

U.S. District Court  
District of Columbia (Washington, DC)  
CRIMINAL DOCKET FOR CASE #: 1:21-cr-00038-CRC All Defendants

Case title: USA v. BARNETT

Date Filed: 01/29/2021

Magistrate judge case number: 1:21-mj-00013-GMH

Assigned to: Judge Christopher R. Cooper

**Defendant (1)**

**RICHARD BARNETT**  
*also known as*  
BIGO

represented by **Anthony J Siano**  
ANTHONY J. SIANO, ESQ.  
333 Westchester Avenue  
Suite 302s  
White Plains, NY 10604  
914-997-0100  
Email: tonsiano@aol.com  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**  
*Designation: Pro Hac Vice*

**Joseph Daniel McBride**  
THE MCBRIDE LAW FIRM, PLLC  
99 Park Avenue  
25th Floor  
New York, NY 10016  
917-757-9537  
Fax: 646-219-2012  
Email: jmcbride@mcbridelawny.com  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**  
*Designation: Retained*

**Pending Counts**

18 U.S.C. 1512(c)(2) and 2; TAMPERING WITH A WITNESS, VICTIM OR INFORMANT; Obstruction of an Official Proceeding and Aiding and Abetting  
(1)

18 U.S.C. 1752(a)(1) and (b)(1)(A); TEMPORARY RESIDENCE OF THE PRESIDENT; Entering and Remaining in a Restricted Building or Grounds with a Deadly or Dangerous Weapon  
(2)

18 U.S.C. 1752(a)(2) and (b)(1)(A); TEMPORARY RESIDENCE OF THE PRESIDENT; Disorderly and Disruptive Conduct in a Restricted Building or Grounds with a Deadly or Dangerous Weapon  
(3)

40 U.S.C. 5104(e)(2)(C); FEDERAL STATUTES, OTHER; Entering and Remaining in Certain Rooms in a Capitol Building  
(4)

40 U.S.C. 5104(e)(2)(D); FEDERAL STATUTES, OTHER; Disorderly Conduct in a Capitol Building  
(5)

40 U.S.C. 5104(e)(2)(G); FEDERAL STATUTES, OTHER; Parading, Demonstrating, or Picketing in a Capitol Building  
(6)

18 U.S.C. 641; PUBLIC MONEY, PROPERTY OR RECORDS; Theft of Government Property  
(7)

**Disposition**

**Highest Offense Level (Opening)**

Felony

**Terminated Counts**

None

**Disposition**

**Highest Offense Level (Terminated)**

None

**Complaints**

COMPLAINT in Violation of 18:1752(a)(1) and (2); (b)(1)(A); 40:5104(e)(2)(C) (D) and (G) and 18:641

**Disposition**

**Plaintiff**

USA

represented by **Mary Lyle Dohrmann**  
U.S. ATTORNEY'S OFFICE FOR THE DISTRICT OF COLUMBIA  
555 4th St, NW  
Washington, DC 20530  
(202) 252-7035  
Email: mary.dohrmann@usdoj.gov  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**  
*Designation: Assistant U.S. Attorney*

**NEIL E. MCGILL**

**NICOLE E. MCCLAIN**  
 U.S. ATTORNEY'S OFFICE FOR THE DISTRICT OF COLUMBIA  
 555 Fourth Street, NW  
 Washington, DC 20530  
 (202) 252-7848  
 Email: nicole.mcclain@usdoj.gov  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**  
 Designation: Assistant U.S. Attorney

Date Filed	#	Docket Text
01/07/2021	<a href="#">1</a>	SEALED COMPLAINT as to RICHARD BARNETT (l). (Attachments: # <a href="#">1</a> Statement of Facts) (zstd) [1:21-mj-00013-GMH] (Entered: 01/08/2021)
01/08/2021		Arrest of Defendant RICHARD BARNETT in the Western District of Arkansas, Fayetteville Division. (kk) [1:21-mj-00013-GMH] (Entered: 01/28/2021)
01/08/2021		Arrest of RICHARD BARNETT in US District Court Western District of Arkansas, Fayetteville Division. (bb) [1:21-mj-00013-GMH] (Entered: 01/29/2021)
01/12/2021	<a href="#">3</a>	Amended Complaint by USA as to RICHARD BARNETT re <a href="#">1</a> Complaint (Sealed) (Attachments: # <a href="#">1</a> Statement of Facts Amended)(zstd) [1:21-mj-00013-GMH] (Entered: 01/12/2021)
01/12/2021		Case unsealed as to RICHARD BARNETT (zltf) [1:21-mj-00013-GMH] (Entered: 01/13/2021)
01/15/2021	<a href="#">5</a>	MOTION to Stay <i>Release Order</i> , MOTION to Review <i>Release Order</i> by USA as to RICHARD BARNETT. (Attachments: # <a href="#">1</a> Text of Proposed Order)(Dohrmann, Mary) [1:21-mj-00013-GMH] (Entered: 01/15/2021)
01/15/2021	<a href="#">6</a>	MOTION to Transport by USA as to RICHARD BARNETT. (Attachments: # <a href="#">1</a> Text of Proposed Order)(Dohrmann, Mary) [1:21-mj-00013-GMH] (Entered: 01/15/2021)
01/15/2021	<a href="#">7</a>	ORDER, as to RICHARD BARNETT, GRANTING the government's <a href="#">5</a> Motion to Stay. Signed by Chief Judge Beryl A. Howell on January 15, 2021. (lcbah4) . Modified (typo) on 1/19/2021 (ztg). [1:21-mj-00013-GMH] (Entered: 01/15/2021)
01/15/2021	<a href="#">8</a>	ORDER, as to RICHARD BARNETT, GRANTING the government's <a href="#">6</a> Motion to Transport. Signed by Chief Judge Beryl A. Howell on January 15, 2021. (lcbah4) Modified (typo) on 1/19/2021 (ztg). [1:21-mj-00013-GMH] (Entered: 01/15/2021)
01/19/2021	<a href="#">9</a>	NOTICE OF ATTORNEY APPEARANCE Nicole E. McClain appearing for USA. (McClain, Nicole) [1:21-mj-00013-GMH] (Entered: 01/19/2021)
01/19/2021	<a href="#">17</a>	Rule 5(c)(3) Documents Received as to RICHARD BARNETT from US District Court Western District of Arkansas, Fayetteville Division Case Number 5:21-mj-5001-001 (bb) [1:21-mj-00013-GMH] (Entered: 01/29/2021)
01/26/2021	<a href="#">10</a>	LETTER by Anthony J. Siano on behalf of RICHARD BARNETT dated January 17, 2021 "Leave to file GRANTED" by Chief Beryl A. Howell. "Construed as a Motion to Vacate Transport Order, ECF No. 8." "ORDER: DENIED." Signed by Chief Beryl A. Howell on 1/25/2021. (ztg) Modified to add date of order on 1/26/2021 (ztg). [1:21-mj-00013-GMH] (Entered: 01/26/2021)
01/27/2021		NOTICE OF HEARING as to RICHARD BARNETT. The parties shall take notice that Defendant Richard Barnett will appear before Chief Judge Beryl A. Howell on 1/28/2021, at 3:15 PM via video conference for an Initial Appearance before this Court and a Hearing on the government's <a href="#">5</a> Motion for Review of Release Order. Video connection details will be provided by the deputy clerk. (ztg) [1:21-mj-00013-GMH] (Entered: 01/27/2021)
01/27/2021	<a href="#">12</a>	MEMORANDUM in Support of Pretrial Detention by USA as to RICHARD BARNETT (Attachments: # <a href="#">1</a> Exhibit, # <a href="#">2</a> Exhibit, # <a href="#">3</a> Exhibit)(Dohrmann, Mary) [1:21-mj-00013-GMH] (Entered: 01/27/2021)
01/28/2021	<a href="#">13</a>	MOTION for Leave to Appear Pro Hac Vice Tony Siano Filing fee \$ 100, receipt number ADCDC-8135111. Fee Status: Fee Paid. by RICHARD BARNETT. (Attachments: # <a href="#">1</a> Declaration Declaration of Attorney T.Siano, # <a href="#">2</a> Exhibit Certificate of Good Standing, # <a href="#">3</a> Text of Proposed Order)(Feitel, Robert) [1:21-mj-00013-GMH] (Entered: 01/28/2021)
01/28/2021		MINUTE ORDER (paperless), as to Richard Barnett, GRANTING defendant's <a href="#">13</a> Motion for Leave to Appear <i>Pro Hac Vice</i> . Mr. Siano may enter an appearance <i>pro hac vice</i> for the purpose of representing the defendant in this action. <b>Counsel should register for e-filing via PACER and file a notice of appearance pursuant to LCvR 44.5(a). Click for Instructions.</b> Signed by Chief Judge Beryl A. Howell on January 28, 2021. (lcbah4) [1:21-mj-00013-GMH] (Entered: 01/28/2021)
01/28/2021	<a href="#">14</a>	Arrest Warrant, dated 1/7/2021, returned executed in the U.S. District Court for the District of Columbia on 1/28/2021 as to Defendant RICHARD BARNETT. (kk) Modified on 1/28/2021 (kk). [1:21-mj-00013-GMH] (Entered: 01/28/2021)
01/28/2021		Minute Entry for proceedings held before Chief Judge Beryl A. Howell: Initial Appearance and Motion Hearing as to RICHARD BARNETT held via videoconference on 1/28/2021. The Defendant agreed to participate via videoconference after consultation with counsel. <a href="#">5</a> MOTION for Review of Release Order filed by USA, heard and granted. The Defendant will be held without bond pending trial. A written order will be issued by the Court. A Status Conference is scheduled for 2/2/2021, at 3:00 PM before Magistrate Judge Robin M. Meriweather. Bond Status of Defendant: Defendant committed/commitment issued. Present via video conference: Defense Attorney: Anthony J. Siano; US Attorney: Mary L. Dohrmann; Pretrial Officer: Christine Schuck. Court Reporter: Lisa Griffith. (ztg) [1:21-mj-00013-GMH] (Entered: 01/28/2021)
01/28/2021	<a href="#">15</a>	NOTICE OF ATTORNEY APPEARANCE: Anthony J Siano appearing for RICHARD BARNETT (bb) [1:21-mj-00013-GMH] (Entered: 01/28/2021)
01/29/2021	<a href="#">16</a>	ORDER OF DETENTION PENDING TRIAL, as to RICHARD BARNETT, GRANTING the government's <a href="#">5</a> Motion to Review Release Order. Signed by Chief Judge Beryl A. Howell on January 29, 2021. (lcbah4) [1:21-mj-00013-GMH] (Entered: 01/29/2021)
01/29/2021	<a href="#">18</a>	TRANSCRIPT OF PROCEEDINGS in case as to RICHARD BARNETT before Chief Judge Beryl A. Howell held on 1-28-2021; Page Numbers: 1-45. Date of Issuance:1-29-2021. Court Reporter/Transcriber Lisa Griffith, Telephone number (202) 354-3247, Transcripts may be ordered by submitting the <a href="#">Transcript Order Form</a>  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.  <b>NOTICE RE REDACTION OF TRANSCRIPTS:</b> 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 <a href="#">www.dcd.uscourts.gov</a> .  Redaction Request due 2/19/2021. Redacted Transcript Deadline set for 3/1/2021. Release of Transcript Restriction set for 4/29/2021.(Griffith, Lisa) [1:21-mj-00013-GMH] (Entered: 01/29/2021)
01/29/2021	<a href="#">19</a>	INDICTMENT as to RICHARD BARNETT (1) count(s) 1, 2, 3, 4, 5, 6, 7. (zltf) (Main Document 19 replaced on 2/2/2021) (zltf). (Entered: 02/02/2021)
02/04/2021		MINUTE ORDER as to RICHARD BARNETT. The parties are to appear for an Arraignment set for 2/5/2021 at 2:00 PM by VTC before Judge Christopher R. Cooper. The hearing will proceed by videoconferencing for the parties and by telephone for members of the public. Pursuant to Standing Order 20-20 (BAH), the Court will provide public access to the hearing. It is hereby ORDERED that the participants using the public access telephone line shall adhere to the rules set forth in Standing Order 20-20 (BAH), available on the Court's website. Toll Free Number: 888-204-5984; Access Code: 8981531. Signed by Judge Christopher R. Cooper on 2/4/2021. (lsj) (Entered: 02/04/2021)
02/05/2021		Minute Entry for video Arraignment held before Judge Christopher R. Cooper as to RICHARD BARNETT on 2/5/2021. Defendant consents to appear by video. Defendant sworn and waives the formal reading of the Indictment. Defendant enters a Plea of Not Guilty as to all counts of the Indictment. Status Conference set for 3/4/2021 at 10:00 AM by VTC before Judge Christopher R. Cooper. The Court hereby adopts in full Chief Judge Howell's findings in Standing Order 20-93 (Dec. 17, 2020) postponing jury selection and trials in the District until March 15, 2021 due to the exigent circumstances posed by the COVID-19 pandemic. In light of those exigent circumstances and the worsening state of the pandemic in the region, the Court independently finds that holding a trial in this matter in contravention of the Chief Judges order would jeopardize the health and safety of the participants, courthouse staff, and the surrounding community alike. The Court therefore, in the interest of justice, excludes the time between February 5, 2021 and March 4, 2021 from the otherwise applicable speedy trial calculations. Bond Status of Defendant: remains committed. Court Reporter: Lisa Moreira; Defense Attorney: Anthony J. Siano; US Attorney: Nicole E. McClain; Pretrial Officer: Takeysha Robinson. (lsj) (Entered: 02/05/2021)
03/02/2021	<a href="#">21</a>	NOTICE OF ATTORNEY APPEARANCE Mary Lyle Dohrmann appearing for USA. (Dohrmann, Mary) (Entered: 03/02/2021)
03/04/2021		Minute Entry for video Status Conference held before Judge Christopher R. Cooper as to RICHARD BARNETT on 3/4/2021. Further Status Conference set for 5/4/2021 at 11:00 AM by VTC before Judge Christopher R. Cooper. The Court finds it in the interest of justice to toll the speedy trial clock from 3/4/2021 through 5/4/2021. Bond Status of Defendant: remains committed. Court Reporter: Lisa Moreira; Defense Attorneys: Anthony J. Siano, Joseph McBride, Steven Metcalf and Martin Tankleff; US Attorneys: Nicole E. McClain and Mary Dohrmann. (lsj) (Entered: 03/04/2021)
03/09/2021	<a href="#">22</a>	TRANSCRIPT OF STATUS HEARING in case as to RICHARD BARNETT before Judge Christopher R. Cooper held on March 4, 2021; Page Numbers: 1-15. Date of Issuance: March 9, 2021. Court Reporter/Transcriber Lisa A. Moreira, RDR, CRR, Telephone number (202) 354-3187, Transcripts may be ordered by submitting the <a href="#">Transcript Order Form</a>  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.

transcript may be accessed via PACER. Other transcript formats, (multi-page, condensed, CD or ASCII) may be purchased from the court reporter.

**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](http://www.dcd.uscourts.gov).

Redaction Request due 3/30/2021. Redacted Transcript Deadline set for 4/9/2021. Release of Transcript Restriction set for 6/7/2021.(Moreira, Lisa) (Entered: 03/09/2021)

03/09/2021	<a href="#">23</a>	Unopposed MOTION for Protective Order by USA as to RICHARD BARNETT. (Attachments: # <a href="#">1</a> Text of Proposed Order)(McClain, Nicole) (Entered: 03/09/2021)
03/12/2021	<a href="#">24</a>	ORDER granting <a href="#">23</a> Unopposed Motion for Protective Order as to RICHARD BARNETT (1). See full order for details. Signed by Judge Christopher R. Cooper on 3/12/2021. (lcrc2) (Entered: 03/12/2021)
04/05/2021	<a href="#">25</a>	NOTICE OF ATTORNEY APPEARANCE: Joseph Daniel McBride appearing for RICHARD BARNETT (zstd) (Entered: 04/06/2021)
04/05/2021	<a href="#">26</a>	MOTION for Modification of Bail to Place Defendant on Conditional Release Pending Trial by RICHARD BARNETT. (Attachments: # <a href="#">1</a> Exhibit List, # <a href="#">2</a> Certificate of Service, # <a href="#">3</a> Status Hearing Excerpt, # <a href="#">4</a> Text of Proposed Order)(zstd) (Entered: 04/06/2021)
04/06/2021		MINUTE ORDER as to RICHARD BARNETT: The Government is hereby ORDERED to file any Response or Opposition to <a href="#">26</a> Defendant's Motion for Modification of Bail to Place Defendant on Conditional Release Pending Trial by 4/12/2021. Signed by Judge Christopher R. Cooper on 4/6/2021. (lcrc2) (Entered: 04/06/2021)
04/12/2021	<a href="#">27</a>	Memorandum in Opposition by USA as to RICHARD BARNETT re <a href="#">26</a> MOTION to Modify (Attachments: # <a href="#">1</a> Exhibit List)(Dohrmann, Mary) (Entered: 04/12/2021)
04/16/2021		MINUTE ORDER as to RICHARD BARNETT: The Court will hold a hearing on <a href="#">26</a> Defendant's Motion for Modification of Bail to Place Defendant on Conditional Release Pending Trial on 4/27/2021 at 02:30 PM via videoconference before Judge Christopher R. Cooper. Log-in information for the videoconference will be sent separately. Any reply by Defendant in support of <a href="#">26</a> Motion for Modification of Bail is due by 4/23/2021. Signed by Judge Christopher R. Cooper on 4/16/2021. (lcrc2) (Entered: 04/16/2021)
04/23/2021	<a href="#">28</a>	REPLY in Support by RICHARD BARNETT re <a href="#">26</a> MOTION for Modification of Bail (Attachments: # <a href="#">1</a> Certificate of Service, # <a href="#">2</a> Exhibit List, # <a href="#">3</a> Exhibit J, # <a href="#">4</a> Exhibit M, # <a href="#">5</a> Exhibit N)(zstd) (Entered: 04/26/2021)
04/27/2021		Minute Entry for video Motion Hearing held before Judge Christopher R. Cooper as to RICHARD BARNETT on 4/27/2021. Oral arguments submitted on Defendant's Motion <a href="#">26</a> to Modify. For reasons stated on the record, the motion is hereby GRANTED. Forthcoming Release Order. Further Status Conference set for 6/15/2021 at 10:00 AM by VTC before Judge Christopher R. Cooper. The Court finds it in the interest of justice to toll the speedy trial clock from 4/27/2021 through 6/15/2021.Bond Status of Defendant: committed; Court Reporter: Lisa Moreira; Defense Attorneys: Joseph Daniel McBride and Steven A. Metcalf, II; US Attorney: Mary Lyle Dohrmann; Pretrial Officer: Andre Sidbury (via telephone). (lsj) (Entered: 04/28/2021)
04/28/2021	<a href="#">29</a>	ORDER Setting Conditions for High Intensity Supervision Program as to RICHARD BARNETT on High Intensity Supervision Program (HISP). Signed by Judge Christopher R. Cooper on 4/28/2121. (lsj) (Entered: 04/28/2021)
06/02/2021	<a href="#">30</a>	ENTERED IN ERROR.....NOTICE of Discovery by USA as to RICHARD BARNETT (Attachments: # <a href="#">1</a> Notice to Counsel/Party)(Dohrmann, Mary) Modified on 6/2/2021 (zstd). (Entered: 06/02/2021)
06/02/2021		NOTICE OF CORRECTED DOCKET ENTRY: as to RICHARD BARNETT re <a href="#">30</a> Notice (Other) was entered in error and counsel was instructed to refile said pleading. The Notice to Counsel is not signed. (zstd) (Entered: 06/02/2021)
06/02/2021	<a href="#">31</a>	NOTICE of Discovery by USA as to RICHARD BARNETT (Attachments: # <a href="#">1</a> Discovery Letter)(Dohrmann, Mary) (Entered: 06/02/2021)

**PACER Service Center**

**Transaction Receipt**

06/08/2021 22:34:20

PACER Login:	jcburn84	Client Code:	
Description:	Docket Report	Search Criteria:	1:21-cr-00038-CRC
Billable Pages:	6	Cost:	0.60