

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA :
 :
 v. : Case No. 1:21-CR-468 (PLF)
 :
 :
 LOIS LYNN MCNICOLL, :
 :
 :
 Defendant. :
 :

**JOINT STATUS REPORT AND UNOPPOSED MOTION TO
EXCLUDE TIME UNDER THE SPEEDY TRIAL ACT**

The United States of America, through counsel, and defendant Lois Lynn McNicoll, through counsel, hereby submit their February 28, 2022, Joint Status Report pursuant to the Court's February 15, 2022, Minute Order and state as follows:

1. The defendant in this case was charged by a four-count Information with violations of 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); 40 U.S.C. § 5104(e)(2)(D)(Disorderly Conduct in a Capitol Building); and 40 U.S.C. § 5104(e)(2)(G)(Parading, Demonstrating, or Picketing in a Capitol Building).

2. The Government has provided defendant with individual and voluminous discovery in this case. The Government has also provided defense counsel access to a tour of the crime scene, which has been directed by the United States Capitol Police. Defense counsel has made specific discovery demands to the government and the government is in the process of providing the requested materials. At present, there are no discovery disputes that require the intervention of the Court.

3. The government has offered the defendant the opportunity to plead guilty to 40 U.S.C. § 5104(e)(2)(G)(Parading, Demonstrating, or Picketing in a Capitol Building), a Class B misdemeanor, which the defendant is considering.

4. The Court requested that the parties propose dates after April 11, 2022, to set a status conference in this case. The parties propose to set a status conference approximately sixty days from today, specifically Friday, April 29, 2022, or thereabout. Since the defendant and her counsel are in the Pacific time zone, the parties recommend what would be an afternoon time for the Court.

5. The parties expect to discuss at the status conference defense counsel's review of discovery and discussion of the government's plea offer.

6. Consistent with the attached proposed Order, the government requests, and the defendant through her counsel consents to the Court excluding all time between today and the next status hearing from calculation under the Speedy Trial Act.

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