

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

**UNITED STATES OF AMERICA :**

**v.**

**:**

**1:21-cr-131**

**:**

**JASON GERDING**

**:**

**NOTICE OF FILING**

Undersigned counsel, on behalf of Jason Gerding, respectfully submits the attached for filing in the docket.

Respectfully submitted,

A.J. KRAMER  
FEDERAL PUBLIC DEFENDER

\_\_\_\_\_/s/\_\_\_\_\_  
EUGENE OHM  
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**FEDERAL PUBLIC DEFENDER**  
**DISTRICT OF DISTRICT COLUMBIA**

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**April 27, 2021**

Anthony Franks  
Assistant United States Attorney  
555 Fourth St. NW  
Washington D.C. 20053  
Re: United States v. Jason Gerding, 21-cr-131

Dear Mr. Franks:

I am writing you to request a Bill of Particulars as to Counts One and Two in the Information, filed February 18, 2021. A bill of particulars serves to provide a defendant with essential details of the charges against him to ensure that he is adequately “informed of the nature and cause of the accusation” under the Sixth Amendment and can be prepared to meet the charges and avoid surprise. *See Russel v. United States*, 369 U.S. 749, 763 (1962).

In Counts One and Two, you charge Mr. Gerding with Entering and Remaining in a Restricted Building (Count One) and Disorderly and Disruptive Conduct in a Restricted Building (Count Two) in a restricted area where the Vice President and Vice President-elect were temporarily visiting. Please indicate the nature of the disorderly and disruptive conduct that you are alleging that Mr. Gerding engaged in. Please also provide the times that the Vice President and Vice President-elect were temporarily visiting and the times that you allege that Mr. Gerding was on Capitol grounds.

I would appreciate a timely response so that I may file a Motion with the Court under Federal Rule of Criminal Procedure 7(f) if you decline to provide a Bill of Particulars.

Please let me know if you have any questions.

Best,

A handwritten signature in black ink, appearing to read 'E. Ohm', with a stylized flourish at the end.

Eugene Ohm  
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