

Exhibit 5

TABLE 1-SENTENCES IMPOSED IN CASES FOR STANDALONE 18 U.S.C. 1512(c)(2) CONVICTIONS

Cases pulled from Government's Sentencing Chart (Published Oct. 20, 2023)

Available at: www.justice.gov/usao-dc/capitol-breach-cases

Defendant	Case Number	Charge	Gov't's Recommendation	Sentence Imposed	Factual Highlights
Chansley, Jacob	1:21-CR-00003-RCL	18 U.S.C. § 1512(c)(2)	51 months' incarceration 36 months' supervised release \$2000 restitution	41 months' incarceration 36 months' supervised release \$2000 restitution	According to court documents, Chansley was among the crowd that passed the police line at the West Front of the U.S. Capitol. He was shirtless, wearing a Viking hat with fur and horns, covered in red, white, and blue face paint, and carrying an American flag tied to a pole with a sharp object at the tip and a bullhorn. He and others in the crowd passed police lines and entered the scaffolding erected in advance of the Inauguration on top of the staircase heading up to the Lower West Terrace of the building. They then entered the Upper West Terrace at approximately 2:10 p.m., as the certification proceedings were still under way. Chansley continued into the building through a broken door at approximately 2:14 p.m. He kept moving, reaching the Gallery of the Senate and then the Senate floor. He then scaled the Senate dais, taking the seat that Vice President Mike Pence had occupied an hour earlier. Chansley proceeded to take pictures of himself on the dais and refused to vacate the seat when asked to do so by law enforcement. Instead, he stated that "Mike Pence is a f---ing traitor" and wrote a note on available paper on the dais, stating "It's Only A Matter of Time. Justice Is Coming!" He further called other rioters up to the dais and led them in an incantation over his bullhorn. He was cleared from the Chamber at approximately 3:09 p.m.
Pruitt, Joshua	1:21-CR-00023-JK	18 U.S.C. § 1512(c)(2)	60 months' incarceration 36 months' supervised release \$2,000 restitution	55 months' incarceration 36 months' supervised release \$2,000 restitution	According to court documents, on Jan. 6, 2021, Pruitt, who was in the process of joining the Proud Boys, attended a rally with members of the group, which describes itself as a "pro-Western fraternal organization for men who refuse to apologize for creating the modern world; aka Western Chauvinists." At approximately 12:30 p.m., he began marching from the area of the rally to the Capitol. At about 2:10 p.m., he was illegally on the restricted grounds of the Northwest Lawn. He was wearing a tactical glove with knuckle pads. He saw rioters push through a line of law enforcement officers and advance up the stairs to the Upper West Terrace. Pruitt followed them, using a piece of fencing as a makeshift ladder to climb on onto the stairs. Pruitt advanced up the stairs and toward the Capitol building. He leapt over a railing before entering the Capitol through the Senate Wing Door at approximately 2:14 p.m. He threw a wooden sign, and he was one of the first rioters to enter the Crypt. After rioters breached the police line in the Crypt, Pruitt moved toward the Capitol Visitor's Center. There, he picked up a chair and tossed it. He then continued in the direction of the Senate subway. Meanwhile, Senate Minority Leader Charles Schumer and his security detail -- who had evacuated from the Senate Chamber -- walked up a ramp toward the elevators in the northern part of the Visitor's Center. A member of the security detail saw Pruitt approaching. As a result, Senator Schumer and his security detail reversed course, running away from the elevator and back down the ramp.
Michetti, Richard	1:21-cr-00232-CRC	18 U.S.C. § 1512(c)(2)	18 months' incarceration 36 months' supervised release \$2,000 restitution	9 months' incarceration 24 months' supervised release \$2,000 restitution	According to court documents, on Jan. 6, 2021, Michetti attended a rally near the Ellipse and then walked to the Capitol Building. At approximately 2:06 p.m., he texted an individual that "it's going down here we stormed the building they held us back with spray and teargas and paintballs." Three minutes later, he sent another text to the same person, saying "Gotta stop the vote it's fraud this is our country." Michetti illegally entered the Upper West Terrace Door of the Capitol Building with other rioters at approximately 2:35 p.m., minutes after the door was initially breached. Several minutes later, he took several videos inside the Rotunda. By 2:44 p.m., he was in a crowd trying to get past a line of Metropolitan Police Department officers attempting to secure the hallway by the Old Senate Chamber. He remained near the front of the crowd, yelling at the officers and at one point pinching the sleeve of an officer trying to keep the mob from penetrating further into the building. He and others in the crowd then dispersed into the Rotunda, where he yelled at officers, "you are starting a civil war." Michetti continued yelling at officers before finally leaving the building at approximately 3:15 or 3:20 p.m. He remained on the Capitol grounds for approximately two more hours.

Defendant	Case Number	Charge	Govt's Recommendation	Sentence Imposed	Factual Highlights
Secor, Christian	1:21-CR-00157-TNM	18 U.S.C. § 1512(c)(2)	57 months' incarceration 36 months' supervised release \$2,000 restitution	42 months' incarceration 36 months' supervised release \$2,000 restitution	According to court documents, on the day of the 2020 election, Nov. 3, 2020, Secor sent a text message stating, "We're gonna win bigly and if we don't we're taking this ship down in flames." In preparation for the events of Jan. 6, 2021, he messaged another individual on Jan. 5, stating that he "brought a gas mask" to Washington and that he "Wouldn't be surprised if conservatives just storm the police and clobber antifa and the police but that's wishful thinking." On Jan. 6, Secor marched to the Capitol, carrying a large blue flag. At about 2 p.m., he was in the mob of rioters illegally on the restricted Capitol grounds. He subsequently climbed scaffolding to reach the Upper West Terrace of the building. He entered the Capitol through the Senate Wing Door at about 2:26 p.m., approximately 13 minutes after the door was initially breached. He made his way to the Crypt, to the House side of the building, and then to the second floor. He then walked through the office suite of the Speaker of the House. Secor then moved to the East Rotunda doors. There, he helped a group of rioters inside the building push open the doors to let others in the mob get inside. Secor continued to move through the building, and at approximately 2:42 p.m., he entered the Senate chamber. He entered the Senate floor, went to the Senate dais, and sat in the seat that had been occupied by the Vice President approximately 30 minutes earlier. He finally exited the building at about 2:51 p.m. On the evening of Jan. 6, Secor boasted about what took place that day on Twitter, saying, among other things, "One day accomplished more for conservatism than the last 30 years."
Bledsoe, Matthew	1:21-CR-00204-BAH	18 U.S.C. § 1512(c)(2)	70 months' incarceration	48 months' incarceration	According to the government's evidence, in the days immediately following the Nov. 3, 2020, election, Bledsoe began posting to social media about the presidential election. On Jan. 6, 2021, he attended a rally near the Ellipse. Bledsoe then headed to the Capitol, and illegally entered the Capitol grounds shortly after 2:13 p.m. He then moved to the Capitol Building itself. He scaled a wall at the Upper Northwest Terrace and entered through a fire door at the Senate Wing. Among other things, he yelled, "In the Capitol. This is our house. We pay for this s---. Where's those pieces of s---at?" He climbed a statue and was outside the corridor to the House Chamber and hallways near the Speaker's Lobby. He left the building about 2:47 p.m., after approximately 22 minutes inside. Within two hours, however, Bledsoe returned, lingering outside the East Rotunda Doors as law enforcement officers worked to secure the building and grounds. In the days following the riot, Bledsoe continued to message with friends and family and post on social media regarding what happened on Jan. 6. For example, on Jan. 7, he posted on Facebook photos of Members of Congress taking cover and security officers defending the Members during the riot. One caption read, "How corrupt politicians should feel."
Priola, Christine	1:22-CR-00242-TSC	18 U.S.C. § 1512(c)(2)	18 months' incarceration 36 months' supervised release \$2,000 restitution	15 months' incarceration 12 months' supervised release \$2,000 restitution	According to court documents, on Jan. 6, 2021, Priola made her way to the U.S. Capitol grounds, carrying a large sign expressing her views. Once on the grounds, she illegally entered the restricted area on the east side of the Capitol Building. Priola joined the front lines of the riot, climbed the steps, and entered the Capitol Building through the East Rotunda Doors. She went inside soon after the first rioters overcame law enforcement officers guarding the entrance. She moved to the Senate chamber and entered the restricted floor area. While in the chamber, she carried the sign. She was in the Senate chamber for about 10 minutes.
Hughes, Joshua	1:21-CR-00106-CKK	18 U.S.C. § 1512(c)(2)	46 months' incarceration 36 months' supervised release \$2,000 restitution	38 months' incarceration 36 months' supervised release \$2,000 restitution	According to court documents, on Jan. 6, 2021, the [defendant and his brother] attended a rally near the Ellipse. They then walked toward the U.S. Capitol, where they illegally entered the Capitol grounds. They joined a group of rioters on the northern set of stairs on the west side of the Capitol Building. They were part of the crowd that pushed past a line of law enforcement officers at the top of the staircase, forcing the officers to retreat. Both men entered the Capitol Building at approximately 2:13 p.m. through a window next to the Senate Wing Door that had been shattered by other rioters. [The brothers] Hughes were among the first rioters to enter the Capitol Building on Jan. 6. Once in the building, Jerod Hughes joined another rioter in trying to kick open the Senate Wing door. The brothers kept moving, following other rioters who were chasing Capitol Police officer Eugene Goodman into the Ohio Clock Corridor.

Defendant	Case Number	Charge	Govt's Recommendation	Sentence Imposed	Factual Highlights
DeCarlo, Nicholas	1:21-CR-00073-BAH	18 U.S.C. § 1512(c)(2)	48 months' incarceration 36 months' supervised release \$2,000 restitution	48 months' incarceration 36 months' supervised release \$2,500 fine \$2,000 restitution	According to court documents, Ochs is the founder of the Hawaii chapter of the Proud Boys. Ochs traveled from Honolulu to Washington, D.C., arriving on Jan. 5. That night, he stayed at a hotel in Virginia with DeCarlo, who had traveled from Texas. [J]On Jan. 6 [they] marched to the Capitol, where they joined other people who were illegally on the grounds. They arrived at the West Front, near scaffolding in place for the inauguration. A line of police was attempting to keep the mob from the inaugural stage. Both men threw smoke bombs at the police line. They then climbed the stairs to the Upper West Terrace. At approximately 2:23 p.m., Ochs and DeCarlo illegally entered the Capitol through the Senate Wing Doors. They moved through the Crypt (where they filmed themselves smoking cigarettes), Capitol Visitor's Center, East Foyer, Statuary Hall, and the Rotunda before exiting at 3 p.m. Then, they approached the Chestnut-Gibson Memorial Door to the Capitol. There, DeCarlo wrote the words "Murder the Media" with a marker on the door, as Ochs recorded the action. "Murder the Media" was the name of the men's social media channel. DeCarlo and Ochs also rummaged through a U.S. Capitol Police duffel bag by the Memorial Door. DeCarlo took a pair of plastic handcuffs. Walking away from the Capitol, with the building visible behind him, Ochs said, "sorry we couldn't go live when we stormed the f----in' U.S. Capitol and made Congress flee."
Ochs, Nicholas	1:21-CR-00073-BAH	18 U.S.C. § 1512(c)(2)	51 months' incarceration 36 months' supervised release \$2,000 restitution	48 months' incarceration 36 months' supervised release \$5,000 fine \$2,000 restitution	According to court documents, Ochs is the founder of the Hawaii chapter of the Proud Boys. Ochs traveled from Honolulu to Washington, D.C., arriving on Jan. 5. That night, he stayed at a hotel in Virginia with DeCarlo, who had traveled from Texas. [J]On Jan. 6 [they] marched to the Capitol, where they joined other people who were illegally on the grounds. They arrived at the West Front, near scaffolding in place for the inauguration. A line of police was attempting to keep the mob from the inaugural stage. Both men threw smoke bombs at the police line. They then climbed the stairs to the Upper West Terrace. At approximately 2:23 p.m., Ochs and DeCarlo illegally entered the Capitol through the Senate Wing Doors. They moved through the Crypt (where they filmed themselves smoking cigarettes), Capitol Visitor's Center, East Foyer, Statuary Hall, and the Rotunda before exiting at 3 p.m. Then, they approached the Chestnut-Gibson Memorial Door to the Capitol. There, DeCarlo wrote the words "Murder the Media" with a marker on the door, as Ochs recorded the action. "Murder the Media" was the name of the men's social media channel. DeCarlo and Ochs also rummaged through a U.S. Capitol Police duffel bag by the Memorial Door. DeCarlo took a pair of plastic handcuffs. Walking away from the Capitol, with the building visible behind him, Ochs said, "sorry we couldn't go live when we stormed the f----in' U.S. Capitol and made Congress flee."
Hughes, Jerod	1:21-CR-00106-TJK	18 U.S.C. § 1512(c)(2)	51 months' incarceration 36 months' supervised release \$2,000 restitution	46 months' incarceration 36 months' supervised release \$2,000 restitution	According to court documents, on Jan. 6, 2021, the [defendant and his brother] attended a rally near the Ellipse. They then walked toward the U.S. Capitol, where they illegally entered the Capitol grounds. They joined a group of rioters on the northern set of stairs on the west side of the Capitol Building. They were part of the crowd that pushed past a line of law enforcement officers at the top of the staircase, forcing the officers to retreat. Both men entered the Capitol Building at approximately 2:13 p.m. through a window next to the Senate Wing Door that had been shattered by other rioters. [The brothers] Hughes were among the first rioters to enter the Capitol Building on Jan. 6. Once in the building, Jerod Hughes joined another rioter in trying to kick open the Senate Wing door. The brothers kept moving, following other rioters who were chasing Capitol Police officer Eugene Goodman into the Ohio Clock Corridor.
Andries, John	1:21-CR-00093-RC	18 U.S.C. § 1512(c)(2)	24 months' incarceration 36 months' supervised release \$2,000 restitution	12 months' and 1 day incarceration 36 months' supervised release \$2,000 restitution	According to court documents, on Jan. 6, 2021, Andries illegally entered the Capitol Building through a broken window near the Senate Wing Door at approximately 2:15 p.m., just two minutes after rioters' initial breach at that location. Once inside, he proceeded to the Crypt and was among rioters who attempted to push past U.S. Capitol Police officers. Eventually he and others were able to surge forward past the officers and further into the building. Andries then went up the stairs to the second floor. He crossed through Statuary Hall and made his way to the halls outside the House of Representatives Chamber. There, he filmed himself and talked to the camera, making statements such as "Think they're scared yet," and "I think the police have gotten the message, we ain't back'n down." He eventually left the Speaker's Lobby area and exited the Capitol. He filmed himself again on the portico outside the building, stating that, "I think we're on the right side of history." Andries remained on the grounds, and at approximately 4:25 p.m., pushed against officers trying to disperse the crowd. He sat on a ledge and refused to move, leading officers to physically drag him away from the Capitol Building.

Defendant	Case Number	Charge	Govt's Recommendation	Sentence Imposed	Factual Highlights
Hernandez, Andrew Alan	1:21-CR-00445-CKK	18 U.S.C. § 1512(c)(2)	18 months' incarceration 36 months' supervised release \$2,000 restitution	18 months' incarceration 36 months' supervised release \$2,000 restitution	According to court documents, on Jan. 6, 2021, Hernandez attended a rally on the Ellipse and then marched to the Capitol. He was carrying a backpack and U.S. flag on a pole with a camera attached. Hernandez initially stood by a series of bicycle racks, set up to keep people from illegally entering the Capitol grounds. While he was there, at approximately 1:59 p.m., the mob pushed down the barricades and moved forward. Hernandez moved past the barricades and made his way up the steps leading to the East Plaza, part of a crowd pushing towards the Rotunda Door. At approximately 2:37 p.m., a short time after the East Rotunda Door was initially breached, Hernandez entered the Capitol. He then made his way to the Senate Gallery, where he remained until approximately 2:45 p.m. He took a few "selfies" of himself inside the Senate Gallery and then departed
Riley, Jorge	1:21-CR-00069-APM	18 U.S.C. § 2, 1512(c)(2)	21 months' incarceration 36 months' supervised release \$2,000 restitution	18 months' incarceration 24 months' supervised release	According to court documents, on Jan. 6, 2021, the defendant attended the "Stop the Steal" rally taking place in Washington, D.C. On December 31, 2020, the defendant purchased a "6 Ninja Tactical Combat Hunting Kunai Throwing Knife Set" and later posted on Facebook, "I just bought new kanai throwing knives and am going to do what my president asks" and "I'm going for the war." The defendant later posted on Facebook, "Do you really not get what is going to happen on the 6th? I absolutely am looking forward to that and NO MATTER WHAT THERE IS NOTHING THAT CAN STOP IT!!!!" On January 6, 2021, the defendant marched with others to the Capitol building and posted on Facebook a video of him and others with the Capitol building in the foreground and added, "There's 100's of thousands of people marching on the Nation's Capitol!!!" and "Hey we're storming the Capitol...what are you doing?" From January 6 through January 8, 2021, the defendant posted on Facebook over 150 messages, photographs, and videos (saved in an album titled, "Who's House") that detailed the defendant's actions in Washington, D.C. on January 6, 2021, and showed the defendant inside the United States Capitol building. At approximately 2:22 PM, the defendant unlawfully entered the United States Capitol building through the Senate Wing Doors. Inside, the defendant was part of a mob that pushed past law enforcement officers and through hallways, outside Speaker of the House Nancy Pelosi's Office, balconies, Statuary Hall, and the Rotunda. At approximately 3:22 PM, the defendant exited the Capitol building through the East Rotunda lobby. After exiting the Capitol building, the defendant stood on the east Capitol steps and stated in a recorded video, "It was mostly a peaceful, physical takeover of the Capitol ... We stopped the steal because they were in there and they weren't going to stop the steal, so we stopped the steal, we took our country back."
Hodgkins, Paul	1:21-CR-00188-RDM	18 U.S.C. § 1512(c)(2)	18 months' incarceration	8 months' incarceration 24 months' supervised release \$2000 restitution	According to court documents, Hodgkins entered the U.S. Capitol building at approximately 2:50 p.m. on Jan. 6. Around 3 p.m., he entered the Senate chamber, walked among the desks, and then removed eye goggles. He took a "selfie-style" photograph with his cell phone and walked down the Senate well, where, a few feet away, several individuals were shouting, praying and cheering using a bullhorn. Hodgkins walked toward the individuals and remained standing with them while they continued commanding the attention of others. At approximately 3:15 p.m., Hodgkins exited the Senate chamber and the U.S. Capitol Building.

TABLE 2-RELEVANT CASES WHERE NO ACTIVE INCARCERATION WAS IMPOSED

Cases pulled from Government's Sentencing Chart (Published Oct. 20, 2023)

Available at: www.justice.gov/usao-dc/capitol-breach-cases

Defendant	Case Number	Charge	Govt's Recommendation	Sentence Imposed	Factual Highlights
Stotts, Jordan	1:21-CR-00272-TJK	40 U.S.C. § 5104(e)(2)(G)	45 days' incarceration \$500 restitution	60 days' home detention 24 months' probation 60 hours' community service	"(1) [Stotts] stood face-to-face with and shouted at Metropolitan Police Department officers while they were pushing back rioters, including the defendant at least three times, out of the Capitol Rotunda; (2) he scaled the wall on the Upper West Terrace to gain access to the Capitol, and once inside he raised his fist in support of those who breached the Capitol Building; (3) his post-riot statements on Facebook, in which he boasted about the "siege," claimed the fight was "far from over," and exclaimed, "I'll be back," reveal a total lack of remorse; and (4) those statements suggest that Defendant might engage in similar unlawful conduct in the future...Stotts spent approximately one hour inside the Capitol Building." See Dkt.24, pp 1-2 & 6 (Govt Sentencing Memo).
Blauser, William	1:21-CR-00386-TNM	40 U.S.C. § 5104(e)(2)(G)	3 months' home detention 36 months' probation 60 hours' community service \$500 restitution	\$500 fine \$500 restitution	"(1) Blauser pushed his way through the East Rotunda door and (2) he is captured on CCTV having some physical contact with law-enforcement as they were trying to get people to exit the Capitol Building. He lowered his shoulder a bit and pushed into law-enforcement to apparently get access to co-defendant Bauer and extricate her...At one point in the Rotunda, Pauline Bauer can be seen and heard confronting law-enforcement and screaming "bring them out . . . they need to hang." ...When law-enforcement tries to get Bauer to back up, she says "Fuck you, you back up" and pushes law-enforcement." See Dkt. 98, pp. 1-4 (Govt Sentencing Memo).
Juran, John	1:21-CR-00419-TFH	40 U.S.C. § 5104(e)(2)(G)	60 days' home detention 36 months' probation 60 hours' community service \$500 restitution	60 days' home detention 36 months' probation \$500 fine \$500 restitution	"(1) [Juran] witnessed individuals shoving and overtaking law enforcement officers on the West Front of the Capitol; (2) he penetrated the U.S. Capitol and entered the Parliamentarian's Office; and (3) he destroyed unrecovered evidence by deleting photographs and videos that he captured on his phone while inside the Capitol." See Dkt. 21, pg. 1 (Govt Sentencing Memo)
Wilson, Zachary	1:21-CR-00578-APM	40 U.S.C. § 5104(e)(2)(G)	14 days' incarceration 36 months' probation \$500 restitution	45 days' home detention 24 months' probation 60 hours' community service \$500 restitution	"(1) Wilson entered the Capitol building through a broken window near the Senate Wing doors after observing other rioters overcome police resistance to break into the building ; (2) he claimed to be one of the first people inside the building; (3) he posted pictures and videos he took of the Capitol breach to Facebook; (4) he entered a particularly sensitive area, the office of Speaker of the House Nancy Pelosi and took a video inside; (5) he traversed almost the entire length of the U.S. Capitol, exiting at the doors at the south end of the building; and (6) he lied to FBI agents about his participation in the riot." See Dkt. 43, pg. 3 (Govt Sentencing Memo).
Gonzalez, Eduardo	1:21-CR-00115-CRC	40 U.S.C. § 5104(e)(2)(G)	3 months' incarceration \$500 restitution	24 months' probation \$1000 fine \$500 restitution	"Gonzalez (1) was among the first wave of rioters to enter the U.S. Capitol despite seeing violence between rioters and officers; (2) made numerous recordings from the riot and the Capitol; (3) illegally smoked and distributed marijuana to others in the Capitol; (4) only left the Capitol when forced to do so by law enforcement; (5) livestreamed a review of his footage from the January 6 attack on the Capitol in the days following the riot, including noting that he and others were looking for doors to break in; (6) hid from law enforcement after the January 6 attack; and (7) publicly and repeatedly communicated a lack of remorse in his own livestreams, on multiple public platforms, and in an interview aired as part of an HBO documentary—including blaming "infiltration" by "Antifa" and the "FBI."" "Gonzalez exited the Rotunda into the East Rotunda Door interior, close to an exit to the Capitol. Rather than exit the building as so many law enforcement officers ordered, Gonzalez attempted to turn back and return to the Rotunda." See Dkt. 41, pp. 4-5 (Govt Sentencing Memo).

Defendant	Case Number	Charge	Govt's Recommendation	Sentence Imposed	Factual Highlights
Carico, Michael	1:21-CR-00696-TJK	40 U.S.C. § 5104(e)(2)(G)	30 days' incarceration 36 months' probation \$500 restitution	60 days' home detention 24 months' probation \$500 fine 60 hours' community service \$500 restitution	"Carico: (1) entered the Capitol through the Senate Wing Doors about nine minutes after they were breached; (2) spent about 52 minutes in the Capitol and called for a "second wave" of rioters; (3) left the Capitol only after police officers started clearing the Rotunda; (4) walked around the Capitol building, climbed the media tower near the Inauguration platform, and filmed violence against police officers taking place on the Lower West Terrace; (5) referred to the police officers being attacked as "fucking traitors" and yelled that the Speaker of the House of Representatives should "go fuck [her]self"; (6) subsequently deleted many of the photos and videos he took on January 6; (7) repeatedly denied having done anything wrong, claimed that the day "was peaceful" despite witnessing violence, and said "I'm a Patriot and screw anyone that thinks different"; and (8) expressed remorse only in anticipation of this sentencing, but still made inaccurate statements to the Probation Officer about his marijuana use." See Dkt. 33, pp. 1-2 (Govt Sentencing Memo).
Cunningham, Christopher	1:21-CR-00603-RC	40 U.S.C. § 5104(e)(2)(G)	14 days' incarceration 36 months' probation \$500 restitution	3 months' home detention 12 months' probation \$1,113 fine \$500 restitution	"Cunningham: (1) entered the Capitol Building at approximately 2:20 p.m. through the Senate Wing Door, only seven minutes following the violent initial breach; (2) remained in the Capitol Building for an hour and a half; (3) trespassed through the Rotunda and both the Senate and House sides of the Building; (4) penetrated all the way to the Office of the Speaker of the House, close to where acts of violence and property damage occurred at the entrance to the House Chamber; (5) filmed his entrance into the Capitol and posted photos on social media of himself and the interior of the Capitol, including of the Speaker's Office; (6) is a former member of the United States Navy; and (7) is a recidivist offender of traffic laws who has served three short prison terms." See Dkt. 28, pg. 2 (Govt Sentencing Memo).
Homer, Lisa	1:22-CR-00238-TNM	40 U.S.C. § 5104(e)(2)(G)	30 days' incarceration 36 months' probation	36 months' probation \$5,000 fine	"Homer, [1] while wearing a camouflage patterned helmet, goggles, and a ballistic vest with a rifle plate, entered the Capitol through the breached Senate Wing Door among a large group of rioters who overwhelmed police officers; [2] joined a large group of rioters inside the Crypt; [3] entered an area between the east side of the Crypt and the escalators/staircase that lead down to the Capitol Visitor Center, which police were trying to secure when rioters blocked police from closing a large "garage-style" door; [4] remained inside the Capitol for approximately one hour; [5] and then provided the FBI with "excuses" in an attempt to justify or minimize her involvement with the riots." See Dkt. 29, pp. 1-2 (Govt Sentencing Memo).
Rodean, Nicholas	1:21-CR-00057-TNM	18 U.S.C. § 1361 18 U.S.C. § 1752(a)(1) 18 U.S.C. § 1752(a)(2) 18 U.S.C. § 1752(a)(4) 40 U.S.C. § 5104(e)(2)(D) 40 U.S.C. § 5104(e)(2)(F) 40 U.S.C. § 5104(e)(2)(G)	57 months' incarceration 36 months' supervised release \$2,048 restitution	5 years' probation 240 days' home detention	"Rodean smashed two windowpanes of the U.S. Capitol building with a flagpole and a metal object during the January 6, 2021 attack. To get to the building, he, together with other rioters, pushed through or past snow fencing, makeshift bike rack barriers, scaffolding, and even a police line on the west side of the building. Once inside, he and other rioters (some of whom were yelling "where are they counting the votes?") pursued U.S. Capitol Police Officer Eugene Goodman up the stairs to the hallway outside of the Senate chamber. Outside of the Senate chamber, Rodean engaged in a stand-off with a line of police officers who warned rioters to stay back and to leave. Instead of leaving, Rodean remained in the hallway for over forty minutes, at one point, displaying a hatchet to an officer, and at another point, posing for a photo while waving his "Trump is my President" flag. The next day, he told a supervisor at his job that he "did what needed to be done." See Dkt. 67, pp. 1-2 (Govt Sentencing Memo).
Wood, Matthew	1:21-CR-00223-APM	18 U.S.C. § 1512(c)(2) 18 U.S.C. § 1752(a)(1) 18 U.S.C. § 1752(a)(2) 40 U.S.C. § 5104(e)(2)(C) 40 U.S.C. § 5104(e)(2)(D) 40 U.S.C. § 5104(e)(2)(G)	57 months' incarceration 36 months' supervised release \$2,000 restitution	12 months' home detention 36 months' probation 100 hours' community service \$2,000 restitution	"Once Wood began his trespass onto restricted Capitol Grounds, Wood stood with rioters on the West Plaza, climbed the media tower, and encouraged others forward. Wood also incited others to violence, calling rioters forward, waving a blue Trump flag he found on the ground, and inspiring the crowds to continue their siege of the Capitol... As soon as he got inside, Wood joined the likes of Doug Jensen, Jacob Chansley, Kevin and Hunter Seefried, and Greg Rubenacker in pursuing police officers through the Brumidi corridors (1st floor), past the Senate Carriage Door (1st floor), up a staircase, and to the Ohio Clock corridor (2nd floor)... Wood went through the House Speaker's suite of offices (entering at least three offices and the Speaker's conference room). Wood very nearly left the Capitol through the East Rotunda Doors. Instead, he turned back and on separate occasions, directly pushed against MPD officers attempting to clear the Rotunda. Eventually, Wood was finally forced into the foyer between the Rotunda and the East Rotunda Doors and then out of the Capitol building. Wood spent a total of approximately eighty minutes in the Capitol." See Dkt. 55, pp. 1-4 (Govt Sentencing Memo).

Defendant	Case Number	Charge	Govt's Recommendation	Sentence Imposed	Factual Highlights
Council, Matthew	1:21-CR-00207-TNM	18 U.S.C. § 231(a)(3) 18 U.S.C. § 111(a)(1) 18 U.S.C. § 1752(a)(1) 18 U.S.C. § 1752(a)(2) 40 U.S.C. § 5104(e)(2)(D) 40 U.S.C. § 5104(e)(2)(G)	30 months' incarceration 36 months' supervised release \$2,000 restitution	60 months' probation 6 months' home detention 100 hours community service \$2,000 restitution	"After the former President's speech, Council became increasingly agitated and violent, making his way first to the West Lawn and West Plaza—where he was sprayed with a chemical irritant—before making his way up to the NW Plaza and into the Capitol. It was in the Capitol that Council engaged in an act of violence against federal police officers. Specifically, Council, a former college football player, lowered his head, stuck out his arms, and rammed into a line of police officers, pushing them back. After ramming into the police officers, Council fell to the ground and police arrested him. Since January 6, 2021, Council has continued to embrace conspiracy theories, advertise himself as a political prisoner, and support others in their defiance of the government." See Dkt. 64, pg. 2 (Govt Sentencing Memo).
Gordon, Vaughn	1:21-CR-00099-PLF	40 U.S.C. § 5104(e)(2)(G)	30 days' incarceration 36 months' probation 60 hours' community service \$500 restitution	36 months' probation 3 months' home detention 90 hours' community service \$500 restitution	"[Gordon] : (1) made statements leading up to January 6 that showed he was aware of—and welcomed—the a possibility of violence; (2) joined a mob of rioters in the Crypt that pushed its way past a line of police officers; (3) entered the Rotunda and remained there for about 30 minutes until he and his fellow rioters were forcibly removed by police officers; (4) spent, in total, approximately one complete hour inside the U.S. Capitol building during the riot on January 6; (5) took multiple photos of himself and the mob's activity while inside the Capitol; (6) readily bragged about his participation in the riot to the public in the following days; and (7) has yet to express any remorse for his participation in the riot." See Dkt. 46, pp. 1-2 (Govt Sentencing Memo).
Nelson, Brandon	1:21-CR-00344-JDB	40 U.S.C. § 5104(e)(2)(G)	14 days' incarceration \$500 restitution	24 months' probation \$2500 fine 50 hours' community service \$500 restitution	"Nelson—who spent approximately six years as a member of the Air National Guard and an additional two years as a Reservist—unlawfully entered the building at the Senate Wing Door, less than five minutes after rioters had smashed windows on either side of the doorway to gain entry. He and his friend and codefendant, Abram Markofski, remained inside and entered different parts of the building for well over an hour, an unusually long incursion compared to other Capitol-breach defendants. After the riot, he shared texts with his codefendant that they "held the line" and did not "back[] down," and appeared to agree with Markofski that this behavior was patriotic. At the same time, Nelson submitted to two voluntary interviews with the Federal Bureau of Investigation ("FBI") (though he minimized his conduct in those statements)[.]" See Dkt. 49, pg. 2 (Govt Sentencing Memo).
Witzemann, Shawn	1:21-CR-00314-TFH	40 U.S.C. § 5104(e)(2)(G)	30 days' incarceration 36 months' probation 60 hours' community service \$500 restitution	24 months' probation 7 days' incarceration 60 hours' community service \$500 restitution	"Witzemann (1) entered the United States Capitol Building through the Senate Wing Doors just six minutes after the initial breach after observing police officers who were protecting the Capitol firing tear gas at rioters; (2) remained in the Capitol Building for nearly an hour and twenty minutes, despite the obvious presence of police; (3) pleaded with a police officer to join the cause of the rioters; and (4) made statements on social media following January 6, 2021 that show a lack of remorse for his actions and support for those who stormed the Capitol that day to disrupt the certification of the 2020 election." See Dkt. 45, pg. 2 (Govt Sentencing Memo).