

U.S. District Court  
District of Columbia (Washington, DC)  
CRIMINAL DOCKET FOR CASE #: 1:21-cr-00006-TJK-1

Case title: USA v. JENSEN

Date Filed: 01/11/2021

Assigned to: Judge Timothy J. Kelly

**Defendant (1)**

**DOUGLAS AUSTIN JENSEN**

represented by **Christopher Michael Davis**  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**  
*Designation: CJA Appointment*

**Pending Counts**

18:231(a)(3); CIVIL DISORDER; Civil Disorder  
(1)  
18 U.S.C. 231(a)(3); CIVIL DISORDER; Civil Disorder  
(1s)  
18:231(a)(3); CIVIL DISORDER; Civil Disorder  
(1ss)  
18:111(a)(1); ASSAULTING/RESISTING/IMPEDING  
OFFICERS/EMPLOYEES; Assaulting, Resisting, or Impeding Certain Officers or  
Employees  
(2)  
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  
(2s)  
18:1512(c)(2) and 2; TAMPERING WITH A WITNESS, VICTIM OR  
INFORMANT; Obstruction of an Official Proceeding and Aiding and Abetting  
(2ss)  
18:1752(a)(1); TEMPORARY RESIDENCE OF THE PRESIDENT; Entering and  
Remaining in a Restricted Building  
(3)  
18 U.S.C. 111(a)(1); ASSAULTING/RESISTING/IMPEDING  
OFFICERS/EMPLOYEES; Assaulting, Resisting, or Impeding Certain Officers  
(3s)  
18:111(a)(1); ASSAULTING/RESISTING/IMPEDING  
OFFICERS/EMPLOYEES; Assaulting, Resisting, or Impeding Certain Officers  
(3ss)  
18:1752(a)(2); TEMPORARY RESIDENCE OF THE PRESIDENT; Disorderly  
and Disruptive Conduct in a Restricted Building  
(4)  
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  
(4s)  
18:1752(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  
(4ss)  
40:5104(e)(2)(A); FEDERAL STATUTES, OTHER; Violent Entry and Disorderly  
Conduct in a Capitol Building  
(5)  
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  
(5s)  
18:1752(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  
(5ss)  
40:5104(e)(2)(G); FEDERAL STATUTES, OTHER; Parading, Demonstrating, or  
Picketing in a Capitol Building  
(6)  
40 U.S.C. 5104(e)(2)(D); FEDERAL STATUTES, OTHER; Disorderly Conduct in  
a Capitol Building  
(6s)  
40:5104(e)(2)(D); VIOLENT ENTRY AND DISORDERLY CONDUCT ON  
CAPITOL GROUNDS; Disorderly Conduct in a Capitol Building  
(6ss)  
40 U.S.C. 5104(e)(2)(G); FEDERAL STATUTES, OTHER; Parading,  
Demonstrating, or Picketing in a Capitol Building  
(7s)  
40:5104(e)(2)(G); VIOLENT ENTRY AND DISORDERLY CONDUCT ON  
CAPITOL GROUNDS; Parading, Demonstrating, or Picketing in a Capitol  
Building

**Disposition**

**Highest Offense Level (Opening)**

Felony

**Terminated Counts**

None

**Disposition****Highest Offense Level (Terminated)**

None

**Complaints**

COMPLAINT in VIOLATION of 18 U.S.C. 1752(a)(1); 18 U.S.C. 1752(a)(2); 40 U.S.C. 5104(e)(2)(A); 40 U.S.C. 5104(e)(2)(G); 18 U.S.C. 231(A)(3)

**Disposition****Plaintiff**

USA

represented by **Hava Arin Levenson Mirell**  
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**TERMINATED: 04/12/2021**  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**  
*Designation: Assistant U.S. Attorney*

Date Filed	#	Docket Text
01/08/2021	<a href="#">1</a>	SEALED COMPLAINT as to DOUGLAS AUSTIN JENSEN (1). (Attachments: # <a href="#">1</a> Statement of Facts) (zltf)[1:21-mj-00025-GMH *SEALED*] (Main Document 1 replaced on 2/9/2021) (zltf). (Attachment 1 replaced on 2/9/2021) (zltf). (Entered: 01/11/2021)
01/08/2021		Case unsealed as to DOUGLAS AUSTIN JENSEN (bb) (Entered: 01/21/2021)
01/08/2021		Arrest of DOUGLAS AUSTIN JENSEN in US District Court for the Southern District of Iowa. (bb) (Entered: 02/18/2021)
01/11/2021	<a href="#">3</a>	INDICTMENT as to DOUGLAS AUSTIN JENSEN (1) count(s) 1, 2, 3, 4, 5, 6. (bb) (Entered: 01/12/2021)
01/22/2021	<a href="#">5</a>	Emergency MOTION Stay and Review Release Order by USA as to DOUGLAS AUSTIN JENSEN. (Attachments: # <a href="#">1</a> Text of Proposed Order)(Nelson, James) Modified relief on 1/25/2021 (znmw). (Entered: 01/22/2021)
01/22/2021	<a href="#">6</a>	Emergency MOTION for Transport Order <i>Transport Defendant to the District of Columbia</i> by USA as to DOUGLAS AUSTIN JENSEN. (Attachments: # <a href="#">1</a> Text of Proposed Order) (Nelson, James) Modified relief on 1/25/2021 (znmw). (Entered: 01/22/2021)
01/22/2021	<a href="#">7</a>	ORDER granting <a href="#">6</a> Motion for Transport as to DOUGLAS AUSTIN JENSEN (1). See order for details. Signed by Judge Timothy J. Kelly on 1/22/21.(lctjk2) (Entered: 01/22/2021)
01/22/2021	<a href="#">8</a>	ORDER granting <a href="#">5</a> Motion for Stay as to DOUGLAS AUSTIN JENSEN (1). See Order for Details. Signed by Judge Timothy J. Kelly on 1/22/21. (lctjk2) (Entered: 01/22/2021)
01/22/2021	<a href="#">9</a>	Emergency MOTION to Review <i>Release Order</i> by USA as to DOUGLAS AUSTIN JENSEN. (See Docket Entry <a href="#">5</a> to view document). (znmw) (Entered: 01/25/2021)
01/25/2021	<a href="#">14</a>	Rule 5(c)(3) Documents Received as to DOUGLAS AUSTIN JENSEN from US District Court for the Southern District of Iowa Case Number 4:21-mj-11-HCA (Attachments: # <a href="#">1</a> Complaint, # <a href="#">2</a> Statement of Facts)(bb) (Entered: 02/18/2021)
02/10/2021	<a href="#">12</a>	SUPERSEDING INDICTMENT as to DOUGLAS AUSTIN JENSEN (1) count(s) 1s, 2s, 3s, 4s, 5s, 6s, 7s. (zltf) Modified on 2/17/2021 to add superseding (ztrm) (Entered: 02/16/2021)
02/14/2021	<a href="#">11</a>	NOTICE OF ATTORNEY APPEARANCE: Christopher Michael Davis appearing for DOUGLAS AUSTIN JENSEN (Davis, Christopher) (Entered: 02/14/2021)
02/16/2021		NOTICE OF HEARING as to DOUGLAS AUSTIN JENSEN. VTC Arraignment and Detention Hearing set for 2/23/2021 at 2:45 PM before Judge Timothy J. Kelly. The parties shall contact the Courtroom Deputy at (202) 354-3495 at least one business day in advance to make arrangements to participate. (zkh) (Entered: 02/16/2021)
02/23/2021	<a href="#">15</a>	ORDER as to DOUGLAS JENSEN granting the Government's <a href="#">5</a> Motion to Review Release Order. See order for details. Signed by Judge Timothy J. Kelly on 2/23/21. (lctjk2) (Entered: 02/23/2021)
02/23/2021		Minute Entry for proceedings held before Judge Timothy J. Kelly: VTC Arraignment/Detention Hearing as to DOUGLAS AUSTIN JENSEN as to Counts 1s, 2s, 3s, 4s, 5s, 6s, and 7s held on 2/23/2021. Defendant appeared by video. Plea of NOT GUILTY entered as to Counts 1s, 2s, 3s, 4s, 5s, 6s, and 7s. Defendant concedes detention. Order to be entered by the court. Speedy Trial Excludable (XT) started 2/23/2021 through 3/25/2021, in the interest of justice. VTC Status Conference set for 3/25/2021 at 10:00 AM Judge Timothy J. Kelly. Bond Status of Defendant: Remains Committed; Court Reporter: Timothy Miller; Defense Attorney: Christopher Michael Davis; US Attorney: Jason McCullough; Pretrial Officer: Takeysha Robinson. (zkh) (Entered: 02/23/2021)
02/26/2021		MINUTE ORDER as to DOUGLAS AUSTIN JENSEN: Pursuant to the Due Process Protections Act, the Court hereby ORDERS that all government counsel shall review their disclosure obligations under <i>Brady v. Maryland</i> , 373 U.S. 83 (1963), and its progeny, as set forth in Local Criminal Rule 5.1, and comply with those provisions. The failure to comply could result in dismissal of the indictment or information, dismissal of individual charges, exclusion of government evidence or witnesses, continuances, Bar discipline, or any other remedy that is just under the circumstances. Signed by Judge Timothy J. Kelly on 2/26/21. (lctjk2) (Entered: 02/26/2021)
03/25/2021		Minute Entry for proceedings held before Judge Timothy J. Kelly: VTC Status Conference as to DOUGLAS AUSTIN JENSEN held on 3/25/2021. Defendant appeared by video. Order to be entered by the court. Speedy Trial Excludable (XT) started 3/25/2021 through 5/6/2021, in the interest of justice. VTC Status Conference set for 5/6/2021 at 11:00 AM before Judge Timothy J. Kelly. Bond Status of Defendant: Remains Committed; Court Reporter: Timothy Miller; Defense Attorney: Christopher Michael Davis; US Attorney: James B. Nelson. (zkh) (Entered: 03/25/2021)
03/25/2021	<a href="#">16</a>	TRANSCRIPT OF STATUS CONFERENCE in case as to DOUGLAS AUSTIN JENSEN before Judge Timothy J. Kelly held on 3-25-21; Page Numbers: 1-8; Date of Issuance: 3-25-21; Court Reporter: Timothy R. Miller, Telephone Number (202) 354-3111. 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="http://www.dcd.uscourts.gov">www.dcd.uscourts.gov</a> .

		Redaction Request due 4/15/2021. Redacted Transcript Deadline set for 4/25/2021. Release of Transcript Restriction set for 6/23/2021.(Miller, Timothy) (Entered: 03/25/2021)
03/26/2021		MINUTE ORDER as to DOUGLAS AUSTIN JENSEN: It is ORDERED that if the parties intend to proceed with a plea hearing on May 6, 2021, they shall, by April 30, 2021, submit the following materials to the Court at Kelly_Chambers@dcd.uscourts.gov: (1) any written plea agreement; (2) any superseding indictment or information; (3) for each count to which Defendant intends to plead guilty, (a) the elements of the offense, (b) the factual proffer Defendant is prepared to acknowledge, (c) the applicable statutory minimum and maximum penalty, and (d) the estimated Guidelines offense level and range; and (4) if Defendant is not a United States citizen, written notice as to whether Defendant will be pleading guilty to an "aggravated felony" as defined by 8 U.S.C. § 1101(a), which would subject him to mandatory deportation. Signed by Judge Timothy J. Kelly on 3/26/21. (lctjk2) (Entered: 03/26/2021)
04/09/2021	<a href="#">17</a>	SUPERSEDING INDICTMENT as to DOUGLAS AUSTIN JENSEN (1) count(s) 1ss, 2ss, 3ss, 4ss, 5ss, 6ss, 7ss. (zstd) (Main Document 17 replaced on 4/12/2021) (zstd). (Entered: 04/10/2021)
04/12/2021	<a href="#">19</a>	NOTICE OF SUBSTITUTION OF COUNSEL as to USA. Attorney Mirell, Hava Arin Levenson added. Substituting for attorney James B. Nelson (Mirell, Hava) (Entered: 04/12/2021)
04/19/2021	<a href="#">20</a>	Consent MOTION to Continue <i>Status Hearing</i> by DOUGLAS AUSTIN JENSEN. (Attachments: # <a href="#">1</a> Text of Proposed Order)(Davis, Christopher) (Entered: 04/19/2021)
04/21/2021		MINUTE ORDER granting <a href="#">20</a> Motion to Continue as to DOUGLAS AUSTIN JENSEN. It is hereby ORDERED, for good cause shown, that the status conference currently scheduled for May 6, 2021, shall be CONTINUED until June 8, 2021 at 10:00 a.m. It is further ORDERED that if the parties intend to proceed with a plea hearing on June 8, 2021, they shall, by June 1, 2021, submit the following materials to the Court at Kelly_Chambers@dcd.uscourts.gov: (1) any written plea agreement; (2) any superseding indictment or information; (3) for each count to which Defendant intends to plead guilty, (a) the elements of the offense, (b) the factual proffer Defendant is prepared to acknowledge, (c) the applicable statutory minimum and maximum penalty, and (d) the estimated Guidelines offense level and range; and (4) if Defendant is not a United States citizen, written notice as to whether Defendant will be pleading guilty to an "aggravated felony" as defined by 8 U.S.C. § 1101(a), which would subject him to mandatory deportation. Finally, it is ORDERED that the time period from May 6, 2021, to June 8, 2021, is EXCLUDED under the Speedy Trial Act, 18 U.S.C. § 3161 et seq., by consent of the parties. The Court finds that, in light of the motions representation that the parties wish to continue negotiations regarding resolution of this matter, the ends of justice served by this continuance outweigh the best interests of the public and the defendant in a speedy trial under 18 U.S.C. § 3161(h)(7)(A). Signed by Judge Timothy J. Kelly on 4/21/21.(lctjk2) (Entered: 04/21/2021)
04/22/2021		Set/Reset Deadlines as to DOUGLAS AUSTIN JENSEN: Written Plea Agreement materials due by 6/1/2021. (zkh) (Entered: 04/22/2021)
06/02/2021		Set/Reset Hearings as to DOUGLAS AUSTIN JENSEN: VTC Arraignment set for 6/8/2021 at 10:00 AM before Judge Timothy J. Kelly. (zkh) (Entered: 06/02/2021)
06/07/2021	<a href="#">21</a>	First MOTION for Bond by DOUGLAS AUSTIN JENSEN. (Attachments: # <a href="#">1</a> Exhibit, # <a href="#">2</a> Exhibit)(Davis, Christopher) (Entered: 06/07/2021)
06/08/2021		Minute Entry for proceedings held before Judge Timothy J. Kelly: VTC Arraignment/Status Conference as to DOUGLAS AUSTIN JENSEN as to Counts 1ss, 2ss, 3ss, 4ss, 5ss, 6ss, and 7ss held on 6/8/2021. Defendant appeared by video. Plea of NOT GUILTY entered as to Counts 1ss, 2ss, 3ss, 4ss, 5ss, 6ss, and 7ss. Speedy Trial Excludable (XT) started 6/8/2021 through 6/24/2021, in the interest of justice. Government's Response to <a href="#">21</a> First MOTION for Bond due by 6/17/2021. Defendant's Reply due by 6/21/2021. VTC Bond Hearing set for 6/24/2021 at 3:00 PM before Judge Timothy J. Kelly. Bond Status of Defendant: Remains Committed; Court Reporter: Timothy Miller; Defense Attorney: Christopher Michael Davis; US Attorney: Hava Arin Levenson Mirell. (zkh) (Entered: 06/08/2021)
06/16/2021	<a href="#">22</a>	Unopposed MOTION for Protective Order by USA as to DOUGLAS AUSTIN JENSEN. (Attachments: # <a href="#">1</a> Proposed Protective Order)(Mirell, Hava) (Entered: 06/16/2021)
06/17/2021	<a href="#">23</a>	ORDER granting <a href="#">22</a> Motion for Protective Order as to DOUGLAS AUSTIN JENSEN. See order for details. Signed by Judge Timothy J. Kelly on 6/17/21. (lctjk2) (Entered: 06/17/2021)
06/17/2021	<a href="#">24</a>	Memorandum in Opposition by USA as to DOUGLAS AUSTIN JENSEN re <a href="#">21</a> First MOTION for Bond (Mirell, Hava) (Entered: 06/17/2021)
06/21/2021	<a href="#">25</a>	REPLY TO OPPOSITION to Motion by DOUGLAS AUSTIN JENSEN re <a href="#">21</a> First MOTION for Bond (Attachments: # <a href="#">1</a> Exhibit, # <a href="#">2</a> Exhibit)(Davis, Christopher) (Entered: 06/21/2021)
06/24/2021		MINUTE ORDER as to DOUGLAS JENSEN. It is hereby ORDERED that the government is directed to comply with LCrR 49(e)(1) and submit promptly notice of filing regarding video evidence marked as government's Exhibits A, B, and C, which notice shall describe (a) the length of the video exhibits and (b) the date and time stamps, if any, on the video exhibits. See LCrR 49(e)(1) ("Any document, exhibit, or attachment... that... is not in a format that readily permits electronic filing... must be identified in a Notice of Filing filed with the Court."); see Standing Order No. 21-28 (BAH), In re: Media Access to Video Exhibits in Pretrial Hearings During the COVID-19 Pandemic, D. The parties should be prepared to provide their positions regarding prompt public release of the video evidence marked as government's Exhibit A, B, and C at today's hearing. Signed by Judge Timothy J. Kelly on 6/24/21. (lctjk2) (Entered: 06/24/2021)
06/24/2021		Minute Entry for proceedings held before Judge Timothy J. Kelly: VTC Bond Hearing as to DOUGLAS AUSTIN JENSEN held on 6/24/2021. Defendant appeared by video. Oral argument heard on Defendant's <a href="#">21</a> First MOTION for Bond, and taken under advisement. Speedy Trial Excludable (XT) started 6/24/2021 through 7/27/2021, in the interest of justice. VTC Status Conference set for 7/27/2021 at 3:00 PM before Judge Timothy J. Kelly. Bond Status of Defendant: Remains Committed; Court Reporter: Timothy Miller; Defense Attorney: Christopher Michael Davis; US Attorney: Hava Arin Levenson Mirell; Pretrial Officers: Da'Shanta' Valentine Lewis and Masharia Holman. (zkh) (Entered: 06/24/2021)
06/25/2021	<a href="#">26</a>	SUPPLEMENT by DOUGLAS AUSTIN JENSEN re <a href="#">25</a> Reply to opposition to Motion to Review Detention Order (Attachments: # <a href="#">1</a> Exhibit, # <a href="#">2</a> Text of Proposed Order)(Davis, Christopher) (Entered: 06/25/2021)
07/01/2021	<a href="#">27</a>	NOTICE of Filing of Exhibits Pursuant to Rule 49 by USA as to DOUGLAS AUSTIN JENSEN (Mirell, Hava) (Entered: 07/01/2021)
07/02/2021	<a href="#">28</a>	Application for Access to Video Exhibits by Counsel for the Press Coalition as to DOUGLAS AUSTIN JENSEN. (bb) (Entered: 07/02/2021)
07/06/2021		NOTICE OF HEARING as to DOUGLAS AUSTIN JENSEN. VTC Bond Hearing set for 7/8/2021 at 10:00 AM before Judge Timothy J. Kelly. (zkh) (Entered: 07/06/2021)
07/06/2021		MINUTE ORDER: It is hereby ORDERED that the United States and Defendant shall, by July 9, 2021, respond to the Press Coalition's <a href="#">28</a> Application for Access to Video Exhibits, including their request for "permission to record, copy, download, retransmit, and otherwise further publish the[] Video Exhibits." See ECF No. 28 at 3. Signed by Judge Timothy J. Kelly on 7/6/21. (lctjk2) (Entered: 07/06/2021)
07/06/2021	<a href="#">29</a>	RESPONSE by USA as to DOUGLAS AUSTIN JENSEN re <a href="#">28</a> MOTION Application for Access to Video Exhibits (Mirell, Hava) (Entered: 07/06/2021)
07/08/2021		MINUTE ORDER as to DOUGLAS AUSTIN JENSEN: It is hereby ORDERED that the bond hearing scheduled for July 8, 2021, at 10:00 a.m. is VACATED and will be rescheduled promptly. Signed by Judge Timothy J. Kelly on 7/8/21. (lctjk2) (Entered: 07/08/2021)
07/12/2021		NOTICE OF HEARING as to DOUGLAS AUSTIN JENSEN. VTC Bond Hearing set for 7/13/2021 at 10:00 AM before Judge Timothy J. Kelly. (zkh) (Entered: 07/12/2021)
07/12/2021		MINUTE ORDER granting <a href="#">28</a> Application for Access to Video Exhibits. Upon consideration of the motion, the United States' representation in its <a href="#">29</a> Response that it consents, and the lack of opposition from Defendant, it is hereby ORDERED that the motion is GRANTED. The United States shall promptly provide to Petitioners via the procedures set forth in Standing Order No. 21-28, <i>In re: Media Access to Video Exhibits in Pretrial Hearings During the Covid-19 Pandemic</i> , the video submitted to the Court and noticed in ECF No. 27. It is further ORDERED that Petitioners are permitted to record, copy, download, retransmit, and otherwise further publish the videos. Signed by Judge Timothy J. Kelly on 7/12/21. (lctjk2) (Entered: 07/12/2021)

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