

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

UNITED STATES OF AMERICA	:	
	:	
	:	Case No: 21-cr-35 (RC)
v.	:	
	:	
PETER STAGER,	:	18 U.S.C. § 111(a)(1) and (b)
	:	
Defendant.	:	
	:	

STATEMENT OF OFFENSE

Pursuant to Federal Rule of Criminal Procedure 11, the United States of America, by and through its attorney, the United States Attorney for the District of Columbia, and the defendant, Peter Stager, with the concurrence of his attorney, agree and stipulate to the below factual basis for the defendant’s guilty plea—that is, if this case were to proceed to trial, the parties stipulate that the United States could prove the below facts beyond a reasonable doubt:

The Attack at the U.S. Capitol on January 6, 2021

1. The U.S. Capitol, which is located at First Street, SE, in Washington, D.C., is secured 24 hours a day by U.S. Capitol Police. Restrictions around the U.S. Capitol include permanent and temporary security barriers and posts manned by U.S. Capitol Police. Only authorized people with appropriate identification are allowed access inside the U.S. Capitol.

2. On January 6, 2021, the exterior plaza of the U.S. Capitol was closed to members of the public.

3. On January 6, 2021, a joint session of the United States Congress convened at the United States Capitol, which is located at First Street, SE, in Washington, D.C. During the joint session, elected members of the United States House of Representatives and the United States Senate were meeting in the United States Capitol to certify the vote count of the Electoral College of the 2020 Presidential Election, which had taken place on November 3, 2020. The joint session began at approximately 1:00 p.m. Shortly thereafter, by approximately 1:30 p.m., the House and Senate adjourned to separate chambers to resolve a particular objection. Vice President Mike Pence was present and presiding, first in the joint session, and then in the Senate chamber.

4. As the proceedings continued in both the House and the Senate, and with Vice President Pence present and presiding over the Senate, a large crowd gathered outside the U.S. Capitol. As noted above, temporary and permanent barricades were in place around the exterior of the U.S. Capitol building, and U.S. Capitol Police were present and attempting to keep the crowd away from the Capitol building and the proceedings underway inside.

5. At approximately 2:00 p.m., certain individuals in the crowd forced their way through, up, and over the barricades, and officers of the U.S. Capitol Police, and the crowd advanced to the exterior façade of the building. The crowd was not lawfully authorized to enter or remain in the building and, prior to entering the building, no members of the crowd submitted to security screenings or weapons checks by U.S. Capitol Police Officers or other authorized security officials.

6. At such time, the certification proceedings were still underway and the exterior doors and windows of the U.S. Capitol were locked or otherwise secured. Members of the U.S. Capitol Police attempted to maintain order and keep the crowd from entering the Capitol; however,

shortly after 2:00 p.m., individuals in the crowd forced entry into the U.S. Capitol, including by breaking windows and by assaulting members of law enforcement, as others in the crowd encouraged and assisted those acts. The riot resulted in substantial damage to the U.S. Capitol, requiring the expenditure of more than \$1.4 million dollars for repairs.

7. Shortly thereafter, at approximately 2:20 p.m., members of the United States House of Representatives and United States Senate, including the President of the Senate, Vice President Pence, were instructed to—and did—evacuate the chambers. Accordingly, all proceedings of the United States Congress, including the joint session, were effectively suspended until shortly after 8:00 p.m. the same day. In light of the dangerous circumstances caused by the unlawful entry to the U.S. Capitol, including the danger posed by individuals who had entered the U.S. Capitol without any security screening or weapons check, Congressional proceedings could not resume until after every unauthorized occupant had left the U.S. Capitol, and the building had been confirmed secured. The proceedings resumed at approximately 8:00 p.m. after the building had been secured. Vice President Pence remained in the United States Capitol from the time he was evacuated from the Senate Chamber until the session resumed.

Peter Stager's Participation in the January 6, 2021, Capitol Riot

8. On January 6, 2021, the U.S. Capitol Police (“USCP”) requested assistance from the Metropolitan Police Department (“MPD”) and other law enforcement agencies in the area to protect the U.S. Capitol. Multiple MPD officers and other law enforcement officers came to assist, including Officers A.W., B.M., and C.M.. At various times, these officers assumed posts at an archway (“Archway”) that provided access to the interior U.S. Capitol building from the lower west terrace via a passageway (the “Tunnel”).

9. By approximately 4:20 p.m., hundreds of rioters had gathered, some of whom

were throwing and/or swinging various objects at the group of law enforcement officers positioned at the Archway, including MPD Officers A.W., B.M., and C.M. These officers, as well as other officers positioned in the Archway at that time, were wearing full MPD-issued uniforms, including marked helmets, police badges, and duty belts. Officer B.M. was also wearing a ballistic vest with lettering on the back that read "METROPOLITAN POLICE." Starting at approximately 4:27 p.m., Officer A.W. was positioned towards the opening of the Archway when co-defendant Justin Jersey charged at Officer A.W., grabbing his face, knocking Officer A.W. to the ground. While Officer A.W. was lying on the ground of the Archway, co-defendant Jack Wade Whitton climbed over a railing and began striking Officer B.M. with a crutch and then kicked Officer A.W., who was still lying on the ground.

10. Whitton then grabbed Officer B.M., first by his baton, then by the helmet and the neck of his ballistic vest, pulled him down, over Officer A.W., and started dragging Officer B.M. down the steps in a prone position. Whitton, and co-defendants Jeffrey Sabol and Logan Barnhart, dragged Officer B.M. fully into the crowd.

11. As Officer B.M. was dragged down the steps into the crowd, the defendant, Peter Stager was positioned at the bottom of the steps and wielded a flagpole with a United States flag affixed to it. Once Officer B.M. was partway down the steps and still prone, Stager began beating Officer B.M. with the flagpole. Co-defendant Mason Courson also began beating Officer B.M. with a police baton. As a result of the attack, Officer B.M. sustained physical injuries including bruising and abrasions.

12. On January 6, 2021, Stager was captured on video that was disseminated through social media and other news platforms. In that video, Stager pointed to the U.S. Capitol and stated that, "Everybody in there is a disgrace. That entire building is filled with treasonous

traitors. Death is the only remedy for what's in that building." Stager went on to say "everybody in there is a treasonous traitor. Every single one of those Capitol law enforcement officers, death is the remedy, that is the only remedy they get."

Respectfully submitted,

MATTHEW M. GRAVES
United States Attorney
D.C. Bar No. 481052

By: Colleen D. Kukowski
Colleen D. Kukowski
Assistant United States Attorney

Benet J. Kearney
Benet J. Kearney
Assistant United States Attorney

Matthew Moeder
Matthew Moeder
Assistant United States Attorney

DEFENDANT'S ACKNOWLEDGMENT

I, Peter Stager, have read this Statement of the Offense and have discussed it with my attorney. I fully understand this Statement of the Offense. I agree and acknowledge by my signature that this Statement of the Offense is true and accurate. I do this voluntarily and of my own free will. No threats have been made to me nor am I under the influence of anything that could impede my ability to understand this Statement of the Offense fully.


Date: 10-30-22


Peter Stager
Defendant

ATTORNEY'S ACKNOWLEDGMENT

I have read this Statement of the Offense and have reviewed it with my client fully. I concur in my client's desire to adopt this Statement of the Offense as true and accurate.

Date: 10/30/22


Amy Collins
Attorney for Defendant