U.S. District Court
District of Columbia (Washington, DC)
CRIMINAL DOCKET FOR CASE #: 1:21-cr-00108-TSC-1

Case title: USA v. FOY

Date Filed: 02/10/2021

Magistrate judge case number: 1:21-mj-00136-RMM

Assigned to: Judge Tanya S. Chutkan

Defendant (1)

MICHAEL JOSEPH FOY

represented by **Elizabeth Ann Mullin**
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Pending Counts

18 U.S.C. 231(a)(3); CIVIL DISORDER; Civil Disorder
(1)

18:231(a)(3); CIVIL DISORDER; Civil Disorder
(1s)

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)

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

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

18:111(a)(1) and (b); ASSAULTING/RESISTING/IMPEDING OFFICERS/EMPLOYEES; Assaulting, Resisting, or Impeding Certain Officers Using a Dangerous Weapon
(3s)

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
(4)

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
(4s)

18 U.S.C. 1752(a)(1); TEMPORARY RESIDENCE OF THE PRESIDENT; Entering and Remaining in a Restricted Building or Grounds
(5)

18:1752(a)(1); TEMPORARY RESIDENCE OF THE PRESIDENT; Entering and Remaining in a Restricted Building or Grounds
(5s)

18 U.S.C. 1752(a)(2); TEMPORARY RESIDENCE OF THE PRESIDENT; Disorderly and Disruptive Conduct in a Restricted Building or Grounds
(6)

18:1752(a)(2); TEMPORARY RESIDENCE OF THE PRESIDENT; Disorderly and Disruptive Conduct in a Restricted Building or Grounds
(6s)

18 U.S.C. 1752(a)(4); TEMPORARY RESIDENCE OF THE PRESIDENT; Engaging in Physical Violence in a Restricted Building or Grounds
(7)

18:1752(a)(4); TEMPORARY RESIDENCE OF THE PRESIDENT; Engaging in Physical Violence in a Restricted Building or Grounds
(7s)

40 U.S.C. 5104(e)(2)(F); FEDERAL STATUTES, OTHER; Act of Physical Violence in a Capitol Building
(8)

40:5104(e)(2)(F); VIOLENT ENTRY AND DISORDERLY CONDUCT ON CAPITOL GROUNDS; Act of Physical Violence in the Capitol Grounds or

Disposition

Buildings
(8s)

Highest Offense Level (Opening)

Felony

Terminated Counts **Disposition**

None

Highest Offense Level (Terminated)

None

Complaints **Disposition**

COMPLAINT in Violation of 18:1752(a)(1), (2), 18:231(a)(3), 18:111(a)(1) and (b), 18:2 and 18:1512(c)(2)

Plaintiff

USA

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Date Filed	#	Docket Text
01/20/2021	1	SEALED COMPLAINT as to MICHAEL JOSEPH FOY (1). (Attachments: # 1 Statement of Facts) (zstd) [1:21-mj-00136-RMM] (Entered: 01/21/2021)
01/20/2021	3	MOTION to Seal Case by USA as to MICHAEL JOSEPH FOY. (Attachments: # 1 Text of Proposed Order)(zstd) [1:21-mj-00136-RMM] (Entered: 01/21/2021)
01/20/2021	4	ORDER granting 3 Motion to Seal Case as to MICHAEL JOSEPH FOY (1). Signed by Magistrate Judge Robin M. Meriweather on 1/20/2021. (zstd) [1:21-mj-00136-RMM] (Entered: 01/21/2021)
01/21/2021		Case unsealed as to MICHAEL JOSEPH FOY (bb) [1:21-mj-00136-RMM] (Entered: 01/21/2021)
01/21/2021		Arrest of MICHAEL JOSEPH FOY in US District Court for Eastern District of Michigan. (zltp) [1:21-mj-00136-RMM] (Entered: 02/12/2021)
01/27/2021	5	Rule 5(c)(3) Documents Received as to MICHAEL JOSEPH FOY from US District Court for Eastern District of Michigan Case Number 2:21-mj-30039 (zltp) [1:21-mj-00136-RMM] (Entered: 02/12/2021)
02/10/2021	6	INDICTMENT as to MICHAEL JOSEPH FOY (1) count(s) 1, 2, 3, 4, 5, 6, 7, 8. (zltp) (Entered: 02/12/2021)
02/22/2021	9	NOTICE OF ATTORNEY APPEARANCE: Eugene Ohm appearing for MICHAEL JOSEPH FOY (Ohm, Eugene) (Entered: 02/22/2021)
03/10/2021	10	Emergency MOTION to Bond *Review* by MICHAEL JOSEPH FOY. (Attachments: # 1 Exhibit, # 2 Exhibit, # 3 Exhibit, # 4 Text of Proposed Order)(Ohm, Eugene) Modified event on 3/11/2021 (znmw). (Entered: 03/10/2021)
03/10/2021		MINUTE ORDER: The future hearing currently scheduled for 3/10/2021 is hereby VACATED, as the government has formally charged MICHAEL JOSEPH FOY and there are no additional matters necessitating action by a magistrate judge. If a hearing has not been scheduled before the assigned district judge, the parties are respectfully directed to contact the chambers of the assigned district judge to schedule a hearing. Signed by Magistrate Judge Zia M. Faruqui on 3/10/2021. (ztl) (Entered: 03/10/2021)
03/10/2021		MINUTE ORDER: In light of the fact that Magistrate Case for defendant MICHAEL JOSEPH FOY has closed and merged into Criminal Number 21-108, and an indictment has been filed, there are no additional matters necessitating action by a magistrate judge. If a hearing has not been scheduled before the assigned district judge, the parties are respectfully directed to contact the chambers of the assigned district judge to schedule a hearing. Signed by Magistrate Judge Zia M. Faruqui on 3/10/21. (ztl) (Entered: 03/10/2021)
03/11/2021		Set/Reset Hearings as to MICHAEL JOSEPH FOY: Arraignment/Bond Hearing set for 3/15/2021 01:00 PM in Telephonic/VTC before Judge Tanya S. Chutkan. (tb) (Entered: 03/11/2021)
03/12/2021	11	Memorandum in Opposition by USA as to MICHAEL JOSEPH FOY re 10 MOTION for Bond (Cole, Emory) (Entered: 03/12/2021)
03/13/2021	12	REPLY TO OPPOSITION to Motion by MICHAEL JOSEPH FOY re 10 MOTION for Bond (Ohm, Eugene) (Entered: 03/13/2021)
03/15/2021		Minute Entry: Arraignment/Bond Motion Hearing as to MICHAEL JOSEPH FOY (1) held on 3/15/2021 before Judge Tanya S. Chutkan on Counts 1,2,3,4,5,6,7 and 8: Plea of NOT GUILTY entered by MICHAEL JOSEPH FOY (1) as to counts 1,2,3,4,5,6,7 and 8. Motion 10 for Bond filed by MICHAEL JOSEPH FOY; heard and DENIED. Status Conference set for 4/9/2021 at 12:30 PM in Telephonic/VTC before Judge Tanya S. Chutkan. Oral motion by government to toll speedy trial; heard and order forthcoming. Defendant's exhibits 1-5 admitted and Government's exhibits 1-5 admitted. Defendant remains incarcerated. Court Reporter: Bryan Wayne; Defense Attorney: Eugene Ohm; US Attorney: Emory Cole; Pretrial Officer: John Copes. (tb) (Entered: 03/15/2021)
03/17/2021		MINUTE ORDER: On 3/10/2021 the Court was advised that MICHAEL JOSEPH FOY had been transported to the District of Columbia and remains in custody. As MICHAEL JOSEPH FOY has been formally charged, the Court notes that there are no matters necessitating action by a magistrate judge at this time. The parties are directed to contact the chambers of the assigned district judge to schedule a hearing or address any other matters. Signed by Magistrate Judge Zia M. Faruqui on 3/17/2021. (ztl) (Entered: 03/17/2021)
03/31/2021		MINUTE ORDER as to MICHAEL JOSEPH FOY: Having considered the Government's oral motion to exclude time under the Speedy Trial Act and the Defendant's oral opposition to such an exclusion, and in light of the complexity of the case, the extensive and ongoing discovery process, ongoing delays in trial scheduling as a result of the novel coronavirus pandemic, and the fact that this is the first request, the court finds that the ends of justice served by the exclusion of the time between the date of Mr. Foy's Arraignment, on March 15, 2021, and the next status conference in this case, on April 9, 2021, outweigh the interests of the public and the Defendant in a speedy trial. It is therefore ORDERED that the time period from March 15, 2021, until April 9, 2021, will be excluded from the calculation of time in this case under the Speedy Trial Act, 18 U.S.C. §§ 3161 et seq. The court cautions the parties that further requests to exclude time under the Act will be considered in light of the progress made in the case. SO ORDERED by Judge Tanya S. Chutkan on 03/31/2021. (tb) (Entered: 03/31/2021)
04/07/2021	14	Unopposed MOTION for Protective Order by USA as to MICHAEL JOSEPH FOY. (Attachments: # 1 Text of Proposed Order)(Cole, Emory) (Entered: 04/07/2021)
04/07/2021	15	NOTICE *OF FILING DISCOVERY LETTER* by USA as to MICHAEL JOSEPH FOY (Attachments: # 1 Notice to Counsel/Party)(Cole, Emory) (Entered: 04/07/2021)
04/08/2021	16	PROTECTIVE ORDER setting forth procedures for handling confidential material; allowing designated material to be filed under seal as to MICHAEL JOSEPH FOY. Signed by Judge Tanya S. Chutkan on 04/08/2021. (tb) (Entered: 04/09/2021)
04/09/2021		Minute Entry: Status Conference as to MICHAEL JOSEPH FOY held on 4/9/2021 before Judge Tanya S. Chutkan: The government will endeavor to deliver discovery to defense counsel within 7-10 days. Status Conference set for 4/30/2021 at 12:30 PM in Telephonic/VTC before Judge Tanya S. Chutkan. The Court finds in the interest (XT) that the time between 04/09/2021 and 04/30/2021 shall be excluded from the speedy trial calculation. Defendant remains detained. Court Reporter: Bryan Wayne; Defense Attorney: Eugene Ohm; US Attorney: Emory Cole; Pretrial Officer: John Copes. (tb) (Entered: 04/11/2021)
04/20/2021	17	NOTICE *OF FILING DISCOVERY LETTER* by USA as to MICHAEL JOSEPH FOY (Attachments: # 1 Notice to Counsel/Party)(Cole, Emory) (Entered: 04/20/2021)
04/26/2021	18	NOTICE OF ATTORNEY APPEARANCE: Elizabeth Ann Mullin appearing for MICHAEL JOSEPH FOY (Mullin, Elizabeth) (Entered: 04/26/2021)
04/27/2021	19	NOTICE *of Filing - Request for Bill of Particulars* by MICHAEL JOSEPH FOY (Ohm, Eugene) (Entered: 04/27/2021)
04/28/2021	20	NOTICE *OF FILING* by USA as to MICHAEL JOSEPH FOY (Attachments: # 1 Notice to Counsel/Party)(Cole, Emory) (Entered: 04/28/2021)
04/29/2021	21	ENTERED IN ERROR.....MOTION to Revoke *Detention Order* by MICHAEL JOSEPH FOY. (Attachments: # 1 Text of Proposed Order)(Ohm, Eugene) Modified on 4/30/2021 (zhsj). (Entered: 04/29/2021)

04/29/2021	22	MOTION for Release from Custody by MICHAEL JOSEPH FOY. (Attachments: # 1 Text of Proposed Order)(Ohm, Eugene) (Entered: 04/29/2021)
04/29/2021	23	MOTION to Continue *MOTION TO CONTINUE AND TO EXCLUDE TIME UNDER THE SPEEDY TRIAL ACT* by USA as to MICHAEL JOSEPH FOY. (Attachments: # 1 Text of Proposed Order)(Cole, Emory) (Entered: 04/29/2021)
04/29/2021		NOTICE OF CORRECTED DOCKET ENTRY: as to MICHAEL JOSEPH FOY re 21 MOTION to Revoke *Detention Order was entered in error and counsel refiled said pleading. Docket Entry 22 is the correct entry and document. (zhsj) (Entered: 04/30/2021)*
04/29/2021	24	MOTION to Exclude Time Under the Speedy Trial Act by USA as to MICHAEL JOSEPH FOY. (See Docket Entry 23 to View Document). (zhsj) (Entered: 05/03/2021)
04/30/2021		Minute Entry: Status Conference as to MICHAEL JOSEPH FOY held on 4/30/2021 before Judge Tanya S. Chutkan: Denying government's 23 for Continuance. Government's response to 22 due by 5/14/2021. Defendant's reply due by 5/21/2021. Status Conference set for 6/2/2021 at 11:15 AM in Telephonic/VTC before Judge Tanya S. Chutkan. The Court finds in the interest of justice (XT) that the time between 04/30/2021 and 06/02/2021 shall be excluded from the speedy trial calculation. Defendant remains detained. Court Reporter: Bryan Wayne; Defense Attorney: Eugene Ohm and Elizabeth Mullin; US Attorney: Emory Cole. (tb) (Entered: 05/02/2021)
05/03/2021	25	TRANSCRIPT OF ARRAIGNMENT/BOND HEARING in case as to MICHAEL JOSEPH FOY before Judge Tanya S. Chutkan held on March 15, 2021; Page Numbers: 1-47. Date of Issuance: 5/3/2021. Court Reporter: Bryan A. Wayne. Transcripts may be ordered by submitting the Transcript Order Form at www.dcd.uscourts.gov. 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 5/24/2021. Redacted Transcript Deadline set for 6/3/2021. Release of Transcript Restriction set for 8/1/2021.(Wayne, Bryan) (Entered: 05/03/2021)
05/07/2021	26	NOTICE *OF FILING LETTER PROVIDED TO DEFENSE COUNSEL* by USA as to MICHAEL JOSEPH FOY (Attachments: # 1 Notice to Counsel/Party)(Cole, Emory) (Entered: 05/07/2021)
05/07/2021	27	NOTICE *OF FILING* by USA as to MICHAEL JOSEPH FOY (Attachments: # 1 Notice to Counsel/Party)(Cole, Emory) (Entered: 05/07/2021)
05/10/2021	28	NOTICE *OF FILING DISCOVERY LETTER* by USA as to MICHAEL JOSEPH FOY (Attachments: # 1 Notice to Counsel/Party)(Cole, Emory) (Entered: 05/10/2021)
05/13/2021	29	MOTION for Bill of Particulars by MICHAEL JOSEPH FOY. (Attachments: # 1 Text of Proposed Order)(Ohm, Eugene) (Entered: 05/13/2021)
05/14/2021	30	Memorandum in Opposition by USA as to MICHAEL JOSEPH FOY re 22 MOTION for Release from Custody (Cole, Emory) (Entered: 05/14/2021)
05/21/2021	31	REPLY TO OPPOSITION to Motion by MICHAEL JOSEPH FOY re 22 MOTION for Release from Custody (Ohm, Eugene) (Entered: 05/21/2021)
05/26/2021	32	Unopposed MOTION for Extension of Time to *File Opposition* by USA as to MICHAEL JOSEPH FOY. (Attachments: # 1 Text of Proposed Order)(Cole, Emory) (Entered: 05/26/2021)
06/01/2021	33	ORDER: Granting 32 Motion for Extension of Time as to MICHAEL JOSEPH FOY (1). Signed by Judge Tanya S. Chutkan on 06/01/2021. (tb) (Entered: 06/01/2021)
06/01/2021		Set/Reset Deadlines as to MICHAEL JOSEPH FOY: Response due by 6/4/2021. (tb) (Entered: 06/01/2021)
06/02/2021		Minute Entry for proceedings held before Judge Tanya S. Chutkan: Video (VTC) Status Conference as to MICHAEL JOSEPH FOY held on 6/2/2021. The Court Defers Ruling on Defendant's 22 Motion for Release from Custody and will issue a written decision on the Motion. The Court further allows the Government to file any Reply to the Defendant's Reply by 6/9/2021. Another Video (VTC) Status Conference set for 6/30/2021 at 11:30 AM before Judge Tanya S. Chutkan. The Court makes a finding that it is in the Interests of Justice that the time between 6/2/2021 and 6/30/2021 shall be excluded from the Speedy Trial Act Calculation (START XT). Bond Status of Defendant: Defendant appeared by Video, but Remains Committed; Court Reporter: Bryan Wayne; Defense Attorneys: Eugene Ohm and Elizabeth Mullin; US Attorney: Emory Cole; Pretrial Officer: John Copes. (jth) (Entered: 06/03/2021)
06/04/2021	34	Memorandum in Opposition by USA as to MICHAEL JOSEPH FOY re 29 MOTION for Bill of Particulars (Cole, Emory) (Entered: 06/04/2021)
06/09/2021	35	RESPONSE by USA to 31 Reply Motion as to MICHAEL JOSEPH FOY (Cole, Emory) Modified Text on 6/10/2021 (zhsj). (Entered: 06/09/2021)
06/17/2021		MINUTE ORDER as to MICHAEL JOSEPH FOY : The court has received an application from several media organizations seeking access to certain video recordings submitted in this manner. See Motion, Case No. 21-mc-89. In accordance with the Chief Judges Standing Order No. 21-28, the parties are hereby ORDERED to provide, by Friday, June 25, 2021, their positions regarding the release of the video exhibits referenced by the Defendant in 10 Emergency Bond Review Motion and by the Government in 11 Opposition to Defendants Emergency Bond Review Motion. Any objections shall be supported by legal authority. Signed by Judge Tanya S. Chutkan on 06/17/21. (mac) (Entered: 06/17/2021)
06/22/2021	36	LEAVE TO FILE DENIED- Petition for Writ of Hebeas Corpus as to MICHAEL JOSEPH FOY This document is unavailable as the Court denied its filing. "Leave to file is denied. The Court hereby denies Mark Marvin permission to file his proffered "Petition for Writ of Habeas Corpus", as he is not a party to this litigation, nor has he established a right to intervene". Signed by Judge Tanya S. Chutkan on 06/22/2021. (zstd) (Entered: 06/22/2021)
06/25/2021	37	RESPONSE by MICHAEL JOSEPH FOY *to Court's Minute Order Regarding Press Applications* (Mullin, Elizabeth) (Entered: 06/25/2021)
06/25/2021	38	RESPONSE by USA as to MICHAEL JOSEPH FOY (Cole, Emory) (Entered: 06/25/2021)
06/29/2021	39	NOTICE *OF FILING DISCOVERY LETTER* by USA as to MICHAEL JOSEPH FOY (Attachments: # 1 Notice to Counsel/Party)(Cole, Emory) (Entered: 06/29/2021)
06/29/2021		Set/Reset Hearings as to MICHAEL JOSEPH FOY:Status Conference reset for 6/30/2021 at (TIME CHANGE) 11:15 AM in Jury Room before Judge Tanya S. Chutkan. (tb) (Entered: 06/29/2021)
06/30/2021	40	MOTION for Reconsideration *of Government's Request for Stay of Release Order* by MICHAEL JOSEPH FOY. (Attachments: # 1 Text of Proposed Order)(Mullin, Elizabeth) (Entered: 06/30/2021)
06/30/2021		Minute Entry: Status Conference as to MICHAEL JOSEPH FOY held on 6/30/2021 before Judge Tanya S. Chutkan: The Court GRANTS defendant's 22 motion for release; An order setting release conditions and written opinion will each be issued shortly. Governments oral motion to stay ruling on release for 72 hours; heard and GRANTED; Order releasing defendant STAYED for 72 hours from today, June 30, 2021, at 12:00 p.m. The Court DENIES defendant's 29 motion for bill of particulars. Status Conference set for 8/2/2021 at 12:00 PM in Telephonic/VTC before Judge Tanya S. Chutkan. The Court finds in the interest of justice (XT) that the time between 06/30/2021 and 08/02/2021 shall be excluded from the speedy trial calculation. Defendant remains incarcerated. Court Reporter: Bryan Wayne; Defense Attorney: Eugene Ohm; US Attorney: Emory Cole; Pretrial Officer: John Copes. (tb) (Entered: 06/30/2021)
06/30/2021	41	TRANSCRIPT OF 6/30/21 STATUS HEARING in case as to MICHAEL JOSEPH FOY before Judge Tanya S. Chutkan held on June 30, 2021; Page Numbers: 1-37. Date of Issuance: 6/30/2021. Court Reporter: Bryan A. Wayne. Transcripts may be ordered by submitting the Transcript Order Form at www.dcd.uscourts.gov. 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 7/21/2021. Redacted Transcript Deadline set for 7/31/2021. Release of Transcript Restriction set for 9/28/2021.(Wayne, Bryan) (Entered: 06/30/2021)
07/02/2021	42	NOTICE *TO THE COURT* by USA as to MICHAEL JOSEPH FOY (Cole, Emory) (Entered: 07/02/2021)
07/02/2021	43	Emergency MOTION to Revoke *Order Staying Release Order* by MICHAEL JOSEPH FOY. (Attachments: # 1 Text of Proposed Order)(Ohm, Eugene) (Entered: 07/02/2021)
07/02/2021	44	MEMORANDUM OPINION as to MICHAEL JOSEPH FOY. Signed by Judge Tanya S. Chutkan on 07/02/2021. (tb) (Entered: 07/02/2021)
07/02/2021	45	ORDER: Granting 22 Motion for Release from Custody as to MICHAEL JOSEPH FOY (1). Signed by Judge Tanya S. Chutkan on 07/02/2021. (tb) (Entered: 07/02/2021)
07/02/2021	46	ORDER: Granting 43 Motion to Revoke as to MICHAEL JOSEPH FOY (1). Signed by Judge Tanya S. Chutkan on 07/02/2021. (tb) (Entered: 07/02/2021)
07/02/2021	47	ORDER Setting Conditions of Release as to MICHAEL JOSEPH FOY (1) Release. Signed by Judge Tanya S. Chutkan on 07/02/2021. (tb) (Entered: 07/02/2021)
07/13/2021		MINUTE ORDER: In view of the court's 46 Order granting Defendants 43 Motion to Revoke Order Staying Release Order, Defendants 40 Motion for Reconsideration of Governments Request for Stay of Release Order, is hereby DENIED as moot. SO ORDERED by Judge Tanya S. Chutkan on 07/12/2021. (tb) (Entered: 07/13/2021)
07/30/2021	48	Joint MOTION to Continue *STATUS HEARING* by USA as to MICHAEL JOSEPH FOY. (Attachments: # 1 Text of Proposed Order)(Cole, Emory) (Entered: 07/30/2021)
07/30/2021		MINUTE ORDER: Upon consideration of the 48 Joint Motion to Continue the Status Hearing, it is hereby ORDERED that the Joint Motion to Continue the Status is GRANTED. It is FURTHER ORDERED that the parties shall submit to chambers three mutually agreeable dates and times for the rescheduled Status Hearing in approximately 60 days. These proposed dates are to be submitted no later than August 6, 2021. In consideration of the Parties joint motion and the record in this case, the court hereby finds that it is in the interests of justice that the Speedy Trial Clock, pursuant to the Speedy Trial Act, 18 U.S.C. § 3161, be tolled until the next hearing in this matter. SO ORDERED by Judge Tanya S. Chutkan on 07/30/2021. (tb) (Entered: 07/30/2021)
08/04/2021		Set/Reset Deadlines as to MICHAEL JOSEPH FOY: Proposed dates due by 8/6/2021. (tb) (Entered: 08/04/2021)
08/06/2021		Set/Reset Hearings as to MICHAEL JOSEPH FOY: Status Conference set for 10/13/2021 at 01:00 PM in Telephonic/VTC before Judge Tanya S. Chutkan. (tb) (Entered: 08/06/2021)

08/17/2021	49	TRANSCRIPT OF 6/2/21 STATUS HEARING in case as to MICHAEL JOSEPH FOY before Judge Tanya S. Chutkan held on June 2, 2021; Page Numbers: 1-46. Date of Issuance: 8/17/2021. Court Reporter: Bryan A. Wayne. Transcripts may be ordered by submitting the Transcript Order Form at www.dcd.uscourts.gov. 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 9/7/2021. Redacted Transcript Deadline set for 9/17/2021. Release of Transcript Restriction set for 11/15/2021.(Wayne, Bryan) (Entered: 08/17/2021)
08/20/2021	50	NOTICE *OF FILING DISCOVERY LETTER* by USA as to MICHAEL JOSEPH FOY (Attachments: # 1 Notice to Counsel/Party)(Cole, Emory) (Entered: 08/20/2021)
09/28/2021	51	NOTICE *OF FILING DISCOVERY LETTER* by USA as to MICHAEL JOSEPH FOY (Attachments: # 1 Notice to Counsel/Party)(Cole, Emory) (Entered: 09/28/2021)
10/06/2021	52	MOTION to Modify Conditions of Release by MICHAEL JOSEPH FOY. (Attachments: # 1 Text of Proposed Order)(Mullin, Elizabeth) (Entered: 10/06/2021)
10/10/2021	53	Memorandum in Opposition by USA as to MICHAEL JOSEPH FOY re 52 MOTION to Modify Conditions of Release (Cole, Emory) (Entered: 10/10/2021)
10/12/2021		Set/Reset Hearings as to MICHAEL JOSEPH FOY: Status Conference reset for 10/22/2021 at 01:30 PM in Telephonic/VTC before Judge Tanya S. Chutkan. (tb) (Entered: 10/12/2021)
10/22/2021		Minute Entry for Status Conference as to MICHAEL JOSEPH FOY held on 10/22/2021 before Judge Tanya S. Chutkan. Speedy Trial Excludable (XT) started 10/22/2021 through 1/5/2022 in the interest of justice as to MICHAEL JOSEPH FOY. Court modifies defendant's conditions of release. Status Conference set for 1/5/2022 at 10:00 AM via video before Judge Tanya S. Chutkan. Bond Status of Defendant: Personal Recognizance; Court Reporter: Bryan Wayne; Defense Attorney: Eugene Ohm & Elizabeth Mullin; US Attorney: Emory Cole; (zjch,) (Entered: 10/22/2021)
10/22/2021		MINUTE ORDER: GRANTING 52 Motion to Modify Conditions of Release. Defendants Conditions of Release are altered from Home Incarceration to Home Detention. Defendant may leave the home only to attend (1) religious services from 10:30 AM to 1:00 PM Eastern Time on Sundays and (2) pre-scheduled job interviews, with appropriate notice to Pre-Trial Services. If Defendant obtains a job, the conditions of his release may be further altered upon his Motion and verification by Pre-Trial Services. Signed by Judge Tanya S. Chutkan on 10/22/2021. (zjch,) (Entered: 10/23/2021)
11/10/2021	55	SUPERSEDING INDICTMENT as to MICHAEL JOSEPH FOY (1) count(s) 1s, 2s, 3s, 4s, 5s, 6s, 7s, 8s. (zstd) (Entered: 11/10/2021)

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