

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

UNITED STATES OF AMERICA	:	
	:	
v.	:	Criminal No. 21-CR-411 (APM)
	:	
STEWART PARKS,	:	
MATTHEW BAGGOTT,	:	
	:	
Defendants.	:	

NOTICE OF DISCOVERY

The United States of America, by and through its attorney, the Acting United States Attorney for the District of Columbia, hereby informs the Court and defense that the attached discovery letter of July 14, 2021, has been provided to the defense in this matter.

Respectfully submitted,

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

By: /s/ Benet J. Kearney
BENET J. KEARNEY
Assistant United States Attorney
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CERTIFICATE OF SERVICE

I certify that a copy of the Government's Notice of Discovery was served on all counsel of record via the Court's electronic filing service.

/s/ Benet J. Kearney
BENET J. KEARNEY
Assistant United States Attorney

Date: July 14, 2021



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*

July 14, 2021

BY EMAIL and USAFX

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Re: *United States v. Stewart Parks and Matthew Baggott,*
21 Cr. 411 (APM)

Dear Counsel:

As preliminary discovery in this case, the materials listed below have been uploaded to USAFx¹ for you to download. **This material is subject to the terms of the Protective Order issued in this case.**

- r_signed-21sc787SearchWarrant
- signed-21sc1731 Search Warrant_ECF No. 1
- signed-21sc1731_Search_Warrant_ECF-_Warrant_Return_SIGNED_EXECUTED
- Instagram_Search_Warrant_Return_302_OFFICIAL

¹ Please note that USAFx is not a permanent storage system and does not retain documents or files indefinitely. Please download these materials as soon as possible to avoid delay resulting from having to re-upload files.

- US_Capitol_Building_CCTV_Footage_Summary_302-_Parks_and_Baggott-_OFF
- 15 videos of United States Capitol CCTV footage. **This material is designated Highly Sensitive pursuant to the Protective Order.**

The discovery is unencrypted. 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.

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.

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,


Benet J. Kearney
Assistant United States Attorney