

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA

v.

PATRICK MONTGOMERY and  
BRADY KNOWLTON,

*Defendants*

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Case No. 21-CR-00046-RDM

DEFENDANTS' JOINT RESPONSE TO  
GOVERNMENT'S MOTION FOR LEAVE TO FILE SUPPLEMENTAL BRIEF  
FILED IN ANOTHER CAPITOL BREACH CASE

TO THE HONORABLE RANDOLPH D. MOSS, UNITED STATES DISTRICT  
JUDGE FOR THE DISTRICT OF COLUMBIA:

PATRICK MONTGOMERY and BRADY KNOWLTON, the Defendants in the above styled and numbered cause, by and through their respective, undersigned counsel, submit the following response to the Government's Motion for Leave to File Supplemental Brief Filed in Another Capitol Breach Case filed with this Court on November 23, 2021. (Doc. No. 72).

In its Motion for Leave, the Government submitted as an attachment its supplemental brief filed in *United States v. Nordean et al*, 21-CR-175-TJK, discussing similar issues raised by the Defendants here in their Motion to Dismiss Count Ten of the Indictment and sought leave to file that brief "on the docket in this case." *Id.*

In response to that filing, the Defendants seek leave to file the response filed by Defendant Ethan Nordean in response to the Government's filing in that case here

and adopt the arguments and authority submitted in Parts I, II, and III of that response to supplement those previously submitted to this Court in support of their Motion to Dismiss Count Ten of the Indictment.

WHEREFORE, PREMISES CONSIDERED, the Defendants respectfully request this Honorable Court grant Defendants leave to submit the attached response filed by Defendant Ethan Nordean in response to the Government's filing in his case here and permit them to adopt the arguments and authority submitted in Parts I, II, and III of that response to supplement those previously submitted to this Court in support of their Motion to Dismiss Count Ten of the Indictment.

Date: November 28, 2021

Respectfully Submitted,

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**CERTIFICATE OF SERVICE**

I certify that a true and correct copy of this motion was sent to Counsel for the Government, Elizabeth Kelley, James Peterson, and James Pearce, on November 28, 2021, via CM/ECF and email.

/s/ T. Brent Mayr

T. BRENT MAYR