

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

UNITED STATES OF AMERICA

v.

**JEFFREY SABOL,
PETER FRANCIS STAGER,
MICHAEL J. LOPATIC SR.,
CLAYTON RAY MULLINS,
JACK WADE WHITTON,**

Defendants.

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Criminal No. 21-CR-35 (EGS)

NOTICE OF DISCOVERY

The United States of America, by and through its attorney, the Acting United States Attorney for the District of Columbia, hereby informs the Court and defense that the attached discovery letter of July 19, 2021, has been provided to the defense in this matter.

Respectfully submitted,

CHANNING D. PHILLIPS
Acting United States Attorney
DC Bar No. 415793

By: /s/ Colleen D. Kukowski
COLLEEN D. KUKOWSKI
Assistant United States Attorney
DC Bar No. 1012458
555 Fourth Street, N.W., Room 9842
Washington, DC 20530
Colleen.Kukowski@usdoj.gov
(202) 252-2646

CERTIFICATE OF SERVICE

I certify that a copy of the Government's Notice of Discovery 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: July 19, 2021



U.S. Department of Justice

Channing D. Phillips
Acting United States Attorney

District of Columbia

*Judiciary Center
555 Fourth St., N.W.
Washington, D.C. 20530*

July 19, 2021

VIA Email and USAfx

ALEX CIROCCO
Counsel for Jeffrey Sabol

DAVID BENOWITZ
RAMMY BARBARI
Counsel for Peter Stager

DENNIS BOYLE
BLERINA JASARI
Counsel for Michael Lopatic

PAT M. WOODWARD JR.
Counsel for Clayton Mullins

BEN ALPER
Counsel for Jack Wade Whitton

Re: *United States v. Sabol et al*
Case No. 21-CR-35 (EGS)

Dear Counsel:

We are writing to provide you with preliminary discovery in this case through USAFx. This material is subject to the terms of the Protective Order issued in this case. The discovery is unencrypted. Please contact me if you have any issues accessing the information, and to confer regarding pretrial discovery as provided in Fed. R. Crim. P. 16.1.

The files discussed below are available for download on USAfx at:
<https://usafx.box.com/s/foh10zm3zshgpdlkx6jzxpwy1fh3besm>

Video from Witness 1

We are providing you with a one hour and ten minute video provided to the government by an individual hereinafter referred to as Witness 1. The video file is named jan6phonerecovery.

As detailed in the documents listed below, Witness 1 received a one-time payment of \$2,000 for Witness 1's services, namely allowing the Government to use Witness 1's videos, and removing Witness 1's watermark from the videos.

- r_U__FOUO_Request_For_One_Time_Non-CHS_Payment.pdf (2 pages)
- r_U__FOUO_Receipt_of_Video_from_[W-1].pdf (2 pages)
- r_U__FOUO_Request_For_One_Time_Non-CHS_Payment_1.pdf (3 pages)

Additional Officer Interviews

We are also providing you with two additional memorandums of interviews of law enforcement who were located at the Lower West Terrace:

- r_0176-MP-3373451_0000048 (USCP Officer [B.B.]).pdf (2 pages)
- r_(U__FOUO)_Interview_of_[J.P.].pdf (9 pages)

If you have any questions, please feel free to contact me.

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

BENET KEARNEY
Assistant United States Attorney