

U.S. District Court
District of Columbia (Washington, DC)
CRIMINAL DOCKET FOR CASE #: 1:21-cr-00106-TJK-2

Case title: USA v. HUGHES et al

Date Filed: 02/10/2021

Magistrate judge case number: 1:21-mj-00180-ZMF

Assigned to: Judge Timothy J. Kelly

Defendant (2)

JEROD WADE HUGHES

represented by **Jonathan Seth Zucker**
LAW OFFICES OF JONATHAN ZUCKER
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: *CJA Appointment*

Pending Counts

18 U.S.C. 231(a)(3); CIVIL DISORDER; Civil Disorder
(1)
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
(2)
18 U.S.C. 1361, 2; GOVERNMENT PROPERTY OR CONTRACTS >;
Destruction of Government Property and Aiding and Abetting
(3)
18 U.S.C. 1752(a)(1); TEMPORARY RESIDENCE OF THE PRESIDENT;
Entering and Remaining in a Restricted Building or Grounds
(4)
18 U.S.C. 1752(a)(2); TEMPORARY RESIDENCE OF THE PRESIDENT;
Disorderly and Disruptive Conduct in a Restricted Building or Grounds
(5)
40 U.S.C. 5104(e)(2)(A); FEDERAL STATUTES, OTHER; Entering and
Remaining on the Floor of Congress
(6)
40 U.S.C. 5104(e)(2)(C); FEDERAL STATUTES, OTHER; Entering and
Remaining in Certain Rooms in a Capitol Building
(7)
40 U.S.C. 5104(e)(2)(D); FEDERAL STATUTES, OTHER; Disorderly Conduct in
a Capitol Building
(8)
40 U.S.C. 5104(e)(2)(G); FEDERAL STATUTES, OTHER; Parading,
Demonstrating, or Picketing in a Capitol Building
(9)

Disposition

Highest Offense Level (Opening)

Felony

Terminated Counts

None

Disposition

Highest Offense Level (Terminated)

None

Complaints

COMPLAINT in Violation of 18:1512(c)(2), 18:231(a)(3), 18:1752(a)(1),
18:1752(a)(2), 40:5104(e)(2)(A), 40:5104(e)(2)(C), 40:5104(e)(2)(G), 18:1361 and
18:2

Disposition

Plaintiff

USA

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Date Filed	#	Docket Text
01/28/2021	1	COMPLAINT as to JOSHUA CALVIN HUGHES (1), JEROD WADE HUGHES (2). (Attachments: # 1 Statement of Facts) (zstd) [1:21-mj-00180-ZMF] (Entered: 01/28/2021)
02/01/2021		Arrest of JEROD WADE HUGHES (2). (ztl) (Entered: 03/24/2021)
02/01/2021	28	Arrest Warrant Returned Executed on 2/1/2021 in the District of Montana as to JEROD WADE HUGHES (2). (ztl) (Entered: 03/24/2021)
02/10/2021	3	INDICTMENT as to JOSHUA CALVIN HUGHES (1) count(s) 1, 2, 3, 4, 5, 6, 7, 8, 9, JEROD WADE HUGHES (2) count(s) 1, 2, 3, 4, 5, 6, 7, 8, 9. (zltpt) (Entered: 02/11/2021)
03/10/2021		ORAL MOTION to Appoint Counsel by JEROD WADE HUGHES. (ztl) (Entered: 03/24/2021)
03/10/2021		ORAL MOTION for Speedy Trial by USA as to JEROD WADE HUGHES. (ztl) (Entered: 03/24/2021)
03/10/2021		Minute Entry for proceedings held before Magistrate Judge Zia M. Faruqi: Initial Appearance as to JEROD WADE HUGHES held on 3/10/2021. Defendant present by telephone. Oral Motion to Appoint Counsel by JEROD WADE HUGHES (2); heard and granted; Michelle Peterson appointed for the purposes of this hearing. Oral Motion by the Government for Speedy Trial as to JEROD WADE HUGHES (2); heard and granted. Speedy Trial Excluded from 3/10/2021 to 3/25/2021 in the Interest of Justice (XT). Arraignment/Status Hearing set for 3/25/2021 at 11:00 AM by Telephonic/VTC before Judge Timothy J. Kelly. Bond Status of Defendant: Defendant Remain Committed; Court Reporter: FTR-Gold; FTR Time Frame: Ctrm 4: [12:29:56-12:35:37]; Defense Attorney: Michelle Peterson for Jonathan Zucker; US Attorney: Jacob Steiner for James B. Nelson; Pretrial Officer: John Copes. (ztl) (Entered: 03/24/2021)
03/16/2021	7	NOTICE OF ATTORNEY APPEARANCE: Jonathan Seth Zucker appearing for JEROD WADE HUGHES (Zucker, Jonathan) (Main Document 7 replaced on 3/17/2021) (znmw). (Entered: 03/16/2021)
03/24/2021		MINUTE ORDER as to JOSHUA CALVIN HUGHES (1), JEROD WADE HUGHES (2): 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 3/24/21. (lctjk2) (Entered: 03/24/2021)
03/24/2021	8	MOTION to Modify Bond to Place Defendant on Conditional Release Pending Trial by JEROD WADE HUGHES. (Attachments: # 1 Exhibit Letters in Support)(Zucker, Jonathan) (Entered: 03/24/2021)
03/25/2021		NOTICE OF HEARING (Time Change) as to JEROD WADE HUGHES (2). VTC Arraignment set for 3/25/2021 at 1:00 PM before Judge Timothy J. Kelly. (zkh) (Entered: 03/25/2021)
03/25/2021	9	Memorandum in Opposition by USA as to JEROD WADE HUGHES re 8 MOTION to Modify Bond to Place Defendant on Conditional Release Pending Trial (Attachments: # 1 Detention Order)(Nelson, James) (Entered: 03/25/2021)
03/25/2021		Minute Entry for proceedings held before Judge Timothy J. Kelly: VTC Arraignment as to JEROD WADE HUGHES (2) as to Counts 1, 2, 3, 4, 5, 6, 7, 8, and 9 held on 3/25/2021. Defendant appeared by video. Plea of NOT GUILTY entered as to ALL counts. Speedy Trial Excludable (XT) started 3/25/2021 through 4/1/2021, in the interest of justice. Government Response to Defendant's 8 MOTION to Modify Bond due by 3/26/2021. Defendant's Reply due by 3/30/2021. VTC Bond Hearing set for 4/1/2021 at 9:00 AM before Judge Timothy J. Kelly. Bond Status of Defendant: Remains Committed; Court Reporter: Timothy Miller; Defense Attorneys: Jonathan Seth Zucker and Peter Wright; US Attorney: James B. Nelson. (zkh) (Entered: 03/25/2021)
03/26/2021	10	MOTION to Withdraw Document 9 Memorandum in Opposition by USA as to JEROD WADE HUGHES. (Nelson, James) (Entered: 03/26/2021)
03/26/2021	11	Memorandum in Opposition by USA as to JEROD WADE HUGHES re 8 MOTION to Modify Bond to Place Defendant on Conditional Release Pending Trial (Amended) (Attachments: # 1 Detention Order)(Nelson, James) (Entered: 03/26/2021)
03/30/2021	12	SUPPLEMENT by JEROD WADE HUGHES re 8 MOTION to Modify Bond to Place Defendant on Conditional Release Pending Trial (Zucker, Jonathan) (Entered: 03/30/2021)
03/31/2021	14	Unopposed MOTION for Protective Order by USA as to JEROD WADE HUGHES. (Attachments: # 1 Text of Proposed Order)(Nelson, James) (Entered: 03/31/2021)
04/01/2021	16	ORDER granting 14 Motion for Protective Order as to JEROD WADE HUGHES (2). See Order for details. Signed by Judge Timothy J. Kelly on 4/1/21. (lctjk2) (Entered: 04/01/2021)
04/01/2021		Minute Entry for proceedings held before Judge Timothy J. Kelly: VTC Bond Hearing as to JEROD WADE HUGHES (2) held on 4/1/2021. Oral argument heard and taken under advisement. Speedy Trial Excludable (XT) started 4/1/2021 through 4/7/2021, in the interest of justice. VTC Oral Ruling set for 4/7/2021 at 11:45 AM before Judge Timothy J. Kelly. Bond Status of Defendant: Remains Committed; Court Reporter: Timothy Miller; Defense Attorneys: Jonathan Seth Zucker and Peter Wright; US Attorney: James B. Nelson; Pretrial Officer: Masharia Holman. (zkh) (Entered: 04/01/2021)
04/05/2021	17	TRANSCRIPT OF BOND HEARING in case as to JEROD WADE HUGHES before Judge Timothy J. Kelly held on 4-1-21; Page Numbers: 1-48; Date of Issuance: 4-5-21; Court Reporter: Timothy R. Miller, Telephone Number (202) 354-3111. Transcripts may be ordered by submitting the Transcript Order Form 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. 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 . Redaction Request due 4/26/2021. Redacted Transcript Deadline set for 5/6/2021. Release of Transcript Restriction set for 7/4/2021.(Miller, Timothy) (Entered: 04/05/2021)
04/06/2021	19	SUPPLEMENT by JEROD WADE HUGHES re 8 MOTION to Modify Bond to Place Defendant on Conditional Release Pending Trial (Zucker, Jonathan) (Entered: 04/06/2021)
04/06/2021	21	SUPPLEMENT by USA as to JEROD WADE HUGHES re 11 Memorandum in Opposition, 19 Supplement to any document (Nelson, James) (Entered: 04/06/2021)
04/07/2021		Minute Entry for proceedings held before Judge Timothy J. Kelly: VTC Oral Ruling as to JEROD WADE HUGHES (2) held on 4/7/2021. Defendant appeared by video. For the reasons stated on the record, Defendant's 8 MOTION to Modify Bond was GRANTED. Speedy Trial Excludable (XT) started 4/7/2021 through 6/8/2021, in the interest of justice. VTC Status Conference set for 6/8/2021 at 2:00 PM before Judge Timothy J. Kelly. Bond Status of Defendant: Released on Personal Recognizance Bond in the High Intensity Supervision Program/Release Order Issued; Court Reporter: Timothy Miller; Defense Attorneys: Jonathan Seth Zucker and Peter Wright; US Attorney: James B. Nelson; Pretrial Officer: Andre Sidbury. (zkh) (Entered: 04/07/2021)
04/07/2021	23	ORDER Setting Conditions for High Intensity Supervision Program as to JEROD WADE HUGHES (2). Signed by Judge Timothy J. Kelly on 4/7/2021. (Attachments: # 1 Appearance Bond) (zkh) (Entered: 04/09/2021)
04/11/2021	24	MOTION for Criminal History Report by JEROD WADE HUGHES. (Zucker, Jonathan) (Entered: 04/11/2021)
04/12/2021	25	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)
04/14/2021		MINUTE ORDER as to JEROD WADE HUGHES (2), granting Defendant's Unopposed 24 Motion for Sentencing Guideline Calculation. It is hereby ORDERED that the United States Probation Office shall prepare a criminal history report as to JEROD WADE HUGHES and provide a copy to the Court and the appropriate parties by May 30, 2021. The report shall calculate Defendant's criminal history category. Signed by Judge Timothy J. Kelly on 4/14/21. (lctjk2) Modified to remove the sentencing guideline calculation request on 4/16/2021 (zkh). (Entered: 04/14/2021)
05/13/2021	29	Unopposed MOTION for Protective Order by USA as to JEROD WADE HUGHES. (Attachments: # 1 Proposed Protective Order)(Mirell, Hava) (Entered: 05/13/2021)
05/14/2021	30	ORDER granting 29 Motion for Protective Order as to JEROD WADE HUGHES (2). See order for details. Signed by Judge Timothy J. Kelly on 5/14/21. (lctjk2) (Entered: 05/14/2021)
06/07/2021	33	Unopposed MOTION to Continue Status Hearing by JEROD WADE HUGHES as to JEROD WADE HUGHES. (Zucker, Jonathan) Modified text on 6/8/2021 (zltpt). (Entered: 06/07/2021)
06/07/2021		MINUTE ORDER granting unopposed 33 Motion to Continue as to JOSHUA CALVIN HUGHES (1) and JEROD WADE HUGHES (2). It is hereby ORDERED, for good cause shown, that the status conference currently scheduled for June 8, 2021, shall be CONTINUED until August 5, 2021 at 10:00 a.m. The parties shall contact the Courtroom Deputy at (202) 354-3495 at least one business day in advance to make arrangements to participate. It is further ORDERED that the time period from June 8, 2021, to August 5, 2021, is EXCLUDED under the Speedy Trial Act, 18 U.S.C. § 3161 et seq., by consent of the parties. The Court finds for the reasons discussed in the Unopposed 33 Motion, including that discovery productions are ongoing that may facilitate resolution of this matter before trial, 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 6/7/21. (lctjk2) (Entered: 06/07/2021)
06/08/2021	Set/Reset Hearings as to JOSHUA CALVIN HUGHES (1) and JEROD WADE HUGHES (2): VTC Status Conference set for 8/5/2021 at 10:00 AM before Judge Timothy J. Kelly. (zkh) (Entered: 06/08/2021)

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