

**U.S. District Court
District of Columbia (Washington, DC)
CRIMINAL DOCKET FOR CASE #: 1:21-cr-00161-RBW-2**

Case title: USA v. THOMPSON et al

Date Filed: 02/26/2021

Magistrate judge case number: 1:21-mj-00153-RMM

Assigned to: Judge Reggie B. Walton

Defendant (2)

ROBERT ANTHONY LYON

represented by **David Walker Bos**
FEDERAL PUBLIC DEFENDER FOR THE DISTRICT OF COLUMBIA
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Public Defender or Community Defender Appointment

Pending Counts

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

18:641 and 2; PUBLIC MONEY, PROPERTY OR RECORDS; Theft of Government Property and Aiding and Abetting (3)

18:1752(a)(1); TEMPORARY RESIDENCE OF THE PRESIDENT; Entering and Remaining in a Restricted Building or Grounds (4)

18:1752(a)(2); TEMPORARY RESIDENCE OF THE PRESIDENT; Disorderly and Disruptive Conduct in a Restricted Building or Grounds (5)

40:5104(e)(2)(D); FEDERAL STATUTES, OTHER; Disorderly Conduct in a Capitol Building (6)

40:5104(e)(2)(G); FEDERAL STATUTES, OTHER; Parading, Demonstrating, or Picketing in a Capitol Building (7)

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)&(2); 40 U.S.C. 5104(e)(D)&(G)

Disposition

Plaintiff

USA

represented by **Angela Nichole Buckner**
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Designation: Assistant U.S. Attorney

| Date Filed | # | Docket Text |
|------------|-------------------|---|
| 01/22/2021 | 1 | COMPLAINT as to DUSTIN BYRON THOMPSON (1), ROBERT ANTHONY LYON (2). (Attachments: # 1 Statement of Facts) (zltpt) [1:21-mj-00153-RMM] (Entered: 01/22/2021) |
| 01/25/2021 | 12 | Arrest of DUSTIN BYRON THOMPSON (1) and ROBERT ANTHONY LYON (2) in Southern District of Ohio. (zpt) Modified date on 2/16/2021 (zpt). [1:21-mj-00153-RMM] (zltpt). |

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| | | (Entered: 02/16/2021) |
| 01/28/2021 | 11 | Arrest Warrant, dated 1/22/2021, Returned Executed in the U.S. District Court for the District of Columbia on 1/25/2021 as to ROBERT ANTHONY LYON. (zpt)[1:21-mj-00153-RMM] Modified execution date on 3/11/2021 (zltpt). (zltpt). (Entered: 02/16/2021) |
| 01/28/2021 | | ORAL MOTION to Appoint Counsel by ROBERT ANTHONY LYON (2). (zpt) [1:21-mj-00153-RMM] (Entered: 02/16/2021) |
| 01/28/2021 | | JOINT ORAL MOTION for Speedy Trial Waiver by DUSTIN BYRON THOMPSON (1) and ROBERT ANTHONY LYON (2). (zpt) [1:21-mj-00153-RMM] (Entered: 02/16/2021) |
| 01/28/2021 | | Minute Entry for proceedings held before Magistrate Judge G. Michael Harvey: VTC Initial Appearance/Detention Hearing as to DUSTIN BYRON THOMPSON (1) and ROBERT ANTHONY LYON (2) held on 1/28/2021. Oral Motion to Appoint Counsel by ROBERT ANTHONY LYON (2) Heard and Granted. Defendants express intent to waive right to a preliminary hearing as to DUSTIN BYRON THOMPSON (1) and ROBERT ANTHONY LYON (2). Joint Oral Motion for Speedy Trial Waiver by DUSTIN BYRON THOMPSON (1) and ROBERT ANTHONY LYON (2) Heard and Granted. Time between 1/28/2021 and 3/4/2021 (35 Days) shall be excluded from calculation under the Speedy Trial Act in the interest of justice X-T. Status Hearing set for 3/4/2021 at 01:00 PM in Telephonic/VTC before Magistrate Judge Zia M. Faruqi. Bond Status of Defendant: Defendants Placed on Personal Recognizance; Court Reporter: Crystal Pilgrim; Defense Attorney: Shelli Peterson for Sam Shamarsky (1), David Bos (2); US Attorney: Kelly Smith for Angela Buckner; Pretrial Officer: Masharia Holman; (zpt) [1:21-mj-00153-RMM] (Entered: 02/16/2021) |
| 01/28/2021 | 7 | ORDER Setting Conditions of Release as to ROBERT ANTHONY LYON (2) Personal Recognizance. Signed by Magistrate Judge G. Michael Harvey on 1/28/2021. (Attachments: # 1 Appearance Bond) (zpt) [1:21-mj-00153-RMM] (Entered: 02/16/2021) |
| 01/28/2021 | | MINUTE ORDER as to ROBERT ANTHONY LYON (2). As required by Rule 5(f), the United States is ordered to produce all exculpatory evidence to the defendant pursuant to Brady v. Maryland and its progeny. Not doing so in a timely manner may result in sanctions, including exclusion of evidence, adverse jury instructions, dismissal of charges and contempt proceedings. Signed by Magistrate Judge G. Michael Harvey on 1/28/2021. (zpt) [1:21-mj-00153-RMM] (Entered: 02/16/2021) |
| 02/26/2021 | 8 | INDICTMENT as to DUSTIN BYRON THOMPSON (1) count(s) 1, 2, 4, 5, 6, 7, ROBERT ANTHONY LYON (2) count(s) 1, 3, 4, 5, 6, 7. (zstd) (Entered: 03/01/2021) |
| 03/03/2021 | | MINUTE ORDER: The future hearing currently scheduled for March 4, 2021 is hereby VACATED, as the government has formally charged ROBERT ANTHONY LYON and there are no additional matters necessitating action by a magistrate judge. If a hearing has not been scheduled before the assigned district judge, the parties are respectfully directed to contact the chambers of the assigned district judge to schedule a hearing. Signed by Magistrate Judge Zia M. Faruqi on 3/3/2021. (ztl) (Entered: 03/03/2021) |
| 03/16/2021 | 13 | NOTICE OF ATTORNEY APPEARANCE William Kennelly Dreher appearing for USA. (Dreher, William) (Entered: 03/16/2021) |
| 03/25/2021 | 14 | First MOTION to Continue <i>and Speedy Trial Exclusion</i> by USA as to DUSTIN BYRON THOMPSON, ROBERT ANTHONY LYON. (Attachments: # 1 Text of Proposed Order)(Dreher, William) (Entered: 03/25/2021) |
| 03/25/2021 | 15 | MOTION to Exclude Time by USA as to DUSTIN BYRON THOMPSON, ROBERT ANTHONY LYON. (See docket entry 14 to view document). (zstd) (Entered: 03/31/2021) |
| 04/05/2021 | 16 | GENERAL ORDER GOVERNING CRIMINAL CASES BEFORE THE HONORABLE REGGIE B. WALTON. Signed by Judge Reggie B. Walton on April 5, 2021. (lcrbw1) (Entered: 04/05/2021) |
| 04/06/2021 | | Set/Reset Hearings as to DUSTIN BYRON THOMPSON(1), ROBERT ANTHONY LYON(2): Arraignment/Motion Hearing set for 4/21/2021 at 11:30 AM by VTC before Judge Reggie B. Walton. (hs) (Entered: 04/06/2021) |
| 04/08/2021 | 17 | MOTION for Protective Order by USA as to DUSTIN BYRON THOMPSON, ROBERT ANTHONY LYON. (Attachments: # 1 Text of Proposed Order, # 2 Affidavit, # 3 Attachments to Affidavit)(Dreher, William) (Entered: 04/08/2021) |
| 04/21/2021 | | Minute Entry for proceedings held before Judge Reggie B. Walton: Arraignment as to DUSTIN BYRON THOMPSON (1) and ROBERT ANTHONY LYON (2) held on 4/21/2021. A Not Guilty Plea is entered by Dustin Byron Thompson as to Counts 1,2,4,5,6 & 7 of the Indictment. A Not Guilty Plea is entered by ROBERT ANTHONY LYON as to Counts 1,3,4,5,6 & 7 of the Indictment. A joint oral request for a continuance; heard and granted. Speedy Trial Time is Excluded as to DUSTIN BYRON THOMPSON and ROBERT ANTHONY LYON 4/21/2021- 6/22/2021(XT). Status Conference set for 6/22/2021 at 11:00 AM by Telephonic/VTC before Judge Reggie B. Walton. Bond Status of Defendants: Personal Recognizance/Both appeared by video; Court Reporter: Cathryn Jones; Defense Attorney: Samuel Shamansky/David Bos; US Attorney: William Dreher; (hs) (Entered: 04/21/2021) |
| 04/21/2021 | | MINUTE ORDER as to DUSTIN BYRON THOMPSON(1), ROBERT ANTHONY LYON(2). As required by Rule 5(f), the United States is ordered to produce all exculpatory evidence to the defendant pursuant to Brady v. Maryland and its progeny. Not doing so in a timely manner may result in sanctions, including exclusion of evidence, adverse jury instructions, dismissal of charges and contempt proceedings. Signed by Judge Reggie B. Walton on 4/21/2021. (hs) (Entered: 04/21/2021) |
| 04/22/2021 | 19 | ORDER as to DUSTIN BYRON THOMPSON(1), ROBERT ANTHONY LYON(2). Signed by Judge Reggie B. Walton on 4/21/2021. (hs) (Entered: 04/22/2021) |
| 04/22/2021 | 20 | Unopposed MOTION for Disclosure of Rule 6(e) and Sealed Materials by USA as to DUSTIN BYRON THOMPSON, ROBERT ANTHONY LYON. (Attachments: # 1 Text of Proposed Order)(Dreher, William) Modified text on 4/22/2021 (zstd). (Entered: 04/22/2021) |
| 04/23/2021 | 21 | PROTECTIVE ORDER setting forth procedures for handling confidential material; allowing designated material to be filed under seal as to DUSTIN BYRON THOMPSON, ROBERT ANTHONY LYON. Signed by Judge Reggie B. Walton on 4/23/2021. (hs) (Entered: 04/23/2021) |
| 04/29/2021 | 22 | ORDER granting 20 Motion for Disclosure as to DUSTIN BYRON THOMPSON (1), ROBERT ANTHONY LYON (2). Signed by Judge Reggie B. Walton on 4/28/2021. (hs) (Entered: 04/29/2021) |
| 06/21/2021 | 27 | NOTICE OF FILING DISCOVERY CORRESPONDENCE by USA as to DUSTIN BYRON THOMPSON, ROBERT ANTHONY LYON (Attachments: # 1 Supplement, # 2 Supplement) (Dreher, William) (Entered: 06/21/2021) |
| 06/22/2021 | | Minute Entry for telephone proceedings held before Judge Reggie B. Walton: Status Conference as to DUSTIN BYRON THOMPSON (1), ROBERT ANTHONY LYON (2) held on 6/22/2021. Defense counsel Samuel Shamansky not presented for the status hearing. Status Conference continued to 6/24/2021 at 10:30 AM in Telephonic/VTC before Judge Reggie B. Walton. Bond Status of Defendants: (1) Dustin Thompson and (2) Robert Lyons, Continued on Personal Recognizance Bond/ Presented by telephone; Court Reporter: Cathryn Jones; Defense Attorney: (2) David Bos; US Attorney: William K. Dreher. (zgd) (Entered: 06/22/2021) |
| 06/24/2021 | | Minute Entry for proceedings held before Judge Reggie B. Walton: Status Conference as to DUSTIN BYRON THOMPSON(1), ROBERT ANTHONY LYON(2) held on 6/24/2021. A joint oral request for a 45 day continuance; heard and granted. Speedy Trial Time Excluded 6/24/2021 - 8/4/2021(XT). Status Conference set for 8/4/2021 at 11:00 AM by Telephonic/VTC before Judge Reggie B. Walton. Bond Status of Defendants: Personal Recognizance/ Appeared via telephone; Court Reporter: Cathryn Jones; Defense Attorney: Samuel Shamansky/David Bos; US Attorney: William Dreher; (hs) (Entered: 06/24/2021) |
| 06/24/2021 | 30 | ORDER as to DUSTIN BYRON THOMPSON(1), ROBERT ANTHONY LYON(2). Signed by Judge Reggie B. Walton on 6/24/2021. (hs) (Entered: 06/24/2021) |
| 07/15/2021 | 31 | NOTICE MEMORANDUM REGARDING STATUS OF DISCOVERY by USA as to DUSTIN BYRON THOMPSON, ROBERT ANTHONY LYON (Attachments: # 1 Exhibit A)(Dreher, William) (Entered: 07/15/2021) |

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