON_0000060.pdf

0176-WF-3366759-SIMON_0000060_1A0000013_0000001.pdf

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.

This material is subject to the terms of the Protective Order issued in this case.

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,



Laura E. Hill
Trial Attorney