

U.S. District Court  
District of Columbia (Washington, DC)  
CRIMINAL DOCKET FOR CASE #: 1:21-cr-00087-TJK-1

Case title: USA v. SPARKS

Date Filed: 02/05/2021

Magistrate judge case number: 1:21-mj-00098-RMM

Assigned to: Judge Timothy J. Kelly

**Defendant (1)**

**MICHAEL SPARKS**

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*

**Scott T. Wendelsdorf**  
WESTERN KY FEDERAL COMMUNITY DEFENDER  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**  
*Designation: Public Defender or Community Defender Appointment*

**Pending Counts**

18 U.S.C. 231(a)(3) and 2; CIVIL DISORDER; Civil Disorder and Aiding and Abetting  
(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. 1752(a)(1); TEMPORARY RESIDENCE OF THE PRESIDENT; Entering and Remaining in a Restricted Building or Grounds  
(3)

18 U.S.C. 1752(a)(2); TEMPORARY RESIDENCE OF THE PRESIDENT; Disorderly and Disruptive Conduct in a Restricted Building or Grounds  
(4)

18 U.S.C. 1752(a)(3); TEMPORARY RESIDENCE OF THE PRESIDENT; Impeding Ingress and Egress 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)(D); FEDERAL STATUTES, OTHER; Disorderly Conduct in a Capitol Building  
(7)

40 U.S.C. 5104(e)(2)(E); FEDERAL STATUTES, OTHER; Impeding Passage Through the Capitol Grounds or Buildings  
(8)

40 U.S.C. 5104(e)(2)(G); FEDERAL STATUTES, OTHER; Parading, Demonstrating, or Picketing in a Capitol Building  
(9)

**Highest Offense Level (Opening)**

Felony

**Terminated Counts**

None

**Highest Offense Level (Terminated)**

None

**Complaints**

COMPLAINT in VIOLATION of 18 U.S.C. 1752(a), 40 U.S.C. 5104(e)(2), 18 U.S.C. 231(a)(3)

**Disposition**

**Disposition**

**Disposition**

**Plaintiff**

USA

represented by **Elizabeth C. Kelley**  
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TERMINATED: 02/08/2021  
 LEAD ATTORNEY  
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 Designation: Assistant U.S. Attorney

**Hava Arin Levenson Mirell**  
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 TERMINATED: 04/12/2021  
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 Designation: Assistant U.S. Attorney

Date Filed	#	Docket Text
01/17/2021	<a href="#">1</a>	COMPLAINT as to MICHAEL SPARKS (1). (Attachments: # <a href="#">1</a> Statement of Facts) (zltf) [1:21-mj-00098-RMM] (Entered: 01/17/2021)
01/19/2021		Arrest of MICHAEL SPARKS in Western District of Kentucky. (zpt) [1:21-mj-00098-RMM] (Entered: 02/02/2021)
01/28/2021		Arrest Warrant, dated 1/17/2021, Returned Executed in the U.S. District Court for the District of Columbia on 1/28/2021 as to MICHAEL SPARKS. (zpt) [1:21-mj-00098-RMM] (Entered: 02/02/2021)
01/28/2021		ORAL MOTION to Appoint Counsel by MICHAEL SPARKS. (zpt) [1:21-mj-00098-RMM] (Entered: 02/02/2021)
01/28/2021		JOINT ORAL MOTION for Speedy Trial Waiver by MICHAEL SPARKS. (zpt) [1:21-mj-00098-RMM] (Entered: 02/02/2021)
01/28/2021		Minute Entry for proceedings held before Magistrate Judge G. Michael Harvey: VTC Initial Appearance/Detention Hearing as to MICHAEL SPARKS (1) held on 1/28/2021. Oral Motion to Appoint Counsel by MICHAEL SPARKS (1) Heard and Granted. Government does not seek the Defendant's pretrial detention. Joint Oral Motion for Speedy Trial Waiver by MICHAEL SPARKS (1) Heard and Granted. Time between 1/28/2021 and 2/16/2021 (19 Days) shall be excluded from calculation under the Speedy Trial Act in the interest of justice X-T. Preliminary Hearing set for 2/16/2021 at 01:00 PM in Telephonic/VTC before Magistrate Judge Robin M. Meriweather. Bond Status of Defendant: Defendant Placed on Personal Recognizance; Court Reporter: Crystal Pilgrim; Defense Attorney: David Bos; US Attorney: Kelly Smith for Elizabeth Kelley; Pretrial Officer: Masharia Holman; (zpt) [1:21-mj-00098-RMM] (Entered: 02/02/2021)
01/28/2021	<a href="#">8</a>	ORDER Setting Conditions of Release as to MICHAEL SPARKS (1) Personal Recognizance. Signed by Magistrate Judge G. Michael Harvey on 1/28/2021. (Attachments: # <a href="#">1</a> Appearance Bond) (zpt) (Entered: 02/08/2021)
01/28/2021		MINUTE ORDER as to MICHAEL SPARKS (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 1/28/2021. (zpt) (Entered: 02/09/2021)
02/04/2021	<a href="#">4</a>	NOTICE OF ATTORNEY APPEARANCE Elizabeth C. Kelley appearing for USA. (Kelley, Elizabeth) [1:21-mj-00098-RMM] (Entered: 02/04/2021)
02/05/2021	<a href="#">5</a>	INDICTMENT as to MICHAEL SPARKS (1) count(s) 1, 2, 3, 4, 5, 6, 7, 8, 9. (zltf) (Entered: 02/08/2021)
02/08/2021		NOTICE OF HEARING as to MICHAEL SPARKS. VTC Arraignment set for 2/17/2021 at 10:00 AM before Judge Timothy J. Kelly. The parties shall contact the Courtroom Deputy at (202) 354-3495 at least one business day in advance to make arrangements to appear. (zkh) (Entered: 02/08/2021)
02/08/2021	<a href="#">7</a>	NOTICE OF SUBSTITUTION OF COUNSEL as to USA. Attorney Nelson, James B. added. Substituting for attorney AUSA Elizabeth C. Kelley (Nelson, James) (Entered: 02/08/2021)
02/17/2021		Minute Entry for proceedings held before Judge Timothy J. Kelly: VTC Arraignment as to MICHAEL SPARKS as to Counts 1, 2, 3, 4, 5, 6, 7, 8, and 9 held on 2/17/2021. Defendant appeared by video. Plea of NOT GUILTY entered as to Counts 1, 2, 3, 4, 5, 6, 7, 8, and 9. Speedy Trial Excludable (XT) started 2/17/2021 through 4/20/2021, in the interest of justice. VTC Status Conference set for 4/20/2021 at 10:00 AM before Judge Timothy J. Kelly. Bond Status of Defendant: Remains on Personal Recognizance; Court Reporter: Timothy Miller; Defense Attorney: David Walker Bos; US Attorney: James B. Nelson. (zkh) (Entered: 02/17/2021)
04/12/2021	<a href="#">11</a>	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)
04/19/2021	<a href="#">12</a>	NOTICE of Filing Discovery Correspondence by USA as to MICHAEL SPARKS (Attachments: # <a href="#">1</a> Discovery Letter)(Mirell, Hava) (Entered: 04/19/2021)
04/19/2021	<a href="#">13</a>	Unopposed MOTION for Protective Order by USA as to MICHAEL SPARKS. (Attachments: # <a href="#">1</a> Proposed Protective Order)(Mirell, Hava) (Entered: 04/19/2021)
04/20/2021		Minute Entry for proceedings held before Judge Timothy J. Kelly: VTC Status Conference as to MICHAEL SPARKS held on 4/20/2021. Defendant appeared by video. Speedy Trial Excludable (XT) started 4/20/2021 through 6/21/2021, in the interest of justice. VTC Status Conference set for 6/21/2021 at 10:00 AM before Judge Timothy J. Kelly. Bond Status of Defendant: Remains on Personal Recognizance; Court Reporter: Timothy Miller; Defense Attorney: David Walker Bos; US Attorney: Hava Arin Levenson Mirell. (zkh) (Entered: 04/20/2021)
04/20/2021	<a href="#">14</a>	ORDER granting <a href="#">13</a> Motion for Protective Order as to MICHAEL SPARKS (1). See order for details. Signed by Judge Timothy J. Kelly on 4/20/21. (lctjk2) (Entered: 04/20/2021)
04/26/2021	<a href="#">15</a>	Unopposed MOTION for Disclosure of Items Protected by Federal Rule of Criminal Procedure 6(e) and Sealed Materials by USA as to MICHAEL SPARKS. (Attachments: # <a href="#">1</a> Text of Proposed Order)(Mirell, Hava) (Entered: 04/26/2021)
04/27/2021		MINUTE ORDER as to MICHAEL SPARKS granting the Government's <a href="#">15</a> Unopposed Motion for Disclosure of Items Protected by Federal Rule of Criminal Procedure 6(e) and Sealed Materials. It is hereby ORDERED that the Government's motion is GRANTED. The Government may provide in discovery materials protected by Federal Rule of Criminal Procedure 6(e) and sealed materials, pursuant to the parties' <a href="#">14</a> Stipulated Protective Order. It is further ORDERED that this Order applies to the disclosure of these materials to any co-defendants who may later be joined. Signed by Judge Timothy J. Kelly on 4/27/21. (lctjk2) (Entered: 04/27/2021)
05/25/2021	<a href="#">16</a>	NOTICE OF ATTORNEY APPEARANCE: Scott T. Wendelsdorf appearing for MICHAEL SPARKS (Wendelsdorf, Scott) (Entered: 05/25/2021)
06/17/2021		Set/Reset Hearings as to MICHAEL SPARKS: Status Conference RESET for 6/25/2021 at 10:00 AM by VTC before Judge Timothy J. Kelly. (zcal) (Entered: 06/17/2021)
06/25/2021		Minute Entry for proceedings held before Judge Timothy J. Kelly: VTC Status Conference as to MICHAEL SPARKS held on 6/25/2021. Defendant appeared by video. Speedy Trial Excludable (XT) started 6/21/2021 through 9/8/2021, in the interest of justice. VTC Status Conference set for 9/8/2021 at 2:00 PM before Judge Timothy J. Kelly. Bond Status of Defendant: Remains on Personal Recognizance; Court Reporter: Timothy Miller; Defense Attorney: Scott T. Wendelsdorf; US Attorney: Hava Arin Levenson Mirell. (zkh) (Entered: 06/25/2021)

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