

UNITED STATES DISTRICT COURT

for the

District of Columbia

United States of America

v.

BLAS SANTILLAN

) Case: 1:21-mj-00559
) Assigned to: Judge Harvey, G. Michael
) Assign Date: 8/10/2021
) Description: COMPLAINT W/ ARREST WARRANT
)

Defendant

ARREST WARRANT

To: Any authorized law enforcement officer

YOU ARE COMMANDED to arrest and bring before a United States magistrate judge without unnecessary delay

(name of person to be arrested)

BLAS SANTILLAN

who is accused of an offense or violation based on the following document filed with the court:

☐ Indictment ☐ Superseding Indictment ☐ Information ☐ Superseding Information ☒ Complaint
☐ Probation Violation Petition ☐ Supervised Release Violation Petition ☐ Violation Notice ☐ Order of the Court

This offense is briefly described as follows:

18 U.S.C. § 1752(a)(1) - Knowingly Entering or Remaining in any Restricted Building or Grounds Without Lawful Authority;

18 U.S.C. § 1752(a)(2) - Disorderly and Disruptive Conduct in a Restricted Building or Grounds;

40 U.S.C. § 5104(e)(2)(D) - Violent Entry and Disorderly Conduct on Capitol Grounds;

40 U.S.C. § 5104(e)(2)(G) - Parading, Demonstrating, or Picketing in a Capitol Building.

Date: 08/10/2021

Digitally signed by G.
 Michael Harvey
 Date: 2021.08.10
 10:47:31 -04'00'

Issuing officer's signature

City and state: Washington, D.C.

G. Michael Harvey, U.S. Magistrate Judge

Printed name and title

Return

This warrant was received on (date) 8/10/21, and the person was arrested on (date) 8/23/21
 at (city and state) Clayton, GA.

Date: 8/23/21

Joseph V. Thompson
Arresting officer's signature

JOSEPH V. THOMPSON, Special Agent
Printed name and title

UNITED STATES DISTRICT COURT

for the
District of Columbia

United States of America

v.

BLAS SANTILLAN

NDGA 2:21-MJ-16-JCF

Case No. 21-MJ-559

Defendant

ARREST WARRANT

To: Any authorized law enforcement officer

YOU ARE COMMANDED to arrest and bring before a United States magistrate judge without unnecessary delay
(name of person to be arrested) BLAS SANTILLAN,
who is accused of an offense or violation based on the following document filed with the court:

☐ Indictment ☐ Superseding Indictment ☐ Information ☐ Superseding Information ☒ Complaint
☐ Probation Violation Petition ☐ Supervised Release Violation Petition ☐ Violation Notice ☐ Order of the Court

This offense is briefly described as follows:

18 U.S.C. § 1752(a)(1) - Knowingly Entering or Remaining in any Restricted Building or Grounds Without Lawful Authority;

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Date: 08/10/2021

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Michael Harvey
Date: 2021.08.10
10:47:31 -04'00'

Issuing officer's signature

City and state: Washington, D.C.

G. Michael Harvey, U.S. Magistrate Judge

Printed name and title

Return

This warrant was received on (date) _____, and the person was arrested on (date) _____
at (city and state) _____.

Date: _____

Arresting officer's signature

Printed name and title

UNITED STATES DISTRICT COURT

for the

District of Columbia

United States of America
v.BLAS SANTILLAN
DOB: XXXXXX

)
) **Case: 1:21-mj-00559**
) **Assigned to: Judge Harvey, G. Michael**
) **Assign Date: 8/10/2021**
) **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) - Knowingly Entering or Remaining in any Restricted Building or Grounds
 Without Lawful Authority,

18 U.S.C. § 1752(a)(2) - Disorderly and Disruptive Conduct in a Restricted Building or Grounds,

40 U.S.C. § 5104(e)(2)(D) - Violent Entry and Disorderly Conduct on Capitol Grounds,

40 U.S.C. § 5104(e)(2)(G) - Parading, Demonstrating, or Picketing in a Capitol Building.

This criminal complaint is based on these facts:

See attached statement of facts.

☒ Continued on the attached sheet.


Complainant's signature

Joseph Thompson, Special Agent

Printed name and title

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

Date: 08/10/2021

Judge's signature

City and state: Washington, D.C.

G. Michael Harvey, U.S. Magistrate Judge

Printed name and title

STATEMENT OF FACTS

Your affiant is a Special Agent with the Federal Bureau of Investigation (FBI) and I am currently assigned to the Atlanta, Georgia Office. Currently, I am tasked with investigating criminal activity in and around the U.S. 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, detection, investigation, and prosecution of violations 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 are 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 U.S. 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 after 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.

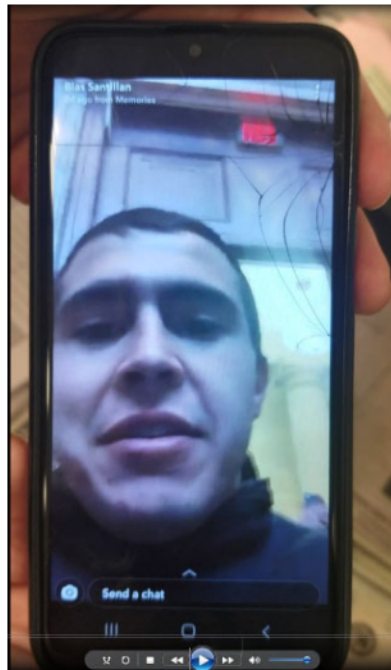
During national news coverage of the aforementioned events, video footage which appeared to be captured on mobile devices of persons present on the scene depicted evidence of

violations of local and federal law, including scores of individuals inside the U.S. Capitol building without authority to be there.

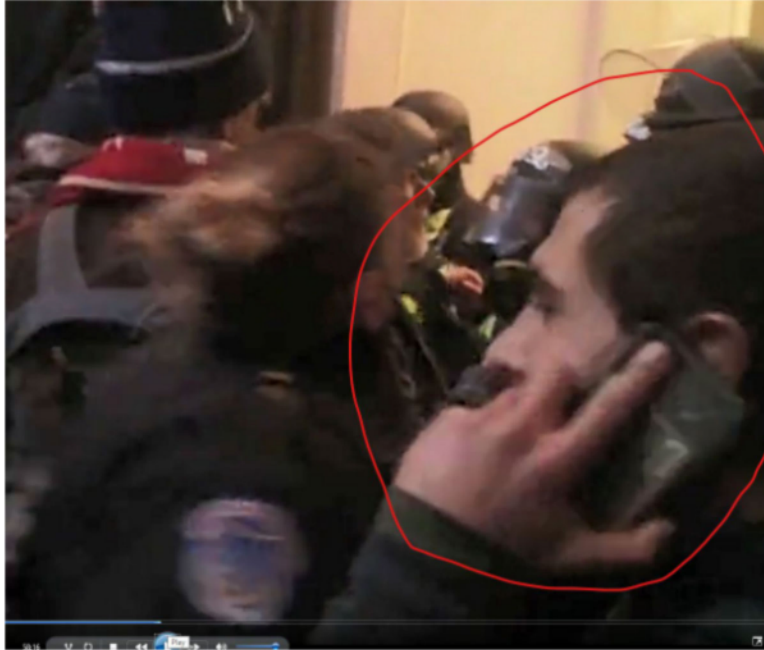
Evidence Linking BLAS SANTILLAN to Assault on the U.S. Capitol

In or about January 2021, the FBI began receiving tips, reviewing video, and researching open-source materials. Multiple tips and open-source information identified Blas Santillan (“SANTILLAN”) as being involved in the events at the Capitol on January 6, 2021. Specifically, on or about January 8, 2021, the FBI received a tip from an individual (“Individual-1”) stating that he/she was shown posts on SANTILLAN’s Snapchat¹ account, which indicated that SANTILLAN was involved in the riot at the Capitol building on January 6, 2021.

On or about February 26, 2021, the FBI interviewed Individual-1. Individual-1 stated that he/she has known SANTILLAN since high school. Individual-1 explained that his/her co-worker (“Individual-2”) also knows SANTILLAN and is connected with SANTILLAN on Snapchat. According to Individual-1, Individual-2 stated that SANTILLAN posted on Snapchat several videos of himself inside the Capitol during the riot on January 6, 2021. Although most of the videos SANTILLAN posted on Snapchat had since expired and were no longer viewable, Individual-2 was able to show Individual-1 one video that SANTILLAN had reposted and was still available for viewing. Individual-1 used his/her cell phone to take a video of SANTILLAN’s video as it played on Individual-2’s cell phone in Snapchat. The video first shows SANTILLAN’s face and then it pans around what appears to be the rotunda of the Capitol building. SANTILLAN can be heard saying, “Look at this. All this stuff.” Two screenshots of the video are shown below.



¹ Snapchat is an internet-based messaging application. One of the principal features of Snapchat is that pictures and messages exchanged between users are usually only available for a short time before they become inaccessible to their recipients.



In another video obtained by law enforcement, SANTILLAN is seen outside of the Capitol Building's Rotunda Doors shouting at the rioters and encouraging them to enter the Capitol building. Screenshots from the video are shown below.

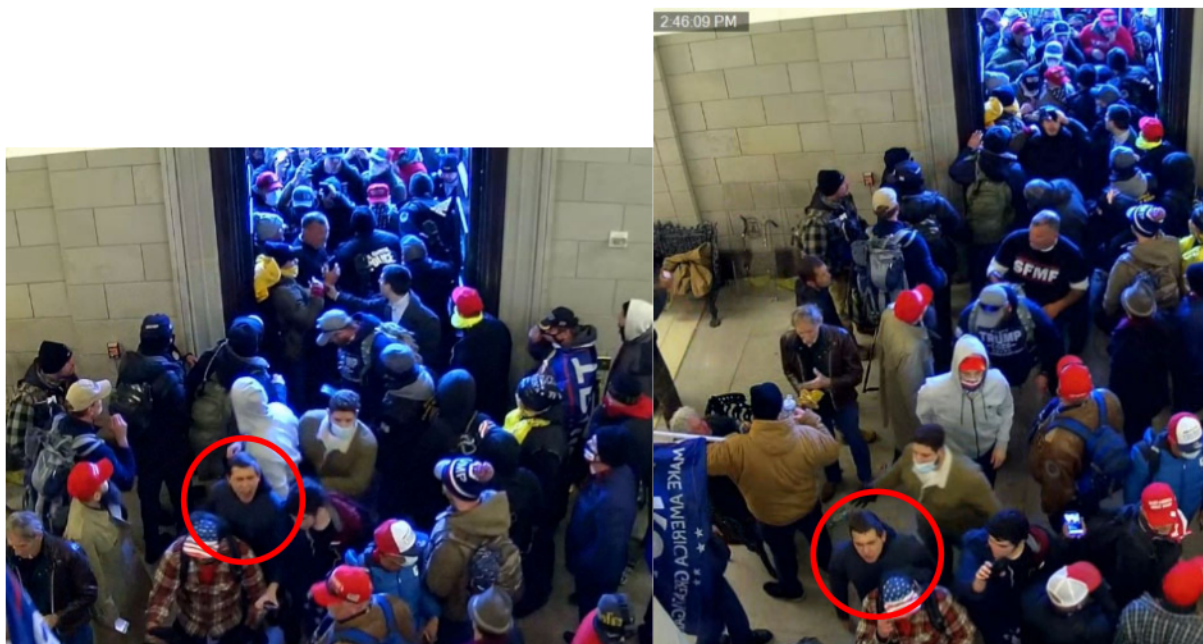
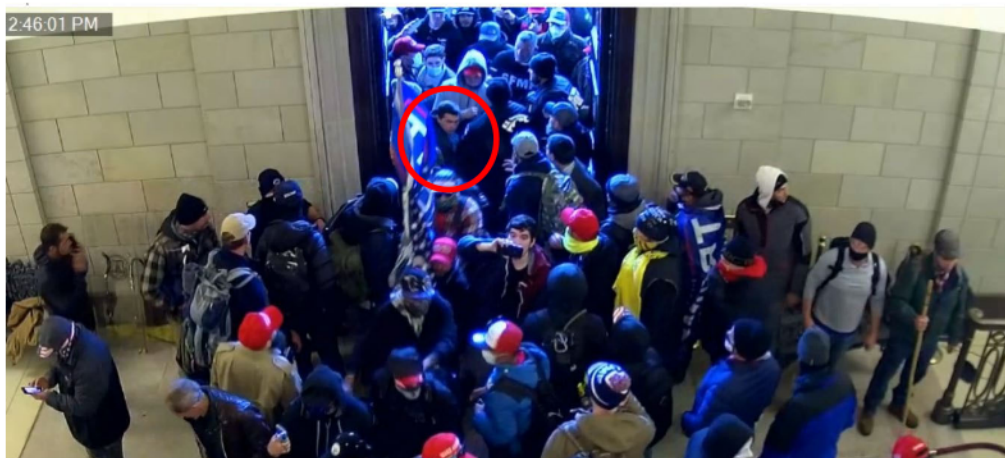


In the video, SANTILLAN shouts the following at the rioters, encouraging them to enter the Capitol Building:

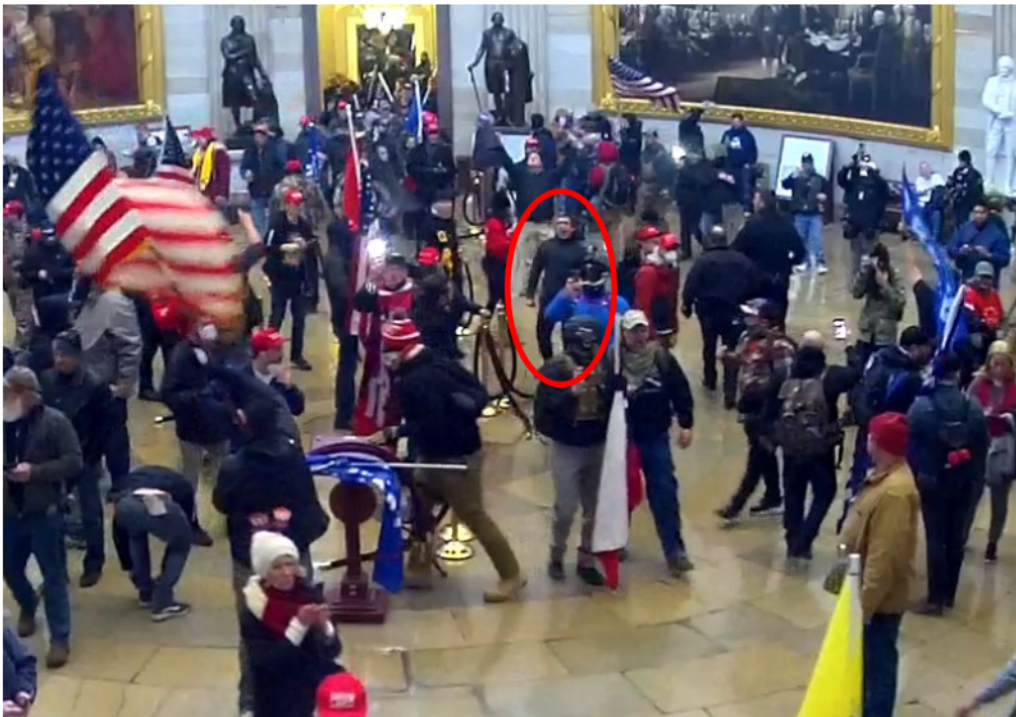
It seems like you're that weak, because I'm the only one that was willing to do something! I'm the only one that was willing to kick

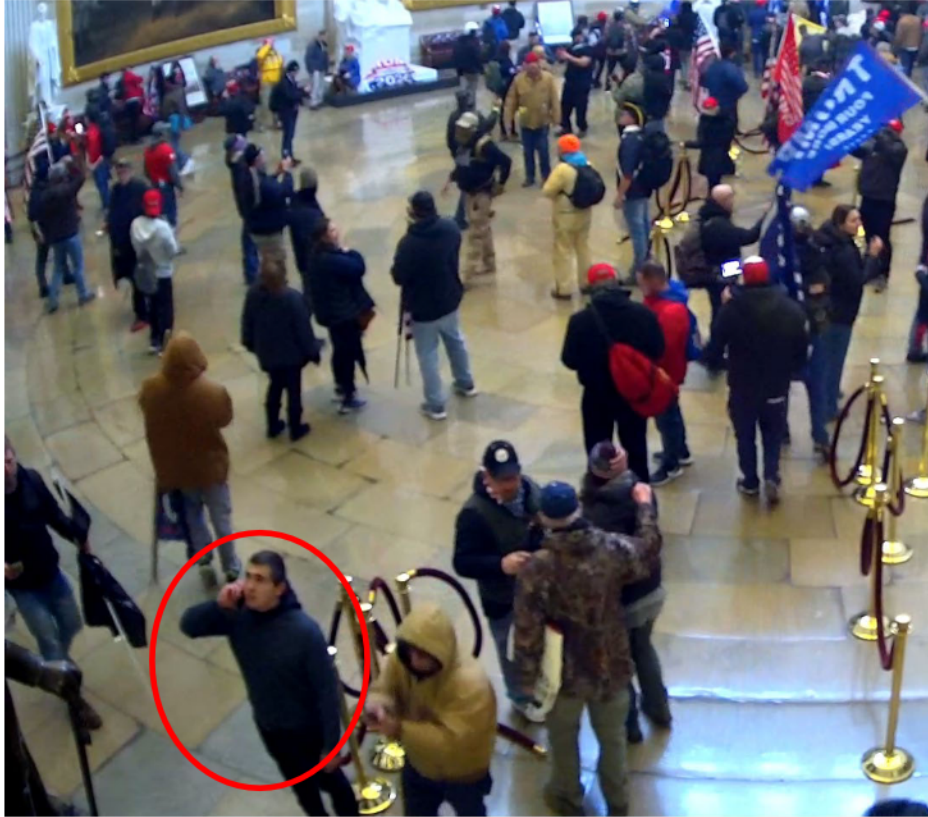
that door! Who else is willing to storm in there? No one! . . . Who are you! Who are you! You're not America! You're not America! . . . Americans do not sit by while people take your rights! You are lazy Americans! That is what you are! You are used to sitting on your couch, and watching your Netflix, and listening to your shows, and watching YouTube! You do not know what freedom is. . . . Freedom is doing what you want! Freedom! Let's go! . . . Is this your house?

Capitol Building security video from inside the Rotunda doors shows that at approximately 2:46 p.m., an individual believed to be SANTILLAN entered the Capitol Building. At the time he entered, there were at least two Capitol police officers standing in the doorway attempting to stop the rioters from entering the Capitol. The video shows SANTILLAN pushing his way around one of the officers so he can enter the building. Screenshots from the security video are shown below. SANTILLAN is circled in red.



Additionally, Capitol Building security video from inside the Rotunda shows SANTILLAN entering the Rotunda at approximately 2:46 p.m. and walking through the Rotunda. In the video SANTILLAN appears to be holding up his cell phone to record video in the same location as the video described above that was posted to SANTILLAN's Snapchat account. SANTILLAN then walks to the center of the Rotunda and appears to be shouting. SANTILLAN then walks down the hallway to the south of the Rotunda and disappears out of camera view. Screenshots from the video are shown below. SANTILLAN is circled in red.

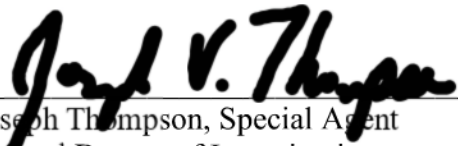




Based on the aforementioned evidence, there is probable cause to believe that SANTILLAN was present inside the U.S. Capitol building during the riot and related offenses that occurred at the U.S. Capitol building, located at 1 First Street, NW, Washington, D.C. 20510 on January 6, 2021 and participated in the obstruction of the Congressional proceedings.

Accordingly, your affiant submits there is probable cause to believe that SANTILLAN 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 so; 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.

Your affiant submits there is also probable cause to believe that SANTILLAN violated 40 U.S.C. § 5104(e)(2)(D) and (G), which makes it a crime to willfully and knowingly (D) utter loud, threatening, or abusive language, or engage in disorderly or disruptive conduct, at any place in the Grounds or in any of the Capitol Buildings with the intent to impede, disrupt, or disturb the orderly conduct of a session of Congress or either House of Congress, or the orderly conduct in that building of a hearing before, or any deliberations of, a committee of Congress or either House of Congress; and (G) parade, demonstrate, or picket in any of the Capitol Buildings.



Joseph Thompson, Special Agent
Federal Bureau of Investigation

Attested to by the applicant in accordance with the requirements of Fed. R. Crim. P. 4.1 by telephone, this 10th day of August 2021.

G. MICHAEL HARVEY
U.S. MAGISTRATE JUDGE

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA
GAINESVILLE DIVISION**

**2:21-mj-00016-JCF
USA v. Santillan
Honorable J. Clay Fuller**

Minute Sheet for proceedings held In Open Court on 08/23/2021.

TIME COURT COMMENCED: 1:20 P.M.
TIME COURT CONCLUDED: 1:30 P.M.
TIME IN COURT: 00:10
OFFICE LOCATION: Gainesville

TAPE NUMBER: FTR
USPO: Benjamin Heath
DEPUTY CLERK: Christina Klimenko

DEFENDANT(S): [1] Blas Santillan Present at proceedings
ATTORNEY(S) Jennifer Keen representing USA
PRESENT: ** AFPD Nicole Kaplan representing Blas Santillan
PROCEEDING CATEGORY: Bond Hearing; Initial Appearance;
PLEADINGS FILED IN COURT: Financial Affidavit; Waiver of Removal Proceedings
MINUTE TEXT: Removal Initial Appearance held; AFPD Nicole Kaplan appointed; Deft. waives his right to an identity hearing; Bond hearing held; Deft. released on an OR bond with standard and special conditions of release; Deft. to appear for his initial appearance in the District of Columbia on 8/30/21 at 1:00 p.m. via Zoom.

AO 466A (Rev. 12/09) Waiver of Rule 5 & 5.1 Hearings (Complaint or Indictment)

UNITED STATES DISTRICT COURT

for the

Northern District of Georgia

United States of America

v.

BRAS SANTILLAN

Defendant

Case No. 2:21-MJ-16-JCF

Charging District's Case No. 21MJ559

WAIVER OF RULE 5 & 5.1 HEARINGS
(Complaint or Indictment)I understand that I have been charged in another district, the *(name of other court)* District of Columbia

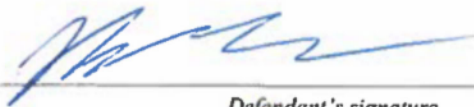
I have been informed of the charges and of my rights to:

- (1) retain counsel or request the assignment of counsel if I am unable to retain counsel;
- (2) an identity hearing to determine whether I am the person named in the charges;
- (3) production of the warrant, a certified copy of the warrant, or a reliable electronic copy of either;
- (4) a preliminary hearing within 14 days of my first appearance if I am in custody and 21 days otherwise — unless I am indicted — to determine whether there is probable cause to believe that an offense has been committed;
- (5) a hearing on any motion by the government for detention;
- (6) request transfer of the proceedings to this district under Fed. R. Crim. P. 20, to plead guilty.

I agree to waive my right(s) to:

- ☒ an identity hearing and production of the warrant.
- ☐ a preliminary hearing.
- ☐ a detention hearing.
- ☐ an identity hearing, production of the warrant, and any preliminary or detention hearing to which I may be entitled in this district. I request that those hearings be held in the prosecuting district, at a time set by that court.

I consent to the issuance of an order requiring my appearance in the prosecuting district where the charges are pending against me.

Date: 8/23/2021


Defendant's signature



Signature of defendant's attorney

AFPD Nicole Kaplan

Printed name of defendant's attorney

UNITED STATES DISTRICT COURT

for the

Northern District of Georgia

United States of America

v.

BLAS SANTILLAN

Defendant

Case No. 2:21-MJ-16

APPEARANCE BOND

Defendant's Agreement

I, BLAS SANTILLAN (defendant), agree to follow every order of this court, or any court that considers this case, and I further agree that this bond may be forfeited if I fail:

- (☒) to appear for court proceedings;
- (☒) if convicted, to surrender to serve a sentence that the court may impose; or
- (☒) to comply with all conditions set forth in the Order Setting Conditions of Release.

Type of Bond

(☒) (1) This is a personal recognizance bond.

(☐) (2) This is an unsecured bond of \$ _____.

(☐) (3) This is a secured bond of \$ _____, secured by:

(☐) (a) \$ _____, in cash deposited with the court.

(☐) (b) the agreement of the defendant and each surety to forfeit the following cash or other property (describe the cash or other property, including claims on it – such as a lien, mortgage, or loan – and attach proof of ownership and value):

If this bond is secured by real property, documents to protect the secured interest may be filed of record.

(☐) (c) a bail bond with a solvent surety (attach a copy of the bail bond, or describe it and identify the surety):

Forfeiture or Release of the Bond

Forfeiture of the Bond. This appearance bond may be forfeited if the defendant does not comply with the above agreement. The court may immediately order the amount of the bond surrendered to the United States, including the security for the bond, if the defendant does not comply with the agreement. At the request of the United States, the court may order a judgment of forfeiture against the defendant and each surety for the entire amount of the bond, including interest and costs.

AO 98 (Rev. 12/11) Appearance Bond

Release of the Bond. The court may order this appearance bond ended at any time. This bond will be satisfied and the security will be released when either: (1) the defendant is found not guilty on all charges, or (2) the defendant reports to serve a sentence.

Declarations

Ownership of the Property. I, the defendant – and each surety – declare under penalty of perjury that:

- (1) all owners of the property securing this appearance bond are included on the bond;
- (2) the property is not subject to claims, except as described above; and
- (3) I will not sell the property, allow further claims to be made against it, or do anything to reduce its value while this appearance bond is in effect.

Acceptance. I, the defendant – and each surety – have read this appearance bond and have either read all the conditions of release set by the court or had them explained to me. I agree to this Appearance Bond.

I, the defendant – and each surety – declare under penalty of perjury that this information is true. (See 28 U.S.C. § 1746.)

Date: 08/23/2021



Defendant's signature

Surety/property owner – printed name

Surety/property owner – signature and date

Surety/property owner – printed name

Surety/property owner – signature and date

Surety/property owner – printed name

Surety/property owner – signature and date

CLERK OF COURT

Date: _____

Signature of Clerk or Deputy Clerk

Approved.

Date: 08/23/2021



Judge's signature

UNITED STATES DISTRICT COURT

for the

Northern District of Georgia

United States of America

v.

BLAS SANTILLAN

Defendant)
)
)
)
)

Case No. 2:21-MJ-16-JCF

Charging District: District of Columbia

Charging District's Case No. 21MJ559

**ORDER REQUIRING A DEFENDANT TO APPEAR IN THE DISTRICT
WHERE CHARGES ARE PENDING AND TRANSFERRING BAIL**

After a hearing in this court, the defendant is released from custody and ordered to appear in the district court where the charges are pending to answer those charges. If the time to appear in that court has not yet been set, the defendant must appear when notified to do so. Otherwise, the time and place to appear in that court are:

Place: District of Columbia

Courtroom No.: ZOOM

Date and Time: 8/30/2021 1:00 AM

The clerk is ordered to transfer any bail deposited in the registry of this court to the clerk of the court where the charges are pending.

Date: 8/23/2021

/s/ J. Clay Fuller

Judge's signature

J. Clay Fuller, United States Magistrate Judge

Printed name and title

United States District Court
Northern District of Georgia
106 United States Courthouse
121 Spring Street, SE
Gainesville, Georgia 30501

Kevin Weimer
Clerk of Court

(678) 450-2760

August 23, 2021

United States District Court
District of Columbia
333 Constitution Avenue, N.W.
Roo 1225
Washington, D.C. 20001

Clerk's Office:

Removal proceedings were held in this district on regarding, N.D.Ga. Case No. 2:21-MJ-016-JCF, your Case No. 1:21-MJ-559. Enclosed are our documents of said proceedings.

If you have any questions, please call the Magistrate Courtroom Deputy's Office at (678) 450-2792.

Sincerely,

/s/ Christina Klimenko
Deputy Clerk

Enclosure

CLOSED

**U.S. District Court
Northern District of Georgia (Gainesville)
CRIMINAL DOCKET FOR CASE #: 2:21-mj-00016-JCF-1**

Case title: USA v. Santillan

Date Filed: 08/23/2021

Date Terminated: 08/23/2021

Assigned to: Magistrate Judge J.
Clay Fuller

Defendant (1)

Blas Santillan

TERMINATED: 08/23/2021

represented by **Nicole M. Kaplan**

Federal Defender Program Inc.-Atl

Suite 1500, Centennial Tower

101 Marietta Street, NW

Atlanta, GA 30303

404-688-7530

Fax: 404-688-0768

Email: nicole_kaplan@fd.org

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

*Designation: Public Defender or Community
Defender Appointment*

Pending Counts

None

Disposition

Highest Offense Level (Opening)

None

Terminated Counts

None

Disposition

**Highest Offense Level
(Terminated)**

None

Complaints

18:1752.P Knowingly Entering or
Remaining in any Restricted
Building or Grounds Without
Lawful Authority

Disposition

Plaintiff**USA**represented by **Jennifer Keen**

Office of the United States
 Attorney-ATL600
 Northern District of Georgia
 600 United States Courthouse
 75 Ted Turner Dr., S.W.
 Atlanta, GA 30303
 404-581-6257
 Email: jennifer.keen@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Retained

Date Filed	#	Page	Docket Text
08/23/2021			Arrest (Rule 40) of Blas Santillan (clk) (Entered: 08/23/2021)
08/23/2021	<u>1</u>		Copy of Arrest Warrant and Complaint issued in the District of Columbia as to Blas Santillan – Case No. 21-MJ-559. (clk) (Entered: 08/23/2021)
08/23/2021	<u>2</u>		CJA 23 Financial Affidavit by Blas Santillan (clk) (Entered: 08/23/2021)
08/23/2021	<u>3</u>		Minute Entry for proceedings held before Magistrate Judge J. Clay Fuller: Removal Initial Appearance held; AFD Nicole Kaplan appointed; Deft. waives his right to an identity hearing; Bond hearing held; Deft. released on an OR bond with standard and special conditions of release; Deft. to appear for his initial appearance in the District of Columbia on 8/30/21 at 1:00 p.m. via Zoom. (Tape #FTR) (clk) (Entered: 08/23/2021)
08/23/2021	<u>4</u>		WAIVER of Rule 40 Hearings by Blas Santillan (clk) (Entered: 08/23/2021)
08/23/2021	<u>5</u>		ORDER APPOINTING FEDERAL PUBLIC DEFENDER Nicole M. Kaplan for Blas Santillan as to Blas Santillan Signed by Magistrate Judge J. Clay Fuller on 8/23/2021. (clk) (Entered: 08/23/2021)
08/23/2021	<u>6</u>		OR Bond on Rule 5(c)(3) Entered as to Blas Santillan (clk) (Entered: 08/23/2021)
08/23/2021	<u>7</u>		ORDER Setting Conditions of Release as to Blas Santillan. Signed by Magistrate Judge J. Clay Fuller on 8/23/2021. (clk) (Entered: 08/23/2021)
08/23/2021	<u>8</u>		ORDER that Deft. appear for his initial appearance in the District of Columbia on 8/30/21 at 1:00 p.m. via Zoom and ORDER transferring bond. Signed by Magistrate Judge J. Clay Fuller on 8/23/2021. (clk) (Entered: 08/23/2021)
08/23/2021	<u>9</u>		Transmittal of Rule 5(c)(3) Documents as to Blas Santillan, sent to District of Columbia electronically. (clk) (Entered: 08/23/2021)
08/23/2021			Magistrate Case Closed. Defendant Blas Santillan terminated. (clk) (Entered: 08/23/2021)