



U.S. Department of Justice

Channing D. Phillips
Acting United States Attorney

District of Columbia

*Judiciary Center
555 Fourth St., N.W.
Washington, D.C. 20530*

September 15, 2021

Joseph Conte
400 Seventh Street, N.W., Suite 400
Washington, D.C. 20004

Re: *United States v. Mark Ponder*
Case No. 21-cr-259-TSC

Dear Counsel:

I am writing to respond to your letter dated August 17, 2021, in which you expressed concern that you may not have received a complete download of defendant Ponder's cellular phones and indicated that you did not receive the discovery previously provided on May 17, 2021.

To remedy the situation, I have re-uploaded to the shared USAfx folder "Ponder, Mark – 21-cr-259 – Discovery" the following materials, which were originally provided on May 17, 2021:

1. Photographs taken during search of defendant's residence (29 color photos)
2. Cell Phone Extraction (1 of 2) – Contents of Black Alcatel Cellular Phone, including Cellebrite Report
3. Cell Phone Extraction (2 of 2) – Contents of LG Phone in White/Blue Case, including Cellebrite Report

Additionally, this afternoon I provided you with **two separate links from Evidence.com** which will allow you to access over **two hundred Body Worn Camera video files**. These videos were recorded by various Metropolitan Police Department officers on January 6, 2021, all of whom were on the **Lower West Terrace** at some point on that date and may have been present in and around the time that defendant Ponder was in the vicinity of the U.S. Capitol Building. The link provides a 10-day window in which to download the videos, so please arrange to download the materials within that timeframe. The attached **Addendum A** and **Addendum B** list the videos that were made available to you today via Evidence.com.

I will continue to forward additional discovery as it becomes available. Please do not hesitate to reach out if you have questions.

Sincerely,

 /s/ Jocelyn Bond
Jocelyn Bond
Assistant United States Attorney

Enclosure(s)

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