

UNITED STATES DISTRICT COURT
for the
District of Columbia

United States of America
v.
Zachary Wilson, (DOB: XXXXXXXXXX)

)
) Case: 1:21-mj-00229
) Assigned to: Judge Faruqui, Zia M
) Assign Date: 2/12/2021
) Description: COMPLAINT W/ARREST WARRANT
)
)
)

Defendant(s)

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of January 6, 2021 in the county of in the
in the District of Columbia, the defendant(s) violated:

Code Section

Offense Description

18 U.S.C. 1752(a)(1) and (2) (1) - knowingly entering or remaining in any restricted building

This criminal complaint is based on these facts:

See attached statement of facts.

Continued on the attached sheet.

[Redacted signature area]

Complainant's signature

[Redacted name and title area]

Printed name and title

Attested to by the applicant in accordance with the requirements of Fed. R. Crim. P. 4.1
by telephone.

Date: 02/12/2021



[Handwritten signature]

2021.02.12

14:30:45 -05'00'

Judge's signature

City and state: Washington, D.C.

Zia M. Faruqui, U.S. Magistrate Judge

Printed name and title

## STATEMENT OF FACTS

Your affiant, [REDACTED] is a Special Agent with the Federal Bureau of Investigation (FBI). I have been a Special Agent (SA) since September 2015. I am currently assigned to the Springfield Resident Agency (SRA), Springfield, Missouri, of the FBI Kansas City Division. In my duties as a Special Agent, I have participated in a wide variety of criminal investigations, to include bank robbery, commercial robberies, drug and gang crimes, crimes against children, white collar crimes, and other violent and non-violent crimes. Additionally, I have participated in the preparation and/or execution of many searches and arrests. Currently, I am tasked with investigating criminal activity in and around the Capitol grounds on January 6, 2021. As a Special Agent, I am authorized by law or by a Government agency to engage in or supervise the prevention, detention, investigation, or prosecution of a violation of Federal criminal laws.

The U.S. Capitol is secured 24 hours a day by U.S. Capitol Police. Restrictions around the U.S. Capitol include permanent and temporary security barriers and posts manned by U.S. Capitol Police. Only authorized people with appropriate identification were allowed access inside the U.S. Capitol. On January 6, 2021, the exterior plaza of the U.S. Capitol was also closed to members of the public.

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

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

At such time, the certification proceedings were still underway and the exterior doors and windows of the U.S. Capitol were locked or otherwise secured. Members of the U.S. Capitol Police attempted to maintain order and keep the crowd from entering the Capitol; however, shortly around 2:00 p.m., individuals in the crowd forced entry into the U.S. Capitol, including by breaking windows and by assaulting members of the U.S. Capitol Police, as others in the crowd encouraged and assisted those acts.

Shortly thereafter, at approximately 2:20 p.m. members of the United States House of Representatives and United States Senate, including the President of the Senate, Vice President Mike Pence, were instructed to—and did—evacuate the chambers. Accordingly, the joint session of the United States Congress was effectively suspended until shortly after 8:00 p.m. Vice

President Pence remained in the United States Capitol from the time he was evacuated from the Senate Chamber until the sessions resumed.

During national news coverage of the aforementioned events, video footage which appeared to be captured on mobile devices of persons present on the scene depicted evidence of violations of local and federal law, including scores of individuals inside the U.S. Capitol building without authority to be there.

### PROBABLE CAUSE

The FBI became aware of the involvement of ZACHARY JOHN WILSON (WILSON) (DOB XX/XX/1989), after an anonymous tip was provided indicating that WILSON, of Springfield, Missouri, had posted on his Facebook account that he had entered the U.S. Capitol on January 6, 2021, and that, while inside the Capitol, WILSON had entered Speaker of the House Nancy Pelosi's office. The anonymous tipster provided a screenshot of WILSON's Facebook post, which can be seen below. Your affiant discovered that WILSON's Facebook account was either disabled or deactivated at some point after this post.



On January 20, 2021, your affiant interviewed WILSON (DOB XX/XX/1989) at his residence. During the interview, WILSON admitted to entering the U.S. Capitol, and that, while inside the U.S. Capitol, he had entered the office of Speaker Pelosi. While inside Speaker Pelosi's office, WILSON recorded an approximately 18 second video, which WILSON provided to SA Heath. WILSON stated the reason he entered the U.S. Capitol was because he wanted his "voice

to be heard” as he was a strong supporter of President Donald Trump. WILSON said that he did not participate in any destruction of property while at the U.S. Capitol on January 6, 2021.

WILSON admitted to posting the 18 second video while inside Speaker Pelosi’s office onto his Facebook account, but he had since deleted said video and deactivated his Facebook account. Wilson also admitted to posting to his Facebook account that he had entered the U.S. Capitol and Speaker Pelosi’s office on January 6, 2021. WILSON said that on January 6, 2021, he was wearing a red, white and blue “beanie” with “Trump” on it, and a red jacket, with a white surgical mask covering his mouth and nose.

On January 23, 2021, the FBI received a DVD from the U.S. Capitol Police, which contained surveillance video, showing WILSON walking inside the U.S. Capitol, on January 6, 2021. The surveillance video provided indicated that on January 6, 2021, at approximately 2:32 p.m., WILSON was walking down Hallway 227, which is the hallway where Speaker Pelosi’s office is located. See the below surveillance image of WILSON (red jacket, white surgical mask and red, white and blue beanie with “Trump”) in Hallway 227.



Based on the foregoing, your affiant submits that there is probable cause to believe that WILSON violated 18 U.S.C. § 1752(a)(1) and (2), which makes it a crime to (1) knowingly enter or remain in any restricted building or grounds without lawful authority to do; and (2) knowingly, and with intent to impede or disrupt the orderly conduct of Government business or official functions, engage in disorderly or disruptive conduct in, or within such proximity to, any restricted building or grounds when, or so that, such conduct, in fact, impedes or disrupts the orderly conduct of Government business or official functions; or attempts or conspires to do so. For purposes of Section 1752 of Title 18, a “restricted building” includes a posted, cordoned off, or otherwise restricted area of a building or grounds where the President or other person protected by the Secret

Service, including the Vice President, is or will be temporarily visiting; or any building or grounds so restricted in conjunction with an event designated as a special event of national significance.



Federal Bureau of Investigation

Attested to by the applicant in accordance with the requirements of Fed. R. Crim. P. 4.1  
by telephone, this 12th day of February 2021.



A handwritten signature in blue ink, appearing to read 'Z.M. Faruqi'.

2021.02.12  
14:29:43 -05'00'

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ZIA M. FARUQUI  
U.S. MAGISTRATE JUDGE