

AO 442 (Rev. 11/11) Arrest Warrant

UNITED STATES DISTRICT COURT

for the

District of Columbia

United States of America

v.

Audrey Ann Southard-Rumsey
(AKA: Audrey Ann Southard)

Case: 1:21-mj-00457

Assigned to: Judge Harvey, G. Michael

Assign Date: 6/1/2021

Description: COMPLAINT W/ ARREST WARRANT

Defendant

ARREST WARRANT

To: Any authorized law enforcement officer

YOU ARE COMMANDED to arrest and bring before a United States magistrate judge without unnecessary delay

(name of person to be arrested)

Audrey Ann Southard-Rumsey

who is accused of an offense or violation based on the following document filed with the court:

- ☐ Indictment
 ☐ Superseding Indictment
 ☐ Information
 ☐ Superseding Information
☒ Complaint
☐ Probation Violation Petition
☐ Supervised Release Violation Petition
☐ Violation Notice
☐ Order of the Court

This offense is briefly described as follows:

- 18 U.S.C. § 111(a)(1) - Assault on a Federal Officer or Employee;
 18 U.S.C. § 231(a)(3) - Obstruction of Law Enforcement During Civil Disorder;
 18 U.S.C. § 1512(c)(2) - Obstruction of Justice/Congress;
 18 U.S.C. § 1752(a)(1) - Knowingly Entering or Remaining in any Restricted Building or Grounds Without Lawful Authority;
 18 U.S.C. § 1752(a)(2) - Disorderly and Disruptive Conduct in a Restricted Building or Grounds;
 18 U.S.C. § 1752(a)(4) - Knowingly Engages in any act of Physical Violence Against any Person or Property in any Restricted Building or Grounds;
 40 U.S.C. § 5104(e)(2)(D) - Disorderly Conduct in a Capitol Building;
 40 U.S.C. § 5104(e)(2)(G) - Parading, Demonstrating, or Picketing in a Capitol Building;
 40 U.S.C. § 5104(e)(2)(F) - Engaging in an act of Physical Violence in the Grounds or any of the Capitol Buildings.

Date: 06/01/2021

Digitally signed by G. Michael Harvey
Date: 2021.06.01 16:07:40 -04'00'*Issuing officer's signature*

City and state: Washington, D.C.

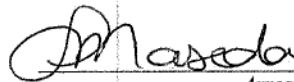
G. Michael Harvey, U.S. Magistrate Judge

Printed name and title

Return

This warrant was received on (date) 6/1/2021, and the person was arrested on (date) 6/2/2021
 at (city and state) Spring Hill, Florida

Date: 6/3/2021

*Arresting officer's signature*

Siobhan Maseda TFO

Printed name and title

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION**

CLERK'S MINUTES

CASE NO.:	8:21-mj-1534 AEP	DATE:	June 2, 2021
HONORABLE ANTHONY E. PORCELLI		INTERPRETER:	n/a
UNITED STATES OF AMERICA v. AUDREY ANN SOUTHARD RUMSEY	LANGUAGE:		
	GOVERNMENT COUNSEL Patrick Scruggs AUSA		
	DEFENSE COUNSEL Sylvia Irvin AFPD		
COURT REPORTER	digital	DEPUTY CLERK:	Lynne Vito
TIME	2:07 to 2:25	TOTAL:	18 min
		PRETRIAL	Anthony Zarate
		COURTROOM:	10A

PROCEEDINGS: Removal hearing, Rule 5 (District of Columbia)

Defendant provided with a copy of COMPLAINT ARREST DATE: June 2, 2021

Court summarized rights and charges.

Oral motion for appointment of counsel Oral motion granted. Federal Public Defender appointed.

Identity hearing waived.

Bond Hearing held.

Bond: Government: \$50,000 signature bond; restrict travel; possess no firearms, surrender passport.
Defendant: the firearms will be given to a friend or family member, surrender passport.

Continue preliminary hearing. Wednesday 6/9 at 11:30 am. (Maria Rodriguez, Esq. is attempting to be retained)

Identity hearing waived.

Court: Standard conditions: defendant to appear in court in accordance with all notices; travel restrict to the Middle District of Florida and the District of Columbia (for court purposes ONLY); reside at current residence and cannot move without prior court approval; cannot commit another crime.

Special conditions: Execute a \$50,000 signature bond. Report to Pretrial Services as directed; Surrender passport to Pretrial Services (by COB on Friday 6/4/2021); Do not apply for any new passports or other travel documents; Do not use or possess any firearms, dangerous weapons, or destructive devices. Defendant to execute a 4th amendment waiver.

Oral motion of government to unseal the complaint. Oral motion granted.

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION**

**UNITED STATES OF AMERICA,
Plaintiff,**

v.

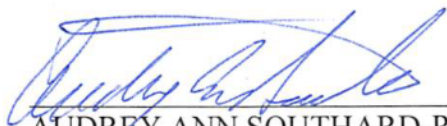
Case No. 8:21-mj-1534 AEP

**AUDREY ANN SOUTHARD-RUMSEY
Defendant.**

WAIVER OF FOURTH AMENDMENT RIGHTS

In consideration of my release on bail pending further proceedings in this cause and upon the advice of counsel, I/we hereby freely and voluntarily waive my Fourth Amendment rights and do hereby consent to the search of my person, property and premises at any time by an officer with United States Pretrial Services or other law enforcement agent at the request of the United States Pretrial Services officer.

Dated this June 2, 2021



(Defendant's signature)

AUDREY ANN SOUTHARD-RUMSEY

UNITED STATES DISTRICT COURT

for the

Middle District of Florida

United States of America)	
v.)	
AUDREY ANN SOUTHARD-RUMSEY)	Case No. 8:21-mj-1534 AEP
)	
<i>Defendant</i>)	

APPEARANCE BOND

Defendant's Agreement

I, AUDREY ANN SOUTHARD-RUMSEY (*defendant*), agree to follow every order of this court, or any court that considers this case, and I further agree that this bond may be forfeited if I fail:

- (☒) to appear for court proceedings;
 (☒) if convicted, to surrender to serve a sentence that the court may impose; or
 (☒) to comply with all conditions set forth in the Order Setting Conditions of Release.

Type of Bond

- () (1) This is a personal recognizance bond.
- (☒) (2) This is an unsecured bond of \$ 50,000.00.
- () (3) This is a secured bond of \$ _____, secured by:
- () (a) \$ _____, in cash deposited with the court.
- () (b) the agreement of the defendant and each surety to forfeit the following cash or other property
(describe the cash or other property, including claims on it – such as a lien, mortgage, or loan – and attach proof of ownership and value):

If this bond is secured by real property, documents to protect the secured interest may be filed of record.

- () (c) a bail bond with a solvent surety *(attach a copy of the bail bond, or describe it and identify the surety):*

Forfeiture or Release of the Bond

Forfeiture of the Bond. This appearance bond may be forfeited if the defendant does not comply with the above agreement. The court may immediately order the amount of the bond surrendered to the United States, including the security for the bond, if the defendant does not comply with the agreement. At the request of the United States, the court may order a judgment of forfeiture against the defendant and each surety for the entire amount of the bond, including interest and costs.

AO 98 (Rev. 12/11) Appearance Bond

Release of the Bond. The court may order this appearance bond ended at any time. This bond will be satisfied and the security will be released when either: (1) the defendant is found not guilty on all charges, or (2) the defendant reports to serve a sentence.

Declarations

Ownership of the Property. I, the defendant – and each surety – declare under penalty of perjury that:

- (1) all owners of the property securing this appearance bond are included on the bond;
- (2) the property is not subject to claims, except as described above; and
- (3) I will not sell the property, allow further claims to be made against it, or do anything to reduce its value while this appearance bond is in effect.

Acceptance. I, the defendant – and each surety – have read this appearance bond and have either read all the conditions of release set by the court or had them explained to me. I agree to this Appearance Bond.

I, the defendant – and each surety – declare under penalty of perjury that this information is true. (See 28 U.S.C. § 1746.)

Date: 06/02/2021


Defendant's signature

Surety/property owner – printed name

Surety/property owner – signature and date

Surety/property owner – printed name


Surety/property owner – signature and date

Surety/property owner – printed name

Surety/property owner – signature and date

Date: 06/02/2021

CLERK OF COURT


Signature of Clerk or Deputy Clerk

Approved.

Date: 06/02/2021


Anthony E. Porcelli, United States Magistrate Judge

UNITED STATES DISTRICT COURT
for the
Middle District of Florida

United States of America
v.
AUDREY ANN SOUTHARD-RUMSEY

Defendant

Case No. 8:21-mj-1534 AEP

ORDER SETTING CONDITIONS OF RELEASE

IT IS ORDERED that the defendant's release is subject to these conditions:

- (1) The defendant must not violate federal, state, or local law while on release.
- (2) The defendant must cooperate in the collection of a DNA sample if it is authorized by 34 U.S.C. § 40702.
- (3) The defendant must advise the court or the pretrial services office or supervising officer in writing before making any change of residence or telephone number.
- (4) The defendant must appear in court as required and, if convicted, must surrender as directed to serve a sentence that the court may impose.

The defendant must appear at: AS NOTICED FOR ALL COURT APPEARANCES

Place

on _____

Date and Time

If blank, defendant will be notified of next appearance.

- (5) The defendant must sign an Appearance Bond, if ordered.

ADDITIONAL CONDITIONS OF RELEASE

Pursuant to 18 U.S.C. § 3142(c)(1)(B), the court may impose the following least restrictive condition(s) only as necessary to reasonably assure the appearance of the person as required and the safety of any other person and the community.

IT IS FURTHER ORDERED that the defendant's release is subject to the conditions marked below:

☐ (6) The defendant is placed in the custody of:

Person or organization _____

Address (only if above is an organization) _____

City and state _____

Tel. No. _____

who agrees to (a) supervise the defendant, (b) use every effort to assure the defendant's appearance at all court proceedings, and (c) notify the court immediately if the defendant violates a condition of release or is no longer in the custodian's custody.

Signed: _____

Custodian

Date

☒ (7) The defendant must:

☒ (a) submit to supervision by and report for supervision to the PRETRIAL SERVICES OFFICER (AS DIRECTED), telephone number _____, no later than _____.

☐ (b) continue or actively seek employment.

☐ (c) continue or start an education program.

☒ (d) surrender any passport to: PRETRIAL SERVICES BY CLOSE OF BUSINESS ON FRIDAY 6/4/2021

☒ (e) not obtain a passport or other international travel document.

☒ (f) abide by the following restrictions on personal association, residence, or travel: TRAVEL RESTRICTED TO THE MIDDLE DISTRICT OF FLORIDA AND THE DISTRICT OF COLUMBIA (FOR COURT PURPOSES ONLY). DEFENDANT IS TO RESIDE AT CURRENT RESIDENCE AS STATED IN COURT.

☒ (g) avoid all contact, directly or indirectly, with any person who is or may be a victim or witness in the investigation or prosecution, including: _____

☐ (h) get medical or psychiatric treatment: _____

☐ (i) return to custody each _____ at _____ o'clock after being released at _____ o'clock for employment, schooling, or the following purposes: _____

☐ (j) maintain residence at a halfway house or community corrections center, as the pretrial services office or supervising officer considers necessary.

☒ (k) not possess a firearm, destructive device, or other weapon.

☐ (l) not use alcohol (☐) at all (☐) excessively.

☐ (m) not use or unlawfully possess a narcotic drug or other controlled substances defined in 21 U.S.C. § 802, unless prescribed by a licensed medical practitioner.

☐ (n) submit to testing for a prohibited substance if required by the pretrial services office or supervising officer. Testing may be used with random frequency and may include urine testing, the wearing of a sweat patch, a remote alcohol testing system, and/or any form of prohibited substance screening or testing. The defendant must not obstruct, attempt to obstruct, or tamper with the efficiency and accuracy of prohibited substance screening or testing.

☐ (o) participate in a program of inpatient or outpatient substance abuse therapy and counseling if directed by the pretrial services office or supervising officer.

☐ (p) participate in one of the following location restriction programs and comply with its requirements as directed.

☐ (i) **Curfew.** You are restricted to your residence every day (☐) from _____ to _____, or (☐) as directed by the pretrial services office or supervising officer; or

☐ (ii) **Home Detention.** You are restricted to your residence at all times except for employment; education; religious services; medical, substance abuse, or mental health treatment; attorney visits; court appearances; court-ordered obligations; or other activities approved in advance by the pretrial services office or supervising officer; or

☐ (iii) **Home Incarceration.** You are restricted to 24-hour-a-day lock-down at your residence except for medical necessities and court appearances or other activities specifically approved by the court; or

☐ (iv) **Stand Alone Monitoring.** You have no residential curfew, home detention, or home incarceration restrictions. However, you must comply with the location or travel restrictions as imposed by the court.

Note: Stand Alone Monitoring should be used in conjunction with global positioning system (GPS) technology.

ADDITIONAL CONDITIONS OF RELEASE

- ☐ (q) submit to the following location monitoring technology and comply with its requirements as directed:
- ☐ (i) Location monitoring technology as directed by the pretrial services or supervising officer; or
 - ☐ (ii) Voice Recognition; or
 - ☐ (iii) Radio Frequency; or
 - ☐ (iv) GPS.
- ☐ (r) pay all or part of the cost of location monitoring based upon your ability to pay as determined by the pretrial services or supervising officer.
- ☒ (s) report as soon as possible, to the pretrial services or supervising officer, every contact with law enforcement personnel, including arrests, questioning, or traffic stops.
- ☐ (t) _____
-

ADVICE OF PENALTIES AND SANCTIONS

TO THE DEFENDANT:

YOU ARE ADVISED OF THE FOLLOWING PENALTIES AND SANCTIONS:

Violating any of the foregoing conditions of release may result in the immediate issuance of a warrant for your arrest, a revocation of your release, an order of detention, a forfeiture of any bond, and a prosecution for contempt of court and could result in imprisonment, a fine, or both.

While on release, if you commit a federal felony offense the punishment is an additional prison term of not more than ten years and for a federal misdemeanor offense the punishment is an additional prison term of not more than one year. This sentence will be consecutive (*i.e.*, in addition to) to any other sentence you receive.

It is a crime punishable by up to ten years in prison, and a \$250,000 fine, or both, to: obstruct a criminal investigation; tamper with a witness, victim, or informant; retaliate or attempt to retaliate against a witness, victim, or informant; or intimidate or attempt to intimidate a witness, victim, juror, informant, or officer of the court. The penalties for tampering, retaliation, or intimidation are significantly more serious if they involve a killing or attempted killing.


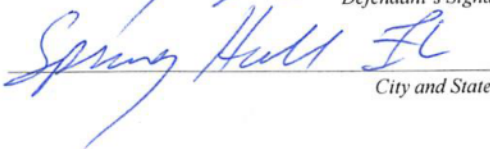
If, after release, you knowingly fail to appear as the conditions of release require, or to surrender to serve a sentence, you may be prosecuted for failing to appear or surrender and additional punishment may be imposed. If you are convicted of:

- (1) an offense punishable by death, life imprisonment, or imprisonment for a term of fifteen years or more – you will be fined not more than \$250,000 or imprisoned for not more than 10 years, or both;
- (2) an offense punishable by imprisonment for a term of five years or more, but less than fifteen years – you will be fined not more than \$250,000 or imprisoned for not more than five years, or both;
- (3) any other felony – you will be fined not more than \$250,000 or imprisoned not more than two years, or both;
- (4) a misdemeanor – you will be fined not more than \$100,000 or imprisoned not more than one year, or both.

A term of imprisonment imposed for failure to appear or surrender will be consecutive to any other sentence you receive. In addition, a failure to appear or surrender may result in the forfeiture of any bond posted.

Acknowledgment of the Defendant

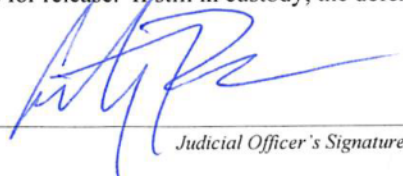
I acknowledge that I am the defendant in this case and that I am aware of the conditions of release. I promise to obey all conditions of release, to appear as directed, and surrender to serve any sentence imposed. I am aware of the penalties and sanctions set forth above.


 Defendant's Signature

 City and State

Directions to the United States Marshal

- (☒) The defendant is ORDERED released after processing.
 () The United States marshal is ORDERED to keep the defendant in custody until notified by the clerk or judge that the defendant has posted bond and/or complied with all other conditions for release. If still in custody, the defendant must be produced before the appropriate judge at the time and place specified.

Date: 6/2/2021


 Judicial Officer's Signature

ANTHONY E. PORCELLI, UNITED STATES MAGISTRATE JUDGE
 Printed name and title

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION**

UNITED STATES OF AMERICA

vs.

Case No. 8:21-mj-1534 AEP

AUDREY ANN SOUTHARD-RUMSEY

ORDER OF REMOVAL

The defendant, **AUDREY ANN SOUTHARD-RUMSEY**, having been apprehended in the Middle District of Florida, Tampa Division, on a warrant(s) issued in the DISTRICT OF COLUMBIA and subsequently having been released on bond, the Defendant(s) is/are hereby,

ORDERED to personally appear at the United States Courthouse in the District of Columbia, **for an arraignment on a DATE TO BE NOTIFIED by that court.**

DONE and ORDERED at Tampa, Florida this 8th day of June, 2021.



ANTHONY E. PORCELLI
United States Magistrate Judge

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BOND, CLOSED

**U.S. District Court
Middle District of Florida (Tampa)
CRIMINAL DOCKET FOR CASE #: 8:21-mj-01534-AEP All Defendants**

Case title: USA v. Southard-Rumsey
Other court case number: 1:21-mj-457 District of Columbia

Date Filed: 06/02/2021
Date Terminated: 06/08/2021

Assigned to: Magistrate Judge Anthony E.
Porcelli

Defendant (1)

Audrey Ann Southard-Rumsey
TERMINATED: 06/08/2021
also known as
Audrey Ann Southard
TERMINATED: 06/08/2021

represented by **Sylvia A. Irvin**
Federal Public Defender's Office
400 N. Tampa St, Suite 2700
Tampa, FL 33602
813-228-2715
Fax: 813-228-2562
Email: Sylvia_Irvin@fd.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
*Designation: Public Defender or
Community Defender Appointment*

Maria Teresa Rodriguez
Maria T. Rodriguez, Esq.
P.O. Box 2176
Tarpon Springs, FL 34688
727-238-2342
Email: attorneymariar@aol.com
ATTORNEY TO BE NOTICED

Pending Counts

None

Disposition**Highest Offense Level (Opening)**

None

Disposition**Terminated Counts**

None

Highest Offense Level (Terminated)

None

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18:111.F
 ASSAULTING/RESISTING/IMPEDING
 OFFICERS/EMPLOYEES, 18:231.F CIVIL
 DISORDER, 18:1512.F TAMPERING OR
 DESTRUCTION OF RECORDS AND
 DOCUMENTS, 40:5104E.M VIOLENT
 ENTRY AND DISORDERLY CONDUCT
 ON CAPITOL GROUNDS

Plaintiff

USA

represented by **Patrick Scruggs**
 US Attorney's Office - FLM
 Suite 3200
 400 N Tampa St
 Tampa, FL 33602-4798
 813-274-6034
 Email: patrick.scruggs@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Retained

Date Filed	#	Docket Text
06/02/2021	1	Arrest pursuant to Rule 5(c)(2) of Audrey Ann Southard-Rumsey from the District of Columbia. (LV) (Entered: 06/02/2021)
06/02/2021	3	ORAL MOTION to Appoint Counsel by Audrey Ann Southard-Rumsey. (LV) (Entered: 06/02/2021)
06/02/2021	4	ORAL ORDER granting 3 Motion to Appoint Counsel as to Audrey Ann Southard-Rumsey (1). Signed by Magistrate Judge Anthony E. Porcelli on 6/2/2021. (LV) (Entered: 06/02/2021)
06/02/2021	5	ORAL ORDER APPOINTING FEDERAL PUBLIC DEFENDER as to Audrey Ann Southard-Rumsey Sylvia A. Irvin for Audrey Ann Southard-Rumsey appointed. Signed by Magistrate Judge Anthony E. Porcelli on 6/2/2021. (LV) (Entered: 06/02/2021)
06/02/2021	6	ORAL MOTION for Bond by USA, Audrey Ann Southard-Rumsey. (LV) (Entered: 06/02/2021)
06/02/2021	7	ORAL ORDER granting 6 Motion for Bond. Bond set for Audrey Ann Southard-Rumsey (1) \$50,000 signature bond as to Audrey Ann Southard-Rumsey (1). Signed by Magistrate Judge Anthony E. Porcelli on 6/2/2021. (LV) (Entered: 06/02/2021)
06/02/2021	8	NOTICE OF HEARING as to Audrey Ann Southard-Rumsey: Preliminary Examination set for 6/9/2021 at 11:30 AM in Tampa Courtroom 10 A before Magistrate Judge Anthony E. Porcelli. (LV) (Entered: 06/02/2021)
06/02/2021	9	ORAL MOTION for Miscellaneous Relief, specifically unseal complaint by USA as to Audrey Ann Southard-Rumsey. (LV) (Entered: 06/02/2021)

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		(Entered: 06/02/2021)
06/02/2021	11	Minute Entry for In Person proceedings held before Magistrate Judge Anthony E. Porcelli: INITIAL APPEARANCE in Rule 5(c)(3) proceedings held on 6/2/2021 as to Audrey Ann Southard-Rumsey from the District of Columbia.. (digital) (LV) (Entered: 06/02/2021)
06/02/2021	12	WAIVER OF FOURTH AMENDMENT RIGHTS as to Audrey Ann Southard-Rumsey. (LV) (Entered: 06/02/2021)
06/02/2021	13	ORDER Setting Conditions of Release as to Audrey Ann Southard-Rumsey (1) \$50,000 signature bond. Signed by Magistrate Judge Anthony E. Porcelli on 6/2/2021. (LV) (Entered: 06/02/2021)
06/02/2021	14	Signature BOND entered as to Audrey Ann Southard-Rumsey in amount of \$ 50,000. (LV) (Entered: 06/02/2021)
06/08/2021	15	NOTICE canceling Preliminary hearing hearing scheduled for 6/9/2021 as to Audrey Ann Southard-Rumsey. (LV) (Entered: 06/08/2021)
06/08/2021	16	ORDER OF REMOVAL pursuant to Rule 5(c)(3) to the District of Columbia as to Audrey Ann Southard-Rumsey Signed by Magistrate Judge Anthony E. Porcelli on 6/8/2021. (LV) (Entered: 06/08/2021)
06/08/2021		NOTICE to District of Columbia of a Rule 5 or Rule 32 Initial Appearance as to Audrey Ann Southard-Rumsey regarding your case number: 1:21-mj-00457. Using your PACER account, you may retrieve the docket sheet and any documents via the case number link. No documents/record will be sent. If you require certified copies of any documents please send a request to InterdistrictTransfer_FLMD@flmd.uscourts.gov. If you wish the court to use a different email address in the future, please send a request to update your address to InterdistrictTransfer_TXND@txnd.uscourts.gov. (LV) (Entered: 06/08/2021)
06/10/2021	17	NOTICE <i>of Assertion of Fifth and Sixth Amendment Rights</i> by Audrey Ann Southard-Rumsey. (Irvin, Sylvia) Modified on 6/10/2021 to edit text(CRH). (Entered: 06/10/2021)
06/16/2021	18	NOTICE OF ATTORNEY APPEARANCE: Maria Teresa Rodriguez appearing for Audrey Ann Southard-Rumsey. (Rodriguez, Maria) Modified on 6/17/2021 to edit text (CRH). (Entered: 06/16/2021)