

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

Holding a Criminal Term  
Grand Jury Sworn in on February 14, 2022

<b>UNITED STATES OF AMERICA</b>	:	<b>Crim No. 21-cr-34 (CRC)</b>
	:	
<b>v.</b>	:	<b>VIOLATIONS:</b>
	:	
<b>THOMAS ROBERTSON,</b>	:	<b>18 U.S.C. §§ 1512(c)(2), 2</b>
	:	<b>(Obstruction and Aiding and Abetting)</b>
<b>Defendant.</b>	:	<b>18 U.S.C. § 231(a)(3), 2</b>
	:	<b>(Civil Disorder and Aiding and Abetting)</b>
	:	<b>18 U.S.C. § 1752(a)(1) and (b)(1)(A)</b>
	:	<b>(Entering and Remaining in a Restricted</b>
	:	<b>Building)</b>
	:	<b>18 U.S.C. § 1752(a)(2) and (b)(1)(A)</b>
	:	<b>(Disorderly and Disruptive Conduct in a</b>
	:	<b>Restricted Building)</b>
	:	<b>40 U.S.C. § 5104(e)(2)(D)</b>
	:	<b>(Violent Entry and Disorderly Conduct in a</b>
	:	<b>Capitol Building)</b>
	:	<b>18 U.S.C. § 1512(c)(1)</b>
	:	<b>(Tampering with Document or</b>
	:	<b>Proceedings)</b>

**SECOND SUPERSEDING INDICTMENT**

The Grand Jury charges that:

**COUNT ONE**

On or about the January 6, 2021, in the District of Columbia and elsewhere, the defendant, **THOMAS ROBERTSON** attempted to and did, corruptly obstruct, influence, and impede an official proceeding, that is, a proceeding before Congress, specifically, Congress's certification of the Electoral College vote as set out in the Twelfth Amendment of the Constitution of the United States and 3 U.S.C. §§ 15-18.

**(Obstruction of an Official Proceeding and Aiding and Abetting, in violation of Title 18, United States Code, Section 1512(c)(2) and 2)**

**COUNT TWO**

On or about January 6, 2021, within the District of Columbia, the defendant, **THOMAS ROBERTSON**, committed and attempted to commit an act to obstruct, impede, and interfere with law enforcement officers lawfully engaged in the lawful performance of their official duties incident to and during the commission of a civil disorder which in any way and degree obstructed, delayed, and adversely affected commerce and the movement of any article and commodity in commerce and the conduct and performance of any federally protected function.

(**Civil Disorder and Aiding and Abetting**, in violation of Title 18, United States Code, Section 231(a)(3) and 2)

**COUNT THREE**

On or about January 6, 2021, in the District of Columbia, the defendant, **THOMAS ROBERTSON**, did knowingly enter and remain in a restricted building and grounds, that is, any posted, cordoned-off, and otherwise restricted area within the United States Capitol and its grounds, where the Vice President was and would be temporarily visiting, without lawful authority to do so, and during and in relation to the offense, **ROBERTSON** did carry a deadly and dangerous weapon, that is, a large wooden stick.

(**Entering and Remaining in a Restricted Building or Grounds**, in violation of Title 18, United States Code, Section 1752(a)(1) and (b)(1)(A))

**COUNT FOUR**

On or about January 6, 2021, in the District of Columbia, the defendant, **THOMAS ROBERTSON**, did knowingly, and with intent to impede and disrupt the orderly conduct of Government business and official functions, engage in disorderly and disruptive conduct in and within such proximity to, a restricted building and grounds, that is, any posted, cordoned-off, and otherwise restricted area within the United States Capitol and its grounds, where the Vice President

was and would be temporarily visiting, when and so that such conduct did in fact impede and disrupt the orderly conduct of Government business and official functions, and during and in relation to the offense, **ROBERTSON** did carry a deadly and dangerous weapon, that is, a large wooden stick.

**(Disorderly and Disruptive Conduct in a Restricted Building or Grounds, in violation of Title 18, United States Code, Section 1752(a)(2) and (b)(1)(A))**

**COUNT FIVE**

On or about January 6, 2021, in the District of Columbia, the defendant, **THOMAS ROBERTSON**, willfully and knowingly engaged in disorderly and disruptive conduct in any of the Capitol Buildings with the intent to impede, disrupt, and disturb the orderly conduct in that building of a hearing before and any deliberation of a committee of Congress and either House of Congress.

**(Disorderly Conduct in a Capitol Building, in violation of Title 40, United States Code, Section 5104(e)(2)(D))**

**COUNT SIX**

On or about the January 13, 2021, in the District of Columbia and elsewhere, the defendant, **THOMAS ROBERTSON**, did corruptly alter, destroy, mutilate, and conceal a record, document and other object, that is, one or more cell phones, and attempted to do so, with the intent to impair the integrity and availability of the phone(s) for use in an official proceeding, that is, the grand jury investigation into the attack on the Capitol on January 6, 2021 and the federal criminal prosecution of **ROBERTSON** in the United States District Court for the District of Columbia.

(Obstruction of an Official Proceeding, in violation of Title 18, United States Code, Section 1512(c)(1))

A TRUE BILL:

FOREPERSON

  
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ATTORNEY FOR THE UNITED STATES  
IN AND FOR THE DISTRICT OF COLUMBIA