

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA

v.

No. 1:21-cr-575 (JDB)

DAVID JOHN LESPERANCE, CASEY  
CUSICK, AND JAMES VARNELL  
CUSICK, JR.,

Defendants.

**DEFENSE TRIAL EXHIBIT LIST (JUNE 30, 2023)**

<u>Ex. No.</u>	<u>Description of Exhibit</u>	<u>Offered</u>	<u>Admitted/ Witness</u>
1	Slideshow of Photos of Defendants & Family or Friends		
2	CDU Operational Plan for the USCP	7-13-23	D. Scumall
3	GO-PER-120.23 (Serious Misconduct Investigations)		
4	GO-RAR-901.07 (Use of Force);		
5	GOSPT- 302.13 (Body-Worn Camera Program)		
6	RAR-901-04- Less Lethal Weapons		
7	RiotID_Guide_ENGLISH		
8	Tear_Gas_and_Pepper_Spray_Guide_ENGLISH		
9	How to Deploy Impact Munitions - Article - POLICE Magazine		
10	covering_riot_control_in_the_united_states_0		

<u>Ex. No.</u>	<u>Description of Exhibit</u>	<u>Offered</u>	<u>Admitted/ Witness</u>
11	EO_17_002- BWCs: Serious Uses of Force, Serious Misconduct		
12	Staffers Walk Out Of Congress In Protest Over Brown And Garner Cases _ NCPR News	07.11.23	Tia ✓ Summers
13	THE TRUTH - Rally-goers walk into the Capitol - Capitol Police open the doors.		
14	Examining the Capitol Attack- A review of the security, planning, and response failures on January 6th.		
15	120_21re- Disciplinary Procedures and Processes		
16	201_31re -Policing for Prevention: Use of High Visibility Patrol Tactics		
17	EO-20-044- Comprehensive Policing and Justice Reform Second Emergency Amendment Act of 2020		
18	GO-OPS-204.06- Victim/Witness Services		
19	GO - SPT - 204.01- Media		

<u>Ex. No.</u>	<u>Description of Exhibit</u>	<u>Offered</u>	<u>Admitted/ Witness</u>
20	16-013- Senior Law Enforcement Officer Emergency Act of 2016		
21	20-003- Disciplinary Procedure Updates		
22	EO-22-002- Ballistic Shield Deployment		
23	EO-22-010- Regular or Continuous Associations and Involvements		
24	GO - PER - 120.23- Serious Misconduct Investigations		
25	OMA-101-00- Directives System		
26	OMA-101-03- Organization, Authority, and Rules of the Metropolitan Police Department Reserve Corps		
27	OMA-101-09- Duties and Responsibilities of Sworn Officials		
28	OMA-101-10- Organization of the Metropolitan Police Department (MPD)		
29	PER-101-12- Senior Police Office		
30	OMA- 120 24- Revocation/Restoration of Police Powers		
31	PER-201-01- Non-Uniformed Assignments		
32	GO- 201-04- Special Assignment Positions		
33	GO- 201-11- Transfers and Changes in Assignments		
34	GO- 201-18- Detail Assignments		
35	PER-201-26- Duties, Responsibilities and Conduct of Members of the Department		
36	RAR-201-36- Metropolitan Police Department Sworn Law Enforcement Officer Code of Ethics		
37	OPR Interview with Inspector Robert Glover		
38	SPT-302-02- Radio Broadcasts and Look-outs		
39	OPS-301-02- Patrol Special Mission Units		

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40	GOC-07-05- GO-PER-120.21 (Disciplinary Procedures and Processes)		
41	USCP Policy and Procedures Manuals		
42	HSGAC&RulesFullReport_ ExaminingU.S.CapitolAttack		
43	HSC 801 02 Demonstrations Directed at Foreign Governments		
44	BWC Camera Footage Foulds, Henry (11401) Title: 20210106 - RIOT - CAPITAL BUILDING		
45	20210106 - CAPITOL SIEGE - UNITED STATES CAPITOL Bagshaw, Jason (6640) X6039BLAL		
46	BWC Camera Footage H. F. Title: 20210106 - RIOT - CAPITAL BUILDING		
47	<a href="https://rumble.com/vcjxnp-shocking-new-video-capitol-police-appear-to-just-let-protesters-into-buildi.html">https://rumble.com/vcjxnp-shocking-new-video-capitol-police-appear-to-just-let-protesters-into-buildi.html</a>		
48	BWC Camera Footage- 20210106-FIRST AMENDMENT-800 16TH ST NW ID : 21001920, 21002550 X6039BGXT		
49	<a href="https://rumble.com/vchzin-capitol-police-appear-to-remove-fence-barrier-containing-protestors.html">https://rumble.com/vchzin-capitol-police-appear-to-remove-fence-barrier-containing-protestors.html</a>		
50	Photo of Stop Pence and Trump Protest Flyer		
51	Bodycam Footage of Officer D.T		
52	BWC Footage 20210106- FIRST AMMENDMENT ASSEMBLY- VERMONT Officer T.A. X6039B98K		
53	Schedule for Wednesday January 6th 2021		
54	Hayes and Tilden Article Wikipedia		
55	Hayes and Tilden Photo		
56	20210106-FELONY APO/RIOTOUS ACTS-US CAPITOL COMPLEX Off. S.S. X6039BJ8Z		
57	Raz_of_the_CHAZ's_Livestream_Where_He_&_His_Henchmen_Atack,_Follow		
58	The Capitol Riot: As it Happened [_6uSYhyFao4]		

59	Protestor Talking about J6 1		
60	Capitol_Police_Appear_to_Remove_Fence_Barrier_Containing _Protestors		

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61	final_report_of_investigation_real		
62	Mob storming the Capitol		
63	govinfo.gov/app/collection/SMA N		
64	<a href="https://www.govinfo.gov/app/details/GPO-RIDDICK-1992/GPO-RIDDICK-1992-1/context">https://www.govinfo.gov/app/details/GPO-RIDDICK-1992/GPO-RIDDICK-1992-1/context</a>		
65	CAPVID_00002_ABQ Raw 9 minute youtube.com watch v=oYxKioXhve0.mp4		
66	People Removing Barriers		
67	Images of blood on ground		
68	Video of blood on ground.mp4		
69	Open Source Video Protestors 1		
70	Open Source Video Protestors 2		
71	Open Source Video Protestors 3		
72	20210106 - FELONY RIOT - US CAPITOL Officer L.M X6039BHJ1		
73	20210106 - FELONY RIOT - US CAPITOL Officer L.M X6039BHJ1		
74	20210106 - FELONY RIOT - US CAPITOL Officer L.M X6039BHJ1		
75	20210106 - CAPITOL SIEGE - UNITED STATES CAPITOL Officer J.B. X6039BLAL		
76	20210106 - CAPITOL SIEGE - UNITED STATES CAPITOL 1h 16m Officer J.B. X6039BLAL		
77	20210106- RIOTOUS ACTS- US CAPITAL COMPLEX Officer C.M X6039BF8M		

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78	20210106- RIOTOUS ACTS- US CAPITAL COMPLEX Officer C.M X6039BF8M		
79	2021-01-06 uscp riot Officer D.T X6039B83Q		
80	2021-01-06 uscp riot Officer D.T X6039B83Q		
81	2021-01-06 USCP Riot-Stinger Officer D.T X6039B83Q		
82	2021-01-06 USCP riot Officer D.T X6039B83Q		
83	2021-01-06 USCP riot-Mechanical Officer D.T X6039B83Q		
84	2021-01-06 uscp riot- SKAT Officer D.T X6039B83Q		
85	HAU 3RD VIDEO - 2021-01-06 USCP RIOT ECD DEPLOYM Officer D.T X6039B83Q		
86	THAU 2ND VIDEO - 2021-01-06 uscp RIOT Officer D.T X6039B83Q		
87	2021-01-06 USCP RIOTS Officer D.T X6039B83Q		
88	THAU 1ST VIDEO - 2021-01-06 USCP RIOTS Officer D.T X6039B83Q		
89	Stop Pence Trump Photo		
90	U.S. Capitol Grounds Demonstration Area Map		
91	Guidelines For Conducting an Event on United States Capitol Grounds_December 2019		
92	USCP-011-00055405_image		
93	Open source video of J6 1	7-13-23	D. Sumall

94	Open source video of J6 2		
95	Open source video of J6 3	7-13-23	D. Summell
96	Open source video of J6 4	7-13-23	D. Summell
97	Open source video of J6 5		
98	Open source video of J6 6	7-13-23	D. Summell
99	Open source video of J6 7	7-13-23	D. Summell
100	Open source video of J6 8		
101	Open source video of J6 9		
102	Open source video of J6 10		
103	5 Demonstration Permits for J6		
104	Frequencies DC 011822[25098]		
105	Crosstabs DC 011822[25099]		
106	Muriel Bowser Letter		
107	Jim Jordan Letter		
108	Photo regarding Nov. 7 1983		
109	gao-22-104829[25121]		

110	USCPJan.6Timeline[25122]		
111	DC-FirstAmendment		
112	Devin Nunes Letter to Wray		
113	PLAW-115publ435[25139]		
114	grassley_to_doj_-_failure_to_prosecute_oig_criminal_referrals[25140]		
115	07.15.22._-_january_4_2021_meeting_doj_dod[25152]		
116	04.29.22._-_comms_oag_odag_-_interim[25153]		
117	11_05_21_call_logs_for_senior_officials_from_january_6_2021[25151]		
118	DODIG-2022-039 V2 508[25149]		
119	MPD-001-00000034[25146]		
120	gao-22-104829[25148]		
121	USCPJanuary-6-Timeline[25142]		
122	HSEMA letter to Gen Walker 12_31_20[25141]		
123	Section: 24-705 FIRST AMENDMENT ASSEMBLIES: GENERAL PROVISIONS		
124	Use of Force and Officer Injury Report		
125	Several Images of Capitol under Construction		

126	Image of Riots Mostly Peaceful		
127	Muriel Bowser Announcement		
128	East side Open Source Video 1		
129	Muriel Bowser Tweet		