

**Exhibit List for Defendant David Alan Blair's to Sentencing Memorandum**

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|------------|---|
| Exhibit 1  | Excerpts of the transcript of FBI Special Agent Jonathan Fuggit's Interview of David Alan Blair, February 21, 2021.   |
| Exhibit 2  | Screenshot of text message sent by David Blair to his mother Gayle Blair on January 6, 2021, at 5:14 P.M.   |
| Exhibit 3  | Affidavit of Anne Moser dated July 6, 2022.   |
| Exhibit 4  | Affidavit of Anne Moser, December 21, 2021.   |
| Exhibit 5  | YouTube Video Footage and Body-Worn Camera (BWC) footage of MPD Officers David Eley, Ian French, Austin Smith, Aaron Smith, Sgt. Fabian Ferrara, and Kevin Peralta.   |
|            | <b>(These exhibits are on a CD. However, due to supply shortage and unavailability of CD-ROMs, the CD containing these exhibits will be hand-delivered to the Court and mailed to all counsel of record on July 8, 2022.)</b> |
| Exhibit 6  | Preliminary Report Concerning the Use of Force.   |
| Exhibit 7  | Excerpts of records of George Washington University Hospital.   |
| Exhibit 8  | Character Letter from Philip Gash   |
| Exhibit 9  | Character Letter from Gayle Blair   |
| Exhibit 10 | Character Letter from Nina Bell   |
| Exhibit 11 | Photographs taken by Kristen Raphel, M.D.   |
| Exhibit 12 | Photograph of scars   |
| Exhibit 13 | Excerpts from Kaiser Permanente Medical Records   |

# EXHIBIT 1

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INTERVIEW OF:

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DAVID BLAIR

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UNITED STATES v. DAVID BLAIR

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FEBRUARY 17, 2021

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CASE NO. 1:21-CR-00186-CRC

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INTERVIEWERS:

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SPECIAL AGENT JONATHAN FUGGIT &

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SPECIAL AGENT BARRINGER

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ALSO PRESENT: TERRELL ROBERTS, ESQ.

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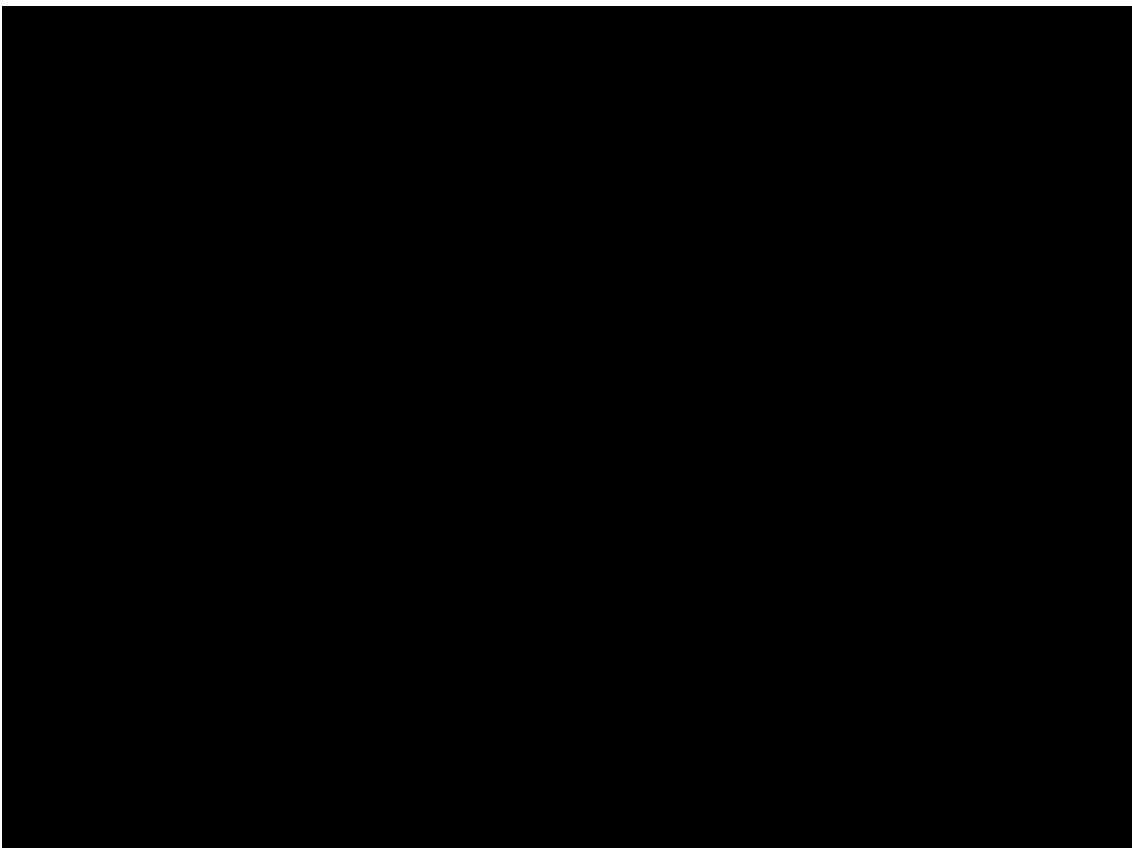
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Transcribed by Ginger A. Hardin

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301.938.8519



14                   SPECIAL AGENT FUGGIT: So tell me what happened  
15           when you got to D.C. then.

16                   DAVID BLAIR: I got to D.C., quite literally I  
17           got arrested -- I don't think -- I don't even think it  
18           took me 10 minutes of being down there. I mean like  
19           when I got there I could not put two and two together  
20           that obviously these people were pushing back, you know,  
21           what the time --



1           SPECIAL AGENT FUGGIT: Did you already know what  
2 was going on when you -- when did you leave your house?

3           DAVID BLAIR: Like 3:00-ish. I'm not, you know,  
4 like 3:15-ish. Like I said, I --

5           SPECIAL AGENT FUGGIT: Did you see anything on  
6 the news at that point?

7           DAVID BLAIR: No. Like I said, I saw clips -- I  
8 saw clips on, uh, on Twitter and then on -- on YouTube  
9 stream, but I didn't see any of the crazy stuff, like  
10 people being drug down and beat with stuff, like I don't  
11 see any of that, you know, I just saw people that were  
12 occupying the space at the Capitol. Because at that  
13 point I guess there was like a huge crowd and, yep, I  
14 had no idea that it had gotten this crazy --

15          SPECIAL AGENT FUGGIT: Did you know that people  
16 were inside of the Capitol?

17          DAVID BLAIR: No. Not at all. I didn't think  
18 that was possible. Because like I said, someone like me  
19 I don't have a Parlo [sic] account, I don't even have a  
20 Twitter account, you know, I'm someone that can search a  
21 key word and I can understand months ahead of time that

1 people were planning crazy shit. But I thought it was  
2 like -- I don't know if you all remember the Virginia  
3 gun rights protest of like twenty twenty -- early 2020.  
4 Do you kind of remember that?

5 SPECIAL AGENT FUGGIT: Kind of, yeah.

6 DAVID BLAIR: Yeah. Well there was a bunch of  
7 -- like I said, I just recently started paying attention  
8 to any of things, protests, politics and all that other  
9 stuff, just because everything seemed so divided, and,  
10 uh, that's what I thought it was going to be like, a  
11 bunch of -- a bunch of empty -- a bunch of empty threats  
12 by, you know, right wing people and then they go there  
13 and they are completely peaceful and then they end up  
14 leaving cleaner than what they came. You know, that was  
15 what my original thoughts of what this was going to be  
16 were, you know? Like I said, I did not think it was  
17 possible for people to get into our Capitol like that.

18 SPECIAL AGENT FUGGIT: Okay. So from -- from  
19 the time that you got to D.C., parked, and then from the  
20 time you --

21 DAVID BLAIR: I walked --

1           SPECIAL AGENT FUGGIT:  -- you said it was a  
2       record short amount of time, so --

3           DAVID BLAIR:  Oh, no, no, not from when I  
4       parked.  I walked like another hour and a half.

5           SPECIAL AGENT FUGGIT:  Okay.

6           DAVID BLAIR:  You know.  I parked, um --

7           SPECIAL AGENT FUGGIT:  Yeah, I'm sure you  
8       weren't parking close anyways, so.

9           DAVID BLAIR:  No.  I can't remember the parking  
10      garages name right now.  Like I said, I suffered a head  
11      injury that night.  But like I said, it was near L  
12      Street.  Piedmont Parking.  I parked at Piedmont Parking  
13      near L Street.  It was like an hour and 20 minute walk.  
14      And then so it's like an hour or so, you know, depending  
15      on traffic to get down to (inaudible) from my house, and  
16      then there's another hour and a half walk, and that was,  
17      uh, that was pretty much what it was.

18          SPECIAL AGENT FUGGIT:  So --

19          DAVID BLAIR:  So like all that cra -- all the  
20      craziest things I guess, I mean I don't -- I don't know  
21      this for sure, but it seems like happened in that

1       timeframe. Like I didn't see -- I didn't see any flash  
2       bangs or anything like that on the clips that I saw.

3               SPECIAL AGENT FUGGIT: Uh-huh.

4               DAVID BLAIR: And then I didn't hear any the  
5       whole time I was walking down there.

6               SPECIAL AGENT FUGGIT: So was it --

7               DAVID BLAIR: And I didn't know anything about  
8       the curfew, I didn't know any of that, and I showed up  
9       and, you know, it seemed like they were pushing back  
10      people that were being completely peaceful off of the  
11      grass. And like I said, I didn't even know the grass  
12      was Capitol grounds. Like I said, I didn't do any  
13      research like I should've. And, you know, like I said,  
14      it was just eight months of bottled up emotion, man.  
15      You know, I was like (inaudible) your back for eight  
16      months, you know, which that sounds so stupid, because  
17      like I said, it was the complete opposite that day.

18              But that was what I figured I was like, man, you  
19      know, I've been seeing people, you know, run you guys  
20      over in the streets for the past eight months, you know  
21      what I mean? Try to lock you in buildings, light you on

1 fire and stuff, and I was like, you know, I could not  
2 understand why they were pushing these people back. You  
3 know, anybody who was in their right frame of mind  
4 would've been able to know. And, uh, like I said, I was  
5 not -- I was quite literally manic for like a total of  
6 six months I would say.

7 SPECIAL AGENT FUGGIT: So when you got to the --  
8 from the -- from walking from the parking garage to the  
9 Capitol area right, when you got to that Capitol area  
10 kind of describe to me what had -- what it kind of  
11 looked like.

12 DAVID BLAIR: There was people -- people off of  
13 the grass on like the sidewalk in the street that were  
14 all --

15 SPECIAL AGENT FUGGIT: There's that area right  
16 there. So this is the big lawn of the Capitol here.  
17 Was that --

18 DAVID BLAIR: So here's the west?

19 SPECIAL AGENT FUGGIT: Correct. Yes. That's  
20 pointing west that arrow.

21 DAVID BLAIR: Okay. So then I want to say

1       there's a -- yeah, thank you, sir, on that. So I want  
2       to say it was right around here there was a big group of  
3       people and someone was giving a speech and all of that,  
4       I mean I stayed there for like 30 seconds and I looked  
5       over, I believe it was -- I want to say I was arrested  
6       right around where this arrow is.

7               SPECIAL AGENT FUGGIT: So --

8               DAVID BLAIR: Would be pretty close.

9               SPECIAL AGENT FUGGIT: -- getting from here to  
10       here --

11              DAVID BLAIR: Yeah.

12              SPECIAL AGENT FUGGIT: -- what did anything  
13       impede you from getting from there to there? I mean  
14       what did you see from Point A to Point B?

15              DAVID BLAIR: Uh, I seen -- I seen a gate, but  
16       that was over to the right. Um, like I said, I suffered  
17       a head injury that night, so I can't really like recall  
18       everything.

19              SPECIAL AGENT FUGGIT: Sure.

20              DAVID BLAIR: But I remember it was --

21              SPECIAL AGENT FUGGIT: Yeah. I just want to

1 know what you can remember.

2 DAVID BLAIR: Yeah. I -- I want to say, like I  
3 said, I want to say it was right near where this arrow  
4 is, was right where I got arrested. And, uh, like I  
5 said, I didn't know that was Capitol grounds, you know,  
6 but --

7 SPECIAL AGENT FUGGIT: So from Point A to Point  
8 B were there --

9 DAVID BLAIR: I want to say --

10 SPECIAL AGENT FUGGIT: -- any barriers that you  
11 had to cross? That would make you think I shouldn't be  
12 here?

13 DAVID BLAIR: No. Not that I can remember.

14 SPECIAL AGENT FUGGIT: Okay.

15 DAVID BLAIR: I'm trying to -- like I said, and  
16 this is my point, like I said, I seen the video on  
17 YouTube of me getting arrested and I don't even remember  
18 like saying what I said, (inaudible) quite literally,  
19 man, I was manic.

20 SPECIAL AGENT FUGGIT: Sure.

21 DAVID BLAIR: But I just -- and then plus the

1 head injury. You know, like I said, I did suffer a  
2 pretty serious head injury, I have a bunch of staples in  
3 my head and stuff, so no, I can't remember. But I  
4 remember they were pushing people back, and I went to  
5 the front and I said -- I was like, you know, why are  
6 you pushing me back? And, you know, I think I said, you  
7 know, We're motherfucken America, something like that.

8 I was really -- I was really wired and then that  
9 was it. And then, uh, and then I pushed -- I think I  
10 got pushed in the back first. You know, my plan was  
11 originally to just turn around and be like, you know,  
12 let them arrest you. If you're not doing anything, let  
13 them arrest you. Like that's a -- that's a sign of  
14 defiance, like that's a way of protesting, like we've  
15 seen this all the time throughout history.

16 And I got shoved in the back and I was so manic  
17 and, uh, like I said I shoved him back and I was -- and  
18 then I got beat over the head and beat up in my body and  
19 arrested, you know? So that was, yeah, I think I want  
20 to say it happened right around here.

21 SPECIAL AGENT FUGGIT: Given what you seen,



1       based on what happened in the hours leading up to you  
2       getting arrested, does it make sense why they were  
3       moving people back from the Capitol?

4               DAVID BLAIR: Oh yeah, now that I know what  
5       happened, of course. Yeah. Like I said, I'm not even  
6       -- I'm worried about my brain health, because like I  
7       said, I've had a lot of post-concussive symptoms ever  
8       since that night, but I hold no ill will against those  
9       officers for what they did to me. Like I said, nobody  
10      does in my family, nobody.

11             SPECIAL AGENT FUGGIT: Okay.

12             DAVID BLAIR: Like I said, we're -- my actions  
13      don't seem to define it, but we're a pro-police family,  
14      that was one of the biggest reasons, like I said, even  
15      though I lost my cousin in a (inaudible) all that stuff,  
16      we need police. This country needs police, this country  
17      needs you guys. You know, we're a pro-police family.

18             And like I said, one of the biggest reasons why  
19      I went down there and why I was so upset this year is  
20      because, like I said, my friends wives holding their  
21      children and crying feeling like half of our country

1       hated them, you know, that's how they felt. That's how  
2       they felt like media was making it seem like I mean  
3       that's -- yeah, I think that's a common theme here with  
4       a lot of people, too. I mean that's just -- it was a  
5       rough time this past year, man.

6               SPECIAL AGENT FUGGIT: So and I understand that,  
7       and again, we're just trying to --

8               DAVID BLAIR: No, I understand.

9               SPECIAL AGENT FUGGIT: -- talk about what  
10       happened that day and get to the bottom of it.

11              DAVID BLAIR: Yeah. Absolutely.

12              SPECIAL AGENT FUGGIT: So from the time that you  
13       were there in that short amount of time, you know, did  
14       you kind of understand that the law enforcement officers  
15       were -- had a line and were trying to push people back  
16       or?

17              DAVID BLAIR: I saw that they had a line and  
18       were trying to push people back, but I didn't understand  
19       why they were.

20              SPECIAL AGENT FUGGIT: Okay.

21              DAVID BLAIR: You know. But yes, I saw they

1       were in a line.

2               SPECIAL AGENT FUGGIT: And you understood those  
3       were law enforcement officers, right? Not just random  
4       people.

5               DAVID BLAIR: Yeah. I understood that.

6               SPECIAL AGENT FUGGIT: Okay. All right. So you  
7       said you got pushed and then that just kind of maybe  
8       triggered you a little bit and --

9               DAVID BLAIR: Yeah. And like I said --

10              SPECIAL AGENT FUGGIT: -- and they were trying  
11      to --

12              DAVID BLAIR: -- the original plan was just to  
13      -- it was just to turn around and get arrested and, you  
14      know, I got jabbed in the back. And like I said, the  
15      whole -- the whole thing, man, like I said, if I  
16      would've gotten help like six months before then  
17      (inaudible) needed I wouldn't have been in this  
18      situation.

19              SPECIAL AGENT FUGGIT: Sure. Things escalated,  
20      right? So you gotta understand that things escalated  
21      and you did what you did and obviously you're here

1       talking to me because --

2               DAVID BLAIR: Absolutely.

3               SPECIAL AGENT FUGGIT: -- you feel remorse about  
4       it. And --

5               DAVID BLAIR: Yeah. I was remorseful --

6               SPECIAL AGENT FUGGIT: -- take responsibility.

7               DAVID BLAIR: -- (inaudible). Yeah.

8               SPECIAL AGENT FUGGIT: Right. Take  
9       responsibility for your actions.

10              DAVID BLAIR: Yeah.

11              SPECIAL AGENT FUGGIT: That's (inaudible) you  
12       were remorseful 10 minutes afterwards saying I'm --

13              DAVID BLAIR: Yeah. When they led me into the  
14       Capitol and I literally can not believe my eyes. You  
15       know, and I told them, you know, I was like, you know, I  
16       accept the fact that they hit me in the head. I mean  
17       like this whole thing is insane. Like they showed me  
18       the Capitol.

19              SPECIAL AGENT FUGGIT: Sure. The back story  
20       from why this happened and --

21              DAVID BLAIR: Yeah. And they told me all that.

1               SPECIAL AGENT FUGGIT:  -- so quickly.

2               DAVID BLAIR:  They told me --

3               SPECIAL AGENT FUGGIT:  Make sense to you.

4               DAVID BLAIR:  They told me everything as I was  
5       in there with them, what had been happening that day,  
6       everything else they, you know, they were joking around  
7       with me, they were, you know, like I said I was bleeding  
8       literally everywhere and, uh, they poured water on my  
9       head and they were like, you know, I tried to get out of  
10      going to the hospital, because I'm not a fan of  
11      hospitals, especially with the Coronavirus.  But the one  
12      on the -- especially on the top of my skull was pretty  
13      deep and, uh, they -- yeah, they made me go to the  
14      hospital.

15              SPECIAL AGENT FUGGIT:  Right, so --

16              DAVID BLAIR:  They took me through here to the  
17      back to an ambulance.

18              SPECIAL AGENT FUGGIT:  Right.  Because you can  
19      understand that since so many officers were assaulted  
20      that day that as soon as they come across somebody who's  
21      somewhat a little bit agitated there's the propensity

1       that they might get assaulted by that person.

2               DAVID BLAIR: I understand.

3               SPECIAL AGENT FUGGIT: All right.

4               DAVID BLAIR: Everything now I understand.

5               SPECIAL AGENT FUGGIT: Sure. Sure.

6               DAVID BLAIR: Like I said.

7               SPECIAL AGENT FUGGIT: And I was going to -- is  
8       that you right there?

9               DAVID BLAIR: Yes, sir.

10              SPECIAL AGENT FUGGIT: Okay. And I'm sure  
11     you've seen this before?

12              DAVID BLAIR: Absolutely.

13              SPECIAL AGENT FUGGIT: Okay.

14              DAVID BLAIR: Yeah, man, I mean I was remorseful  
15     as soon as -- as soon as -- I was remorseful as soon as  
16     I realized that I just pushed an officer.

17              SPECIAL AGENT FUGGIT: Sure.

18              DAVID BLAIR: Like I mean and then once -- I  
19     became extremely remorseful when I saw what the inside  
20     of the Capitol looked like, because then it was very  
21     clear they had a rough day. Like I said, I didn't know

1       how, you know, all the injuries and all this other stuff  
2       until I got home. But, you know, as soon as you see the  
3       inside of the Capitol like that, that, you know, they  
4       went through hell that day.

5               SPECIAL AGENT FUGGIT: Sure.

6               DAVID BLAIR: And that's --

7               SPECIAL AGENT FUGGIT: So when -- when you  
8       pushed the officer, what were you using? What did you  
9       have in your hands there?

10              DAVID BLAIR: A lacrosse stick, but like I said,  
11       I didn't -- it says that, you know, on the report that I  
12       attacked people with a lacrosse stick. I mean you  
13       played so I mean like I said, I didn't have my hands  
14       wide at all, at least from my -- what I --

15              SPECIAL AGENT FUGGIT: I've seen the video.

16              DAVID BLAIR: Okay. So if I did I apologize  
17       but, you know, I thought I pushed him. You know what I  
18       mean? Just like, you know.

19              SPECIAL AGENT FUGGIT: So (inaudible) when  
20       (inaudible) it doesn't matter if you're cross checking  
21       somebody or you're pushing them legally, yes, it's still

1 an assault.

2 DAVID BLAIR: No, I under -- I'm not trying to

3 --

4 SPECIAL AGENT FUGGIT: Right, I know. I know.

5 I know where you are going with it.

6 DAVID BLAIR: People like --

7 SPECIAL AGENT FUGGIT: Right, right. You're not  
8 hitting people, right?

9 DAVID BLAIR: Yeah. That's -- that was my plan.

10 SPECIAL AGENT FUGGIT: Okay, I got it.

11 DAVID BLAIR: No, I understand exactly what I  
12 did.

13 SPECIAL AGENT FUGGIT: Yeah.

14 DAVID BLAIR: Like I said, and I apologize, but  
15 like it, you know, the report made it seem like I was  
16 whacking people and all --

17 SPECIAL AGENT FUGGIT: Sure. And like I said,  
18 I've seen the video. But would you say it's accurate to  
19 say that you maybe cross checked an officer with that  
20 lacrosse stick?

21 DAVID BLAIR: Yeah, I guess.



1               SPECIAL AGENT FUGGIT: Okay. And do you what, a  
2       Confederate flag tapped to the end of it?

3               DAVID BLAIR: Yeah, that's --

4               SPECIAL AGENT FUGGIT: So I'm assuming that was  
5       left -- left on the ground there that day, right? They  
6       probably didn't --

7               DAVID BLAIR: Yeah. They handcuffed me and then  
8       they, uh, yeah, that was that. Yeah. That's -- it is  
9       what it is, man. Like I said, it was a rough time for  
10      me and --

11              SPECIAL AGENT FUGGIT: Okay.

12              DAVID BLAIR: -- like -- I'll put it like this,  
13      like my grandmother who helped raise me is eastern  
14      European, right? And so everybody, you know, my family  
15      is southern and all of that, so everybody -- it seemed  
16      like nobody was offended at all the communist flags and  
17      stuff that I had seen flying around the protest anymore,  
18      so that's why -- that's why I brought that. I said, all  
19      right, if we're not going to be offended by communism in  
20      this country anymore, I understand why they're, uh, I  
21      actually understand why the -- why all the statutes to

1 the confederacy are coming down. I understand all of  
2 that, and if it helps America heal it's for the better.  
3 You know, I understand that. But for me, for the day  
4 that I felt like going to protest, I was like, you know  
5 what? Screw it, I'll take this --

6 SPECIAL AGENT FUGGIT: Sure. The flag is not my  
7 concern.

8 DAVID BLAIR: I know. No, I'm just saying I'm  
9 letting you know my thought process. Like that's what  
10 it was.

11 SPECIAL AGENT FUGGIT: I got ya. So that day,  
12 and I know when we came to your house you had already  
13 had everything bagged up that you thought we might be  
14 interested in.

15 DAVID BLAIR: Yeah.

16 SPECIAL AGENT FUGGIT: So can you just walk me  
17 through what was in that bag and what you were wearing  
18 that day?

19 DAVID BLAIR: I was wearing a black Helly Hansen  
20 jacket.

21 SPECIAL AGENT FUGGIT: Uh-huh.

1                   SPECIAL AGENT FUGGIT: Okay. Okay.

2                   DAVID BLAIR: Yeah. Like I said, it's --

3                   SPECIAL AGENT FUGGIT: What -- what games were  
4           you playing with him?

5                   DAVID BLAIR: You know, Call of Duty, stuff like  
6           that.

7                   SPECIAL AGENT FUGGIT: Man, I tried it, I suck  
8           at that so bad.

9                   DAVID BLAIR: Me, too, man. Like I said --

10                  SPECIAL AGENT FUGGIT: I tried and I just  
11           couldn't get good at it.

12                  DAVID BLAIR: So like I said, unwind a little  
13           bit. Yeah. It's some take it pretty seriously.

14                  SPECIAL AGENT FUGGIT: Oh yeah, absolutely. You  
15           can make a lot of money playing video games these days.

16                  DAVID BLAIR: Oh yeah, now that's what I'm  
17           saying.

18                  SPECIAL AGENT FUGGIT: It's crazy.

19                  DAVID BLAIR: I remember, yeah, making -- making  
20           fun of that thinking there's no way this is going to  
21           turn into -- sure enough, they are getting paid as much

1 as athletes.

2 SPECIAL AGENT FUGGIT: Yeah, it's insane.

3 DAVID BLAIR: You ought to know, I'll tell you  
4 what doesn't get paid, lacrosse.

5 SPECIAL AGENT FUGGIT: Exactly. (Inaudible).

6 DAVID BLAIR: Yeah.

7 SPECIAL AGENT FUGGIT: (Inaudible). The only  
8 thing you get paid for was a little bit of school.

9 DAVID BLAIR: That's right.

10 SPECIAL AGENT FUGGIT: And that was it.

11 DAVID BLAIR: Yeah. A little B-2. You know  
12 what I mean?

13 SPECIAL AGENT FUGGIT: Yeah. And that's just a

14 --

15 DAVID BLAIR: Yeah.

16 SPECIAL AGENT FUGGIT: -- pick up (inaudible)  
17 afterwards.

18 DAVID BLAIR: Exactly.

19 SPECIAL AGENT FUGGIT: That's really all you can  
20 get out of it.

21 DAVID BLAIR: Yeah. And that's what I'm hoping

1 to start doing again, man. So that's probably another  
2 reason, like I said, when you played sports your whole  
3 life and then it all just ends like that, you know.

4 SPECIAL AGENT FUGGIT: Yeah, it's tough, man.  
5 It's tough.

6 DAVID BLAIR: That can -- that can be tough,  
7 too.

8 SPECIAL AGENT FUGGIT: Especially and then you  
9 get older and --

10 DAVID BLAIR: I've had a bunch of family stuff  
11 happen too, like I said, my mom went through a brutal  
12 divorce, I mean everything, you know, you know my dad  
13 cheating on her, and he's abusive and it's just, you  
14 know, everything combined, and then losing my --  
15 (inaudible) the only friends that I had. It was like  
16 that was it, and then my country burning, seeing our  
17 flag burn, everything just -- everything combined.  
18 Quite literally I was in the darkest point in my life,  
19 and that's what I'm going to forever be known for. You  
20 know what I mean?

21 SPECIAL AGENT FUGGIT: That can be changed, man.

1                   DAVID BLAIR: I know. I know. That's what I'm  
2                   saying. That's what me and my buddy are trying to do  
3                   and give perspective.

4                   SPECIAL AGENT FUGGIT: Yeah.

5                   DAVID BLAIR: You know, whether that's needed.  
6                   But like I said for, you know, and I deserve that,  
7                   because I was raised better. That's what I want to make  
8                   extremely clear. Like I said, I was -- I was raised  
9                   right, you know? The situation I got myself in is on me  
10                  --

11                  SPECIAL AGENT FUGGIT: Okay.

12                  DAVID BLAIR: -- and not getting myself the  
13                  mental help. But quite literally you guys are never  
14                  going to have to -- have to ever deal with me again  
15                  that's for sure.

16                  SPECIAL AGENT FUGGIT: Yeah, it sounds like --  
17                  it sounds like you got the right mindset now to be on  
18                  the other side of this --

19                  DAVID BLAIR: Yeah. Absolutely. Like I said --

20                  SPECIAL AGENT FUGGIT: -- you took  
21                  responsibility for your actions.

1                   DAVID BLAIR: Yeah. That and I admit I just --

2                   SPECIAL AGENT FUGGIT: Yeah. And now you're  
3 here, you're here taking more responsibility --

4                   DAVID BLAIR: Yeah. Absolutely. I've quite  
5 literally done everything I feel like --

6                   SPECIAL AGENT FUGGIT: Right.

7                   DAVID BLAIR: -- in my power that I can to try  
8 to make this better for myself, other than being able to  
9 apologize to that officer. Like I said, I didn't want  
10 to look up stuff about him, just trying to write him a  
11 letter and do that, because I -- I thought, shit,  
12 they're going to think I'm nuts, you know, probably  
13 already do.

14                  SPECIAL AGENT FUGGIT: Like I said, that --  
15 that's going to, after all of this is cleared up down  
16 the road is -- could be something that you could venture  
17 into.

18                  DAVID BLAIR: Yes, sir.

19                  SPECIAL AGENT FUGGIT: But I wouldn't do it --

20                  DAVID BLAIR: No, I'm not going -- I'm not --  
21 yeah. I'm (inaudible) not, so.

1           SPECIAL AGENT FUGGIT: Again, you're doing the  
2           right thing and you're going to come out on the other  
3           side of this like I hope for you, all right?

4           DAVID BLAIR: Thank you, sir. I appreciate it,  
5           man.

6           SPECIAL AGENT FUGGIT: Anything else you want to  
7           --

8           DAVID BLAIR: No. Like I said, I just, you  
9           know, I appreciate you guys and, you know, what you do  
10          for our country and I'm sorry for getting wrapped up in  
11          this. That's all I got to say.

12          SPECIAL AGENT FUGGIT: All right. All right.  
13          Well, we will -- I'm going to go back and put all this  
14          stuff together.

15          DAVID BLAIR: Yes.

16          SPECIAL AGENT FUGGIT: And then we will  
17          transport you over, like I told you a little bit earlier  
18          --

19          DAVID BLAIR: Yeah.

20          SPECIAL AGENT FUGGIT: -- in the process, we'll  
21          transport you over to MPD --



# EXHIBIT 2



DN

David New  
Mobile



your sense of smell and taste.  
He can smell now but not  
taste.

1/6/21 5:14 PM

Parked at PMI parking near L  
street

1/6/21 5:23 PM

ok. Are they open late?

1/6/21 6:21 PM

What is happening?

1/6/21 7:55 PM

# EXHIBIT 3

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

UNITED STATES OF AMERICA :  
 :  
v. : Case No.: 1:21-cr-00186-CRC  
 :  
DAVID ALLEN BLAIR :  
 :  
Defendant. :

**AFFIDAVIT OF ANNE M. MOSER**

Anne M. Moser deposes and states:

1. I am adult of legal age and a resident of the State of Maryland. I am a licensed private investigator in the State of Maryland.

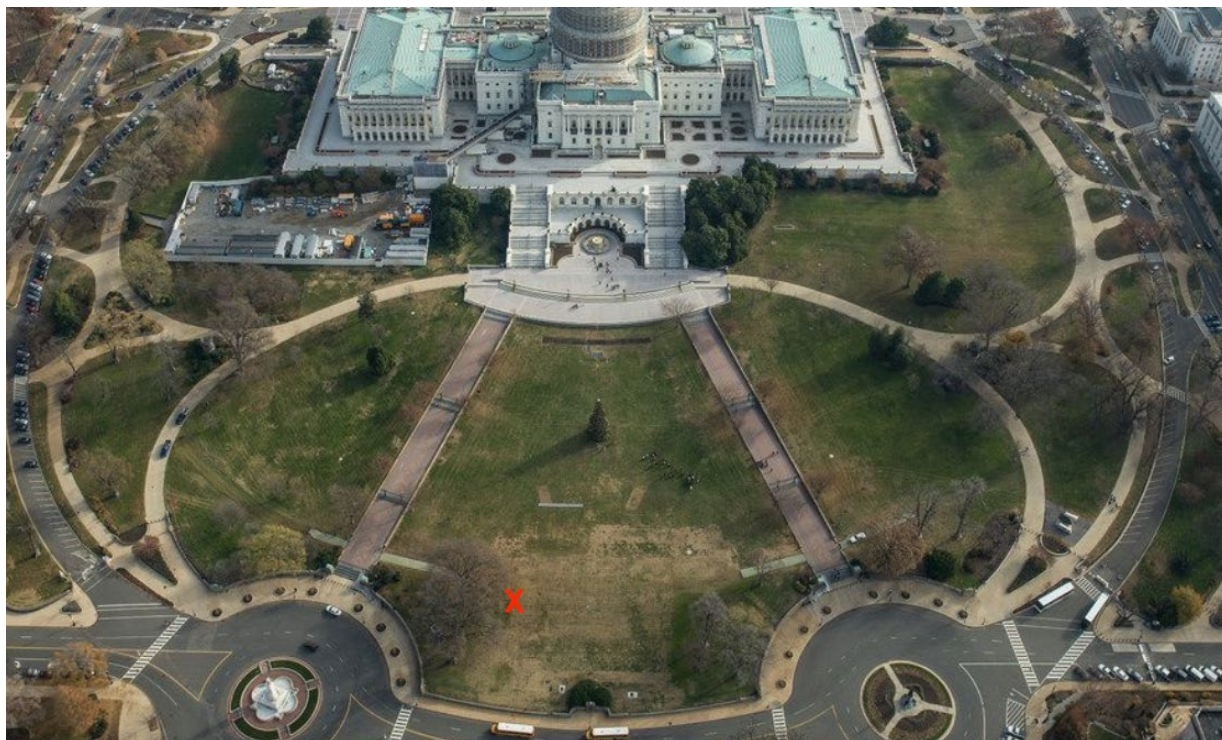
2. I have conducted a review of the Metropolitan Police Department body worn camera (“BWC”) and YouTube footage of the encounter and arrest of David Alan Blair on the West Lawn of the Capitol on January 6, 2021, at 5:47 pm.

3. I was able to locate the location of the incident by two trees which appear in the BWC footage and examined known photographs of the Capitol’s West Lawn. I found the two trees easily in the known photographs of the Capitol. The trees are prominent and distinctive and readily identifiable. They are located in the Southwestern corner at the 7-8 o’clock position in middle section of an ellipse to the West of the Capitol building. The following still image of BWC footage (taken from officer David Eley’s BWC at the 17:47:33 mark) and the known photographs of the West Lawn illustrate the position of the defendant at the time of Blair’s encounter with the officers. The defendant’s position is noted by an “X.”

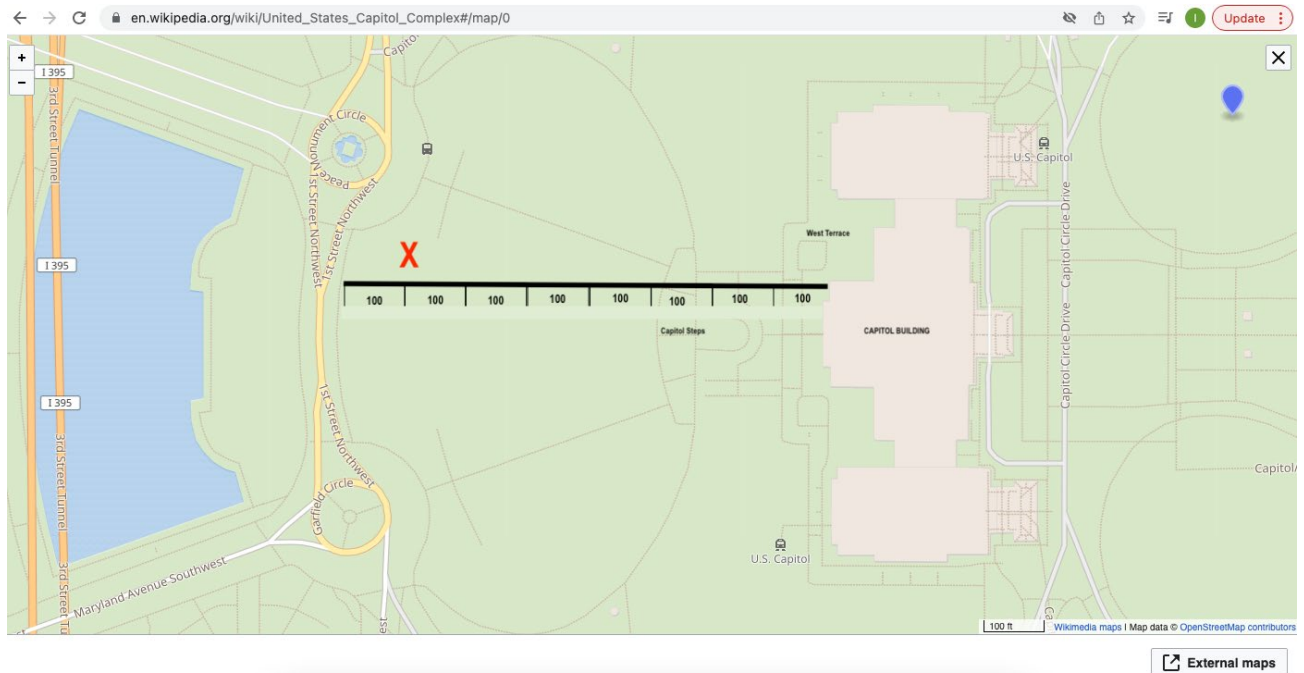


4. I was able to ascertain the approximate distance from the defendant's location at the time of his arrest to the Capitol Building by means of a Wiki-Map of the Capitol and satellite image of the area west of the Capitol.





5. The Wiki-Map provides a legend in which to determine the distance on the map, based on 100 ft. increments. Based upon the legend, I ascertained that the defendant Blair's location (at the "X") was nearly 700 ft from the Capitol building.



*Anne M Moser*  
Anne M. Moser  
Date: July 6, 2022

**NOTARY ACKNOWLEDGMENT**

State of Maryland

County of Montgomery, to wit:

Before me, this 6<sup>th</sup> day of July, 2022, appeared ANNE M. MOSER, who upon her oath swears that her affidavit is true and correct of her own personal knowledge.



  
\_\_\_\_\_  
Signature of Notary Public

My Commission Expires: 10/14/24



# EXHIBIT 4

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

UNITED STATES OF AMERICA :

:

v. :

Case No.: 1:21-cr-00186-CRC

:

DAVID ALLEN BLAIR :

:

Defendant. :

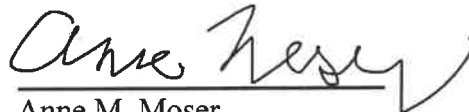
**AFFIDAVIT OF ANNE M. MOSER**

Anne M. Moser deposes and states:

1. I am adult of legal age and a resident of the State of Maryland. I am a licensed private investigator in the State of Maryland.
2. I have conducted an extensive on-line internet search for photographic and video evidence of the events of January 6<sup>th</sup>, 2021, at the United States Capitol. I have looked in particular for posted signs, barriers, and or evidence that marks for the public that the West Lawn of the Capitol was restricted grounds as defined by 18 U.S.C. §1752 c)(1)(B). This search included the following social platforms and sources: You Tube, Twitter, <https://projects.propublica.org/parler-capitol-videos/>, <https://github.com/>.
3. I have watched the video recording of the interview of David Alan Blair by Agent Jonathan Fuggitt. Based upon Agent Fuggitt's Complaint filed in this matter, the time of Mr. Blair's encounter with the police and arrest took place at 5:47 p.m. Based upon Mr. Blair's interview with Agent Fuggitt, Mr. Blair entered the West Lawn of the Capitol from First Street, N.W. approximately 10 minutes earlier. Based upon my search, I have found photographic images and video recordings of border of the West Lawn at that approximate time on January 6<sup>th</sup>. At that location, there is a distinctive

a stone wall which is 2-3 feet high and serves as a ledge and the western border of the West Lawn.

4. My examination of the photographic and video of the western wall of the West Lawn shows that there were no signs, markings or barriers consistent with restricted grounds on the western border of the stone wall. I also did not see evidence that would have been apparent to any person at Blair's location that he was on restricted grounds. I have attached the photographs and video recordings I have found which I believe are relevant.
5. I also reviewed photographs and video of the same area at an earlier point in day. They show that there were signs posted on the stone wall and elsewhere indicating that the property was closed. However, after watching hours of video footage, I can say that there were a large number of people at the Capitol and its surrounding grounds, and there was a high probability that the crowds resulted in the signs being trampled on or removed prior to Mr. Blair's entry upon the West Lawn.



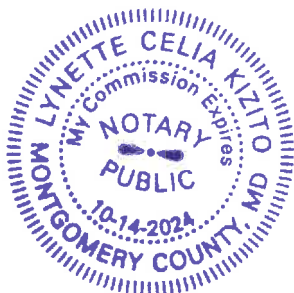
Anne M. Moser

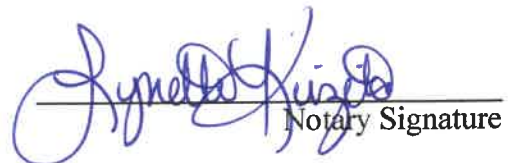
Date: December 22, 2021, 2021

**NOTARY ACKNOWLEDGEMENT**

STATE OF MARYLAND  
COUNTY OF MONTGOMERY, to wit:

Before me, this 22nd of December, 2021, appeared ANNE M. MOSER who upon her oath swears that her affidavit is true of her own personal knowledge.



  
Notary Signature



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## Minimal Barriers and Timing at the US Capitol, 6 January, 2021

Ammoland Inc. Posted on January 19, 2021 by Dean Weingarten



Widely Spaced Capitol Police. Picture taken about 11:14 a.m. on 6 January, 2021.  
Courtesy Dean Weingarten

**U.S.A. —(AmmoLand.com)-** The barriers put up to keep the crowds of protestors away from the Capitol building on 6 January 2021, were minimal and easily overcome. They were primarily psychological. An ordinary 10-year-old child could push their way through them, with minimal effort.

Physical barriers must be backed up by manpower if they are to be effective. This is especially true for such minimalist barriers as were placed between the massive crowds which came to the Capitol on 6 January 2021.

In the photograph, there are three widely spaced Capitol police officers in the broad grounds between the Ulysses S. Grant Memorial and the Capitol. The distance between the two is about 250 yards.

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**Wild Bill:** Now, THAT is good humor.

**Deplorable Bill:** She almost did everything right. I would not be answering the door @3 AM, or any other time, unarmed. It...

**Cam:** Depends why is doing the grading, I paid for select from classic firearms. They just took the \$20 extra and...

**Will:** Cam, now that you mention it I haven't got a call from them begging for money in a long time either. I'm...

**Cam:** I'm a life member of over 20 years, they don't even bother calling to try and get cash from me...

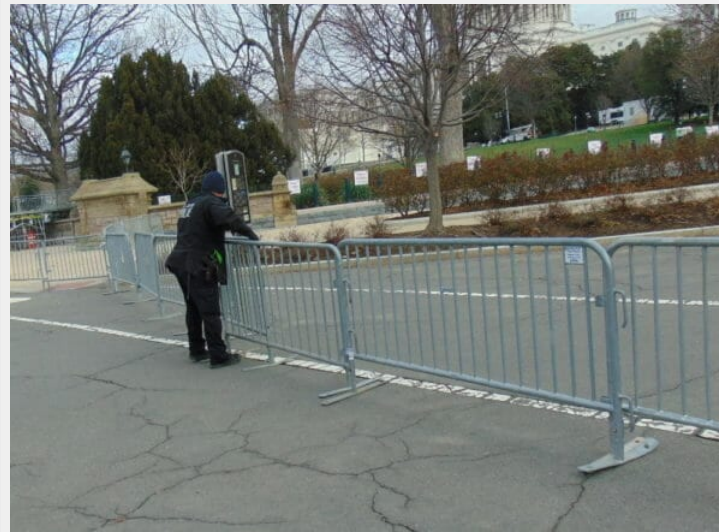
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**RUGER 10/22 RIFLE**



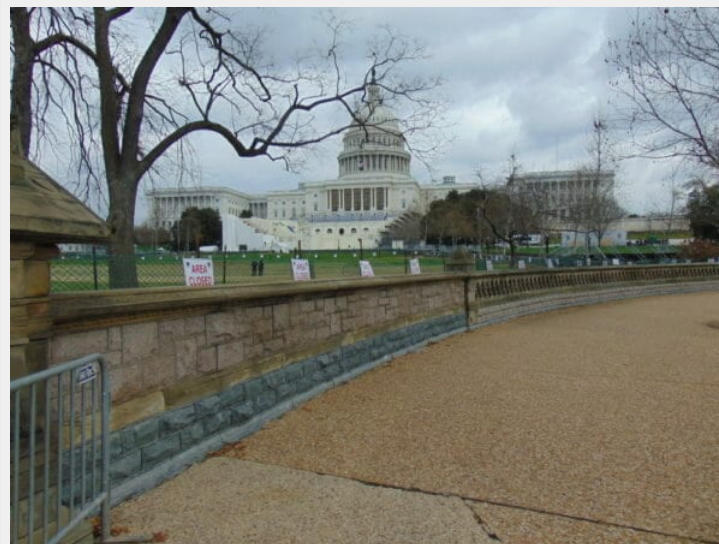


It is a significant distance. Being at the Ulysses S. Grant Memorial does not feel as if you are at the Capitol. You are hundreds of yards away from the Capitol building.



11:20 a.m. 6 January 2021, south end of the west side of the Capitol grounds  
Courtesy Dean Weingarten

The first barrier encountered consisted of a line of the freestanding metal fencing pictured above. It is about three feet tall. Most of the individual sections were not connected with each other. A section can easily be lifted with one hand.



**EDITOR'S PICK**

Ammo InStock: Winchester 5.56mm M855 FMJ Lake City 420Rds Green Tip \$334.99

**FREES&H**

Ammo InStock: CCI Blazer 9mm 115 Grain FMJ Ammunition, 50 Rounds for \$18.98

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**E MOMENT**

**Benelli**



Second barrier showing signs and green plastic mesh fencing. 11:15 a.m. 6 January 2021, courtesy Dean Weingarten

Another view of the Capitol from the West, before crowds of protestors, began to arrive. Notice the two Capitol Police on the grounds. The signs saying AREA CLOSED are attached to the second barrier encountered.

The second barrier consisted of green plastic mesh, attached to steel fence posts with what appeared to be plastic ties.

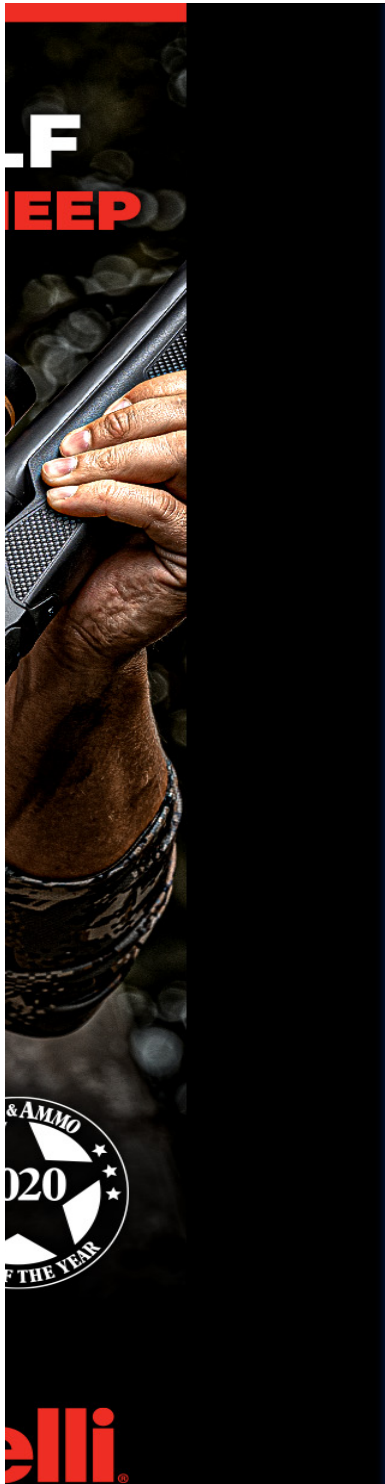
A few pounds of pressure on the mesh would detach the mesh from the posts and defeat the barrier. There were several of this plastic mesh on steel posts barriers. Once the inhibition of pushing them down was overcome, there were ineffective.

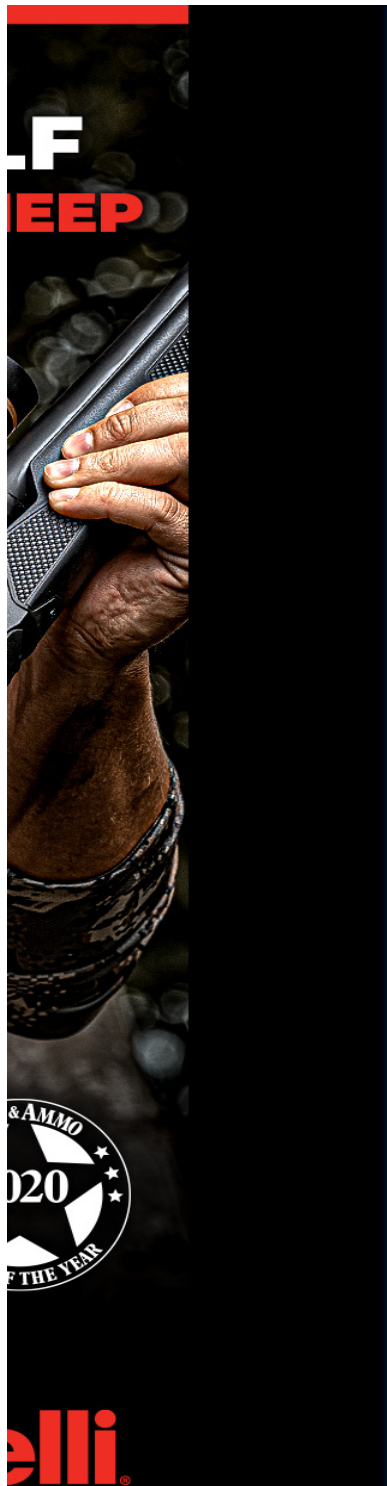


Closeup of the sign, mesh, and tie on a steel fence post. Courtesy Dean Weingarten

At 12:30, most of the protestors at the Capitol were on the east side. By 12:45, protestors coming down the mall and Pennsylvania avenue began to accumulate between the barriers and the Ulysses S. Grant Monument. The Monument had the steel stand-alone barriers surrounding it. The monument has a footprint of about 70 feet by 250 feet. Protestors jostled/moved the steel stand-alone fencing a foot or two, leaving gaps. This destroyed the psychological impact of this barrier. Protestors moved freely in and out of the Ulysses S. Grant Monument.

A significant psychological barrier had been breached. More and more protestors joined the people at the barriers. There seemed an inexhaustible supply of protestors coming from the Ellipse area, down the mall and Pennsylvania Avenue. Hundreds of thousands were coming from the rally at the Ellipse.





12:51 p.m. 6 January, 2021 Barrier outside of Ulysses S. Grant memorial, about 250 yards to the Capitol. President Trump is still speaking.

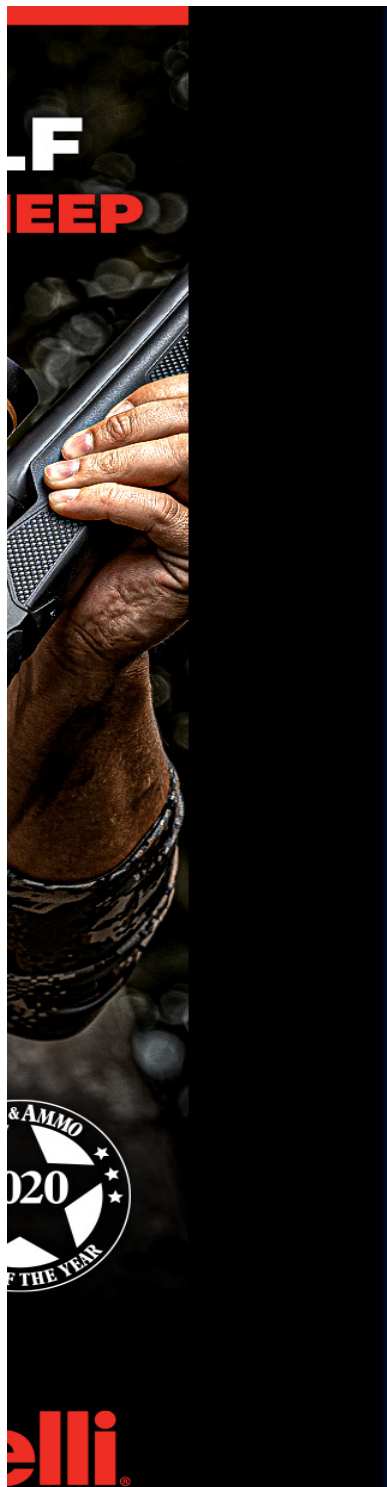
About five minutes later, I heard a shout and saw a person had gone past the plastic mesh barrier on the north part of the west side of the Capitol grounds. He shouted encouragement. He was followed by a couple of dozen others.

The psychological breach of the flimsy barriers was similar to an earthen dam being breached. The trickle of people became a flow. The flow became a flood.

Tens, then hundreds, then thousands flowed toward the west side of the Capitol.







Mass penetration of flimsy barriers at the Capitol's west side, 12:56:13 p.m, 6 January, 2021.

This picture is from early in the process. You can see how ineffectual the plastic mesh was.



The flow increases crossing the mesh barrier. Courtesy Dean Weingarten 6 Jan 2021





This picture was taken three seconds later. The flow of people is increasing.



Mass of people pushing forward across the green mesh fence, near the Grant Memorial, moving toward the Capitol. 6 January, 2021

12:56:31, 18 seconds later. The pressure of the mass of people is turning into a flood moving toward the Capitol. Only a tiny fraction of the hundreds of thousands coming from the Ellipse have reached the barriers at this time.



The flow toward the Capitol increases. This is about 12:56:31, Jan 6, 2021





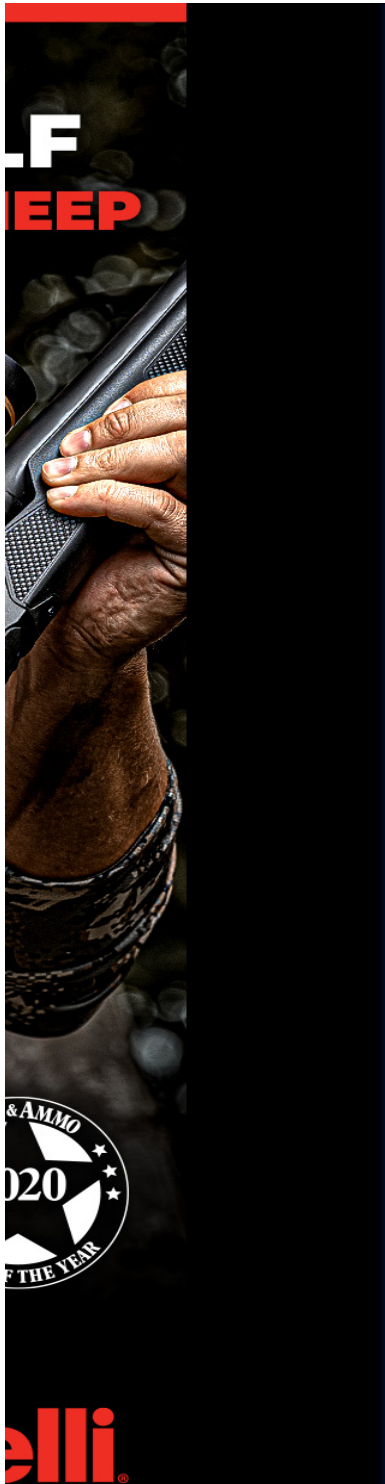
That small fraction is still hundreds of people, rapidly becoming thousands of people. This picture is five seconds later. The first protestors have not yet reached the Capitol or the scaffolding.



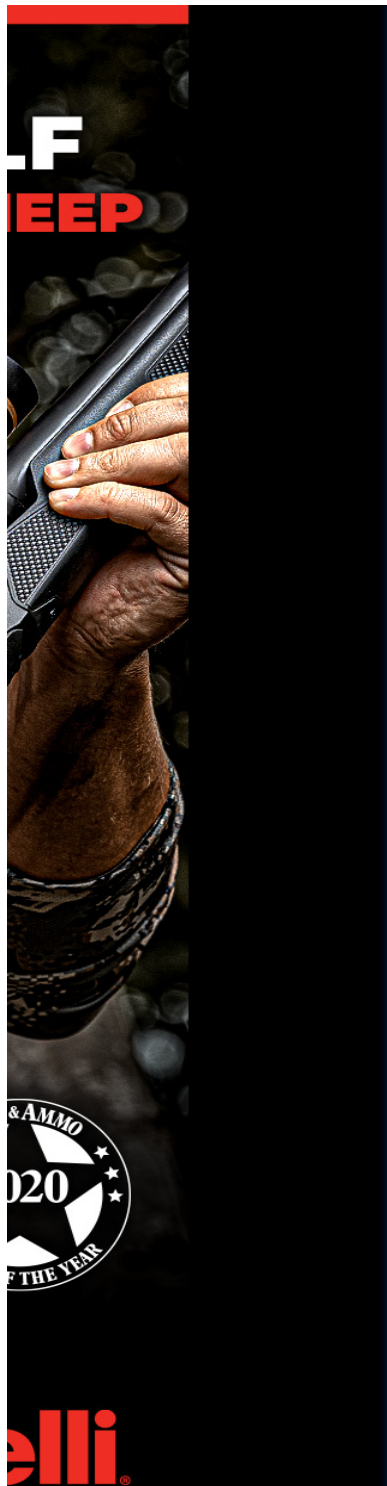
Protestors approach west side of the Capitol at the north end. Courtesy Dean Weingarten

This picture was taken about a minute and a half after the plastic mesh barriers were pushed through. The protestors are getting close to the Capitol but have not reached the scaffolding, which can be seen on the upper right.

Notice the section of stand-alone fencing on the ground in the middle left, and the gaps in a third plastic mesh barrier with the signs on it.







Protestors reach scaffolding at west side of Capitol, 12:58:25 p.m., 6 January, 2021, courtesy Dean Weingarten

The protestors reach the scaffolding at the Capitol. It is about 12:58:25 in the afternoon on 6 January 2021.



More Protesters reach the Scaffolding. The crowds there continue to increase. it is very close to 12:59 p.m., 6 January 2021



More protestors arriving at the scaffolding area 25 seconds later. It is very close to 12:59 pm. The Police Lives Matter flag was prophetic.

President Trump's speech ended about 01:12 p.m., about thirteen minutes later. The protestors were overwhelmingly supportive and protective of the police.

There were very rare exceptions.

The west side of the Capitol is where the first entry to the Capitol by the protestors appears to have happened. It is said to have happened between about 2 p.m and 2:40 p.m., about an hour or more after the above picture was taken.

#### About Dean Weingarten:

Dean Weingarten has been a peace officer, a military officer, was on the University of Wisconsin Pistol Team for four years, and was first certified to teach firearms safety in 1973. He taught the Arizona concealed carry course for fifteen years until the goal of Constitutional Carry was attained. He has degrees in meteorology and mining engineering, and retired from the Department of Defense after a 30 year career in Army Research, Development, Testing, and Evaluation.



162 COMMENTS



**musicman44mag** 8 months ago

We need a count down counter on this site to show how many more days we have until the 2024 elections when we can make America America again. JMO.  
I smiling today knowing their is one day less of joe kamalatoe obiden to go.

0 0



**Cougan** 8 months ago

Since the democrats knew sleepy joe couldn't raise a crowd, they decided that the lack of people showing up could be blamed on the fences (Wall) they constructed





around DC.

👍 2 🗨️



**KDad** 8 months ago

Scumbag, go somewhere else with your scam BS !!!

👍 0 🗨️



**musicman44mag** 8 months ago

Wow, the left is really out here yanking the chain today. I guess it is to be expected from a group of dimwhits that have no morals or couth. My commie neighbor across the street, you know, the group that preaches unity that didn't fly his flag for the 4th of July, Veterans Day or presidents day for the last four years is displaying his flag proudly today. I guess today was a day of unity and I missed getting the memo. Maybe because I am not part of the all uninclusive unity.

👍 4 🗨️



**USMC0351Grunt** 8 months ago

🗨️ Reply to [musicman44mag](#)

Or is it that you just refuse to fly a rainbow flag?

👍 4 🗨️



**musicman44mag** 8 months ago

🗨️ Reply to [USMC0351Grunt](#)



👍 2 🗨️



**AggregatVier** 8 months ago

So, the burning of the Reichstag, the Polish insurrectionists crossing the German border, and now the storming of the Capitol? Yeah, completely unrelated. I'm equally sure the months of diligent investigation by the FBI of the summer riots is about to lead to commensurate arrests plus thorough exposés by the reliable and freedom loving American mainstream media.

👍 5 🗨️



**USMC0351Grunt** 8 months ago

🗨️ Reply to [AggregatVier](#)

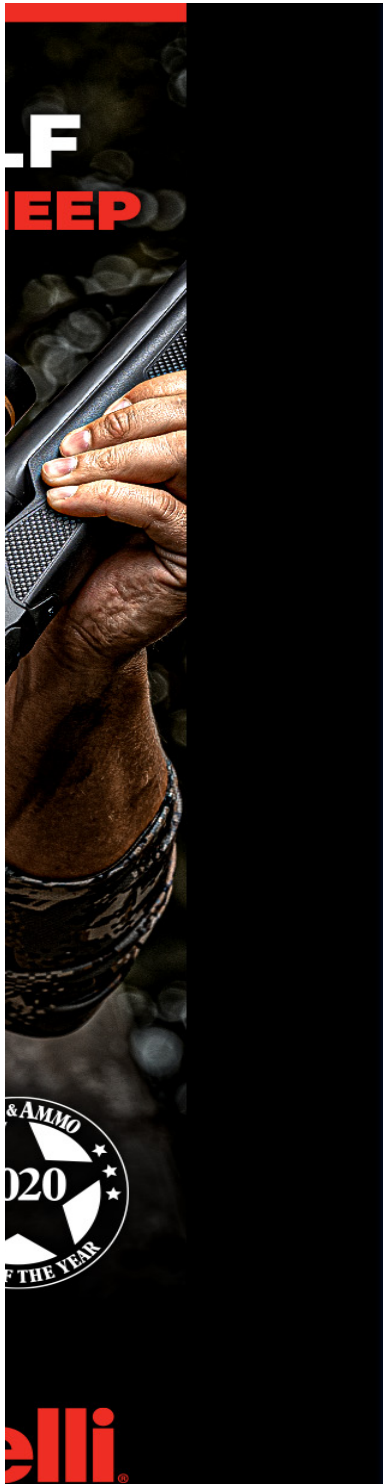
especially for the federal agents and employees and law enforcement officers that were being torched in their vehicles and federal buildings and assassinated as they sat in their squad cars

👍 2 🗨️



**KDad** 8 months ago

I believe the entire "riot" was a set up by the DemocRATs and Capitol Police in order to damage President Trump. Remember, the "Swamp" is very large and deep too! President Trump had managed to drain but a fraction of the swamp before being defeated in a corrupt and fraudulent election. One thing is certain, the Republican Party turned on the President at every opportunity and in doing so, cut their own throats. Mitch McConnell is RINO SCUM and that fact is being proven every day!



7

**Get Out** 8 months ago

Reply to [KDad](#)

Hold on a second while I put on my hip waders because the bovine excrement you're spouting is getting deep.

-6

**Bill** 8 months ago

Reply to [KDad](#)

The swamp runs our government entirely. Government by the people is an illusion. They drive the country "wisely" and arrogantly while the common folk lead their insignificant little lives, and they laugh at self-rule. Just try to stop them, ever.

6

**Omni** 8 months ago

Reply to [KDad](#)

Imagine if Antifa rioters made these same arguments and scapegoats. Would you believe them? At least they owned it. The cognitive dissonance is real.

-4

**musicman44mag** 8 months ago

Reply to [KDad](#)

I agree. There was a video the other day on Ammoland that showed a guy starting the break in to the capitol and he was wearing a maga hat. After he got things fired up and rolling he tucked into a corner and took off his shirt and hat and was ANTIFAG.

3

**Jonesy** 8 months ago

Reply to [musicman44mag](#)

I think that "guy" was Sullivan. No bail. No charge.

0

**Charlie Foxtrot** 8 months ago

Reply to [Jonesy](#)

Can't have bail without charge! He was charged!

1

**HLB** 8 months ago

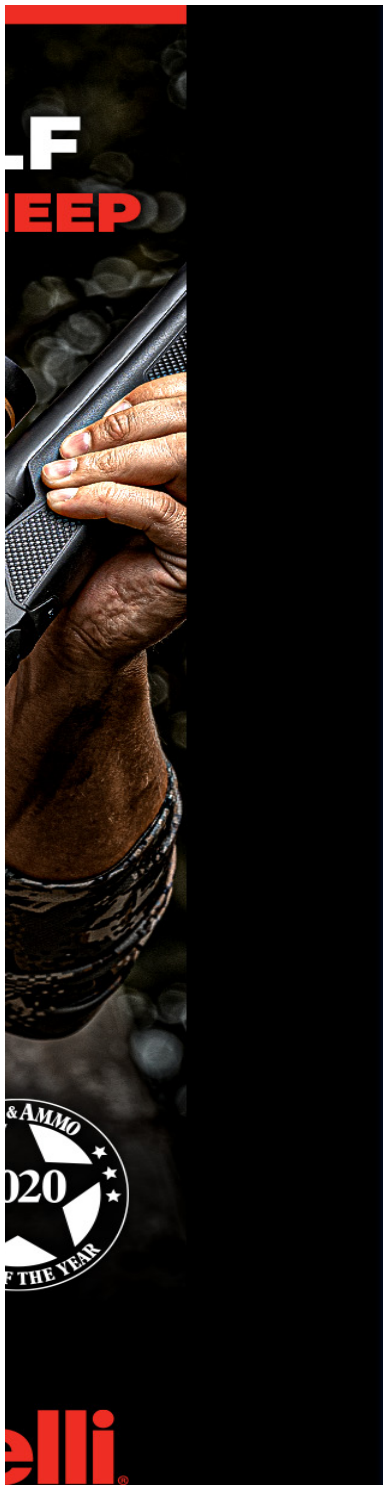
This Country is experiencing systemic failures that span the people here. When that happens, you can expect disorder from many sides. To stop the protests, the good and bad elements of them, you need to fix the cause of the failures.

HLB

2

**Arny** 8 months ago

An Active Denial system was on the grounds. But yet it was NOT used. Things that make you go hmmm..





👍 2 🗨️

**Charlie Foxtrot** 8 months ago

🗨️ Reply to [Army](#)

Cool story, bro!

👍 1 🗨️

**wil** 8 months ago

sooo...you are blaming the boundaries that were clearly marked for the insurrection? does that mean if I put up a no trespassing sign with no physical barriers that its ok to come on my property? I see many EXCUSES for why this insurrectionist mob trespassed and desecrated our nations capital, AND NO ONE TAKING RESPONSIBILITY. the instant anyone crossed a barrier they stopped being protestors and became criminals. what rights does your broken ideology give you that any other protestor last year doesn't have? most of the people last year had a lifetime of actual grievances with the status quo.... [Read more »](#)

👍 -16 🗨️

**Bill** 8 months ago

🗨️ Reply to [wil](#)

Believe it or not, a cognitive dissonance occurs when the street light is red, yet everyone is crossing the street. It is hard to know what to believe at that point. Like when you think that people should obey little signs, and yet you very evidently stand for leftism and not the Constitution of the United States. We are less confused about you.

👍 5 🗨️

**wil** 8 months ago

🗨️ Reply to [Bill](#)

but the system that was setup says the red means stop. that's a fact, what do you base your OPINIONS on?

👍 -7 🗨️

**RoyD** 8 months ago

🗨️ Reply to [wil](#)

I cross the street when I decide I need to and it is safe for me to do so. Lights or no lights. YMMV.

👍 2 🗨️

**wil** 8 months ago

🗨️ Reply to [RoyD](#)

if you cross on red then you are jaywalking and its a crime.

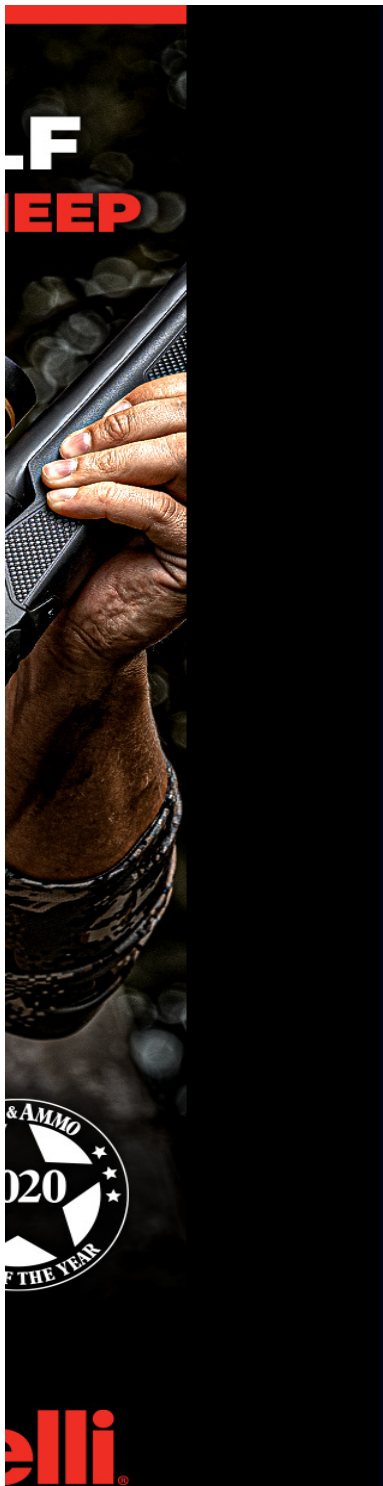
👍 0 🗨️

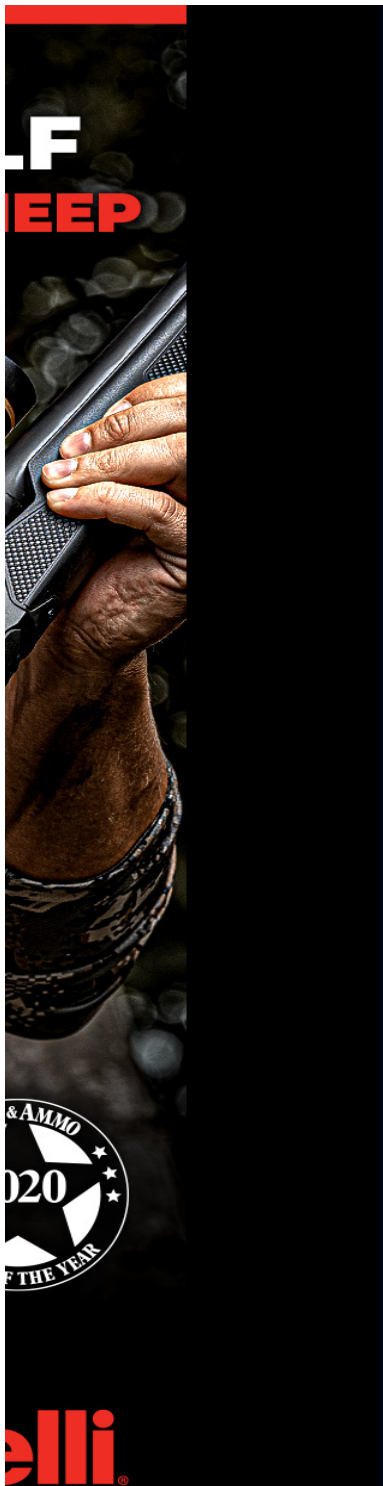
**RoyD** 8 months ago

🗨️ Reply to [wil](#)

And your point is what?

👍 2 🗨️





**wil** 8 months ago

Reply to [RoyD](#)

in context of the original article. its a crime and the article was trying to make it like it was the fault of the capital police.

👍 -3 🗨️



**Get Out** 8 months ago

Reply to [wil](#)

I had hoped that after reading weeks in advance the lead up to the Nov. 6 protest that the Trump supporters would conduct themselves with dignity and demonstrate peacefully. Both BLM and Antifa couldn't without burning, looting and violence. Instead the Trump supporters embarrassed themselves and this country when they upped the ante with violence, looting and insurrection.

👍 -5 🗨️



**wil** 8 months ago

Reply to [Get Out](#)

I guess you will never know or understand what those blm protest were about. why do you think they were so angry?

👍 -7 🗨️



**musicman44mag** 8 months ago

Reply to [Get Out](#)

REALLY?

👍 2 🗨️



**Tionico** 8 months ago

Reply to [wil](#)

quote: "insurrectionist mob trespassed and desecrated our nations capital" " lets take a few of these hot-button words and give them some valid context, OK? Insurrectionist. REALLY? Tjis was no "insurrection" Word defined.. to be on about the overthrow of a legitmiat government. These poeple were NOT about the overthrow of the US GOvernment. If anything they were there to protest the attempts of oTHES at the overthrow of legimitimate government, by way of massive election fraud. Details elsewhere, go find thim if you dare. They are out there. Mob large crowd is a mass of people. Mob is a... [Read more »](#)

👍 4 🗨️



**wil** 8 months ago

Reply to [Tionico](#)

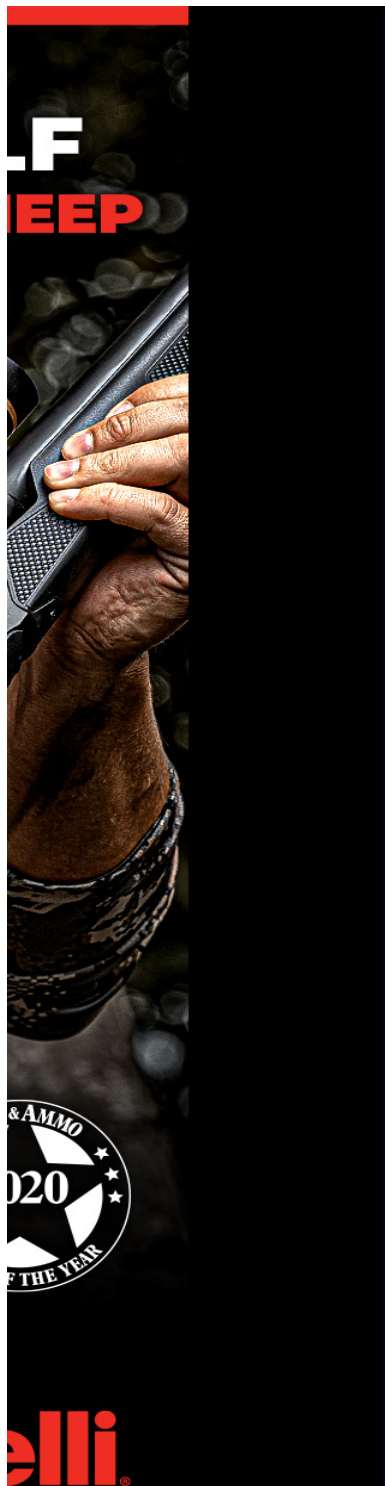
taking a shit and smearing it in the halls of congress =DESECATED! "we hold those truths to be sacred" the word has multiple meanings, one of them, "entitled to reverence or respect", is the constitution worthy of respect or reverence? just because you don't like the outcome of any election doesn't mean you get to attempt an insurrection/coup. why not take a stroll to a nuclear silo somewhere and hop the fence, IF you are not immediately KILLED tell them you are there because those missiles belong to you and you just want to check them out. those hot-button words... [Read more »](#)

👍 -8 🗨️

**wil** 8 months ago







Reply to [wil](#)

vievloc rj49vueh v0,vewoveofcjsow3, vir iww- 9ejvne

👍 -7 🗨️



**JSNMGC** 8 months ago

Reply to [wil](#)

wil, The lifetime of actual grievances that are the most legitimate are with the people who perpetuate the dysfunctional micro-culture in high crime urban neighborhoods. That is where the bulk of unnecessary and violent deaths of Blacks occur (at the hands of young, black males). The police reform that is required is for a relatively small number of individual police officers to be held accountable for the horrible decisions they make, for example: Death of Botham Jean, black: off duty LEO Amber Guyger convicted and sent to jail Death of George Floyd, black: Derek Chauvin charged with murder – trial... [Read more »](#)

👍 3 🗨️



**wil** 8 months ago

Reply to [JSNMGC](#)

the issue is bigger than just murdering people that are unarmed. why does traffic court have 95% black people vs a random mix of people at the parking authority. ill bet its the same in your city too.

you know what reconstruction was after the civil war, do you also know why it ended? what were the terms and would you say it set up a system still in force today?

there is no correlation between people living in depressed areas killing people and LEO's killing unarmed people.

👍 -4 🗨️



**JSNMGC** 8 months ago

Reply to [wil](#)

Sorry, it was a nice day – enjoyed some time outside. I don't know that the 95% statistic is true in places where 13% of the local population is black. If the percentage of Blacks in traffic court is higher than the percentage of Blacks in the local population, it could be that Blacks commit more traffic crimes, more frequently drive on suspended licenses, more frequently fail to renew their license plate stickers, more frequently fail to have required insurance, and more frequently flee police due to open warrants. You keep going back to the Civil War. I had that... [Read more »](#)

👍 2 🗨️



**RoyD** 8 months ago

Reply to [JSNMGC](#)

Kind of like why is it that Black youth fail at learning at a far higher rate than their White counterparts even when they have the same amount of money spent on their instruction. One of those things that make you go: Hmmm....

Most here will not get the last sentence.

👍 5 🗨️



**JSNMGC** 8 months ago

Reply to [RoyD](#)



Taxpayers can't fix bad parenting, and a mother and grandmother are no substitute for a mother and a father.

As was pointed out in the last discussion with wil, if a teacher has to spend most of their time addressing bad behavior, it leaves very little time for teaching.

👍 5 🗨️

**Knute** 8 months ago

| [Reply to RoyD](#)

That's early rap music. You can't mean that even crap music is now too old to remember? Geez, I can't be THAT old... can I? 😊

👍 0 🗨️

**RoyD** 8 months ago

| [Reply to Knute](#)

Arsenio Hall.

👍 0 🗨️

**Knute** 8 months ago

| [Reply to RoyD](#)

Things that make you go: "uhhhhhuhuhhhh"

<https://www.youtube.com/watch?v=zN2nRXYbG58>

👍 0 🗨️

**wil** 8 months ago

| [Reply to JSNMG](#)

i go back to when systemic racism was an absolute fact, not the civil war particularly. what the british did to the irish has zero bearing on the topic. many cultures were brutalized by many other cultures. we are talking about this culture. if some people commit more moving traffic violations, are you saying they just park really well? (that answer seems like a cop out). if you believe there is no correlation then why did you bring it up. i say that because that answer is a common excuse. isn't it also true that whites are more often killed... [Read more »](#)

👍 -5 🗨️

**RoyD** 8 months ago

| [Reply to wil](#)

There is a saying wil and it goes like this: There are none so ignorant as those who do not know just how ignorant they are. It is a takeoff of the old, "None so blind", saying. That pretty much describes you.

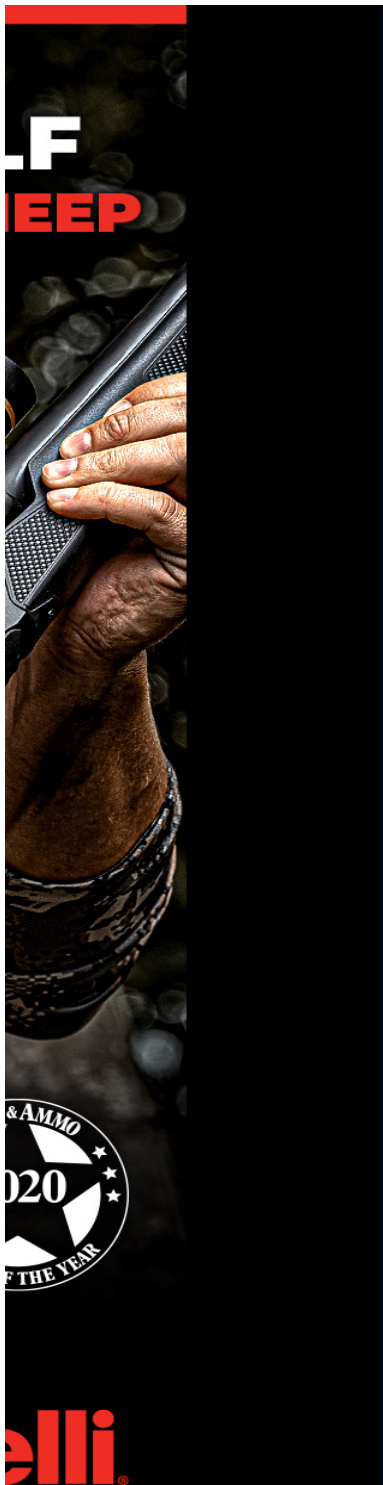
👍 6 🗨️

**wil** 8 months ago

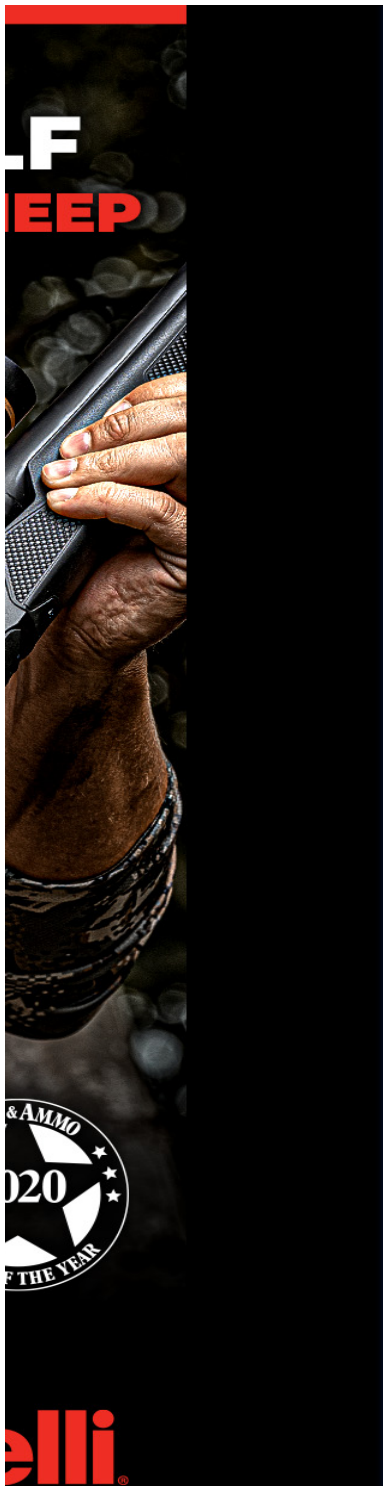
| [Reply to RoyD](#)

how about you give me some specifics then, what facts am I ignorant to?

👍 -5 🗨️

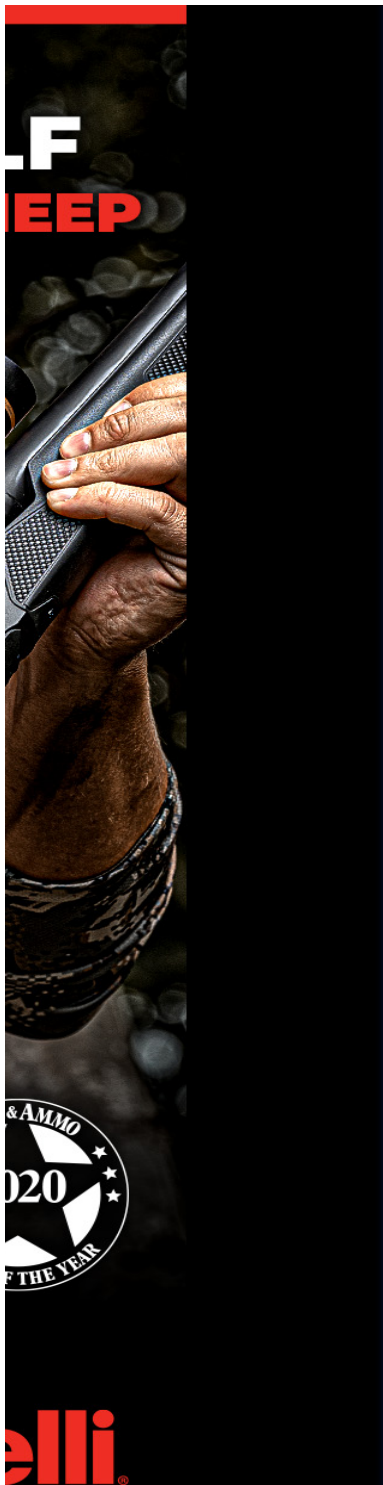






- wil** 8 months ago  
 | [Reply to wil](#)  
 3.1415926535 8979323846 2643383279 5028841971 6939937510  
 5820974944 5923078164 0628620899 8628034825 3421170679  
 👍 -5 🗨️
- musicman44mag** 8 months ago  
 | [Reply to wil](#)  
 Your ignorance of facts does not extend beyond yourself.  
 👍 1 🗨️
- wil** 8 months ago  
 | [Reply to musicman44mag](#)  
 are ya sure...im guessing you haven't seen a mirror today!  
 👍 -3 🗨️
- wil** 8 months ago  
 | [Reply to RoyD](#)  
 why did reconstruction end, and what was the purpose in the first place?  
 There are none so ignorant as those who do not know just how ignorant they are.  
 👍 -6 🗨️
- Knute** 8 months ago  
 | [Reply to wil](#)  
 It ended when the North had stolen everything that the South had. Or at least everything worth stealing.  
 👍 3 🗨️
- Knute** 8 months ago  
 | [Reply to RoyD](#)  
 "He who knows not, and knows not that he knows not, is a fool; shun him...." -<https://www.goodreads.com/quotes/328538-he-who-knows-not-and-knows-not-that-he-knows>  
 👍 1 🗨️
- JSNMGC** 8 months ago  
 | [Reply to wil](#)  
 wil, I brought up the British/Irish issue because it is a similar issue to the one we are discussing, but with a different outcome. The issue facing the Irish who fled to the U.S. largely went away (because they escaped British oppression), but not completely, because they were treated badly in the U.S. (not nearly as bad as by the British). A large percentage had nuclear families, worked hard, and valued education. They received no special treatment for the wrongs of the past. The issue facing Blacks largely went away with the end of slavery and the reforms resulting from... [Read more »](#)  
 👍 2 🗨️





**wil** | [Reply to JSNMGC](#)

[https://ucr.fbi.gov/crime-in-the-u.s/2013/crime-in-the-u.s.-2013/offenses-known-to-law-enforcement/expanded-homicide/expanded\\_homicide\\_data\\_table\\_6\\_murder\\_race\\_and\\_sex\\_of\\_victim\\_by\\_race\\_and\\_sex\\_of\\_offender\\_2013.xls](https://ucr.fbi.gov/crime-in-the-u.s/2013/crime-in-the-u.s.-2013/offenses-known-to-law-enforcement/expanded-homicide/expanded_homicide_data_table_6_murder_race_and_sex_of_victim_by_race_and_sex_of_offender_2013.xls)

I go back again, because its what put us where we are today. again, if the civil war/reconstruction leveled the playing field why the need for a civil rights campaign in the 1950's 1960's 1970's 1980's 1990's 2000's 2010's and now 2020's?

is it illogical to assume some people drive really poorly but park really well? AGAIN, why did reconstruction end?

👍 -6 🗨️

**JSNMGC** | [Reply to wil](#) 8 months ago

Rate, wil, not absolute numbers – there are more white people than black people. Do the math. Do you really want me to get into the numbers with you? Just like Blacks commit violent crime at a higher rate than Whites, Blacks commit moving violations and the other violations I listed at a higher rate than Whites. Why? Because of low impulse control resulting from growing up in a dysfunctional micro culture. Of course they are capable of not speeding, they are capable of installing a brake light bulb, they are capable of keeping their insurance current, they are capable... [Read more »](#)

👍 2 🗨️

**wil** | [Reply to JSNMGC](#) 8 months ago

WHAT WAS THE PURPOSE OF RECONSTRUCTION? WHAT WERE THE CIRCUMSTANCES OF IT ENDING? WHEN WAS THE FIRST BLACK PERSON ELECTED TO CONGRESS?

you brought up the numbers and they show whites kill whites and blacks kill blacks. why would a black person fear there police and not a white person? there is a video of a cop telling a white woman she has nothing to fear they only kill black people. sure that's one cop but why did reconstruction end? feel free to google it because at this point im guessing you just don't know.

👍 -5 🗨️

**JSNMGC** | [Reply to wil](#) 8 months ago

The numbers indicate blacks commit violent crimes at a much higher rate than whites.

Why are you such an apologist? They don't fear police – they just decide they don't have to follow the rules. They can be as bad as they wanna be. They don't give a shit about brake bulbs, valid driver's licenses, insurance, or license plate stickers. Their fathers never told them they have to follow any rules whatsoever.

Reconstruction ending because Southern Democrats confounded and outlasted the Northerners that were in favor of reconstruction is





irrelevant.

Last edited 8 months ago by JSNMGC

2

**wil** 8 months ago

Reply to JSNMGC

I don't care about the numbers, you brought it up. murder rates have nothing to do with systemic racism (other than living in poverty). I think you are speculating based on some really odd stereotypes. as stupid as this point is it kills your point. have you ever actually driven in "the hood" and see a \$40k-\$50k car parked outside of a \$50k-\$80k house? a friend of mine says she's goes to pick up rent and her tenant is outside cleaning their car but when she went in the house the bathroom was disgusting. point being cars are thought highly... [Read more »](#)

-6

**JSNMGC** 8 months ago

Reply to wil

You should care about the numbers – they quantify the problem. It's not due to poverty, it's due to a dysfunctional micro-culture resulting in low impulse control. Investments are not being made in high crime neighborhoods because wealthy people that say the same thing as you, know the businesses will fail (because of the dysfunctional micro-culture) and that will destroy the narrative – and we can't have that. Perpetuating victimhood mentality only ensures the problem will never be resolved. If Blacks stop clinging to the past and take advantage of the special, systemic, discriminatory policies that work to their advantage,... [Read more »](#)

3

**wil** 8 months ago

Reply to JSNMGC

read the link about reconstruction, and its end.

-5

**JSNMGC** 8 months ago

Reply to wil

wil,

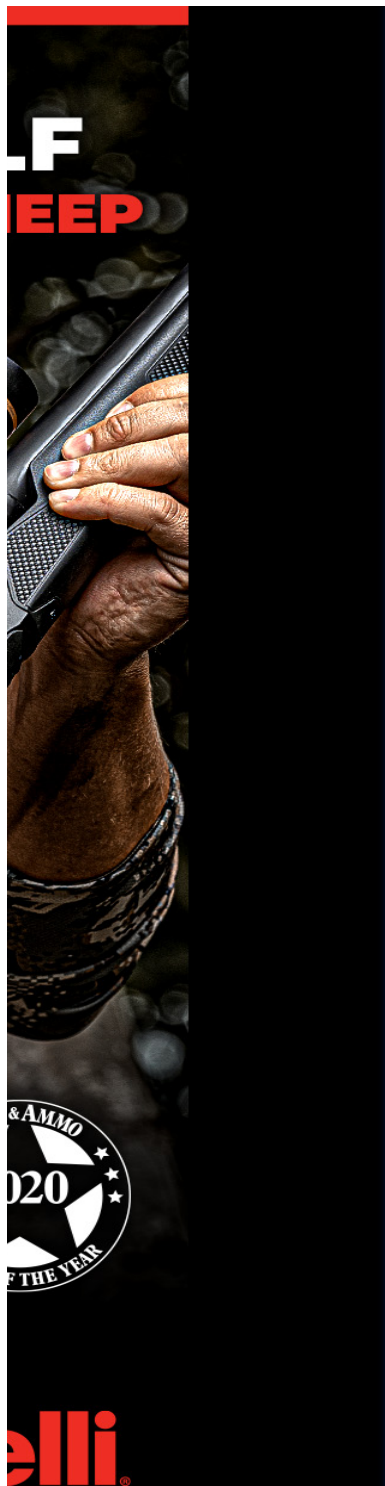
Read everything I have written in this thread and the other discussion we had. The problems are self-imposed. Falsely attributing them to racism is perpetuating the problem while a tiny minority gain both power and wealth. They depend on the problems.

1

**wil** 8 months ago

Reply to JSNMGC

can't anyone say that about their opinions, you can't even answer the question about why reconstruction ended. what in your mind makes your VIEWS facts? in order for there to be knowledge you have to deal with facts not conjecture.



ill give you a hint: it started with a disputed election.  
 when were the first blacks elected to congress?  
 why did reconstruction end?  
 I think you won't answer because if you said it you would realize your  
 hypothesis about "micro-culture" and poor communities would be  
 proven wrong. we all need to face facts if we want a better society.

👍 -4 🗨️

**JSNMGC** 8 months ago

| [Reply to wil](#)

wil,

Make your own argument.

👍 1 🗨️

**wil** 8 months ago

| [Reply to JSNMGC](#)

what gives you the impression I haven't been?

👍 -4 🗨️

**JSNMGC** 8 months ago

| [Reply to wil](#)

I answered your question yesterday about reconstruction. Southern Democrats wanted to end reconstruction and worked a number of agendas to get it done. The Compromise of 1877 put a nail in it and opened the road for racist Democrats to continue their racist ways. The argument you haven't made is why that is relevant and why you think that is the problem in 2021. The racism of low expectations is alive and well today and the people who profit off of the misery in the high crime neighborhoods fight hard to keep things the way they are. One of their... [Read more »](#)

👍 1 🗨️

**wil** 8 months ago

| [Reply to JSNMGC](#)

"The racism of low expectations is alive and well today and the people who profit off of the misery in the high crime neighborhoods fight hard to keep things the way they are."

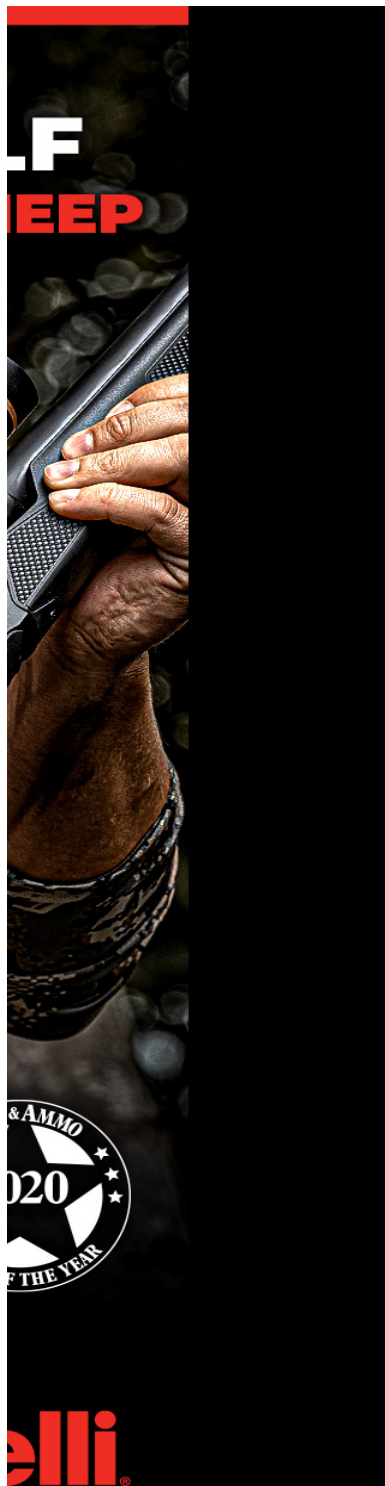
your words prove the hypocrisy. who controls the system, if not the wealthy powerful people?

👍 -5 🗨️

**Fincky** 8 months ago

| [Reply to wil](#)

@wil – Mostly "the people" drive the system. Your post above is a great example of "the racism of low expectations." You are saying that the people in those high crime neighborhoods cannot fix their own problems themselves. In reality outside forces, those wealthy powerful people your reference, are pretty much powerless to change such a neighborhood. Yes "wealthy and powerful people" can help – but changes need to be driven by those who live there and who suffer most under current conditions. Get programs going in any one of





those neighborhoods, then apply to relevant charitable foundations or get... [Read more »](#)

👍 0 🗨️

**wil** 8 months ago

| [Reply to Finnky](#)

well if those were my words I might agree, but they weren't, they belong to JSNMGC. please tell HIM!

👍 -3 🗨️

**JSNMGC** 8 months ago

| [Reply to wil](#)

wil, We are going around in circles. You keep flinging things against the wall and hoping they stick. I stay with my original point: the problem in the neighborhoods we are discussing is a dysfunctional micro-culture that has to be changed from within and there has been no improvement. No one with influence in that community (like Obama) is willing to help send the message that they need to improve their culture. In fact, people (like Al Sharpton and Jesse Jackson) make a lot of money off the status quo. The problem is not wealthy, powerful people who control the... [Read more »](#)

👍 1 🗨️

**wil** 8 months ago

| [Reply to JSNMGC](#)

one of the first comments I made to you was "if you raise a pig in mud, it will be comfortable living in mud. put that pig in a house and it will not want go back to the mud" now that won't apply to every household but if people don't see anything better what is there to strive for, especially if the system is against them. not once have I differed from that. I've pointed out the hypocrisy of your argument several times and you failed to address any of that. like others with your beliefs you just... [Read more »](#)

👍 -3 🗨️

**JSNMGC** 8 months ago

| [Reply to wil](#)

I have addressed your points.

Their own dysfunctional culture (the one you acknowledge) is against them. There is nothing in the "system" that is preventing them from changing that culture.

For 55+ years the "system" has discriminated against non-Blacks in order to assist Blacks.

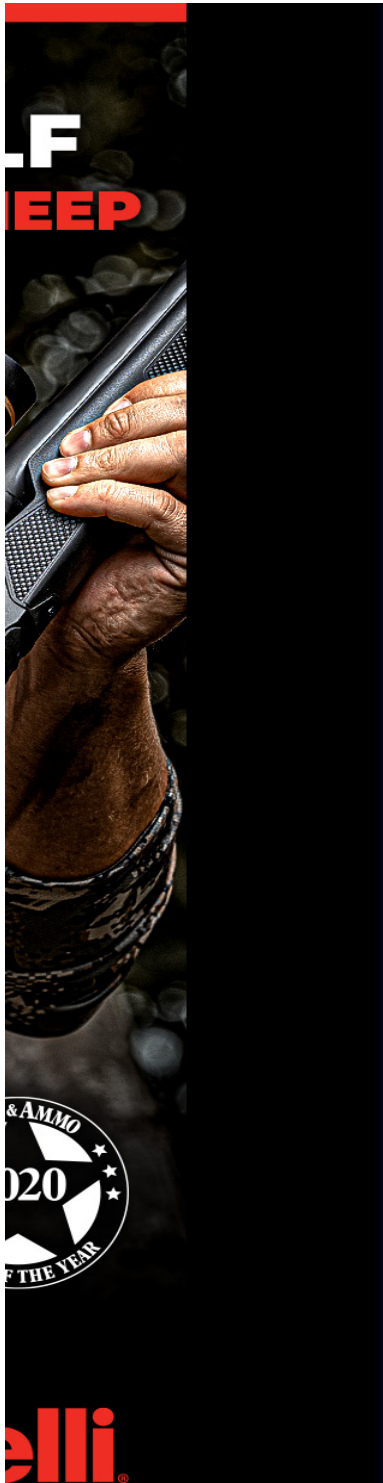
👍 2 🗨️

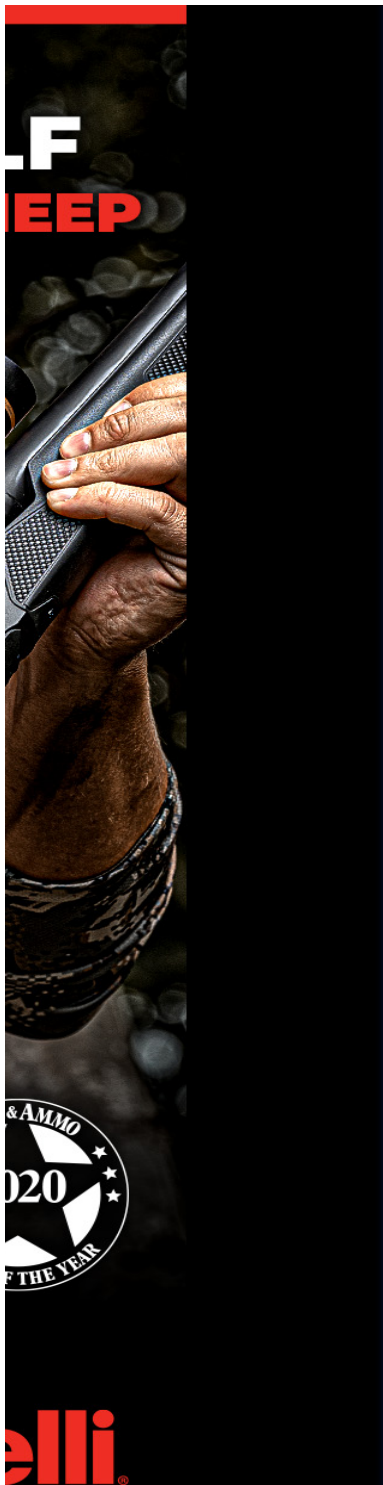
**wil** 8 months ago

| [Reply to JSNMGC](#)

oh great, that offsets the 400+ years of an oppressed people. and what was the purpose of reconstruction again, and why did it end?

👍 -4 🗨️

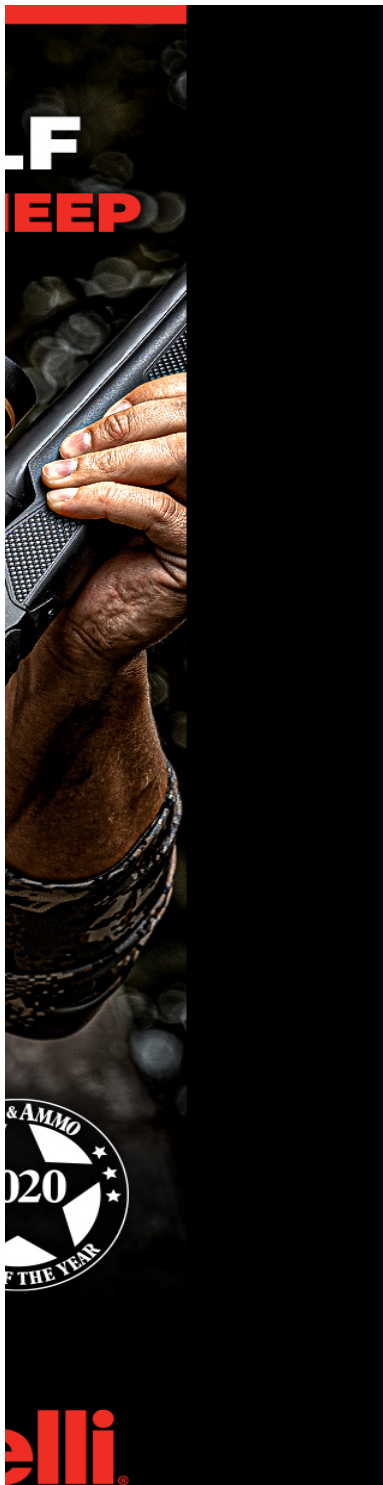




- JSNMGC** 8 months ago  
 | [Reply to wil](#)  
 Be more like the Irish and remember it but don't let it consume you. I'd rather not pay any more than I already have for what some black slave traders and white slave buyers did a long time ago.  
 0
- wil** 8 months ago  
 | [Reply to JSNMGC](#)  
 I grew up poor, went into the military, came out went to work, started my own company, took the profits from that and bought real estate. now I physically work when I want for the most part and collect rent checks for a living. I am not consumed by that past at all. not everyone can be me tho'...lol  
 -1
- RoyD** 8 months ago  
 | [Reply to wil](#)  
 So what you are saying is that you are a slum lord?  
 0
- wil** 8 months ago  
 | [Reply to RoyD](#)  
 conjecture is not the basis for facts...you need facts buddy...like your outdated ideology, learn the facts  
 -2
- musicman44mag** 8 months ago  
 | [Reply to JSNMGC](#)  
 Amen, I am witness to that and have been subjected to that all my life regarding employment and education.  
 0
- RoyD** 8 months ago  
 | [Reply to JSNMGC](#)  
 One of the primary drivers in the culture of Blacks today being what it is was the dissolution of the intact Black family by the Democrats in 1964. Because the father was no longer needed he was discarded by the mothers as the family was penalized if the father was in the house. With no fathers to provide what fathers do the result was written in blood. Good luck getting a Democrat to admit it. Ah yes, the welfare state.  
 2
- RoyD** 8 months ago  
 | [Reply to RoyD](#)  
 JSNMGC, I see you said the same thing basically a couple hours ago. I missed that post.  
 1
- JSNMGC** 8 months ago







| [Reply to RoyD](#)

No problem. If repeating a big lie is effective, maybe repeating the truth can be effective. Obama was perfectly positioned to make a difference in the quality of life in the south and west sides of Chicago. He's considered black, he lived there for awhile, he has an above average IQ, he is able to connect with that community at a personal level, and he was President of the United States. Instead, he sold out and gave speeches at the private conferences of bulge-bracket banks for \$200,000+ an hour so he can afford mansions in D.C., Martha's Vineyard, and Hawaii.... [Read more »](#)

👍 2 🗨️

**wil** 8 months ago

| [Reply to JSNMGC](#)

so how can Obama make this change you speak of when you also say the government can't make the change and it has to come from within (they want to live that way and have poor impulse control and so on)?

the problem with your ideology is it requires a lot of hypocrisy.

👍 -4 🗨️

**JSNMGC** 8 months ago

| [Reply to wil](#)

He could have helped make the change not as the government, but as an individual who has influence in the community. That is coming from within – a black man who lived in the community who has influence to encourage people in that community to improve their own culture. I'm not suggesting he, as the POTUS, should have given more taxpayer money, I'm suggesting he could have shown some leadership while he was POTUS. I'm also suggesting that after he left office he could have been a key influencer to encourage the community to change from within. He didn't do... [Read more »](#)

👍 2 🗨️

**wil** 8 months ago

| [Reply to JSNMGC](#)

you can't see the hypocrisy of your ideology? do you know where he got his start politically?

👍 -2 🗨️

**JSNMGC** 8 months ago

| [Reply to wil](#)

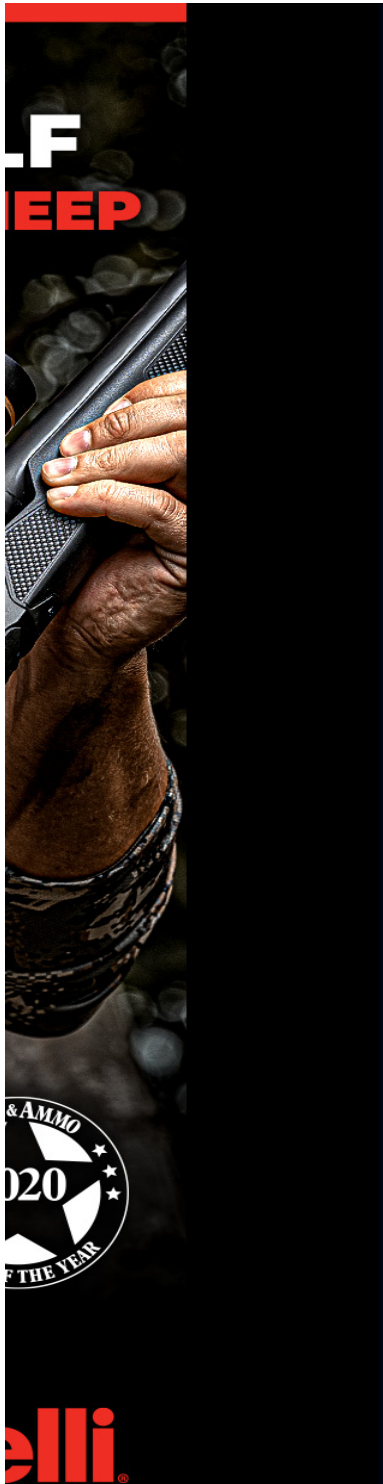
"Community Organizer" – until he got political power, then he walked away from them.

Even as community organizer, he did not encourage self-reliance. He did not encourage fathers in the households. He did not encourage self discipline and restraint – to control impulses that result in imprisonment.

He was only a slightly better version of other race industrialists like Al Sharpton.

👍 3 🗨️





**wil** 8 months ago

Reply to [JSNMGC](#)

do you think crime is a result of only bad impulse control? if someone was well educated made good money would then say gotta steal or whatever just cause the opportunity presented itself (Bernie Madoff not black)? are white collar crimes the result of poor impulse control? are there any socio-economic factors involved? do any people in poor underserved neighborhoods get up and go to work everyday for less money doing the same thing as other people?

👍 -2 🗨️



**JSNMGC** 8 months ago

Reply to [wil](#)

There are many neighborhoods across the U.S. where there is significant poverty and high rates of firearm ownership where people do not routinely shoot one another. The rate of murder and non-negligent homicide in the Garfield Park and Englewood neighborhoods of Chicago are more than 150 times that of the other neighborhoods I'm referencing. That is a staggering difference.

We have covered this before.

Why do you think people in high crime neighborhoods are helpless to improve their culture?

👍 2 🗨️



**wil** 8 months ago

Reply to [JSNMGC](#)

because a lot of people don't recognize "their" culture is really OUR culture!

it was set up that way in...do you know? 1877 with the compromise!

👍 -3 🗨️



**JSNMGC** 8 months ago

Reply to [wil](#)

"There you go again," with the 1800s. Why do you have such a low opinion about the ability of people within high crime neighborhoods to just decide they are not going to continue to create numerous children with numerous women and then not be a father to any of those children? Why do you believe "the system" controls their ability to make other improvements to the micro-culture within those neighborhoods? We have been discussing the micro-culture within high crime neighborhoods that is dysfunctional and is the cause of their problems. That micro-culture is vastly different than the micro-culture in other... [Read more »](#)

👍 2 🗨️



**wil** 8 months ago

Reply to [JSNMGC](#)

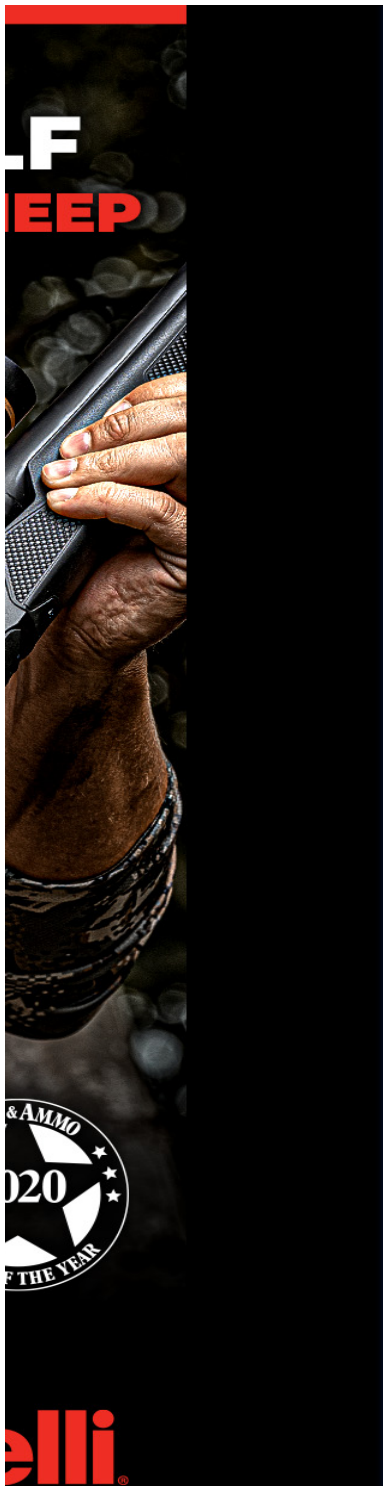
opportunity!

























👍 -4 🗨️

**wil** 8 months ago

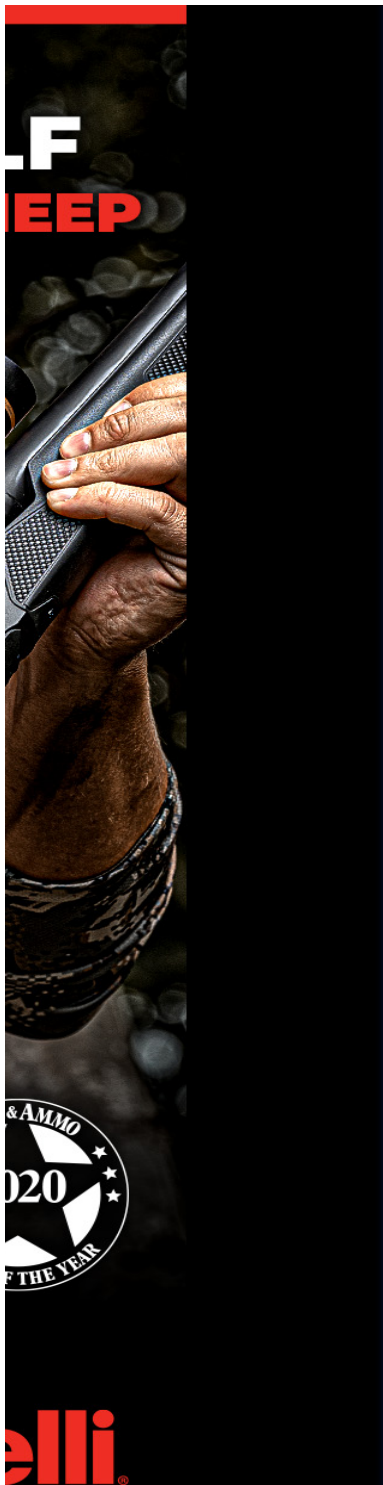






- 
[Reply to JSNMGC](#)  
 true! and it worked on you...lol. light snack for ya!  
  
- 
**JSNMGC**  8 months ago  
[Reply to JSNMGC](#)  
 Will,  
 When will you attempt to delete your emotional post? Tomorrow, next week? Remember this one:  
 Will (1/15/21):  
*"The last thing Texas needs is traitor scum Lapierre and his handpicked corrupt and complicit BOD to locate here!!! Just when I thought it couldn't get any worse now this! Parasite Lapierre will find out that misappropriation of funds and and being a traitor to the constitution (2A) is really frowned on and prosecuted in Texas! Gov.Abbott stop this move!!!!"*  
  
- 
**JSNMGC**  8 months ago  
[Reply to JSNMGC](#)  
 I understand exactly what wil is doing and I understand exactly what I am doing.  
 What's funny is, wil understands the same things – it's you who is missing the point.  
  
- 
**JSNMGC**  8 months ago  
[Reply to JSNMGC](#)  
 Will,  
 I don't agree with wil on what is preventing a positive change in the dysfunctional micro-culture in high crime neighborhoods that causes so much unnecessary loss of life and poverty, but he is able to carry on a conversation about an important topic.  
 This is a discussion board and the topic being discussed is a major component of race relations, the justification for more gun control, and the justification for yet more wealth redistribution and an even larger, more intrusive government.  
  
- 
**Finky**  8 months ago  
[Reply to JSNMGC](#)  
 @JSNMGC – You forgot to list one thing Obama continues to do to help blacks who feel powerless to improve their lot in life. As you said, they see him as one of them – but also someone who made it "the white man's world". The fact he went so far should be an inspiration for others to try to improve their lives and those of their family. At this point solutions will need to be multigenerational. It is quite difficult for an adult to make up for deficiencies in their primary and secondary educations. It is not nearly as... [Read more »](#)  
  

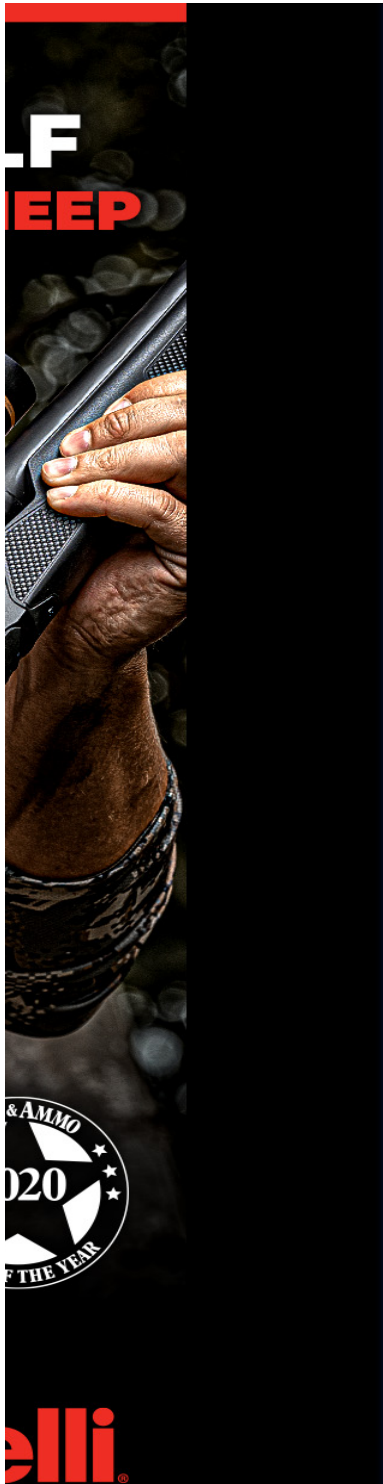




- RoyD** 8 months ago  
 | [Reply to Finnky](#)  
 The thing is that Obama "made it in the white man's world" because he was just another leftist flim flam man.  
 0
- RoyD** 8 months ago  
 | [Reply to JSNMGC](#)  
 One reason for Obama not engaging in that activity is that he didn't want to take the beat down he would have received from the "hood" and all those whose best interest require that the "hood" continues to exist. Oh, that's right he is one of those who is best served by the "hood" existing.  
 2
- wil** 8 months ago  
 | [Reply to RoyD](#)  
<https://history.house.gov/Exhibitions-and-Publications/BAIC/Historical-Essays/Keeping-the-Faith/Party-Realignment-New-Deal/>  
 -2
- musicman44mag** 8 months ago  
 | [Reply to RoyD](#)  
 You nailed it but lets not forget, white people and other races have done the same thing.  
 0
- wil** 8 months ago  
 | [Reply to JSNMGC](#)  
 I forgot to ask if racism is systemic?  
 -4
- JSNMGC** 8 months ago  
 | [Reply to wil](#)  
 The only broad based racist comments I hear are from black Americans, Chinese, and Japanese.  
 5
- wil** 8 months ago  
 | [Reply to JSNMGC](#)  
 is it racist when trump said people don't have a right to protest during the national anthem?  
 -2
- RoyD** 8 months ago  
 | [Reply to wil](#)  
 LOL!  
 1







- JSNMGC** 8 months ago  
 | [Reply to wil](#)  
 He didn't say they don't have the right – he said the NFL (a non-government entity) should make a rule that kneeling should not be allowed during the national anthem. He didn't send the BATFE into the stadium to drag away kneelers, shoot their dogs, and incarcerate them. He didn't fine the NFL for not making such a rule.
- No – it's not racist to express his opinion that the NFL should make a rule that players of all races should not be allowed to kneel during the national anthem. It's pandering to populism. He did that a lot.  
 3
- wil** 8 months ago  
 | [Reply to JSNMGC](#)  
 so the president has in this case HAD, no influence on how people think?and you do know he said that at a podium with the seal of the President of the United States, the head of the system, right?  
 -2
- JSNMGC** 8 months ago  
 | [Reply to wil](#)  
 wil, when you say everything is racist, you lose your audience.
- The NFL told the President to piss off and that was the end of it.  
 3
- wil** 8 months ago  
 | [Reply to JSNMGC](#)  
 I asked you if it was racist. there are still plenty of people who will regurgitate his words when the law says he had every right to kneel. he could have pulled the flag out and burned it for that matter.  
 -3
- JSNMGC** 8 months ago  
 | [Reply to wil](#)  
 I answered your question "no."
- All the Black and White people who kneeled can continue kneel without any threat of government intervention. Trump did not say they don't have the right to kneel.
- All the Black and White people who want to burn the flag can continue to do so without any threat of government intervention.
- Obama offended a lot of people with his words – the media did not foment a frenzy that people were no longer allowed to "cling" to their religion or firearms. The people who were offended just continued to follow their beliefs.  
 4
- wil** 8 months ago  
 | [Reply to JSNMGC](#)



what gun laws did Obama enact to take any guns away from you?

what inflammatory statement(s) did he make?

you asked earlier why black leaders don't step up, check this out!

<https://www.spicenter.org/what-we-do/civil-rights-memorial/civil-rights-martyrs>

👍 -4 🗨️

**JSNMGC** 8 months ago

| [Reply to wil](#)

I didn't say he passed any laws to take away firearms. I can carry in Yellowstone because of Obama. I said the media did not foment a frenzy based on Obama's comments that offended people, for example: "it's not surprising then they get bitter, they cling to guns or religion or antipathy to people who aren't like them or anti-immigrant sentiment or anti-trade sentiment as a way to explain their frustrations." "If you've got a business, you didn't build that." Some people were offended by those comments and the media didn't foment a frenzy over the words – they put... [Read more »](#)

🔗 Last edited 8 months ago by JSNMGC

👍 1 🗨️

**wil** 8 months ago

| [Reply to JSNMGC](#)

seriously! that's the best offensive stuff you got? on a scale of 1-10 how does "grab them by the pussy" stack up to that? "get those sons o' bitches off the field"? "good people on both sides" in reference to nazi's? if anyone was offended they are absolutely too sensitive.

👍 -3 🗨️

**JSNMGC** 8 months ago

| [Reply to wil](#)

Lots of sensitive, emotional people out there – some of them are empowered by the media and misquote what people said in order to make the comment that offended them seem worse.

There are millions of people who are offended by the truth, because it shows they are victims of nothing more than their own decisions. They are so offended they lash out by calling people they disagree with racists in an attempt to censor discussion.

👍 3 🗨️

**wil** 8 months ago

| [Reply to JSNMGC](#)

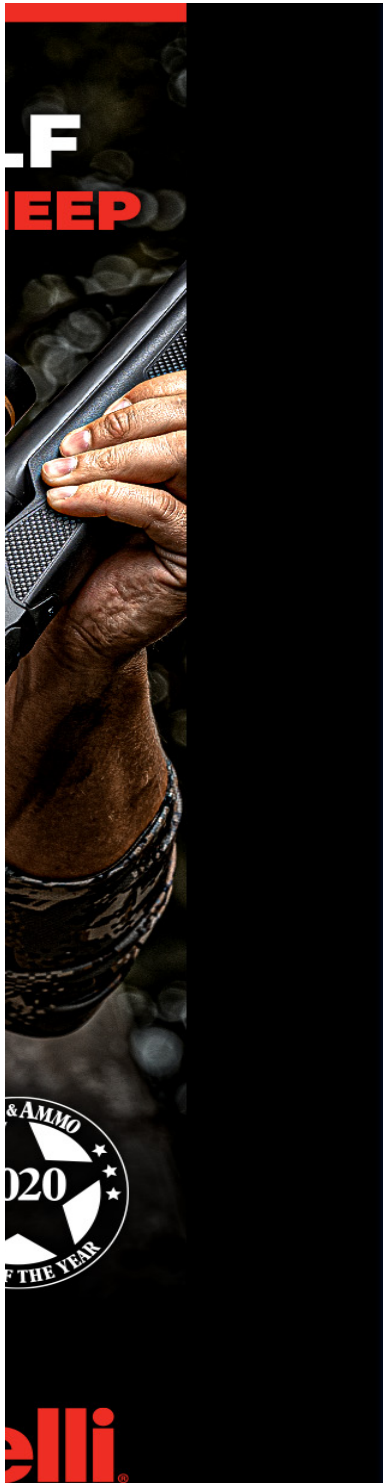
or they end up as an insurrectionist mob storming the capital!

👍 -5 🗨️

**JSNMGC** 8 months ago

| [Reply to wil](#)

Emotions may have been what caused people to make bad decisions that day. Just because provocateurs manipulated them does not





relieve them of their personal responsibility to refrain from illegally entering a government building.

👍 3 🗨️

**wil** 8 months ago

| [Reply to JSNMGC](#)

why can't you say the same thing about the summer protest?

👍 -4 🗨️

**JSNMGC** 8 months ago

| [Reply to wil](#)

I can. The differences are the scale of violence and destruction and the degree of manipulation by provocateurs.

We don't yet know who murdered Brian Sicknick.

👍 2 🗨️

**wil** 8 months ago

| [Reply to JSNMGC](#)

well consider the issue from their perspective. I've seen videos of cops asking perfectly innocent people why they are upset that they have been pulled over and have their car searched. if only certain neighbors that look like you had the cops come and tell them we are here to search your house for guns so we can confiscate them. while other neighbors could keep theirs, would that make you angry, would you object in anyway or just comply and give them up?

👍 -3 🗨️

**RoyD** 8 months ago

| [Reply to wil](#)

wil, I guess you have never said anything "off color" to another guy while talking "man to man?" Oh, that's right, sorry, I forgot.

👍 2 🗨️

**wil** 8 months ago

| [Reply to RoyD](#)

maybe that's how you talk to your man while you are spooning after gettin it in (that means having sex), but my mother taught me to respect women. im guessing you are the little spoon.

[📄](#) Last edited 8 months ago by wil

👍 -2 🗨️

**RoyD** 8 months ago

| [Reply to wil](#)

Come on, little wil, surely you can do better than that. They say to write about that which you know. At least you followed that advice.

👍 2 🗨️

**wil** 8 months ago

| [Reply to RoyD](#)



you win!

Last edited 8 months ago by wil

0

**wil** 8 months ago

| Reply to [JSNMGC](#)

oh and the bigger question you chose to ignore about the link...what say you to that?

-4

**JSNMGC** 8 months ago

| Reply to [wil](#)

I'm convinced you are capable of making a lucid, intelligent, well thought-out argument. Please make your argument.

-2

**wil** 8 months ago

| Reply to [JSNMGC](#)

its systemic. how many of the people that assassinated those other people were brought to trial and convicted?

-2

**JSNMGC** 8 months ago

| Reply to [wil](#)

The references are difficult to follow due to the number of comments and the structure of the software.

Who assassinated whom?

I'm all for holding individual police officers accountable for making horrible decisions. You never indicated if you watched the Shaver video or if you are familiar with the reckless shooting of the newspaper delivery ladies.

The vast majority of people killed by police were killed because they were fighting, refusing to drop a weapon, or fleeing when the police had a reasonable belief they would harm others.

2

**wil** 8 months ago

| Reply to [JSNMGC](#)

yeah this thread is getting kinda long. its a list of civil rights leaders (all races) that were killed since the 50's

-3

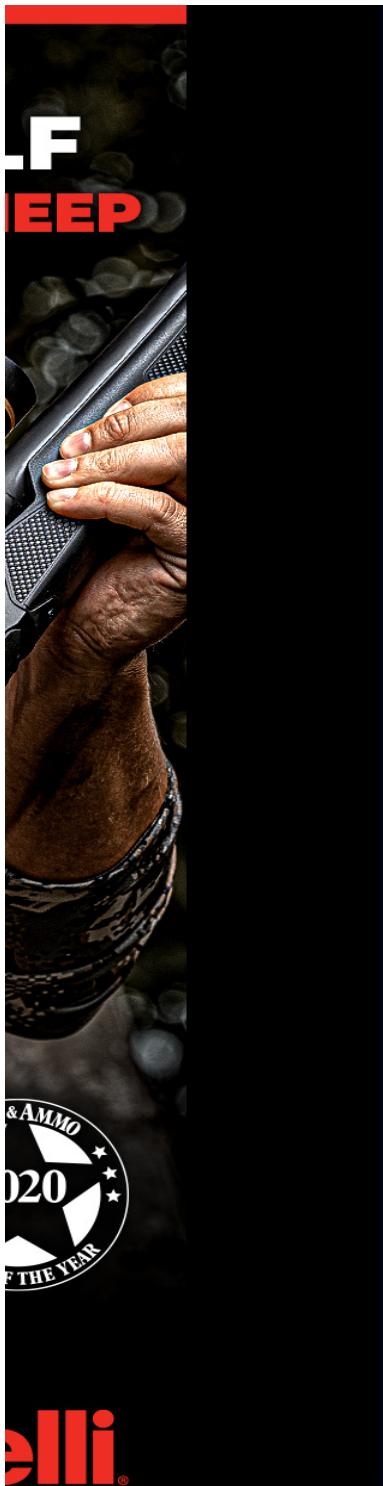
**wil** 8 months ago

| Reply to [JSNMGC](#)

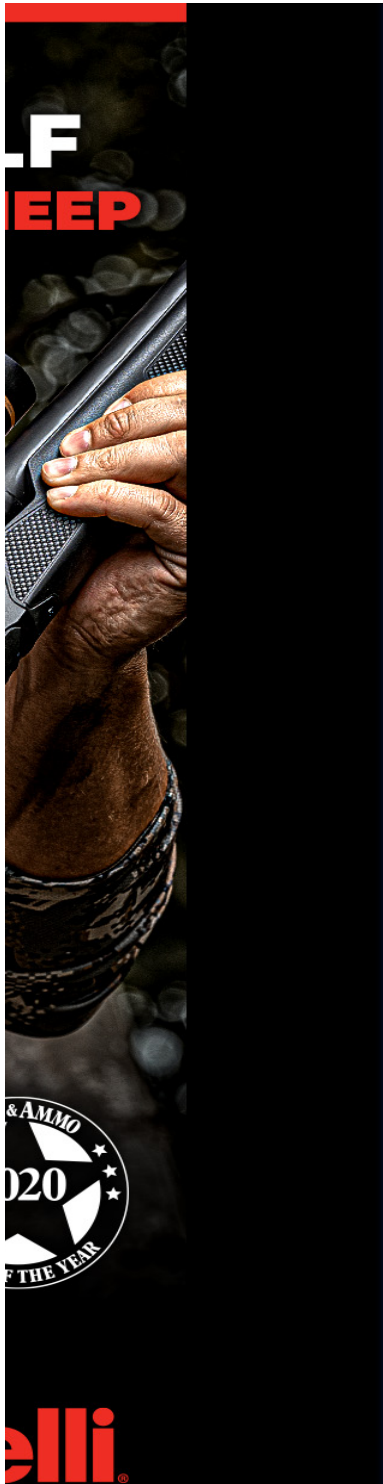
and I really want to spend a month or so in Yellowstone, that place looks amazing!

-2

**JSNMGC** -

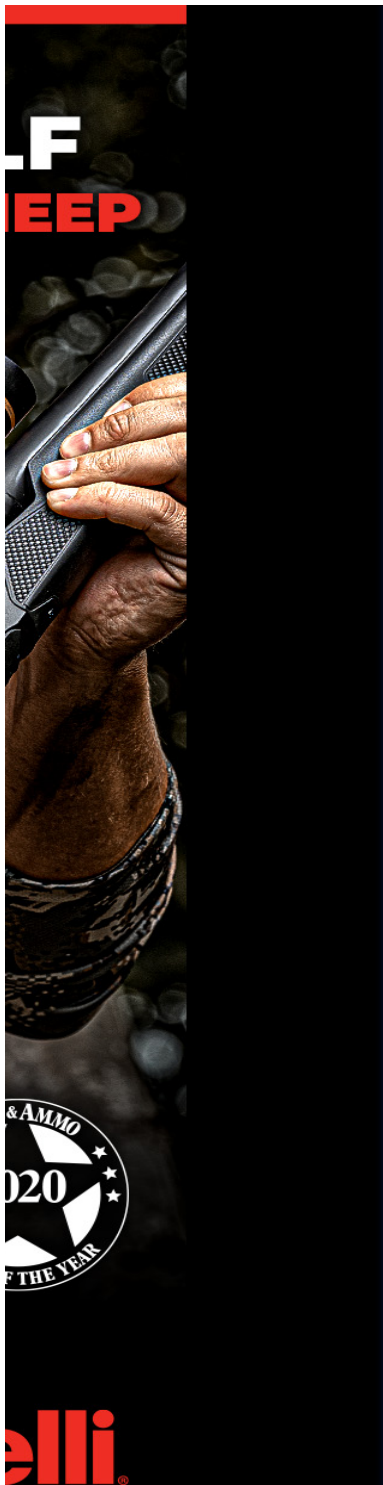






- JSNMGC** 8 months ago  
 | [Reply to wil](#)  
 You should. It's one of the most beautiful places in the country. Most visitors never get more than 100 yards from the main road.  
 1
- wil** 8 months ago  
 | [Reply to JSNMGC](#)  
 yeah, I want topo map seclusion, where I don't even see any signs of humans.  
 -2
- musicman44mag** 8 months ago  
 | [Reply to wil](#)  
 I will take the typical demonrat answer for five dollars on this one. WHO CARES!!!!  
 0
- wil** 8 months ago  
 | [Reply to musicman44mag](#)  
 well apparently, I do. but no one asked you did they?  
 -2
- musicman44mag** 8 months ago  
 | [Reply to wil](#)  
 Nope it's not racist, it's un American and doesn't show or support the unity you and the lying president proclaim you are in favor of.  
 2
- wil** 8 months ago  
 | [Reply to musicman44mag](#)  
 I don't need to be your friend, but at the same time I don't want you to kill me because you don't like people that think like I do.  
 -3
- Fincky** 8 months ago  
 | [Reply to JSNMGC](#)  
**@JSNMGC** – You've got broader experience than I. Mostly I hear black Americans whining how racist whites are. Sometimes I hear blacks complain how illegal (Hispanic) immigrants are able to make a better life for themselves – clue – most of those immigrants gave up much coming here, work incredibly hard, work to learn saleable skills and will take pretty much any work offered. Those Hispanic immigrants really do face legally-enforced systemic discrimination barriers.  
 Not supporting illegal immigration or forgiving the lawlessness, but frankly I think it might benefit society more to deport people like you than economically disadvantaged Hispanics.  
 2

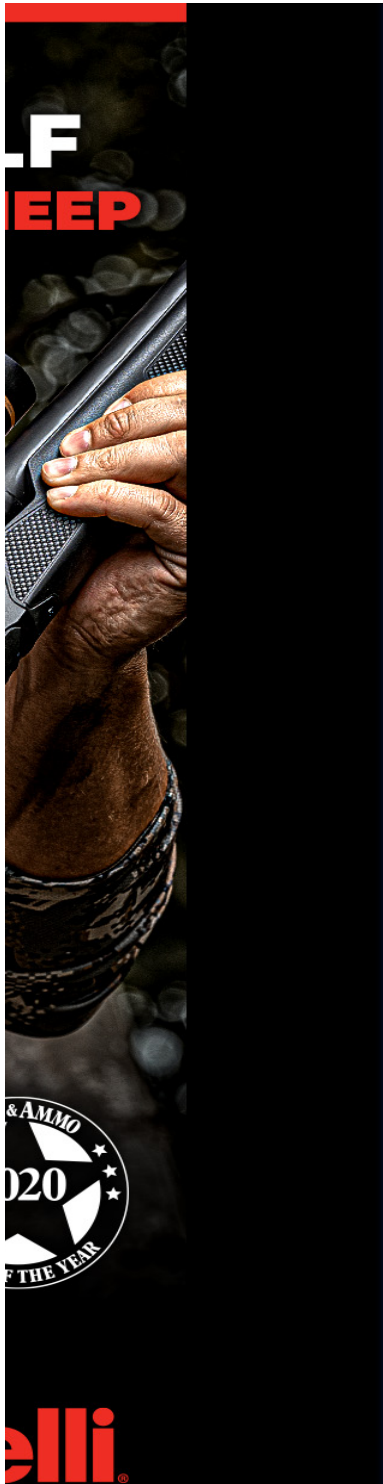




- JSNMGC** 8 months ago  
 | [Reply to Finnky](#)  
 Finnky,  
 Why do you think people like me should be deported?  
 2
- wil** 8 months ago  
 | [Reply to JSNMGC](#)  
 you shouldn't be deported at all, you have a right to think how you want. your rights, however, don't trump another persons right to exist.  
 -2
- JSNMGC** 8 months ago  
 | [Reply to Finnky](#)  
 Finnky,  
 You never explained your comment. When you wrote "people like you," were you referring to me?  
 1
- Finnky** 8 months ago  
 | [Reply to wil](#)  
 @wil – Looping back to your comment that "there is no correlation between people living in depressed areas killing unarmed people." I would argue that there is a strong correlation. Cops are individual human beings with normal drives and desires. One of the strongest human desires is the desire to survive. When working in an area where shootings between residents are more frequent – cops are rationally going to conclude that they are at higher risk there. Given the risk they will be on edge, more likely to perceive a weapon (actually present or not), and quicker to shoot in... [Read more »](#)  
 1
- wil** 8 months ago  
 | [Reply to Finnky](#)  
 very simple video game called hogans alley, pop-up targets that turn progressively faster. even simpler rules, shoot the criminal you advance, shoot a civilian game over. the higher levels get pretty intense (yeah I get that death is not an option playing a game). im trying to say regardless of fear you don't shoot unless you see a weapon. if you're that afraid find another job police work isn't for just anyone. kid killed in washington jumping his grandmothers fence by a cop who literally was in cover. his life wasn't in jeopardy even if the guy was shooting at... [Read more »](#)  
 -2
- RoyD** 8 months ago  
 | [Reply to wil](#)  
 wil, have you ever watched the movie "Magnum Force"?  
 3
- wil** 8 months ago

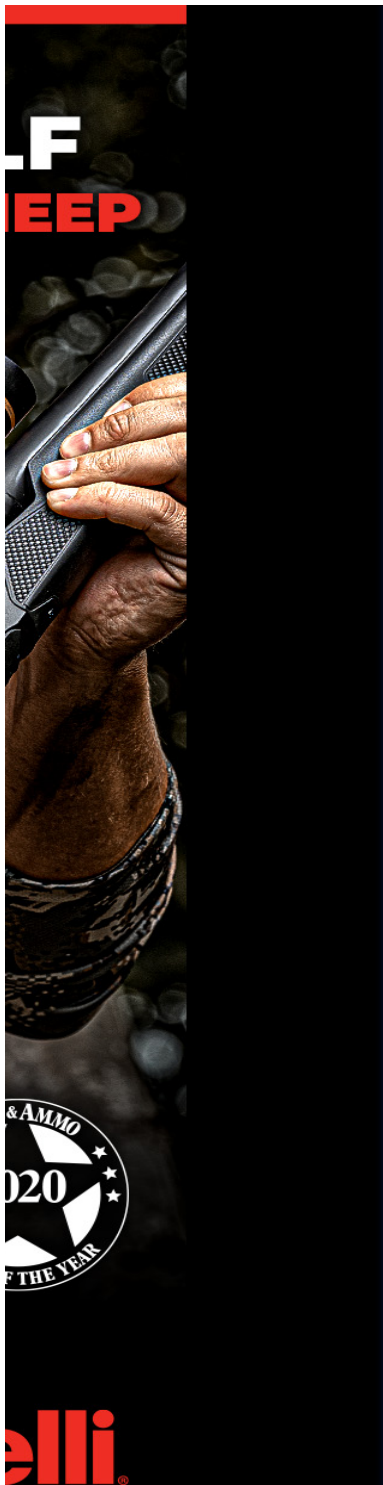






- no, had to work this weekend. is that the one you sent me the link for?
- 👍 -2 🗨️
- RoyD** 8 months ago
- Reply to [wil](#)
- I don't know what link you are talking about. Your answer gives me a better understanding of your demographic.
- 👍 2 🗨️
- wil** 8 months ago
- Reply to [RoyD](#)
- conjecture is not the basis for fact!
- 👍 -2 🗨️
- RoyD** 8 months ago
- Reply to [wil](#)
- I would say, wil, be careful your simpleton is peeking out; but, you put it on full display for the whole world to see. I must say that is a bold strategy.
- 👍 2 🗨️
- wil** 8 months ago
- Reply to [RoyD](#)
- one thing I will guarantee you sir, is I am no simpleton! but, one of the signs during any debate when you know the other person knows their argument has no validity is when that person makes personal attacks instead of addressing the issue.
- 👍 0 🗨️
- RoyD** 8 months ago
- Reply to [wil](#)
- Ok, if you say so. What are these personal attacks of which you speak? If you are talking about me referring to you as a simpleton that is my evaluation of you given your writing. If you wish for a less demeaning evaluation you could always do better by expressing some logic and knowledge instead of the drivel you have given us so far. But that is up to you.
- 👍 2 🗨️
- wil** 8 months ago
- Reply to [RoyD](#)
- There is a saying wil and it goes like this: There are none so ignorant as those who do not know just how ignorant they are. It is a takeoff of the old, "None so blind", saying. That pretty much describes you.
- here's another, apparently you forgot this one. I even showed you how you could have made it less about me and more general in my reply. but again people that know their argument aren't valid tend to enjoy the privilege of hypocrisy and selective memory.
- see how I didn't make that about you personally!





👍 -1 🗨️



**Knute** 8 months ago

| [Reply to wil](#)

You quoted what he said without context, and then attacked it! How is that NOT "Making it personal"?

👍 0 🗨️



**wil** 8 months ago

| [Reply to Knute](#)

because he knew the context of his words and he was with whom I was speaking, that's how!

👍 -2 🗨️



**RoyD** 8 months ago

| [Reply to wil](#)

Thing is, wil, I have always been known as someone who calls a spade a spade.

👍 1 🗨️



**wil** 8 months ago

| [Reply to RoyD](#)

well form a cohesive, logical argument and present it. calling people names isn't that hard and requires no great intellect.

👍 -1 🗨️



**RoyD** 8 months ago

| [Reply to wil](#)

wil, if I said that you were a disappointment would that be calling you a name. If so, most likely it is a name you have heard many, many, times in your life.

👍 1 🗨️



**wil** 8 months ago

| [Reply to RoyD](#)

actually I apologize for getting down on your level. I will ignore future post from you unless they are formatted in a respectful way.

👍 -1 🗨️



**RoyD** 8 months ago

| [Reply to wil](#)

Well thank you, Little wil, that is mighty big of you. Probably best you stay on the porch.

👍 1 🗨️



**wil** 8 months ago

| [Reply to RoyD](#)

oh im not going anywhere, just won't be responding to you unless you can put an actual conversation together. again, sorry I let myself behave like you did!





👍 -2 🗨️

**Fincky** 8 months ago

| [Reply to wil](#)

@wil – I was simply saying there is a correlation. To a small extent I agree – but over time stress of living in a violent society and facing frequent threats changes anyone's personality and reactions. Firing cops who become sensitized or paranoid in such an environment – will result in no police in those areas. They already have a tough enough time finding people with skills and personality, willing to do that work. Their continue to be serious (fatal) police errors, but on the whole I believe they drastically improve situation in those locals. As @JSMNGC previously stated, black-on-black... [Read more »](#)

👍 -1 🗨️

**wil** 8 months ago

| [Reply to Fincky](#)

should a person that is afraid of heights be a suspension bridge painter? you can be trained to minimize fear but you can't eliminate it entirely. so a person that comes in with a disproportionate amount of fear needs to find work elsewhere.

👍 -1 🗨️

**RoyD** 8 months ago

| [Reply to wil](#)

Sort of like the security person who killed Ashli Babbitt?

👍 1 🗨️

**wil** 8 months ago

| [Reply to JSMNGC](#)

hey i'de really like to know your opinion here. no one seems to have an answer when ask people with similar views as you.

👍 -1 🗨️

**wil** 8 months ago

| [Reply to wil](#)

if they were muslims do you think more of them would have been killed? systemic racism!

👍 -1 🗨️

**RoyD** 8 months ago

| [Reply to wil](#)

wil; In regards to entering property marked with "no trespassing" signs (even ones which say "deadly force authorized") you seem to have a very shallow understanding of the law. You can fix that if you want to.

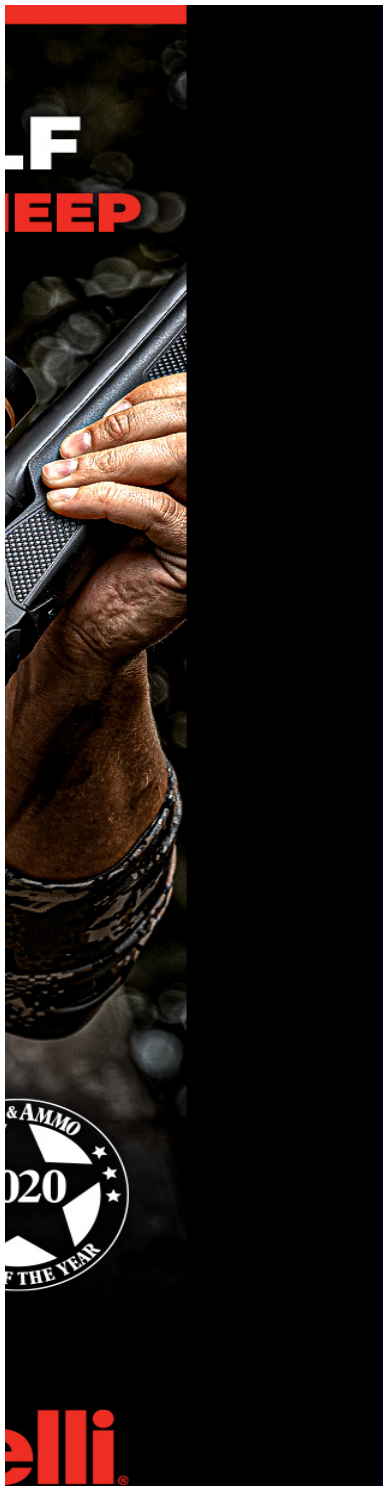
👍 1 🗨️

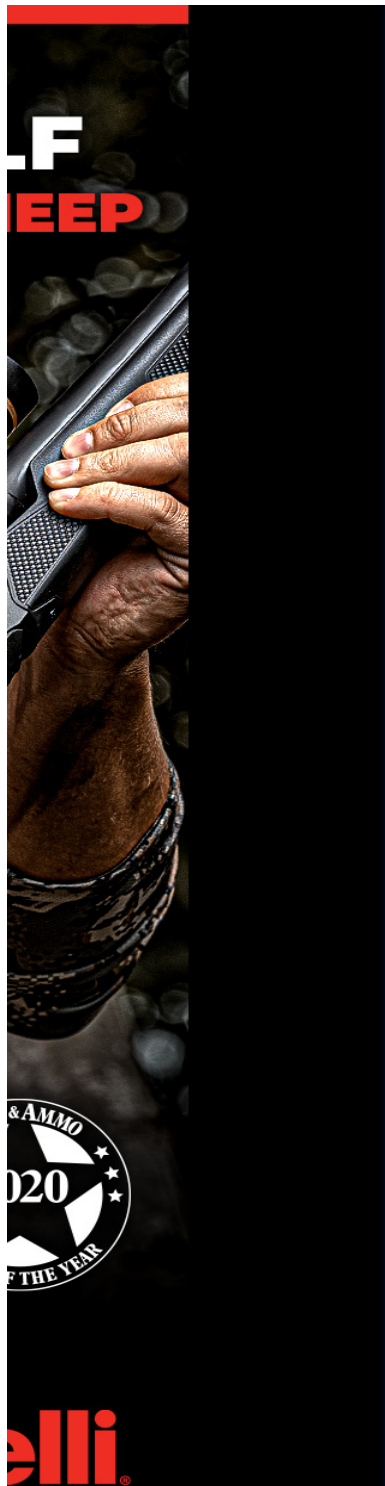
**wil** 8 months ago

| [Reply to RoyD](#)

I don't understand what you are saying here.

👍 -1 🗨️



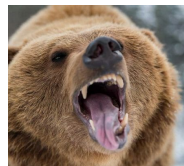


- RoyD** 8 months ago  
 | [Reply to wil](#)  
 And that, wil, is my point exactly.  
 1
- wil** 8 months ago  
 | [Reply to RoyD](#)  
 cmon man lets keep it respectful, im not your enemy.we're just chatting. my understanding of no trespassing is just that "do not enter" I don't think civilians can kill for a misdemeanor, maybe if you were trespassing at a nuclear silo.  
 -2
- wil** 8 months ago  
 | [Reply to RoyD](#)  
 maybe!  
 -2
- RoyD** 8 months ago  
 | [Reply to RoyD](#)  
 Oldvet, you say that and then there are posters like "Dee" who try real hard to act like they know more than they do and are smarter than they are. He may be one of those. Something with which to while away the time. Nothing more.  
 2
- wil** 8 months ago  
 | [Reply to RoyD](#)  
 if that's a reference to me, I make no claims about my intellect, and actually im not that educated. I will say I dont think im stupid. it would be nice if we didn't want to kill each other because I like chocolate ice cream and you like another flavor. lifes too short already!  
 -1

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**UPO**  
DOMINATE THE MOMENT

**Benelli.**





3:13pm



**No Barriers or signage visable on West Lawn at 3:36 pm**



**3:36pm**





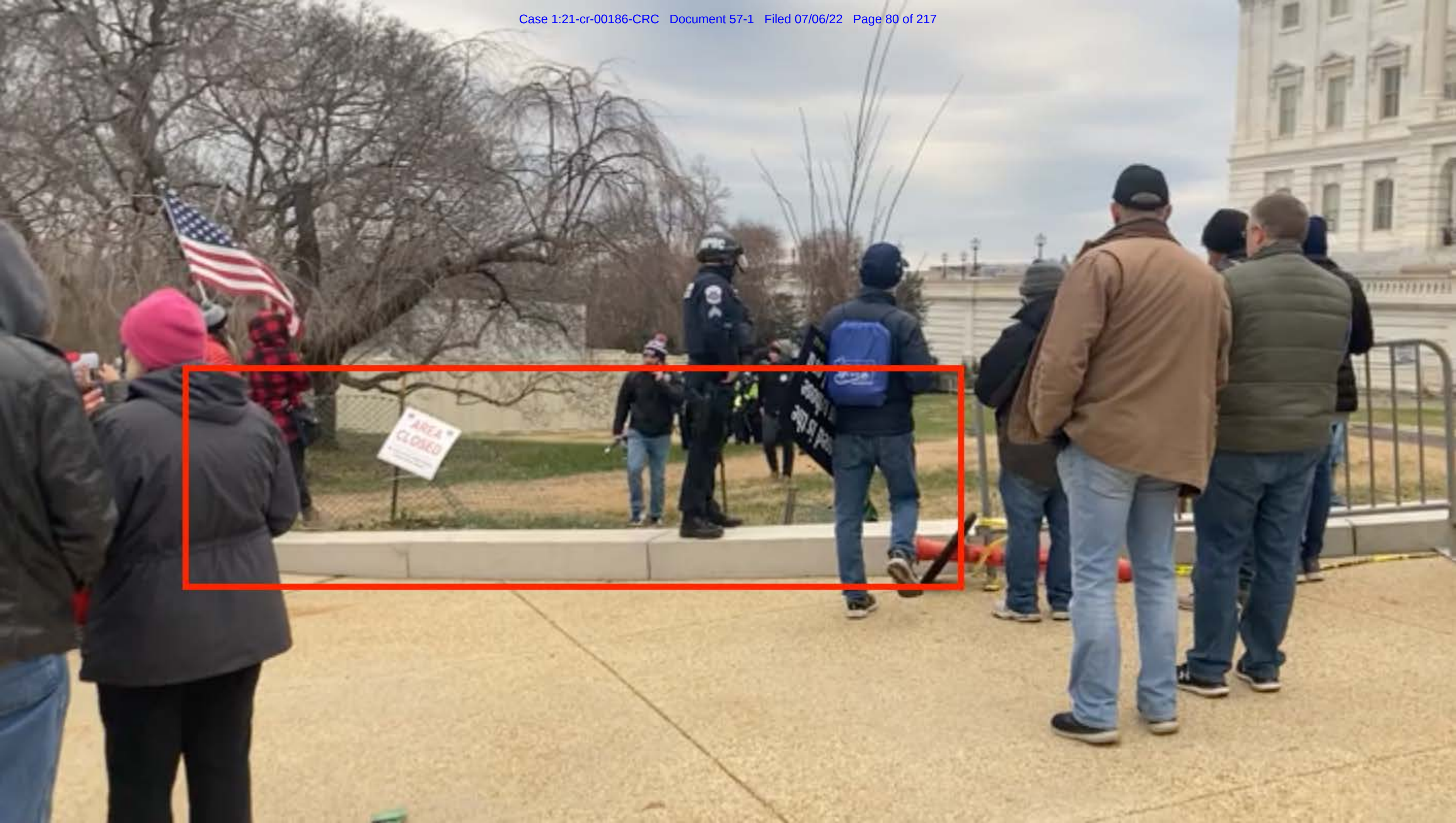
3:36pm





3:39pm









3:40pm



2021-01-06 17:49:46 -0500  
AXON BODY 3 X6039BFG0



Fencing Down  
Ian French Body Worn Camera

2021-01-06 17:55:13 -0500  
AXON BODY 3 X6039BHM7



West Lawn No Fencing or Signage  
Kevin Peralta Body Worn Camera







Barrier Down

Signage and Fencing Down





Cutting  
Tool





Removing Fence Post









Widely Spaced Capitol Police. Picture taken about 11:14 a.m. on 6 January, 2021.  
Courtesy Dean Weingarten





11:20 a.m. 6 January 2021, south end of the west side of the Capitol grounds  
Courtesy Dean Weingarten





12:51 p.m. 6 January, 2021 Barrier outside of Ulysses S. Grant memorial, about 250 yards to the Capitol. President Trump is still speaking.













Mass penetration of flimsy barriers at the Capitol's west side, 12:56:13 p.m, 6 January, 2021.





The flow toward the Capitol increases. This is about 12:56:31, Jan 6, 2021









Protestors reach scaffolding at west side of Capitol, 12:58:25 p.m., 6 January, 2021,





**AREA  
CLOSED**

**By order of the United States  
Capitol Police Board**







# **EXHIBIT 5**

**These exhibits are on a CD.  
However, due to supply shortage and  
unavailability of CD-ROMs, the CD  
containing these exhibits will be hand-  
delivered to the Court and mailed to  
all counsel of record on July 8, 2022.**

# EXHIBIT 6





GOVERNMENT OF THE DISTRICT OF COLUMBIA  
METROPOLITAN POLICE DEPARTMENT

AUSA Kendra Briggs  
Fraud and Public Corruption Section  
United States Attorney's Office  
555 4<sup>th</sup> Street, N.W.  
Washington, D.C., 20001

Dear Attorney Briggs,

Your attention is invited to the attached preliminary investigative report (IS# 21-000063), submitted by Agent Christopher Tilley of the Internal Affairs Division (IAD).

The report details events surrounding a use of force (baton head strikes) by Officer Kevin Peralta of the Sixth District.

Further, the report includes all of the physical and testimonial evidence gathered to this point in the investigation.

Should you require any additional information, please feel free to contact Agent Christopher Tilley, on (202) 727-9447.

Sincerely,

John Knutsen  
Inspector  
Internal Affairs Division



**METROPOLITAN POLICE DEPARTMENT**  
Internal Affairs Bureau  
Internal Affairs Division



**MEMORANDUM**

**TO:** Assistant Chief of Police  
Internal Affairs Bureau

**THRU:** Inspector  
Internal Affairs Division

**THRU:** Captain  
Internal Affairs Division

**THRU:** Lieutenant  
Internal Affairs Division

**DATE:** January 21, 2021

**SUBJECT:** Presentment Report Concerning the Use of Force (Baton Strikes) by Officer Kevin Peralta (Baton Strikes), Officer Claudy Toussaint (Baton Strikes), Officer Aaron Smith (Baton Strikes), Officer Kenan Thomas-Bartley (Baton Strikes/Takedown), Officer Bijon Hiligh (Takedown) and Officer Austin Smith (Takedown) of the Sixth District. **IS #21-000063, IAB #X-B-21-004.**

**CHRONOLOGICAL NARRATIVE SECTION**

On January 6, 2020, the "Stop the Steal" and "Save America March" protests took place in the District of Columbia, the capital of the United States. President Donald J. Trump gave a speech on the Ellipse just south of the White House that incited many thousands protesters to march on the United States Capitol Building, in which the United States Congress was in the process of certifying the Electoral College vote for President Elect Joe Biden to be inaugurated as the 46<sup>th</sup> President of the United States on January 20, 2021.

Protesters clashed with Metropolitan Police Department (MPD) Civil Disturbance Units (CDU) at the United States Capitol, forcing their way past police lines, barriers and breaking windows to enter the building. Several law enforcement officers were injured during the course of the riotous events that led to the siege and eventual breach of the United States Capitol. Once significant law enforcement resources were called to the scene from the surrounding region and jurisdictions to bring order to the chaos that the protesters created at the United States Capitol, MPD CDU platoons began pushing the



protesters away from the United States Capitol as Mayor Muriel Bowser's city-wide curfew of 1800 hours approached.

On January 6, 2020, approximately 1750 hours, members of the Sixth District CDU 63 were in line formation at the United States Capitol Building Lower West Terrace door and began pushing the group of hundreds of remaining protesters away from the United States Capitol Building, towards First Street, Northeast. Members were equipped with Body Worn Cameras (BWC), had donned protective riot gear that included ballistic helmets, gloves and CDU riot batons. **(Attachment 1)**

The CDU line provided several loud verbal commands of "Move back! Move back! Move back!" to the crowd of protesters, and utilized mechanical force with CDU batons to push protesters back and towards First Street, Northeast. As the CDU line came to rest half way to First Street, Northeast, to reform and reorganize the line that was spread out too far over the lawn terrace, Mr. David Blair attempted to incite the crowd of protesters. He pleaded for the crowd to "Hell no, quit backing up! Quit backing up! Stop being scared! Quit backing up! I'm telling ya, quit backing up! We're Americans!" as he waved his confederate flag and implored the crowd to resist and fight the CDU platoon efforts to push them back.

Officer Kevin Peralta, assigned to CDU 63 squad 3, utilized mechanical force with his CDU riot baton to push back Mr. Blair, who was not complying with the commands to move back. Mr. Blair was equipped with a helmet and a lacrosse stick/pole that had a confederate flag affixed to the end of it. Mr. Blair responded to the mechanical force and struck Officer Peralta in the chest with the pole.

Officer Claudy Toussaint, assigned to CDU 63 squad 2, reacted and delivered eight (8) CDU riot baton strikes to Mr. Blair's arms, torso and legs. Officer Toussaint struck Mr. Blair multiple times to stop his assaultive behavior. Officer Kenan Thomas-Bartley, assigned to CDU 63 squad 4, utilized the end of his CDU riot baton and delivered at least two (2) strikes.

Officer Aaron Smith, assigned to CDU 63 squad 3, moved around behind Mr. Blair and delivered 2 CDU riot baton strikes to the back of his legs. In the midst of the other CDU 63 member's uses of force, Officer Peralta reengaged with Mr. Blair and delivered three (3) CDU riot baton strikes to Mr. Blair's head and an additional two (2) strikes to his back as Mr. Blair lowered his head and was taken to the ground.

Officers Thomas-Bartley and Bijon Hiligh<sup>1</sup>, assigned to CDU 63 squad 4, then conducted a tactical team takedown to get Mr. Blair to the ground. As Mr. Blair continued to struggle with Officers Thomas-Bartley and Hiligh, Officer Aaron Smith delivered two (2) strikes with his CDU riot baton to Mr. Blair's legs.

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<sup>1</sup> Officer Hiligh did not active his BWC during the use of force incident. A separate administrative misconduct investigation will be conducted.

Officer Austin Smith, assigned to CDU squad 4, then handcuffed Mr. Blair without further incident. A head injury, consisting of a laceration that was actively bleeding, was immediately apparent on Mr. Blair after he was apprehended. He responded, "Bleeding pretty good out of my head, boys. Cracked me in the head about four times pretty damn well."

In total Mr. Blair was struck approximately 12 times by CDU baton strikes during the use of force incident.

Mr. Blair was then escorted back to the United States Capitol where United States Capitol Police officers took him into custody and placed him under arrest. Mr. Blair was transported by Prince George's County Ambulance 829 to George Washington University Hospital to receive treatment for the injuries he sustained during the use of force incident.

Mr. Blair was placed under arrest for Assault on a Police Officer (APO) and Central Complaint Numbers (CCN) 21-002719 were generated for the offense. United States Capitol Police processed Mr. Blair's arrest at their headquarters after he was released from the hospital at approximately 0100 hours. **(Attachment 2)**

The Joint Operations Command Center closeout report listed 68 total adult arrests on the date of the incident, which included curfew violators of the Mayor's order. Six (6) firearms were recovered, approximately 60 pieces of police property either lost, stolen or damaged, 56 MPD members reporting injuries and 180 use of force incidents as a result of the protests and subsequent riotous activities. **(Attachment 3)**

Incident Summary numbers 21-000063 were generated to investigate the member's CDU baton strikes uses of force with Mr. Blair. **(Attachment 4)**

Assistant United States Attorney (AUSA) Kendra Briggs of the United States Attorney's Office (USAO) was notified of the use of force incident via Departmental e-mail on January 7, 2021. **(Attachment 5)**

### **LEAD INVESTIGATOR**

Agent Christopher Tilley of the IAD was assigned as the lead IAD investigator and conducted a preliminary investigation under the direction of Lieutenant Joseph Cullen of the IAD.

United States Capitol Police Officer Alexandra Sims (#7271) processed Mr. Blair's arrest for APO.<sup>2</sup>

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<sup>2</sup> The USAO papered the APO charge against Mr. Blair on January 7, 2021. Case #2021 CMD 000211.



**MEMBER(S) INVOLVED**

**Officer Claudy Toussaint** *(Declined to provide a statement)*  
 Badge: 5858  
 CAD: 11862  
 Height: 5 feet 11 inches  
 Weight: 208 pounds  
 Duty & Uniform Status: On Duty, in Full Uniform  
 Personal: African American Male (32 years old)  
 Assignment: Sixth District  
 Appointed to MPD: December 26, 2018 (2 year member)  
 ASP Equipped: Yes  
 CDU Baton Equipped: Yes  
 OC Spray Equipped: Yes  
 Soft Body Armor Equipped: Yes  
 BWC Equipped: Yes/Activated  
 FOP Involvement: None  
 Legal Representation: None  
 Intoxication: None  
 Current Duty Status: Full Duty

**Officer Kevin Peralta** *(Declined to provide a statement)*  
 Badge: 5768  
 CAD: 11724  
 Height: 5 feet 11 inches  
 Weight: 220 pounds  
 Duty & Uniform Status: On Duty, in Full Uniform  
 Personal: Hispanic Male (27 years old)  
 Assignment: Sixth District  
 Appointed to MPD: August 20, 2018 (2 year member)  
 ASP Equipped: Yes  
 CDU Baton Equipped: Yes  
 OC Spray Equipped: Yes  
 Soft Body Armor Equipped: Yes  
 BWC Equipped: Yes/Activated  
 FOP Involvement: None  
 Legal Representation: None  
 Intoxication: None  
 Current Duty Status: Full Duty

**Officer Aaron Smith** *(Declined to provide a statement)*  
 Badge: 4079  
 CAD: 9549  
 Height: 5 feet 9 inches

Weight: 145 pounds  
 Duty & Uniform Status: On Duty, in Full Uniform  
 Personal: African American Male (34 years old)  
 Assignment: Sixth District  
 Appointed to MPD: June 18, 2012 (8 year member)  
 ASP Equipped: Yes  
 CDU Baton Equipped: Yes  
 OC Spray Equipped: Yes  
 Soft Body Armor Equipped: Yes  
 BWC Equipped: Yes/Activated  
 FOP Involvement: None  
 Legal Representation: None  
 Intoxication: None  
 Current Duty Status: Full Duty

**Officer Kenan Thomas-Bartley** *(Declined to provide a statement)*

Badge: 5630  
 CAD: 11515  
 Height: 5 feet 11 inches  
 Weight: 160 pounds  
 Duty & Uniform Status: On Duty, in Full Uniform  
 Personal: African American Male (30 years old)  
 Assignment: Sixth District  
 Appointed to MPD: February 20, 2018 (2 year member)  
 ASP Equipped: Yes  
 CDU Baton Equipped: Yes  
 OC Spray Equipped: Yes  
 Soft Body Armor Equipped: Yes  
 BWC Equipped: Yes/Activated  
 FOP Involvement: None  
 Legal Representation: None  
 Intoxication: None  
 Current Duty Status: Full Duty

**Officer Bijon Hiligh** *(Declined to provide a statement)*

Badge: 5842  
 CAD: 11416  
 Height: 5 feet 9 inches  
 Weight: 185 pounds  
 Duty & Uniform Status: On Duty, in Full Uniform  
 Personal: Caucasian Male (25 years old)  
 Assignment: Sixth District  
 Appointed to MPD: November 13, 2017 (3 year member)  
 ASP Equipped: Yes



<i>CDU Baton Equipped:</i>	Yes
<i>OC Spray Equipped:</i>	Yes
<i>Soft Body Armor Equipped:</i>	Yes
<i>BWC Equipped:</i>	Yes/Not Activated
<i>FOP Involvement:</i>	None
<i>Legal Representation:</i>	None
<i>Intoxication:</i>	None
<i>Current Duty Status:</i>	Full Duty

### **INVOLVED MEMBERS STATEMENTS**

The involved officers declined to provide an audio-recorded statement to Agent Tilley of the IAD until the issuance of Reverse Garrity or a Letter of Declination from the USAO.

### **SUBJECT OF THE FORCE**

#### **David Alan Blair**

<i>Race:</i>	Caucasian
<i>Sex:</i>	Male
<i>Height:</i>	6 feet 1 inches
<i>Weight:</i>	165 pounds
<i>Address:</i>	2195 Sugarloaf Parkview Lane Clarksburg, Maryland 20871
<i>Phone:</i>	(202) 607-7210
<i>Date of Birth:</i>	August 4, 1994 (26 years old)

#### **Violations that led to Police Contact:**

Felony Riot	§ 22-1322
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#### **Violations During Police Contact:**

Assault on a Police Officer	§ 22-405B
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#### **Outstanding Warrants:**

None

### **DESCRIPTION OF INJURIES**

Mr. Blair suffered a laceration to the top of his head and a minor laceration to the left of his head (above his left ear) during the use of force incident. The lacerations caused bleeding down his facial area in the aftermath of the incident.

Mr. Blair did not report any other injuries as a result of the use of force incident. He was transported to George Washington University Hospital by Prince Georges County Ambulance #829. He was treated and released after receiving nine (9) staples and seven (7) stitches to his head and a concussion diagnosis.

Officer Toussaint suffered pain to his right wrist from being struck by the lacrosse stick/pole that Mr. Blair was wielding during the incident. He reported to the Police and Fire Clinic (PFC) for treatment on January 6, 2021. **(Attachment 6)**

### **SUBJECT OF THE FORCE'S STATEMENT**

**David Blair**

**2195 Sugarloaf Parkview Ln  
Clarksburg, Maryland**

On January 6, 2021, Mr. David Blair provided an audio-recorded statement to Agent Tilley of the IAD. The statement was provided at George Washington University Hospital, and the following is a brief synopsis of Mr. Blair's statement:<sup>3</sup> **(Attachment 7)**

Mr. Blair stated that outside of the United States Capitol Building police lines "they were backing people up, I didn't want to back up, and I got cracked in the head good about three or four times."

Mr. Blair stated that the police line was equipped with riot batons, and that was what he was struck in the head with. Mr. Blair stated he may have been struck in the head more than three (3) or four (4) times. He recalled three (3) or four (4) "good rings, for sure." Mr. Blair stated "the first one was a hard strike to the head, I know that for sure. A good strike to the head, that's for sure."

Mr. Blair stated that officers on the police line then took him to the ground and handcuffed him.

Mr. Blair suffered two (2) lacerations to his head, one (1) on the crown of his head and the other on the left side of his head.

### **WITNESS CANVASS**

Due to the heightened circumstances of an ongoing riot and insurrection of the United States Capitol that had occurred on the date of the incident, along with the numerous uses of forces that had also occurred on the date of the incident, conducting a proper witness canvass would have created a safety hazard for officials of CDU 63 and no witnesses were identified or interviewed as a part of the preliminary investigation.

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<sup>3</sup> Mr. Blair declined to authorize the release of his medical records on the date of the incident, but indicated he may grant the release in the future after seeking legal advice on the matter.



During the course of the investigation, if any witnesses are identified through Body Worn Camera videos, a social media video canvass or through the joint use of force investigations by the IAD, those individuals will be sought out to request an interview as a part of this investigation.

**CIVILIAN WITNESS STATEMENTS**

None

**POLICE WITNESS STATEMENTS**

None

**PHYSICAL EVIDENCE SECTION**

***Description of the Scene:***

This incident occurred at the address 1 First Street, Northeast, zip code 20543, adjacent to the Lower West Terrace door of the United States Capitol Building.

The use of force occurred in the expansive grass area between the United States Capitol Building and First Street, Northeast.

The time of the incident produced no natural light conditions; however, the surrounding streets and United States Capitol building produced some artificial lighting.

The temperature was 43 degrees at the time of the incident, and the skies were mostly cloudy.

***Evidence Recovered / Processed:***

Photographs of Mr. Blair were documented by the IAD and Sergeant Fabian Ferrera of CDU 63. **(Attachment 8)**

***Involved Vehicles:***

None

***Property Damage:***

There was no property damage as a result of the use of force incident.

## **DIGITAL/ELECTRONIC EVIDENCE**

### ***Body Worn Camera Review:***

The Body Worn Camera (BWC) videos taken by the members who were on the scene of this incident were reviewed, and a synopsis of these reviews are listed as follows:<sup>4</sup> **(Attachment 9)**

Officer Claudy Toussaint captured one (1) BWC video related to this incident:

*Officer Toussaint's BWC video began at 1731 hours and was 25 minutes and 55 seconds in length.*

**15:53** Officer Toussaint, along with the CDU 63 line, began pushing the crowd of protesters back from the United States Capitol. Officer Toussaint utilized mechanical force with his CDU riot baton to push protesters back that were not complying with loud verbal commands of "Move back! Move back! Move back!"

**17:37** The CDU 63 line briefly paused to reform and strengthen their line.

**17:45** Mr. Blair was observed walking up and down the line of protesters and yelling, "Hell no, quit backing up! Quit backing up! Stop being scared! Quit backing up!" Mr. Blair was wearing a helmet and carrying a lacrosse stick/pole with a confederate flag affixed to it.

**17:58** Mr. Blair crossed again in front of Officer Toussaint, and can be heard stating, "I'm telling ya, quit backing up! We're Americans!" The CDU 63 line proceeded with advancing forward to push the crowd of protesters away from the United States Capitol Building.

**18:05** Mr. Blair confronted Officer Peralta, and stated, "What's up bitch!" Mr. Blair assaulted Officer Peralta with his lacrosse stick/pole. Officer Toussaint immediately responded to assist Officer Peralta. Officer Toussaint delivered eight (8) CDU riot baton strikes to Mr. Blair. Mr. Blair was then taken to the ground and into custody.

Officer Kevin Peralta captured one (1) BWC video related to this incident:

*Officer Peralta's BWC video began at 1746 hours and was 13 minutes and 58 seconds in length.*

**01:02** Officer Toussaint, along with the CDU 63 line, began pushing the crowd of protesters back from the United States Capitol. Officer Toussaint utilized

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<sup>4</sup> The noted times indicate the counter time and not actual time.



mechanical force with his CDU riot baton to push protesters back that were not complying with loud verbal commands of "Move back! Move back! Move back!"

**02:51** Mr. Blair was observed walking up and down the line of protesters and yelling, "Hell no, quit backing up! Quit backing up! Stop being scared! Quit backing up!" Mr. Blair was wearing a helmet and carrying a lacrosse stick/pole with a confederate flag affixed to it.

**03:02** Mr. Blair crossed again in front of Officer Peralta, and can be heard stating, "I'm telling ya, quit backing up! We're Americans!" The CDU 63 line proceeded with advancing forward to push the crowd of protesters away from the United States Capitol Building.

**03:05** The CDU 63 police line began advancing forward.

**03:08** Officer Peralta utilized mechanical force to push Mr. Blair back, and he responded by facing Officer Peralta and stating, "What's up, mother fucker? What's up? What's up, bitch? What's up? What's up?"

**03:13** Mr. Blair assaulted Officer Peralta by striking him with a lacrosse stick/pole.

**03:16** Officer Toussaint began delivering strikes to Mr. Blair with his CDU riot baton.

**03:19** Officer Peralta delivered strikes to Mr. Blair with his CDU riot baton. Mr. Blair responded, "Get the fuck off" before audibly voicing pain.

**03:24** Mr. Blair was taken to the ground and Officer Peralta stayed on the CDU 63 line.

Officer Aaron Smith captured one (1) BWC video related to this incident:

*Officer Smith's BWC video began at 1731 hours and was 23 minutes & 27 seconds in length.*

**16:43** Officer Smith had formed a police line formation along with CDU63 in the area of 1 First Street, Northeast, near the lower west terrace door of the United States Capitol Building, with the intent of dispersing a large crowd of protestors, who had occupied the grounds. Loud verbal commands of "move back" were given to the protestors by Officer Smith, while he simultaneously utilized his CDU riot baton in a port arms push position to control the crowd.

**17:46** Mr. Blair could be seen carrying a red and blue confederate flag. He began to aggressively scream at the crowd or protestors, while pacing back and forth "Quit backing up, quit backing up, stop being scared, "Quit backing up we're Americans, let's go."

had occupied the grounds. Loud verbal commands of "move back" were given to the protestors by Officer Smith, while he simultaneously utilized his CDU riot baton in a port arms push position to control the crowd.

- 17:46** Mr. Blair could be seen carrying a red and blue confederate flag. He began to aggressively scream at the crowd or protestors, while pacing back and forth "Quit backing up, quit backing up, stop being scared, "Quit backing up we're Americans, let's go."
- 18:02** Officer Thomas-Bartley along with CDU 63 police line began to push the crowd forward, while giving loud verbal commands to "move back" and utilizing their CDU riot batons as mechanical force.
- 18:05** An apparent head strike to Mr. Blair from Officer Peralta was observed.
- 18:11** Mr. Blair refused to listen to the officers commands to move back, and continued to remain in place as the CDU line approached him.
- 18:12** Mr. Blair became assaultive towards the officers and began to use his flag as a weapon to swing and push the officers.
- 18:17** Officer Smith delivered two (2) strikes with his CDU riot baton to the back of Mr. Blair's legs as he was engaged with Officers Toussaint and Peralta.
- 18:20** A tactical takedown of Mr. Blair was conducted by Officer Hiligh and Officer Thomas-Bartley.
- 18:23** Immediately following the takedown, Officer Smith administered two strikes with the tip of his baton to Mr. Blair's legs in order to stop his assaultive behavior towards the officers.
- 18:30** Mr. Blair was placed in handcuffs and arrested without further incident.
- 18:54** Mr. Blair stated "Bleeding out of my head pretty good, boys." Blood was visible on his head and facial area. Mr. Blair added, "Cracked me in the head about four times pretty damn well."

Officer Keenan Thomas-Bartley captured 1 BWC (1) video related to this incident:

*Officer Thomas-Bartley's BWC video was 14 minutes & 53 seconds in length.*

- 06:40** Officer Thomas-Bartley had formed a police line formation along with CDU 63 in the area of 1 First Street, Northeast, near the lower west terrace door of the United States Capitol Building, with the intent of dispersing a large crowd of



**07:57** Officer Thomas-Bartley along with CDU 63 police line began to push the crowd forward, while giving loud verbal commands to "move back" and utilizing their batons in a port arms push position.

**07:57** Mr. Blair resisted the officers commands to move back and became assaultive towards Officer Thomas-Bartley and Officer Bijon Hiligh. Mr. Blair began to use his flag as a weapon to swing and push the officers, while screaming at them "what's up bitch, what's up bitch."

**08:07** A tactical takedown was then conducted by Officer Thomas-Bartley and Officer Hiligh of Mr. Blair in order to stop Mr. Blair's assaultive behavior towards the officers.

**08:11** After Mr. Blair was taken to the ground, Officer Thomas-Bartley conducted two (2) strikes with the tip of his baton to Mr. Blair's midsection of his body.

**08:35** Mr. Blair was placed in handcuffs and arrested without further incident.

### **Closed Circuit Television (CCTV)**

The open grassy area where the use of force incident occurred was a significant distance from the United States Capitol building and any other structures (light poles, traffic cameras) that any potential CCTV camera in the area would not have captured the use of force incident. However, Agent Tilley will canvass the area and obtain any potential CCTV footage and ensure the video is preserved for this investigation.

### **Social Media Video**

A social media canvass of the social media platform Twitter revealed a posted video that captured the use of force incident. The video was shared on the Twitter "Night Shift" page by the Twitter handle @SpearsH7750, but was originally posted by the Twitter handle @4TheCulture on January 6, 2021. The video was 00:51 seconds in length and the following is a brief synopsis of that video: **(Attachment 10)**

**00:02** Mr. Blair appeared facing the crowd of protesters imploring them to fight back and resist the police line's efforts. He was holding a pole with a confederate flag affixed to it.

**00:06** Officer Peralta utilized mechanical force with his CDU riot baton to push Mr. Blair away from the advancing police line. Mr. Blair immediately turned and faced the police line.

- 00:08** Mr. Blair assaulted three (3) MPD members on the CDU line, including Officer Peralta, by extending the pole that he was wielding and slamming it across the officer's chest area.
- 00:10** Mr. Blair began backing away from the line as Officer Toussaint approached him with his CDU riot baton raised in the air. Another officer was attempting to remove the pole from Mr. Blair's possession.
- 00:11** Officer Toussaint delivered a strike to Mr. Blair's left shoulder area with the tip of his CDU riot baton. He continued to deliver strikes with his CDU riot baton to Mr. Blair's torso and legs.
- 00:15** Officer Peralta reengaged with Mr. Blair and delivered three (3) strikes to his head with his CDU riot baton. Mr. Blair began lowering his head, and two (2) additional strikes from his CDU riot baton were delivered by Officer Peralta.
- 00:18** Officer Aaron Smith moved behind Mr. Blair and delivered two (2) strikes with his CDU riot baton to Mr. Blair's legs.
- 00:21** A tactical takedown got Mr. Blair to the ground as the CDU 63 line formed around the members handcuffing Mr. Blair. OC spray was deployed by the CDU 63 line to disperse the protesters rapidly approaching Mr. Blair's position as he was handcuffed by Officer Austin Smith.

**9-1-1 Calls for Police Service:**

None

**RECOMMENDATION**

It is recommended that this report and the related attachments be forwarded to the United States Attorney's Office (USAO) for prosecutorial review related to the use of force against Mr. David Blair on January 6, 2020.



Christopher M. Tilley  
Sergeant/Agent  
Internal Affairs Division



**ATTACHMENTS**

1. Civil Disturbance Unit 63 Roll Call
2. Cobalt Report CCN 21-002719
3. Joint Operations Command Center Closeout Report
4. Incident Summary #21-000063
5. United States Attorney's Office Notification
6. PD Form 42 Officer Claudy Toussaint
7. PD Form 854 Statement of Mr. David Blair
8. Photographs of Mr. Blair
9. PD Form 854 BWC Synopsis
10. Twitter Social Media Video

**ATTACHMENT #1**



**Sixth District CDU**

1. Incident Name

Mandatory CDU First Amendment

2. Date Prepared

1/6/2021

3. Time Prepared

1230 hours

4. Unit Name/Designators

**CDU 63**

5. Unit Leader (Name and Position)

Lieutenant Justin Roth

6. Operational Period

1/6/2021 1300-until

**7. Personnel Roster Assigned**

Name ( <i>Doe, John</i> )	Rank	Badge	CAD	Post	Assignment (Squad)
<b>Nicolau, Narcisa</b>	<b>Sgt.</b>	<b>S0967</b>	<b>9992</b>	<b>Supervision/Relief</b>	<b>CDU 63-1 (6310)</b>
Williams, Andre	Ofc.	2149	12032		CDU 6311
Roach, Jacky	Ofc.	5771	11727		CDU 6312
Gonzalez, Juan	Ofc.	5641	11552		CDU 6313
Manzan, Louis	Ofc.	5697	11632		CDU 6314
Weber, Kyle	Ofc.	5339	11184		CDU 6315
Powell, Diovanni	Ofc.	5213	12017		CDU 6316
D'Avignon, Marc	Ofc.	3060	8277		
Sterling, Jason	Ofc.	5837	11839		CDU 6317
<b>Danho, Elias</b>	<b>Sgt.</b>	<b>S0666</b>	<b>8278</b>	<b>Supervision/Relief</b>	<b>CDU 63-2 (6320)</b>
Hawkins, Kendall	Ofc.	3190	10582		CDU 6321
Beel, Michael	Ofc.	5560	11971		CDU 6322
Cano, Matthew	Ofc.	5830	11826		CDU 6323
Murphy, Robert	Ofc.	5324	11179		CDU 6324
French, Ian	Ofc.	5221	11121		CDU 6325
Toussaint, Claudy	Ofc.	5858	11862		CDU 6326
Morris, Lila	Ofc.	5869	11876		CDU 6327
<b>Ferrera, Fabian</b>	<b>Sgt.</b>	<b>S0748</b>	<b>6946</b>	<b>Supervision/Relief</b>	<b>CDU 63-3 (6330)</b>
Eley, David	Ofc.	3615	9978		CDU 6331
Peralta, Kevin	Ofc.	5768	11724		CDU 6332
Smith, Aaron	Ofc.	4079	9549		CDU 6333
Krumnow, Angelica	Ofc.	5847	11855		CDU 6334
Laielli, Max	Ofc.	5848	11838		CDU 6335
Craig, Terrance	Ofc.	2823	9431		CDU 6336
Cephus, Erica	Ofc.	4425	10773		CDU 6337
<b>Huff, Isaac</b>	<b>Sgt.</b>	<b>S0672</b>	<b>9694</b>	<b>Supervision/Relief</b>	<b>CDU 63-4 (6340)</b>
Smith, Austin	Ofc.	5895	11987		CDU 6341
Livezy, Chad	Ofc.	5165	11094		CDU 6342
Militar, Josemaria	Ofc.	5451	12127		CDU 6343
Thompson, Kyia	Ofc.	4768	10204		CDU 6344
Thomas-Bartely, Kenan	Ofc.	5630	11515		CDU 6345
Valentin-Aponte, Karen	Ofc.	5050	10944		CDU 6346
Hiligh, Bijon	Ofc.	5842	11416		CDU 6347

9. Prepared by Lieutenant Roth, Justin

10. TOD Information:

Take homes: Sgt. Nicolau, Ofc. Hawkins, Ofc. Craig, Ofc. Powell

**ATTACHMENT #2**



CCN #21002719 - Arrest Packets - 522100422

Metropolitan Police Department

**Arrest #522100422 - D-1 David Alan Blair****CAUTIONS:**

ARRESTING OFFICER <b>Alexandria Sims (#07271)</b>	ARREST DATE/TIME <b>Jan 06, 2021 17:50</b>	ARRESTING ORGANIZATION <b>US Capitol Police</b>
ASSISTING OFFICERS (ASSIST TYPE)		
ADVISED OF RIGHTS (OFFICER, DATE/TIME, PLACE) <b>Alexandria Sims (#07271), Jan 07, 2021 03:08, 119 D. Street N.E.</b>	PHONE CALL MADE / NUMBER CALLED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <b>(240) 422-0979</b>	SPECIAL OPERATIONS

**DEFENDANT**

NAME (LAST, FIRST MIDDLE) <b>Blair, David Alan</b>		TRUE NAME <b>DAVID ALAN BLAIR</b>	
NICKNAMES		DATE OF BIRTH / AGE RANGE <b>Aug 04, 1994</b>	PDID # <b>DC750504</b>
SEX <b>Male</b>	RACE / ETHNICITY <b>White Not Hispanic Or Latino</b>	PHONE <b>(202) 607-7210 (Mobile Phone)</b>	SSN # <b>220415403</b>
HOME ADDRESS (INCLUDE ROOM/APT #) <b>2195 SUGARLOAF PARKVIEW LANE, CLARKSBURG, MD 20871</b>			
DEFENDANT ARMED W/		MILITARY SERVICE (BRANCH, START-END)	
DEFENDANT IS A JUVENILE / YOUTH DIVISION # <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	NEEDS INTERPRETER / LANGUAGES SPOKEN <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	HEIGHT <b>6 ft 1 in</b>	WEIGHT <b>165 lbs</b>
CODEFENDANTS		HAIR <b>Blond, Unknown, Unknown</b>	EYES <b>Blue</b>
DEFENDANT'S REMARKS		SKIN TONE <b>Fair</b>	
		CLOTHING (HAT, JACKET, PANTS, COAT/SUIT, SHIRT/BLOUSE, SKIRT/DRESS) <b>Hat/headwear: N/A, Jacket/coat/sweater: Black, Pants/dress/skirt: Grey</b>	
WALES / NCIC CHECK #			

**ARREST LOCATION**

ADDRESS (INCLUDE ROOM/APT #) <b>UNITED STATES SUPREME COURT, 1 1ST STREET NE, WASHINGTON, DC 20543 Type: Government/ Public Building Public/Private: Public PSA: 102 District: First District Description: Lower West Terrace Door</b>	
POSITION (BEHIND, FRONT, INSIDE, SIDE, ETC.)	DESCRIPTION OF ARREST LOCATION <b>Lower West Terrace Door</b>

**CHARGES**

COURT DATE / TIME & ROOM NUMBER <b>Jan 07, 2021 07:08 / C-10</b>	ARREST TYPE <b>Custodial</b>	NCIR	TITLE 16 <input type="checkbox"/> YES <input type="checkbox"/> NO
LOCKUP # <b>61</b>	LOCKUP LOCATION <b>US CAPITAL POLICE</b>	LOCKUP DATE <b>Jan 07, 2021</b>	
CHARGE-1 <b>Assault On A Police Officer (simple Assault) (22DC405B)</b>			CCN # <b>21002719</b>
DISPOSITION <input type="checkbox"/> CITATION <input type="checkbox"/> BOND <input type="checkbox"/> COLLATERAL <input checked="" type="checkbox"/> LOCKUP <input type="checkbox"/> POST & FORFEIT	DISPOSITION DATE <b>Jan 07, 2021 07:08</b>	RECEIPT #	AMOUNT PAID (\$)
JUVENILE DISPOSITION		JUVENILE DISPOSITION DATE	

**STATEMENT OF FACTS**

On Wednesday, January 6, 2021, at approximately 1750HRS MPD Sergeant FERRERA, F. (S. 748), MPD Ofc. HILIGH, B. (5842), MPD Ofc. BARTLEY, K. (5630), MPD Ofc. TOUSSAINT (5858), and MPD Ofc. SMITH, A (4079) were deployed to 1 1st Street NE, to the Lower West Terrace door in response to Civil Disobedience. While in the process of holding a police line at the threshold of the Lower West Terrace Door of the United States Capitol Building, MPD Ofc. TOUSSAINT (5858), MPD Ofc. SMITH, A (4079) were pushing back the line of protestors when suspect (BLAIR, David) was seen with a "lacrosse type stick hitting officers" (MPD Sergeant FERRERA, F. (S. 748)). According to MPD Sergeant FERRERA, F. (S. 748), Suspect (BLAIR, David) admitted to "having a pole-type object in his hand while on the line". When faced with the suspect (BLAIR, David), MPD Ofc. TOUSSAINT (5858), MPD Ofc. SMITH, A (4079) began striking with batons. MPD Ofc. TOUSSAINT (5858), MPD Ofc. SMITH, A (4079) say suspect (BLAIR, David) was never hit in the head. Once to the ground, MPD Ofc. HILIGH, B. (5842), MPD Ofc. BARTLEY, K. (5630) took the suspect (BLAIR, David) to the ground to conduct a proper handcuff and arrest procedure. During the event, Suspect (BLAIR, David) sustained injury to the head and was requested medical attention. Capitol Police Ofc. SIMS, A. (7271) and CP Officer PANTOS, S. (7269) were called to take the arrest. Ofc. SIMS, A. (7271) is the arresting officer. While waiting medical arrival, Suspect (BLAIR, David) was then asked by MPD Sergeant FERRERA, F. (S. 748) to recount the events. Suspect (BLAIR, David) noted, "[I was] Being an idiot, pumped up and didn't move back. Accept everything. I'm sorry, I got hit four times, I had a knife in my bag because I was scared of ANTIFA jumping me on the way back." Suspect (BLAIR, David) was transported to GW Hospital by Prince George's County Ambulance 829. Suspect (BLAIR, David) received medical attention and was released the morning of Thursday, January 7, 2021 at approximately 0100HOURS.

## PROPERTY & ITEMS

REPORTING OFFICER SIGNATURE / DATE	SUPERVISOR SIGNATURE / DATE
Alexandria Sims (#07271) 01/07/2021 (e-signature)	JOSEPH PITTS (#05694) 01/07/2021 (e-signature)
PRINT NAME	PRINT NAME
Alexandria Sims (#07271)	JOSEPH PITTS (#05694)



**CCN #21002719 - OFFENSE REPORT ARREST TYPE**

REPORT DATE / TIME <b>Jan 07, 2021 02:34</b>	DISTRICT / PSA <b>First District / 102</b>	EVENT START DATE / TIME - EVENT END DATE / TIME <b>Jan 06, 2021 17:45 - Jan 06, 2021 17:50</b>	INCIDENT STATISTICS
RESPONDING OFFICER <b>Alexandria Sims (#07271) - US Capitol Police</b>		WEATHER	
ASSISTING OFFICER (ASSIST TYPE) <b>Stephanie Pantos (#07267) (Assisting Officer)</b>			
TELETYPE DATE / TIME	TELETYPE #	PERSON NOTIFIED AT TELETYPE	SHOTS FIRED <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
			SHOTS EFFECT <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
WAS A STOP INVOLVED? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	STOP START DATE/TIME - STOP END DATE/TIME <b>Jan 06, 2021 17:45 - Jan 06, 2021 17:50</b>	REASON FOR THE STOP <b>Individual's actions</b>	

**REPORTING PERSON**

NAME (LAST, FIRST MIDDLE) <b>R-1 Blair, David Alan</b>		DOB / ESTIMATED AGE RANGE <b>Aug 04, 1994</b>	
SEX <b>Male</b>	RACE / ETHNICITY <b>White / Not Hispanic Or Latino</b>	PHONE <b>(202) 607-7210 (Mobile Phone)</b>	EMAIL
HOME ADDRESS <b>2195 SUGARLOAF PARKVIEW LANE, CLARKSBURG, MD 20871</b>			

**OFFENSE #1 - 21002719**

OFFENSE <b>Assault On A Police Officer (simple Assault) (22DC405B)</b>	OFFENSE COMPLETION <input checked="" type="checkbox"/> COMPLETED <input type="checkbox"/> ATTEMPTED
OFFENSE CASE STATUS <b>Cleared By Arrest (Jan 07, 2021)</b>	
OFFENSE LOCATION <b>UNITED STATES SUPREME COURT, 1 1ST STREET NE, WASHINGTON, DC 20543 Type: Government/ Public Building Public/Private: Public PSA: 102 District: First District Description: Lower West Terrace Door</b>	
LOCATION TYPE <b>Government/ Public Building</b>	POSITION (BEHIND, FRONT, INSIDE, SIDE) <b>Behind</b>
LOCATION DESCRIPTION <b>Lower West Terrace Door</b>	
AGGRAVATED ASSAULT FACTORS/HOMICIDE FACTORS	OFFENSE PROPERTIES
HATE BIAS/MOTIVATION	<b>Victim is Officer ( Toussaint, Officer ) Victim is Officer ( Smith, Officer )</b>
WEAPON/FORCE INVOLVED <b>Hit During Act</b>	GANG INFORMATION <b>None/unknown,</b>
CRIMINAL ACTIVITIES	MODUS OPERANDI
FORCED ENTRY <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	# OF PREMISES
SECURITY SYSTEM	CARGO THEFT <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
NEGLIGENT MANSLAUGHTER CIRCUMSTANCE	
BUILDING INHABITED (ARSON)	

**SUSPECTS**

SUSPECT NAME-1 (LAST, FIRST MIDDLE) <b>S-1 Blair, David Alan</b>		DOB / ESTIMATED AGE RANGE <b>Aug 04, 1994</b>		SEARCH WAS PERFORMED <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	STATEMENT TAKEN <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
WAS THIS PERSON STOPPED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	HOURS STOPPED <b>0</b>	MINUTES STOPPED <b>5</b>	PERSON SEARCHED AS A RESULT OF THE STOP (PRIOR TO ARREST) <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	PERSON'S PROPERTY SEARCHED AS A RESULT OF THE STOP ( PRIOR TO ARREST) <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
SEX <b>Male</b>	RACE / ETHNICITY <b>White / Not Hispanic Or Latino</b>	HEIGHT <b>6 ft 1 in</b>	WEIGHT <b>165 lbs</b>	EYES <b>Blue</b>	
CLOTHING (HAT, JACKET, PANTS, COAT/SUIT, SHIRT/BLOUSE, SKIRT/DRESS) <b>Hat/headwear: N/A, Jacket/coat/sweater: Black, Pants/dress/skirt: Grey</b>			HAIR <b>Blond, Unknown, Unknown</b>	SKIN TONE <b>Fair</b>	

DESCRIPTION/IDENTIFYING MARKS	SUSPECTED OF: <input type="checkbox"/> CONSUMING ALCOHOL <input type="checkbox"/> USING DRUGS	
	TICKET # / FINE AMOUNT	VENDOR #

**VICTIMS**

VICTIM NAME (LAST, FIRST MIDDLE) <b>V-1 Toussaint, Officer</b>		DOB / ESTIMATED AGE RANGE	SEARCH WAS PERFORMED <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	STATEMENT TAKEN <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
SEX <b>Male</b>	RACE / ETHNICITY <b>Black / Not Hispanic Or Latino</b>	PHONE	EMAIL	DATE DECLARED

HOME ADDRESS

SIXTH DISTRICT POLICE STATION, 5002 HAYES STREET NE, WASHINGTON, DC 20019 **Type: Government/ Public Building Public/Private: Public PSA: 608 District: Sixth District**

VICTIM NAME (LAST, FIRST MIDDLE) <b>V-2 Hiligh, Bijon</b>		DOB / ESTIMATED AGE RANGE	SEARCH WAS PERFORMED <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	STATEMENT TAKEN <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
SEX <b>Male</b>	RACE / ETHNICITY <b>Black / Not Hispanic Or Latino</b>	PHONE	EMAIL	DATE DECLARED

HOME ADDRESS

VICTIM NAME (LAST, FIRST MIDDLE) <b>V-3 Bartley, OFC K</b>		DOB / ESTIMATED AGE RANGE	SEARCH WAS PERFORMED <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	STATEMENT TAKEN <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
SEX <b>Male</b>	RACE / ETHNICITY <b>Unknown / Unknown</b>	PHONE	EMAIL	DATE DECLARED

HOME ADDRESS

VICTIM NAME (LAST, FIRST MIDDLE) <b>V-4 Smith, Officer</b>		DOB / ESTIMATED AGE RANGE	SEARCH WAS PERFORMED <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	STATEMENT TAKEN <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
SEX <b>Male</b>	RACE / ETHNICITY <b>Black / Not Hispanic Or Latino</b>	PHONE <b>(202) 698-0880 (Home Phone)</b>	EMAIL	DATE DECLARED

HOME ADDRESS

**WITNESSES****PROPERTY & ITEMS**

REPORTING OFFICER SIGNATURE / DATE <b>Alexandria Sims (#07271) 01/07/2021 (e-signature)</b>	SUPERVISOR SIGNATURE / DATE <b>JOSEPH PITTS (#05694) 01/07/2021 (e-signature)</b>
PRINT NAME <b>Alexandria Sims (#07271)</b>	PRINT NAME <b>JOSEPH PITTS (#05694)</b>



**Law Enforcement Officers Killed & Assaulted (LEOKA) Addendum**

CCN # 21002719		
VICTIM NAME (LAST, FIRST, MIDDLE) V-1 Toussaint, Officer	DATE OF BIRTH / AGE RANGE 2 - 102 yrs old	OTHER JURISDICTION ORI #
LEOKA ACTIVITY Civil Disorder (riot, Mass Disobedience)	LEOKA ASSIGNMENT Other (assisted) - Law Enforcement Officers Serving in Other Capacities (foot Patrol, Off Duty, Etc.)	
VICTIM NAME (LAST, FIRST, MIDDLE) V-4 Smith, Officer	DATE OF BIRTH / AGE RANGE 1 - 101 yrs old	OTHER JURISDICTION ORI #
LEOKA ACTIVITY Civil Disorder (riot, Mass Disobedience)	LEOKA ASSIGNMENT One-officer Vehicle (assisted) - Uniformed Law Enforcement Officers	

**Offense #1 Searches – S-1 David Alan Blair**

CCN #	NAME (LAST, FIRST MIDDLE)	DATE OF BIRTH
21002719	Blair, David Alan	Aug 04, 1994
LOCATION OF STOP		
UNITED STATES SUPREME COURT, 1 1ST STREET NE, WASHINGTON, DC 20543 <b>Type:</b> Government/ Public Building <b>Public/Private:</b> Public <b>PSA:</b> 102		
<b>District:</b> First District		

**PERSON SEARCHES**

TYPE OF SEARCH
Probable Cause
REASON FOR THIS SEARCH
Individual's actions,
PROPERTY SEIZED
None,

**PERSON'S PROPERTY SEARCHES**

TYPE OF SEARCH
Probable Cause
REASON FOR THIS SEARCH
Individual's actions,
OBJECT SEARCHED
Bag,
PROPERTY SEIZED
None,

**CCN #21002719 - PUBLIC NARRATIVE**

On 01/06/2021, at approximately 1750HRS, S1 was arrested for APO doing a civil disobedience event at 1 1st Street N.E. S1 hit Ofc 1. with a stick like object crossing a police line. RO was assigned the arrest.

**CCN #21002719 - INTERNAL NARRATIVE**

On Wednesday, January 6, 2021, at approximately 1750HRS MPD Sergeant FERRERA, F. (S. 748), MPD Ofc. HILIGH, B. (5842), MPD Ofc. BARTLEY, K. (5630), MPD Ofc. TOUSSAINT (5858), and MPD Ofc. SMITH, A (4079) were deployed to 1 1st Street NE, to the Lower West Terrace door in response to Civil Disobedience. While in the process of holding a police line at the threshold of the Lower West Terrace Door of the United States Capitol Building, MPD Ofc. TOUSSAINT (5858), MPD Ofc. SMITH, A (4079) were pushing back the line of protestors when suspect (BLAIR, David) was seen with a "lacrosse type stick hitting officers" (MPD Sergeant FERRERA, F. (S. 748)). According to MPD Sergeant FERRERA, F. (S. 748), Suspect (BLAIR, David) admitted to "having a pole-type object in his hand while on the line". When faced with the suspect (BLAIR, David), MPD Ofc. TOUSSAINT (5858), MPD Ofc. SMITH, A (4079) began striking with batons. MPD Ofc. TOUSSAINT (5858), MPD Ofc. SMITH, A (4079) say suspect (BLAIR, David) was never hit in the head. Once to the ground, MPD Ofc. HILIGH, B. (5842), MPD Ofc. BARTLEY, K. (5630) took the suspect (BLAIR, David) to the ground to conduct a proper handcuff and arrest procedure. During the event, Suspect (BLAIR, David) sustained injury to the head and was requested medical attention. Capitol Police Ofc. SIMS, A. (7271) and CP Officer PANTOS, S. (7269) were called to take the arrest. Ofc. SIMS, A. (7271) is the arresting officer. While waiting medical arrival, Suspect (BLAIR, David) was then asked by MPD Sergeant FERRERA, F. (S. 748) to recount the events. Suspect (BLAIR, David) noted, "[I was] Being an idiot, pumped up and didn't move back. Accept everything. I'm sorry, I got hit four times, I had a knife in my bag because I was scared of ANTIFA jumping me on the way back." Suspect (BLAIR, David) was transported to GW Hospital by Prince George's County Ambulance 829. Suspect (BLAIR, David) received medical attention and was released the morning of Thursday, January 7, 2021 at approximately 0100HOURS.

## REPORTING OFFICER SIGNATURE / DATE

Alexandria Sims (#07271) 01/07/2021 (e-signature)

## PRINT NAME

Alexandria Sims (#07271)

## SUPERVISOR SIGNATURE / DATE

JOSEPH PITTS (#05694) 01/07/2021 (e-signature)

## PRINT NAME

JOSEPH PITTS (#05694)

**APPROVAL HISTORY**

Report Submitted by PAUL MUSTERER (#05107)

Jan 07, 2021 04:14

Report Completed by PATRICK CERESA JR (#05444)

Jan 07, 2021 04:18

Report Staff Review Rejected by JAMIE TEEL (#05754)

Jan 07, 2021 04:27

Report Returned to Draft by MICHAEL LUKASZEWICZ (#05724)

Jan 07, 2021 04:30

statement of facts

Report Submitted by MICHAEL LUKASZEWICZ (#05724)

Jan 07, 2021 04:33

Report Completed by JOSEPH PITTS (#05694)

Jan 07, 2021 09:01



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**CCN #21002719 Report Attachments**

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FILE NAME

BLAIR\_NOTES.docx

UPLOAD DATE/TIME

Jan 07, 2021 03:57

UPLOADED BY

PAUL MUSTERER (#05107)

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**Office of Unified Communications Derived CAD Data**

CCN #	EVENT DATE
21002719	01/06/2021 19:27
EVENT TYPE	
MISCELLANEOUS	
AGENCY NAME	RESPONDING OFFICER
US Capitol Police	US CAPITOL POLICE POLICE
EVENT LOCATION	
1 1ST ST NW   WASHINGTON, DC	

**Officer Officer Toussaint****Officer Toussaint**

TRUE NAME

DATE OF BIRTH / AGE RANGE

2 - 102 yrs old

PDID # / FBI #

CAUTIONS

**PROFILE INFO**

BIRTH INFO	EMAIL
SEX	Male
RACE / ETHNICITY	Black / Not Hispanic Or Latino
MAIDEN NAME	
NEEDS INTERPRETER	
LANGUAGES SPOKEN	
MARITAL STATUS	
SSN #	
DRIVER'S LICENSE	
HEIGHT	
WEIGHT	
SKIN TONE	
EYES	
HAIR	
FACIAL HAIR	
VISION	
BUILD	
PHYSICAL CHAR.	
IDENTIFYING MARKS	
BEHAVIORAL CHAR.	
MOOD	
MODUS OPERANDI	
SKILLS	
PROBATION TYPE	
MISC. DESCRIPTION	
	ADDRESS (HOME)
	SIXTH DISTRICT POLICE STATION, 5002 HAYES STREET NE, WASHINGTON, DC 20019
	PSA: 608
	District: Sixth District
	Public
	Government/ Public Building
	ADDRESS (WORK)
	EMERGENCY CONTACT
	RESIDENT OF JURIS
	MILITARY SERVICES
	EMPLOYMENT
	CLOTHING

**Officer Bijon Hiligh****Bijon Hiligh**

TRUE NAME

DATE OF BIRTH / AGE RANGE

2 - 101 yrs old

PDID # / FBI #

CAUTIONS

**PROFILE INFO**

## BIRTH INFO

SEX Male

RACE / ETHNICITY Black / Not Hispanic Or Latino

MAIDEN NAME

NEEDS INTERPRETER

LANGUAGES SPOKEN

MARITAL STATUS

SSN #

DRIVER'S LICENSE 11416

HEIGHT

WEIGHT

SKIN TONE

EYES

HAIR

FACIAL HAIR

VISION

BUILD

PHYSICAL CHAR.

IDENTIFYING MARKS

BEHAVIORAL CHAR.

MOOD

MODUS OPERANDI

SKILLS

PROBATION TYPE

MISC. DESCRIPTION

## EMAIL

## PHONES

## ADDRESS (HOME)

## ADDRESS (WORK)

SIXTH DISTRICT POLICE STATION, 5002 HAYES  
STREET NE, WASHINGTON, DC 20019

PSA: 608

District: Sixth District

Public

Government/ Public Building

## EMERGENCY CONTACT

## RESIDENT OF JURIS

## MILITARY SERVICES

## EMPLOYMENT

## CLOTHING



**OFC K Bartley****OFC K Bartley**

TRUE NAME

DATE OF BIRTH / AGE RANGE

11 - 101 yrs old

PDID # / FBI #

CAUTIONS

**PROFILE INFO****BIRTH INFO**

SEX Male

RACE / ETHNICITY Unknown / Unknown

MAIDEN NAME

NEEDS INTERPRETER

LANGUAGES SPOKEN

MARITAL STATUS

SSN #

DRIVER'S LICENSE

HEIGHT

WEIGHT

SKIN TONE

EYES

HAIR

FACIAL HAIR

VISION

BUILD

PHYSICAL CHAR.

IDENTIFYING MARKS

BEHAVIORAL CHAR.

MOOD

MODUS OPERANDI

SKILLS

PROBATION TYPE

MISC. DESCRIPTION

**EMAIL****PHONES****ADDRESS (HOME)****ADDRESS (WORK)**

SIXTH DISTRICT POLICE STATION, 5002 HAYES  
STREET NE, WASHINGTON, DC 20019  
PSA: 608  
District: Sixth District  
Public  
Government/ Public Building

**EMERGENCY CONTACT****RESIDENT OF JURIS****MILITARY SERVICES****EMPLOYMENT****CLOTHING**

**Officer Smith****Officer Smith**

TRUE NAME

DATE OF BIRTH / AGE RANGE

1 - 101 yrs old

PDID # / FBI #

CAUTIONS

**PROFILE INFO**

## BIRTH INFO

SEX Male

RACE / ETHNICITY Black / Not Hispanic Or Latino

MAIDEN NAME

NEEDS INTERPRETER

LANGUAGES SPOKEN

MARITAL STATUS

SSN #

DRIVER'S LICENSE

HEIGHT

WEIGHT

SKIN TONE

EYES

HAIR

FACIAL HAIR

VISION

BUILD

PHYSICAL CHAR.

IDENTIFYING MARKS

BEHAVIORAL CHAR.

MOOD

MODUS OPERANDI

SKILLS

PROBATION TYPE

MISC. DESCRIPTION

## EMAIL

PHONES (202) 698-0880 (Home Phone)

ADDRESS (HOME)

ADDRESS (WORK) SIXTH DISTRICT POLICE STATION, 5002 HAYES  
STREET NE, WASHINGTON, DC 20019  
PSA: 608  
District: Sixth District  
Public  
Government/ Public Building

EMERGENCY CONTACT

RESIDENT OF JURIS

MILITARY SERVICES

EMPLOYMENT

CLOTHING

**David Alan Blair****David Alan Blair**

TRUE NAME

DAVID ALAN BLAIR

DATE OF BIRTH / AGE RANGE

Aug 04, 1994

POID # / FBI #

DC750504

CAUTIONS

**PROFILE INFO**

BIRTH INFO	Aug 04, 1994	EMAIL	
SEX	Male	PHONES	(202) 607-7210 (Mobile Phone)
RACE / ETHNICITY	White / Not Hispanic Or Latino	ADDRESS (HOME)	2195 SUGARLOAF PARKVIEW LANE, CLARKSBURG, MD 20871
MAIDEN NAME		ADDRESS (WORK)	
NEEDS INTERPRETER		EMERGENCY CONTACT	Gayle Blair (Mother) +12404220979 2195 Sugarloaf Parkview Lane, Clarksburg, MD
LANGUAGES SPOKEN		RESIDENT OF JURIS	
MARITAL STATUS		MILITARY SERVICES	
SSN #	220415403	EMPLOYMENT	
DRIVER'S LICENSE	B460135040610 Maryland Any Regular Or Standard Driver's License Issued For The Operation Of Automobiles And Light Trucks By States That Separate These Vehicles From Class "c". Other Class Designation Codes Such As "d", "r" And Others May Be Used By States To Indicate A Regular D Current/ Valid	CLOTHING	Hat/headwear: N/A, Jacket/coat/sweater: Black, Pants/dress/skirt: Grey
HEIGHT	6 ft 1 in		
WEIGHT	165 lbs		
SKIN TONE	Fair		
EYES	Blue		
HAIR	Blond, Unknown, Unknown		
FACIAL HAIR	Beard, Slight		
VISION	Normal		
BUILD	Thin		
PHYSICAL CHAR.			
IDENTIFYING MARKS			
BEHAVIORAL CHAR.			
MOOD			
MODUS OPERANDI			
SKILLS			
PROBATION TYPE			
MISC. DESCRIPTION			



**CCN #21002719 - Report History**

## AUTHORS

PAUL MUSTERER (#05107), PATRICK CERESA JR (#05444), MICHAEL LUKASZEWICZ (#05724)

**JOSEPH PITTS (#05694) changed Offense: Assault On A Police Officer (simple Assault)**

Jan 07, 2021 09:01

CLOSURE STATUS CHANGE DATE Jan 07, 2021 04:18 Jan 07, 2021 09:01

**APPROVED by JOSEPH PITTS (#05694)**

Jan 07, 2021 09:01

**MICHAEL LUKASZEWICZ (#05724) submitted the report for approval**

Jan 07, 2021 08:33

REASON FOR CHANGE statement of facts

**MICHAEL LUKASZEWICZ (#05724) changed the link between David Alan Blair and m1.jpg**

Jan 07, 2021 08:31

IMPORTANCE OF ATTACHMENT HIGH

**MICHAEL LUKASZEWICZ (#05724) changed Arrest # 522100422**

Jan 07, 2021 08:31

## ARREST NARRATIVE

On ~~01/06/~~ Wednesday, January 6, 2021, at approximately 1750HRS MPD Sergeant FERRERA , ~~Sgt F. was~~ (S. arrested 748), for MPD APC Ofc. doing HILIGH, a B. civil (5842), ~~disobedience~~ MPD event Ofc. at BARTLEY, K. (5630), MPD Ofc. TOUSSAINT (5858), and MPD Ofc. SMITH, A (4079) were deployed to 1 1st Street NE, to the Lower West Terrace door in response to Civil Disobedience . While in the process of holding a police line at the threshold of the Lower West Terrace Door of the United States Capitol Building, MPD Ofc . ~~Sgt~~ TOUSSAINT ~~his~~ (5858), MPD Ofc ~~a~~ . SMITH, A (4079) were pushing back the line of protestors when suspect ( BLAIR, David) was seen with a "lacrosse type stick ~~like~~ hitting ~~object~~ officers" ~~crossing~~ (MPD Sergeant FERRERA, F. (S. 748)). According to MPD Sergeant FERRERA, F. (S. 748), Suspect (BLAIR, David) admitted to "having a ~~police~~ pole-type object in his hand while on the line ". When faced with the suspect (BLAIR, David), MPD Ofc . ~~RO~~ TOUSSAINT (5858), MPD Ofc. SMITH, A (4079) began striking with batons. MPD Ofc. TOUSSAINT (5858), MPD Ofc. SMITH, A (4079) say suspect (BLAIR, David) was ~~assigned~~ never hit in the head. Once to the ground, MPD Ofc. HILIGH, B. (5842), MPD Ofc. BARTLEY, K. (5630) took the suspect (BLAIR, David) to the ground to conduct a proper handcuff and arrest procedure . During the event, Suspect (BLAIR, David) sustained injury to the head and was requested medical attention. Capitol Police Ofc. SIMS, A. (7271) and CP Officer PANTOS, S. (7269) were called to take the arrest. Ofc. SIMS, A. (7271) is the arresting officer. While waiting medical arrival, Suspect (BLAIR, David) was then asked by MPD Sergeant FERRERA, F. (S. 748) to recount the events. Suspect (BLAIR, David) noted, "[I was] Being an idiot, pumped up and didn't move back. Accept everything. I'm sorry, I got hit four times, I had a knife in my bag because I was scared of ANTIFA jumping me on the way back." Suspect (BLAIR, David) was transported to GW Hospital by Prince George's County Ambulance 829. Suspect (BLAIR, David) received medical attention and was released the morning of Thursday, January 7, 2021 at approximately 0100HOURS.

**MICHAEL LUKASZEWICZ (#05724) returned report to draft mode**

Jan 07, 2021 08:30

**JAMIE TEEL (#05754) rejected the report from staff review;**

Jan 07, 2021 08:27

REASON FOR CHANGE corrections needed



**LAYARD BANKS (#BAN010)** changed the link between **Offense: Assault On A Police Officer (simple Assault)** and **Arrest # 522100422**

Jan 07, 2021 07:09

DISPOSITION DATE Jan 07, 2021 07:08

ARREST DISPOSITION Lockup



**LAYARD BANKS (#BAN010)** changed **Arrest # 522100422**

Jan 07, 2021 07:09

LOCKUP LOCATION US CAPITAL POLICE

LOCKUP NUMBER 61

DATE AND TIME OF CCB IN Jan 07, 2021 07:09



**Interface User (#INTERFACE)** added **m1.jpg** to **David Alan Blair** as a(n) **Mugshot**

Jan 07, 2021 04:22



**APPROVED** by **PATRICK CERESA JR (#05444)**

Jan 07, 2021 04:18



**PATRICK CERESA JR (#05444)** changed **Offense: Assault On A Police Officer (simple Assault)**

Jan 07, 2021 04:18

OFFENSE STATUS Cleared By Arrest

CLOSURE STATUS CHANGE DATE Jan 07, 2021 04:18



**PATRICK CERESA JR (#05444)** changed **Arrest # 522100422**

Jan 07, 2021 04:13

ARREST NARRATIVE On 01/06/2021, at approximately 1750HRS, S1 was arrested for ~~AOP~~ APO doing a civil disobedience event at 1 1st Street N.E. S1 hit Ofc 1. with a stick like object crossing a police line. RO was assigned the arrest.



**PAUL MUSTERER (#05107)** submitted the report for approval

Jan 07, 2021 04:14

**SUPERIOR COURT FOR THE DISTRICT OF COLUMBIA  
CRIMINAL DIVISION  
UNITED STATES  
VS  
BLAIR, DAVID ALAN  
CCN #: 21002719  
Arrest Number: 522100422**

The event occurred on **01/06/2021** at approximately **17:45** at **UNITED STATES SUPREME COURT, 1 1ST STREET NE, WASHINGTON, DC 20543**

On Wednesday, January 6, 2021, at approximately 1750HRS MPD Sergeant FERRERA, F. (S. 748), MPD Ofc. HILIGH, B. (5842), MPD Ofc. BARTLEY, K. (5630), MPD Ofc. TOUSSAINT (5858), and MPD Ofc. SMITH, A (4079) were deployed to 1 1st Street NE, to the Lower West Terrace door in response to Civil Disobedience. While in the process of holding a police line at the threshold of the Lower West Terrace Door of the United States Capitol Building, MPD Ofc. TOUSSAINT (5858), MPD Ofc. SMITH, A (4079) were pushing back the line of protestors when suspect (BLAIR, David) was seen with a "lacrosse type stick hitting officers" (MPD Sergeant FERRERA, F. (S. 748)). According to MPD Sergeant FERRERA, F. (S. 748), Suspect (BLAIR, David) admitted to "having a pole-type object in his hand while on the line". When faced with the suspect (BLAIR, David), MPD Ofc. TOUSSAINT (5858), MPD Ofc. SMITH, A (4079) began striking with batons. MPD Ofc. TOUSSAINT (5858), MPD Ofc. SMITH, A (4079) say suspect (BLAIR, David) was never hit in the head. Once to the ground, MPD Ofc. HILIGH, B. (5842), MPD Ofc. BARTLEY, K. (5630) took the suspect (BLAIR, David) to the ground to conduct a proper handcuff and arrest procedure. During the event, Suspect (BLAIR, David) sustained injury to the head and was requested medical attention. Capitol Police Ofc. SIMS, A. (7271) and CP Officer PANTOS, S. (7269) were called to take the arrest. Ofc. SIMS, A. (7271) is the arresting officer. While waiting medical arrival, Suspect (BLAIR, David) was then asked by MPD Sergeant FERRERA, F. (S. 748) to recount the events. Suspect (BLAIR, David) noted, "[I was] Being an idiot, pumped up and didn't move back. Accept everything. I'm sorry, I got hit four times, I had a knife in my bag because I was scared of ANTIFA jumping me on the way back." Suspect (BLAIR, David) was transported to GW Hospital by Prince George's County Ambulance 829. Suspect (BLAIR, David) received medical attention and was released the morning of Thursday, January 7, 2021 at approximately 0100HOURS.

The event and acts described above occurred primarily in the District of Columbia and were committed as described by defendant(s) listed in the case caption.

Subscribed and sworn before me this **01/07/2021**

**SIMS, ALEXANDRIA / 7271 / 07271 (01/07/2021) E-SIGNATURE**

Police Officer / Badge# / CAD#

**PITTS, JOSEPH / 05694 (01/07/2021) E-SIGNATURE**

Unit

Witness / Deputy Clerk

**SIMS, ALEXANDRIA / 7271 / 07271**

Printed Name of Member / Badge# / CAD#

**PITTS, JOSEPH / 05694**

Printed Name of Witness / Deputy Clerk

The foregoing statement was made under penalty of criminal prosecution and punishment for false statements pursuant to D.C. Code 22-2405



**ATTACHMENT #3**

Good morning Chief,

The JOCC was deactivated at 0600 hours.

There were sixty-eight (68) adult arrests (60 males and 8 females) reported, **forty-one (41)** occurred on US Capitol Grounds:

- 1) 1020 hours | CPWL / Large Capacity Feeding Device / Unregistered Ammunition – 1025 Vermont Avenue NW – **Ms. Logan Reed Grimes (AKA James Connely)** of **Cadillac, MI** was arrested by members of GRU after a citizen reported that she had seen individuals putting weapons into a vehicle trunk. This report resulted in an investigation and a positive indication by a firearms K-9. Recovered was a **Taurus 9mm pistol, a 12-round magazine, and 25 rounds of 9mm ammunition.** CCN: 21-002459
- 2 - 3) 1109 hours | CPWL / Large Capacity Feeding Device / Unregistered Ammunition – 550 12<sup>th</sup> Street SW – GRU arrest after being stopped by Federal Protective Services while entering a parking garage, and subsequently admitting to the possession of a firearm. CCN: 21-002485
  - 2) **Mr. Julian Charles Snell of Chesapeake, VA**  
Recovered was a **Czech Republic .45 caliber pistol with a 10-round magazine and 10 rounds of .45 caliber ammunition.**
  - 3) **Mr. Timothy Ray Wolfe Jr. of Chesapeake, VA** GRU arrest after being stopped by Federal Protective Services while entering a parking garage, and subsequently admitting to the possession of a firearm. Recovered was a **Glock 9mm pistol with a 12-round magazine and 12 rounds of 9mm ammunition.**
- 4) 1925 hours | CPWL / Possessing a Firearm on Capitol Grounds / Curfew Violation / Unregistered Firearm / Unregistered Ammunition – 1<sup>st</sup> Street NE (Capitol Visitor Center) – **Mr. Christopher Michael Alberts of Pykesville, MD** was arrested by members of GRU after a CDU officer enforcing the Mayor's curfew observed a firearm on Mr. Alberts' hip. Recovered was a **Taurus 9mm pistol with two (2) 12-round magazines and 25 rounds of 9mm ammunition.** CCN: 21-002723
- 5) 2243 hours | Curfew Violation / PPW(a) – 1331 Pennsylvania Avenue NW – **Mr. James Sinclair of Bensalem, PA** was arrested for violating the Mayor's curfew and was found to be in possession of a pair of metal knuckles. CCN: 21-001508
- 6-11) 1915 hours | Curfew Violation / Unlawful Entry on Federal Ground – Peace Monument Circle NW (US Capitol Grounds West Side) –was arrested for violating the Mayor's curfew and unlawful presence on Federal grounds. CCN: 21-001504
  - 6) **Ms. Stacy Ebanks of Hanover, MD**
  - 7) **Ms. Yevgemya Ivanonma Malimon of Portland, OR**
  - 8) **Ms. Victoria Anne Bergeson of Groton, CT**
  - 9) **Ms. Kristina V Malimon of Portland, OR**
  - 10) **Ms. Tara Coleman of Lancaster, PA**
  - 11) **Ms. Marsha Michelle Murphy of Tucson, AZ**

**12)** 1945 hours | Curfew Violation / PPW(b) – 1201 Pennsylvania Avenue NW – **Mr. Stanley Kenneth Williams of Englewood, CO** was arrested for violating the Mayor’s curfew and was found to be in possession of a blackjack-like weapon. CCN: 21-002779

**13-22)** 1915 hours | Curfew Violation / Unlawful Entry on Federal Ground – Peace Monument Circle NW (US Capitol Grounds West Side) –arrested for violating the Mayor’s curfew and unlawful presence on Federal grounds. CCN: 21-001503

**13)** Mr. Anthony Thomas Tammaro of Sabersville, PA

**14)** Mr. Yuji Hiraiwa of Unknown City, WY

**15)** Mr. Esyedepa Aesfyza of No Fixed Address

**16)** Mr. Nazeer Ahmad Qaim of Washington, DC

**17)** Mr. Joshua Knowles of Gilbert, AZ

**18)** Mr. David Lester Ross of Pittsfield, MA

**19)** Mr. Daniel Clavijo of Alexandria, VA

**20)** Mr. David Ray Fitzgerald of Roselle, IL

**21)** Mr. William Arthur Leany of Rushville, NY

**22)** Mr. Jere Dement Brower of Sanford, NC

**23-31)** 1915 hours | Curfew Violation / Unlawful Entry on Federal Ground – Peace Monument Circle NW (US Capitol Grounds West Side) – arrested for violating the Mayor’s curfew and unlawful presence on Federal grounds. CCN: 21-001507

**23)** Mr. Lance Edward Grames of Sarfield, NC

**24)** Mr. Jonathan David Doll of No Fixed Address

**25)** Mr. Ryan Chapman Mason of Norberg, MD

**26)** Mr. Earl Atwell Glosser of Matthews, NC

**27)** Mr. Mauricio Mendez of Groton, CT

**28)** Mr. John Russell Parker of Monroe, MI

**29)** Mr. Michael Jerrett Amos of Naples, FL

**30)** Mr. Chris Stanton Georgia of Alpharetta, GA

**31)** Mr. Andrew Baul Johnson of Tampa, FL

**32-41)** 2101 hours | Curfew Violation – 1400 New York Avenue NW – arrested for violating the Mayor’s curfew. CCN: 21-002742.

**32)** Mr. Ethan Aaron Bray of Bluesprings, MS

**33)** Mr. Michael Allen Jones of Charlotte, NC

**34)** Mr. Douglas Robert Black of Redlion, PA

**35)** Mr. Thomas Haines of York, PA

**36)** Mr. Patrick Kruzinski of Redlion, PA

**37)** Mr. Toney Sheldon Bray of Bluesprings, MS

**38)** Mr. Matthew David Bair of Dover, PA

**39)** Mr. Eric Martin Black of York, PA

**40)** Mr. Jonathan Samuel McKinley of Rear Marietta, PA.

**41)** Mr. Thomas Taylor Kawaihae of Pylesville, MD

**42-50)** 2101 hours | Curfew Violation – 1400 New York Ave NW – arrested for violating the Mayor’s Curfew. CCN: 21001517

**42)** Mr. Tim Ray Scarboro of Monroe, NC

**43)** Mr. Ryan Michael Williams of Columbus, MI



- 44) Mr. Sean Hunter Bare of Quarry, Ville, PA
- 45) Mr. David Lindsey Booth of Redline, PA
- 46) Mr. Lane Mathew Quinn of Mechanicsville, PA
- 47) Mr. Dakota Fissdo Westfall of Peach Bottom, PA
- 48) Mr. Jay Robert Thaxton of Concord, NC
- 49) Mr. James Gordon Smawley of Charlotte, NC
- 50) Mr. Philip Lynn Mulhollen of Dover, PA

51) 2105 hours | Possession of Unregistered Firearm / Possession of Unregistered Ammunition – 800 Independence Avenue SW – **Mr. Christian Lee Hanshaw of Hurricane, WV** was arrested by a 1D patrol member after he admitted to a Metro Transit Officer that he had a firearm inside his vehicle. Recovered was a SCCU 9mm pistol with an unknown capacity magazine and 132 rounds of 9mm ammunition. CCN 21-002780

52-53) 2115 hours | Curfew Violation – 900 10<sup>th</sup> Street NW – arrested for violating the Mayor's curfew. CCN: 21-001518

- 52) Mr. Mark Thomas Dickerson of No Fixed Address
- 53) Mr. Thomas Smith of No Fixed Address

54-56) 2120 hours | Curfew Violation – 1001 14<sup>th</sup> Street NW – arrested for violating the Mayor's curfew. CCN: 21-001509

- 54) Mr. Rodney David Taylor of Brandon, OR
- 55) Mr. Joshua Lloyd Pruitt of Silver Spring, MD – ALSO CHARGED UNDER CCN 21-002836
- 56) Mr. Teag Allan Drabik of Elma, NY

57-58) 2120 hours | Peace Monument Circle NW (US Capitol Grounds West Side) – arrested for violating the Mayor's curfew. CCN: 21-001510

- 57) Mr. Alexander Samuel Kimmich of House Springs, MD
- 58) Mr. Daniel De Cleene of Richland Center, WI

59-60) 2120 hours | Peace Monument Circle NW (US Capitol Grounds West Side) – arrested for violating the Mayor's curfew. CCN: 21-002747

- 59) Mr. Shawn Aaron Floyd of Redford, MI
- 60) Mr. Matthew Joel Staley of Commerce Township, MI

61) 0030 hours | Curfew Violation – Peace Monument Circle NW (US Capitol Grounds West Side) – **Mr. Gary Phaneuf of Road Island, NY** was arrested for violating the Mayor's curfew. CCN: 21-001511

62) 0040 hours | Curfew Violation – Peace Monument Circle NW (US Capitol Grounds West Side) – **Mr. Micah Angello Femia of Grand Rapids, MI** was arrested for violating the Mayor's curfew. CCN: 21-001512.

63) 0115 hours | Curfew Violation – 627 H Street NW – **Ms. Julia Katherine Titus of San Leandro, CA** was arrested for violating the Mayor's curfew. CCN: 21-002862

64-66) 0156 hours | Curfew Violation – 700 Pennsylvania Avenue NW – arrested for violating the Mayor's curfew. CCN: 21-002869

- 64) Mr. Timothy Austfjord of Caviler, ND

**65) Ms. Athena Powell-Bey of No Fixed Address**

**66) Mr. Bernard Leon Gayles of No Fixed Address**

**67) 0236 hours | Curfew Violation – 100 Maryland Avenue SW (US Capitol Grounds) – Mr. Frank Garland of Havre de Grace, MD (JUVENILE)** was arrested for violating the Mayor's curfew. CCN: 21-002875

**68) 0249 hours | Curfew Violation – 100 Maryland Avenue SW (US Capitol Grounds) – Mr. Tyler Frederick Sofia of Havre de Grace, MD** was arrested for violating the Mayor's curfew. CCN: 21-002874

**69) Not related to last night's downtown activity, however the defendant was charged with unrest related activity from June 24, 2020 with CCN 20-099-549. The RASB unrest arrest count will be 69, however the JOCC arrest count will be 68. Ms. Jessica Leigh Reinke of Silver Spring, MD, was charged with urinating in public, drinking in public, and public intoxication for the June offenses.**

#### **Arrestee breakdown:**

**DC: 1 / MD: 8 / VA: 3 / PA: 14 / MI: 6 / OR: 3 / CT: 2 / AZ: 2 / CO: 1 / WY: 1 /  
MA: 1 / IL: 1 / NY: 3 / NC: 7 / WV: 1 / ND: 1 / MS: 2 / FL: 2 / GA: 1 / WI: 1 /  
CA: 1 / No Fixed: 6**

#### **Weapon recovery breakdown: Firearms: 6 /**

- 1) **Taurus 9mm pistol, a 12-round magazine, and 25 rounds of 9mm ammunition (CCN: 21-002-459 – Def. Grimes AKA Connely)**
- 2) **Czech Republic .45 caliber pistol with a 10-round magazine and 10 rounds of .45 caliber ammunition (CCN: 21-002-485 – Def. Snell)**
- 3) **Glock 9mm pistol with a 12-round magazine and 12 rounds of 9mm ammunition (CCN: 21-002-485 – Def. Wolfe)**
- 4) **Taurus 9mm pistol with two (2) 12-round magazines and 25 rounds of 9mm ammunition (CCN: 21-002-723 – Def. Alberts)**
- 5) **SCCU 9mm pistol with an unknown capacity magazine and 132 rounds of 9mm ammunition (CCN: 21-002-780 – Def. Hanshaw)**
- 6) **FNH 9mm pistol with a 17-round capacity magazine and 17 rounds of 9mm ammunition (found by citizen).**

There were approximately **sixty (60)** pieces of equipment reported lost, stolen, or damaged:

Lost Stolen, or Damaged Property included:

CDU Batons: 18

Gas masks: 2

ASP Batons: 5

Radio: 2

BWC: 5

Badges: 4

OC spray: 5

Glock magazines: 2

CDU helmets: 8 and 2 visors

MPD phones: 3

Flashlights: 2

Laser glasses: 4

One MPD vehicle sustained scratches on the rear quarter panel.

Approximate list of lost, stolen, or damaged property:

- CAD 10289 reports a lost MPD CDU baton.
- CAD 10317 reports a lost radio, BWC, gas mask, asp, and CDU baton.
- CAD 7700 reports lost Badge (#2333), CDU baton, and CDU gloves.
- CAD 9596 reports lost Asp holder, OC holder, OC spray, and pouch.
- CAD 9220 reports lost MPD CDU baton.
- CAD 10555 reports lost helmet, 17 round magazine, arm protectors.
- CAD 7284 reports a lost flashlight.
- CAD 10223 reports a lost CDU baton.
- CAD 10547 reports a lost CDU baton and helmet.
- CAD 10401 reports lost CDU pads, handcuffs, and CDU gloves.
- CAD 9761 reports a lost gas mask.
- CAD 10113 report lost CDU baton.
- CAD 11354 reports lost CDU baton.
- CAD 10942 reports a lost helmet.
- CAD 11874 reports a lost magazine, flashlight, CDU baton, and CDU helmet.
- CAD 7464 reports lost OC spray, CDU baton, pads, and helmet.
- CAD 10880 reports a broken MPD cell phone.
- CAD 10194 reports a lost Asp, CDU baton, and CDU helmet.
- CAD 8612 reports a lost MPD phone and BWC.
- CAD 6712 reports a lost BWC.
- CAD 11861 reports a lost CDU baton and OC spray.
- CAD 11475 lost their BWC during riotous events.
- CAD 11331 lost their BWC during riotous events.
- CAD Unknown reports losing their badge during the riotous events.
- CAD 9560 reports losing helmet visor.
- CAD 9398 reports losing helmet visor.
- CAD 14067 reports losing helmet visor.
- CAD 11274 reports losing helmet.
- CAD 10281 reports losing CDU baton.
- CAD 10444 reports losing radio.
- CAD 10192 reports losing CDU Baton.
- CAD 10416 reports losing OC spray, gloves and helmet.
- CAD 10044 reports losing BWC, Cell phone, and CDU Baton.
- CAD 9715 reports losing CDU Baton
- CAD 10332 reports losing asp baton.
- CAD 9812 reports losing nametag
- CAD 10311 reports losing gloves, asp baton, laser glasses and OC Spray.
- CAD 9502 reports losing CDU Baton.



- CAD 4395 reports scratches to the left fender, right rear door and quarter panel of a Dodge Charger with DC Tags DC10722.
- Badge 6348 reports losing their badge
- CAD 10988 reports losing Badge 2775
- CAD 10550 reported a stolen magazine
- CAD 9867 reported a stolen magazine
- CAD 9874 reported stolen laser glasses
- CAD 10003 reported a stolen BWC
- CAD 11086 reported a stolen BWC
- CAD 6523 reported a stolen ASP baton

There were approximately **fifty-six (56)** MPD members with reported injuries:

Injuries included complaints of pain, OC exposure, a broken nose, and a concussion.

Eighteen members were treated at the hospital, one member (Ofc Fanone of 1d) remains admitted due to serious injuries.

- 1) CAD 6845 reports severe injuries after being beaten up, trampled, and robbed. Admitted to WHC.
- 2) CAD 11640 reports pain and swelling to left knee after being struck with an unknown object and trampled by protestors. Transported to GWU. CCN 21-002555
- 3) CAD 11973 reports pain to the left knee after falling at the Capitol. Responding to PFC. CCN 21-002730
- 4) CAD 9656 reports contusions to the head inside the Capitol building.
- 5) CAD 10945 reports a broken nose and broken teeth.
- 6) CAD 11973 reports injury to the knee. Responding to the PFC.
- 7) CAD 8739 reports he was hit in the head and neck with a metal pole. Responding to the PFC.
- 8) CAD 11675 reports pain to the right leg at 1<sup>st</sup> & D Streets NE.
- 9) CAD 9210 reports a hyperextended knee. Responding to the PFC.
- 10) CAD 9580 reports injury to the right ankle. Responding to the PFC.
- 11) CAD 11658 reports a laceration to the head and OC spray exposure. Transported to WHC.
- 12) CAD 9495 reports injury to the left knee. Transported to WHC.
- 13) CAD 10645 reports cuts to the right hand. Transported to Howard.
- 14) CAD 11401 reports OC spray exposure. Transported to WHC.
- 15) CAD 9640 reports pain to the right shoulder. Transported to WHC.
- 16) CAD 11640 reports pain to the body after being trampled.
- 17) CAD 1855 reports that he was hit in the right arm with a pipe.
- 18) CAD 10706 reports that she was struck in the head.
- 19) CAD 11200 reports cuts to the left eye.
- 20) CAD 4180 reports an injury to the right thigh. Transported to WHC.
- 21) CAD 7464 reports a compound fracture to the right pointer. Transported to WHC.
- 22) CAD 10555 reports head pain.
- 23) CAD 7284 reports pain to the head, neck, and left arm.
- 24) CAD 9761 reports head pain.
- 25) CAD 10223 reports back pain.
- 26) CAD 9837 reports back pain.
- 27) CAD 8241 reports head pain.
- 28) CAD 11354 reports pain to the head.

- 29) CAD 10214 reports pain to the right foot.
- 30) CAD 11879 reports pain to the left knee.
- 31) CAD 10880 reports pain to the head and left shoulder.
- 32) CAD 11268 reports pain to the left shoulder and head.
- 33) CAD 6732 reports a laceration to the pinky finger.
- 34) CAD 10317 reports swelling to the left hand. CCN 20-002555.
- 35) CAD 7700 reports pain to the back and burning eyes.
- 36) CAD 7357 reports a sprained left ankle after falling down the Capitol stairs. Transported to WHC. CCN 20-002377
- 37) CAD 10945 reports laceration to the nose and swelling to the face after being struck with a metal pole. Transported to WHC. CCN 21-002377.
- 38) CAD 9656 reports a laceration above the left eye and swelling after being speared with the end of a flag pole. Transported to WHC. CCN 21-002377
- 39) CAD 9929 reports pain and swelling to the right hand after being struck with an unknown object. Will respond to the PFC. CCN 20-002377
- 40) CAD 11834 reports pain and swelling to both hands and the neck after being struck with a wooden stick and a speaker. Will respond to the PFC. CCN 20-002377
- 41) CAD 11658 reports a laceration to the head after being struck with a metal pole. Transported to WHC. CCN 20-002377
- 42) CAD 12094 reports a concussion after being struck in the head with a metal baseball bat. Will respond to the PFC. CCN 21-002377
- 43) CAD 8984 reports spraint and swelling to the right foot and ankle. Transported Medstar.
- 44) CAD 10706 sustained a laceration to the face and eye during riotous events at the capitol building located at First St SE. Officer was treated at the hospital.
- 45) CAD 8821 sustained injury to the back during riotous events at the capitol building located at First St SE. Officer was treated at the PFC.
- 46) CAD 8571 sustained injury to the back during riotous events at the capitol building located at First St SE. Officer was treated at the PFC
- 47) CAD 5926 sustained injury to the left leg and has trouble breathing during riotous events at the capitol building located at First St SE. Officer was treated at the hospital.
- 48) CAD 8821 sustained a head injury and reports trouble breathing during riotous events at the capitol building located at First St SE. Officer was treated at the hospital.
- 49) CAD 11979 sustained a injury to the bottom of his foot during riotous events at the capitol building located at First St SE. Officer was treated at the PFC.
- 50) CAD 11862 reports pain to the right wrist after being struck by a bat. Will respond to the PFC.
- 51) CAD 10582 reports a swollen right ankle after being struck by an unknown object. Will respond to the PFC.
- 52) CAD 9418 reports pain to the right shoulder. Responding to PFC.
- 53) CAD 10645 reported a laceration to the finger, treated at Howard Hospital.
- 54) CAD 9495 reported and abrasion to the left knee, treated at MedSTAR.
- 55) CAD 9640 reported pain to the right shoulder, treated at Georgetown Hospital.

Approximately one-hundred and eighty (180) members reported use of force incidents:

The use of force reported during this incident included multiple OC spray deployments, along with hand thrown sting-ball and OC sting-ball grenades. Dozens of 40mm exact impact, baton, stinger, Ska rounds fired. Mechanical force with shields and riot batons. Several takedowns and hand controls. About 2 dozen baton strikes.

**NOTE: Multiple CS gas (teargas) deployments occurred inside the Capitol, as well as outside the building.**

**Approximate List of Use of Force:**

SOD K9 – CAD 9122 – reported OC deployment during the push on the Capitol terrace.

CDU 42 – CAD 10942 – baton strike, Mark 46 deployment.

CDU 42 – CAD 12124 – straight strike, baton strike

CDU 42 – CAD 10555 – baton straight strike, shield strike

CDU 42 – CAD 11354 – straight strike, baton strikes, OC spray, takedown

CDU 42 – CAD 7700 – straight strike, baton strike

CDU 42 – CAD 6732 – OC spray deployment

CDU 42 – CAD 10401 – baton strikes

CDU 42 – CAD 9837 – OC spray, straight strikes, takedowns.

CDU 42 – CAD 10594 – straight strikes, stomp kick, baton strikes.

CDU 42 – CAD 11268 – baton strike.

CDU 42 – CAD 9596 – takedown, OC spray, asp strike, ECD deployment.

CDU 42 – CAD 7284 – baton strike, takedown.

CDU 42 – CAD 10223 – straight strike, baton strike, OC deployment

CDU 42 – CAD 10214 – straight strike, baton strike.

CDU 42 – CAD 9761 – baton strike, straight strike, stomp kicks.

CDU 42 – CAD 10608 – baton strike, takedown.

CDU 42 – CAD 8612 – baton strike

CDU 42 – CAD 8241 – straight strike, baton strike

CDU 42 – CAD 10317 – straight strike, baton strike

CDU 42 – CAD 11861 – baton strikes

CDU 42 – CAD 10880 – straight strike, takedown

CDU 42 – CAD 11879 – baton strikes, straight strikes

CDU 42 – CAD 7464 – OC spray, straight strikes, baton strikes, knee strikes

CDU 42 – CAD 11757 – baton and straight strikes

CDU 42 – CAD 8886 – OC spray and baton strikes

CDU 42 – CAD 10547 – baton strikes

CDU 42 – CAD 10113 – OC spray

CDU 12 – CAD 9502 -- reported OC deployment and baton strikes

CDU 12 – CAD 10311 -- reported baton pushes

CDU 12 – CAD 8571 -- reported baton pushes

CDU 12 – CAD 117911 -- reported OC deployment and baton pushes

CDU 12 – CAD 10281 -- reported OC deployment and baton pushes

CDU 12 – CAD 11274 -- reported baton strikes and pushes

CDU 12 – CAD 5744 -- reported baton strikes

CDU 12 – CAD 5652 -- reported baton strikes

CDU 12 – CAD 10580 -- reported baton strikes

CDU 12 – CAD 8821 -- reported OC deployment and baton strikes

CDU 12 – CAD 102029 -- reported baton strikes

CDU 12 – CAD 10192-- reported baton strikes

CDU 12 – CAD 9066 -- reported baton strikes

CDU 12 – CAD 9024 -- reported baton strikes



CDU 12 – CAD 5656 -- reported straight strikes  
CDU 12 – CAD 10213 -- reported OC deployment and baton strikes  
CDU 12 – CAD 10361 -- reported baton strikes  
CDU 12 – CAD 10605 -- reported baton strikes  
CDU 12 – CAD 10286-- reported baton strikes and straight strikes  
CDU 12 – CAD 10467 – reported OC deployment and baton strikes  
CDU 12 – CAD 9560 -- reported OC deployment and baton strikes  
CDU 12 – CAD 10375 -- reported baton strikes, straight strikes, and kicks  
CDU 14 – CAD 9289 – asp strikes  
DSO – CAD 9062 – 6 ECD deployments, 20 stingballs, 40mm, OC, asp  
SOD K9 – CAD 9122 -- MK-9 OC Deployment  
CDU 14 – CAD 9725 – OC Deployment  
CDU 14 – CAD 11265 – OC Deployment  
CDU 14 – CAD 11132 – OC Deployment  
SOD Events – CAD 10415 – OC Deployment  
SOD Events – CAD 6198 – ASP & OC Spray  
SOD Events – CAD 4220 – OC Spray  
SOD Events – CAD 8558 – OC Spray  
SOD Events – CAD 2369 – OC Spray  
CDU 51 – CAD 7131 – OC Spray, Pushing with baton, straight strikes  
CDU 51 – CAD 11936 – OC Spray, pushing with hands, straight strikes  
CDU 51 – CAD 11566 – tactical takedown, pushing with hands  
CDU 51 – CAD 12195 – pushing with hands and baton, straight strikes  
CDU 51 – CAD 11530 – pushing with hands  
CDU 51 – CAD 10988 – pushing with hands, fists, and elbow strikes  
CDU 51 – CAD 12289 – pushing with baton  
CDU 51 – CAD 12249 – pushing with hands, straight strikes  
CDU 52 – CAD 10600 – OC Spray, pushing  
CDU 52 – CAD 11466 – OC Spray  
CDU 52 – CAD 9731 – OC Spray  
CDU 52 – CAD 9633 – OC Spray  
CDU 71 – CAD 10074 – baton  
CDU 71 – CAD 10234 – baton, OC Spray  
CDU 71 – CAD 11913 – shield push  
CDU 71 – CAD 10597 – OC spray, pushing  
CDU 71 – CAD 11645 – takedown, baton strikes  
CDU 71 – CAD 10209 – baton  
CDU 71 – CAD 11487 – baton  
CDU 71 – CAD 11554 – baton strikes, pushing  
CDU 71 – CAD 9644 – baton  
CDU 71 – CAD 11599 – baton  
CDU 71 – CAD 11351 – baton, 4 OC deployments  
CDU 71 – CAD 11644 – baton  
CDU 71 – CAD 9464 – baton  
CDU 71 – CAD 11748 – baton  
CDU 71 – CAD 11972 – baton, OC deployment  
CDU 71 – CAD 11696 – baton  
CDU 71 – CAD 6792 – pushing

CDU 71 – CAD 11500 – baton  
 CDU 71 – CAD 12049 – baton  
 CDU 71 – CAD 11640 – baton, straight strike  
 CDU 71 – CAD 11904 – OC Spray  
 CDU 71 – CAD 11900 – OC spray / takedown  
 CDU 71 – CAD 11859 – baton  
 CDU 71 – CAD 11660 – baton  
 CDU 71 – CAD 11181 -- baton  
 CDU 71 – CAD 10817 -- baton  
 CDU 71 – CAD 11528 -- baton  
 CDU 71 – CAD 11835 -- baton  
 CDU 71 – CAD 12012 -- baton  
 DSO – CAD 8328- Stingball/OC Blast/OC/Mechanical  
 DSO – CAD 4568 - OC/Stingball/Handthrown CS/Mechanical  
 DSO – CAD 9062- ECD/OC/40 mm/Handthrown/Mechanical/Hand Strikes  
 DSO – CAD 2481- OC/40 mm Baton, Impact, Stinger/Mechanical/Stingball  
 DSO – CAD 6049- OC/Stingball/Mechanical/Hand Strikes  
 DSO – CAD 4146- OC  
 DSO – CAD 4163- OC/CS/Mechanical  
 DSO – CAD 4680- 40 mm Stinger/OC Skat/OC/Mechanical  
 DSO – CAD 9539- OC Blast Ball/40 mm Stinger/Mechanical  
 DSO – CAD 5961- OC/OC Skat/Mechanical  
 DSO – CAD 11388- Mechanical Force  
 DSO – CAD 4180- OC  
 DSO – CAD 7011 - Stingballs/Mechanical  
 DSO – CAD 9165 - 40 mm stinger,skat,aerial/Mechanical, Hand Strikes  
 DSO – CAD 10191 - OC/Mechanical  
 DSO – CAD 8740 - OC/Mechanical  
 ERT – CAD 7137 – multiple 40mm extended impact rounds, and OC spray  
 ERT – CAD 5313 – OC spray  
 ERT – CAD 9067 – OC Spray  
 ERT – CAD 6737 – 2x 40mm impact rounds  
 ERT – CAD 8137 – 2x 40mm impact rounds, 1 sting ball thrown  
 ERT – CAD 2369 – Multiple OC Sprays  
 ERT – CAD 8156 – Multiple OC sprays  
 ERT – CAD 8279 – Multiple OC sprays  
 ERT – CAD 7293 – 2 OC sprays  
 ERT – CAD 6375 – OC Spray  
 ERT – CAD 2620 – 2 sting balls thrown  
 ERT – CAD 4149 – OC spray  
 CDU 63 – CAD 11515 – OC Spray, takedown  
 CDU 63 – CAD 11987 – Takedown  
 CDU 63 – CAD 9549 Baton strikes  
 CDU 63 – CAD 11632 – OC Spray  
 CDU 63 – CAD 12017 – Baton straight strike  
 CDU 63 – CAD 11094 – Baton strikes  
 CDU 63 – CAD 11876 – OC Spray, baton strikes  
 CDU 63 – CAD 11826 – Baton strikes

CDU 63 – CAD 10944 – Baton strikes  
CDU 63 – CAD 12127 – OC Spray, shield strikes  
CDU 63 – CAD 11552 – OC Spray, baton strikes  
CDU 63 – CAD 11839 – OC Spray  
CDU 63 – CAD 11724 – OC Spray, baton strikes  
CDU 63 – CAD 11727 – OC Spray  
CDU 63 – CAD 11416 – Takedown  
CDU 63 – CAD 11862 – Baton strikes  
CDU 63 – CAD 12032 – OC Spray  
CDU 63 – CAD 10582 – OC Spray  
CDU 63 – CAD 11179 – OC Spray, Baton strikes  
CDU 63 – CAD 11971 – OC Spray  
CDU 63 – CAD 9694 – OC Spray  
SOD – CRU 50 – CAD 4164 – Multiple 40mm impact rounds, along with hand thrown stingballs and OC stingballs  
CID – 1D1 – CAD 8574 – Riot baton mechanical force and hand controls.

**Below is a rough timeline of the unrest, skirmishes, and notable activity:**

1305 – Capitol Police reports duplicate bomb devices at DNC headquarters.  
1312 – Capitol Police and MPD deployed munitions OC.  
1315 – Two MPD Tasers were deployed.  
1316 – One injured Officer.  
1318 – Multiple Capitol Police injuries.  
1332 – OC deployed.  
1334 – Sting ball thrown with no effect.  
1325 – 4 more sting balls thrown with effects with effects.  
1344 – Projectiles, fireworks, and OC continued to be deployed from the crowd towards Officers.  
1348 – FEMS support for multiple injuries.  
1349 – Riot declared. CCN: 21-002-555  
1350 – Breach in Capitol building on upper level.  
1401 – Group begins to scale the scaffold.  
1405 – Capitol Police detonated two devices on South Side. Authorized CS Gas. (No injury)  
1413 – North side of capitol is breached.  
1417 – Senate floor is locked down.  
1418 – Multiple injuries to Officers.  
1419 – Smoke seen coming from the inside of the Capitol.  
1422 – Smoke was cleared.  
1424 – Shots fired from first floor of Capitol. (False)  
1427 -- 10-33 called for the West side of the Capitol.  
1434 – Vehicle with wires protruding from it stopped.  
1433 – Group is using fire extinguishers on Officers.  
1435 – CS Gas used again on third floor.  
1443 – Shots fired on second floor.  
1453 – Capitol Police confirm one shot. FEMS attempting to extract.  
1500 – OC deployment on 2<sup>nd</sup> floor.  
1509 – Need outside agency assistance. PG, and VA.  
1517 – Crowd is armed with poles and fire extinguishers.




1536 – Protestors are taking bleachers apart and using them as weapons.  
1551 – Multiple agencies on way to provide assistance.  
1557 – Officers injured.  
1603 – Drone observed over Capitol Building.  
1623 – Pushing crowds out of the Capitol building.  
1629 – Officer unconscious inside the Capitol West Terrace, CPR in progress.  
1639 -- Sting balls deployed.  
1717 – Lasers being used on Officers and Falcon.  
1728 – Group is being pushed away from Capitol.  
1731 – CS Gas deployed as well OC deployment.  
1738 – Multiple OC munitions deployed on Capitol grounds.  
1742 – DHS informed of a suspicious package at 1300 Pennsylvania Ave NW.  
1754 -- Another suspicious packages reported 1200 Pennsylvania Ave NW. Cleared by DHS (no hazardous material)  
1759 -- Group is throwing projectiles at the line.  
1809 – Curfew is now in effect  
1811 – National Guard arrives.  
1920 – Execute arrest for Curfew Violation.


**ATTACHMENT #4**

UN-938 Rev. 5/07	<b>METROPOLITAN POLICE DEPARTMENT</b>	
<b>Incident Summary Sheet</b>		
IS Number:	21000063	

<b>Location of Incident:</b> 1 1ST STREET NE WASHINGTON 20543		
<b>Type of Incident:</b> Use of Force.	<b>Date of Incident:</b> 01/06/2021	<b>Time of Incident:</b> 17:50
<b>OPR Member Notified of Incident:</b> Eames, Michael-6425	<b>Date Notified:</b> 01/06/2021	<b>Time Notified:</b> 19:00
<b>Unit Official Notifying OPR:</b> Roth, Justin-8892	<b>Incident Element:</b> 1D	<b>Phone Number:</b> 202-841-9109
<b>MPD Supervisor First Receiving Incident:</b> Roth Justin-8892	<b>Date Notified:</b> 01/06/2021	<b>Time Notified:</b> 18:05
<b>Allegation (s):</b> Tactical Takedown - Non Injury - RIF, ASP Strike.	<b>FIT Member Notified About Use of Force? If 'yes' Member name</b>	
<b>Member(s) Arrested?</b> No	<b>Date MPD was made aware of Incident/Anchor Date :</b> 01/07/2021	
<b>SYNOPSIS:</b>	<p>During Civil Disturbance Unit (CDU) Activities on the Lower West Terrace door of the United States Capitol, CDU 63 created a line formation and began moving protesters away from the U.S. Capitol, towards First Street, NW. Officer Kevin Peralta of the Sixth District utilized mechanical force to push the subject of the force, Mr. David Blair, toward First Street. Mr. Blair responded by utilizing a pole/lacrosse stick with a confederate flag attached to it to assault Officer Peralta by pushing him in the chest with the pole.</p> <p>Officer Claudy Toussaint reacted and began deploying CDU several baton strikes to Mr. Blair's lower extremities, to include his arms, body and legs to stop his assaultive behavior. Officer Aaron Smith positioned himself behind Mr. Blair, who was still actively resisting, and deployed 2-3 CDU baton strikes to Mr. Blair's legs. Officer Peralta utilized his CDU baton and struck Mr. Blair 2-3 times. Officer Kenan Thomas Bartely utilized the tip of his CDU baton to strike Mr. Blair 2-3 times.</p> <p>Mr. Blair then was taken to the ground by Officers Thomas-Bartely and Officer Austin Smith, who then handcuffed Mr. Blair. Mr. Blair was placed under arrest by U.S. Capitol Police for Assault on a Police Officer (APO). He suffered a gash on the top of his head that he alleged was being struck in the head by CDU batons 3-4 times during the incident. He was transported to George Washington University Hospital.</p>	



UN-938 Rev. 5/07		<b>METROPOLITAN POLICE DEPARTMENT</b>			
<b>Incident Summary Sheet</b>					
<b>Member:</b> Hiligh, Bijon-11416					
<b>Rank:</b>	Officer	<b>Element:</b>	Patrol Services South / 6D-Sixth District / PSA 603 / Not Selected/Applicable /		
<b>Badge Number:</b>	5842	<b>Race:</b>	Black/African American	<b>Ethnicity:</b>	<b>Sex:</b> Male
<b>Assignment:</b>	Patrol Services South / 6D-Sixth District / PSA 603 / Not Selected/Applicable /		<b>Supervisor:</b> Scott Schmoeller-9548		
<b>Partner at Time of Incident:</b>				<b>Revoked?</b>	2293
<b>Allegation(s):</b> Tactical Takedown - Non Injury - RIF					
<b>Member Arrested?</b>		No	<b>Charge(s):</b>		
<b>Complainant(s):</b>		David Blair/			
<b>UFIR Required:</b>		<b>Did Member Decline to Complete UFIR?</b>			
<b>Reverse-Garrity Issued?</b>					
<b>Member:</b> Thomas-Bartley, Kenan-11515					
<b>Rank:</b>	Officer	<b>Element:</b>	Patrol Services South / 6D-Sixth District / PSA 604 / Not Selected/Applicable /		
<b>Badge Number:</b>	5630	<b>Race:</b>	Black/African American	<b>Ethnicity:</b>	<b>Sex:</b> Male
<b>Assignment:</b>	Patrol Services South / 6D-Sixth District / PSA 604 / Not Selected/Applicable /		<b>Supervisor:</b> Isaac Huff-9694		
<b>Partner at Time of Incident:</b>				<b>Revoked?</b>	
<b>Allegation(s):</b> Tactical Takedown - Non Injury - RIF, ASP Strike					
<b>Member Arrested?</b>		No	<b>Charge(s):</b>		
<b>Complainant(s):</b>		David Blair/			
<b>UFIR Required:</b>		Yes	<b>Did Member Decline to Complete UFIR?</b>		
<b>Reverse-Garrity Issued?</b>					
<b>Member:</b> Toussaint, Claudy-11862					
<b>Rank:</b>	Officer	<b>Element:</b>	Patrol Services South / 6D-Sixth District / PSA 607 / Not Selected/Applicable /		
<b>Badge Number:</b>	5858	<b>Race:</b>	Black/African American	<b>Ethnicity:</b>	<b>Sex:</b> Male
<b>Assignment:</b>	Patrol Services South / 6D-Sixth District / PSA 607 / Not Selected/Applicable /		<b>Supervisor:</b> Clifton Murphy-6770		
<b>Partner at Time of Incident:</b>				<b>Revoked?</b>	2293
<b>Allegation(s):</b> ASP Strike					
<b>Member Arrested?</b>		No	<b>Charge(s):</b>		
<b>Complainant(s):</b>		David Blair/			
<b>UFIR Required:</b>		Yes	<b>Did Member Decline to Complete UFIR?</b>		
<b>Reverse-Garrity Issued?</b>					
<b>Member:</b> Peralta, Kevin-11724					

UN-938 Rev. 5/07		<b>METROPOLITAN POLICE DEPARTMENT</b>			
<b>Incident Summary Sheet</b>					
<b>Rank:</b>	Officer	<b>Element:</b>	Patrol Services South / 6D-Sixth District / PSA 608 / Not Selected/Applicable /		
<b>Badge Number:</b>	5768	<b>Race:</b>	Hispanic	<b>Ethnicity:</b>	<b>Sex:</b> Male
<b>Assignment:</b>	Patrol Services South / 6D-Sixth District / PSA 608 / Not Selected/Applicable /		<b>Supervisor:</b> Quenterra Carey-10360		
<b>Partner at Time of Incident:</b>				<b>Revoked?</b>	2293
<b>Allegation(s):</b> ASP Strike					
<b>Member Arrested?</b>		No	<b>Charge(s):</b>		
<b>Complainant(s):</b>		David Blair/			
<b>UFIR Required:</b>	Yes	<b>Did Member Decline to Complete UFIR?</b>			
<b>Reverse-Garrity Issued?</b>					
<b>Member:</b> Smith, Aaron-9549					
<b>Rank:</b>	Officer	<b>Element:</b>	Patrol Services South / 6D-Sixth District / PSA 604 / Not Selected/Applicable /		
<b>Badge Number:</b>	4079	<b>Race:</b>	Black/African American	<b>Ethnicity:</b>	<b>Sex:</b> Male
<b>Assignment:</b>	Patrol Services South / 6D-Sixth District / PSA 604 / Not Selected/Applicable /		<b>Supervisor:</b> Isaac Huff-9694		
<b>Partner at Time of Incident:</b>				<b>Revoked?</b>	
<b>Allegation(s):</b> ASP Strike					
<b>Member Arrested?</b>		No	<b>Charge(s):</b>		
<b>Complainant(s):</b>		David Blair/			
<b>UFIR Required:</b>	Yes	<b>Did Member Decline to Complete UFIR?</b>			
<b>Reverse-Garrity Issued?</b>					
<b>Complainant</b> David Blair					
<b>Address:</b> 2195 Sugarloaf Parkview Lane Clarksburg Maryland-20871					
<b>Race:</b>		White/Caucasian	<b>Ethnicity:</b> Not of Hispanic Origin		
<b>Sex:</b>		Male	<b>Email Address:</b>		
<b>Work:</b>		<b>Home:</b> (202)-687-7210			
<b>Other:</b>		<b>Fax:</b>			
<b>Complainant Arrested?</b>					
<b>Charge(s):</b>					
<b>Instructions:</b> On ALL Use of Force Incidents, direct the member to complete a Use of Force Incident Report (UFIR). Have the member FAX a copy of the UFIR to FIT 202-576-7514 prior to being relieved from duty. If the member does not want to fill out a UFIR, direct the notifying official to immediately contact a FIT official, who will approve or deny the issuance of Reverse-Garrity.					
<b>IS Created By:</b> Tilley Christopher-8354		<b>IS Created By Rank:</b> Sergeant		<b>Date:</b> 01/07/2021	

**ATTACHMENT #5**



**Tilley, Christopher (MPD)**

---

**From:** Tilley, Christopher (MPD)  
**Sent:** Thursday, January 7, 2021 1:16 PM  
**To:** 'kendra.briggs@usdoj.gov'  
**Cc:** Adminbox, IAD (MPD); Knutsen, John (MPD); Cullen, Joseph (MPD); Gelsomino, Jennifer (MPD)  
**Subject:** Notification IS #21-000063  
**Importance:** High

Good afternoon Kendra,

Notification for IS #21-000063; serious use of force (CDU baton strikes to the head)

During Civil Disturbance Unit (CDU) Activities on the Lower West Terrace door of the United States Capitol, CDU 63 created a line formation and began moving protesters away from the U.S. Capitol, towards First Street, NW. Officer Kevin Peralta of the Sixth District utilized mechanical force to push the subject of the force, Mr. David Blair, toward First Street. Mr. Blair responded by utilizing a pole/lacrosse stick with a confederate flag attached to it to assault Officer Peralta by pushing him in the chest with the pole.

Officer Claudy Toussaint reacted and began deploying CDU several baton strikes to Mr. Blair's lower extremities, to include his arms, body and legs to stop his assaultive behavior. Officer Aaron Smith positioned himself behind Mr. Blair, who was still actively resisting, and deployed 2-3 CDU baton strikes to Mr. Blair's legs. Officer Peralta utilized his CDU baton and struck Mr. Blair 2-3 times. Officer Kenan Thomas Bartely utilized the tip of his CDU baton to strike Mr. Blair 2-3 times.

Mr. Blair then was taken to the ground by Officers Thomas-Bartely and Officer Austin Smith, who then handcuffed Mr. Blair. Mr. Blair was placed under arrest by U.S. Capitol Police for Assault on a Police Officer (APO). He suffered a gash on the top of his head that he alleged was being struck in the head by CDU batons 3-4 times during the incident. He was transported to George Washington University Hospital where he was treated and released.

CCN 21-002719.

Toussaint, Claudy (11862)	CDU baton strikes
Peralta, Kevin (11724)	CDU baton strikes
Smith, Aaron (9549)	CDU baton strikes
Thomas-Bartley, Kenan (11515)	CDU baton strikes/Takedown
Hiligh, Bijon (11416)	Takedown

Christopher M. Tilley  
Sergeant/Agent  
Metropolitan Police Department  
Internal Affairs Division  
64 New York Avenue, Northeast  
Washington, DC 20002  
(202) 727-9447 – Desk  
(202) 407-2858 - Cell

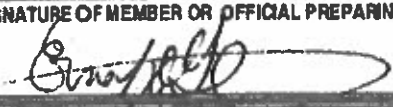


**ATTACHMENT #6**

PD Form 42 Rev. 9/2019 Authorized 395

<input checked="" type="checkbox"/> INJURY - ON DUTY <input type="checkbox"/> INJURY - OFF DUTY <input type="checkbox"/> ILLNESS - ON DUTY ONLY	<b>METROPOLITAN POLICE DEPARTMENT</b> Washington, D.C.  <b>INJURY OR ILLNESS REPORT</b>		TYPE OF REPORT <input checked="" type="checkbox"/> ORIGINAL <input type="checkbox"/> SUPPLEMENTARY DATE OF ORG RPT <u>01/06/20</u>	CCN NO. <u>21-002377</u> DATE REPORT PREPARED 01/06/2021
NAME OF MEMBER (Last, First, MI) Bussaint, Claudy	RANK Officer	CAD 11862	BADGE 5858	ELEMENT 6D
NATURE OF INJURY / ILLNESS: (List your injuries specifying areas on body. In case of illness, list symptoms.) Right wrist discomfort.				CURRENT ASSIGNMENT CDU 63  DATE / TIME OF INJURY / ILLNESS 01/06/2021 / 1900 DATE LAST WORKED 01/06/2021
CAUSE: (List the known or suspected cause of your injury or illness.) Unknown white adult male struck the listed Officer with a bat to the right wrist.				TOUR / DAYS OFF 1300-2100 / MTW SICK LEAVE BALANCE <u>178.84</u>

STATEMENT OF FACTS: (Describe the nature and circumstances of your injury/illness. Describe the area(s) of the body affected. Specify when and how the injury occurred, and include names and contact information of any witnesses to the injury/illness.)

On January 06, 2021, Officer Bussaint was assigned to CDU 63 and the listed CDU platoon was assisting U.S. capitol police inside the capitol building. At approximately 1700 hours, The Officer was struck with a bat in the right wrist by an unknown white adult male while standing in front of a CDU line.

NAME OF DUTY OFFICIAL NOTIFIED Sergeant Huff	DATE & TIME 01/06/2021 &	HOSPITAL / URGENT CARE TREATMENT <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	NAME OF HOSPITAL / URGENT CARE
WATCH COMMANDER NOTIFIED (On Duty Injury/Illness Only)	DATE & TIME	WORKING OUTSIDE EMPLOYMENT AT TIME OF THE INCIDENT <input type="checkbox"/> Yes <input type="checkbox"/> No	
SIGNATURE OF MEMBER OR OFFICIAL PREPARING REPORT IF MEMBER IS UNABLE 	SIGNATURE OF COMMANDING OFFICER 	DATE 1-7-21	
> MEMBER ONLY <		> MEDICAL SERVICES DIVISION USE ONLY <	
VOLUNTARY WAIVER FOR NON-POD INJURY / ILLNESS <input type="checkbox"/> I AM NOT REQUESTING A PERFORMANCE OF DUTY DETERMINATION FOR THIS INJURY / ILLNESS. I ELECT TO USE MY OWN SICK LEAVE FOR ANY TIME OFF.		<input type="checkbox"/> PERFORMANCE OF DUTY <input type="checkbox"/> NON-POD	
SIGNATURE OF MEMBER 		APPROVED BY	CAD DATE

NOTE: PD Form 42 shall be submitted to MSD within 24 hours from the occurrence or detection of any on-duty illness or injury. The officer's certification of this report shall be completed by the end of the tour. Reports of off-duty injuries shall be certified within 24 hours of the report.



**CONTINUATION – Statement of Facts****OFFICIAL'S CERTIFICATION**

**COMMENTS:** (Have member identify his complaints and describe the injury and factors such as condition of clothing, etc. Indicate if there is no interview all witnesses).

The circumstances surrounding the injury to Officer Claudy Toussaint were investigated by Sergeant Ernest D. Grant of the Sixth District. The investigation revealed the following:

On January 6th, 2021, Officer Toussaint was working the evening tour of duty, in full uniform, with CDU 63 platoon. At approximately 1700 hours, Officer Toussaint was assisting his platoon with securing the United States Capitol Building from being over-run by violent protesters. As Officer Toussaint was assisting with holding violent protesters at bay, he was struck by a bat, in his right wrist, by an unknown suspect.

Officer Toussaint began to experience pain in his right wrist after being struck. Officer Toussaint informed Sergeant Derrick Washington of the injury. Sergeant Washington directed Officer Toussaint to respond to the Medical Services Division for treatment.

After reviewing the above facts and with no evidence to refute the report of injury, it has been determined that the injury occurred as reported. Accordingly, it is recommended that this report of injury be forwarded to the Director of the Medical Services Division for review and final determination.

SIGNATURE OF CERTIFYING OFFICIAL

DATE AND TIME OF CERTIFICATION



1/6/21

**REMARKS (Board of Surgeons Only)**

**ATTACHMENT #7**

**METROPOLITAN POLICE DEPARTMENT****WASHINGTON, D.C.****Internal Affairs Division****REPORT OF INVESTIGATION**

P.D. 854 REV. 01/94

FILE TITLE <b>Mr. David Blair Statement</b>	DATE OF OCCURRENCE <b>January 6, 2021</b>	
TYPE OF CASE <b>Use of Force (CDU riot baton strike to head)</b>	21-000063	I.A.D. FILE NO. <b>TBD</b>

***NARRATIVE: Case synopsis***

On January 6, 2021, Mr. David Blair provided an audio-recorded statement to Agent Tilley of the IAD. The statement was provided at George Washington University Hospital, and the following is a brief synopsis of Mr. Blair's statement:

Mr. Blair stated that outside of the United States Capitol Building police lines "they were backing people up, I didn't want to back up, and I got cracked in the head good about three or four times."

Mr. Blair stated that the police line was equipped with riot batons, and that was what he was struck in the head with. Mr. Blair stated he may have been struck in the head more than three (3) or four (4) times. He recalled three (3) or four (4) "good rings, for sure." Mr. Blair stated "the first one was a hard strike to the head, I know that for sure. A good strike to the head, that's for sure."

Mr. Blair stated that officers on the police line then took him to the ground and handcuffed him.

Mr. Blair suffered two (2) lacerations to his head, one (1) on the crown of his head and the other on the left side of his head.

**CASE STATUS:** ☒ OPEN ☐ CLOSED ☐ OTHER (Explain)

PAGE 1 OF 1 PAGES

INVESTIGATOR'S SIGNATURE <i>Sergeant/Agent Christopher M. Tilley</i>	DATE
SUPERVISOR'S SIGNATURE	DATE

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**ATTACHMENT #8**

**ATTACHMENT #9**

**METROPOLITAN POLICE DEPARTMENT****WASHINGTON, D.C.****Internal Affairs Division****REPORT OF INVESTIGATION**

P.D. 854 REV. 01/94

FILE TITLE <b>BWC Synopsis</b>	DATE OF OCCURRENCE <b>January 6, 2021</b>	
TYPE OF CASE <b>Use of Force (CDU riot baton strike to head)</b>	21-000063	I.A.D. FILE NO. <b>TBD</b>

***NARRATIVE: Case synopsis***

Officer Claudy Toussaint captured one (1) BWC video related to this incident:

*Officer Toussaint's BWC video began at 1731 hours and was 25 minutes and 55 seconds in length.*

**15:53** Officer Toussaint, along with the CDU 63 line, began pushing the crowd of protesters back from the United States Capitol. Officer Toussaint utilized mechanical force with his CDU riot baton to push protesters back that were not complying with loud verbal commands of "Move back! Move back! Move back!"

**17:37** The CDU 63 line briefly paused to reform and strengthen their line.

**17:45** Mr. Blair was observed walking up and down the line of protesters and yelling, "Hell no, quit backing up! Quit backing up! Stop being scared! Quit backing up!" Mr. Blair was wearing a helmet and carrying a lacrosse stick/pole with a confederate flag affixed to it.

**17:58** Mr. Blair crossed again in front of Officer Toussaint, and can be heard stating, "I'm telling ya, quit backing up! We're Americans!" The CDU 63 line proceeded with advancing forward to push the crowd of protesters away from the United States Capitol Building.

**18:05** Mr. Blair confronted Officer Peralta, and stated, "What's up bitch!" Mr. Blair assaulted Officer Peralta with his lacrosse stick/pole. Officer Toussaint immediately responded to assist Officer Peralta. Officer Toussaint delivered eight (8) CDU riot baton strikes to Mr. Blair. Mr. Blair was then taken to the ground and into custody.

Officer Kevin Peralta captured one (1) BWC video related to this incident:

*Officer Peralta's BWC video began at 1746 hours and was 13 minutes and 58 seconds in length.*

**01:02** Officer Toussaint, along with the CDU 63 line, began pushing the crowd of protesters back from the United States Capitol. Officer Toussaint utilized mechanical force with his CDU riot baton to push protesters back that were not complying with loud verbal commands of "Move back! Move back! Move back!"

**CASE STATUS:** ☒ OPEN ☐ CLOSED ☐ OTHER (Explain)

PAGE 1 OF 2 PAGES

INVESTIGATOR'S SIGNATURE <i>Sergeant/Agent Christopher M. Tilley</i>	DATE
SUPERVISOR'S SIGNATURE	DATE

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**METROPOLITAN POLICE DEPARTMENT****WASHINGTON, D.C.****Internal Affairs Division****REPORT OF INVESTIGATION**

P.D. 854 REV. 01/94

FILE TITLE <b>BWC Synopsis</b>	DATE OF OCCURRENCE <b>January 6, 2021</b>	
TYPE OF CASE <b>Use of Force (CDU riot baton strike to head)</b>	21-000063	I.A.D. FILE NO. <b>TBD</b>

**NARRATIVE: Case synopsis**

- 02:51** Mr. Blair was observed walking up and down the line of protesters and yelling, "Hell no, quit backing up! Quit backing up! Stop being scared! Quit backing up!" Mr. Blair was wearing a helmet and carrying a lacrosse stick/pole with a confederate flag affixed to it.
- 03:02** Mr. Blair crossed again in front of Officer Peralta, and can be heard stating, "I'm telling ya, quit backing up! We're Americans!" The CDU 63 line proceeded with advancing forward to push the crowd of protesters away from the United States Capitol Building.
- 03:05** The CDU 63 police line began advancing forward.
- 03:08** Officer Peralta utilized mechanical force to push Mr. Blair back, and he responded by facing Officer Peralta and stating, "What's up, mother fucker? What's up? What's up, bitch? What's up? What's up?"
- 03:13** Mr. Blair assaulted Officer Peralta by striking him with a lacrosse stick/pole.
- 03:16** Officer Toussaint began delivering strikes to Mr. Blair with his CDU riot baton.
- 03:19** Officer Peralta delivered strikes to Mr. Blair with his CDU riot baton. Mr. Blair responded, "Get the fuck off" before audibly voicing pain.
- 03:24** Mr. Blair was taken to the ground and Officer Peralta stayed on the CDU 63 line.

**CASE STATUS:** ☒ OPEN ☐ CLOSED ☐ OTHER (Explain)

PAGE 2 OF 2 PAGES

INVESTIGATOR'S SIGNATURE <i>Sergeant/Agent Christopher M. Tilley</i>	DATE
SUPERVISOR'S SIGNATURE	DATE

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**METROPOLITAN POLICE DEPARTMENT**  
**WASHINGTON, D.C.**  
**Internal Affairs Division**

**REPORT OF INVESTIGATION**

P.D. 854 Rev. 2/97

FILE TITLE <b>BWC Synopsis</b>		DATE OF OCCURRENCE <b>January 6<sup>th</sup>, 2021</b>
TYPE OF CASE <b>Use Of Force Investigation</b>	IS# <b>20-</b>	O.I.A. FILE NO.
NARRATIVE:		SYNOPSIS OF CASE INVESTIGATION

**Officer Keenan Thomas-Bartley had 1 BWC (1) video related to this incident:**

**Video one: 14 minutes & 53 seconds dated January 6<sup>th</sup>, 2021**

**06:40** Officer Thomas-Bartley had formed a police line formation along with CDU63 in the area of 1 1<sup>st</sup> Street, Northeast, near the lower west terrace door of the United States Capitol Building, with the intent of dispersing a large crowd of protestors, who had occupied the grounds. Loud verbal commands of "move back" were given to the protestors by Officer Thomas-Bartley, while he simultaneously utilized his baton in a port arms push position to control the crowd.

**07:42** Mr. Blair could be seen carrying a red and blue confederate flag. He began to aggressively scream at the crowd or protestors, while pacing back and forth "quit backing up, quit backing up, stop being scared, "quit backing up we're Americans, let's go."

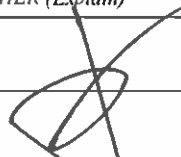
**07:57** Officer Thomas-Bartley along with CDU 63 police line began to push the crowd forward, while giving loud verbal commands to "move back" and utilizing their batons in a port arms push position.

**07:57** Mr. Blair resisted the officers commands to move back and became assaultive towards Officer Thomas-Bartley and Officer Bijon Hiligh. Mr. Blair began to use his flag as a weapon to swing and push the officers, while screaming at them "what's up bitch, what's up bitch."

**08:07** A tactical takedown was then conducted by Officer Thomas-Bartley and Officer Hiligh of Mr. Blair in order to stop Mr. Blairs assaultive behavior towards the officers.

**08:11** After Mr. Blair was taken to the ground, Officer Thomas-Bartley Bartley conducted two strikes with the tip of his baton to Mr. Blair's midsection of his body.

**08:35** Mr. Blair was placed in handcuffs and arrested without further incident.

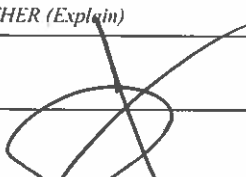
<b>CASE STATUS:</b>	OPEN	CLOSED	OTHER (Explain)	PAGE	1	OF	1	PAGES
INVESTIGATOR'S SIGNATURE				DATE				
Agent Jennifer Gelsomino								
SUPERVISOR'S SIGNATURE				DATE				

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<b>CASE STATUS:</b>	OPEN	CLOSED	OTHER (Explain)	PAGE	1	OF	1	PAGES
INVESTIGATOR'S SIGNATURE				DATE				
Agent Jennifer Gelsomino								
SUPERVISOR'S SIGNATURE				DATE				

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<b>CASE STATUS:</b>	OPEN	CLOSED	OTHER (Explain)	PAGE 1 OF 1 PAGES
INVESTIGATOR'S SIGNATURE				DATE
Agent Jennifer Gelsomino				DATE
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**METROPOLITAN POLICE DEPARTMENT**  
**WASHINGTON, D.C.**  
**Internal Affairs Division**

**REPORT OF INVESTIGATION**

P.D. 854 Rev. 2/97

<b>FILE TITLE</b> BWC Synopsis		<b>DATE OF OCCURRENCE</b> January 6 <sup>th</sup> , 2021	
<b>TYPE OF CASE</b> Use Of Force Investigation		<b>IS#</b> 20-	<b>O.I.A. FILE NO.</b>
<b>NARRATIVE:</b>		<b>SYNOPSIS OF CASE INVESTIGATION</b>	

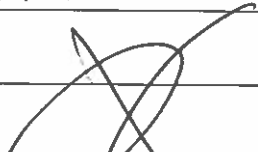
**Officer Aaron Smith had 1 BWC (1) video related to this incident:**

**Video one: 23 minutes & 27 seconds dated January 6<sup>th</sup>, 2021**

- 16:43** Officer Smith had formed a police line formation along with CDU63 in the area of 1 1<sup>st</sup> Street, Northeast, near the lower west terrace door of the United States Capitol Building, with the intent of dispersing a large crowd of protestors, who had occupied the grounds. Loud verbal commands of "move back" were given to the protestors by Officer Blair, while he simultaneously utilized his baton in a port arms push position to control the crowd.
- 17:46** Mr. Blair could be seen carrying a red and blue confederate flag. He began to aggressively scream at the crowd or protestors, while pacing back and forth "quit backing up, quit backing up, stop being scared, "quit backing up we're Americans, let's go."
- 18:02** Officer Thomas-Bartley along with CDU 63 police line began to push the crowd forward, while giving loud verbal commands to "move back" and utilizing their batons in a port arms push position.
- 18:11** Mr. Blair refused to listen to the officers commands to move back, and continued to remain in place as the CDU line approached him.
- 18:12** Mr. Blair became assaultive towards the officers and began to use his flag as a weapon to swing and push the officers
- 18:13** A tactical takedown of Mr. Blair was conducted by Officer Hiligh and Officer Thomas-Bartley.
- 18:23** Immediately following the takedown, Officer Smith administered two strikes with the tip of his baton to Mr. Blair's legs in order to stop his assaultive behavior towards the officers.
- 18:30** Mr. Blair was placed in handcuffs and arrested without further incident.

<b>CASE STATUS:</b>	OPEN	CLOSED	OTHER (Explain)	PAGE 1 OF 1 PAGES
<b>INVESTIGATOR'S SIGNATURE</b> Agent Jennifer Gelsomino				<b>DATE</b>
<b>SUPERVISOR'S SIGNATURE</b>				<b>DATE</b>

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INVESTIGATOR'S SIGNATURE				DATE				
Agent Jennifer Gelsomino				DATE				
SUPERVISOR'S SIGNATURE				DATE				

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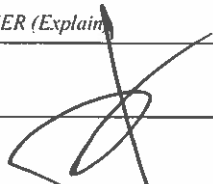
<b>CASE STATUS:</b>	OPEN	CLOSED	OTHER (Explain)	PAGE	1	OF	1	PAGES
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Agent Jennifer Gelsomino								
SUPERVISOR'S SIGNATURE				DATE				

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INVESTIGATOR'S SIGNATURE				DATE				
Agent Jennifer Gelsomino				DATE				
SUPERVISOR'S SIGNATURE				DATE				

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**ATTACHMENT #10**



**METROPOLITAN POLICE DEPARTMENT****WASHINGTON, D.C.****Internal Affairs Division****REPORT OF INVESTIGATION**

P.D. 854 REV. 01/94

FILE TITLE <b>Social Media Video from Twitter</b>	DATE OF OCCURRENCE <b>January 7, 2021</b>	
TYPE OF CASE <b>Use of Force (CDU riot baton strike to head)</b>	21-000063	I.A.D. FILE NO. <b>TBD</b>

**NARRATIVE: Case synopsis**

A social media canvass of the social media platform Twitter revealed a posted video that captured the use of force incident. The video was shared on the Twitter "Night Shift" page by the Twitter handle @SpearsH7750, but was originally posted by the Twitter handle @4TheCulture on January 6, 2021. The video was 00:51 seconds in length and the following is a brief synopsis of that video:

- 00:02** Mr. Blair appeared facing the crowd of protesters imploring them to fight back and resist the police line's efforts. He was holding a pole with a confederate flag affixed to it.
- 00:06** Officer Peralta utilized mechanical force with his CDU riot baton to push Mr. Blair away from the advancing police line. Mr. Blair immediately turned and faced the police line.
- 00:08** Mr. Blair assaulted three (3) MPD members on the CDU line, including Officer Peralta, by extending the pole that he was wielding and slamming it across the officer's chest area.
- 00:10** Mr. Blair began backing away from the line as Officer Toussaint approached him with his CDU riot baton raised in the air. Another officer was attempting to remove the pole from Mr. Blair's possession.
- 00:11** Officer Toussaint delivered a strike to Mr. Blair's left shoulder area with the tip of his CDU riot baton. He continued to deliver strikes with his CDU riot baton to Mr. Blair's torso and legs.
- 00:15** Officer Peralta reengaged with Mr. Blair and delivered three (3) strikes to his head with his CDU riot baton. Mr. Blair began lowering his head, and two (2) additional strikes from his CDU riot baton were delivered by Officer Peralta.
- 00:18** Officer Aaron Smith moved behind Mr. Blair and delivered two (2) strikes with his CDU riot baton to Mr. Blair's legs.
- 00:21** A tactical takedown got Mr. Blair to the ground as the CDU 63 line formed around the members handcuffing Mr. Blair. OC spray was deployed by the CDU 63 line to disperse the protesters rapidly approaching Mr. Blair's position as he was handcuffed by Officer Austin Smith.

**CASE STATUS:**   X   OPEN        CLOSED        OTHER (Explain)

PAGE 1 OF 1 PAGES

INVESTIGATOR'S SIGNATURE <i>Sergeant/Agent Christopher M. Tilley</i>	DATE
SUPERVISOR'S SIGNATURE	DATE

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# EXHIBIT 7

CIOX Health

BUSINESS RECORDS CERTIFICATION

I, Patrice L Riley as a copy representative employed by CIOX Health, the health information management service used by George Washington Univ. Hospital hereby certify that the enclosed photographic copy of the medical records has been compared with the original David Blair records and is an accurate duplicate of such records.

- A. The attached records are made at or near the time of the occurrence of the matters set forth in the documents;
- B. The attached records were made by a person with knowledge of those matters, or from information transmitted by a person with knowledge of those matters;
- C. The attached records were made and kept in the course of regularly conducted business activity; and
- D. The attached records were made and kept by the business as a regular practice.

Number of pages 65

Date 4/7/2021

Patrice L Riley

Signature of representative of

CIOX Health



GW Hospital

900 23rd Street, NW  
Washington, DC 20037

(202) 715-4000

**Patient Information**

**Patient Name:** BLAIR, DAVID  
**Home Address:** 2195 SUGARLOAF PARKVIEW LN  
 CLARKSBURG, MD 20871

**Sex:** Male  
**DOB:** 08/04/1994  
**Age:** 26 Years  
**Religion:** Christian Church  
**Marital Status:**  
**Contact:**  
**EMAIL:**

**Language:****Race:** White**SSN:** XXX-XX-5463

**Preferred Phone:**  
**Employer Name:**  
**Employer Phone:**

**Guarantor Information**

**Guarantor Name:**  
**Patient's Reltn:**  
**Billing Address:**  
**Billing Phone:**

**Sex:**  
**DOB:**  
**Employer Name:**  
**Employer Phone:**

**Contact Information****Emergency Contact**

**Contact Name:** GAYLE BLAIR  
**Patient's Reltn:**  
**Sex:**  
**Preferred Phone:** 2404220979

**Next of Kin**

**Contact Name:** GAYLE BLAIR  
**Patient's Reltn:**  
**Sex:**  
**Preferred Phone:** 2404220979

**Primary Insurance**

**Subscriber Name:** BLAIR, DAVID  
**Patient's Reltn:**  
**Sex:** Male  
**DOB:** 08/04/1994

**Insurance:** NON-CONTRACTED HMO INVISIO  
**Claim Address:**

**Employer Name:**  
**Employer Phone:**  
**Financial Class:**  
**Group Name:**

**Insurance Phone:**  
**Policy Number:** 43294919  
**Group Number:** 4300011010  
**Authorization Number:**  
**Authorization Phone:**  
**Authorization Contact:**

**Secondary Insurance**

**Subscriber Name:**  
**Patient's Reltn:**  
**Sex:**  
**DOB:**

**Insurance Name:**  
**Claim Address:**

**Employer Name:**  
**Employer Phone:**  
**Financial Class:**  
**Group Name:**

**Insurance Phone:**  
**Policy Number:**  
**Group Number:**  
**Authorization Number:**  
**Authorization Phone:**  
**Authorization Contact:**

**Encounter Information**

**Reg Dt/Tm:** 01/06/2021 20:00  
**Est Dt of Arrival:** 01/07/2021 01:41  
**Inpt Adm Dt/Tm:**  
**Disch Dt/Tm:** 01/07/2021 01:41  
**Observation Dt/Tm:**  
**VIP Indicator:**  
**Admit Reason:** HEAD INJ  
**Accident:** Crime Victim  
**Accident Date:** 01/06/2021 19:50

**Patient Type:** Emergency  
**Medical Service:** EMR-Emergen  
**Location:** GWU ED  
**Room/Bed:** /  
**Isolation:**

**Admit Type:** Emergency  
**Admit Source:** Emergency Room  
**User ID:** GWU\_INVISION CONTRIBUTOR  
**Admitting:** MD Matthew Pyle  
**Attending:** MD Matthew Pyle  
**PCP:** Fam md No pcp  
**Referring:** MD Tenagne Haile-mariam

BLAIR, DAVID  
 Male / 26 Years



EL0012

**MEDICAL  
 RECORD**

Patient Identification



GWU0000139349468-GWU4770685  
 BLAIR, DAVID  
 DOB: 08/04/1994 26 Years M  
 ADM/REG DT: 01/06/2021

GWU- George Washington University Hospital  
900 23rd Street, Northwest  
Washington, DC 20037-2342

Patient: BLAIR, DAVID  
MRN: GWU4770685  
DOB/Sex: 8/4/1994 / Male  
Attending: Pyle, Matthew MD

Admit: 1/6/2021  
Disch: 1/7/2021 Disch Time: 01:41 EST  
FIN: GWU0000139349468

**Facesheets**

SERVICE DATE/TIME:  
RESULT STATUS:  
PERFORM INFORMATION:  
SIGN INFORMATION:

Facesheets  
1/6/2021 00:00 EST  
Unauth

**FACE SHEET REGISTRATION FORM\_20210106.pdf**

Please click on link to see image.

GWU- George Washington University Hospital

Patient: BLAIR, DAVID

Admit: 1/6/2021

MRN: GWU4770685

Disch: 1/7/2021

DOB/Sex: 8/4/1994 / Male

FIN: GWU0000139349468

Attending: Pyle, Matthew MD

*Discharge Instructions*



## GWU- George Washington University Hospital

Patient: BLAIR, DAVID  
 MRN: GWU4770685  
 DOB/Sex: 8/4/1994 / Male  
 Attending: Pyle, Matthew MD

Admit: 1/6/2021  
 Disch: 1/7/2021  
 FIN: GWU0000139349468

## Emergency Dept

01/07/2021 00:33 K Raphael: CT negative for any fracture or bleed. Patient's wounds cleaned repaired with staples and sutures. Patient cleared for discharge at this time. Patient to have his sutures and staples removed in 7 to 10 days.

## Impression and Plan

Assault - ICD10-CM Y09,  
 Concussion - ICD10-CM S06.0X9A,  
 Plan  
 Condition: Stable.

Patient was given the following educational materials: Concussion, Head Injury (Adult), Head Injury (Adult), Concussion.

Follow up with: Fam md No pop, IMD Within Next Available Appointment; Gobindveer Sahi, MED Within Next Available Appointment

Thank you for choosing your care at George Washington University Hospital's Emergency Department today. You were seen here after being hit in the head by a weapon multiple times. Your CT scan of your head is reassuring that you do not have a skull fracture or brain bleed at this time. We believe that you likely have sustained a concussion. A concussion is a clinical diagnosis based on a provider's evaluation, and is not able to be seen on CT scans or other imaging. You should not participate in any activities that increase the chance for a repeat concussion. To help you return to work/play, and decrease your post-concussive symptoms, follow these instructions: Be sure to get plenty of sleep. Take daytime rests or naps when fatigued. You should alter your work schedule to allow for frequent breaks. You may experience symptoms such as headaches, dizziness, confusion, and delayed thought processes. These symptoms will be made worse with increasing exertion. Decrease use of screens including televisions, computers, and phones. Try to rest in dark conditions with minimal stimulation for the first 24-48 hours and return slowly to activity, reducing activity if you experience any symptoms. You should return to the ER if you experience worsening confusion, worsening headache, weakness or numbness, vomiting, change of vision, or other concerning symptoms.

Additionally, your wounds were cleaned thoroughly, any foreign debris was removed, and the wounds were closed with 9 staples in the center wound and 7 sutures in the left sided wound. Keep the wound clean, dry, and covered. Use water and mild soap to clean every day. You should have the sutures removed in 7-10 days by your primary care doctor, or return to the ER for suture removal.

We have provided you with extra details and the patient education supplied with instructions for cleaning and follow-up. You should return to the ER or call 911 sooner if you experience any of the following:

- Fever greater than 100.4°F (38°C)
- Wound reopens or bleeds
- Increasing pain in the wound
- Signs of infection, such as warmth, redness, swelling, or foul-smelling drainage from the wound
- Persistent numbness or weakness in the affected area

You should follow up with your primary care doctor within the next 3-4 days. Call for an appointment today.

If you are having concerning or lasting symptoms of a concussion, below is also information for two different doctors who specializes in concussions (two locations)

Dr. Komal Patel  
 The GW Medical Faculty Associates  
 Physical Medicine & Rehabilitation  
 2100 Pennsylvania Ave  
 Washington, DC 20037  
 202-872-7000

Dr. Gobindveer Sahi  
 1101 15th St. NW  
 Washington, DC 20005  
 202-798-0100

Dr. Gobindveer Sahi

GWU- George Washington University Hospital

Patient: BLAIR, DAVID  
MRN: GWU4770685  
DOB/Sex: 8/4/1994 / Male  
Attending: Pyle, Matthew MD

Admit: 1/6/2021  
Disch: 1/7/2021  
FIN: GWU0000139349468

**Emergency Dept**

2350 Washington Place, NE  
Suite 110N  
Washington, DC 20018  
202-544-7580

For more information regarding concussions and returning to daily activities; <http://www.cdc.gov/headsup/>

Thank you for choosing the George Washington Emergency Department

Counseled: Patient  
Disposition: Review/Insert Order Profile (Selected)  
Inpatient Orders  
Ordered  
Discharge Request

---

DOCUMENT NAME:	ED Patient Summary
SERVICE DATE/TIME:	1/7/2021 01:41 EST
RESULT STATUS:	Modified
PERFORM INFORMATION:	Mapes RN, Haley (1/7/2021 01:41 EST)
SIGN INFORMATION:	Mapes RN, Haley (1/7/2021 01:41 EST); Lee, Randall MD (1/7/2021 00:45 EST)

**ED Patient Summary**

GWU- George Washington University Hospital  
900 23rd Street, NW  
Washington, DC 20037  
<http://www.gwhospital.com/>  
(202) 715-4000

**Confirmation of Receipt of Instructions**

Name: BLAIR, DAVID  
Age: 26 Years Date of Birth: 08/04/94  
MRN: GWU4770685 FIN: GWU0000139349468 Arrival Time: 01/06/21 20:00:00

Diagnosis: **Assault; Concussion**

**Patient Visit Summary:**

BLAIR, DAVID has been provided patient education materials, follow-up instructions and prescriptions.

**My Signature Below Indicates:**

> I have received and understood the oral instructions regarding my current medical problem.

GWU- George Washington University Hospital

Patient: BLAIR, DAVID

Admit: 1/6/2021

MRN: GWU4770685

Disch: 1/7/2021

DOB/Sex: 8/4/1994 / Male

FIN: GWU0000139349468

Attending: Pyle, Matthew MD

**Emergency Dept**

- > I will arrange follow up care as instructed, outlined in this and any following page(s).
- > I acknowledge continuing medications prescribed by my regular doctor.
- > I acknowledge receipt of the written instructions as outlined in this and any previous page(s).
- > I will read and review these instructions.
- > I acknowledge that I will contact my Primary Care Physician or return to the Emergency Department immediately if symptoms worsen or persist.
- ( ) Patient Refuses to Sign
- ( ) Patient Left Without Signing
- ( ) Patient was informed of their non-emergent status

\_\_\_\_\_  
Patient Signature

\_\_\_\_\_  
Parent / Guardian (if patient is a minor)

\_\_\_\_\_  
Nurse Signature (if not patient signature)

\_\_\_\_\_  
Hospital Witness Signature (if no patient signature)



**GWU- George Washington University Hospital**  
900 23rd Street, NW  
Washington, DC 20037  
<http://www.gwhospital.com/>  
(202) 715-4000

**Name:** BLAIR, DAVID

**Age:** 26 Years Date of Birth: 08/04/94

**MRN:** GWU4770685 **FIN:** GWU0000139349468 **Arrival Time:** 01/06/21 20:00:00

**Diagnosis:** Assault; Concussion

**Emergency Department Care Team:**

**Provider:** Pyle, Matthew MD



## GWU- George Washington University Hospital

Patient: BLAIR, DAVID

Admit: 1/6/2021

MRN: GWU4770685

Disch: 1/7/2021

DOB/Sex: 8/4/1994 / Male

FIN: GWU0000139349468

Attending: Pyle, Matthew MD

**Emergency Dept****With:****Address:****When:**

Please return if you develop any new symptoms or have any new complaints or pain.

Within Now, only if needed

**With:****Address:****When:**

Please follow up with your primary doctor within 24 hours. If you can't get an appointment within 24 hours, please return and we will help you.

Within Now

**With:****Address:****When:**

DO NOT DRIVE HOME

Within Next Available Appointment

**With:****Address:****When:**

Fam md No pcp, IMD

901 23RD ST NW  
WASHINGTON, DC 200370000  
(999)999-9999 Business (1)

Within Next Available Appointment

**With:****Address:****When:**

Gobindveer Sahi, MED

2350 WASHINGTON PL NE  
#110N, SUITE 1  
WASHINGTON, DC 200180000  
(888)808-6483 Business (1)

Within Next Available Appointment

**Comments:**

Thank you for choosing your care at George Washington University Hospital's Emergency Department today. You were seen here after being hit in the head by a weapon multiple times. Your CT scan of your head is

Print Date/Time 4/7/2021 15:14 EDT

Medical Record

Page 18 of 65

## GWU- George Washington University Hospital

Patient: BLAIR, DAVID  
 MRN: GWU4770685  
 DOB/Sex: 8/4/1994 / Male  
 Attending: Pyle, Matthew MD

Admit: 1/6/2021  
 Disch: 1/7/2021  
 FIN: GWU0000139349468

**Emergency Dept**

reassuring that you do not have a skull fracture or brain bleed at this time. We believe that you likely have sustained a concussion. A concussion is a clinical diagnosis based on a provider's evaluation, and is not able to be seen on CT scans or other imaging. You should not participate in any activities that increase the chance for a repeat concussion. To help you return to work/play, and decrease your post-concussive symptoms, follow these instructions: Be sure to get plenty of sleep. Take daytime rests or naps when fatigued. You should alter your work schedule to allow for frequent breaks. You may experience symptoms such as headaches, dizziness, confusion, and delayed thought processes. These symptoms will be made worse with increasing exertion. Decrease use of screens including televisions, computers, and phones. Try to rest in dark conditions with minimal stimulation for the first 24-48 hours and return slowly to activity, reducing activity if you experience any symptoms. You should return to the ER if you experience worsening confusion, worsening headache, weakness or numbness, vomiting, change of vision, or other concerning symptoms.

Additionally, your wounds were cleaned thoroughly, any foreign debris was removed, and the wounds were closed with 9 staples in the center wound and 7 sutures in the left sided wound. Keep the wound clean, dry, and covered. Use water and mild soap to clean every day. You should have the sutures removed in 7-10 days by your primary care doctor, or return to the ER for suture removal. We have provided you with extra details and the patient education supplied with instructions for cleaning and follow-up. You should return to the ER or call 911 sooner if you experience any of the following:

- Fever greater than 100.4°F (38°C)
- Wound reopens or bleeds
- Increasing pain in the wound
- Signs of infection, such as warmth, redness, swelling, or foul-smelling drainage from the wound
- Persistent numbness or weakness in the affected area

You should follow up with your primary care doctor within the next 3-4 days. Call for an appointment today.

If you are having concerning or lasting symptoms of a concussion, below is also information for two different doctors who specializes in concussions (two locations)

Dr. Komal Patel

GWU- George Washington University Hospital

Patient: BLAIR, DAVID

Admit: 1/6/2021

MRN: GWU4770685

Disch: 1/7/2021

DOB/Sex: 8/4/1994 / Male

FIN: GWU0000139349468

Attending: Pyle, Matthew MD

**Emergency Dept**

The GW Medical Faculty Associates  
Physical Medicine & Rehabilitation  
2100 Pennsylvania Ave  
Washington, DC 20037  
202-872-7000

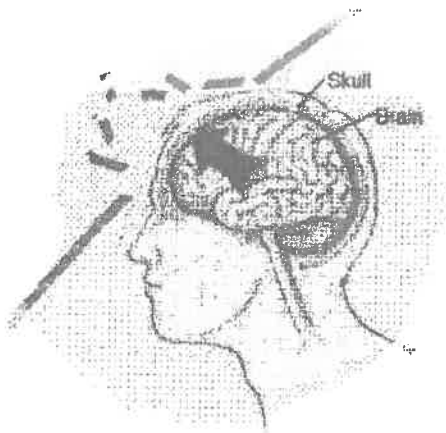
Dr. Gobinveer Sahi  
1101 15th St. NW  
Washington, DC 20005  
202-798-0100

Dr. Gobinveer Sahi  
2350 Washington Place, NE  
Suite 110N  
Washington, DC 20018  
202-544-7580

For more information regarding concussions and returning to daily activities;  
<http://www.cdc.gov/headsup/>

Thank you for choosing the George Washington Emergency Department

## Head Injury (Adult)





## GWU- George Washington University Hospital

Patient: BLAIR, DAVID  
 MRN: GWU4770685  
 DOB/Sex: 8/4/1994 / Male  
 Attending: Pyle, Matthew MD

Admit: 1/6/2021  
 Disch: 1/7/2021  
 F/N: GWU0000139349468

## Emergency Dept

Author: Raphael, Kristin MD

## Basic Information

Time seen: Date & time 01/06/21 20:24:00, Provider Assignment  
 Raphael, Kristin MD assigned at 01/06/2021 20:17

Additional Information: Chief Complaint from Nursing Triage Note : Chief Complaint  
 01/06/21 20:03 EST Chief Complaint Chief Complaint

## History of Present Illness

Patient is a 28-year-old female with no significant medical history who presents with head trauma. 1 hour PTA he was hit in the head with the police baton while he was at a MAGA insuigence. Patient stating he believes -LOC, but " blacked out for less than 1 second" denying. Confusion, nausea, vomiting, change in vision. 5/10 pain. Patient has dried blood covering left side of face, and obvious large laceration from the scalp running down the left side of his face to his jaw. Unknown last tetanus shot. Did not take any pain meds. Also endorsing some left knee stiffness, with no focal tenderness and full ROM in extension and flexion. Able to place full weight on his knee. Pt is also denying alcohol and drug use tonight.

Patient is in police custody.

## Review of Systems

Constitutional symptoms: No fever, no chills.  
 Skin symptoms: No jaundice, no rash.  
 Eye symptoms: No recent vision problems, no discharge, no icterus.  
 ENMT symptoms: No sore throat, no nasal congestion.  
 Respiratory symptoms: No shortness of breath, no wheezing.  
 Cardiovascular symptoms: No chest pain, no palpitations.  
 Gastrointestinal symptoms: No abdominal pain, no nausea, no vomiting.  
 Genitourinary symptoms: No dysuria, no hematuria.  
 Musculoskeletal symptoms: No back pain, no joint pain.  
 Neurologic symptoms: Headache, No dizziness,  
 Allergy/immunologic symptoms: No impaired immunity,

## Health Status

## Allergies:

Allergic Reactions (Selected)  
 No Known Allergies.

## Past Medical/ Family/ Social History

Medical history: PMH/Problems ST  
 No problems documented.

## Surgical history:

No active procedure history items have been selected or recorded..

## Family history:

No family history items have been selected or recorded..

## Social history: Social History ST

No Data Available.

## Physical Examination

Vital Signs  
 Vital Signs

## GWU- George Washington University Hospital

Patient: BLAIR, DAVID  
 MRN: GWU4770685  
 DOB/Sex: 8/4/1994 / Male  
 Attending: Pyle, Matthew MD

Admit: 1/6/2021  
 Disch: 1/7/2021  
 FIN: GWU0000139349468

## Emergency Dept

01/06/21 20:03 EST

Temperature (Route Not Specified)	36.8 DegC
Temperature Convert C to F	98.2 DegF
Temperature Method	Temporal Artery
Peripheral Pulse Rate	102 bpm HI
Respiratory Rate	18 br/min
BP Site	Left arm
Systolic Blood Pressure	173 mmHg HI
Diastolic Blood Pressure	86 mmHg HI
SpO2	99 %
Oxygen Therapy	Room air

Glasgow coma scale: Total score: Total score: 15.

Neurological: Alert and oriented to person, place, time, and situation

Skin: Warm, dry, not cyanotic, not cool.

Head: Normocephalic, Large 10cm superficial laceration on the center of the scalp. A second complicated 6cm laceration to the L. fronto-temporal area. No active bleeding at this time. Sensation intact. Facial muscles intact.

Neck: Trachea midline, no tenderness.

Eye: Pupils are equal, round and reactive to light

Ears, nose, mouth and throat: Tympanic membranes clear, Dried blood in external canal.

Cardiovascular: Regular rate and rhythm

Respiratory: Lungs are clear to auscultation, respirations are non-labored, breath sounds are equal

Chest wall: No deformity,

Back: No step-offs.

Musculoskeletal: No deformity.

Gastrointestinal: Nontender, Non distended

## Medical Decision Making

Orders Review/Insert Order Profile (Selected)

Inpatient OrdersOrdered

Complete Document Medication By History:

ED Nursing Exam:

ED Reassessment:

Vital Signs Mobile:

lidocaine-epinephrine 2%-1:100,000 injectable solution: 20 mL, IntraDermal, Once

tetanus/diphth/pertuss (Tdap) adult/adol: 0.5 mL, IntraMuscular, Once

Ordered (Exam Ordered)

CT Head or Brain w/o Contrast:

Canceled

ED Triage Mobile:

Radiology results: Radiologist's interpretation: : Imaging

01/06/21 21:09 EST CT Head or Brain w/o Contrast GWU RADIOLOGY (Unauth)

CT Head or Brain w/o Contrast Event Date: 1/6/2021 21:09:26 EST Updated: 01/06/21 21:27 EST

CT Head or Brain w/o Contrast

This document has an image

Reason For Exam

Trauma/Injury

URLRAD

GWU RADIOLOGY

Caution: Report not yet finalized and possibly incomplete!

## PROCEDURE: CT HEAD OR BRAIN W/O CONTRAST

Print Date/Time 4/7/2021 15:14 EDT

Medical Record

Page 28 of 65

## GWJ- George Washington University Hospital

Patient: BLAIR, DAVID  
 MRN: GWJ4770685  
 DOB/Sex: 8/4/1994 / Male  
 Attending: Pyle, Matthew MD

Admit: 1/6/2021  
 Disch: 1/7/2021  
 FIN: GWJ0000139349468

## Emergency Dept

Patient is a 26-year-old male here with a head injury and laceration from being hit in the head by a police baton. Will obtain CT head concern of possible LOC and mechanism, but no red flag signs at this time. Will give a Tdap since does not know last tetanus. After CT will clean to see the extent of lacerations and will staple/suture closed. Left knee does not warrant x-ray at this time. Patient is very pleasant and cooperative.

01/07/2021 00:33 KRaphel: CT negative for any fracture or bleed. Patient's wounds cleaned repaired with staples and sutures. Patient cleared for discharge at this time. Patient to have his sutures and staples removed in 7 to 10 days.

## Impression and Plan

Assault - ICD10-CM Y09,  
 Concussion - ICD10-CM S06.0X9A,  
 Scalp laceration - ICD10-CM S01.01XA,  
 Plan

Condition: Stable.

Patient was given the following educational materials: Concussion, Head Injury (Adult), Head Injury (Adult), Concussion.

Follow up with: Fam md No pcp, IMD Within Next Available Appointment; Gobindveer Sahi, MED Within Next Available Appointment

Thank you for choosing your care at George Washington University Hospital's Emergency Department today. You were seen here after being hit in the head by a weapon multiple times. Your CT scan of your head is reassuring that you do not have a skull fracture or brain bleed at this time. We believe that you likely have sustained a concussion. A concussion is a clinical diagnosis based on a provider's evaluation, and is not able to be seen on CT scans or other imaging. You should not participate in any activities that increase the chance for a repeat concussion. To help you return to work/play, and decrease your post-concussive symptoms, follow these instructions; Be sure to get plenty of sleep. Take daytime rests or naps when fatigued. You should alter your work schedule to allow for frequent breaks. You may experience symptoms such as headaches, dizziness, confusion, and delayed thought processes. These symptoms will be made worse with increasing exertion. Decrease use of screens including televisions, computers, and phones. Try to rest in dark conditions with minimal stimulation for the first 24-48 hours and return slowly to activity, reducing activity if you experience any symptoms. You should return to the ER if you experience worsening confusion, worsening headache, weakness or numbness, vomiting, change of vision, or other concerning symptoms.

Additionally, your wounds were cleaned thoroughly, any foreign debris was removed, and the wounds were closed with 9 staples in the center wound and 7 sutures in the left sided wound. Keep the wound clean, dry, and covered. Use water and mild soap to clean every day. You should have the sutures removed in 7-10 days by your primary care doctor, or return to the ER for suture removal.

We have provided you with extra details and the patient education supplied with instructions for cleaning and follow-up. You should return to the ER or call 911 sooner if you experience any of the following:

- Fever greater than 100.4°F (38°C)
- Wound reopens or bleeds
- Increasing pain in the wound
- Signs of infection, such as warmth, redness, swelling, or foul-smelling drainage from the wound
- Persistent numbness or weakness in the affected area

You should follow up with your primary care doctor within the next 3-4 days. Call for an appointment today.

If you are having concerning or lasting symptoms of a concussion, below is also information for two different doctors who specializes in concussions (two locations)

Dr. Komal Patel  
 The GW Medical Faculty Associates  
 Physical Medicine & Rehabilitation  
 2100 Pennsylvania Ave  
 Washington, DC 20037  
 202-872-7000

Dr. Gobindveer Sahi  
 1101 15th St. NW

## GWU- George Washington University Hospital

Patient: BLAIR, DAVID  
 MRN: GWU4770685  
 DOB/Sex: 8/4/1994 / Male  
 Attending: Pyle, Matthew MD

Admit: 1/6/2021  
 Disch: 1/7/2021  
 FIN: GWU0000139349468

**Emergency Dept**

Washington, DC 20005  
 202-798-0100

Dr. Gobinveer Sahi  
 2350 Washington Place, NE  
 Suite 110N  
 Washington, DC 20018  
 202-544-7580

For more information regarding concussions and returning to daily activities; <http://www.cdc.gov/headsup/>

Thank you for choosing the George Washington Emergency Department

Counseled: Patient  
 Disposition: Review/Insert Order Profile (Selected)  
Inpatient Orders  
 Ordered  
 Discharge Request

**Addendum****Teaching-Supervisory Addendum-Brief**

I participated in the following activities of this patient's care: the medical history, the physical exam, medical decision making. I personally interviewed and examined this patient. I discussed the findings, diagnostic studies, interventions and treatment plan with ARNP / PA. I reviewed the clinical notes and test results. I agree with the assessment, management, and disposition as presented by the Resident/AP with exceptions as documented. This note was written by Dr. Pyle

26M no sig PMH bibems in PD custody s/p head injury. Pt reports being struck in the head with police baton during protests, unknown LOC, possibly brief, did suffer head/face lac. no weakness/numbness/tingling, no N/V, no neck pain. tlap unknown. Also complaining of some mild L knee discomfort but ambulating without difficulty.

VS: WNL

Gen: well appearing, non-toxic, no acute distress

HEENT: dried blood on the scalp and face, scalp laceration not actively bleeding no bony tenderness/deformity, No racoon eyes, no battles sign.

Neck: supple, nontender

CV: RRR

Lungs: CTAB/L

Abd: soft, NTND, normal BS

msk: L knee normal anatomic position, no swelling, no deformity, no erythema, no ecchymosis. No tenderness to palpation. Negative Anterior/posterior drawer. No pain or laxity with varus/valgus. Intact pulses and sensation.

Neuro: AOX4, CNII-XII grossly intact, normal strength, motor, sensation, normal reflexes, no cerebellar signs

A: 26M s/p blow to the head with ?LOC nonfocal neuro exam, likely concussed + scalp lac though with LOC questionable ICH

P:

CT head

tlap

wound care



GWU- George Washington University Hospital

Patient: BLAIR, DAVID

Admit: 1/6/2021

MRN: GWU4770685

Disch: 1/7/2021

DOB/Sex: 8/4/1994 / Male

FIN: GWU0000139349468

Attending: Pyle, Matthew MD

**Progress Notes**

DOCUMENT NAME:

Nursing Note-Text

SERVICE DATE/TIME:

1/6/2021 20:52 EST

RESULT STATUS:

Auth (Verified)

PERFORM INFORMATION:

Moskowitz RN, Shoshana (1/6/2021 20:52 EST)

SIGN INFORMATION:

Moskowitz RN, Shoshana (1/6/2021 20:52 EST)

**Nursing Note Entered On: 1/6/2021 20:54 EST****Performed On: 1/6/2021 20:52 EST by Moskowitz RN, Shoshana****Nursing Note**

**Nursing Note:** Pt states that he was hit over his head 3-4 time with a police baton while he was at the demonstrations at the Capitol. Denies LOC at the time. Dried blood on face and light active bleeding from 2 noted lacerations on his head. One that is on the top of his head and one that is left lateral. Pt states that now he is starting to feel a little "foggy." Unk last tetanus. Plan to update tetanus and await CT to be ready for scan.

Moskowitz RN, Shoshana - 1/6/2021 20:52 EST

DOCUMENT NAME:

Nursing Note-Text

SERVICE DATE/TIME:

1/6/2021 20:05 EST

RESULT STATUS:

Auth (Verified)

PERFORM INFORMATION:

Deguzman RN, Jason C (1/6/2021 20:05 EST)

SIGN INFORMATION:

Deguzman RN, Jason C (1/6/2021 20:05 EST)

**Nursing Note Entered On: 1/6/2021 20:06 EST****Performed On: 1/6/2021 20:05 EST by Deguzman RN, Jason C****Nursing Note**

**Nursing Note:** Assessed by MD Linowes to r/o trauma. No trauma activation.

Deguzman RN, Jason C - 1/6/2021 20:05 EST

# EXHIBIT 8

This letter is in support of David Blair.

My name is Philip Gash and I was David's lacrosse coach. I have known David since he was 13 years old. In the time since I have met him, despite our age difference, he has become one of my closest friends. I met him when I was coaching for an off-season program in which David was an exceptional player. He was 13 years old playing on a team of high school students. He showed more promise and talent than the average students in his own age group, and he was hand selected by me in order to gain more competitive experience playing at a higher level. He had always been extremely competitive and unafraid of a challenge. After seeing how well he got along with everyone and the confidence he displayed, I decided to hire him to a position at a lacrosse store where I worked at in Bethesda, MD called Sports Extra. He was 14 years old at the time and showed exceptional customer service and a great work ethic.

As David turned 16, I had moved onto coaching a club Lacrosse team with the intent of finding local players college offers and placing them in competitive tournaments against teams from around the country. David was invited on the team to participate with players from all over the DC Metro area. Just as before, he got along great with everyone, displaying great athleticism, hard work, passion, charisma and a commitment of striving to constantly improve. After David graduated high school, I decided to reach out and offer him various employment opportunities. He was my first choice to hire at RSTQ to work as a chauffeur and at Ralph Lauren Polo Retail Outlet to work as a sales associate. I was the General Manager at both jobs for which I hired him. I wouldn't have hired David onto three jobs if I did not believe in him as a person. He has been nothing but respectful and very patriotic since I have known him. He has always had respect and got along with all races and backgrounds at each of the teams I coached and at the jobs for which I hired him. He got along with people of all races and that he was always liked by everyone. I myself am Jewish and take great pride in respecting people of all races and religions. I know that David shares the same beliefs as I do regarding that. Where I live in Montgomery County, it is considered to be one of the most diverse counties in the nation, David was always around all types of different people with differing races and religions. Again, nothing but respect was always shown. Everyone loved David.

I did notice a change in him the past year before January 6<sup>th</sup>. I knew David has always had issues with his mental health. He had a very bad bout from 16-18 that effected his athletics severely, but he was always able to put on a strong front and outside of his closest friends or coaches, you would never be able to tell. He had always taken so much pride in our country, and to see it in the state that it was in had a profound effect on him mentally. He cared about the history of our nation and would preach about why it's so important to be proud. Many of David's past family relatives like my own, many of whom had all served in the US Military and I know that this is something which we both had in common and is something that we both shared and we are both very proud of and we had talked about it with each other many times. David has always displayed respect for authority, and respect for all others he came in contact with, so to see him accused of these charges it was incredibly shocking to me. That's not the David I know. I'm confident in saying that if he had gotten himself the help he needed, he wouldn't be in this situation. I know him to have a great heart, caring, compassionate and always willing to help anyone else less fortunate in need. Through athletics, and my coaching specifically, he had it ingrained into him to never back down from any type of competitive challenge and especially in regards to physical contact no matter what the result was to his own body, in athletics I always coached him in this way and I always used the term, "Reckless Abandonment for your body". David has had numerous concussions. I believe this also had an effect on the situation he found himself in. David will have full support from me to ensure he will never find himself needing help like that again.

Thank you for your time. I hope that you will show leniency and understanding towards David. He's a wonderful person with a caring heart, who always shows care and gives help to others in need and was a tremendous teammate on many of the teams I have coached him on as well as a dependable and hardworking employee in the employment opportunities I have provided to him and he has a lot to offer to any employer. If given the opportunity I would hire him again in the future.

Respectfully,

Philip Gash



Philip Gash

240-422-3995

Philip.Gash@gmail.com

20526 Lowfield Drive

German town, MD 20874



# EXHIBIT 9

July 23, 2021

Gaye L. Blair  
2195 Sugarloaf Parkview Lane  
Clarksburg, Md 20871  
gayleblr@comcast.net

Re: In Support of David Blair

To Whom It May Concern:

My son is David Blair. I was shocked to get the call from the police station after his arrest. David has always been respectful of authority and supportive of law enforcement. Nothing in his past or personality indicated that he would ever be arrested.

I feel it is important for you to know the type of person David is and how unexpected his behavior was. David cares deeply for his neighborhood, friends and family. He is a kind and trusted individual who helps others. Neighbors readily call upon David to help with house chores, yard work and caring for pets. Friends rely upon David's expertise and advice with vehicle repairs and purchases. As a grandson, David would spend hours visiting and caretaking for his grandmother feeding her when she was no longer able to do so herself. He has been a tremendous support to me following the breakup of my marriage.

David is a person of integrity. He has been honest, cooperative, and forthright during the entire process. He was respectful to law officers directly after his arrest and to all those he has come into contact with. David has taken a hard look at himself to examine what led to his actions on January the 6<sup>th</sup> and what changes he needs to make in his life going forward. This is how anyone that knows David would expect him to act.

Last year was the "perfect storm" for my son. Having suffered from some mental health concerns since high school, David was impacted by declining mental health during the Covid 19 lockdown. The isolation and stress of Covid 19 along with the social and political unrest in our country impacted David negatively. David's beloved maternal grandmother was of Hungarian decent. Her family fled communism in Hungary. The display of communist symbols in America were particularly concerning to David. He also became increasingly upset with what he felt was American history being erased. We sought medical and mental health care for David immediately after the incident. Ultimately, he was diagnosed with Bi-Polar I Disorder with the clinicians feeling that he may not have been properly diagnosed in high school. With the appropriate medications and the easing of Covid restrictions, David's mental health has improved. He responded positively to therapy as well.

David has some work to do to put his life back together again. He has gained insight. I am certain that David will not repeat such behaviors and will never reoffend. He has a strong support system of family and friends to help him. I am asking for leniency from you on behalf of my son in this matter.

Respectfully,

A handwritten signature in cursive script that reads "Gaye L. Blair". The signature is written in dark ink and is positioned below the typed name "Gaye L. Blair".

# EXHIBIT 10

July 24, 2021

Re: In Support of David Blair

To Whom It May Concern:

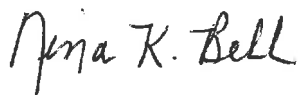
I am writing this letter on behalf of David Blair who was arrested on January 6, 2021. David is the son of a dear friend and former co-worker and I've known him since 2001. Although my son was a grade behind David and attending a different school, his mother and I often scheduled outings to places such as museums for the boys to get together. I felt David was a good role model for my son.

I've always found David to be respectful, polite, caring and eager to learn more about the world around him. He grew up attending church regularly with his family and living his faith. While in school, David actively participated in sports, displaying the dedication, discipline and hard work needed to achieve varsity league levels. His involvement with sports also taught him team work and leadership skills. David is comfortable and gets along with people from all walks of life, even those from different racial and socio-economic backgrounds. I've often thought he "has never met a stranger." Additionally, he is very protective of his mother and good friends.

David has been a big help to me several times over the years. For instance, when I needed someone to help move a heavy stationary bike last fall from another home to my own, David volunteered to pick it up and even carried it down into my basement. More recently, David came over to jump start my second car when it's battery died. Once it was running, he offered to drive it around to make sure the battery was fully charged. I handed David the keys as I fully trust him. He went over and beyond by taking the car through the carwash for me as well. I wanted to reimburse David for his time and the expense of the wash, but he refused. Not many young men would offer to do that today. He was a blessing to me.

Thank for you taking the time to read my letter. I hope I have been able to provide you with information to access David's true character before passing any judgements. I would be most thankful for your kind review and consideration of David's situation. If I can be of additional help or need to clarify any information provided, please do not hesitate to contact me.

Most sincerely,

A handwritten signature in black ink that reads "Nina K. Bell". The signature is written in a cursive, flowing style.

Nina K. Bell  
11704 Morning Glory Place  
New Market, MD 21774  
301-865-9940



# EXHIBIT 11

Patient Information

Patient Name: BLAIR, DAVID  
Home Address: 2195 SUGARLOAF PARKVIEW LN  
CLARKSBURG, MD 20871

Preferred Phone:  
Employer Name:  
Employer Phone:

Sex: Male  
DOB: 08/04/1994  
Age: 26 Years  
Religion: Christian Church  
Language: Race:\*White  
SSN: XXX-XX-5463  
Marital Status:  
Contact:  
EMAIL

Guarantor Information

Guarantor Name:  
Patient's Reltn:  
Billing Address:  
Billing Phone:

Sex: DOB:  
Employer Name:  
Employer Phone:

Contact Information

Emergency Contact

Contact Name: GAYLE BLAIR  
Patient's Reltn:  
Sex:  
Preferred Phone: 2404220979

Next of Kin

Contact Name: GAYLE BLAIR  
Patient's Reltn:  
Sex:  
Preferred Phone: 2404220979

Primary Insurance

Subscriber Name: BLAIR, DAVID  
Patient's Reltn:  
Sex: Male  
DOB: 08/04/1994

Employer Name:  
Employer Phone:  
Financial Class:  
Group Name:

Insurance NON-CONTRACTED HMO INVISIO  
Claim Address:  
Insurance Phone:  
Policy Number: 43294919  
Group Number: 4300011010  
Authorization Number:  
Authorization Phone:  
Authorization Contact:

Secondary Insurance

Subscriber Name:  
Patient's Reltn:  
Sex:  
DOB:

Employer Name:  
Employer Phone:  
Financial Class:  
Group Name:

Insurance Name:  
Claim Address:  
Insurance Phone:  
Policy Number:  
Group Number:  
Authorization Number:  
Authorization Phone:  
Authorization Contact:

Encounter Information

Reg Dt/Tm: 01/06/2021 20:00  
Est Dt of Arrival: 01/07/2021 01:41  
Inpt Adm Dt/Tm:  
Disch Dt/Tm: 01/07/2021 01:41  
Observation Dt/Tm:  
VIP Indicator:  
Admit Reason: HEAD INJ  
Accident: Crime Victim  
Accident Date 01/06/2021 19:50

Patient Type:Emergency  
Medical Service: EMR-Emergency  
Location: GWU ED  
Room/Bed: /  
Isolation:

Admit Type:Emergency  
Admit Source:Emergency Room  
User ID:GWU\_INVISION CONTRIBUTOR  
Admitting:MD Matthew Pyle  
Attending:MD Matthew Pyle  
PCP: Fam md No pcp  
Referring: MD Tenagne Haile-mariam

BLAIR, DAVID  
Male / 26 Years



EL0012

MEDICAL  
RECORD

Patient Identification



GWU0000139349468-GWU4770685  
BLAIR, DAVID  
DOB: 08/04/1994 26 Years M  
ADM/REG DT: 01/06/2021

GWU- George Washington University Hospital  
900 23rd Street, Northwest  
Washington, DC 20037-2342

Patient: BLAIR, DAVID  
MRN: GWU4770685  
DOB/Sex: 8/4/1994 / Male  
Attending: Pyle,Matthew MD

Admit: 1/6/2021  
Disch: 1/7/2021 Disch Time: 01:41 EST  
FIN: GWU0000139349468

*Wound Care Note*

DOCUMENT NAME:  
SERVICE DATE/TIME:  
RESULT STATUS:  
PERFORM INFORMATION:  
SIGN INFORMATION:

Wound Care Notes  
5/11/2021 16:18 EDT  
Auth (Verified)

**wound.jpg**

Please click on link to see image.

Attachment(s): 5/11/2021 16:18 EDT wound.jpg





GWU- George Washington University Hospital

Patient: BLAIR, DAVID  
MRN: GWU4770685  
DOB/Sex: 8/4/1994 / Male  
Attending: Pyle,Matthew MD

Admit: 1/6/2021  
Disch: 1/7/2021  
FIN: GWU0000139349468

*Wound Care Note*

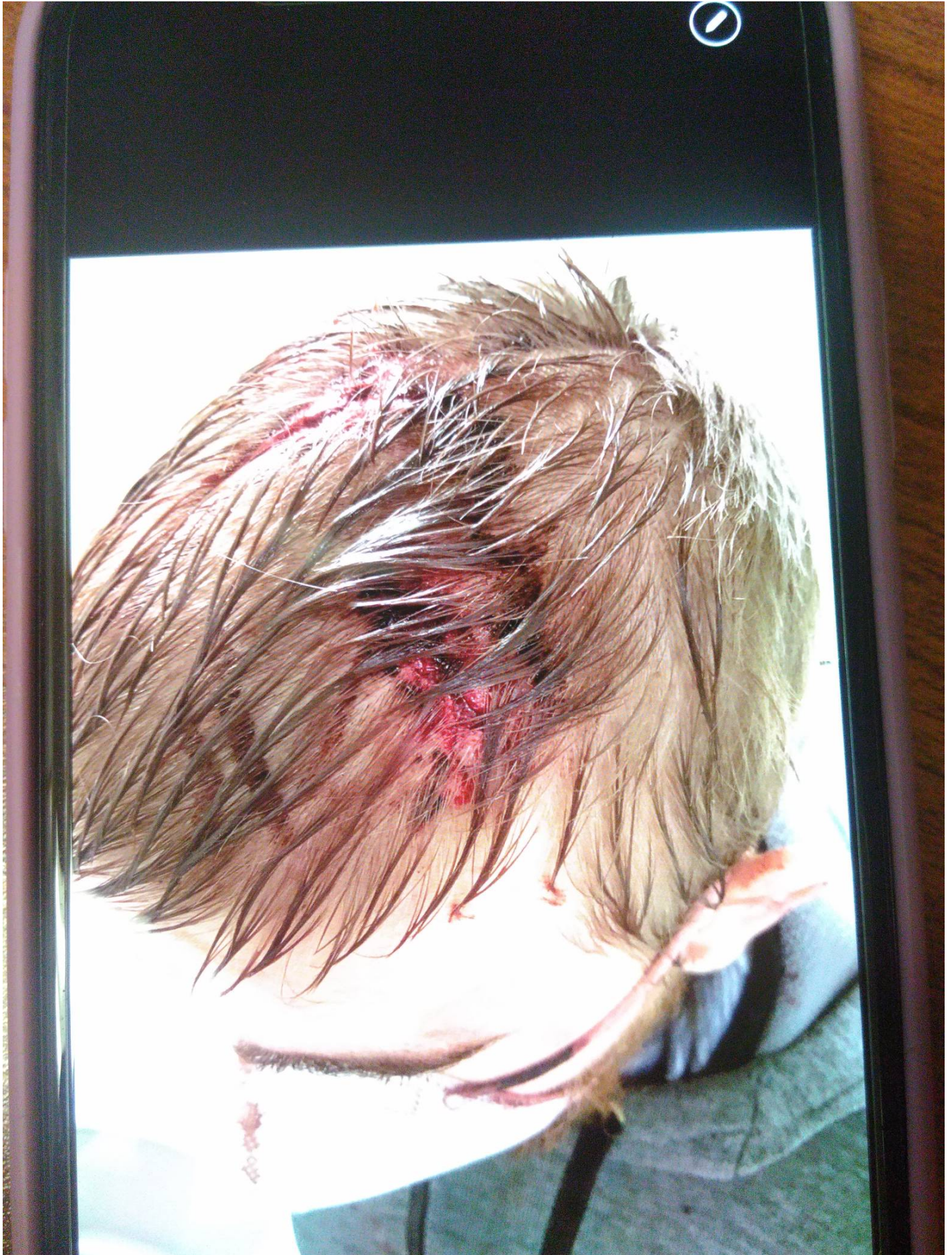
DOCUMENT NAME:	Wound Care Notes
SERVICE DATE/TIME:	5/11/2021 16:16 EDT
RESULT STATUS:	Auth (Verified)
PERFORM INFORMATION:	
SIGN INFORMATION:	

**wound.jpg**

Please click on link to see image.



Attachment(s): 5/11/2021 16:16 EDT wound.jpg



# EXHIBIT 12







# EXHIBIT 13

## Progress Notes (continued)

Nemarugommula, Nandakishore (M.D.), M.D. at 1/11/2021 3:10 PM (continued)

---

Date of admission or visit: 1/6/2020

Date of discharge: 1/6/2020

Discharge diagnosis: head injury-superficial

**Hospital/ER/urgent care course:** Member states he was involved in recent protests in Washington DC

Member states one of the cop hit him with a baton which resulted in head injury

Member was taken to George Washington University

Reports zoning out

Lack of appetite

And also feels confused on and off.

**Current status and symptoms of patient:** continues to have confusions on and off and headaches

## Recommended follow-up studies/testing per discharge summary: \*

Medication reconciliation:

no changes were made to chronic medications.

Relevant medical history reviewed/updated.

## ROS

see HPI

## OBJECTIVE

VITALS: BP 98/65 | Pulse 65 | Temp 98 °F (36.7 °C) (Oral) | Resp 18 | Ht 6' (1.829 m) | Wt 147 lb (66.7 kg)  
| SpO2 100% | BMI 19.94 kg/m<sup>2</sup>

General: WDOWN, no apparent distress, well hydrated

- Eyes: no redness or discharge, eyelids w/o masses or swelling
- Ears: external ears and canals w/o redness and swelling, right and left TMs clear
- Nose: clear w/o congestion, bleeding, or discharge
- Throat/mouth: tonsils w/o swelling, redness, or exudate, soft palate w/o redness
- Neck: no nuchal rigidity, lymphadenopathy, or masses
- Cardiovascular: no murmurs, normal pulses

- Chest: chest clear to auscultation w/o wheezing rales or rubs, no masses or tenderness

Neurology: Neurological - alert, oriented, normal speech, no focal findings or movement disorder noted, cranial nerves II through XII intact, motor and sensory grossly normal bilaterally, normal muscle tone, no tremors, strength 5/5

Pertinent labs or studies: CT HEAD 1/7/2021:

IMPRESSION:

1. No CT evidence of acute territorial infarction, acute intracranial hemorrhage, or mass effect.

---

Blair, David  
MRN: 43294919

**Progress Notes (continued)**

Nemarugommula, Nandakishore (M.D.), M.D. at 1/11/2021 3:10 PM (continued)

**ASSESSMENT/PLAN****DIAGNOSIS AND PLAN:**

1. **CONCUSSION, SUBSEQ**
2. ROUTINE ADULT HEALTH CHECK UP EXAM

**Orders Placed This Encounter**

- CBC NO DIFFERENTIAL
- CHEM 7, NON-FASTING (NA, K, CL, CO2, BUN, GLUC, CR)
- LIPID PANEL (DLDL, HDL, CHOL, TRIG)
- HEMOGLOBIN A1C
- ALT
- REF Neurology LARGO

Electronically signed by Nemarugommula, Nandakishore (M.D.), M.D., 1/11/2021 4:32 PM

**Medications****Infusion Orders**

No relevant orders to display.

**Orders****Lab, Pathology and Imaging Orders**Active

CBC NO DIFFERENTIAL	Ordered On: 01/11/2021
CHEM 7, NON-FASTING (NA, K, CL, CO2, BUN, GLUC, CR)	Ordered On: 01/11/2021
LIPID PANEL (DLDL, HDL, CHOL, TRIG)	Ordered On: 01/11/2021
HEMOGLOBIN A1C	Ordered On: 01/11/2021
ALT	Ordered On: 01/11/2021

**Other Orders**Completed

REFERRAL NEUROLOGY  
Ordered On: 01/11/2021

**Questionnaires**

No completed forms available for this encounter.

Blair, David  
MRN: 43294919

**David Blair**

1/12/2021 11:15 AM Video Visit Home  
MRN: 43294919

Description: **26 year old male**

Provider: **NATALIA MARIA LLANES MD**

Department: **Neurology**  
**Largo**

Encounter #: **330321555**  
Center: **LARGO**

**Visit Summary****PCP and Center**

Primary Care Provider	Phone	Center
Unspecified-Mas (R.N.), R.N.	703-359-7878	GAITHERSBURG MEDICAL CNTR

**Registration**

Non- EpicCare Patient
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**Reason for Visit**

<b>CONSULTATION</b>
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**Diagnoses**

	Codes	Comments
<b>NAUSEA AND VOMITING</b> - Primary	R11.2	
<b>CONCUSSION, SEQUELA</b>	S06.0X9S	

Blair, David  
MRN: 43294919





## Flowsheets (all recorded)

### Prenatal Vitals

No documentation.

### Default Flowsheet Data (all recorded)

\*\*No Flowsheet Template found\*\*

## Progress Notes

Llanes, Natalia Maria (M.D.), M.D. at 1/12/2021 11:15 AM

Status: Signed

### Chief Complaint

Patient presents with

- CONSULTATION

David Blair is a 26 yr old male presents for evaluation of possible concussion.

Date of injury: 1/6/20. Pt notes that after injury he was arrested and had 24 hrs with no food or drink.

Type of injury: Hit over the top of his head 2x

LOC: yes, momentary- but also states he was aware but his senses were gone

Onset of headache: after injury- off and on, better recently

Quality: throbbing

Location: bilateral, occipital and apical

Severity: 4-9/10

Duration: few hours

Frequency: daily to every other day

Sleep: insomnia (3-4 hours/night)

Associated headache sx: photophobia, nausea and vomiting

Associated concussion symptoms: nausea, decreased appetite and weight loss, insomnia, zoning out for 10 minutes at a time, had been losing train of thought when speaking. Notes double vision with horizontal gaze.

Aggravating factors: activity, TV, blue light

Alleviating factors: drinking something cold and resting

PPX medications tried: None

Abortive medications tried: None

History of head injury: yes: as above. Few concussions in the past when playing sports (lacrosse)

Imaging: yes: HCT at GWH reportedly normal

Review of Systems - Negative except as above

No past medical history on file.

No past surgical history on file.

No family history on file.

### Social History

Blair, David  
MRN: 43294919

**David Blair**

1/18/2021 3:40 PM Office Visit

MRN: 43294919

Encounter #: 330793955

Center: GBG

Description: 26 year old male

Provider: JOHN J LEE MD

Department: Internal Med  
Gaitbrg**Visit Summary****PCP and Center**

Primary Care Provider	Phone	Center
Chris Chung-Hyun (M.D.) Park, M.D.	240-632-4000	GAITHERSBURG MEDICAL CNTR

**Registration**

Non- EpicCare Patient

**Reason for Visit****STAPLE REMOVAL****Diagnoses**

	Codes	Comments
<b>SUTURE REMOVAL</b> - Primary	Z48.02	

**Encounter Vitals**

Row Name	01/18/21 1545
Enc Vitals	
BP	124/71
Pulse	92
Resp	18
Temp	97.7 °F (36.5 °C)
Temp src	Oral
SpO2	97 %
Weight	145 lb (65.8 kg)
Height	6' (1.829 m)

Blair, David  
MRN: 43294919

**END OF REPORT****David Blair**

3/19/2021 4:15 PM Video Visit Home

MRN: 43294919

Description: **26 year old male**Provider: **NATALIA MARIA LLANES MD**Department: **Neurology Largo**Encounter #: **334854671**Center: **LARGO****Visit Summary****Reason for Visit****FOLLOW UP CARE****Diagnoses**

	Codes	Comments
<b>CONCUSSION, SEQUELA</b> - Primary	S06.0X9S	

**Telephone Contact Summary****Call Information**

	Provider	Department	Center
3/19/2021 4:15 PM	Llanes, Natalia Maria (M.D.), M.D.	Neurology Largo Arrive at: Your Home	LARGO

**Encounter Documentation****Llanes, Natalia Maria (M.D.), M.D. at 3/19/2021 4:15 PM**

Status: Signed

**Chief Complaint**

Patient presents with

- FOLLOW UP CARE

David Blair is a 26 yr old male presents for follow up of postconcussive syndrome and headache. At last visit, pt started on amitriptyline 10-20mg at bedtime but stopped after pt was started on Lamictal and zyprexa by psychiatry in February. Pt notes daily HA and migraine as well as continued cognitive issues- mostly with STM.

Review of Systems - Negative except as above

No past medical history on file.

No past surgical history on file.

No family history on file.

**Social History**
 Blair, David  
 MRN: 43294919



**David Blair**  
 3/19/2021 4:51 PM Patient Secure Message  
 MRN: 43294919

Description: 26 year old male  
 Provider: NATALIA MARIA LLANES MD  
 Department: Neurology  
 Largo

Encounter #: 337710179  
 Center: LARGO

## Visit Summary

### Reason for Visit

## Telephone Contact Summary

### Call Information

	Provider	Department	Center
3/19/2021 4:51 PM	Llanes, Natalia Maria (M.D.), M.D.	Neurology Largo	LARGO

### Encounter Documentation

No notes of this type exist for this encounter.

### Protocols (Most recently selected listed first)

No Protocols available for this encounter.

### Questionnaires

No completed forms available for this encounter.

### Encounter Messages

#### medication

From	To	Sent and Delivered
Natalia Maria (M.D.) Llanes, M.D.	David Blair	3/19/2021 4:51 PM
Last Read in kp.org		
3/20/2021 2:42 PM by David Blair		

Dear David Blair,

Good afternoon. I heard from Dr. He. She actually says it is okay to restart your amitriptyline. Please start at 10mg at bedtime and after one week increase to 20mg at bedtime. If after another week, you do not notice any improvement, you can increase to 30mg at bedtime. After 3 weeks, please contact me to let me know how you are doing and further refills and/or adjustments can be made. Side effects to the medication include drowsiness, dry mouth and constipation. If the side effects are too bothersome, let me know and the medication can be changed as well. Dr. He recommended considering propranolol if the amitriptyline does not work so that could be our next try if the amitriptyline does not help.

Please let me know if you have any questions or concerns by calling the neurology clinic at 240-632-4900 or messaging me on KP.org.

Have a great day!

Kind regards,

Blair, David  
 MRN: 43294919



## Delivery Summary - Mom (continued)

## END OF REPORT



**David Blair**  
 3/19/2021 4:15 PM Video Visit Home  
 MRN: 43294919

Encounter #: **334854671**  
 Center: **LARGO**

Description: **26 year old male**  
 Provider: **NATALIA MARIA LLANES MD**  
 Department: **Neurology Largo**

## Visit Summary

## Reason for Visit

**FOLLOW UP CARE**

## Diagnoses

	Codes	Comments
<b>CONCUSSION, SEQUELA</b> - Primary	S06.0X9S	

## Telephone Contact Summary

## Call Information

	Provider	Department	Center
3/19/2021 4:15 PM	Llanes, Natalia Maria (M.D.), M.D.	Neurology Largo Arrive at: Your Home	LARGO

## Encounter Documentation

**Llanes, Natalia Maria (M.D.), M.D. at 3/19/2021 4:15 PM**

Status: Signed

## Chief Complaint

Patient presents with

- FOLLOW UP CARE

David Blair is a 26 yr old male presents for follow up of postconcussive syndrome and headache. At last visit, pt started on amitriptyline 10-20mg at bedtime but stopped after pt was started on Lamictal and zyprexa by psychiatry in February. Pt notes daily HA and migraine as well as continued cognitive issues- mostly with STM.

Review of Systems - Negative except as above

No past medical history on file.

No past surgical history on file.

Blair, David  
 MRN: 43294919

**Encounter Documentation (continued)****Llanes, Natalia Maria (M.D.), M.D. at 3/19/2021 4:15 PM (continued)**

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- Fear of Current or Ex-Partner: Not on file
- Emotionally Abused: Not on file
- Physically Abused: Not on file
- Sexually Abused: Not on file

Medications: Reviewed

There were no vitals taken for this visit.

**General Exam:**

Well developed, no apparent distress.

**HEENT:** Normocephalic/attraumatic.**Mental Status:** Alert and appropriate with clear, fluent speech.**Neck:** supple**Cranial Nerves:** extraocular movements are intact, face is symmetric and strong, hearing is intact to voice, tongue is midline. Symmetric shoulder shrug. V1-V3 intact to LT.**Motor Exam:** No pronator drift**Coordination:** FTN intact**Sensation:** LT intact x 4**1. CONCUSSION, SEQUELA**

Post traumatic and post concussive headaches- daily. Not on ppx

- MRI BRAIN AND BRAIN STEM W CONTRAST; Future

- REFERRAL THERAPY, SPEECH AND LANGUAGE

-chart forwarded to Dr. He to ask about starting Topamax vs. Propranolol for HA prevention

Electronically signed by Llanes, Natalia Maria (M.D.), M.D., 3/19/2021 4:28 PM

**Protocols (Most recently selected listed first)**

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No Protocols available for this encounter.

**Questionnaires**

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No completed forms available for this encounter.

**Level of Service**

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Level of Service	Modifiers
<b>VIDEO VISIT, NEW, MODERATE LEVEL</b>	Synctelemed Or Eval Qual Medev [95]
<b>MDM [99204K]</b>	

**Encounter Messages**

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**APPT REMINDER**

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From	To	Sent and Delivered
Permanente, Kaiser	David Blair	3/16/2021 4:49 AM
Last Read in kp.org		
Not Read		

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 Blair, David  
 MRN: 43294919

**Encounter Messages (continued)**

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## Appointment Information:

Dept: NEUROLOGY LARGO  
 1221 Mercantile Lane  
 Largo, MD 20774  
 Phone: 301-386-6850  
 Provider: NATALIA MARIA LLANES MD, M.D.  
 Appt Type: VIDEO VISIT NEPHROLOGY FU ONLINE  
 Date: 3/19/21  
 Time: 4:15 PM

Patient Instructions: VIDEO VISIT - PLEASE DO NOT GO TO THE MEDICAL FACILITY.

1. Mobile users should close all other apps, open the KP app, and tap on appointments to start the visit.
2. Laptop/desktop users should open a Chrome browser, log into [kp.org](https://kp.org), click appointment center, and click "Join" to start the visit.
3. Check that your camera and audio access settings are turned on and set to allow.
4. Headset is preferred, and use the strongest internet available. Avoid streaming media during your visit.
5. There may be a copayment for a video visit. If you have copayment questions, please call Member Services.
6. For the best experience, visit [kp.org/tipsvideovisits](https://kp.org/tipsvideovisits) and click "tech tool."

[Click here to answer your questionnaire\(s\)](https://kp.org/healthquestionnaire)

Please let us know as soon as possible if you need to make any changes to this appointment.

Thank you

[Click here to view/cancel your appointments](https://kaiserpermanente.org/health/mycare/consumer/my-health-manager/appointment-center/view-cancel-appointments)

**Get text message reminders**

Kaiser Permanente of the Mid-Atlantic States is offering text message reminders for upcoming appointments and other updates related to your health care. This service is intended for members age 18 years and older. Standard messaging rates may apply. If you would like to sign up for text messaging notifications, please call the Clinical Contact Center at [1-800-777-7904](tel:1-800-777-7904).

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**Appointment Scheduled**

From Permanente, Kaiser	To David Blair	Sent and Delivered 2/26/2021 10:33 AM
Last Read in kp.org Not Read		

**Appointment Information:**

Visit Type: VIDEO VISIT NEPHROLOGY FU ONLINE

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Blair, David  
 MRN: 43294919



**David Blair**  
 3/19/2021 4:51 PM Patient Secure Message  
 MRN: 43294919

Description: 26 year old male  
 Provider: NATALIA MARIA LLANES MD  
 Department: Neurology  
 Largo

Encounter #: 337710179  
 Center: LARGO

## Visit Summary

### Reason for Visit

## Telephone Contact Summary

### Call Information

	Provider	Department	Center
3/19/2021 4:51 PM	Llanes, Natalia Maria (M.D.), M.D.	Neurology Largo	LARGO

### Encounter Documentation

No notes of this type exist for this encounter.

### Protocols (Most recently selected listed first)

No Protocols available for this encounter.

### Questionnaires

No completed forms available for this encounter.

## Encounter Messages

### medication

From	To	Sent and Delivered
Natalia Maria (M.D.) Llanes, M.D.	David Blair	3/19/2021 4:51 PM
Last Read in kp.org		
3/20/2021 2:42 PM by David Blair		

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Please let me know if you have any questions or concerns by calling the neurology clinic at 240-632-4900 or messaging me on KP.org.

Have a great day!

Kind regards,

Blair, David  
 MRN: 43294919