

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

UNITED STATES OF AMERICA	:
	:
v.	: MAGISTRATE NO. 21-MJ-233 (RMM)
	:
CLAYTON MULLINS,	:
Defendant.	:

MOTION FOR TRANSPORT ORDER

The United States of America, by and through the undersigned Assistant United States Attorney, respectfully requests that this Court enter an Order directing the United States Marshals Service to transport defendant Clayton Mullins from the Western District of Kentucky to the District of Columbia for further proceedings on the Complaint filed against him, charging the defendant with Obstruction of Law Enforcement During Civil Disorder, in violation of 18 U.S.C. § 231(a)(3), Assaulting, Resisting, or Impeding Certain Officers or Employees, in violation of 18 U.S.C. § 111(a)(1), Knowingly Entering or Remaining in any Restricted Building or Ground, in violation of 18 U.S.C. § 1752(a)(1), Disorderly and Disruptive Conduct in any Restricted Building or Ground, in violation of 18 U.S.C. § 1752(a)(2), Engaging in Physical Violence any Restricted Building or Ground, in violation of 18 U.S.C. § 1752(a)(4), and Violent Entry and Disorderly Conduct on Capitol Grounds, in violation of 40 U.S.C. § 5104(e)(2)(F).. In support of its motion, the United States states as follows:

1. On February 23, 2021, the defendant, Clayton Ray Mullins, was arrested in his home state of Kentucky on an arrest warrant issued out of the United States District Court for the District of Columbia by Magistrate Judge Robin M. Meriweather in connection with a Criminal Complaint charging the defendant with Obstruction of

Law Enforcement During Civil Disorder, in violation of 18 U.S.C. § 231(a)(3), Assaulting, Resisting, or Impeding Certain Officers or Employees, in violation of 18 U.S.C. § 111(a)(1), Knowingly Entering or Remaining in any Restricted Building or Ground, in violation of 18 U.S.C. § 1752(a)(1), Disorderly and Disruptive Conduct in any Restricted Building or Ground, in violation of 18 U.S.C. § 1752(a)(2), Engaging in Physical Violence any Restricted Building or Ground, in violation of 18 U.S.C. § 1752(a)(4), and Violent Entry and Disorderly Conduct on Capitol Grounds, in violation of 40 U.S.C. § 5104(e)(2)(F).

2. Defendant Mullins made his initial appearance on February 25, 2021 in front of a magistrate judge in the Western District of Kentucky. At his initial appearance, the government made a motion to detain the defendant without bond pending trial pursuant to 18 U.S.C. § 3142(f)(2).
3. The presiding Magistrate Judge denied the government's detention motion and released the Defendant pursuant to certain conditions.
4. An Assistant United States Attorney for the Western District of Kentucky orally moved to stay the defendant's release pending an appeal by the government. The magistrate judge denied that request, and absent further action, the release will be effectuated at approximately 4:30 p.m. CST on March 2, 2021.
5. The United States filed in this Court an Emergency Motion to Review the Court's Release Order on March 1, 2021.
6. In order to resolve the pending motion to review the release determination made by the Magistrate Judge in the Western District of Kentucky, and to conduct further proceedings in this matter, the defendant, who remains temporarily detained, needs

to be transported to the District of Columbia by the United States Marshals Service.

Accordingly, the United States moves this Court to issue an Order directing the United States Marshals Service to transport defendant Clayton Mullins forthwith to the District of Columbia for further proceedings.

Respectfully submitted,

Michael R. Sherwin
Acting United States Attorney
New York Bar No. 4444188

/s/ Colleen D. Kukowski
Colleen D. Kukowski
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CERTIFICATE OF SERVICE

I certify that a copy of the Government's Motion for Pretrial Detention was served on all counsel of record via the Court's electronic filing service.

/s/ Colleen D. Kukowski
COLLEEN D. KUKOWSKI
Assistant United States Attorney

Date: March 1, 2021

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CLAYTON MULLINS,	:	
Defendant.	:	

TRANSPORT ORDER

Having considered the United States' Motion to have the defendant Clayton Ray Mullins transported from the Western District of Kentucky to the District of Columbia for further proceedings on the Complaint filed against him, it is hereby **ORDERED**

That the United States Marshals Service transport the defendant forthwith from the Western District of Kentucky to the District of Columbia for further proceedings in this matter.

DATE:

BERYL A. HOWELL
CHIEF JUDGE, UNITED STATES DISTRICT
COURT FOR THE DISTRICT OF COLUMBIA