

AO 442 (Rev. 11/11) Arrest Warrant

UNITED STATES DISTRICT COURT

for the
District of Columbia

United States of America
v.
Mitchell Paul Vukich

Case: 1:21-mj-00476
Assigned To : Harvey, G. Michael
Assign. Date : 6/14/2021
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) Mitchell Paul Vukich
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 Grounds;
18 U.S.C. § 641 - Theft of Government Money, Property, or Records;
40 U.S.C. § 5104(e)(2)(D) - Disorderly Conduct on Capitol Grounds;
40 U.S.C. § 5104(e)(2)(G) - Parading, Demonstrating, or Picketing in a Capitol Building.

Date: 06/21/2021

Digitally signed by G. Michael Harvey
Date: 2021.06.21 10:42:06 -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) 6/21/2021, and the person was arrested on (date) 6/23/2021
at (city and state) Pittsburgh, PA

Date: 6/23/21

Arresting officer's signature

SA Ryan Alexander
Printed name and title

RECORD OF MAGISTRATE'S PROCEEDINGS

UNITED STATES OF AMERICA

MAGISTRATE'S DOCKET #

2:21-mj-1340-CRE-1

vs

DATE OF COMPLAINT

District of Columbia 1:21-mj-476

MITCHELL VUKICH

CRIMINAL DOCKET NUMBER

DATE OF INDICTMENT

STATUTE:

DATE ARRESTED: 6/23/2021

INITIAL APPEARANCE

Before	<input type="checkbox"/>	LENIHAN	<input checked="" type="checkbox"/>	EDDY	Date:	6/23/2021	C.D. Index	_____
Magistrate	<input type="checkbox"/>	DODGE	<input type="checkbox"/>	LANZILLO	Time:	2:44 pm – 2:54 pm	Tape Index:	_____
	<input type="checkbox"/>	KELLY	<input type="checkbox"/>	PESTO				

U. S. ATTORNEY SOO SONG

1. RIGHTS EXPLAINED

2. COMPLAINT/INDICTMENT/INFORMATION:

Read Summarized Reading waived
 Defendant provided with a copy of the charges
 Defendant to be provided with a copy of the charges as soon as possible

3. ACT & PENALTIES

Read Summarized Reading waived

4. COUNSEL

Defendant requested appointment Defendant waived appointment
 Defendant represented by: THOMAS LIVINGSTON
 Defendant expects to retain: _____
 Affidavit executed.
 Not Qualified Qualified with possible requirement for partial or full payment
 Federal Public Defender appointed
 CJA Panel Attorney _____ appointed

5. BAIL

Recommended Bond: \$10,000 Unsecured
 Bond Set at: \$10,000 Unsecured
 By Consent Additional Conditions Imposed: .See Conditions of Release
 By Magistrate _____
 Bond Posted _____
 Temporary Commitment issued Final Commitment issued
 Bond Review Hearing Set For: _____
 Detention Hearing Set For: _____

6. PRELIMINARY EXAMINATION/RULE 40 HEARING/ARRAIGNMENT

Preliminary Exam/Arraignment: _____ Before Magistrate Judge _____

ADDITIONAL COMMENTS:

Government made uncontested motion to extend the speedy trial act and time to seek indictment. Written Order will follow.

Initial Appearance in United States District Court for District of Columbia. scheduled for June 29, 2021 at 1:00 p.m. via Zoom video

UNITED STATES DISTRICT COURT

for the

Western District of Pennsylvania

United States of America

v.

MITCHELL VUKICH

Defendant

Case No. 2:21-mj-1340-CRE-1

Charging District's Case No. 1:21-mj-476

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) United States District Court for the 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:

- [X] an identity hearing and production of the warrant.
[] a preliminary hearing.
[] a detention hearing.
[X] 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 [X] 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: 6/23/2021

S/Mitchell Vukich by Thomas Livingston

Defendant's signature

S/Thomas Livingston

Signature of defendant's attorney

Thomas Livingston

Printed name of defendant's attorney

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA

Plaintiff,

vs.

MITCHELL VUKICH

Defendant.

)
)
)
)
)
)
)
)
)
)
)

Case No. 2:21-mj-1340-CRE-1

ORDER

The United States is obligated, pursuant to *Brady v. Maryland*, 373 U.S. 83 (1963), *Giglio v. United States*, 405 U.S. 150 (1972), and subsequent cases, to timely disclose information favorable to the defense as to criminal liability on the charged offense(s) or mitigation of any punishment that may be imposed. Such favorable information includes information that may cast doubt on the credibility of government witnesses. Possible consequences for violating this order include exclusion of evidence, dismissal of charges, contempt proceedings, disciplinary referral, and any other relief authorized by law.

Dated: 6/23/21

BY THE COURT:

s/Cynthia Reed Eddy

Chief United States Magistrate Judge

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA)	
)	
v.)	CRIM. NO. 2:21-mj-1340-CRE-1
)	
MITCHELL VUKICH)	
)	

ORDER REGARDING USE OF VIDEO CONFERENCING/TELECONFERENCING

In accordance with Administrative Order 20-mc-466, this Court finds:

 X That the Defendant (or the Juvenile) has consented to the use of video teleconferencing/teleconferencing to conduct the proceeding(s) held today, after consultation with counsel; and

The proceeding(s) held on this date may be conducted by:

 X Video Teleconferencing

 Teleconferencing, because video teleconferencing is not reasonably available for the following reason:

 The Defendant (or the Juvenile) is detained at a facility lacking video teleconferencing capability.

 Other:

Date: 6/23/21

s/Cynthia Reed Eddy

Chief United States District Judge

UNITED STATES DISTRICT COURT

for the

Western District of Pennsylvania

United States of America)

v.)

MITCHELL VUKICH)

Case No. 2:21-mj-1340-CRE-1

Defendant)

APPEARANCE BOND

Defendant's Agreement

I, Mitchell Vukich (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:

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

Type of Bond

- () (1) This is a personal recognizance bond.
(X) (2) This is an unsecured bond of \$ 10,000.00 .
() (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: 06/23/2021

S/Mitchell Vukich by Thomas Livingston

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

CLERK OF COURT

Date: 06/23/2021

s/Catherine Curtis

Signature of Clerk or Deputy Clerk

Approved.

Date: 06/23/2021

s/Cynthia Reed Eddy

Judge's signature

Print

Save As...

Add Attachment

Reset

UNITED STATES DISTRICT COURT
for the
Western District of Pennsylvania

United States of America

v.

Mitchell Vukich

Defendant

)
)
)
)
)

Case No. 2:21-01340M-001

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: 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 U.S. Pretrial Services _____, telephone number (412) 395-6907, no later than _____.
 - (b) continue or actively seek employment.
 - (c) continue or start an education program.
 - (d) surrender any passport to: U.S. Pretrial Services _____
 - (e) not obtain a passport or other international travel document.
 - (f) abide by the following restrictions on personal association, residence, or travel: Travel is restricted to the Western District of Pennsylvania and the District of Columbia for Court purposes.
 - (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) Stay away from Washington, D.C. except for Court, pretrial or consultation with attorney
- (u) Call Pretrial Services once per week.

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.

S/Mitchell Vukich by Thomas Livingston

Defendant's Signature

Pittsburgh Pennsylvania

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: 6/23/2021

s/Cynthia Reed Eddy

Judicial Officer's Signature

Cynthia Reed Eddy, Chief United States Magistrate Judge

Printed name and title

DISTRIBUTION: COURT DEFENDANT PRETRIAL SERVICE U.S. ATTORNEY U.S. MARSHAL

Print

Save As...

Reset

BOND

U.S. District Court
Western District of Pennsylvania (Pittsburgh)
CRIMINAL DOCKET FOR CASE #: 2:21-mj-01340-CRE-1
Internal Use Only

Case title: USA v. VUKICH

Date Filed: 06/23/2021

Assigned to: Magistrate Judge Cynthia
Reed Eddy

Defendant (1)**MITCHELL VUKICH**

represented by **Thomas Livingston**
Federal Public Defender's Office
1001 Liberty Avenue
1500 Liberty Center
Pittsburgh, PA 15222-3716
(412) 644-6565
Email: Thomas_Livingston@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


None

Disposition**Plaintiff**

USA

represented by **Soo C. Song**
 United States Attorney's Office
 700 Grant Street
 Suite 4000
 Pittsburgh, PA 15219
 (412) 644-3500
 Email: soo.song@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: US Govt Atty

Date Filed	#	Docket Text
06/23/2021	1	NOTICE of Out of District Arrest by USA as to MITCHELL VUKICH (Attachments: # 1 District of Columbia Complaint, # 2 Affidavit in Support of Complaint)(Song, Soo) (Entered: 06/23/2021)
06/23/2021	2	ORDER as to MITCHELL VUKICH : Initial Appearance - Rule 40 set for 6/23/2021 at 02:30 PM by Video Conference before Chief Magistrate Judge Cynthia Reed Eddy. Signed by Chief Magistrate Judge Cynthia Reed Eddy on 6/23/2021. Text-only entry; no PDF document will issue. This text-only entry constitutes the Order of the Court or Notice on the matter. (cmc) (Entered: 06/23/2021)
06/23/2021		Duty Magistrate Judge assigned to case. If a sealed mj case was opened, sealed access rights have been granted. (ijh) (Entered: 06/23/2021)
06/23/2021	3	Order Regarding Use of Video Conferencing/Teleconferencing as to MITCHELL VUKICH. In accordance with Administrative Order 2:20-mc-466, Defendant consents to proceeding by video conferencing/teleconferencing as more fully stated in said Order. Signed by Chief Magistrate Judge Cynthia Reed Eddy on 6/23/2021. (cmc) (Entered: 06/23/2021)
06/23/2021	4	Order Pursuant to the Due Process Protections Act, Pub. L. No. 116-182, 134 Stat. 894 (Oct. 21, 2020) (amending Fed. R. Crim. Pro. 5) as to MITCHELL VUKICH. Signed by Chief Magistrate Judge Cynthia Reed Eddy on 6/23/2021. (cmc) (Entered: 06/23/2021)
06/23/2021	5	Unsecured Bond Entered as to MITCHELL VUKICH in amount of \$10,000.00. (cmc) (Entered: 06/23/2021)
06/23/2021	6	ORDER Setting Conditions of Release as to MITCHELL VUKICH. Signed by Chief Magistrate Judge Cynthia Reed Eddy on 6/23/2021. (cmc) (Entered: 06/23/2021)
06/23/2021	7	WAIVER of Rule 5(c)(3) Hearing by MITCHELL VUKICH. (cmc) (Entered: 06/23/2021)
06/23/2021	8	Minute Entry for proceedings held before Chief Magistrate Judge Cynthia Reed Eddy: Initial Appearance in Rule 5(c)(3) Proceedings as to MITCHELL VUKICH held on 6/23/2021. Appearance entered by Thomas Livingston for MITCHELL VUKICH on behalf of defendant. (Court Reporter: none) (cmc) (Entered: 06/23/2021)

06/23/2021	9	Proposed Order (<i>Consent</i>) Regarding <i>Speedy Trial</i> by USA (Song, Soo) (Entered: 06/23/2021)
06/24/2021	 10	CJA 23 Financial Affidavit by MITCHELL VUKICH. (cmc) (Entered: 06/24/2021)