

UNITED STATES DISTRICT COURT

for the

District of Columbia

United States of America
v.
Dillon Colby Herrington

Case: 1:21-mj-00465
Assigned to: Judge Meriweather, Robin M.
Assign Date: 6/7/2021
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) Dillon Colby Herrington
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. § 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 Grou;
18 U.S.C. § 1752(a)(2)(4) - Knowingly Engage in any act of Physical Violence Against any Person or Property in a Restricted Building ;
40 U.S.C. § 5104(e)(2)(F) - Willfully and Knowingly Engage in an act of Physical Violence in the Grounds of the Capitol Building ;
18 U.S.C. § 231(a)(3) - Commit or Attempt any act to Obstruct Impede or Interfere with Law Enforcement in the Lawful Performance of his Official Duties;
18 U.S.C. § 111(a)(1) - Forcibly Assault, Resist, Opposes Impede, Intimidate, or Interfere .

Date: 06/07/2021

2021.06.07 17:31:06 -04'00'
Issuing officer's signature

City and state: Washington, D.C.

Robin M. Meriweather, U.S. Magistrate Judge
Printed name and title

Return

This warrant was received on (date) 6/7/2021, and the person was arrested on (date) 6/8/2021
at (city and state) WASHINGTON; AL

Date: 6/8/2021

Arresting officer's signature
MARK SINGHATAN / SPECIAL AGENT
Printed name and title

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ALABAMA**

U.S. Post Office and Courthouse  
Office of the Clerk  
101 Holmes Avenue, N.E.  
Huntsville, Alabama 35801

**SHARON N. HARRIS**  
Clerk of Court

Telephone (256) 534-6495

June 8, 2021

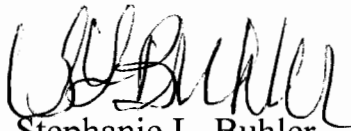
Clerk  
E. Barrett Prettyman  
United States Courthouse  
333 Constitution Avenue, N.W.  
Room 1225  
Washington, DC 20001

**RE: *United States of America v. Dillon Colby Herrington***  
ND/AL Case No. 5:21-mj-1059-HNJ  
DC Case No. 1:21-mj-00465

Dear Clerk:

Please see the attached copies of Rule 5 documents for proceedings held in the Northern District of Alabama with regard to the above-referenced matter. Please contact me at (256)551-2530 should you need anything further.

SHARON HARRIS, CLERK

By:   
Stephanie L. Buhler  
Deputy Clerk

# UNITED STATES DISTRICT COURT

for the

District of Columbia

United States of America  
v.  
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- Indictment       Superseding Indictment       Information       Superseding Information       Complaint
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This offense is briefly described as follows:

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- 40 U.S.C. § 5104(e)(2)(F) - Willfully and Knowingly Engage in an act of Physical Violence in the Grounds of the Capitol Building ;
- 18 U.S.C. § 231(a)(3) - Commit or Attempt any act to Obstruct Impede or Interfere with Law Enforcement in the Lawful Performance of his Official Duties;
- 18 U.S.C. § 111(a)(1) - Forcibly Assault, Resist, Opposes Impede, Intimidate, or Interfere .

Date: 06/07/2021

 2021.06.07  
17:31:06 -04'00'

Issuing officer's signature

City and state: Washington, D.C.

Robin M. Meriweather, U.S. Magistrate Judge

Printed name and title

### Return

This warrant was received on (date) \_\_\_\_\_, and the person was arrested on (date) \_\_\_\_\_  
at (city and state) \_\_\_\_\_.

Date: \_\_\_\_\_

Arresting officer's signature

Printed name and title

UNITED STATES DISTRICT COURT

for the

District of Columbia

United States of America

v.

Dillon Colby Herrington

DOB: XXXXXX

) Case: 1:21-mj-00465  
 ) Assigned to: Judge Meriweather, Robin M.  
 ) Assign Date: 6/7/2021  
 ) Description: COMPLAINT W/ ARREST WARRANT  
 )  
 )  
 )

Defendant(s)

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of January 6, 2021 in the county of \_\_\_\_\_ in the  
 \_\_\_\_\_ in the District of Columbia, the defendant(s) violated:

<i>Code Section</i>	<i>Offense Description</i>
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 Grou,	
18 U.S.C. § 1752(a)(2)(4) - Knowingly Engage in any act of Physical Violence Against any Person or Property in a Restricted Building ,	
40 U.S.C. § 5104(e)(2)(F) - Willfully and Knowingly Engage in an act of Physical Violence in the Grounds of the Capitol Building ,	
18 U.S.C. § 231(a)(3) - Commit or Attempt any act to Obstruct Impede or Interfere with Law Enforcement in the Lawful Performance of his Official Duties,	
18 U.S.C. § 111(a)(1) - Forcibly Assault, Resist, Opposes Impede, Intimidate, or Interfere .	

This criminal complaint is based on these facts:

See attached statement of facts.

Continued on the attached sheet.




Complainant's signature

Mark A. Singleton, Special Agent

Printed name and title

Attested to by the applicant in accordance with the requirements of Fed. R. Crim. P. 4.1  
 by telephone.

Date: 06/07/2021

 2021.06.07  
 17:31:51 -04'00'

Judge's signature

City and state: Washington, D.C.

Robin M. Meriweather, U.S. Magistrate Judge

Printed name and title

## STATEMENT OF FACTS

Your affiant, Mark A. Singleton, is a Special Agent with the Federal Bureau of Investigation (FBI) and is presently tasked with investigating criminal activity in and around the Capitol grounds. As a Special Agent, I am authorized by law or by a Government agency to engage in or supervise the prevention, detention, investigation, or prosecution of a violation of Federal criminal laws. The U.S. Capitol is secured 24 hours a day by U.S. Capitol Police. Restrictions around the U.S. Capitol include permanent and temporary security barriers and posts manned by U.S. Capitol Police. Only authorized people with appropriate identification are allowed access inside the U.S. Capitol. On January 6, 2021, the exterior plaza of the U.S. Capitol was closed to members of the public.

On January 6, 2021, a joint session of the United States Congress convened at the United States Capitol, which is located at First Street, SE, in Washington, D.C. During the joint session, elected members of the United States House of Representatives and the United States Senate were meeting in separate chambers of the United States Capitol to certify the vote count of the Electoral College of the 2020 Presidential Election, which had taken place on November 3, 2020. The joint session began at approximately 1:00 p.m. Shortly thereafter, by approximately 1:30 p.m., the House and Senate adjourned to separate chambers to resolve a particular objection. Vice President Mike Pence was present and presiding, first in the joint session, and then in the Senate chamber.

As the proceedings continued in both the House and the Senate, and with Vice President Mike Pence present and presiding over the Senate, a large crowd gathered outside the U.S. Capitol. As noted above, temporary and permanent barricades were in place around the exterior of the U.S. Capitol building, and U.S. Capitol Police were present and attempting to keep the crowd away from the Capitol building and the proceedings underway inside.

At such time, the certification proceedings still underway and the exterior doors and windows of the U.S. Capitol were locked or otherwise secured. Members of the U.S. Capitol Police attempted to maintain order and keep the crowd from entering the Capitol; however, shortly after 2:00 p.m., individuals in the crowd forced entry into the U.S. Capitol, including by breaking windows and by assaulting members of the U.S. Capitol Police, as others in the crowd encouraged and assisted those acts.

Shortly thereafter, at approximately 2:20 p.m. members of the United States House of Representatives and United States Senate, including the President of the Senate, Vice President Mike Pence, were instructed to—and did—evacuate the chambers. Accordingly, the joint session of the United States Congress was effectively suspended until shortly after 8:00 p.m. Vice President Pence remained in the United States Capitol from the time he was evacuated from the Senate Chamber until the sessions resumed.

During national news coverage of the aforementioned events, video footage which appeared to be captured on mobile devices of persons present on the scene depicted evidence of violations of local and federal law, including scores of individuals inside the U.S. Capitol building without authority to be there.



*Probable Cause Specific to Herrington*

Surveillance from the exterior and interior of the U.S. Capitol Building depicted rioters inside and outside of the building who were unauthorized to enter and/or be upon the grounds of the Capitol. While reviewing surveillance footage, law enforcement observed an individual located on the exterior grounds of the U.S. Capitol Building. The individual was attired in a camouflage pullover-style jacket with a distinguishable yellow patch on the left arm of the jacket, camouflage pants, a yellow scarf, and a red hat with the words "Make America Great Again."

Surveillance footage captured the individual on two separate occasions attempting to strike members of law enforcement with objects. The individual was captured throwing a wooden 4"x4" piece of lumber in the direction of members of law enforcement. At this time, based upon the surveillance footage reviewed, you Affiant does not believe that any member of law enforcement was struck by the wooden 4"x4" piece of lumber.

*Figure 1*



Additional surveillance captured the individual standing near a metal electrical box. While standing near the electrical box, the individual appears to have an unknown object in his hands which he appears to throw in the direction of law enforcement. While standing near the box, the individual takes hold of a metal barricade and throws the barricade in the direction of law enforcement. No member of law enforcement was struck with the metal barricade.

Figure 2

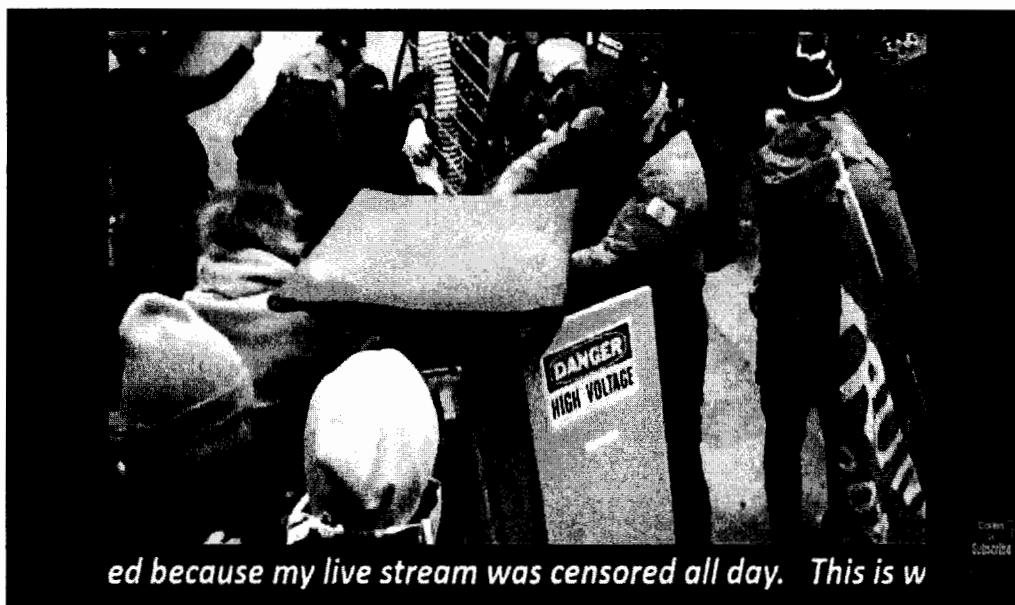


Figure 3

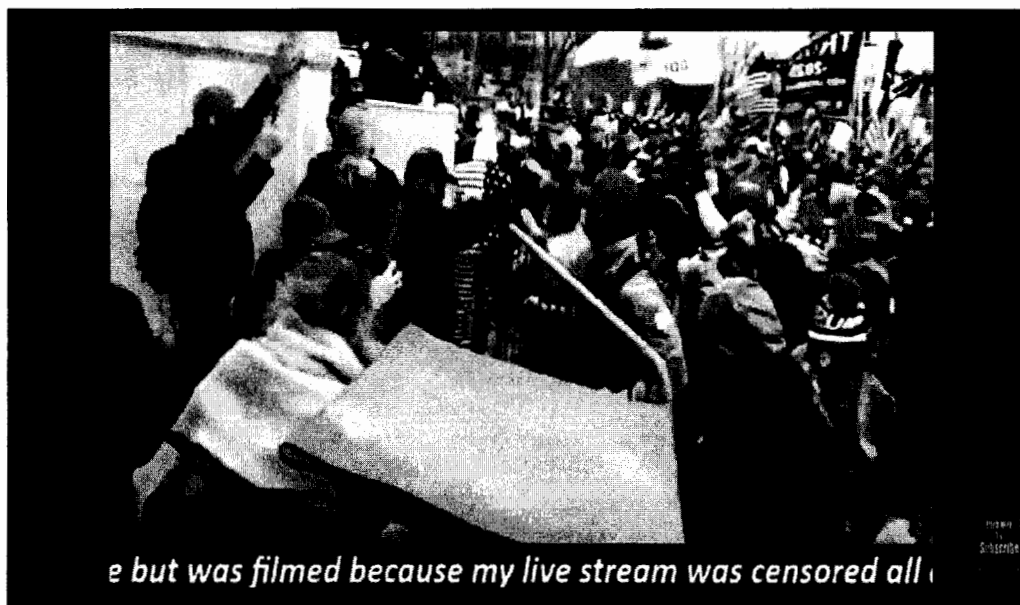
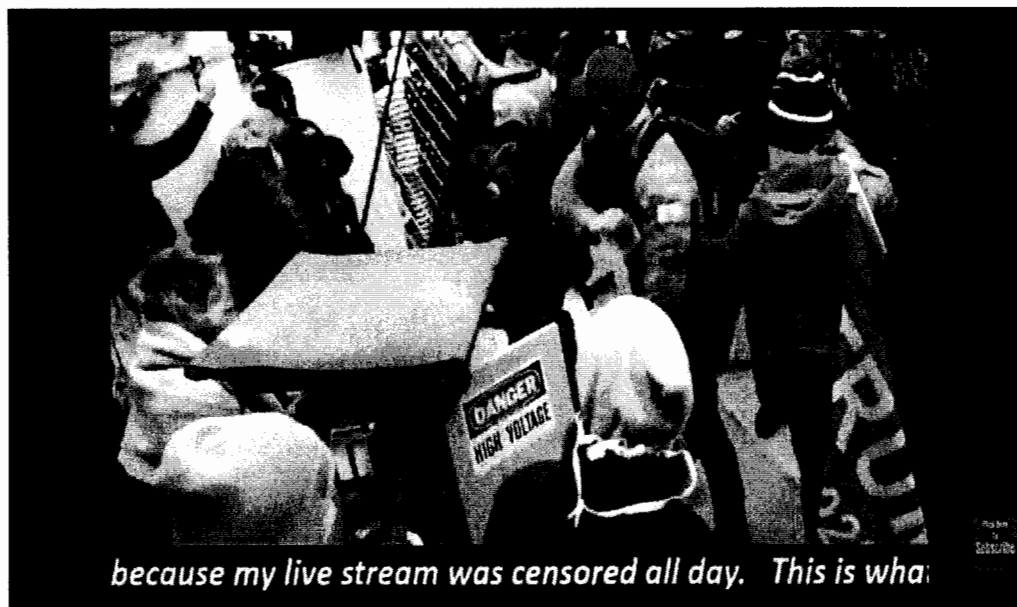
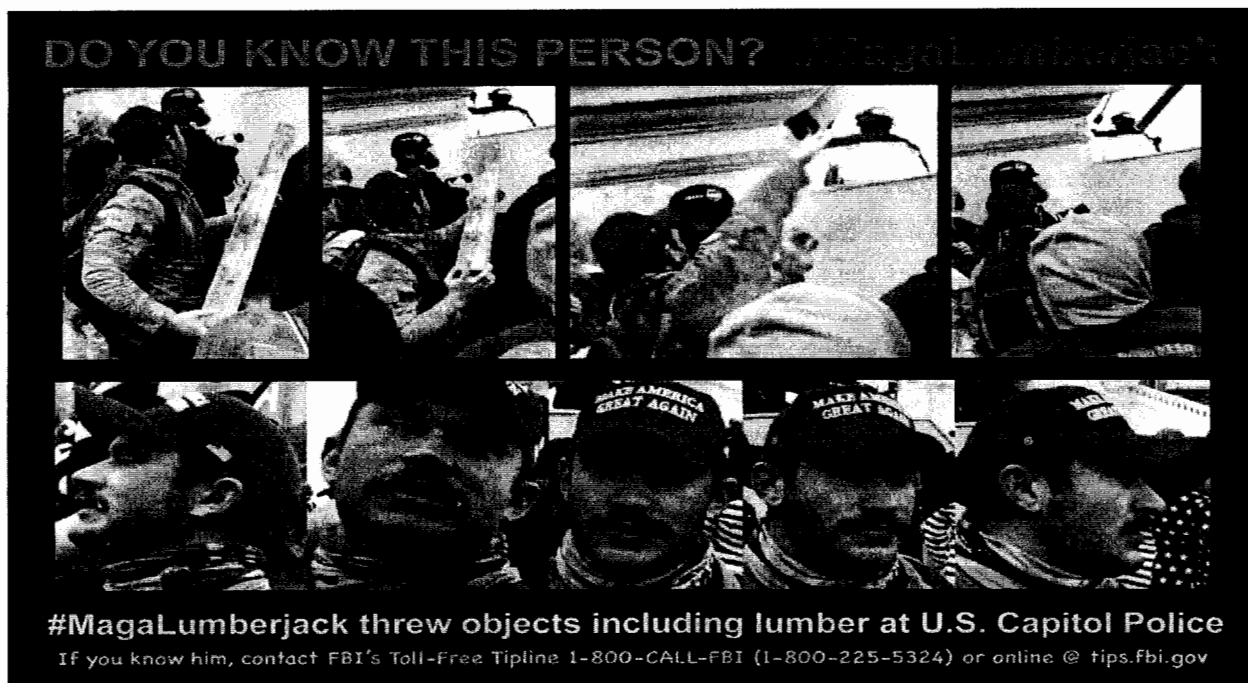


Figure 4



An FBI tip line was established for the purpose of receiving tips from the public who may have knowledge of the unidentified individual.

Figure 5





On May 6, 2021, a complainant (“Witness-1”) provided a tip to the FBI regarding his/her knowledge of the individual depicted in the photos in Figure 5. Witness-1 observed the photographs depicted in *Figure 5* and positively identified the individual as Dillon **HERRINGTON**. According to Witness-1, **HERRINGTON** lives in Madison, Alabama. Witness-1 knows **HERRINGTON** and has known **HERRINGTON** for approximately 17 years. Witness-1 is a member of law enforcement and is familiar with **HERRINGTON**. Witness-1 had no knowledge that **HERRINGTON** traveled to the District of Columbia to attend the Trump rally and did not speak with **HERRINGTON** after January 6, 2021.

Your Affiant obtained the driver’s license of an individual identified as **HERRINGTON**. The license indicated that **HERRINGTON**’s address is [REDACTED]. Upon comparing the driver’s license photograph of Dillon **HERRINGTON** to the individuals depicted in *Figures 1-5*, your Affiant has reason to believe that the person depicted in *Figures 1-5* is likely **HERRINGTON**.

Your Affiant has also determined that, at approximately 5:00 p.m. on January 6, 2021, the District of Columbia Metropolitan Police Department located and detained an individual who identified himself as Dillon **HERRINGTON** on the grounds outside of the Capitol Building. Upon observing **HERRINGTON**, officers noted that **HERRINGTON** had a knife protruding from his rear pant pocket. Concerned about the safety of the crowd and officers, D.C. officers elected to detain **HERRINGTON**. After obtaining **HERRINGTON**’s contact information, officers placed the knife in **HERRINGTON**’s backpack before escorting him off the premises.

During his detention, **HERRINGTON** provided the officers with his Alabama driver’s license, bearing license number xxxx166. **HERRINGTON** also provided his cellular telephone number, xxx-xxx-2269, and provided his address as [REDACTED]. A review of the driver’s license picture confirmed that **HERRINGTON** was in fact Dillon C. **HERRINGTON**. After collecting **HERRINGTON**’s personal contact information, officers released **HERRINGTON** because the extent of his conduct was unknown at the time. At the time of the detention, the officers were not aware of the assaults described above. Body worn camera captured from the camera of a D.C. Metropolitan Officer captured **HERRINGTON** providing the officer with his personal identifying information including his name, address, and date of birth. Your Affiant has compared the facial features, body build, and clothing of the individual in *Figures 1-5*, and they closely match **HERRINGTON**’s appearance in the BWC footage, as shown in *Figure 6*. **HERRINGTON** is observed wearing a military-style camouflage jacket with a yellow patch, a multi-colored scarf, and a red “Make America Great Again” hat. **HERRINGTON** was also in possession of a blue backpack.

Your Affiant has reviewed cellular telephone records obtained during this investigation. As such, your Affiant believes that **HERRINGTON** was in fact on the grounds of the U.S. Capitol Building, although he did not enter the U.S. Capitol Building.

Figure 6



At no time was **HERRINGTON** authorized to be inside the U.S. Capitol complex.

Based on the foregoing, your affiant submits that there is probable cause to believe that **HERRINGTON** violated 18 U.S.C. § 1752(a)(1), (2), and (4), which makes it a crime to (1) knowingly enter or remain in any restricted building or grounds without lawful authority to do; (2) knowingly, and with intent to impede or disrupt the orderly conduct of Government business or official functions, engage in disorderly or disruptive conduct in, or within such proximity to, any restricted building or grounds when, or so that, such conduct, in fact, impedes or disrupts the orderly conduct of Government business or official functions; and (4) knowingly engage in any act of physical violence against any person or property in any restricted building or grounds, or to attempt or conspire to do any of the foregoing. For purposes of Section 1752 of Title 18, a “restricted building” includes a posted, cordoned off, or otherwise restricted area of a building or grounds where the President or other person protected by the Secret Service, including the Vice President, is or will be temporarily visiting; or any building or grounds so restricted in conjunction with an event designated as a special event of national significance.

Your affiant submits there is also probable cause to believe that **HERRINGTON** violated 40 U.S.C. § 5104(e)(2)(F), which makes it a crime to willfully and knowingly engage in an act of physical violence in the Grounds or any of the Capitol Buildings.

Your affiant submits there is probable cause to believe that **HERRINGTON** violated 18 U.S.C. § 231(a)(3), which makes it unlawful to commit or attempt to commit any act to obstruct, impede, or interfere with any fireman or law enforcement officer lawfully engaged in the lawful performance of his official duties incident to and during the commission of a civil disorder which in any way or degree obstructs, delays, or adversely affects commerce or the movement of any article or commodity in commerce or the conduct or performance of any federally protected function. For purposes of Section 231 of Title 18, a federally protected function means any function, operation, or action carried out, under the laws of the United States, by any department, agency, or instrumentality of the United States or by an officer or employee thereof. This includes the Joint Session of Congress where the Senate and House count Electoral College votes.


Finally, your affiant submits there is probable cause to believe that **HERRINGTON** violated 18 U.S.C. § 111(a)(1), which makes it crime to forcibly assault, resist, opposes impede, intimidate, or interfere with any person designated in section 1114 of Title 18 while engaged in or on account of the performance of official duties. For purposes of Section 1114 of Title 18, a designated person means any officer or employee of the United States while engaged in the performance of official duties, or any person assisting such an officer or employee in the performance of such duties.



---

Mark A. Singleton  
Special Agent  
Federal Bureau of Investigation

Attested to by the applicant in accordance with the requirements of Fed. R. Crim. P. 4.1  
by telephone, this 7th day of June 2021.



2021.06.07  
17:34:36 -04'00'

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ROBIN M. MERIWEATHER  
U.S. MAGISTRATE JUDGE

UNITED STATES DISTRICT COURT

for the

Northern District of Alabama

United States of America

v.

Dillon Colby Herrington

Defendant

Case No. 5:21-mj-1059-HNJ

Charging District's Case No. 1:21-mj-00465

WAIVER OF RULE 5 & 5.1 HEARINGS  
(Complaint or Indictment)

I understand that I have been charged in another district, the (name of other court) District of Columbia

I have been informed of the charges and of my rights to:

- (1) retain counsel or request the assignment of counsel if I am unable to retain counsel;
- (2) an identity hearing to determine whether I am the person named in the charges;
- (3) production of the warrant, a certified copy of the warrant, or a reliable electronic copy of either;
- (4) a preliminary hearing to determine whether there is probable cause to believe that an offense has been committed, to be held within 14 days of my first appearance if I am in custody and 21 days otherwise, unless I have been indicted beforehand.
- (5) a hearing on any motion by the government for detention;
- (6) request a transfer of the proceedings to this district under Fed. R. Crim. P. 20, to plead guilty.

I agree to waive my right(s) to:

- an identity hearing and production of the warrant.
- a preliminary hearing.
- a detention hearing.
- an identity hearing, production of the judgment, warrant, and warrant application, and any preliminary or detention hearing to which I may be entitled in this district. I request that my  preliminary hearing and/or  detention hearing be held in the prosecuting district, at a time set by that court.

I consent to the issuance of an order requiring my appearance in the prosecuting district where the charges are pending against me.

Date: 6/7/2021

[Handwritten signature of Dillon Colby Herrington]

Defendant's signature

[Handwritten signature of Alex Darby]

Signature of defendant's attorney

Alex Darby

Printed name of defendant's attorney

(07/20)

**ORDER SETTING CONDITIONS OF RELEASE  
NORTHERN DISTRICT OF ALABAMA**

It is ORDERED that the defendant's release in this case is subject to the following Standard Terms and Conditions of Release:

- (1) You must not commit any federal, state, or local crime.
- (2) You must maintain your current residence and advise your supervising officer before making any change in address or telephone number.
- (3) You must appear at all proceedings as required and, if convicted, must surrender for service of any sentence the court may impose.
- (4) You must report to your supervising officer as instructed, and you must answer truthfully all questions asked by that officer. You also must allow your supervising officer to visit you at any time at your home or elsewhere, and you must permit your supervising officer to take any items prohibited by the terms of your release that he or she observes in plain view during a visit.
- (5) You must not contact, intimidate, or threaten any witness, victim, juror, informant, criminal investigator, or officer of the court.
- (6) If you are arrested, questioned, or stopped by a law enforcement officer, you must report this contact to your supervising officer as soon as possible.
- (7) You must cooperate in the collection of a DNA sample if it is authorized by 42 U.S.C. § 14135a.
- (8) You must not own, possess, or have access to any firearm, ammunition, dangerous weapon, or destructive device, and you consent for the United States Marshals Service or the United States Probation Office to search your person, car, or home at any time for weapons or ammunition.
- (9) You must not use, possess, or be around any unlawful controlled substances or the paraphernalia associated with the use of controlled substances. You may possess and use only prescription medication lawfully prescribed by a licensed medical practitioner. If directed by your supervising officer, you must submit to testing or urinalysis to determine whether you have used or consumed any unlawful or unprescribed substances. If deemed appropriate by your supervising officer, you must participate in drug abuse or alcohol abuse treatment programs, including evaluation, therapy, and residential programs as directed by your supervising officer.



In addition to the Standard Terms and Conditions of Release, it is ORDERED that the defendant's release in this case is subject to the following Special Terms and Conditions of Release:

(10) You are released to the third-party custody of:

Name of person(s): \_\_\_\_\_  
Address: \_\_\_\_\_  
City and State: \_\_\_\_\_  
Telephone Number: \_\_\_\_\_

who agrees (a) to supervise the defendant in accordance with all conditions of release, (b) to use every effort to assure your appearance at all court proceedings, and (c) to notify the court immediately in the event the defendant violates any conditions of release or disappears.

Signature of Third-Party Custodian: \_\_\_\_\_  
Date: \_\_\_\_\_

(11) You must submit to an electronic location monitoring program with the appropriate technology and equipment to be determined by U.S. Probation Office, and you must comply with all program requirements as instructed by your supervising officer.

- You must pay all costs of the program;
- You must pay \$\_\_\_\_\_ per week of the cost of the program; or
- You are not required to pay the cost of the program.

(12) You must comply with the following restrictions:

(a) **curfew**, which means that you must remain at your residence between the hours of \_\_\_\_\_ and \_\_\_\_\_, except that you may handle personal matters from \_\_\_\_\_ to \_\_\_\_\_. The curfew schedule may be modified at the discretion of the probation officer.

(b) **home detention**, which means that you must remain at your residence at all times, except for activities pre-approved by your supervising officer as follows:

\_\_\_\_\_  
\_\_\_\_\_

(c) **home incarceration**, which means that you must remain at your residence at all times except for activities pre-approved by the Court.

(13) You must abide by the following travel restrictions: your travel is restricted to the Northern District of Alabama unless prior approval is given by the United States Probation Officer. You are not allowed to travel outside the continental United States without court approval.

(14) You must surrender your passport if you have one, and you must not obtain a new passport or any other international travel document.

- (15) You must actively seek employment or maintain employment, unless excused by your supervising officer for school, medical or other reasons.
- (16) You must maintain or commence an educational program.
- (17) You must avoid all contact with the following persons/places: you shall stay away from the District of Columbia, unless required to be there for court, meetings with counsel, or to report to the pretrial services agency.
- (18) You must refrain from the  use or excessive use of alcohol and submit to testing to determine whether you have used alcohol.
- (19) You must submit to medical or psychiatric treatment and/or counseling as follows: you must participate in mental health treatment/counseling as directed by the United States Probation Office.
- (20) You must not have unsupervised contact with anyone under 18 years of age.
- (21) You must not use a computer or any other electronic device capable of accessing the internet, and you consent for the United States Marshals Service or the United States Probation Office to search your person, car, or home at any time for electronic devices, to seize any device found, and to provide the device to any appropriate law enforcement agency.
- (22) You may not obtain any new lines of credit, including loans, credit cards, etc., without the permission of your supervising officer.
- (23) You must comply with the following additional conditions:

### NOTICE TO THE DEFENDANT

**If you violate any of your conditions of release, the court may immediately issue a warrant for your arrest, revoke your release, and order you to be detained pending trial, as provided in 18 U.S.C. § 3148, and you could be prosecuted for contempt as provided in 18 U.S.C. § 401, which could result in a term of imprisonment or a fine.**

If you commit any new offense while on pretrial release, upon conviction this new offense may result in an additional sentence to a term of imprisonment of not less than two years nor more than ten years if the offense is a felony, or a term of imprisonment of not less than ninety days nor more than one year if the offense is a misdemeanor. This sentence shall be consecutive to any other sentence and must be imposed in addition to the sentence received for the offense itself.

18 U.S.C. § 1503 makes it a criminal offense punishable by up to five years in jail and a \$250,000 fine to intimidate or attempt to intimidate a witness, juror, or officer of the court; 18 U.S.C. § 1510 makes it a criminal offense punishable by up to five years in jail and a \$250,000 fine to obstruct a criminal investigation; 18 U.S.C. § 1512 makes it a criminal offense punishable by up to ten years in prison a \$250,000 fine to tamper with a witness, victim or informant; and 18 U.S.C. § 1513 makes it a criminal offense punishable by up to ten years in jail and a \$250,000 fine to retaliate against a witness, victim, or informant, or threaten or attempt to do so.

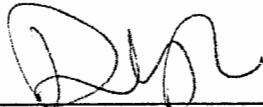
It is a criminal offense under 18 U.S.C. § 3146 if you knowingly fail to appear as required by the conditions of release, or you fail to surrender to serve any sentence pursuant to a court order. If you were released in connection with a charge of, or while awaiting sentence, surrender for the service of a sentence, or appeal or certiorari after conviction, for:

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

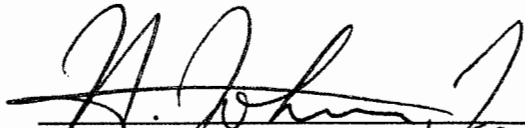
A term of imprisonment imposed for failure to appear or surrender shall be consecutive to the sentence of imprisonment for any other offense. In addition, a failure to appear or surrender may result in the forfeiture of any bail posted.

### ACKNOWLEDGMENT OF THE DEFENDANT

I acknowledge that I am the defendant in this case and that I am aware of and understand the conditions of release. I promise to obey the conditions of release, to appear as directed, and to surrender to serve any sentence imposed. I am aware of the penalties and sanctions set forth above. I understand that by signing this document I am consenting to the search(es) described above.

  
\_\_\_\_\_  
Defendant's Signature

Signed and acknowledged before me this 8<sup>th</sup> day of June, 2021.

  
\_\_\_\_\_  
Herman N. Johnson, Jr.  
United States Magistrate Judge

AO 467 (Rev. 01/09) Order Requiring a Defendant to Appear in the District Where Charges are Pending and Transferring Bail

**UNITED STATES DISTRICT COURT**  
for the  
Northern District of Alabama

United States of America  
v.

Dillon Colby Herrington  
*Defendant*

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)  
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Case No. 5:21-mj-1059-HNJ

Charging District: District of Columbia

Charging District's Case No. 1:21-mj-00465

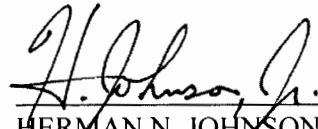
**ORDER REQUIRING A DEFENDANT TO APPEAR IN THE DISTRICT  
WHERE CHARGES ARE PENDING AND TRANSFERRING BAIL**

After a hearing in this court, the defendant is released from custody and ordered to appear in the district court where the charges are pending to answer those charges. If the time to appear in that court has not yet been set, the defendant must appear when notified to do so. Otherwise, the time and place to appear in that court are:

Place: <b>Via Zoom (call-in information to be provided)</b>	Courtroom No.:
	Date and Time: Friday, June 11, 2021 at 1:00 p.m. EST

The clerk is ordered to transfer any bail deposited in the registry of this court to the clerk of the court where the charges are pending (if applicable).

**DONE** this 8<sup>th</sup> day of June, 2021.

  
\_\_\_\_\_  
HERMAN N. JOHNSON, JR.  
UNITED STATES MAGISTRATE JUDGE

**U.S. District Court  
Northern District of Alabama (Northeastern)  
CRIMINAL DOCKET FOR CASE #: 5:21-mj-01059-HNJ All Defendants  
Internal Use Only**

Case title: USA v. Herrington  
Other court case number: 1:21-mj-465 District of Columbia

Date Filed: 06/08/2021

Assigned to: Magistrate Judge  
Herman N Johnson, Jr

**Defendant (1)**

**Dillon Colby Herrington**

represented by **Kevin L Butler**  
FEDERAL PUBLIC DEFENDER  
Northern District of Alabama  
505 20th Street North, Suite 1425  
Birmingham, AL 35203  
205-208-7170  
Email: [ALNFD\\_Notice@fd.org](mailto:ALNFD_Notice@fd.org)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**  
*Designation: Public Defender or Community  
Defender Appointment*

**Pending Counts**

None

**Disposition**

**Highest Offense Level  
(Opening)**

None

**Terminated Counts**

None

**Disposition**

**Highest Offense Level  
(Terminated)**

None

**Complaints**

18:1752.P

**Disposition**

**Plaintiff**

USA

represented by **Prim F. Escalona, US Attorney**  
US ATTORNEY'S OFFICE  
1801 4th Avenue North  
Birmingham, AL 35203-2101  
244-2001  
Email: [Caseview.ecf@usdoj.gov](mailto:Caseview.ecf@usdoj.gov)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**  
*Designation: Retained*



TRUE COPY:

By: *Kevin L Butler*

**US Probation**  
UNITED STATES PROBATION OFFICE



Robert Vance Bldg.  
 1800 5th Avenue North  
 Birmingham, AL 35203  
 716-2900  
 Email: [alnpdb\\_cmecf@alnp.uscourts.gov](mailto:alnpdb_cmecf@alnp.uscourts.gov)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**  
*Designation: Retained*

**USM**  
 UNITED STATES MARSHAL  
 Hugo Black Courthouse, Room 240  
 1729 5th Avenue North  
 Birmingham, AL 35203  
 205-731-1712  
 Email: [usms-aln-courts@usdoj.gov](mailto:usms-aln-courts@usdoj.gov)  
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**Davis A Barlow**  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**  
*Designation: Retained*

Date Filed	#	Docket Text
06/08/2021		Arrest (Rule 40) of Dillon Colby Herrington (SHB, ) (Entered: 06/08/2021)
06/08/2021	<u>1</u>	RULE 40 WARRANT & COMPLAINT from District of DC as to Dillon Colby Herrington (SHB, ) (Entered: 06/08/2021)
06/08/2021	<u>2</u>	Sealed Document – Financial Affidavit of Dillon Colby Herrington (SHB, ) (Entered: 06/08/2021)
06/08/2021		Minute Entry for proceedings held before Magistrate Judge Herman N Johnson, Jr: Initial Appearance in Rule 5(c)(3) Proceedings as to Dillon Colby Herrington held on 6/8/2021; dft deemed eligible for court appt counsel; Alex Darby present for dft on behalf of FPD; Davis Barlow present for govt; USPO Stuart present; charges and rights explained; dft wvd identity and prelim hrg; govt addressed Rule 5(f) obligations w/ govt as well as Rule 20 information w/ dft – acknowledgement of same; govt does not seek detention; dft released on \$10,000 u/s bond w/ conditions more set out; dft shall appear before court in charging district via VTC on 6/11/21 at 1:00 EST; hrg adj (Court Reporter Christina Decker.) (SHB, ) (Entered: 06/08/2021)
06/08/2021	<u>3</u>	WAIVER of Rule 40 Hearings by Dillon Colby Herrington (SHB, ) (Entered: 06/08/2021)
06/08/2021	<u>4</u>	Unsecured Bond Entered as to Dillon Colby Herrington in amount of \$10,000.00 with order setting conditions attached. (SHB, ) (SHB, ). (Entered: 06/08/2021)
06/08/2021	<u>5</u>	ORDER REQUIRING A DEFENDANT TO APPEAR WHERE CHARGES ARE PENDING as to Dillon Colby Herrington. Signed by Magistrate Judge Herman N Johnson, Jr on 6/8/21. (SHB, ) (Entered: 06/08/2021)