

APPEAL,CAP,CAT A,CLOSED

**U.S. District Court
District of Columbia (Washington, DC)
CRIMINAL DOCKET FOR CASE #: 1:21-cr-00421-JDB-1**

Case title: USA v. NASSIF

Magistrate judge case number: 1:21-mj-00410-ZMF

Date Filed: 06/22/2021

Assigned to: Judge John D. Bates

Defendant (1)

JOHN MARON NASSIF

represented by **James T. Skuthan**
FEDERAL PUBLIC DEFENDER FLORIDA
MIDDLE
201 S. Orange Avenue
Suite 300
Orlando, FL 32801
407-648-6338
Email: Jim_Skuthan@fd.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
*Designation: Public Defender or Community
Defender Appointment*

Pending Counts

18:1752(a)(1); TEMPORARY
RESIDENCE OF THE
PRESIDENT; Entering and
Remaining in a Restricted
Building.
(1)

18:1752(a)(2); TEMPORARY
RESIDENCE OF THE
PRESIDENT; Disorderly and
Disruptive Conduct in a Restricted
Building.
(2)

40:5104(e)(2)(D); VIOLENT
ENTRY AND DISORDERLY
CONDUCT ON CAPITOL
GROUNDS; Violent Entry and
Disorderly Conduct in a Capitol
Building.
(3)

Disposition

Defendant sentenced to SEVEN (7) months of
incarceration to run concurrently with counts 2,3
and 4; TWELVE (12) months of Supervised
Release to run concurrently to count 2; Special
Assessment of \$25.00 and Restitution in the
amount of 500.00.

Defendant sentenced to SEVEN (7) months of
incarceration to run concurrently with counts 1,3
and 4; TWELVE (12) months of Supervised
Release to run concurrently to count 2; Special
Assessment of \$25.00.

Defendant sentenced to SIX (6) months of
incarceration to run concurrently with counts 1,2
and 4; Special Assessment of \$10.00.

40:5104(e)(2)(G); VIOLENT
ENTRY AND DISORDERLY
CONDUCT ON CAPITOL
GROUNDS; Parading,
Demonstrating, or Picketing in a
Capitol Building.
(4)

Defendant sentenced to SIX (6) months of
incarceration to run concurrently with counts 1,2
and 3; Special Assessment of \$10.00.

Highest Offense Level (Opening)

Misdemeanor

Terminated Counts

None

Disposition

**Highest Offense Level
(Terminated)**

None

Complaints

COMPLAINT in Violation of
18:1752(a) and 40:5104(e)(2)

Disposition

Plaintiff

USA

represented by **Brian Morgan**
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Graciela Rodriguez Lindberg

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TERMINATED: 09/27/2022
Designation: Assistant U.S. Attorney

Date Filed	#	Docket Text
04/29/2021	<u>1</u>	SEALED COMPLAINT as to JOHN MARON NASSIF (1). (Attachments: # <u>1</u> Affidavit in Support) (zstd) [1:21-mj-00410-ZMF] (Entered: 04/30/2021)
04/29/2021	<u>3</u>	MOTION to Seal Case by USA as to JOHN MARON NASSIF. (Attachments: # <u>1</u> Text of Proposed Order)(zstd) [1:21-mj-00410-ZMF] (Entered: 04/30/2021)
04/29/2021	<u>4</u>	ORDER granting <u>3</u> Motion to Seal Case as to JOHN MARON NASSIF (1). Signed by Magistrate Judge Zia M. Faruqui on 04/29/2021. (zstd) [1:21-mj-00410-ZMF] (Entered: 04/30/2021)
05/10/2021	<u>5</u>	Arrest Warrant Returned Executed on 5/10/2021 in Chuluota, Florida as to JOHN MARON NASSIF. (bb) [1:21-mj-00410-ZMF] (Entered: 05/11/2021)
05/10/2021		Case unsealed as to JOHN MARON NASSIF (bb) [1:21-mj-00410-ZMF] (Entered: 05/11/2021)
05/10/2021		Arrest of JOHN MARON NASSIF in US District Court Middle District of Florida. (bb) [1:21-mj-00410-ZMF] (Entered: 05/11/2021)
05/11/2021	<u>6</u>	Rule 5(c)(3) Documents Received as to JOHN MARON NASSIF from US District Court for the Middle District of Florida Case Number 6:21-mj-1404 (bb) [1:21-mj-00410-ZMF] (Entered: 05/12/2021)
05/17/2021		ORAL MOTION by Defendant JOHN MARON NASSIF to Appoint Counsel. (kk) [1:21-mj-00410-ZMF] (Entered: 06/10/2021)
05/17/2021		JOINT ORAL MOTION by USA and Defendant JOHN MARON NASSIF to Exclude Time Under the Speedy Trial Act from 5/17/2021 to 7/14/2021. (kk) [1:21-mj-00410-ZMF] (Entered: 06/10/2021)
05/17/2021		Minute Entry for Initial Appearance as to JOHN MARON NASSIF held by video before Magistrate Judge Robin M. Meriweather on 5/17/2021 : Defendant consents to appear by video for today's hearing. Oral Motion by Defendant to Appoint Counsel. The Court finds that the defendant is eligible for court-appointed counsel and appoints Middle District of Florida Federal Public Defender James Skuthan to represent JOHN MARON NASSIF. Government advised by the Court of its due process obligations under Rule 5(f). The defendant agrees to waive 21 days within which to hold his preliminary hearing. Preliminary Hearing/Status Hearing set for 7/14/2021 at 1:00 PM by telephonic/VTC before Magistrate Judge G. Michael Harvey. Joint Oral Motion by USA and Defendant to Exclude Time Under the Speedy Trial Act from 5/17/2021 to 7/14/2021, heard and granted in the interest of justice. Bond Status of Defendant:

		Defendant placed on Personal Recognizance Bond. The defendant is to participate in a mental health assessment by the Pretrial Services Agency in the Middle District of Florida. Court Reporter: FTR Gold – Ctrm. 7; FTR Time Frame: 1:22:05 – 1:37:21. Defense Attorney: Maria Jacob standing in for James Skuthan; U.S. Attorney: Jacob Steiner for Graciela Lindberg; Pretrial Officer: Andre Sidbury. (kk) [1:21-mj-00410-ZMF] (Entered: 06/10/2021)
05/19/2021	<u>11</u>	ORDER Setting Conditions of Release : Defendant JOHN MARON NASSIF placed on Personal Recognizance Bond signed by Magistrate Judge Robin M. Meriweather, nunc pro tunc to 5/17/2021. (Attachment: # <u>1</u> Appearance Bond) (kk) [1:21-mj-00410-ZMF] (Entered: 06/10/2021)
05/24/2021	<u>2</u>	NOTICE OF ATTORNEY APPEARANCE: James T. Skuthan appearing for JOHN MARON NASSIF (Skuthan, James) [1:21-mj-00410-ZMF] (Entered: 05/24/2021)
06/22/2021	<u>12</u>	INFORMATION as to JOHN MARON NASSIF (1) count(s) 1, 2, 3, 4. (zhsj) (Entered: 06/22/2021)
06/25/2021		Set/Reset Hearings as to JOHN MARON NASSIF: Arraignment set for 6/30/2021 at 10:30 AM in Telephonic/VTC before Judge John D. Bates. (tb) (Entered: 06/25/2021)
06/30/2021	<u>14</u>	NOTICE of Proposed Order by JOHN MARON NASSIF (Skuthan, James) Modified Text on 7/1/2021 (zhsj). (Entered: 06/30/2021)
06/30/2021		Minute Entry for video proceedings held before Judge John D. Bates:Arraignment as to JOHN MARON NASSIF (1)on Counts 1,2,3,4 held on 6/30/2021. Plea of NOT GUILTY entered on Counts 1,2,3,4. Speedy Trial Excludable (XT) started 6/30/21 until 8/31/21, in the interest of justice. Status Conference set for 8/31/2021 at 10:00 AM via video conference before Judge John D. Bates. Bond Status of Defendant: Continued on Personal Recognizance Bond/Appeared by teleconference; Court Reporter: Lorraine Herman; Defense Attorney: James Skuthan; US Attorney: Graciela Lindberg. (zgdf) (Entered: 06/30/2021)
06/30/2021	<u>15</u>	Unopposed MOTION for Protective Order <i>Governing Discovery</i> by USA as to JOHN MARON NASSIF. (Attachments: # <u>1</u> Text of Proposed Order)(Lindberg, Graciela) (Entered: 06/30/2021)
07/01/2021	<u>16</u>	PROTECTIVE ORDER setting forth procedures for handling confidential material; allowing designated material to be filed under seal as to JOHN MARON NASSIF. Signed by Judge John D. Bates on 06/30/2021. (tb) (Entered: 07/01/2021)
07/13/2021		MINUTE ORDER as to Defendant JOHN MARON NASSIF : vacating the Preliminary Hearing/Status Hearing scheduled for 1:00 PM on 7/14/2021 before Magistrate Judge G. Michael Harvey as the defendant has been charged by information; So Ordered by Magistrate Judge G. Michael Harvey on 7/13/2021. (kk) (Entered: 07/14/2021)
07/26/2021	<u>17</u>	Unopposed MOTION for Disclosure of <i>Items Protected by Federal Rule of Criminal Procedure 6(e) and Sealed Materials</i> by USA as to JOHN MARON NASSIF. (Attachments: # <u>1</u> Text of Proposed Order)(Lindberg, Graciela) (Entered: 07/26/2021)
07/26/2021	<u>18</u>	ORDER. See text of Order for details. Signed by Judge John D. Bates on 7/26/2021. (lcjdb1) (Entered: 07/26/2021)
08/30/2021	<u>19</u>	NOTICE of <i>United States' Memorandum Regarding Status of Discovery as of August 23, 2021</i> by USA as to JOHN MARON NASSIF (Lindberg, Graciela) (Entered: 08/30/2021)

		08/30/2021)
08/31/2021		Minute Entry: Status Conference as to JOHN MARON NASSIF held on 8/31/2021 before Judge John D. Bates: Parties discussed discovery. Status Conference set for 11/3/2021 at 10:00 AM in Telephonic/VTC before Judge John D. Bates. The Court finds in the interest of justice (XT) that the time between 08/31/2021 and 11/03/2021 shall be excluded from the speedy trial calculation. Defendant remains on release. Court Reporter: Bryan Wayne; Defense Attorney: James Skiuthan; US Attorney: Graciela Lindberg. (tb) (Entered: 08/31/2021)
09/16/2021	<u>21</u>	NOTICE <i>United States' Memorandum Regarding Status of Discovery as of September 14, 2021</i> by USA as to JOHN MARON NASSIF (Lindberg, Graciela) (Entered: 09/16/2021)
11/03/2021	<u>22</u>	NOTICE <i>REGARDING STATUS OF DISCOVERY</i> by USA as to JOHN MARON NASSIF (Lindberg, Graciela) (Entered: 11/03/2021)
11/03/2021		Minute Entry: Status Conference as to JOHN MARON NASSIF held on 11/3/2021 before Judge John D. Bates: Status Conference set for 1/20/2022 at 10:00 AM in Telephonic/VTC before Judge John D. Bates. The Court finds in the interest of justice (XT) that the time between 11/3/2021 and 1/20/2022 shall be excluded from the speedy trial calculation. Defendant remains on release. Court Reporter: Sara Wick; Defense Attorney: James Skuthan; US Attorney: Graciela Lindberg. (zjd) (Entered: 11/03/2021)
11/04/2021	<u>24</u>	NOTICE <i>REGARDING STATUS OF DISCOVERY</i> by USA as to JOHN MARON NASSIF (Attachments: # <u>1</u> Attachment 1, # <u>2</u> Exhibit 1A)(Lindberg, Graciela) (Entered: 11/04/2021)
11/05/2021	<u>25</u>	NOTICE <i>REGARDING STATUS OF DISCOVERY</i> by USA as to JOHN MARON NASSIF (Lindberg, Graciela) (Entered: 11/05/2021)
12/28/2021		Set/Reset Hearings as to JOHN MARON NASSIF: Status Conference reset for 1/25/2022 at 10:00 AM in Telephonic/VTC before Judge John D. Bates. (tb) (Entered: 12/28/2021)
01/25/2022		Minute Entry: Status Conference as to JOHN MARON NASSIF held on 1/25/2022 before Judge John D. Bates: Parties discussed discovery. Government will endeavor to produce any remaining discovery within 30 days from today's hearing. Status Conference set for 4/5/2022 at 11:45 AM in Telephonic/VTC before Judge John D. Bates. The Court finds in the interest of justice that the time between 01/20/2022 and 04/05/2022 shall be excluded from the speedy trial calculation. Defendant remains on release. Court Reporter: Bryan Wayne; Defense Attorney: James Skuthan; US Attorney: Graciela Rodriguez Lindberg. (tb) (Entered: 01/25/2022)
02/15/2022	<u>27</u>	NOTICE <i>REGARDING STATUS OF DISCOVERY</i> by USA as to JOHN MARON NASSIF (Lindberg, Graciela) (Entered: 02/15/2022)
04/05/2022		Minute Entry: Status Conference as to JOHN MARON NASSIF held on 4/5/2022 before Judge John D. Bates: Parties discussed discovery and possible disposition. Status Conference set for 5/4/2022 at 02:30 PM in Telephonic/VTC before Judge John D. Bates. The Court finds in the interest of justice (XT) that the time between 04/05/2022 and 05/04/2022 shall be excluded from the speedy trial calculation. Defendant remains on release. Court Reporter: Sara Wick; Defense Attorney: James Skuthan; US Attorney: Graciela Rodriguez Lindberg. (tb) Modified on 4/6/2022 (tb).

		(Entered: 04/06/2022)
05/04/2022		Minute Entry: Status Conference as to JOHN MARON NASSIF held on 5/4/2022 before Judge John D. Bates: Parties discussed posture of case and trial. Pretrial motions due by 6/20/2022. Response due by 7/20/2022. Reply due by 8/4/2022. Jury Trial set for 9/26/2022 at 09:30 AM in Courtroom 30A- In Person before Judge John D. Bates. Status Conference set for 8/10/2022 at 11:30 AM in Telephonic/VTC before Judge John D. Bates. The Court finds in the interest of justice (XT) that the time between 05/04/2022 and 08/10/2022 shall be excluded from the speedy trial calculation. Defendant remains on release. Court Reporter: Jan Dickman; Defense Attorney: James Skuthan; US Attorney: Graciela Rodriguez Lindberg. (tb) (Entered: 05/06/2022)
06/21/2022	<u>30</u>	MOTION to Dismiss Count <i>Four of the Information</i> by JOHN MARON NASSIF. (Skuthan, James) (Entered: 06/21/2022)
06/21/2022	<u>31</u>	MOTION to Change Venue <i>For Transfer of Venue or, in the Alternative, to Allow Expanded Examination of Prospective Jurors Before and During Voir Dire</i> by JOHN MARON NASSIF. (Attachments: # <u>1</u> Appendix Appendix A- Transcript of Status Hearing, May 4, 2022, page 36, # <u>2</u> Appendix Appendix B- General Election 2020- Certified Results, D.C. Bd. of Elections (Dec. 2, 2020))(Skuthan, James) (Entered: 06/21/2022)
06/21/2022	32	MOTION to Allow Expanded Examination of Prospective Jurors Before and During Voir Dire by JOHN MARON NASSIF. (See Docket Entry <u>31</u> to View Document). (zhsj) (Entered: 06/22/2022)
07/07/2022	<u>33</u>	Unopposed MOTION Unopposed Motion to Supplement Defendant's Motion for Transfer of Venue or, in the Alternative, to Allow Expanded Examination of Prospective Jurors Before and During Voir Dire re <u>31</u> MOTION to Change Venue <i>For Transfer of Venue or, in the Alternative, to Allow Expanded Examination of Prospective Jurors Before and During Voir Dire</i> by JOHN MARON NASSIF. (Attachments: # <u>1</u> Supplement Motion for Transfer of Venue or, in the Alternative, to Allow Expanded Examination of Prospective Jurors Before and During Voir Dire)(Skuthan, James) (Entered: 07/07/2022)
07/11/2022		MINUTE ORDER: Upon consideration of <u>33</u> defendant's unopposed motion to supplement the motion for transfer of venue or, in the alternative, to allow expanded examination of prospective jurors, and the entire record herein, it is hereby ORDERED that the motion is GRANTED; and it is further ORDERED that [33-1] defendants supplement is deemed filed as of the date of this order. SO ORDERED. Signed by Judge John D. Bates on 7/11/2022. (lcjdb1) (Entered: 07/11/2022)
07/19/2022	<u>34</u>	Memorandum in Opposition by USA as to JOHN MARON NASSIF re <u>30</u> MOTION to Dismiss Count <i>Four of the Information</i> (Lindberg, Graciela) (Entered: 07/19/2022)
07/20/2022	<u>35</u>	Memorandum in Opposition by USA as to JOHN MARON NASSIF re 32 MOTION o Allow Expanded Examination of Prospective Jurors Before and During Voir Dire, <u>31</u> MOTION to Change Venue <i>For Transfer of Venue or, in the Alternative, to Allow Expanded Examination of Prospective Jurors Before and During Voir Dire</i> [33-1] (Lindberg, Graciela) (Entered: 07/20/2022)
07/22/2022	<u>36</u>	NOTICE OF ATTORNEY APPEARANCE Brian Keith Morgan appearing for USA. (Attachments: # <u>1</u> Certificate of Service)(Morgan, Brian) (Entered: 07/22/2022)

07/27/2022	<u>37</u>	Joint MOTION to Continue <i>September 26, 2022 Trial</i> by USA as to JOHN MARON NASSIF. (Lindberg, Graciela) (Entered: 07/27/2022)
07/27/2022	38	JOINT BRIEF STATUS REPORT by USA, JOHN MARON NASSIF as to JOHN MARON NASSIF. (See Docket Entry <u>37</u> to View Document). (zhsj) (Entered: 07/28/2022)
07/28/2022		MINUTE ORDER: Upon consideration of <u>37</u> the parties' joint motion to continue, and the entire record herein, it is hereby ORDERED that the trial currently scheduled to begin on September 26, 2022 is RESCHEDULED to begin on December 5, 2022; and it is further ORDERED that the status conference scheduled for August 10, 2022 is RESCHEDULED to September 27, 2022 at 11:00 a.m. by videoconference. SO ORDERED. Signed by Judge John D. Bates on 7/28/2022. (lcjdb1) (Entered: 07/28/2022)
07/28/2022		Set/Reset Hearings as to JOHN MARON NASSIF: Jury Trial reset for 12/5/2022 at 09:30 AM in Courtroom 30A– In Person before Judge John D. Bates. Status Conference reset for 9/27/2022 at 11:00 AM in Telephonic/VTC before Judge John D. Bates. (tb) (Entered: 07/28/2022)
08/04/2022	<u>39</u>	REPLY by JOHN MARON NASSIF re <u>34</u> Memorandum in Opposition <i>Defendant's Reply to the Government's Response in Opposition to the Motion to Dismiss Count Four of the Information</i> (Skuthan, James) (Entered: 08/04/2022)
08/26/2022	<u>40</u>	NOTICE OF ATTORNEY APPEARANCE Elizabeth Nash Eriksen appearing for USA. (Eriksen, Elizabeth) (Entered: 08/26/2022)
09/12/2022	<u>41</u>	ORDER denying <u>30</u> defendant's motion to dismiss and <u>31</u> defendant's motion for change of venue or, in the alternative, motion for expanded examination of potential jurors. See text of Order and accompanying Memorandum Opinion for details. Signed by Judge John D. Bates on 9/12/2022. (lcjdb1) (Entered: 09/12/2022)
09/12/2022	<u>42</u>	MEMORANDUM OPINION. Signed by Judge John D. Bates on 9/12/2022. (lcjdb1) (Main Document 42 replaced on 9/14/2022) (ztb). (Entered: 09/12/2022)
09/27/2022	<u>43</u>	NOTICE OF WITHDRAWAL OF APPEARANCE <i>Graciela R. Lindberg</i> by USA as to JOHN MARON NASSIF (Lindberg, Graciela) (Entered: 09/27/2022)
09/27/2022		Minute Entry: Video (VTC) Status Conference as to JOHN MARON NASSIF held on 9/27/2022 before Judge John D. Bates. Parties discussed the extension/reopening of the plea offer. Parties to submit a Status Report by 10/6/2022 at 12:00 PM (noon) to inform the Court if they will be proceeding to trial. Motions in Limine are due by 10/24/2022; Responses are due by 11/2/2022; Replies are due by 11/4/2022. Another Video (VTC) Status Conference / Pretrial Conference is set for 11/7/2022 at 12:00 PM in Telephonic/VTC before Judge John D. Bates. The Court finds in the interest of justice (XR) that the time between 8/10/2022 and 12/5/2022 shall be excluded from the speedy trial calculation. Defendant remains on release. Court Reporter: Elizabeth Saint-Loth; Defense Attorney: James T. Skuthan; US Attorneys: Elizabeth Nash Eriksen and Graciela Rodriguez Lindberg. (jth) (Entered: 09/27/2022)
10/06/2022	<u>44</u>	Joint STATUS REPORT by USA as to JOHN MARON NASSIF (Eriksen, Elizabeth) (Entered: 10/06/2022)
10/24/2022	<u>45</u>	MOTION in Limine <i>to Preclude Reference to Offenses as Misdemeanors</i> by JOHN MARON NASSIF. (Skuthan, James) (Entered: 10/24/2022)

10/24/2022	<u>46</u>	MOTION in Limine <i>to Preclude Use of Prejudicial Terminology</i> by JOHN MARON NASSIF. (Skuthan, James) (Entered: 10/24/2022)
10/24/2022	<u>47</u>	MOTION in Limine <i>to Preclude Government Arguments for Vicarious Criminal Liability</i> by JOHN MARON NASSIF. (Skuthan, James) (Entered: 10/24/2022)
10/24/2022	<u>48</u>	MOTION in Limine <i>TO PRECLUDE ARGUMENTS AND EVIDENCE ABOUT ALLEGED LAW ENFORCEMENT INACTION</i> by USA as to JOHN MARON NASSIF. (Eriksen, Elizabeth) (Entered: 10/24/2022)
10/24/2022	<u>49</u>	MOTION in Limine <i>REGARDING CROSS-EXAMINATION OF U.S. SECRET SERVICE WITNESS</i> by USA as to JOHN MARON NASSIF. (Eriksen, Elizabeth) (Entered: 10/24/2022)
10/24/2022	<u>50</u>	MOTION in Limine <i>Regarding Evidence of Specific Locations of U.S. Capitol Police Surveillance Cameras</i> by USA as to JOHN MARON NASSIF. (Attachments: # <u>1</u> Declaration)(Morgan, Brian) (Entered: 10/24/2022)
11/02/2022	<u>51</u>	RESPONSE by USA as to JOHN MARON NASSIF re <u>47</u> MOTION in Limine <i>to Preclude Government Arguments for Vicarious Criminal Liability</i> , <u>46</u> MOTION in Limine <i>to Preclude Use of Prejudicial Terminology</i> , <u>45</u> MOTION in Limine <i>to Preclude Reference to Offenses as Misdemeanors</i> (Eriksen, Elizabeth) (Entered: 11/02/2022)
11/02/2022	<u>52</u>	RESPONSE by JOHN MARON NASSIF re <u>50</u> MOTION in Limine <i>Regarding Evidence of Specific Locations of U.S. Capitol Police Surveillance Cameras</i> (Skuthan, James) (Entered: 11/02/2022)
11/02/2022	<u>53</u>	RESPONSE by JOHN MARON NASSIF re <u>49</u> MOTION in Limine <i>REGARDING CROSS-EXAMINATION OF U.S. SECRET SERVICE WITNESS</i> (Skuthan, James) (Entered: 11/02/2022)
11/02/2022	<u>54</u>	RESPONSE by JOHN MARON NASSIF re <u>48</u> MOTION in Limine <i>TO PRECLUDE ARGUMENTS AND EVIDENCE ABOUT ALLEGED LAW ENFORCEMENT INACTION</i> (Skuthan, James) (Entered: 11/02/2022)
11/04/2022	<u>55</u>	REPLY by JOHN MARON NASSIF re <u>51</u> Response to motion, <i>in Limine to Preclude References to Offenses as Misdemeanors</i> (Skuthan, James) (Entered: 11/04/2022)
11/04/2022	<u>56</u>	REPLY by JOHN MARON NASSIF re <u>51</u> Response to motion, <i>in Limine to Preclude Use of Prejudicial Terminology</i> (Skuthan, James) (Entered: 11/04/2022)
11/04/2022	<u>57</u>	REPLY by USA as to JOHN MARON NASSIF re <u>54</u> Response to motion <i>in Limine TO PRECLUDE ARGUMENTS AND EVIDENCE ABOUT ALLEGED LAW ENFORCEMENT INACTION</i> (Eriksen, Elizabeth) (Entered: 11/04/2022)
11/07/2022		Minute Entry: Status Conference as to JOHN MARON NASSIF held on 11/7/2022 before Judge John D. Bates: Parties discussed posture of case and trial. Defendant's oral motion to convert jury trial to bench trial; heard and GRANTED. Bench Trial set for 12/6/2022 at 09:30 AM in Courtroom 30A- In Person before Judge John D. Bates. Defendant remains on release. Court Reporter: Lisa Moreira; Defense Attorney: James T. Skuthan; US Attorneys: Elizabeth Nash Eriksen. (tb) (Entered: 11/08/2022)
11/15/2022	<u>59</u>	<i>Waiver of Trial by Jury</i> by JOHN MARON NASSIF. (Skuthan, James) <i>Modified Text on 11/16/2022 (zhsj)</i> . (Entered: 11/15/2022)
11/21/2022	<u>60</u>	

		TRIAL BRIEF by USA as to JOHN MARON NASSIF (Eriksen, Elizabeth) (Entered: 11/21/2022)
11/22/2022	<u>61</u>	MOTION to Travel by JOHN MARON NASSIF. (Attachments: # <u>1</u> Text of Proposed Order)(Skuthan, James) (Entered: 11/22/2022)
11/23/2022		MINUTE ORDER: Defendant John Nassif has filed <u>61</u> a motion for payment of travel expenses pursuant to 18 U.S.C. § 4285 requesting round-trip travel fare and subsistence expenses. The statute authorizes the Court to direct the United States marshal to arrange for transportation or furnish the fare for transportation "to the place where [defendant's] appearance is required" and also provides a per diem "amount of money for subsistence expenses to his destination." Upon consideration of the motion, and the entire record herein, it is hereby ORDERED that the motion is granted insofar as it requests travel fare to Court and subsistence expenses; it is further ORDERED that the United States marshal arrange for noncustodial transportation or furnish the fare for transportation from defendant's home in Chuluota, Florida to Washington, D.C. for his upcoming trial beginning on December 6, 2022 and furnish money for subsistence expenses for defendant's travel to Washington D.C. in an amount not to exceed the amount authorized as a per diem allowance for travel by 5 U.S.C. § 5702(a); and it is further ORDERED that the motion is denied without prejudice insofar as it requests assistance with transportation from Washington, D.C. back to Chuluota, Florida. Should defendant continue to request funds for the return trip, he shall file a motion providing further support for his argument that the Court is authorized to order such funds notwithstanding the language of 18 U.S.C. § 4285 authorizing only transportation to the Court. SO ORDERED. Signed by Judge John D. Bates on 11/23/2022. (lcjdb3) (Entered: 11/23/2022)
11/29/2022	<u>62</u>	EXHIBIT LIST by USA as to JOHN MARON NASSIF (Eriksen, Elizabeth) (Entered: 11/29/2022)
11/29/2022	<u>63</u>	TRIAL BRIEF by JOHN MARON NASSIF (Skuthan, James) (Entered: 11/29/2022)
11/30/2022	<u>64</u>	REQUEST for Offense Instruction by JOHN MARON NASSIF. (Attachments: # <u>1</u> Final Offense and Jury Instructions) (Skuthan, James) Modified Event on 12/5/2022 (zhsj). (Entered: 11/30/2022)
11/30/2022	<u>65</u>	EXHIBIT LIST by JOHN MARON NASSIF (Skuthan, James) (Entered: 11/30/2022)
12/02/2022	<u>66</u>	EXHIBIT LIST by JOHN MARON NASSIF (Skuthan, James) (Entered: 12/02/2022)
12/06/2022		Minute Entry: Bench Trial as to JOHN MARON NASSIF begun on 12/6/2022 before Judge John D. Bates on Counts 1 thru 4: Opening statements; Defendant's oral renewed motion to dismiss; heard and taken under advisement. Government witnesses: Jessica Baboulis; Milagro Walraven; Gregory Tarbert; Ashley Mancuso and Marc Charrion Bench Trial continued to 12/7/2022 at 09:30 AM in Courtroom 30A- In Person before Judge John D. Bates. Defendant remains on release. Court Reporter: Cheryl Powell (Alabama); Defense Attorney: James T. Skuthan; US Attorneys: Brian Morgan and Elizabeth Nash Eriksen. (tb) Modified on 12/8/2022 (tb). (Entered: 12/06/2022)
12/07/2022		Minute Entry: Bench Trial as to JOHN MARON NASSIF held on 12/7/2022 before Judge John D. Bates on Counts 1 thru 4: Government rested; renewed Rule 29 motion and motion to dismiss by defendant; heard and taken under advisement. Defendant witness: John Nassif. Defendant rested. Renewed Rule 29 motion and motion to dismiss by defendant; heard and taken under advisement. Closing arguments; case

		submitted. Bench Trial (Verdict) set for 12/8/2022 at 10:30 AM in Courtroom 30A– In Person before Judge John D. Bates. Defendant remains on release. Court Reporter: Cheryl Powell (Alabama); Defense Attorney: James T. Skuthan; US Attorneys: Brian Morgan and Elizabeth Nash Eriksen. (tb) Modified on 12/8/2022 (tb) (Entered: 12/07/2022)
12/08/2022		Minute Entry: Bench Trial resumed and concluded (VERDICT) as to JOHN MARON NASSIF on 12/8/2022 before Judge John D. Bates on Counts 1 thru 4: The Court DENIES defendant's renewed motions to dismiss or for judgment of acquittal. The Court has found the defendant GUILTY as to all counts. Sentencing memoranda due by 3/6/2023. Sentencing set for 3/13/2023 at 10:00 AM in Courtroom 30A– In Person before Judge John D. Bates. REFERRAL TO PROBATION OFFICE for Presentence Investigation as to JOHN MARION NASSIF. Defendant remains on release. Court Reporter: Cheryl Powell (Alabama); Defense Attorney: James T. Skuthan; US Attorneys: Brian Morgan and Elizabeth Nash Eriksen. (tb) (Entered: 12/08/2022)
12/19/2022	<u>67</u>	Unopposed MOTION for Extension of Time to <i>file Motion for New Trial and, MOTION for Acquittal Judgment of Acquittal</i> by JOHN MARON NASSIF. (Skuthan, James) (Entered: 12/19/2022)
12/19/2022		MINUTE ORDER: Upon consideration of <u>67</u> defendant John Maron Nassif's unopposed motion for extension of time, and the entire record herein, it is hereby ORDERED that the motion is GRANTED; it is further ORDERED that Nassif file any motion for acquittal and/or a new trial by not later than January 11, 2023. SO ORDERED. Signed by Judge John D. Bates on 12/19/2022. (lcjdb3) (Entered: 12/19/2022)
12/20/2022		Set/Reset Deadlines as to JOHN MARON NASSIF: Motion due by 1/11/2023. (tb) (Entered: 12/20/2022)
01/10/2023	<u>68</u>	<p>TRANSCRIPT OF BENCH TRIAL VOL I in case as to JOHN MARON NASSIF before Judge John D. Bates held on 12/06/22; Page Numbers: 1–227. Court Reporter/Transcriber Cheryl K. Powell, CCR, RPR, FCRR, Telephone number 251–690–3003, Transcripts may be ordered by submitting the <u>Transcript Order Form</u></p> <p>For the first 90 days after this filing date, the transcript may be viewed at the courthouse at a public terminal or purchased from the court reporter referenced above. After 90 days, the transcript may be accessed via PACER. Other transcript formats, (multi–page, condensed, CD or ASCII) may be purchased from the court reporter.</p> <p>NOTICE RE REDACTION OF TRANSCRIPTS: The parties have twenty–one days to file with the court and the court reporter any request to redact personal identifiers from this transcript. If no such requests are filed, the transcript will be made available to the public via PACER without redaction after 90 days. The policy, which includes the five personal identifiers specifically covered, is located on our website at www.dcd.uscourts.gov.</p> <p>Redaction Request due 1/31/2023. Redacted Transcript Deadline set for 2/10/2023. Release of Transcript Restriction set for 4/10/2023.(ckp) (Entered: 01/10/2023)</p>
01/10/2023	<u>69</u>	TRANSCRIPT OF BENCH TRIAL VOL II in case as to JOHN MARON NASSIF before Judge John D. Bates held on 12/07/22; Page Numbers: 1–177. Court Reporter/Transcriber Cheryl K. Powell, CCR, RPR, FCRR, Telephone number 251–690–3003, Transcripts may be ordered by submitting the <u>Transcript Order Form</u>

		<p>For the first 90 days after this filing date, the transcript may be viewed at the courthouse at a public terminal or purchased from the court reporter referenced above. After 90 days, the transcript may be accessed via PACER. Other transcript formats, (multi-page, condensed, CD or ASCII) may be purchased from the court reporter.</p> <p>NOTICE RE REDACTION OF TRANSCRIPTS: The parties have twenty-one days to file with the court and the court reporter any request to redact personal identifiers from this transcript. If no such requests are filed, the transcript will be made available to the public via PACER without redaction after 90 days. The policy, which includes the five personal identifiers specifically covered, is located on our website at www.dcd.uscourts.gov.</p> <p>Redaction Request due 1/31/2023. Redacted Transcript Deadline set for 2/10/2023. Release of Transcript Restriction set for 4/10/2023.(ckp) (Entered: 01/10/2023)</p>
01/10/2023	<u>70</u>	<p>TRANSCRIPT OF BENCH TRIAL VOL III in case as to JOHN MARON NASSIF before Judge John D. Bates held on 12/08/22; Page Numbers: 1-29. Court Reporter/Transcriber Cheryl K. Powell, CCR, RPR, FCRR, Telephone number 251-690-3003, Transcripts may be ordered by submitting the <u>Transcript Order Form</u></p> <p>For the first 90 days after this filing date, the transcript may be viewed at the courthouse at a public terminal or purchased from the court reporter referenced above. After 90 days, the transcript may be accessed via PACER. Other transcript formats, (multi-page, condensed, CD or ASCII) may be purchased from the court reporter.</p> <p>NOTICE RE REDACTION OF TRANSCRIPTS: The parties have twenty-one days to file with the court and the court reporter any request to redact personal identifiers from this transcript. If no such requests are filed, the transcript will be made available to the public via PACER without redaction after 90 days. The policy, which includes the five personal identifiers specifically covered, is located on our website at www.dcd.uscourts.gov.</p> <p>Redaction Request due 1/31/2023. Redacted Transcript Deadline set for 2/10/2023. Release of Transcript Restriction set for 4/10/2023.(ckp) (Entered: 01/10/2023)</p>
01/11/2023	<u>71</u>	<p>Second MOTION for Extension of Time to <i>file Motion for New Trial and Motion for Judgment of Acquittal</i> by JOHN MARON NASSIF. (Skuthan, James) (Entered: 01/11/2023)</p>
01/11/2023		<p>MINUTE ORDER: Upon consideration of <u>71</u> defendant John Maron Nassif's unopposed motion for extension of time, and the entire record herein, it is hereby ORDERED that the motion is GRANTED; it is further ORDERED that Nassif shall file any motion for acquittal and/or a new trial by not later than January 18, 2023. SO ORDERED. Signed by Judge John D. Bates on 1/11/2023. (lcjdb3) (Entered: 01/11/2023)</p>
01/18/2023		<p>Set/Reset Deadlines as to JOHN MARON NASSIF: Motion for acquittal due by 1/18/2023. (tb) (Entered: 01/18/2023)</p>
02/17/2023	<u>73</u>	<p>Unopposed MOTION to Continue <i>Sentencing Hearing</i> by JOHN MARON NASSIF. (Skuthan, James) (Entered: 02/17/2023)</p>
02/21/2023		<p>Set/Reset Hearings as to JOHN MARON NASSIF: Sentencing reset for 4/27/2023 at 01:30 PM in Courtroom 30A- In Person before Judge John D. Bates. (tb) (Entered: 02/21/2023)</p>

		02/21/2023)
02/24/2023	<u>74</u>	<p>TRANSCRIPT OF PROCEEDINGS in case as to JOHN MARON NASSIF before Judge John D. Bates held on December 6, 2022; Page Numbers: 1–227. Date of Issuance:February 24, 2023. Court Reporter/Transcriber Cheryl Powell, Telephone number 202–354–3044, Transcripts may be ordered by submitting the <u>Transcript Order Form</u></p> <p>For the first 90 days after this filing date, the transcript may be viewed at the courthouse at a public terminal or purchased from the court reporter referenced above. After 90 days, the transcript may be accessed via PACER. Other transcript formats, (multi–page, condensed, CD or ASCII) may be purchased from the court reporter.</p> <p>NOTICE RE REDACTION OF TRANSCRIPTS: The parties have twenty–one days to file with the court and the court reporter any request to redact personal identifiers from this transcript. If no such requests are filed, the transcript will be made available to the public via PACER without redaction after 90 days. The policy, which includes the five personal identifiers specifically covered, is located on our website at www.dcd.uscourts.gov.</p> <p>Redaction Request due 3/17/2023. Redacted Transcript Deadline set for 3/27/2023. Release of Transcript Restriction set for 5/25/2023.(Dickman, Janice) (Entered: 02/24/2023)</p>
02/24/2023	<u>75</u>	<p>TRANSCRIPT OF PROCEEDINGS in case as to JOHN MARON NASSIF before Judge John D. Bates held on December 7, 2022; Page Numbers: 1–177. Date of Issuance:February 24, 2023. Court Reporter/Transcriber Cheryl Powell, Telephone number 202–354–3044, Transcripts may be ordered by submitting the <u>Transcript Order Form</u></p> <p>For the first 90 days after this filing date, the transcript may be viewed at the courthouse at a public terminal or purchased from the court reporter referenced above. After 90 days, the transcript may be accessed via PACER. Other transcript formats, (multi–page, condensed, CD or ASCII) may be purchased from the court reporter.</p> <p>NOTICE RE REDACTION OF TRANSCRIPTS: The parties have twenty–one days to file with the court and the court reporter any request to redact personal identifiers from this transcript. If no such requests are filed, the transcript will be made available to the public via PACER without redaction after 90 days. The policy, which includes the five personal identifiers specifically covered, is located on our website at www.dcd.uscourts.gov.</p> <p>Redaction Request due 3/17/2023. Redacted Transcript Deadline set for 3/27/2023. Release of Transcript Restriction set for 5/25/2023.(Dickman, Janice) (Entered: 02/24/2023)</p>
02/24/2023	<u>76</u>	<p>TRANSCRIPT OF PROCEEDINGS in case as to JOHN MARON NASSIF before Judge John D. Bates held on December 8, 2022; Page Numbers: 1–29. Date of Issuance:February 24, 2023. Court Reporter/Transcriber Cheryl Powell, Telephone number 202–354–3044, Transcripts may be ordered by submitting the <u>Transcript Order Form</u></p>

		<p>For the first 90 days after this filing date, the transcript may be viewed at the courthouse at a public terminal or purchased from the court reporter referenced above. After 90 days, the transcript may be accessed via PACER. Other transcript formats, (multi-page, condensed, CD or ASCII) may be purchased from the court reporter.</p> <p>NOTICE RE REDACTION OF TRANSCRIPTS: The parties have twenty-one days to file with the court and the court reporter any request to redact personal identifiers from this transcript. If no such requests are filed, the transcript will be made available to the public via PACER without redaction after 90 days. The policy, which includes the five personal identifiers specifically covered, is located on our website at www.dcd.uscourts.gov.</p> <p>Redaction Request due 3/17/2023. Redacted Transcript Deadline set for 3/27/2023. Release of Transcript Restriction set for 5/25/2023.(Dickman, Janice) (Entered: 02/24/2023)</p>
04/19/2023	<u>80</u>	NOTICE of Filing by JOHN MARON NASSIF (Attachments: # <u>1</u> Letters of Support and Military Records)(Skuthan, James) (Entered: 04/19/2023)
04/20/2023	<u>81</u>	SENTENCING MEMORANDUM by USA as to JOHN MARON NASSIF (Morgan, Brian) (Entered: 04/20/2023)
04/21/2023	<u>82</u>	MOTION for Leave to File <i>Sentencing Memorandum Out of Time</i> by JOHN MARON NASSIF. (Skuthan, James) (Entered: 04/21/2023)
04/24/2023	<u>83</u>	SENTENCING MEMORANDUM by JOHN MARON NASSIF (Skuthan, James) Modified on 5/1/2023 (zhsj). (Entered: 04/21/2023)
04/24/2023		MINUTE ORDER: Upon consideration of <u>82</u> defendant's motion for leave to file, and the entire record herein, it is hereby ORDERED that the motion is GRANTED; and it is further ORDERED that <u>83</u> defendant's sentencing memo is filed as of April 21, 2023. SO ORDERED. Signed by Judge John D. Bates on 4/24/2023. (lcjdb3) (Entered: 04/24/2023)
04/25/2023	<u>84</u>	EXHIBIT LIST by JOHN MARON NASSIF (Skuthan, James) (Entered: 04/25/2023)
04/27/2023	<u>85</u>	EXHIBIT LIST by JOHN MARON NASSIF (Skuthan, James) (Entered: 04/27/2023)
04/27/2023	<u>86</u>	NOTICE of filing of videos by USA as to JOHN MARON NASSIF (Morgan, Brian) (Entered: 04/27/2023)
04/27/2023		Minute Entry: Sentencing held on 4/27/2023 as to JOHN MARON NASSIF (1) before Judge John D. Bates on all counts. Count(s) 1 and 2: Defendant sentenced to SEVEN (7) months of incarceration per count to run concurrently with each other and counts 3 and 4; TWELVE (12) months of Supervised Release on counts 1 and 2 to run concurrently with each other; Special Assessment of \$25.00 for each count totaling \$50.00; and Restitution in the amount of 500.00. Count(s) 3 and 4: Defendant sentenced to SIX (6) months of incarceration per count to run concurrently with counts 1 and 2; Special Assessment of \$10.00 each count totaling \$20.00. Defendant shall voluntarily self-surrender. Defendant remains on release. Court Reporter: Nancy Meyers; Defense Attorney: James Skuthan; US Attorney: Brian Morgan and Elizabeth Nash Eriksen. (tb) Modified on 4/28/2023 (tb). (Entered: 04/28/2023)
04/27/2023	<u>87</u>	JUDGMENT as to JOHN MARON NASSIF. Statement of Reasons Not Included. Signed by Judge John D. Bates on 4/27/2023. (zhsj) (Entered: 05/08/2023)

04/27/2023	<u>88</u>	STATEMENT OF REASONS as to JOHN MARON NASSIF re <u>87</u> Judgment Access to the PDF Document is restricted per Judicial Conference Policy. Access is limited to Counsel of Record and the Court. Signed by Judge John D. Bates on 5/5/2023. (zhsj) (Entered: 05/08/2023)
05/12/2023	<u>89</u>	NOTICE OF APPEAL – Final Judgment by JOHN MARON NASSIF re <u>87</u> Judgment. Fee Status: No Fee Paid. Parties have been notified. (Skuthan, James) (Entered: 05/12/2023)

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA

v.

CASE NO. 1:21-CR-00421-JDB-1

JOHN MARON NASSIF

_____ /

NOTICE OF APPEAL

NOTICE IS HEREBY GIVEN that John Maron Nassif, pursuant to Fed.R. App. P. 4(b), appeals to the United States Court of Appeals for the District of Columbia Circuit from the district court's judgment and sentence filed in this matter on April 27, 2023, at Doc. 87.

Dated this 12th day of May 2023.

Respectfully submitted,

A. Fitzgerald Hall, Esq.
Federal Defender, MDFL

/s/ James T. Skuthan
James T. Skuthan, Esq.
First Assistant Federal Defender
Florida Bar Number 0544124
201 S. Orange Avenue, Ste. 300
Orlando, Florida 32801
Telephone: 407-648-6760
Facsimile: 407-648-6095
E-Mail: jim_skuthan@fd.org
Counsel for the Defendant

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 12th day of May 2023, a true and correct copy of the foregoing was furnished by using the CM/ECF system to the Clerk of the Court, which will send notice of such filing to all counsel of record.

/s/ James T. Skuthan
James T. Skuthan, Esq.

UNITED STATES DISTRICT COURT

District of Columbia 

UNITED STATES OF AMERICA

v.

JOHN MARON NASSIF

JUDGMENT IN A CRIMINAL CASE

Case Number: 21-421 (JDB)

USM Number: 44109-509

James Skuthan

Defendant's Attorney

THE DEFENDANT:

pleaded guilty to count(s) _____

pleaded nolo contendere to count(s) _____
which was accepted by the court.

was found guilty on count(s) 1, 2, 3, and 4 of the Information filed on June 22, 2021
after a plea of not guilty.

The defendant is adjudicated guilty of these offenses:

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Offense Ended</u>	<u>Count</u>
18:1752(a)(1)	Entering and Remaining in a Restricted Building.	1/6/2021	1
18:1752(a)(2)	Disorderly and Disruptive Conduct in a Restricted Building.	1/6/2021	2

CONT'D NEXT PAGE

The defendant is sentenced as provided in pages 2 through 8 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

The defendant has been found not guilty on count(s) _____

Count(s) _____ is are dismissed on the motion of the United States.

It is ordered that the defendant must notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and United States attorney of material changes in economic circumstances.

4/27/2023

Date of Imposition of Judgment

John D. Bates

Digitally signed by John D. Bates
Date: 2023.05.05 12:51:39 -04'00'

Signature of Judge

John D. Bates

U.S. District Judge

Name and Title of Judge

Date

DEFENDANT:
CASE NUMBER: 21-421 (JDB)

ADDITIONAL COUNTS OF CONVICTION

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Offense Ended</u>	<u>Count</u>
40:5104(e)(2)(D)	Violent Entry and Disorderly Conduct in a Capitol Building.	1/6/2021	3
40:5104(e)(2)(G)	Parading, Demonstrating, or Picketing in a Capitol Building.	1/6/2021	4

DEFENDANT:
CASE NUMBER: 21-421 (JDB)

IMPRISONMENT

The defendant is hereby committed to the custody of the Federal Bureau of Prisons to be imprisoned for a total term of:

SEVEN (7) MONTHS ON COUNTS ONE (1) AND TWO (2) TO RUN CONCURRENTLY WITH EACH OTHER AND CONCURRENTLY WITH COUNTS THREE (3) AND FOUR (4). SIX (6) MONTHS ON COUNTS THREE (3) AND FOUR (4) TO RUN CONCURRENTLY WITH EACH OTHER AND CONCURRENTLY WITH COUNTS ONE (1) AND TWO (2).

The court makes the following recommendations to the Bureau of Prisons:

1. That the defendant be incarcerated at the Bureau of Prisons' facility at FCI Coleman, FL.

The defendant is remanded to the custody of the United States Marshal.

The defendant shall surrender to the United States Marshal for this district:

at _____ a.m. p.m. on _____.

as notified by the United States Marshal.

The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:

before 2 p.m. on _____.

as notified by the United States Marshal.

as notified by the Probation or Pretrial Services Office.

RETURN

I have executed this judgment as follows:

Defendant delivered on _____ to _____
at _____, with a certified copy of this judgment.

UNITED STATES MARSHAL

By _____
DEPUTY UNITED STATES MARSHAL

DEFENDANT:

CASE NUMBER: 21-421 (JDB)

SUPERVISED RELEASE

Upon release from imprisonment, you will be on supervised release for a term of:

TWELVE (12) MONTHS ON COUNTS ONE (1) AND TWO (2) TO RUN CONCURRENTLY WITH EACH OTHER. NO PERIOD OF SUPERVISED RELEASE IMPOSED ON COUNTS THREE (3) AND FOUR (4).

MANDATORY CONDITIONS

1. You must not commit another federal, state or local crime.
2. You must not unlawfully possess a controlled substance.
3. You must refrain from any unlawful use of a controlled substance. You must submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as determined by the court.
 - The above drug testing condition is suspended, based on the court's determination that you pose a low risk of future substance abuse. *(check if applicable)*
4. You must make restitution in accordance with 18 U.S.C. §§ 3663 and 3663A or any other statute authorizing a sentence of restitution. *(check if applicable)*
5. You must cooperate in the collection of DNA as directed by the probation officer. *(check if applicable)*
6. You must comply with the requirements of the Sex Offender Registration and Notification Act (34 U.S.C. § 20901, *et seq.*) as directed by the probation officer, the Bureau of Prisons, or any state sex offender registration agency in the location where you reside, work, are a student, or were convicted of a qualifying offense. *(check if applicable)*
7. You must participate in an approved program for domestic violence. *(check if applicable)*

You must comply with the standard conditions that have been adopted by this court as well as with any other conditions on the attached page.

DEFENDANT:
CASE NUMBER: 21-421 (JDB)

STANDARD CONDITIONS OF SUPERVISION

As part of your supervised release, you must comply with the following standard conditions of supervision. These conditions are imposed because they establish the basic expectations for your behavior while on supervision and identify the minimum tools needed by probation officers to keep informed, report to the court about, and bring about improvements in your conduct and condition.

1. You must report to the probation office in the federal judicial district where you are authorized to reside within 72 hours of your release from imprisonment, unless the probation officer instructs you to report to a different probation office or within a different time frame.
2. After initially reporting to the probation office, you will receive instructions from the court or the probation officer about how and when you must report to the probation officer, and you must report to the probation officer as instructed.
3. You must not knowingly leave the federal judicial district where you are authorized to reside without first getting permission from the court or the probation officer.
4. You must answer truthfully the questions asked by your probation officer.
5. You must live at a place approved by the probation officer. If you plan to change where you live or anything about your living arrangements (such as the people you live with), you must notify the probation officer at least 10 days before the change. If notifying the probation officer in advance is not possible due to unanticipated circumstances, you must notify the probation officer within 72 hours of becoming aware of a change or expected change.
6. You must allow the probation officer to visit you at any time at your home or elsewhere, and you must permit the probation officer to take any items prohibited by the conditions of your supervision that he or she observes in plain view.
7. You must work full time (at least 30 hours per week) at a lawful type of employment, unless the probation officer excuses you from doing so. If you do not have full-time employment you must try to find full-time employment, unless the probation officer excuses you from doing so. If you plan to change where you work or anything about your work (such as your position or your job responsibilities), you must notify the probation officer at least 10 days before the change. If notifying the probation officer at least 10 days in advance is not possible due to unanticipated circumstances, you must notify the probation officer within 72 hours of becoming aware of a change or expected change.
8. You must not communicate or interact with someone you know is engaged in criminal activity. If you know someone has been convicted of a felony, you must not knowingly communicate or interact with that person without first getting the permission of the probation officer.
9. If you are arrested or questioned by a law enforcement officer, you must notify the probation officer within 72 hours.
10. You must not own, possess, or have access to a firearm, ammunition, destructive device, or dangerous weapon (i.e., anything that was designed, or was modified for, the specific purpose of causing bodily injury or death to another person such as nunchakus or tasers).
11. You must not act or make any agreement with a law enforcement agency to act as a confidential human source or informant without first getting the permission of the court.
12. If the probation officer determines that you pose a risk to another person (including an organization), the probation officer may require you to notify the person about the risk and you must comply with that instruction. The probation officer may contact the person and confirm that you have notified the person about the risk.
13. You must follow the instructions of the probation officer related to the conditions of supervision.

U.S. Probation Office Use Only

A U.S. probation officer has instructed me on the conditions specified by the court and has provided me with a written copy of this judgment containing these conditions. For further information regarding these conditions, see *Overview of Probation and Supervised Release Conditions*, available at: www.uscourts.gov.

Defendant's Signature _____

Date _____

DEFENDANT:

CASE NUMBER: 21-421 (JDB)

ADDITIONAL SUPERVISED RELEASE TERMS

1. The defendant must submit to substance abuse testing to determine if he has used a prohibited substance. The defendant must not attempt to obstruct or tamper with the testing methods.
2. The defendant must provide the probation officer access to any requested financial information and authorize the release of any financial information. The probation office may share financial information with the United States Attorney's Office.
3. The defendant must not incur new credit charges or open additional lines of credit without the approval of the probation officer.
4. The defendant must pay the balance of any restitution at a rate of no less than \$100 per month.

The Probation Office shall release the presentence investigation report to all appropriate agencies, which includes the United States Probation Office in the approved district of residence, in order to execute the sentence of the Court. Treatment agencies shall return the presentence report to the Probation Office upon the defendant's completion or termination from treatment.

DEFENDANT:
 CASE NUMBER: 21-421 (JDB)

CRIMINAL MONETARY PENALTIES

The defendant must pay the total criminal monetary penalties under the schedule of payments on Sheet 6.

	<u>Assessment</u>	<u>Restitution</u>	<u>Fine</u>	<u>AVAA Assessment*</u>	<u>JVTA Assessment**</u>
TOTALS	\$ 70.00	\$ 500.00	\$ 1,000.00	\$	\$

The determination of restitution is deferred until _____. An *Amended Judgment in a Criminal Case (AO 245C)* will be entered after such determination.

The defendant must make restitution (including community restitution) to the following payees in the amount listed below.

If the defendant makes a partial payment, each payee shall receive an approximately proportioned payment, unless specified otherwise in the priority order or percentage payment column below. However, pursuant to 18 U.S.C. § 3664(i), all nonfederal victims must be paid before the United States is paid.

<u>Name of Payee</u>	<u>Total Loss***</u>	<u>Restitution Ordered</u>	<u>Priority or Percentage</u>
Architect of the Capitol		\$500.00	
Office of the Chief Financial Officer			
Ford House Office Building, Room H2-205B			
Washington, DC 20515			

TOTALS	\$	0.00	\$	500.00
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Restitution amount ordered pursuant to plea agreement \$ _____

The defendant must pay interest on restitution and a fine of more than \$2,500, unless the restitution or fine is paid in full before the fifteenth day after the date of the judgment, pursuant to 18 U.S.C. § 3612(f). All of the payment options on Sheet 6 may be subject to penalties for delinquency and default, pursuant to 18 U.S.C. § 3612(g).

The court determined that the defendant does not have the ability to pay interest and it is ordered that:

the interest requirement is waived for the fine restitution.

the interest requirement for the fine restitution is modified as follows:

* Amy, Vicky, and Andy Child Pornography Victim Assistance Act of 2018, Pub. L. No. 115-299.

** Justice for Victims of Trafficking Act of 2015, Pub. L. No. 114-22.

*** Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18 for offenses committed on or after September 13, 1994, but before April 23, 1996.

DEFENDANT:
CASE NUMBER: 21-421 (JDB)

SCHEDULE OF PAYMENTS

Having assessed the defendant's ability to pay, payment of the total criminal monetary penalties is due as follows:

- A Lump sum payment of \$ 70.00 due immediately, balance due
- not later than _____, or
 in accordance with C, D, E, or F below; or
- B Payment to begin immediately (may be combined with C, D, or F below); or
- C Payment in equal _____ (e.g., weekly, monthly, quarterly) installments of \$ _____ over a period of _____ (e.g., months or years), to commence _____ (e.g., 30 or 60 days) after the date of this judgment; or
- D Payment in equal monthly (e.g., weekly, monthly, quarterly) installments of \$ 100.00 over a period of 15 month (e.g., months or years), to commence 30 days (e.g., 30 or 60 days) after release from imprisonment to a term of supervision; or
- E Payment during the term of supervised release will commence within _____ (e.g., 30 or 60 days) after release from imprisonment. The court will set the payment plan based on an assessment of the defendant's ability to pay at that time; or
- F Special instructions regarding the payment of criminal monetary penalties:

The financial obligations are payable to the Clerk of the Court for the U.S. District Court, 333 Constitution Ave NW, Washington, DC 20001. Within 30 days of any change of address, the defendant shall notify the Clerk of the Court of the change until such time as the financial obligation is paid. Restitution payments shall be made to the Clerk of the Court for the United States District Court, District of Columbia, for disbursement to the victim.

Unless the court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during the period of imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made to the clerk of the court.

The defendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.

Joint and Several

Case Number Defendant and Co-Defendant Names (including defendant number)	Total Amount	Joint and Several Amount	Corresponding Payee, if appropriate
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- The defendant shall pay the cost of prosecution.
- The defendant shall pay the following court cost(s):
- The defendant shall forfeit the defendant's interest in the following property to the United States:

Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) AVAA assessment, (5) fine principal, (6) fine interest, (7) community restitution, (8) JVT A assessment, (9) penalties, and (10) costs, including cost of prosecution and court costs.