

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

UNITED STATES OF AMERICA)	
)	
v.)	Criminal No. 21-cr-00035-RC
)	
CLAYTON RAY MULLINS,)	
)	
Defendant.)	
)	

RESPONSE TO GOVERNMENT'S MOTIONS IN LIMINE

Defendant Clayton Mullins, by and through undersigned counsel, files this Response to the Government's Motions in Limine filed on July 17, 2023 (ECF No. 340). Our only objection relates to the third request that the Court preclude evidence of "other good acts" by Clayton on January 6, 2021.

If truth is our goal, we should look at everything that happened in the chaotic minutes (4:27 - 4:29 p.m.) referenced in Counts Nine (18 U.S.C. § 111(a)(1) & (b)) and Fourteen (18 U.S.C. § 231(a)(3)) of the Third Superseding Indictment (ECF No. 145). Clayton helped several human beings on the Capitol steps who were being crushed. As detailed in our Motion to Sever (ECF No. 323 at 3) the body worn camera video of Officer A.W. captures this assistance seconds before Clayton saw Officer A.W. being attacked. Clayton's instinctual reaction to help another human being, Officer A.W., shows a consistent pattern of conduct. This is highly relevant evidence as to Clayton's state of mind, motive and intent. To exclude it would violate his fundamental right to due process of law.

We pray this Court will not curtail Clayton's right to defend himself.

Respectfully submitted,

/s/

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CERTIFICATE OF SERVICE

I hereby certify that on this 31st day of July, 2023, I electronically filed the foregoing Response with the Clerk of Court using the CM / ECF system, which will send an electronic notification of such filing to all counsel of record.

/s/

Pat Munroe Woodward, Esq.