

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

UNITED STATES OF AMERICA : **Criminal No. 21-cr-386 (TNM)**
 :
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 v. :
 :
 :
 PAULINE BAUER :
 :
 :
 Defendant. :
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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 July 8, 2021, discovery letter in this case, which was served as an attachment via ECF on counsel for the defendant.

Respectfully submitted,

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

By: /s/ Vivien Cockburn
Vivien Cockburn
Assistant United States Attorney
555 Fourth Street, N.W.
Washington, DC 20530
Vivien.Cockburn@usdoj.gov
(202) 252-7245

CERTIFICATE OF SERVICE

On this 8th day of July, 2021, a copy of the foregoing was served on counsel of record for the defendant via the Court's Electronic Filing System.

/s/ *Vivien Cockburn*

Vivien Cockburn
Assistant United States Attorney

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

UNITED STATES OF AMERICA

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No.: 21-cr-386 (TNM)

v.

PAULINE BAUER

NOTICE OF FILING

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Respectfully submitted,

CHANNING D. PHILLIPS
Acting United States Attorney

By: /s/ Vivien Cockburn

VIVIEN COCKBURN
Assistant United States Attorney
U.S. Attorney's Office
555 4th Street, NW
Washington, DC 20530
(202) 252-7245
Vivien.cockburn@usdoj.gov

Certificate of Service

I hereby certify that I caused a copy of the Notice of Filing and attached Discovery Letter (without attachments) to be served upon defendant via counsel Carmen Hernandez by the Court's Electronic Filing System, and Notice of Filing and attached Discovery Letter (with attachments) via email and/or USAfx on July 8, 2021.

/s/ Vivien Cockburn

VIVIEN COCKBURN
Assistant United States Attorney



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 8, 2021

Pauline Bauer
c/o Carmen Hernandez, Esquire
717 D Street, NW Unit #310
Washington, D.C. 20004

Re: ***United States v. Pauline Bauer***
Case No. 21-cr-386 (TNM)

Dear Ms. Bauer:

Please find enclosed initial discovery in the above-captioned case.

I. Plea Offer

There is no plea offer at this time.

II. Discovery

Videos

- Body worn camera videos:
 - Ofc. Matthew Lapitsky (x5)
 - Ofc. Benjamin Rubin (x2)
 - Ofc. Marina Bronstein (x1)
 - Ofc. Travis Coley (x2)
 - Ofc. Robert Marsh (x1)

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.

III. Government's Discovery Requests

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 disclose prior statements of any witnesses that 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 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.

IV. Other information:

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.

Sincerely,

CHANNING D. PHILLIPS
Acting United States Attorney

/s/Vivien Cockburn
Vivien Cockburn
Assistant United States Attorney
555 4th Street, N.W.,
Washington, D.C. 20530
(202) 252-7245
Vivien.cockburn@usdoj.gov

cc: United States District Court Case File (without attachments)