

APPEAL,CAP,CAT B

**U.S. District Court
District of Columbia (Washington, DC)
CRIMINAL DOCKET FOR CASE #: 1:21-cr-00176-CJN-1**

Case title: USA v. MALDONADO

Magistrate judge case number: 1:21-mj-00210-ZMF

Date Filed: 03/03/2021

Assigned to: Judge Carl J. Nichols

Defendant (1)

STEVE OMAR MALDONADO
also known as
EMILIO MALDONADO

represented by **Elizabeth Ann Mullin**
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TERMINATED: 03/29/2022
Designation: Retained

Pending Counts

18:1752(a)(1); TEMPORARY
RESIDENCE OF THE
PRESIDENT; Entering and
Remaining in a Restricted Building
or Grounds
(2)

18:1752(a)(2); TEMPORARY
RESIDENCE OF THE

Disposition

PRESIDENT; Disorderly and
Disruptive Conduct in a Restricted
Building or Grounds
(3)

40:5104(e)(2)(B); FEDERAL
STATUTES, OTHER; Entering
and Remaining in the Gallery of
Congress
(4)

40:5104(e)(2)(D); FEDERAL
STATUTES, OTHER; Disorderly
Conduct in a Capitol Building
(5)

40:5104(e)(2)(G); FEDERAL
STATUTES, OTHER; Parading,
Demonstrating, or Picketing in a
Capitol Building
(6)

Highest Offense Level (Opening)

Felony

Terminated Counts

Disposition

18:1512(c)(2) and 2;
TAMPERING WITH A
WITNESS, VICTIM OR
INFORMANT; Obstruction of an
Official Proceeding and Aiding
and Abetting
(1)

**Highest Offense Level
(Terminated)**

Felony

Complaints

Disposition

COMPLAINT in Violation of
18:1752(a)(1) and (2) and
40:5104(e)(2)(D) and (G)

Plaintiff

USA

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Date Filed	#	Page	Docket Text
02/08/2021	<u>1</u>		SEALED COMPLAINT as to STEVE OMAR MALDONADO (1). (Attachments: # <u>1</u> Statement of Facts) (zstd) [1:21-mj-00210-ZMF] (Entered: 02/09/2021)
02/08/2021	<u>3</u>		MOTION to Seal Case by USA as to STEVE OMAR MALDONADO. (Attachments: # <u>1</u> Text of Proposed Order)(zstd) [1:21-mj-00210-ZMF] (Entered: 02/09/2021)
02/08/2021	<u>4</u>		ORDER granting <u>3</u> Motion to Seal Case as to STEVE OMAR MALDONADO (1). Signed by Magistrate Judge Zia M. Faruqui on 02/08/2021. (zstd) [1:21-mj-00210-ZMF] (Entered: 02/09/2021)
02/10/2021			Case unsealed as to STEVE OMAR MALDONADO (bb) [1:21-mj-00210-ZMF] (Entered: 02/11/2021)

02/10/2021		Arrest of Defendant STEVE OMAR MALDONADO in the Middle District of Florida. (kk) (Entered: 03/23/2021)
02/12/2021	<u>5</u>	ORDER Setting Conditions of Release as to STEVE OMAR MALDONADO (1) Personal Recognizance. Signed by Magistrate Judge Robin M. Meriweather on 2/12/2021. (ztl)[1:21-mj-00210-ZMF] (Additional attachment(s) added on 4/22/2021: # <u>1</u> Appearance Bond) (zkk). (Entered: 02/16/2021)
02/12/2021	<u>13</u>	Arrest Warrant, dated 2/8/2021, returned executed in the U.S. District Court for the District of Columbia on 2/12/2021 as to Defendant STEVE OMAR MALDONADO. (kk) (zstd). (Entered: 03/23/2021)
02/12/2021		ORAL MOTION by Defendant STEVE OMAR MALDONADO to Appoint Counsel. (kk) (Entered: 03/23/2021)
02/12/2021		JOINT ORAL MOTION by USA and Defendant STEVE OMAR MALDONADO to Waive Speedy Trial Time from 2/12/2021 to 3/5/2021. (kk) (Entered: 03/23/2021)
02/12/2021		Minute Entry for Initial Appearance as to STEVE OMAR MALDONADO held by video before Magistrate Judge Robin M. Meriweather on 2/12/2021 : The Court advised the Government of its due process obligations under Rule 5(f). The defendant agreed to appear by video. Oral Motion by Defendant to Appoint Counsel, heard and granted. Assistant Federal Public Defender Cara Halverson appointed to represent STEVE OMAR MALDONADO. Preliminary Hearing scheduled by telephonic/VTC before Magistrate Judge Zia M. Faruqui on 3/5/2021 at 1:00 pm. The defendant waives 21 days in which to have his preliminary hearing. Joint Oral Motion by USA and Defendant to Waive Speedy Trial Time from 2/12/2021 to 3/5/2021, heard and granted in the interest of justice. Bond Status of Defendant: Defendant placed on Personal Recognizance Bond. Court Reporter: FTR Gold – Ctrm. 11; FTR Time Frames: 1:54:50 – 2:05:27 and 2:05:35 – 2:24:05. Defense Attorney: Cara Halverson; U.S. Attorney: Kelly Smith for Tara Ravindra; Pretrial Officer: Andre Sidbury. (kk) (Entered: 03/23/2021)
02/23/2021	<u>6</u>	NOTICE OF ATTORNEY APPEARANCE: Cara Kurtz Halverson appearing for STEVE OMAR MALDONADO (Halverson, Cara) [1:21-mj-00210-ZMF] (Entered: 02/23/2021)
02/23/2021	<u>7</u>	MOTION to Travel by STEVE OMAR MALDONADO. (Attachments: # <u>1</u> Text of Proposed Order Proposed Order, # <u>2</u> Exhibit Ex. A: Death Certificate)(Halverson, Cara) [1:21-mj-00210-ZMF] (Entered: 02/23/2021)
03/01/2021		MINUTE ORDER as to STEVE OMAR MALDONADO (1). Upon review of the Motion to Temporarily Allow Travel <u>7</u> , it is hereby ORDERED that if the government or the Pretrial Services Agency wishes to respond to the Motion <u>7</u> , such response shall be submitted to the Court by March 3, 2021. Signed by Magistrate Judge Robin M. Meriweather on 3/1/2021. (zpt) [1:21-mj-00210-ZMF] (Entered: 03/01/2021)
03/02/2021	<u>8</u>	Memorandum in Opposition by USA as to STEVE OMAR MALDONADO re <u>7</u> MOTION to Travel (Ravindra, Tara) [1:21-mj-00210-ZMF] (Entered: 03/02/2021)
03/03/2021		

		MINUTE ORDER as to Defendant STEVE OMAR MALDONADO : Upon review of Defendant's Motion to Temporarily Allow Travel <u>7</u> , the Government's Opposition to the Defendant's Motion to Temporarily Allow Travel <u>8</u> , and email correspondence with Defendant's Pretrial Services Officer indicating that the Pretrial Services Agency does not oppose Defendant's Motion <u>7</u> , it is hereby ORDERED that the Motion <u>7</u> is GRANTED. Defendant is authorized to travel to Puerto Rico for up to 30 days to resolve his father's estate. It is FURTHER ORDERED that Defendant contact the Pretrial Services Agency for the District of Columbia within 24 hours of arriving in Puerto Rico and within 24 hours of his return to the continental United States. All other conditions outlined in the Order Setting Conditions of Release <u>5</u> (including the weekly call-in requirement) remain the same; So Ordered by Magistrate Judge Robin M. Meriweather on 3/3/2021. (kk) [1:21-mj-00210-ZMF] (Entered: 03/03/2021)
03/03/2021	<u>9</u>	INDICTMENT as to STEVE OMAR MALDONADO (1) count(s) 1, 2, 3, 4, 5, 6. (zstd) (Entered: 03/04/2021)
03/05/2021		MINUTE ORDER as to STEVE OMAR MALDONADO: Arraignment/Status Conference set for 3/15/2021 at 02:00 PM in Telephonic/VTC before Judge Carl J. Nichols. So Ordered by Judge Carl J. Nichols on 3/5/2021. (zcal) (Entered: 03/05/2021)
03/05/2021		MINUTE ORDER: The hearing currently scheduled for March 5, 2021 is hereby VACATED, as the government has formally charged STEVE OMAR MALDONADO 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 3/5/2021. (ztl) (Entered: 03/06/2021)
03/15/2021	<u>12</u>	NOTICE OF SUBSTITUTION OF COUNSEL as to USA. Attorney Lindberg, Graciela Rodriguez added. Substituting for attorney Tara Ravindra (Lindberg, Graciela) (Entered: 03/15/2021)
03/15/2021		MINUTE ORDER. Pursuant to the Due Process Protections Act, the Court ORDERS that all government counsel shall review their disclosure obligations under <i>Brady v. Maryland</i> , 373 U.S. 83 (1963), and its progeny, as set forth in Local Criminal Rule 5.1, and comply with those provisions. The failure to comply could result in dismissal of the indictment or information, dismissal of individual charges, exclusion of government evidence or witnesses, continuances, Bar discipline, or any other remedy that is just under the circumstances. Signed by Judge Carl J. Nichols on March 15, 2021. (lccjn2) (Entered: 03/15/2021)
03/15/2021		Minute Entry for proceedings held before Judge Carl J. Nichols: Telephone Status Conference/ Arraignment as to STEVE OMAR MALDONADO (1): Count 1,2,3,4,5,6 held on 3/15/2021. Not Guilty Plea entered. Speedy Trial as to STEVE OMAR MALDONADO is Excluded from 3/15/2021 to 5/13/2021, in the Interest of Justice, XT. Status Conference set for 5/13/2021 at 02:00 PM in Telephonic/VTC before Judge Carl J. Nichols. Bond Status of Defendant: Defendant remains on Personal Recognizance; Court Reporter: Lorraine Herman; Defense Attorney: Cara Halverson; US Attorney: Graciela Lindberg. (zcal) (Entered: 03/15/2021)

03/30/2021	<u>14</u>		Unopposed MOTION for Protective Order <i>Governing Discovery</i> by USA as to STEVE OMAR MALDONADO. (Attachments: # <u>1</u> Text of Proposed Order)(Lindberg, Graciela) (Entered: 03/30/2021)
04/09/2021			MINUTE ORDER. After review of the government's <u>14</u> Motion for Protective Order, it is hereby ORDERED that the Motion is DENIED without prejudice. While the Court is otherwise prepared to approve the proposed Protective Order, paragraph 4.d, for the filing of documents under seal, appears to be inconsistent with Local Rule of Criminal Procedure 49(f)(6)(i), which requires an accompanying motion for leave to file under seal. Signed by Judge Carl J. Nichols on April 9, 2021. (lccjn2) (Entered: 04/09/2021)
04/12/2021	<u>15</u>		Unopposed MOTION for Protective Order <i>Governing Discovery</i> by USA as to STEVE OMAR MALDONADO. (Attachments: # <u>1</u> Text of Proposed Order Amended)(Lindberg, Graciela) (Entered: 04/12/2021)
04/12/2021	<u>16</u>		PROTECTIVE ORDER. Signed by Judge Carl J. Nichols on April 12, 2021. (lccjn2) (Entered: 04/12/2021)
05/13/2021			Minute Entry for proceedings held before Judge Carl J. Nichols: Telephone Status Conference as to STEVE OMAR MALDONADO held on 5/13/2021. Speedy Trial as to STEVE OMAR MALDONADO is Excluded from 5/13/2021 to 7/13/2021, in the Interest of Justice, XT. Status Conference set for 7/13/2021 at 04:00 PM in Telephonic/VTC before Judge Carl J. Nichols. Bond Status of Defendant: Defendant remains on Personal Recognizance; Court Reporter: Lisa Griffith; Defense Attorney: Cara Halverson; US Attorney: Graciela Lindberg. (zcal) (Entered: 05/13/2021)
07/13/2021			Minute Entry for proceedings held before Judge Carl J. Nichols: Telephone Status Conference as to STEVE OMAR MALDONADO held on 7/13/2021. Speedy Trial as to STEVE OMAR MALDONADO is Excluded from 7/13/2021 to 9/14/2021, in the Interest of Justice, XT. Status Conference set for 9/14/2021 at 03:30 PM in Telephonic/VTC before Judge Carl J. Nichols. Bond Status of Defendant: Defendant remains on Personal Recognizance; Court Reporter: Lorraine Herman; Defense Attorney: Cara Halverson; US Attorney: Graciela Lindberg. (zcal) (Entered: 07/13/2021)
07/26/2021	<u>19</u>		Unopposed MOTION for Disclosure of <i>Items Protected by Federal Rule of Criminal Procedure 6(e) and Sealed Materials</i> by USA as to STEVE OMAR MALDONADO. (Attachments: # <u>1</u> Text of Proposed Order)(Lindberg, Graciela) (Entered: 07/26/2021)
08/11/2021	<u>20</u>		ORDER granting government's <u>19</u> Motion to Disclose Items Protected by Criminal Rule 6(e). Signed by Judge Carl J. Nichols on August 11, 2021. (lccjn2) (Entered: 08/11/2021)
08/12/2021	<u>21</u>		NOTICE of <i>United States' Memorandum Regarding Status of Discovery</i> by USA as to STEVE OMAR MALDONADO (Attachments: # <u>1</u> Exhibit A)(Lindberg, Graciela) (Entered: 08/12/2021)
08/19/2021	<u>22</u>		Unopposed MOTION to Travel by STEVE OMAR MALDONADO. (Attachments: # <u>1</u> Exhibit A: House Contract, # <u>2</u> Text of Proposed Order Proposed Order)(Halverson, Cara) (Entered: 08/19/2021)
08/23/2021			

		MINUTE ORDER. The Court having considered Defendant's <u>22</u> Unopposed Motion to travel, it is hereby ORDERED that the motion is GRANTED. Signed by Judge Carl J. Nichols on August 23, 2021. (lccjn2) (Entered: 08/23/2021)
08/27/2021	<u>23</u>	NOTICE of <i>United States' Memorandum Regarding Status of Discovery as of August 23, 2021</i> by USA as to STEVE OMAR MALDONADO (Lindberg, Graciela) (Entered: 08/27/2021)
09/14/2021		Minute Entry for proceedings held before Judge Carl J. Nichols: Telephone Status Conference as to STEVE OMAR MALDONADO held on 9/14/2021. Speedy Trial as to STEVE OMAR MALDONADO is Excluded from 9/14/2021 to 10/12/2021, in the Interest of Justice, XT. Status Conference set for 10/12/2021 at 04:00 PM in Telephonic/VTC before Judge Carl J. Nichols. Bond Status of Defendant: Defendant remains on Personal Recognizance; Court Reporter: Lisa Griffith; Defense Attorney: Cara Halverson; US Attorney: Graciela Lindberg. (zcal) (Entered: 09/14/2021)
09/16/2021	<u>25</u>	NOTICE <i>United States Memorandum Regarding Status of Discovery as of September 14, 2021</i> by USA as to STEVE OMAR MALDONADO (Lindberg, Graciela) (Entered: 09/16/2021)
09/28/2021	<u>26</u>	Unopposed MOTION to Continue <i>Status</i> by STEVE OMAR MALDONADO. (Attachments: # <u>1</u> Text of Proposed Order Proposed Order)(Halverson, Cara) (Entered: 09/28/2021)
09/30/2021		MINUTE ORDER. After review of Defendant's Consent Motion to Continue the Status Conference presently scheduled for 4:00pm on October 12, 2021, it is hereby ORDERED that the Motion is GRANTED. It is further ORDERED that a Status Conference shall occur on October 25, 2021 at 4:00pm. And the Court finds that it is in the interest of justice to exclude time under the Speedy Trial Act from September 30, 2021 until the next status conference. Signed by Judge Carl J. Nichols on September 30, 2021. (lccjn2) (Entered: 09/30/2021)
10/25/2021		Minute Entry for proceedings held before Judge Carl J. Nichols: Telephone Status Conference as to STEVE OMAR MALDONADO held on 10/25/2021. Speedy Trial as to STEVE OMAR MALDONADO is Excluded from 10/25/2021 to 11/30/2021, in the Interest of Justice, XT. Status Conference set for 11/30/2021 at 04:00 PM in Telephonic/VTC before Judge Carl J. Nichols. Bond Status of Defendant: Defendant remains on Personal Recognizance; Court Reporter: Lorraine Herman; Defense Attorney: Cara Halverson; US Attorney: Graciela Lindberg. (zcal) (Entered: 10/25/2021)
11/03/2021	<u>27</u>	NOTICE <i>REGARDING STATUS OF DISCOVERY</i> by USA as to STEVE OMAR MALDONADO (Lindberg, Graciela) (Entered: 11/03/2021)
11/05/2021	<u>28</u>	NOTICE <i>REGARDING STATUS OF DISCOVERY</i> by USA as to STEVE OMAR MALDONADO (Lindberg, Graciela) (Entered: 11/05/2021)
11/23/2021	<u>29</u>	Joint MOTION to Continue <i>Status Hearing</i> by USA as to STEVE OMAR MALDONADO. (Lindberg, Graciela) (Entered: 11/23/2021)
11/24/2021		MINUTE ORDER. Upon review of the Parties' <u>29</u> Joint Motion to Continue the next Status Conference presently scheduled for November 30, 2021 at 2:00pm, it is ORDERED that the Motion is GRANTED. The next Status Conference will take place on February 2, 2022 at 10:30am. It is further ORDERED that, in

		the interest of justice, the time from now until February 2, 2022 is excluded from the time within which the trial must commence under the Speedy Trial Act, 18 U.S.C. § 3161 et seq.Signed by Judge Carl J. Nichols on November 24, 2021. (lccjn2) (Entered: 11/24/2021)
12/08/2021	<u>30</u>	Unopposed MOTION to Travel by STEVE OMAR MALDONADO. (Attachments: # <u>1</u> Text of Proposed Order Proposed Order)(Halverson, Cara) (Entered: 12/08/2021)
12/13/2021		MINUTE ORDER. The Court having considered Defendant's <u>30</u> Unopposed Motion to Temporarily Travel, it is ORDERED that the Motion is GRANTED. The Government does not oppose Defendant's request, and Defendant has previously traveled to Puerto Rico without apparent incident. Defendant may travel to Puerto Rico for approximately three (3) weeks from the middle of January through the first week of February. Signed by Judge Carl J. Nichols on December 13, 2021. (lccjn2) (Entered: 12/13/2021)
01/19/2022	<u>31</u>	Unopposed MOTION to Continue <i>Status</i> , Hearing & Brief Status Update by STEVE OMAR MALDONADO. (Attachments: # <u>1</u> Text of Proposed Order Proposed Order)(Halverson, Cara) Modified event title and text on 1/20/2022 (zstd). (Entered: 01/19/2022)
01/21/2022		MINUTE ORDER. Upon review of the <u>31</u> Unopposed Motion to Continue the Status Hearing, it is ORDERED that the Motion is GRANTED. The status hearing currently set for February 2, 2022 at 10:30am will now take place on March 14, 2022 at 4:00pm. It is further ORDERED that given the status of this case, which continues to remain in discovery and plea negotiations, and given the Defendant's stipulation to agree to exclusion of time under the Speedy Trial Act until the date of the rescheduled hearing, the Court finds that it is appropriate to exclude the time between January 21, 2022, and March 22, 2022, from the speedy trial calculation.Signed by Judge Carl J. Nichols on January 21, 2022. (lccjn2) (Entered: 01/21/2022)
02/15/2022	<u>32</u>	NOTICE <i>REGARDING STATUS OF DISCOVERY</i> by USA as to STEVE OMAR MALDONADO (Lindberg, Graciela) (Entered: 02/15/2022)
03/07/2022	<u>33</u>	Joint MOTION to Continue <i>AND JOINT STATUS REPORT</i> by USA as to STEVE OMAR MALDONADO. (Lindberg, Graciela) (Entered: 03/07/2022)
03/07/2022	34	STATUS REPORT by USA as to STEVE OMAR MALDONADO (See docket entry <u>33</u> to view document.) (zstd) (Entered: 03/08/2022)
03/11/2022		MINUTE ORDER. Upon review of the <u>33</u> Joint Motion for a Continuance, it is ORDERED that the Motion is GRANTED. The status conference scheduled for Monday, March 14, 2022 at 4:00pm will now take place on Friday, May 6, 2022 at 2:00pm. The Court acknowledges that the Parties have agreed to a 60-day continuance of this matter and to excluding the time within which the trial must commence under the Speedy Trial Act, 18 U.S.C. § 3161 et seq. The Court agrees to exclude time under the Speedy Trial Act from today's date until the next status conference. Signed by Judge Carl J. Nichols on March 11, 2022. (lccjn2) (Entered: 03/11/2022)
03/29/2022	<u>35</u>	NOTICE OF SUBSTITUTION OF COUNSEL Attorney Mullin, Elizabeth Ann added. (Mullin, Elizabeth) (Entered: 03/29/2022)

04/11/2022	<u>36</u>	Consent MOTION to Travel by STEVE OMAR MALDONADO. (Attachments: # <u>1</u> Text of Proposed Order)(Mullin, Elizabeth) (Entered: 04/11/2022)
04/14/2022		MINUTE ORDER. Upon review of <u>36</u> the Consent Motion to Temporarily Allow Travel and because the Court has permitted Defendant to travel to Puerto Rico before and there have been no compliance issues, it is ORDERED that Motion is GRANTED. Defendant may travel to Puerto Rico on May 6, 2022, and Defendant may remain until June 1, 2022. Signed by Judge Carl J. Nichols on April 14, 2022. (lccjn2) (Entered: 04/14/2022)
04/25/2022	<u>37</u>	Joint MOTION to Continue <i>and Status Report</i> by USA as to STEVE OMAR MALDONADO. (Lindberg, Graciela) (Entered: 04/25/2022)
04/25/2022	38	Joint STATUS REPORT by USA as to STEVE OMAR MALDONADO (See docket entry <u>37</u> to view document.) (zstd) (Entered: 04/25/2022)
04/28/2022		MINUTE ORDER. Upon review of the <u>37</u> Joint Motion for a Continuance, it is ORDERED that the Motion is GRANTED. It is further ORDERED that the Status Conference scheduled for Friday, May 6, 2022 at 2:00pm will now take place on Wednesday, June 8, 2022 at 2:00pm. It is further NOTED that Parties have agreed to exclude time between today's date and Wednesday, June 8, 2022 at 2:00pm for purposes of the Speedy Trial Act, 18 U.S.C. § 3161. Signed by Judge Carl J. Nichols on April 28, 2022. (lccjn2) (Entered: 04/28/2022)
06/08/2022		Minute Entry for proceedings held before Judge Carl J. Nichols: Telephone Status Conference as to STEVE OMAR MALDONADO held on 6/8/2022. Speedy Trial as to STEVE OMAR MALDONADO is Excluded from 6/8/2022 to 7/29/2022, in the Interest of Justice, XT. Joint Status Report due by 7/29/2022. Bond Status of Defendant: Defendant remains on Personal Recognizance; Court Reporter: Lorraine Herman; Defense Attorney: Elizabeth Mullin; US Attorney: Graciela Lindberg. (zcal) (Entered: 06/08/2022)
07/28/2022	<u>40</u>	Joint STATUS REPORT <i>and Motion for Continuance</i> by USA as to STEVE OMAR MALDONADO (Lindberg, Graciela) (Entered: 07/28/2022)
07/28/2022	41	Joint MOTION to Continue by USA as to STEVE OMAR MALDONADO. (See docket entry <u>40</u> to view document.) (zstd) (Entered: 07/28/2022)
08/01/2022		MINUTE ORDER. Upon review of 41 the Joint Motion for a Continuance, it is ORDERED that the Motion is GRANTED. The Parties shall appear for a video status conference on Friday, August 26, 2022 at 12:00pm. It is further ORDERED that the time between now and August 26, 2022 shall be excluded under the Speedy Trial Act, 18 U.S.C. § 3161, to let the Parties continue plea negotiations and to allow for further production and review of discovery. Signed by Judge Carl J. Nichols on August 1, 2022. (lccjn2) (Entered: 08/01/2022)
08/24/2022	<u>42</u>	Joint MOTION to Continue <i>and Joint Status Report</i> by USA as to STEVE OMAR MALDONADO. (Lindberg, Graciela) (Entered: 08/24/2022)
08/24/2022	43	STATUS REPORT by USA as to STEVE OMAR MALDONADO. (See docket entry <u>42</u> to view document.) (zstd) (Entered: 08/25/2022)
08/25/2022		MINUTE ORDER. Upon review of <u>42</u> Joint Motion for a Continuance, it is ORDERED that the Motion is GRANTED. The Parties shall appear for a video

		status conference on Tuesday, November 29, 2022 at 12:00 P.M. It is further ORDERED that the time between August 26, 2022 and November 29, 2022 shall be excluded under the Speedy Trial Act, 18 U.S.C. § 3161, to let the Parties continue plea negotiations and to allow for further production and review of discovery. Signed by Judge Carl J. Nichols on August 25, 2022. (lccjn2) (Entered: 08/25/2022)
11/09/2022	<u>44</u>	MOTION to Dismiss Count <i>One (Obstruction Count)</i> by STEVE OMAR MALDONADO. (Mullin, Elizabeth) (Entered: 11/09/2022)
11/21/2022	<u>45</u>	Unopposed MOTION to Travel by STEVE OMAR MALDONADO. (Attachments: # <u>1</u> Text of Proposed Order)(Mullin, Elizabeth) (Entered: 11/21/2022)
11/21/2022		MINUTE ORDER as to STEVE OMAR MALDONADO. Upon review of Defendant's <u>45</u> Unopposed Motion to Travel, and because the Court has permitted Defendant to travel to Puerto Rico before and there have been no compliance issues, it is ORDERED that the Motion is GRANTED. Defendant may travel to Puerto Rico on November 30, 2022, and Defendant may remain until January 30, 2023. It is further ORDERED that all other conditions of release shall remain in effect.Signed by Judge Carl J. Nichols on November 21, 2022. (lccjn2) (Entered: 11/21/2022)
11/22/2022	<u>46</u>	RESPONSE by USA as to STEVE OMAR MALDONADO re <u>44</u> MOTION to Dismiss Count <i>One (Obstruction Count)</i> (Lindberg, Graciela) (Entered: 11/22/2022)
11/22/2022	<u>47</u>	Joint MOTION to Continue <i>and Joint Status Report</i> by USA as to STEVE OMAR MALDONADO. (Lindberg, Graciela) (Entered: 11/22/2022)
11/23/2022		MINUTE ORDER as to STEVE OMAR MALDONADO. Upon review of the <u>47</u> Joint Motion to Continue and Exclude Time, it is ORDERED that the Motion is GRANTED. The Parties shall appear for a video status conference on January 10, 2023 at 11:00 AM. It is further ORDERED that the time between November 29, 2022 and January 10, 2023 shall be excluded under the Speedy Trial Act, 18 U.S.C. § 3161, to let the Parties continue plea negotiations and to allow for further production and review of discovery.Signed by Judge Carl J. Nichols on November 23, 2022. (lccjn2) (Entered: 11/23/2022)
01/05/2023	<u>48</u>	Joint MOTION to Continue <i>and Joint Status Report</i> by USA as to STEVE OMAR MALDONADO. (Lindberg, Graciela) (Entered: 01/05/2023)
01/05/2023	49	STATUS REPORT by USA as to STEVE OMAR MALDONADO. (See docket entry <u>48</u> to view document.) (zstd) (Entered: 01/05/2023)
01/06/2023		MINUTE ORDER as to STEVE OMAR MALDONADO. Upon review of the Parties' <u>48</u> Joint Motion to Continue Status Conference and Exclude Time, it is ORDERED that the Motion is GRANTED. The video status conference scheduled for January 10, 2023, is rescheduled for March 27, 2023, at 11:00 AM. It is further ORDERED that the time between January 10, 2023 and March 27, 2023, shall be excluded under the Speedy Trial Act, 18 U.S.C. § 3161, to let the Parties continue plea negotiations and to allow for further production and review of discovery. Signed by Judge Carl J. Nichols on January 6, 2023. (lccjn2) (Entered: 01/06/2023)

01/12/2023	<u>50</u>		ORDER granting <u>44</u> Motion to Dismiss Count as to STEVE OMAR MALDONADO. Signed by Judge Carl J. Nichols on January 12, 2023. (lccjn2) (Entered: 01/12/2023)
02/07/2023	<u>51</u>		NOTICE OF ATTORNEY APPEARANCE Elizabeth Harper Danello appearing for USA. (Danello, Elizabeth) (Entered: 02/07/2023)
02/07/2023	<u>52</u>		NOTICE OF APPEAL (Interlocutory) by USA as to STEVE OMAR MALDONADO re <u>50</u> Order on Motion to Dismiss Count(s). Fee Status: No Fee Paid. Parties have been notified. (Danello, Elizabeth) (Entered: 02/07/2023)

United States District Court for the District of Columbia

UNITED STATES OF AMERICA)
)
 vs.) Criminal No. 21-cr-00176 (CJN)
)
STEVE OMAR MALDONADO)

NOTICE OF APPEAL

Name and address of appellant: United States of America

Name and address of appellant’s attorney: Elizabeth H. Danello, Assistant US Attorney
 Office of the US Attorney for DC
 601 D Street, NW Room 6.232
 Washington, DC 20253

Offense: 18 U.S.C. 1512(c)(2); 18 U.S.C. 1752(a)(1) & (a)(2); 40 U.S.C. 5104(e)(2)(B), (e)(2)(D), & (e)(2)(G)

Concise statement of judgment or order, giving date, and any sentence:

Order, entered January 12, 2023, granting motion to dismiss Count One of indictment, charging obstruction of justice under 18 U.S.C. 1512(c)(2)

Name and institution where now confined, if not on bail: On bond

I, the above named appellant, hereby appeal to the United States Court of Appeals for the District of Columbia Circuit from the above-stated judgment.

February 7, 2023
 DATE

United States of America
 APPELLANT
 Elizabeth H. Danello
 ATTORNEY FOR APPELLANT

GOVT. APPEAL, NO FEE
 CJA, NO FEE
 PAID USDC FEE
 PAID USCA FEE

Does counsel wish to appear on appeal? YES NO
 Has counsel ordered transcripts? YES NO (Decided on the motions; no transcript)
 Is this appeal pursuant to the 1984 Sentencing Reform Act? YES NO

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

UNITED STATES OF AMERICA,

v.

STEVE OMAR MALDONADO,

Defendant.

Criminal Action No. 1:21-cr-00176 (CJN)

ORDER

This matter is before the Court on Defendant's Motion to Dismiss Count One of the Indictment, ECF No. 44. Upon review of the Motion and the Government's Response, the Motion is granted for the reasons set forth in *United States v. Miller*, No. 21-cr-119 (CJN), --- F. Supp. 3d ---, 2022 WL 823070 (D.D.C. Mar. 7, 2022), and *United States v. Miller*, No. 21-cr-119 (CJN), --- F. Supp. 3d ---, 2022 WL 1718984 (D.D.C. May 27, 2022).

Accordingly, it is

ORDERED that Defendant's Motion to Dismiss Count One of the Indictment is
GRANTED.

DATE: January 12, 2023



CARL J. NICHOLS
United States District Judge