

UNITED STATES DISTRICT COURT

for the
District of Columbia

United States of America
v.
EDWARD GEORGE, JR.

Defendant

) Case: 1:21-cr-00378
) Assigned To : Judge Timothy J. Kelly
) Assign. Date : 7/7/2021
) Description: SUPERSEDING INDICTMENT (B)
) Related Case: 21-cr-378(TJK)

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) EDWARD GEORGE, JR.
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. §§ 1512(c)(2), 2 (Obstruction of an Official Proceeding, Aiding and Abetting); 18 U.S.C. § 1752(a)(1) (Entering and Remaining in a Restricted Building or Grounds); 18 U.S.C. § 1752(a)(2) (Disorderly and Disruptive Conduct in a Restricted Building or Grounds); 40 U.S.C. § 5104(e)(2)(B) (Entering and Remaining in the Gallery of Congress); 40 U.S.C. § 5104(e)(2)(D) (Disorderly Conduct in a Capitol Building); 40 U.S.C. § 5104(e)(2)(G) (Parading, Demonstrating, or Picketing in a Capitol Building); 18 U.S.C. § 231(a)(3) (Civil Disorder); 18 U.S.C. § 111(a)(1) (Assaulting, Resisting Certain Officers); 18 U.S.C. §§ 641, 2 (Theft of Government Property, Aiding and Abetting)



ECF DOCUMENT
I hereby attest and certify that this is a printed copy of a document which was electronically filed with the United States District and Bankruptcy Courts for the District of Columbia.

ANGELA D. CAESAR, CLERK

G. Michael Harvey
2021.07.07 18:10:17 -04'00'

Date: 07/07/2021

Issuing officer's signature

City and state: Washington D.C.

Laurence Pierre-Louis
Digitally signed by Laurence Pierre-Louis
Date: 2021.07.08 13:01:10 -04'00'

G. Michael Harvey, U.S. Magistrate Judge

Printed name and title

Return

This warrant was received on (date) 07/07/2021, and the person was arrested on (date) 07/15/2021
at (city and state) Fayetteville, North Carolina.

Date: 07/15/2021

Arresting officer's signature

Lynne M. Gralowski-Allee / FBI TFO
Printed name and title

AO 466A (Rev. 12/09) Waiver of Rule 5 & 5.1 Hearings (Complaint or Indictment)

UNITED STATES DISTRICT COURT

FILED IN OPEN COURT
ON 7/16/21 BEM
Peter A. Moore, Jr., Clerk
US District Court
Eastern District of NC

for the
Eastern District of North Carolina

United States of America)
v.)
Edward George, Jr.)
Defendant)

Case No. 5:21-MJ-1716-BM
Charging District's Case No. 21-CR-378 (TJK)

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:

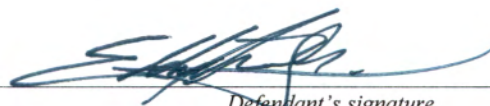
- (1) retain counsel or request the assignment of counsel if I am unable to retain counsel;
- (2) an identity hearing to determine whether I am the person named in the charges;
- (3) production of the warrant, a certified copy of the warrant, or a reliable electronic copy of either;
- (4) a preliminary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

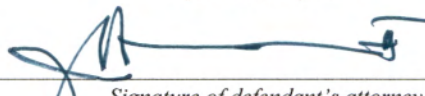
I agree to waive my right(s) to:

- an identity hearing and production of the warrant.
- a preliminary hearing.
- a detention hearing.
- an identity hearing, production of the warrant, and any preliminary or detention hearing to which I may be entitled in this district. I request that those hearings 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: 7/16/21


Defendant's signature


Signature of defendant's attorney

Joseph Ross II
Printed name of defendant's attorney

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

5:21-MJ-1716-BM

United States of America)
)
v.)
)
Edward George, Jr.)

ORDER

Defendant having demonstrated eligibility for appointment of counsel at government expense, the Federal Public Defender is directed to provide representation in this action.

The court further determines that the defendant is unable to pay the fees of any witness, and pursuant to Federal Rule of Criminal Procedure 17(b), the Clerk shall issue a subpoena for any witness necessary to present an adequate defense to the pending charge or charges.

It is FURTHER ORDERED that the United States Marshal shall serve any subpoena presented to him in this case by the office of the Federal Public Defender, and shall pay the appropriate fees and expenses to witnesses so subpoenaed, in accordance with Fed. R. Crim. P. 17(b).

SO ORDERED this the 16th day of July, 2021.



Brian S. Meyers
United States Magistrate Judge

UNITED STATES DISTRICT COURT

for the
Eastern District of North Carolina

FILED IN OPEN COURT
ON 7/16/21 Bred
Peter A. Moore, Jr., Clerk
US District Court
Eastern District of NC

United States of America)
v.)
EDWARD GEORGE, JR.)
_____)
Defendant

Case No. 5:21-MJ-1716-1

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: a hearing in the U.S. District Court of Columbia to take place via video conference
Place
on the Zoom platform (the details of which have been provided to counsel for the defendant by the government)

on 7/22/2021 1:00 pm
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 _____ United States Probation Office, telephone number _____, no later than _____.

(b) continue or actively seek employment.

(c) continue or start an education program.

(d) surrender any passport to: _____ United States Probation Office

(e) not obtain a passport or other international travel document.

(f) abide by the following restrictions on personal association, residence, or travel: _____ Middle District of Florida; other travel as approved by probation office in advance; and Washington, D.C. for court purposes, pretrial services appointments and attorney appointments only

(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: _____ all co-defendants.

(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) _____
-

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.


Defendant's Signature

Clearwater, FL
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:

July 16, 2021


Judicial Officer's Signature

Brian S. Meyers, United States Magistrate Judge
Printed name and title

**U.S. District Court
EASTERN DISTRICT OF NORTH CAROLINA (Western Division)
CRIMINAL DOCKET FOR CASE #: 5:21-mj-01716-BM-1**

Case title: USA v. George
Other court case number: 21-CR-378 (TJK) DC U.S. District Court

Date Filed: 07/15/2021
Date Terminated: 07/19/2021

Assigned to: Magistrate Judge Brian S. Meyers

Defendant (1)

Edward George, Jr.
TERMINATED: 07/19/2021

Pending Counts

None

Disposition

Highest Offense Level (Opening)

None

Terminated Counts

None

Disposition

Highest Offense Level (Terminated)

None

Complaints

Disposition

Count 1 - Obstruction of an Official Proceeding and Aiding and Abetting, in violation of 18 U.S.C. §§ 1512(c)and 2;
Count 2 - Entering and Remaining in a Restricted Building or Grounds in violation of 18 U.S.C. § 1752(a)(1); Count 3 - Disorderly and Disruptive Conduct in a Restricted Building or Grounds in violation of 18 U.S.C. §1752(a)(2); Count 4 - Entering and Remaining in the Gallery of Congress in violation of 40 U.S.C. § 5104(e)(2)(B); Count 5 - Disorderly Conduct in a Capitol Building in violation of 40 U.S.C. § 5104(e)(2)(D); Count 6 - Parading, Demonstrating, or Picketing in a Capitol Building in violation of 40 U.S.C. §

5104(e)(2)(G); Count 7 - Civil Disorder in violation of 18 U.S.C. § 231(a)(3); Count 8 - Assaulting, Resisting, or Impeding Certain Officers in violation of 18 U.S.C. § 111(a)(1); Count 9 - Theft of Government Property in violation of 18 U.S.C. §§ 641 and 2. Count 3 -

Plaintiff

USA

represented by **John P Newby**
 United States Attorney's Office - EDNC
 150 Fayetteville Street, Suite 2100
 Raleigh, NC 27601
 919-856-4167
 Email: John.Newby@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Assistant US Attorney

Date Filed	#	Docket Text
07/15/2021	1	Arrest (Rule 5) of Edward George, Jr. (Horton, B.) (Horton, B.). (Additional attachment(s) added on 7/15/2021: # 1 Arrest Warrant) (Horton, B.). (Entered: 07/15/2021)
07/15/2021		Set Hearing as to Edward George, Jr: Initial Appearance - Rule 5 set for 7/16/2021 at 10:00 AM in Raleigh - 6th Floor Courtroom before Magistrate Judge Brian S. Meyers. (Horton, B.) (Entered: 07/15/2021)
07/16/2021	2	CJA 23 Financial Affidavit by Edward George, Jr. (Horton, B.) (Entered: 07/16/2021)
07/16/2021	3	ORDER APPOINTING FEDERAL PUBLIC DEFENDER as to Edward George, Jr. Signed by Magistrate Judge Brian S. Meyers on 7/16/2021. (Horton, B.) (Entered: 07/16/2021)
07/16/2021		ORAL ORDER REGARDING DUE PROCESS PROTECTIONS ACT as to Edward George, Jr. Entered by Magistrate Judge Brian S. Meyers on 7/16/2021. (Horton, B.) (Entered: 07/16/2021)
07/16/2021		TEXT ORDER as to Edward George, Jr.: As required by Rule 5(f)(1) of the Federal Rules of Criminal Procedure, the court reminds counsel that under Brady v. Maryland and its progeny the suppression by the prosecution of evidence favorable to an accused upon request violates due process where the evidence is material either to guilt or to punishment, irrespective of the good faith or bad faith of the prosecution. 373 U.S. 83, 87 (1963). Failure by the government to comply with its disclosure obligation could result in the exclusion of evidence, an adverse jury instruction, dismissal of charges, reversal of a conviction, vacation of a sentence, and imposition of sanctions against the individuals responsible for the violation, among other consequences. Entered by Magistrate Judge Brian S. Meyers on 7/16/2021. (Horton, B.) (Entered: 07/16/2021)
07/16/2021	4	Minute Entry for proceedings held before Magistrate Judge Brian S. Meyers in Raleigh.Initial Appearance as to Edward George, Jr. held on 7/16/2021. Assistant U.S. Attorney present for government. Defendant requests counsel. Federal Public Defender appointed. Defendant advised of rights, charges, and maximum punishments. Government does not move for detention. Defendant waives his Rule 5 Identity Hearing. The Court finds that the defendant knowingly and voluntarily provides his Waiver of Rule 5 Hearing. The

		court accepts defendants waiver. The court finds that the defendant is in fact the subject named in the Indictment issued in the District of Columbia. The court confirmed to counsel for the government and for defendants both orally and in writing the disclosure obligation of the prosecution under Brady and its progeny and possible consequences of violation of the obligation under applicable law. Defendant directed to appear for a hearing with the District of Columbia via Zoom on July 22, 2021 at 1:00 p.m. Defendant released on Conditions of Release. (Court Reporter - FTR) (Horton, B.) (Entered: 07/16/2021)
07/16/2021	5	ORDER Setting Conditions of Release. Signed by Magistrate Judge Brian S. Meyers on 7/16/2021. (Horton, B.) (Entered: 07/16/2021)
07/21/2021	6	Pretrial Services Report filed by Danele N. Williams as to Edward George, Jr. (Foley, A) (Entered: 07/21/2021)

PACER Service Center			
Transaction Receipt			
12/30/2021 14:37:02			
PACER Login:	BrittanyBryant:6635828:0	Client Code:	
Description:	Docket Report	Search Criteria:	5:21-mj-01716-BM
Billable Pages:	2	Cost:	0.20
Exempt flag:	Exempt	Exempt reason:	Always

PACER fee: Exempt