

**U.S. District Court
District of Columbia (Washington, DC)
CRIMINAL DOCKET FOR CASE #: 1:21-cr-00307-CRC-2**

Case title: USA v. VON BERNEWITZ et al

Date Filed: 04/16/2021

Magistrate judge case number: 1:21-mj-00333-GMH

Assigned to: Judge Christopher R. Cooper

Defendant (2)**PAUL H. VON BERNEWITZ**

represented by **Andrew William Grindrod**
FEDERAL PUBLIC DEFENDER FOR THE EASTERN DISTRICT OF VIRGINIA
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

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); VIOLENT ENTRY AND DISORDERLY CONDUCT ON CAPITOL GROUNDS; Disorderly Conduct in a Capitol Building
(3)

40:5104(e)(2)(G); VIOLENT ENTRY AND DISORDERLY CONDUCT ON CAPITOL GROUNDS; 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 U.S.C. § 1752(a)(1) and 18 U.S.C. § 1752(a)(2); 40 U.S.C. § 5104(e)(2)(D) and § 5104(e)(2)(G)

Disposition**Plaintiff****USA**

represented by **Clayton Henry O'Connor**
DOJ-CRM
Human Rights and Special Prosecutions Section
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Designation: Assistant U.S. Attorney

Date Filed	#	Docket Text
03/23/2021	<u>1</u>	SEALED COMPLAINT as to ERIC V. VON BERNEWITZ (1), PAUL H. VON BERNEWITZ (2). (Attachments: # <u>1</u> Statement of Facts) (zltf) [1:21-mj-00333-GMH] (Entered: 03/24/2021)
03/23/2021	<u>3</u>	MOTION to Seal Case by USA as to ERIC V. VON BERNEWITZ, PAUL H. VON BERNEWITZ. (Attachments: # <u>1</u> Text of Proposed Order)(zltf) [1:21-mj-00333-GMH] (Entered: 03/24/2021)
03/23/2021	<u>4</u>	ORDER granting <u>3</u> Motion to Seal Case as to ERIC V. VON BERNEWITZ (1), PAUL H. VON BERNEWITZ (2). Signed by Magistrate Judge G. Michael Harvey on 3/23/2021. (zltf) [1:21-mj-00333-GMH] (Entered: 03/24/2021)
03/24/2021		Case unsealed as to ERIC V. VON BERNEWITZ, PAUL H. VON BERNEWITZ (bb) [1:21-mj-00333-GMH] (Entered: 03/29/2021)
03/24/2021	<u>6</u>	Arrest Warrant Returned Executed on 3/24/2021 in Chesapeake, VA as to PAUL H. VON BERNEWITZ. (bb) [1:21-mj-00333-GMH] (Entered: 03/29/2021)
03/24/2021		Arrest of PAUL H. VON BERNEWITZ. (ztl) (Entered: 04/27/2021)
03/31/2021		ORAL MOTION to Appoint Counsel by PAUL H. VON BERNEWITZ. (ztl) (Entered: 04/27/2021)
03/31/2021		JOINT ORAL MOTION for Speedy Trial by USA, PAUL H. VON BERNEWITZ as to PAUL H. VON BERNEWITZ. (ztl) (Entered: 04/27/2021)
03/31/2021		Minute Entry for proceedings held before Magistrate Judge Zia M. Faruqi: Initial Appearance as to PAUL H. VON BERNEWITZ held on 3/31/2021. Defendant present by video. Due Process Order given to the Government. Oral Motion to Appoint Counsel by PAUL H. VON BERNEWITZ (2); heard and granted. Defendant placed on Standard Conditions of Release. Joint Oral Motion for Speedy Trial by USA, PAUL H. VON BERNEWITZ (2); heard and granted. Defendant placed on Standard Conditions of Release. Defendant's Hearing on 3/31/2021. Defendant's Hearing on 3/31/2021.

		Joint Oral Motion for Speedy Trial as to PAUL H. VON BERNEWITZ (2), heard and granted. Defendant waives right to preliminary hearing in 21 days. Preliminary hearing set for 5/26/2021 at 1:00 PM by Telephonic/VTC before Magistrate Judge Robin M. Meriweather. Bond Status of Defendant: Defendant present by video; Court Reporter: Lorraine Herman; Defense Attorney: Andrew Grindrod; US Attorney: Jacob Steiner for Clayton O'Connor; Pretrial Officer: John Copes. (ztl) (Entered: 04/27/2021)
03/31/2021	13	ORDER Setting Conditions of Release as to PAUL H. VON BERNEWITZ (2) Personal Recognizance. Signed by Magistrate Judge Zia M. Faruqui on 3/31/2021. (ztl) (Entered: 04/27/2021)
04/08/2021	8	NOTICE OF ATTORNEY APPEARANCE Clayton Henry O'Connor appearing for USA. (O'Connor, Clayton) [1:21-mj-00333-GMH] (Entered: 04/08/2021)
04/13/2021	9	NOTICE OF ATTORNEY APPEARANCE: Andrew William Grindrod appearing for PAUL H. VON BERNEWITZ (Grindrod, Andrew) [1:21-mj-00333-GMH] (Entered: 04/13/2021)
04/16/2021	10	INFORMATION as to ERIC V. VON BERNEWITZ (1) count(s) 1, 2, 3, 4, PAUL H. VON BERNEWITZ (2) count(s) 1, 2, 3, 4. (zstd) (Entered: 04/19/2021)
04/26/2021	12	MOTION for Protective Order <i>Governing Discovery</i> by USA as to ERIC V. VON BERNEWITZ, PAUL H. VON BERNEWITZ. (Attachments: # 1 Text of Proposed Order)(O'Connor, Clayton) (Entered: 04/26/2021)
04/27/2021	15	ORDER granting 12 Unopposed Motion for Protective Order as to ERIC V. VON BERNEWITZ (1), PAUL H. VON BERNEWITZ (2). Signed by Judge Christopher R. Cooper on 4/27/2021. (lccrc2) (Entered: 04/27/2021)
05/06/2021		MINUTE ORDER as to ERIC V. VON BERNEWITZ (1) and PAUL H. VON BERNEWITZ (2): The parties are to appear for Arraignment set for 5/12/2021 at 10:00 AM by VTC before Judge Christopher R. Cooper. Signed by Judge Christopher R. Cooper on 5/6/21. (lsj) (Entered: 05/06/2021)
05/07/2021	16	Consent MOTION to Continue <i>Arraignment (Joint as to both defendants)</i> by PAUL H. VON BERNEWITZ as to ERIC V. VON BERNEWITZ, PAUL H. VON BERNEWITZ. (Attachments: # 1 Text of Proposed Order)(Grindrod, Andrew) (Entered: 05/07/2021)
05/11/2021		MINUTE ORDER : The Court GRANTS 16 Defendants' Unopposed Motion to Continue Arraignment as to ERIC V. VON BERNEWITZ (1), PAUL H. VON BERNEWITZ (2). The Court will hold an arraignment in this matter on 5/20/2021 at 11:00 A.M. via videoconference before Judge Christopher R. Cooper. The Court notes that defense counsel have discussed the continuance with their clients, who consent and agree that the time between 5/12/2021 and the new arraignment date can be excluded from the Speedy Trial Act period. The Court finds it in the interest of justice to toll the speedy trial clock from 5/12/2021 through 5/20/2021. Signed by Judge Christopher R. Cooper on 5/11/2021. Videoconference log-in information will be sent separately. (lccrc2) (Entered: 05/11/2021)
05/11/2021		Set/Reset Hearings as to ERIC V. VON BERNEWITZ (1) and PAUL H. VON BERNEWITZ (2): Arraignment reset for 5/20/2021 at 11:00 AM by VTC before Judge Christopher R. Cooper. (lsj) (Entered: 05/11/2021)
05/20/2021		Minute Entry for proceedings held before Judge Christopher R. Cooper: Arraignment as to ERIC V. VON BERNEWITZ (1) and PAUL H. VON BERNEWITZ (2) held via videoconference on 5/20/2021. Defendant ERIC V. VON BERNEWITZ (1) sworn and plea of NOT GUILTY entered and accepted as to Counts 1-4. Defendant PAUL H. VON BERNEWITZ (2) sworn and plea of NOT GUILTY entered and accepted as to Counts 1-4. Government's Oral Motion for 60-day continuance and Speedy Trial Waiver heard and granted. A further status conference will be set by Minute Order. The Court finds it in the interest of justice to toll the speedy trial clock from 5/20/2021 until the next hearing date. Bond Status of Defendants: both defendants remain on personal recognizance; Court Reporter: Lisa Moreira; Defense Attorneys: Austin Manghan (1) and Andrew Grindrod (2); US Attorney: Clayton O'Connor. (zjd) (Entered: 05/20/2021)
06/15/2021	19	MOTION To Disclose Items Protected By Federal Rule Of Criminal Procedure 6(e) And Sealed Materials by USA as to ERIC V. VON BERNEWITZ, PAUL H. VON BERNEWITZ. (Attachments: # 1 Text of Proposed Order)(O'Connor, Clayton) Modified event on 6/16/2021 (zstd). (Entered: 06/15/2021)
06/17/2021		MINUTE ORDER: Upon consideration of 19 Government's 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 that the United States may provide in discovery sealed materials, pursuant to 15 the previously entered protective order governing discovery. This order shall also apply to the disclosure of these materials to any co-defendants who may later be joined. Signed by Judge Christopher R. Cooper on 6/17/2021. (lccrc2) (Entered: 06/17/2021)
07/13/2021	20	ENTERED IN ERROR..... STATUS REPORT <i>Regarding Discovery</i> by USA as to ERIC V. VON BERNEWITZ, PAUL H. VON BERNEWITZ (Attachments: # 1 Exhibit Exhibit A) (O'Connor, Clayton) Modified on 7/14/2021 (zstd). (Entered: 07/13/2021)
07/13/2021		NOTICE OF CORRECTED DOCKET ENTRY: as to ERIC V. VON BERNEWITZ, PAUL H. VON BERNEWITZ re 20 Status Report was entered in error and counsel was instructed to refile said pleading using event Notices (Other). (zstd) (Entered: 07/14/2021)
07/22/2021		MINUTE ORDER as to ERIC V. VON BERNEWITZ (1) and PAUL H. VON BERNEWITZ (2): The parties are to appear for a Further Status Conference set for 8/25/2021 at 2:00 PM by VTC before Judge Christopher R. Cooper. With the consent of the parties, the Court finds it in the interest to toll the speedy trial clock from 8/1/2021 through 8/25/2021. Signed by Judge Christopher R. Cooper on 7/22/21. (lsj) (Entered: 07/22/2021)
07/22/2021	22	NOTICE of <i>Memorandum Regarding Status of Discovery</i> by USA as to ERIC V. VON BERNEWITZ, PAUL H. VON BERNEWITZ (Attachments: # 1 Exhibit Exhibit A)(O'Connor, Clayton) (Entered: 07/22/2021)

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