

**U.S. District Court
District of Columbia (Washington, DC)
CRIMINAL DOCKET FOR CASE #: 1:21-cr-00035-EGS-1**

Case title: USA v. SABOL et al

Date Filed: 01/29/2021

Magistrate judge case number: 1:21-mj-00077-RMM

Assigned to: Judge Emmet G. Sullivan

Defendant (1)

JEFFREY P. SABOL

represented by **Alex Cirocco**

LAW OFFICES OF ALEX CIROCCO
600 Getty Avenue
Suite 305
Clifton, NJ 07011
973-327-9995
Email: alex@ciroccolaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Retained

Jon W. Norris

LAW OFFICES OF JON W. NORRIS
503 D Street, NW
Suite 250
Washington, DC 20001
(202) 371-0300
Email: jonnorrislaw@gmail.com
TERMINATED: 07/06/2021
Designation: Retained

Pending Counts

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

18 U.S.C. 111(a)(1) and (b); ASSAULTING/RESISTING/IMPEDING
OFFICERS/EMPLOYEES; Assaulting, Resisting, or Impeding Certain Officers
Using a Dangerous Weapon
(2)

18:111(a)(1) and (b); ASSAULTING/RESISTING/IMPEDING
OFFICERS/EMPLOYEES; Assaulting, Resisting, or Impeding Certain Officers
Using a Dangerous Weapon
(2s)

18:111(a)(1) and (b), and 2; ASSAULTING/RESISTING/IMPEDING
OFFICERS/EMPLOYEES; Assaulting, Resisting, or Impeding Certain Officers
Using a Dangerous Weapon and Aiding and Abetting
(2ss)

18 U.S.C. 111(a)(1); ASSAULTING/RESISTING/IMPEDING
OFFICERS/EMPLOYEES; Assaulting, Resisting, or Impeding Certain Officers
(3)

18 U.S.C. 231(a)(3); CIVIL DISORDER; Civil Disorder
(5-6)

18:111(a)(1); ASSAULTING/RESISTING/IMPEDING
OFFICERS/EMPLOYEES; Assaulting, Resisting, or Impeding Certain Officers
(5s)

18:111(a)(1); ASSAULTING/RESISTING/IMPEDING
OFFICERS/EMPLOYEES; Assaulting, Resisting, or Impeding Certain Officers
(5ss)

18:2111; MARITIME - ROBBERY; Robbery in a Federal Enclave
(6ss)

18:231(a)(3); CIVIL DISORDER; Civil Disorder
(7s-8s)

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
(8)

18:231(a)(3); CIVIL DISORDER; Civil Disorder
(8ss-9ss)

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
(9)

18 U.S.C. 1752(a)(4) and (b)(1)(A); TEMPORARY RESIDENCE OF THE
PRESIDENT; Engaging in Physical Violence in a Restricted Building or Grounds
with a Deadly or Dangerous Weapon
(10)

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
(10s)

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
(11s)

Disposition

18:1752(a)(4) and (b)(1)(A); TEMPORARY RESIDENCE OF THE PRESIDENT;
Engaging in Physical Violence in a Restricted Building or Grounds with a Deadly
or Dangerous Weapon
(12s)
18:111(a)(1); ASSAULTING/RESISTING/IMPEDING
OFFICERS/EMPLOYEES; Assaulting, Resisting, or Impeding Certain Officers
(13ss-14ss)
40 U.S.C. 5104(e)(2)(F); FEDERAL STATUTES, OTHER; Violent Entry and
Disorderly Conduct in a Capitol Building
(14)
18:231(a)(3); CIVIL DISORDER; Civil Disorder
(15ss)
40:5104(e)(2)(F); VIOLENT ENTRY AND DISORDERLY CONDUCT ON
CAPITOL GROUNDS; Act of Physical Violence in the Capitol Grounds or
Buildings
(16s)
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
(16ss)
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 Weapon
(17ss)
18:1752(a)(4) and (b)(1)(A); TEMPORARY RESIDENCE OF THE PRESIDENT;
Engaging in Physical Violence in a Restricted Building or Grounds with a Deadly
or Dangerous Weapon
(18ss)
40:5104(e)(2)(F); VIOLENT ENTRY AND DISORDERLY CONDUCT ON
CAPITOL GROUNDS; Act of Physical Violence in the Capitol Grounds or
Buildings
(22ss)

Highest Offense Level (Opening)

Felony

Terminated Counts

None

Highest Offense Level (Terminated)

None

Complaints

COMPLAINT in Violation of 18:231(a).

Disposition

Disposition

Interested Party

PRESS COALITION

represented by **Charles D. Tobin**
BALLARD SPAHR LLP
1909 K Street, NW
12th Floor
Washington, DC 20006
202-661-2218
Fax: 202-661-2299
Email: tobinc@ballardspahr.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Retained

Lauren Russell
BALLARD SPAHR LLP
1909 K Street, NW
12th Floor
Washington, DC 20006
202-661-2200
Fax: 202-661-2299
Email: russelll@ballardspahr.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Retained

Maxwell S. Mishkin
BALLARD SPAHR LLP
1909 K Street, NW
12th Floor
Washington, DC 20006
(202) 508-1140
Fax: (202) 661-2299
Email: mishkinm@ballardspahr.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Retained

Plaintiff

USA

represented by **Colleen D. Kukowski**
U.S. DEPARTMENT OF JUSTICE
U.S. Attorney's Office for the District of Columbia
555 4th St. NW
Washington, DC 20530
202-252-2646

Email: colleen.kukowski@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Assistant U.S. Attorney

Kimberly Louise Paschall
U.S. ATTORNEY'S OFFICE
555 Fourth Street, NW
Washington, DC 20530
(202) 252-2650
Email: kimberly.paschall@usdoj.gov
TERMINATED: 02/18/2021
LEAD ATTORNEY
Designation: Assistant U.S. Attorney

Benet Kearney
DOJ-USAO
One Saint Andrew's Plaza
New York, NY 10007
212-637-2260
Fax: 212-637-2243
Email: benet.kearney@usdoj.gov
ATTORNEY TO BE NOTICED
Designation: Assistant U.S. Attorney

Date Filed	#	Docket Text
01/15/2021	1	SEALED COMPLAINT as to JEFFREY P. SABOL (1). (Attachments: # 1 Statement of Facts) (zhjs) [1:21-mj-00077-RMM] (Entered: 01/17/2021)
01/15/2021	2	MOTION to Seal Arrest Warrant on the Public Docket of the Filing of this Motion to Seal and Related Matters by USA as to JEFFREY P. SABOL. (Attachments: # 1 Text of Proposed Order) (zhjs) [1:21-mj-00077-RMM] (Entered: 01/17/2021)
01/15/2021	4	ORDER granting 2 Motion to Seal Arrest Warrant on the Public Docket of the Filing of this Motion to Seal and Related Matters as to JEFFREY P. SABOL (1). Signed by Magistrate Judge Robin M. Meriweather on 1/15/2021. (zhjs) [1:21-mj-00077-RMM] (Entered: 01/17/2021)
01/26/2021	5	MOTION to Unseal Case by USA as to JEFFREY P. SABOL. (Attachments: # 1 Text of Proposed Order)(zltpt) [1:21-mj-00077-RMM] (Entered: 01/26/2021)
01/27/2021	6	ORDER granting 5 MOTION to Unseal Case by USA as to JEFFREY P. SABOL (1). Signed by Magistrate Judge G. Michael Harvey on 1/27/2021. (zpt) [1:21-mj-00077-RMM] (Entered: 01/27/2021)
01/27/2021		Case unsealed as to JEFFREY P. SABOL (zltpt) [1:21-mj-00077-RMM] (Entered: 01/27/2021)
01/27/2021	7	NOTICE OF ATTORNEY APPEARANCE: Jon W. Norris appearing for JEFFREY P. SABOL (Norris, Jon) [1:21-mj-00077-RMM] (Entered: 01/27/2021)
01/29/2021	8	SEALED INDICTMENT as to JEFFREY P. SABOL (1) count(s) 2, 3, 5-6, 8, 9, 10, 14, PETER FRANCIS STAGER (2) count(s) 1, 2, 6, 8, 9, 10, 14, MICHAEL JOHN LOPATIC, SR (3) count(s) 4, 6-7, 11, 12, 13, 14. (zltpt) (Main Document 8 replaced on 2/1/2021) (zltpt). (Entered: 02/01/2021)
01/29/2021	10	MOTION to Seal Case by USA as to JEFFREY P. SABOL, PETER FRANCIS STAGER, MICHAEL JOHN LOPATIC, SR. (Attachments: # 1 Text of Proposed Order)(zltpt) (Entered: 02/01/2021)
01/29/2021	11	ORDER granting 10 Motion to Seal Case as to JEFFREY P. SABOL (1), PETER FRANCIS STAGER (2), MICHAEL JOHN LOPATIC SR. (3). Signed by Magistrate Judge G. Michael Harvey on 1/29/2021. (zltpt) (Entered: 02/01/2021)
02/03/2021	12	NOTICE OF ATTORNEY APPEARANCE Colleen D. Kukowski appearing for USA. (zstd) (Entered: 02/05/2021)
02/09/2021	13	MOTION to Unseal Case by USA as to JEFFREY P. SABOL, PETER FRANCIS STAGER, MICHAEL JOHN LOPATIC, SR. (Attachments: # 1 Text of Proposed Order)(zltpt) (Entered: 02/09/2021)
02/17/2021		MINUTE ORDER granting 13 Motion to Unseal Case as to JEFFREY P. SABOL (01), PETER FRANCIS STAGER (02), MICHAEL JOHN LOPATIC, SR.(03).Signed by Judge Emmet G. Sullivan on 2/17/21. (zmac) (Entered: 02/17/2021)
02/17/2021		Case unsealed as to JEFFREY P. SABOL, PETER FRANCIS STAGER, MICHAEL JOHN LOPATIC, SR (bb) (Entered: 02/17/2021)
02/18/2021	14	MOTION for Bond by JEFFREY P. SABOL. (Attachments: # 1 Exhibit)(Norris, Jon) (Entered: 02/18/2021)
02/18/2021	15	NOTICE OF WITHDRAWAL OF APPEARANCE by USA as to JEFFREY P. SABOL, PETER FRANCIS STAGER, MICHAEL JOHN LOPATIC, SR (Paschall, Kimberly) (Entered: 02/18/2021)
02/19/2021		MINUTE ORDER as to JEFFREY P. SABOL (1) denying 14 Motion for Bond for failure to comply with LCvR 49(f)(6)(i) ("Absent statutory authority, no case or document may be sealed without an order from the Court. A document filed with the intention of it being sealed in an otherwise public case must be filed by electronic means in a manner authorized by the Clerk and shall be accompanied by a motion to seal."). FURTHER, the Court's Courtroom Deputy received an email communication from defense counsel indicating that he would like to submit a video exhibit to Mr. Sabol's Motion for Bond. To the extent Counsel seeks to submit such evidence, Counsel is directed to file a Notice of Filing of the video exhibit and provide copies of the video to opposing counsel and the Court. The Court's copy should be mailed to the courthouse. Signed by Judge Emmet G. Sullivan on 2/19/2021. (lcgs2) (Entered: 02/19/2021)
02/22/2021		MINUTE ORDER as to JEFFREY P. SABOL (1) granting 16 Sealed Motion for Leave to File Document Under Seal. Pursuant to Local Criminal Rule 49(f)(6), Mr. Sabol may file the exhibit under seal. However, given the strong presumption in favor of public access to judicial records, see, e.g., Nixon v. Warner Commens, Inc., 435 U.S. 589, 597 (1978), and the ease with which confidential and proprietary information may be redacted from documents before they are filed publicly, Mr. Sabol is directed to file a redacted version of his sealed exhibit on the public docket within three business days of this Minute Order. Mr. Sabol is cautioned that redactions shall be made solely to the extent necessary to preserve the confidential or proprietary nature of the relevant information. The Court notes that there is no pending bond motion in this case at this time. Signed by Judge Emmet G. Sullivan on 2/22/2021. (lcgs2) (Entered: 02/22/2021)
02/23/2021		Set/Reset Deadlines as to JEFFREY P. SABOL (01):Redacted Version Of Sealed Exhibit On The Public Docket due by 2/25/2021. (mac) (Entered: 02/23/2021)
02/23/2021	17	MOTION for Bond by JEFFREY P. SABOL. (Attachments: # 1 Exhibit, # 2 Notice to Counsel/Party of Filing)(Norris, Jon) (Entered: 02/23/2021)
03/08/2021	19	Unopposed MOTION for Protective Order by USA as to JEFFREY P. SABOL. (Attachments: # 1 Text of Proposed Order)(Kukowski, Colleen) (Entered: 03/08/2021)
03/09/2021	20	Memorandum in Opposition by USA as to JEFFREY P. SABOL re 17 MOTION for Bond (Kukowski, Colleen) (Entered: 03/09/2021)
03/10/2021		MINUTE ORDER as to JEFFREY P. SABOL (1) granting 19 Unopposed Motion for Protective Order. The terms presented in [19-1] the Protective Order Governing Discovery are hereby incorporated by reference into this Order. Signed by Judge Emmet G. Sullivan on 3/10/2021. (lcgs2) (Entered: 03/10/2021)
03/12/2021	23	Superseding Indictment filed by USA as to JEFFREY P. SABOL (1)count(s) 2s, 5s, 7s-8s, 10s, 11s, 12s, 16s , PETER FRANCIS STAGER (2)count(s) 1s, 2s, 8s, 10s, 11s, 12s, 16s , MICHAEL JOHN LOPATIC, SR (3) count(s) 6s, 8s-9s, 13s, 14s, 15s, 16s , CLAYTON RAY MULLINS (4) count(s) 3, 4, 7-8, 13, 14, 15, 16 , JACK WADE WHITTON (5) count(s) 2, 5, 7-8, 10, 11, 12, 16 .(zstd) Modified counts on 4/5/2021 (zstd). Modified Text on 5/5/2021 (zhjs). (Entered: 03/15/2021)
03/12/2021		Counts added: JEFFREY P. SABOL (1) count(s) 2s, 5s, 7s-8s, 10s, 11s, 12s, 16s (zstd) (Entered: 04/05/2021)
03/16/2021		MINUTE ORDER as to JEFFREY P. SABOL (01). In view of 17 defendants Motion for Bond, the Court hereby schedules a hearing on the motion for March 23, 2021 at 10:30 AM via VIDEO TELECONFERENCE. The parties shall contact Mr. Mark Coates, the Courtroom Deputy Clerk, for the dial-in information.Signed by Judge Emmet G. Sullivan on 03/16/21. (zmac) (Entered: 03/16/2021)
03/19/2021		MINUTE ORDER as to JEFFREY P. SABOL (01). it is necessary to reschedule the hearing currently scheduled for March 23, 2021 at 10:30 AM. The hearing shall now take place on March 23, 2021 at 4:00 PM via video teleconference. The parties shall contact Mr. Mark Coates, the Courtroom Deputy Clerk, for the dial-in information. Signed by Judge Emmet G. Sullivan on 03/19/21. (zmac) (Entered: 03/19/2021)
03/22/2021		MINUTE ORDER as to JEFFREY P. SABOL (01). It is necessary to reschedule the hearing currently scheduled for March 23, 2021 at 4:00 PM. The hearing shall now take place on March 23, 2021 at 1:00 PM via video teleconference. The parties shall contact Mr. Mark Coates, the Courtroom deputy Clerk, for the dial-in information.Signed by Judge Emmet G. Sullivan on 03/22/21. (mac) (Entered: 03/22/2021)
03/23/2021		MINUTE ORDER as to JEFFREY P. SABOL (01). Due to unforeseen circumstances, this court is continuing the motion hearing currently scheduled for March 23, 2021 at 1:00 PM. The

03/23/2021		MINUTE ORDER as to JEFFREY P. SABOL (01). Due to unforeseen circumstances, it is necessary to continue the motion hearing currently scheduled for March 23, 2021 at 1:00 PM. The parties are directed to confer and file a joint status report by no later than March 24, 2021 at noon recommending three proposed dates and times for the motion hearing. The Court regrets any inconvenience to the parties. Signed by Judge Emmet G. Sullivan on 03/23/21. (mac) (Entered: 03/23/2021)
03/23/2021	28	Joint STATUS REPORT by JEFFREY P. SABOL (Norris, Jon) (Entered: 03/23/2021)
03/24/2021		MINUTE ORDER as to JEFFREY P. SABOL (01). In view of 28 Joint Status Report, the hearing on 17 Mr. Sabols Motion for Bond shall now take place on April 8, 2021 at 11:00 AM via video teleconference. The parties shall contact Mr. Mark Coates, the Courtroom Deputy Clerk, for the dial-in information. Signed by Judge Emmet G. Sullivan on 03/24/21. (mac) (Entered: 03/24/2021)
04/05/2021	37	ORDER granting 35 Motion to Stay as to JACK WADE WHITTON (5). Signed by Judge Emmet G. Sullivan on 4/5/2021. (lcegs1) (Entered: 04/05/2021)
04/08/2021		Minute Entry for proceedings held via VTC before Judge Emmet G. Sullivan: Bond Hearing as to JEFFREY P. SABOL (01) held on 4/8/2021. The Court Will Keep The Defendant Detained At This Time. Bond Motion Is Currently Tolling Speedy Trial Government Motion To Exclude Time due by 4/13/2021. Defendant Response due by 4/15/2021. Government Reply due no later than 4:00PM on 4/16/2021. Status Conference set for 5/5/2021 at 2:00 PM in Telephonic/VTC before Judge Emmet G. Sullivan. Bond Status of Defendant: APPEARED VIA VTC/REMAINS COMMITTED; Court Reporter: LISA BANKINS; Defense Attorney: JON NORRIS; US Attorney: COLLEEN KUKOWSKI; Pretrial Officer: DASHANTA VALENTINE-LEWIS; (mac) (Entered: 04/09/2021)
04/08/2021	46	DEFENDANT EXHIBIT LIST In Regards To Bond Hearing Held on 4/8/201 as to JEFFREY P. SABOL (01) (mac) (Entered: 04/09/2021)
04/08/2021	47	GOVERNMENT EXHIBIT LIST by USA In Regards To Bond Hearing Held On 4/8/2021 as to JEFFREY P. SABOL (01). (mac) (Entered: 04/09/2021)
04/13/2021	51	MOTION to Continue <i>and Exclude Time Under the Speedy Trial Act</i> by USA as to JEFFREY P. SABOL, PETER FRANCIS STAGER, MICHAEL JOHN LOPATIC, SR, CLAYTON RAY MULLINS, JACK WADE WHITTON. (Kukowski, Colleen) (Entered: 04/13/2021)
04/13/2021	53	TRANSCRIPT OF PROCEEDINGS in case as to JEFFREY P. SABOL before Judge Emmet G. Sullivan held on 04/08/2021; Page Numbers: 73. Date of Issuance: 04/13/2021. Court Reporter/Transcriber L. Bankins, Telephone number 202-354-3243, 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 5/4/2021. Redacted Transcript Deadline set for 5/14/2021. Release of Transcript Restriction set for 7/12/2021. (Bankins, Lisa) (Entered: 04/13/2021)
04/13/2021	54	MOTION to Exclude Time Under the Speedy Trial Act by USA as to JEFFREY P. SABOL, PETER FRANCIS STAGER, MICHAEL JOHN LOPATIC, SR, CLAYTON RAY MULLINS, JACK WADE WHITTON. (See docket entry 51 to view document). (zstd) (Entered: 04/14/2021)
04/14/2021	55	ORDER as to JEFFREY P. SABOL (1) denying 17 Motion for Bond. Signed by Judge Emmet G. Sullivan on 4/14/2021. (lcegs2) (Entered: 04/14/2021)
04/14/2021	56	MEMORANDUM OPINION as to JEFFREY P. SABOL (01). Signed by Judge Emmet G. Sullivan on 4/14/2021. (lcegs2) (Entered: 04/14/2021)
04/15/2021	57	RESPONSE by JEFFREY P. SABOL re 51 MOTION to Continue <i>and Exclude Time Under the Speedy Trial Act</i> (Norris, Jon) (Entered: 04/15/2021)
04/26/2021	63	STANDING ORDER as to ALL DEFENDANTS requiring the government to produce any evidence in its possession that is favorable to the defendant and material to either the defendant's guilt or punishment. Signed by Judge Emmet G. Sullivan on 04/26/21. (mac) (Entered: 04/26/2021)
04/27/2021	66	Consent MOTION to Modify Conditions of Release by CLAYTON RAY MULLINS as to JEFFREY P. SABOL, PETER FRANCIS STAGER, MICHAEL JOHN LOPATIC, SR, CLAYTON RAY MULLINS, JACK WADE WHITTON. (Attachments: # 1 Text of Proposed Order)(Woodward, Pat) Modified on 4/29/2021 (zstd). (Entered: 04/27/2021)
04/27/2021		NOTICE OF CORRECTED DOCKET ENTRY: as to JEFFREY P. SABOL, PETER FRANCIS STAGER, MICHAEL JOHN LOPATIC, SR, CLAYTON RAY MULLINS, JACK WADE WHITTON re 66 Consent MOTION to Modify Conditions of Release was entered in error and counsel was instructed to refile said pleading. The motion was linked to the wrong defendants, only needs to be linked to the defendant the motion pertains (zstd) (Entered: 04/29/2021)
05/04/2021		NOTICE OF CORRECTED DOCKET ENTRY: as to JEFFREY P. SABOL, PETER FRANCIS STAGER, MICHAEL JOHN LOPATIC, SR, CLAYTON RAY MULLINS, JACK WADE WHITTON re 70 Pretrial Compliance Report, was entered in error and counsel refiled said pleading. The correct document is filed at DE # 71 (zstd) Modified on 5/4/2021 (zstd). (Entered: 05/04/2021)
05/05/2021	72	NOTICE OF ATTORNEY APPEARANCE Benet Kearney appearing for USA. (Kearney, Benet) (Entered: 05/05/2021)
05/05/2021		Minute Entry for proceedings held via VTC before Judge Emmet G. Sullivan: Status Conference as to JEFFREY P. SABOL (01), PETER FRANCIS STAGER (02), MICHAEL JOHN LOPATIC, SR (03), CLAYTON RAY MULLINS (04), and JACK WADE WHITTON (05) held on 5/5/2021. Oral Request For Control Date To Issuing Subpoenas by JEFFREY P. SABOL (01) Heard. The Court Will Issue An Order In Regards To 54 Motion to Exclude Time Under the Speedy Trial Act by USA. Status Conference set for 7/7/2021 at 2:00 PM in Telephonic/VTC before Judge Emmet G. Sullivan. Bond Status of Defendant: ALL DEFENDANTS APPEARED VIA VTC; #1, #2, #5 - REMAINS COMMITTED; #3, #4 - REMAINS IN HIGH INTENSITY SUPERVISION PROGRAM; Court Reporter: LISA BANKINS; Defense Attorney: #1 - JON NORRIS; #2 - DAVID BENOWITZ; #3 - DENNIS BOYLE; #4 - PAT WOODWARD; #5 - BENJAMIN ALPER; US Attorney: COLLEEN KUKOWSKI/BENET KEARNEY; (mac) (Entered: 05/05/2021)
05/06/2021		MINUTE ORDER as to JEFFREY P. SABOL, PETER FRANCIS STAGER, MICHAEL JOHN LOPATIC, SR, CLAYTON RAY MULLINS, JACK WADE WHITTON. Due to the Court's calendar, it is necessary to reschedule the status conference currently scheduled for July 7, 2021. The Court hereby reschedules the status conference for July 21, 2021 at 1:00 PM via video teleconference. The parties shall contact Mr. Mark Coates, the Courtroom Deputy Clerk, for the dial-in information. Signed by Judge Emmet G. Sullivan on 5/6/2021. (lcegs2) (Entered: 05/06/2021)
05/06/2021		MINUTE ORDER as to JEFFREY P. SABOL (1), PETER FRANCIS STAGER (2), MICHAEL JOHN LOPATIC SR. (3), CLAYTON RAY MULLINS (4), JACK WADE WHITTON (5) granting 51 Motion to Continue and Exclude Time Under the Speedy Trial Act and 54 Motion to Exclude Time from Speedy Trial Calculation. The time period from May 5, 2021 through July 21, 2021 shall be excluded in this case for purposes of any computation under the Speedy Trial Act, 18 U.S.C. § 3161. For the reasons set forth by the government in its motion and at the May 5, 2021 status conference, the Court finds that the exclusion of time under the Speedy Trial Act best serves the interests and ends of justice; and outweighs the interests of the public in a speedy trial. Signed by Judge Emmet G. Sullivan on 5/6/2021. (lcegs2) (Entered: 05/06/2021)
05/11/2021		MINUTE ORDER as to PETER FRANCIS STAGER (02) granting 73 Unopposed Motion for Protective Order. The terms presented in [73-1] the Protective Order Governing Discovery are hereby incorporated by reference into this Order. Signed by Judge Emmet G. Sullivan on 5/11/2021. (lcegs2) (Entered: 05/11/2021)
05/11/2021		MINUTE ORDER as to MICHAEL JOHN LOPATIC SR.(03) granting 74 Unopposed Motion for Protective Order. The terms presented in [74-1] the Protective Order Governing Discovery are hereby incorporated by reference into this Order. Signed by Judge Emmet G. Sullivan on 5/11/2021. (lcegs2) (Entered: 05/11/2021)
05/13/2021	75	NOTICE of Discovery by USA as to JEFFREY P. SABOL, PETER FRANCIS STAGER, MICHAEL JOHN LOPATIC, SR, CLAYTON RAY MULLINS, JACK WADE WHITTON (Attachments: # 1 Notice to Counsel/Party Discovery Letter 1)(Kukowski, Colleen) (Entered: 05/13/2021)
05/31/2021	76	NOTICE of Discovery by USA as to JEFFREY P. SABOL, PETER FRANCIS STAGER, MICHAEL JOHN LOPATIC, SR, CLAYTON RAY MULLINS, JACK WADE WHITTON (Attachments: # 1 Notice to Counsel/Party)(Kukowski, Colleen) (Entered: 05/31/2021)
06/22/2021	78	Application for Access to Video Exhibits by THE PRESS COALITION as to JEFFREY P. SABOL. (zstd) (Entered: 06/28/2021)
07/02/2021		MINUTE ORDER as to JEFFREY P. SABOL (01). Counsel for the Government and the Defendant are instructed to indicate whether they oppose 78 the Press Coalitions Application for Access to Video Exhibits by no later than July 7, 2021. If either party opposes, any brief in opposition is due by July 14, 2021. Signed by Judge Emmet G. Sullivan on 7/2/2021. (lcegs2) (Entered: 07/02/2021)
07/02/2021		Set/Reset Deadlines as to JEFFREY P. SABOL (01): Government And Defendant Responses To 78 the Press Coalitions Application for Access to Video Exhibits due by 7/7/2021. Any Brief In Opposition due by 7/1/2021. (mac) (Entered: 07/02/2021)
07/06/2021	81	NOTICE OF SUBSTITUTION OF COUNSEL Attorney Cirocco, Alex added. Substituting for attorney Jon Norris (Cirocco, Alex) (Entered: 07/06/2021)
07/07/2021	83	RESPONSE by USA as to JEFFREY P. SABOL re 78 MOTION Application for Access to Video Exhibits (Kukowski, Colleen) (Entered: 07/07/2021)
07/08/2021		MINUTE ORDER granting 78 the Press Coalition's Application for Access to Video Exhibits as to JEFFREY P. SABOL (1). Petitioners request access to the four video exhibits the government submitted to the Court and the two video exhibits the defendant submitted to the Court in advance of the April 8, 2021 detention hearing in United States v. Sabol, 21-cr-35-01-EGS. The video exhibits were displayed in open court, used in this Court's decision on detention, were not subject to a sealing order, and both the government and the defendant have indicated their consent to the release in response to an inquiry from the Court. While the government has requested that the Press Coalition be prohibited from further publishing the footage, it has not offered any explanation for that position, which appears contrary to the position the government has taken in other January 6th cases. See In re: Application for Access to Certain Sealed Video Exhibits, 21-mc-85-CRC, Min. Order (June 24, 2021) (collecting cases). The Court therefore ORDERS the government promptly to make the video exhibits available without restrictions, including by providing access using the "drop box" technical solutions described in Standing Order 21-28 (BAH). Signed by Judge Emmet G. Sullivan on 7/8/2021.

		(lcegs2) (Entered: 07/08/2021)
07/12/2021	85	NOTICE of Discovery by USA as to JEFFREY P. SABOL, PETER FRANCIS STAGER, MICHAEL JOHN LOPATIC, SR, CLAYTON RAY MULLINS, JACK WADE WHITTON (Attachments: # 1 Notice to Counsel/Party Discovery Letter)(Kukowski, Colleen) (Entered: 07/12/2021)
07/19/2021	86	NOTICE of Discovery by USA as to JEFFREY P. SABOL, PETER FRANCIS STAGER, MICHAEL JOHN LOPATIC, SR, CLAYTON RAY MULLINS, JACK WADE WHITTON (Attachments: # 1 Notice to Counsel/Party)(Kukowski, Colleen) (Entered: 07/19/2021)
07/20/2021	89	NOTICE of Memorandum Regarding Status of Discovery by USA as to JEFFREY P. SABOL, PETER FRANCIS STAGER, MICHAEL JOHN LOPATIC, SR, CLAYTON RAY MULLINS, JACK WADE WHITTON (Attachments: # 1 Exhibit)(Kukowski, Colleen) (Entered: 07/20/2021)
07/21/2021		Minute Entry for proceedings held Via VTC before Judge Emmet G. Sullivan:Status Conference as to JEFFREY P. SABOL (01), PETER FRANCIS STAGER (02), MICHAEL JOHN LOPATIC, SR (03), CLAYTON RAY MULLINS (04), JACK WADE WHITTON (05) held on 7/21/2021. No Objections From All Parties For This Proceeding To Be Held Via VTC. Parties Updated The Court On The Status Of This Matter. The Court Will Grant Defendant JEFFREY P. SABOL (01) Oral Request To File Bond Motion. Status Conference set for 9/23/2021 at 1:30 PM in Telephonic/VTC before Judge Emmet G. Sullivan. With No Objections From All Parties, Speedy Trial Told 7/21/21 - 09/23/21 In The Interest Of Justice (XT) As To All Defendants. Bond Status of Defendant: ALL DEFENDANTS APPEARED VIA VTC; #1, #2, #5 - REMAINS COMMITTED; #3, #4 - REMAINS ON PERSONAL RECOGNIZANCE; Court Reporter: LISA BANKINS; Defense Attorney: #1 - ALEX CIROCCO, #2 - MATTHEW WILSON, #3 - DENNIS BOYLE, #4 - PAT WOODWARD, #5 - BENJAMIN ALPER; US Attorney: COLLEEN KUKOWSKI/ BENET KEARNEY; (mac) (Entered: 07/23/2021)
07/27/2021	91	MOTION for Order to Disclose Items Protected by Rule 6(e) and Sealed Materials by USA as to JEFFREY P. SABOL, PETER FRANCIS STAGER, MICHAEL JOHN LOPATIC, SR, CLAYTON RAY MULLINS, JACK WADE WHITTON. (Attachments: # 1 Text of Proposed Order)(Kukowski, Colleen) Modified event on 7/28/2021 (zstd). (Entered: 07/27/2021)
07/29/2021		MINUTE ORDER as to JEFFREY P. SABOL (1), PETER FRANCIS STAGER (2), MICHAEL JOHN LOPATIC SR. (3), CLAYTON RAY MULLINS (4), JACK WADE WHITTON (5) granting 91 Motion for Order to Disclose Items Protected by Rule 6(e) and Sealed Materials. It is hereby ORDERED that the United States may provide in discovery materials protected by Federal Rule of Criminal Procedure 6(e). It is FURTHER ORDERED that the United States may provide in discovery sealed materials, pursuant to the previously entered protective order governing discovery. It is FURTHER ORDERED that this Order also applies to the disclosure of materials described above to any co-defendants who may later be joined. Signed by Judge Emmet G. Sullivan on 7/29/2021. (lcegs2) (Entered: 07/29/2021)
08/04/2021	92	SEALED SUPERSEDING INDICTMENT as to JEFFREY P. SABOL (1) count(s) 1ss, 2ss, 5ss, 6ss, 8ss-9ss, 13ss-14ss, 15ss, 16ss, 17ss, 18ss, 22ss, PETER FRANCIS STAGER (2) count(s) 1ss, 2ss, 9ss, 16ss, 17ss, 18ss, 22ss, MICHAEL JOHN LOPATIC, SR (3) count(s) 1ss, 7ss, 9ss-10ss, 11ss, 19ss, 20ss, 21ss, 22ss, CLAYTON RAY MULLINS (4) count(s) 3s, 4s, 8s-9s, 19s, 20s, 21s, 22s, JACK WADE WHITTON (5) count(s) 2s, 5s, 8s-9s, 12s, 16s, 17s, 18s, 22s, LOGAN JAMES BARNHART (6) count(s) 2, 9, 19, 20, 21, 22, RONALD COLTON MCABEE (7) count(s) 3, 7, 8, 10, 16, 17, 18, 22. (zstd) (Entered: 08/05/2021)
08/04/2021	94	MOTION to Seal Case by USA as to JEFFREY P. SABOL (1), PETER FRANCIS STAGER (2), MICHAEL JOHN LOPATIC, SR (3), CLAYTON RAY MULLINS (4), JACK WADE WHITTON (5), LOGAN JAMES BARNHART (6), RONALD COLTON MCABEE (7). (Attachments: # 1 Text of Proposed Order)(zstd) (Entered: 08/06/2021)
08/04/2021	95	ORDER granting 94 Motion to Seal Case as to JEFFREY P. SABOL (1), PETER FRANCIS STAGER (2), MICHAEL JOHN LOPATIC SR. (3), CLAYTON RAY MULLINS (4), JACK WADE WHITTON (5), LOGAN JAMES BARNHART (6), RONALD COLTON MCABEE (7). Signed by Magistrate Judge Robin M. Meriweather on 8/4/2021. (zstd) (Entered: 08/06/2021)
08/11/2021	97	NOTICE of Discovery by USA as to JEFFREY P. SABOL, PETER FRANCIS STAGER, MICHAEL JOHN LOPATIC, SR, CLAYTON RAY MULLINS, JACK WADE WHITTON (Attachments: # 1 Notice to Counsel/Party Discovery Letter)(Kukowski, Colleen) (Entered: 08/11/2021)

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