

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA	:	Case No.: 21-cr-502-CKK
	:	
v.	:	
	:	
DANIEL CHRISTMANN,	:	
Defendant.	:	

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 September 14, 2021, discovery letter, memorializing discovery sent on September 13, 2021, which is served as an attachment via ECF on counsel for Defendant.

Respectfully submitted,

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

By: s/ Monica A. Stump
MONICA A. STUMP
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Washington, D.C. 20530
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Monica.stump@usdoj.gov



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*

September 14, 2021

VIA EMAIL

Allen H. Orenberg
The Orenberg Law Firm, P.C.
12505 Park Potomac Avenue, 6th Floor
Potomac, MD 20854

Re: *United States v. Christmann*
Case No. 21-cr-502-CKK
Letter No. 2

Dear Mr. Orenberg:

This is to memorialize the following discovery sent you on **September 13, 2021** via USAFX. The disclosures contained the following information:

- Audio and video of your client's interview
- Facebook records and images
- Closed Circuit video footage of Christmann's entry and departure from the Capitol
- Face image reports
- Tipster report
- Interview reports and notes for reporting individuals, including audio
- Eight Facebook screenshots
- Five images posted to Instagram
- Two Video still images
- Surveillance log for May 23, May 24, May 25, May 26, May 27, May 28, May 31, June 2, June 4, June 13, June 14, June 15, June 16, June 17, June 18, June 24, June 25, and June 30, 2021
- Notes for surveillance log for May 26
- Surveillance photographs
- Medical information for Christmann
- Booking form, fingerprint card, booking photographs, and arrest warrant

U.S. Capitol Police Reports

The file names for these disclosures are listed in Attachment A to this letter. *Please note that some files are marked highly sensitive or sensitive in accordance with the protective order.*

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.

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.

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,

/s/ Monica A. Stump
Monica A. Stump
Assistant United States Attorney

Enclosure(s)

ATTACHMENT A

FIS 3_1A0000003_0000001.pdf
FIS 4_1A0000004_0000001.pdf
FIS 5_1A0000005_0000001.pdf
FIS 5_1A0000006_20210525_091506.jpg
FIS 5_1A0000006_20210525_091508.jpg
FIS 5_1A0000006_20210525_091509.jpg
FIS 6_1A0000008_0000001.pdf
FIS 6_1A0000008_0000002.pdf
FIS 6_1A0000009_20210526_071556 (002).jpg
FIS 6_1A0000009_20210526_071812 (002).jpg
FIS 6_1A0000011_20210526_074351.jpg
FIS 7_1A0000013_0000001.pdf
FIS 8_1A0000014_0000001.pdf
FIS 9_1A0000015_0000001.pdf
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FIS 12_1A0000018_0000001.pdf
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FIS 14_1A0000020_0000001.pdf
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FIS 19_1A0000025_0000001.pdf
FIS 22_1A0000028_0000001.pdf
CHRISTMANN Video Still 2.png
CHRISTMANN Video Still.png
Serial 1_1A0000001_0000001_Redacted SENSITIVE.pdf
Serial 1_1A0000001_0000002_Redacted SENSITIVE.pdf
Serial 1_1A0000001_0000003_Redacted SENSITIVE.pdf
Serial 2_1A0009744_0000001_Redacted SENSITIVE.pdf
Serial 3_Redacted Final.pdf
Serial 4_1A0009437_0000001_Redacted SENSITIVE.pdf
Serial 16_1A0000007_0000001_Redacted SENSITIVE.pdf
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Serial 40_1A0000018_0000001_Redacted SENSITIVE.pdf
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Serial 40_Redacted FINAL SENSITIVE.pdf
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Serial 41_Redacted FINAL SENSITIVE.pdf
Serial 45.pdf
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Serial 45_1A0000025_0000002.pdf
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Serial 45_1A0000025_0000004.pdf
Serial 50_1A0000019_0000001_Redacted FINAL SENSITIVE.pdf
Serial 50_Redacted FINAL SENSITIVE.pdf
Serial 52_Redacted FINAL.pdf
Serial 52_Redacted.pdf
Serial 53_1A0008646_0000001_Redacted SENSITIVE.pdf
Image EC008CADCC29.png
Image 1705-4314-80FA-5166155A4876.png
Image AEF3-36AB4BC51530.png
Image IMG_4364.jpeg

Within Folder 0176-NY-3384709 0000019 1A0000010 000001:

USCS 01 Senate Wing Door near S139-2021-01-06_15h13min00s000ms HIGHLY SENSITIVE.asf
USCS 01 Senate Wing Door near S139-2021-01-06_15h13min58s000ms HIGHLY SENSITIVE.asf

Within Folder Christmann Facebook Screenshots:

Christmann2020 Profile Page.png
Daniel.Christmann.14 Post.png
DanielChristmann14 Facebook Profile Page.png
DanielChristmann14 Facebook Profile Page_2.png
DanielChristmann14 Facebook Profile Page_3.png
DanielChristmann14 Facebook Profile Page_4.png
DanielChristmann14 Facebook Profile Page_5.png
DanielChristmann14 Facebook Profile Page_6.png

Within Folder Christmann Facebook Instagram Search Warrant:

300053518458513.zip
440593994005176.zip
790935178464985.zip
INSTAGRAM RETURNS - dannyforsenate.zip

Within Folder Post-Arrest Interview of Daniel Christmann 7/28/2021:

7_28_2021 6_53_45 AM (UTC-04_00).mkv

Within Folder DOJCB 001 2021.09.10 Capitol Breach Discovery:

DOJCB_001.zip
DOJCB_001_Index.zip
DOJCB_001_Index.xlsx