

**U.S. District Court  
District of Columbia (Washington, DC)  
CRIMINAL DOCKET FOR CASE #: 1:21-cr-00112-CJN-1**

Case title: USA v. MISH

Date Filed: 02/11/2021

Magistrate judge case number: 1:21-mj-00064-ZMF

Assigned to: Judge Carl J. Nichols

**Defendant (1)****DAVID CHARLES MISH, JR.**represented by **Maria Jacob**

OFFICE OF THE FEDERAL PUBLIC DEFENDER  
625 Indiana Ave, N.W.  
Washington, DC 20004  
202-208-7500

Email: maria\_jacob@fd.org

**LEAD ATTORNEY****ATTORNEY TO BE NOTICED***Designation: Public Defender or Community Defender Appointment***Tony W. Miles**

KAISERDILLON PLLC

1099 14th Street NW

Suite 8th Floor West

Washington, DC 20005

202-640-2850

Email: tmiles@kaiserdillon.com

**LEAD ATTORNEY****ATTORNEY TO BE NOTICED***Designation: Public Defender or Community Defender Appointment***Pending Counts**

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

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

40:5104(e)(2)(D); FEDERAL STATUTES, OTHER; Violent Entry and Disorderly  
Conduct in a Capitol Building  
(3)

40:5104(e)(2)(G); FEDERAL STATUTES, OTHER; Parading, Demonstrating, or  
Picketing in a Capitol Building  
(4)

**Highest Offense Level (Opening)**

Misdemeanor

**Terminated Counts**

None

**Highest Offense Level (Terminated)**

None

**Complaints**

COMPLAINT in Violation of 18:1752(a) and 40:5104(e)(2)

**Disposition****Disposition****Disposition****Plaintiff****USA**represented by **Christine Michelle Macey**

U.S. ATTORNEY'S OFFICE FOR THE DISTRICT OF COLUMBIA  
555 4th St. NW  
555 4th Street, N.W.

Room 3626

Washington, DC 20530

202-252-7058

Email: christine.macey@usdoj.gov

**LEAD ATTORNEY****ATTORNEY TO BE NOTICED***Designation: Assistant U.S. Attorney*

Date Filed	#	Docket Text
01/15/2021	<a href="#">1</a>	SEALED COMPLAINT as to DAVID CHARLES MISH JR (1). (Attachments: # <a href="#">1</a> Statement of Facts) (zstd) [1:21-mj-00064-ZMF] (Entered: 01/15/2021)
01/15/2021	<a href="#">2</a>	MOTION to Seal Case by USA as to DAVID CHARLES MISH JR. (Attachments: # <a href="#">1</a> Text of Proposed Order)(zstd) [1:21-mj-00064-ZMF] (Entered: 01/15/2021)
01/15/2021	<a href="#">4</a>	ORDER granting <a href="#">2</a> Motion to Seal Case as to DAVID CHARLES MISH JR (1). Signed by Magistrate Judge Zia M. Faruqui on 1/15/2021. (zstd) [1:21-mj-00064-ZMF] (Entered: 01/15/2021)
01/15/2021		Arrest of DAVID CHARLES MISH, JR in Eastern District of Wisconsin. (zpt) [1:21-mj-00064-ZMF] (Entered: 02/05/2021)
01/19/2021		Case unsealed as to DAVID CHARLES MISH JR (bb) [1:21-mj-00064-ZMF] (Entered: 01/19/2021)
01/22/2021	<a href="#">6</a>	ORDER Setting Conditions of Bond : Defendant DAVID CHARLES MISH, JR. placed on Personal Recognizance Bond, signed by Magistrate Judge G. Michael Harvey on 1/22/2021. (kk) (Additional attachment(s) added on 2/8/2021: # <a href="#">1</a> Appearance Bond) (zpt). [1:21-mj-00064-ZMF] (Entered: 01/25/2021)

01/22/2021	<a href="#">7</a>	Arrest Warrant, dated 1/15/2021, Returned Executed in the U.S. District Court for the District of Columbia on 1/22/2021 as to DAVID CHARLES MISH, JR. (zpt) [1:21-mj-00064-ZMF] (Entered: 02/05/2021)
01/22/2021		MINUTE ORDER as to DAVID CHARLES MISH, JR (1). 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 1/22/2021. (zpt) [1:21-mj-00064-ZMF] (Entered: 02/05/2021)
01/22/2021		ORAL MOTION to Appoint Counsel by DAVID CHARLES MISH, JR. (zpt) [1:21-mj-00064-ZMF] (Entered: 02/05/2021)
01/22/2021		JOINT ORAL MOTION for Speedy Trial Waiver by DAVID CHARLES MISH, JR. (zpt) [1:21-mj-00064-ZMF] (Entered: 02/05/2021)
01/22/2021		Minute Entry for proceedings held before Magistrate Judge G. Michael Harvey: VTC Initial Appearance/Detention Hearing as to DAVID CHARLES MISH, JR (1) held on 1/22/2021. Oral Motion to Appoint Counsel by DAVID CHARLES MISH JR. (1) Heard and Granted. Government does not seek the Defendant's pretrial detention. Joint Oral Motion for Speedy Trial Waiver by DAVID CHARLES MISH JR. (1) Heard and Granted. Time between 1/22/2021 and 2/12/2021 (21 Days) shall be excluded from calculation under the Speedy Trial Act in the interest of justice X-T. Preliminary Hearing set for 2/12/2021 at 02:30 PM in Telephonic/VTC before Magistrate Judge Robin M. Meriweather. Bond Status of Defendant: Defendant Placed on Personal Recognizance; FTR Time Frame: CTRM 5 [3:09:32-3:33:15]; Defense Attorney: Tony Miles; US Attorney: Steven Ward for Christine Macey; Pretrial Officer: Christine Schuck; (zpt) [1:21-mj-00064-ZMF] (Entered: 02/05/2021)
02/11/2021	<a href="#">9</a>	INFORMATION as to DAVID CHARLES MISH, JR (1) count(s) 1, 2, 3, 4. (zstd) (Entered: 02/11/2021)
02/11/2021		MINUTE ORDER as to DAVID CHARLES MISH, JR (1). In light of the fact that Magistrate Case for defendant DAVID CHARLES MISH, JR. has closed and merged into Criminal Number 21-112, and an information has been filed, the preliminary hearing previously scheduled for February 12, 2021 before Judge Meriweather is VACATED. The parties are respectfully directed to address any scheduling requests to the presiding district judge, Judge Carl J. Nichols. Signed by Magistrate Judge Robin M. Meriweather on 2/11/2021. (zpt) (Entered: 02/12/2021)
02/17/2021	<a href="#">12</a>	MOTION FOR STATUS HEARING AND EXCLUSION OF TIME UNDER THE SPEEDY TRIAL ACT by USA as to DAVID CHARLES MISH, JR. (Attachments: # <a href="#">1</a> Text of Proposed Order)(Macey, Christine) Modified on 2/18/2021 (zhsj). (Entered: 02/17/2021)
02/17/2021	<a href="#">13</a>	MOTION for Exclusion of Time Under the Speedy Trial Act by USA as to DAVID CHARLES MISH, JR. (See Docket Entry <a href="#">12</a> to View Document). (zhsj) (Entered: 02/18/2021)
02/19/2021		MINUTE ORDER. After review of the government's <a href="#">12</a> Motion for Hearing and <a href="#">13</a> Motion to Exclude Time Under the Speedy Trial Act, it is hereby ORDERED that the Motions are GRANTED. It is further ORDERED that a telephonic status hearing is scheduled for February 22, 2021, at 11:00 a.m. Finding that the ends of justice are best served and outweigh the interest of the public and Defendant in a speedy trial, it is hereby ORDERED that the time between February 17, 2021, and February 22, 2021, shall be excluded in computing time within which the trial must commence in this case under the Speedy Trial Act. Signed by Judge Carl J. Nichols on February 19, 2021. (lccjn1) (Entered: 02/19/2021)
02/19/2021		Set/Reset Hearings as to DAVID CHARLES MISH, JR: Arraignment/ Initial Status Conference set for 2/22/2021 at 11:00 AM in Telephonic/VTC before Judge Carl J. Nichols. (zcal) (Entered: 02/19/2021)
02/22/2021		Minute Entry for proceedings held before Judge Carl J. Nichols: Status Conference / Arraignment as to DAVID CHARLES MISH JR. (1): Count 1,2,3,4 held on 2/22/2021. Not Guilty Plea entered. Speedy Trial as to DAVID CHARLES MISH, JR is Excluded from 2/22/2021 to 4/1/2021, in the Interest of Justice, XT. Status Conference set for 4/1/2021 at 11:00 AM in Telephonic/VTC before Judge Carl J. Nichols. Bond Status of Defendant: Defendant remains on Personal Recognizance; Court Reporter: Lorraine Herman; Defense Attorney: Tony Miles; US Attorney: Christine Macey and Steven Ward. (zcal) (Entered: 02/22/2021)
03/26/2021	<a href="#">14</a>	MOTION to Continue <i>AND</i> , MOTION to Exclude <i>TIME UNDER THE SPEEDY TRIAL ACT</i> by USA as to DAVID CHARLES MISH, JR. (Attachments: # <a href="#">1</a> Text of Proposed Order) (Macey, Christine) (Entered: 03/26/2021)
04/01/2021		Minute Entry for proceedings held before Judge Carl J. Nichols: Telephone Status Conference as to DAVID CHARLES MISH, JR held on 4/1/2021. Speedy Trial as to DAVID CHARLES MISH, JR is Excluded from 4/1/2021 to 6/1/2021, in the Interest of Justice, XT. Further Order to be issued by the Court. Status Conference set for 6/1/2021 at 11:00 AM in Telephonic/VTC before Judge Carl J. Nichols. Bond Status of Defendant: Defendant remains on Personal Recognizance; Court Reporter: Lorraine Herman; Defense Attorney: Tony Miles. (zcal) (Entered: 04/01/2021)
04/12/2021	<a href="#">16</a>	ORDER. Signed by Judge Carl J. Nichols on April 12, 2021. (lccjn1) (Entered: 04/12/2021)
04/30/2021	<a href="#">17</a>	NOTICE OF ATTORNEY APPEARANCE: Maria Jacob appearing for DAVID CHARLES MISH, JR (Jacob, Maria) (Entered: 04/30/2021)
05/27/2021	<a href="#">18</a>	Unopposed MOTION for Protective Order by USA as to DAVID CHARLES MISH, JR. (Attachments: # <a href="#">1</a> Text of Proposed Order)(Macey, Christine) (Entered: 05/27/2021)
06/01/2021	<a href="#">20</a>	PROTECTIVE ORDER. Signed by Judge Carl J. Nichols on June 1, 2021. (lccjn1) (Entered: 06/01/2021)
06/01/2021		Minute Entry for proceedings held before Judge Carl J. Nichols: Telephone Status Conference as to DAVID CHARLES MISH, JR held on 6/1/2021. Speedy Trial as to DAVID CHARLES MISH, JR is Excluded from 6/1/2021 to 8/3/2021, in the Interest of Justice, XT. Status Conference set for 8/3/2021 at 10:30 AM in Telephonic/VTC before Judge Carl J. Nichols. Bond Status of Defendant: Defendant remains on Personal Recognizance; Court Reporter: Lorraine Herman; Defense Attorney: Maria Jacob; US Attorney: Christine Macey. (zcal) (Entered: 06/01/2021)
06/01/2021	<a href="#">21</a>	NOTICE OF DISCOVERY by USA as to DAVID CHARLES MISH, JR (Attachments: # <a href="#">1</a> Notice to Counsel/Party)(Macey, Christine) (Entered: 06/01/2021)
06/02/2021	<a href="#">22</a>	Unopposed MOTION for Disclosure OF ITEMS PROTECTED BY FEDERAL RULE OF CRIMINAL PROCEDURE 6(e) AND SEALED MATERIALS by USA as to DAVID CHARLES MISH, JR. (Attachments: # <a href="#">1</a> Text of Proposed Order)(Macey, Christine) (Entered: 06/02/2021)
06/04/2021		MINUTE ORDER. After review of the government's <a href="#">22</a> Motion to Disclose Items Protected by Federal Rule of Criminal Procedure 6(e) and Sealed Materials, it is hereby ORDERED that the Motion is GRANTED. It is further ORDERED that the United States may provide in discovery materials protected by Federal Rule of Criminal Procedure 6(e) and other sealed materials pursuant to the previously entered protective order governing discovery. Signed by Judge Carl J. Nichols on June 4, 2021. (lccjn1) (Entered: 06/04/2021)

PACER Service Center			
Transaction Receipt			
07/26/2021 22:31:33			
PACER Login:	jeburn84	Client Code:	
Description:	Docket Report	Search Criteria:	1:21-cr-00112-CJN
Billable Pages:	4	Cost:	0.40