

**U.S. District Court
District of Columbia (Washington, DC)
CRIMINAL DOCKET FOR CASE #: 1:21-cr-00060-CKK-1**

Case title: USA v. RIVERA

Date Filed: 02/01/2021

Magistrate judge case number: 1:21-mj-00118-ZMF

Assigned to: Judge Colleen Kollar-Kotelly

Defendant (1)**JESUS D. RIVERA***also known as*

JD RIVERA

also known as

JESUS DELAMORA RIVERA

represented by **Guy L. Womack**

GUY L. WOMACK, ATTORNEY AT LAW

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Email: guy.womack@usa.net**LEAD ATTORNEY****ATTORNEY TO BE NOTICED***Designation: Retained***Pending Counts**18:1752(a)(1); TEMPORARY RESIDENCE OF THE PRESIDENT; Entering and Remaining in a Restricted Building or Grounds
(1)18:1752(a)(2); TEMPORARY RESIDENCE OF THE PRESIDENT; Disorderly and Disruptive Conduct in a Restricted Building or Grounds
(2)40:5104(e)(2)(D); FEDERAL STATUTES, OTHER; Disorderly Conduct in a Capitol Building
(3)40:5104(e)(2)(G); FEDERAL STATUTES, OTHER; Parading, Demonstrating, or Picketing in a Capitol Building
(4)**Disposition****Highest Offense Level (Opening)**

Misdemeanor

Terminated Counts

None

Disposition**Highest Offense Level (Terminated)**

None

Complaints

COMPLAINT in Violation of 18:1752(a)(1), 18:1752(a)(2), 40:5104(e)(2)(D) and 40:5104(e)(2)(G)

Disposition**Plaintiff**

USA

represented by **John Witherspoon Borchert**

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Date Filed	#	Docket Text
01/19/2021	<u>1</u>	SEALED COMPLAINT as to JESUS RIVERA (1). (Attachments: # <u>1</u> Statement of Facts) (zstd) [1:21-mj-00118-ZMF] (Entered: 01/19/2021)
01/19/2021	<u>3</u>	MOTION to Seal Case by USA as to JESUS RIVERA. (Attachments: # <u>1</u> Text of Proposed Order)(zstd) [1:21-mj-00118-ZMF] (Entered: 01/19/2021)
01/19/2021	<u>4</u>	ORDER granting <u>3</u> Motion to Seal Case as to JESUS RIVERA (1). Signed by Magistrate Judge Zia M. Faruqui on 1/19/2021. (zstd) [1:21-mj-00118-ZMF] (Entered: 01/19/2021)
01/20/2021		Case unsealed as to JESUS RIVERA (bb) [1:21-mj-00118-ZMF] (Entered: 01/26/2021)
01/22/2021	<u>10</u>	Arrest Warrant Returned Executed on 1/22/2021 as to JESUS D. RIVERA (1). (zpt) (Entered: 04/12/2021)
01/22/2021		Arrest of JESUS D. RIVERA (1) in Northern District of Florida. (zpt) (Entered: 04/12/2021)
02/01/2021	<u>5</u>	INFORMATION as to JESUS RIVERA (1) count(s) 1, 2, 3, 4. (zstd) (Entered: 02/01/2021)
03/04/2021	<u>7</u>	NOTICE OF ATTORNEY APPEARANCE: Guy L. Womack appearing for JESUS D. RIVERA (Womack, Guy) (Entered: 03/04/2021)
03/23/2021		MINUTE ORDER as to Defendant JESUS D. RIVERA : It is hereby ORDERED that Defendant JESUS D. RIVERA appear for an initial appearance and arraignment on Tuesday, April 6, 2021 at 1:00 p.m. before Magistrate Judge G. Michael Harvey. The hearing will be conducted by video teleconference; call-in instructions will be provided to counsel prior to the hearing. Counsel for the United States is directed to ensure that counsel for Defendant has received this Order and will provide the information to Defendant. If Defendant does not have counsel, counsel for the United States is directed to contact the Office of the Federal Public Defender for the District of Columbia and provide their office with the information contained in this Order. If the parties have questions about this Order or the scheduled hearing, please contact the Courtroom Deputy at 202-354-3114; So Ordered by Magistrate Judge G. Michael Harvey on 3/23/2021. (kk) (Entered: 03/23/2021)
04/06/2021		MINUTE ORDER as to JESUS D. RIVERA (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 4/6/2021. (zpt) (Entered: 04/06/2021)
04/06/2021		ORAL MOTION for Speedy Trial Waiver by USA as to JESUS D. RIVERA (1). (zpt) (Entered: 04/13/2021)
04/06/2021	11	ORDER Setting Conditions of Release as to JESUS D. RIVERA (1) Personal Recognizance. Signed by Magistrate Judge G. Michael Harvey on 4/6/2021. (Attachments: # 1 Appearance Bond) (zpt) (Entered: 04/13/2021)
04/09/2021	9	Unopposed MOTION to Continue <i>and</i> , Unopposed MOTION to Exclude <i>Time</i> by USA as to JESUS D. RIVERA. (Borchert, John) (Entered: 04/09/2021)
04/12/2021		MINUTE ORDER: The Court has received and reviewed the government's 9 Unopposed Motion to Continue and to Exclude Time Under the Speedy Trial Act. As an initial matter, the requested continuance of 60 days would give the government more time to provide Defendant with the extensive discovery in this case. Moreover, the proposed continuance would also benefit Defendant and his counsel, by giving them additional time to more thoroughly review the extensive discovery in this case. To ensure Defendant's consent to this requested relief and to develop a more complete record, Defendant shall file a signed statement indicating his consent to the government's 9 Motion by or before APRIL 16, 2021. The Court will rule on the 9 Motion thereafter. Signed by Judge Colleen Kollar-Kotelly on April 12, 2021. (lcckk1) (Entered: 04/12/2021)
04/13/2021		Minute Entry for proceedings held before Magistrate Judge G. Michael Harvey: VTC Initial Appearance/Detention Hearing/Arraignment as to JESUS D. RIVERA (1) Count 1,2,3,4 held on 4/13/2021. Not Guilty Plea entered by JESUS D. RIVERA (1) as to all counts. Government does not seek the Defendant's pretrial detention. Oral Motion by the Government for Speedy Trial Waiver as to JESUS D. RIVERA (1) Heard and Granted. Time between 4/6/2021 and 5/4/2021 (28 Days) shall be excluded from calculation under the Speedy Trial Act in the interest of justice X-T. Next Control Status Hearing shall be vacated upon parties' ascertainment of a Court date before Judge Colleen Kollar-Kotelly. Control Status Hearing set for 5/4/2021 01:00 PM in Telephonic/VTC before Magistrate Judge Robin M. Meriwether. Bond Status of Defendant: Defendant Placed on Personal Recognizance; Court Reporter: FTR-Gold FTR Time Frame: CTRM 6 [1:19:35-1:41:54]; Defense Attorney: Guy Womack; US Attorney: Jacob Steiner for John Borchart; Pretrial Officer: Dashanta ValentineLewis; (zpt) (Entered: 04/13/2021)
04/14/2021	12	WAIVER of Right to a Speedy Trial by JESUS D. RIVERA. (Womack, Guy) Modified Text on 4/14/2021 (zhsj). (Entered: 04/14/2021)
04/14/2021	13	ORDER granting 9 Motion to Continue. Signed by Judge Colleen Kollar-Kotelly on April 14, 2021. (lcckk1) (Entered: 04/14/2021)
04/14/2021		Set/Reset Hearings as to JESUS D. RIVERA: Status Conference set for 6/7/2021 at 2:00 PM via Telephonic/VTC before Judge Colleen Kollar-Kotelly. (dot) (Entered: 04/15/2021)
06/03/2021	14	BRADY ORDER. Signed by Judge Colleen Kollar-Kotelly on June 3, 2021. (lcckk1) (Entered: 06/03/2021)
06/04/2021	16	MOTION for Protective Order <i>Regarding Discovery</i> by USA as to JESUS D. RIVERA. (Attachments: # 1 Text of Proposed Order)(Borchert, John) (Entered: 06/04/2021)
06/04/2021		MINUTE ORDER: The Court has received and reviewed the government's 16 Motion for a Protective Order. That motion indicates that defense counsel objects to the limitation in paragraph 6 of the protective order which applies only to Highly Sensitive materials. By or before Monday June 7, 2021 at 9:00 AM ET, Defendant shall file a brief notice clarifying the basis for this objection. Signed by Judge Colleen Kollar-Kotelly on June 4, 2021. (lcckk1) (Entered: 06/04/2021)
06/07/2021	17	NOTICE of <i>No Objections</i> by JESUS D. RIVERA re 16 MOTION for Protective Order <i>Regarding Discovery</i> (Womack, Guy) (Entered: 06/07/2021)
06/07/2021	18	PROTECTIVE ORDER.Signed by Judge Colleen Kollar-Kotelly on June 7, 2021. (lcckk1) (Entered: 06/07/2021)
06/07/2021		MINUTE ORDER: The Court held a status hearing in this case on June 7, 2021. With consent, Defendant was present via videoconference and represented by counsel. Counsel for the government also appeared via videoconference. During the status hearing, the Court discussed the status of discovery, as well as the status of plea negotiations in this case. The government indicated that a formal plea offer has been made and rejected by Defendant at this time. The Court has scheduled another status hearing for AUGUST 31, 2021 at 10:00 AM ET. Defendant has consented to this forthcoming status hearing proceeding remotely via videoconference. During the June 7, 2021 status hearing, the Court discussed with Defendant his Speedy Trial Act rights, and Defendant consented to a continuance of his speedy trial rights until the date of the next status hearing, August 31, 2021. Accordingly, the Court finds that a continuance of Defendant's Speedy Trial rights between June 7, 2021 and the date of the next status hearing on August 31, 2021, serves the "ends of justice" and outweighs the best interests of both the community and Defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A). This continuance will provide Defendant and his counsel additional time to review the ongoing discovery being produced in this matter. Taking into account this continuance, the Court has calculated that Defendant's new 70-day deadline is NOVEMBER 9, 2021 . The Court finds that the 90-day deadline is inapplicable to Defendant, given that he has been released pending trial. Signed by Judge Colleen Kollar-Kotelly on June 7, 2021. (lcckk1) (Entered: 06/07/2021)
06/07/2021		Set/Reset Hearings as to JESUS D. RIVERA: Status Conference set for 8/31/2021 at 10:00 AM via Zoom before Judge Colleen Kollar-Kotelly. (dot) (Entered: 06/07/2021)
06/07/2021		Minute Entry for proceedings held before Judge Colleen Kollar-Kotelly: Status Conference as to JESUS D. RIVERA held on 6/7/2021. Speedy Trial (XT) is tolled in the Interest of Justice from 6/7/2021 to 8/31/2021. Status Conference set for 8/31/2021 at 10:00 AM via Zoom before Judge Colleen Kollar-Kotelly. Bond Status of Defendant: Continued on Personal Recognizance; Court Reporter: Lisa Edwards; Defense Attorney: Guy L. Womack; US Attorney: John W. Borchert. (dot) (Entered: 06/07/2021)
07/13/2021	19	STATUS REPORT <i>Regarding Discovery</i> by USA as to JESUS D. RIVERA (Attachments: # 1 Exhibit)(Borchert, John) (Entered: 07/13/2021)

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