

AO 442 (Rev. 11/11) Arrest Warrant

UNITED STATES DISTRICT COURT

for the

District of Columbia

United States of America

v.

Cole Andrew Temple

) Case: 1:21-mj-00568

) Assigned to: Judge Faruqui, Zia M.

) Assign Date: 8/18/2021

) 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)* Cole Andrew Temple

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) - Disorderly Conduct in a Capitol Building

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

Date: 08/18/2021

2021.08.18

17:13:24 -04'00'

*Issuing officer's signature*City and state: Washington, D.C.Zia M. Faruqui, U.S. Magistrate Judge*Printed name and title*

Return

 This warrant was received on (date) 18-30 Aug 2021, and the person was arrested on (date) 19 AUG 2021
 at (city and state) TOLEDO, OH
Date: 19 AUG 2021
*Arresting officer's signature*IAN J. MOORE SPECIAL AGENT FBI*Printed name and title*

UNITED STATES DISTRICT COURT **FILED**for the
District of Columbia1:55 pm Aug 19 2021
Clerk U.S. District Court
Northern District of Ohio
ToledoUnited States of America
v.
Cole Andrew Temple

1:21MJ2296 NDOH

) Case: 1:21-mj-00568
) Assigned to: Judge Faruqui, Zia M.
) Assign Date: 8/18/2021
) Description: COMPLAINT W/ ARREST WARRANT
)*Defendant***ARREST WARRANT**

To: Any authorized law enforcement officer

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(name of person to be arrested) Cole Andrew Temple,
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Date: 08/18/20212021.08.18
17:13:24 -04'00'*Issuing officer's signature*City and state: Washington, D.C.Zia M. Faruqui, 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*

Printed name and title

AFFIDAVIT

1. I, Special Agent Ian Moore, am an investigative or law enforcement officer of the United States within the meaning of Section 2501(7) of Title 18, United States Code, in that I am empowered by law to conduct investigations of, and to make arrests for offenses enumerated in Section 2516 of Title 18, United States Code. I have been a Special Agent with the Federal Bureau of Investigation (hereinafter "FBI") since September 2015 and am currently assigned to the Toledo, Ohio Resident Agency within the Cleveland Division of the FBI. My educational background includes study in the fields of criminal justice and law. Prior to joining the FBI, I served as a commissioned officer in the United States Army. During my time as an FBI Special Agent, I have investigated a variety of violations of federal law, including investigations concerning domestic terrorism, international terrorism, white-collar crimes, hate crimes, and public corruption.

2. In the course of these investigations, I have prepared and submitted numerous affidavits and executed associated federal search and arrest operations. The facts in this affidavit come from my personal observations, my training and experience, and information obtained from other agents and witnesses. This affidavit is intended to show merely that there is sufficient probable cause for the requested warrant and does not set forth all of my knowledge about this matter.

3. 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.

4. 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 Michael Pence was present and presiding, first in the joint session, and then in the Senate chamber.

5. As the proceedings continued in both the House and the Senate, and with Vice President 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.

6. 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, 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.

7. 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 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.

8. 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.

9. In January 2021, the FBI began an investigation into allegations that JODI WILSON and COLE TEMPLE were unlawfully present inside of the U.S. Capitol building on January 6, 2021.

10. The FBI queried Ohio Bureau of Motor Vehicle (OBMV) databases, which identified WILSON and TEMPLE as both residing at an address on Black Canyon Drive in Swanton, Ohio. OBMV records provided contact information for TEMPLE as ***-***-6714 and WILSON as ***-***-3115. OBMV records further showed that WILSON had previously been listed as a co-signer on TEMPLE's drivers license, with her relationship to TEMPLE listed as "mother."

11. OBMV records further showed that WILSON previously used the name of "JODI L. WOGGON-TEMPLE" prior to changing her driver's license registration name to JODI LYNN WILSON in 2015.

12. According to records obtained through a search warrant which was served on Verizon, on January 6, 2021, in and around the time of the incident, the cellphones associated with ***-***-3115 and ***-***-6714 were identified as having utilized a cell site consistent with providing service to a geographic area that included the interior of the United States Capitol building. The FBI has reviewed the available information for these two phone numbers in order to determine whether there was any evidence that devices associated with those numbers could have lawfully been inside the U.S. Capitol on Building January 6, 2021. The information for those numbers did not match any information for persons lawfully within the Capitol. Accordingly, I believe that the individual possessing this device was not authorized to be within the U.S. Capitol Building on January 6, 2021.

13. Business records obtained from Verizon identify telephone number ***-***-3115 as associated with an account owned by "JODI WOGGON-TEMPLE"; the address on the account is the same Black Canyon Drive address in Swanton, Ohio. Business records obtained from Verizon reveal that telephone number ***-***-6714 is also associated with the same Verizon account in the name of "JODI WOGGON-TEMPLE."

14. Open-source records indicate that the telephone number ***-***-3115 is associated with a Telegram account utilizing the following profile image:



15. Open-source research identified a Facebook profile utilizing the display name “Jodi Wilson.” This Facebook profile lists numerous biographical details, such as “Went to Swanton High School,” “Lives in Swanton, Ohio,” and “From Swanton, Ohio.” The Facebook profile uses a profile image last updated on November 26, 2020, and a cover image last updated on October 20, 2020. A cropped version of one of those images is copied below.



16. A review of WILSON's OBMV file photograph shows her appearance and physical description to be consistent with her appearance in the preceding images retrieved from Telegram and Facebook. A review of TEMPLE's OBMV file photograph shows his appearance and physical description to be consistent with that of the white male in the blue plaid shirt in the preceding image from Facebook.

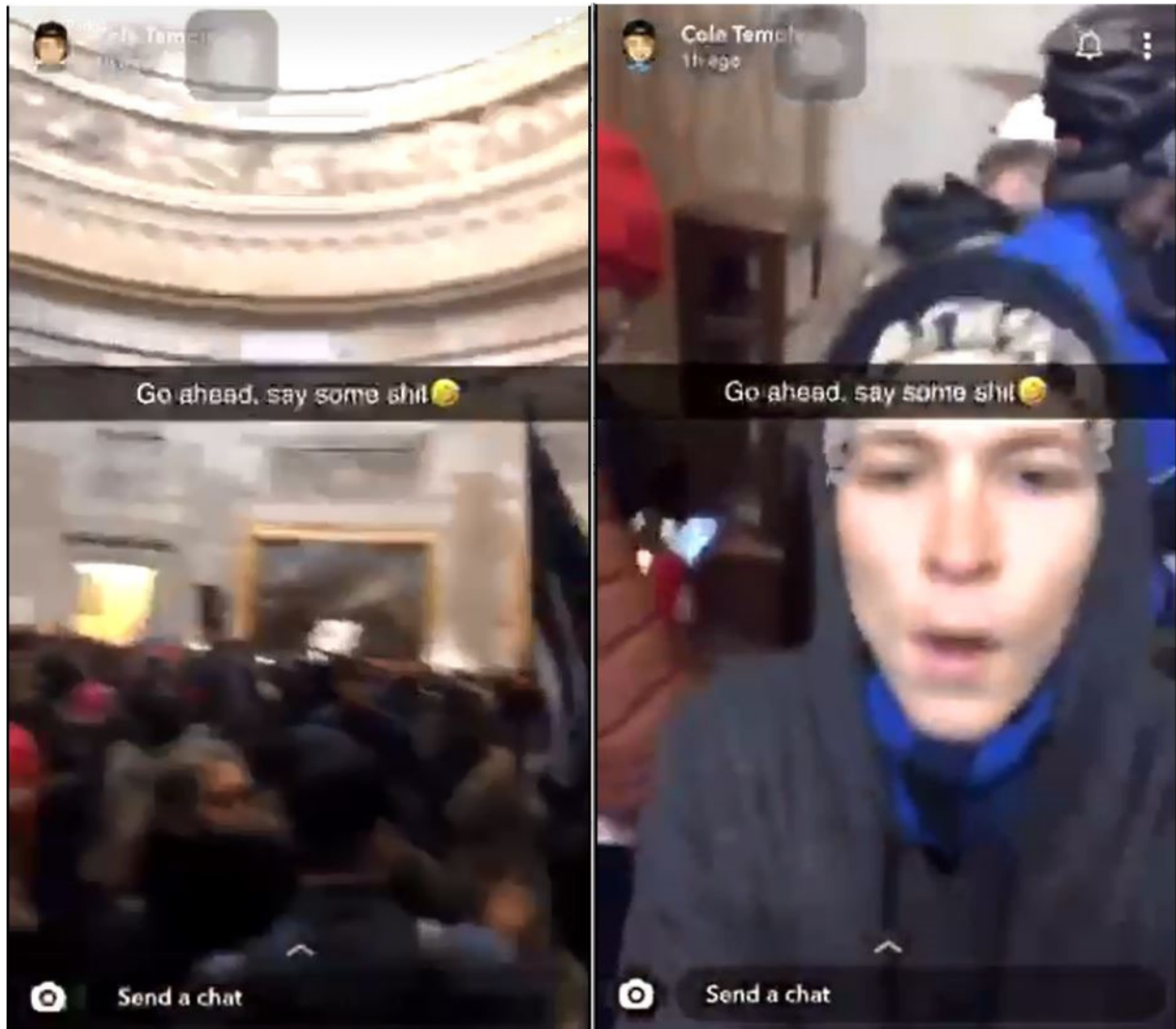
17. Business records show that the above Facebook account is associated with the verified cellular telephone number of ***-***-3115, which means that the account holder responded to a verification text sent to this phone number.

18. Business records obtained from Snapchat show that the telephone number ***-***-6714 is associated with a Snapchat account with the username ctemple03 and the display name Cole Temple.

19. Based on all of the foregoing, as well as the information below, your affiant believes that WILSON uses the cellphone associated with ***-***-3115 and that TEMPLE uses the cellphone associated with ***-***-6714, and that each were using those phone numbers on January 6, 2021.

20. In the course of the FBI's investigation, the FBI reviewed public court records identifying WILSON's involvement in a case concerning custody of a minor child. These records identified a court-appointed guardian ad litem (hereafter "GAL"). The FBI interviewed the GAL regarding reports to the court concerning WILSON's activities on January 6, 2021. According to the GAL, WILSON confirmed to the GAL that she had entered the U.S. Capitol on January 6, 2021, and had been accompanied by her son, TEMPLE. WILSON asserted that she had been invited onto the steps of the Capitol building by an unidentified man that WILSON assumed to be a congressman. WILSON then stated that a police officer then told WILSON and TEMPLE they were allowed to go inside the U.S. Capitol building.

21. In the course of the FBI's investigation, a witness (W-1) who has known TEMPLE for several years submitted to the FBI video recordings the witness had obtained from the ctemple03 Snapchat account, which W-1 confirmed was TEMPLE's account. W-1 also confirmed that TEMPLE uploaded these videos to Snapchat on January 6, 2021. Those recordings appeared to depict both the exterior and interior of the U.S. Capitol, as seen in the screenshots from those recordings below. Included with the recording were the captions "Shits going down" [sic] and "Go ahead, say some shit." A portion of this video appears to show TEMPLE inside of the U.S. Capitol, filming himself and yelling "just broke in this bitch."

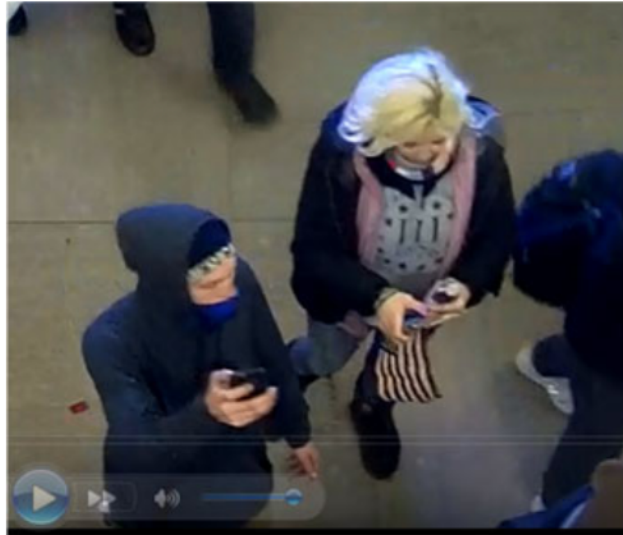


22. A review of TEMPLE's OBMV file photograph shows his appearance and physical description to be consistent with his appearance in this image, as well as his appearance in U.S. Capitol interior surveillance footage included below.

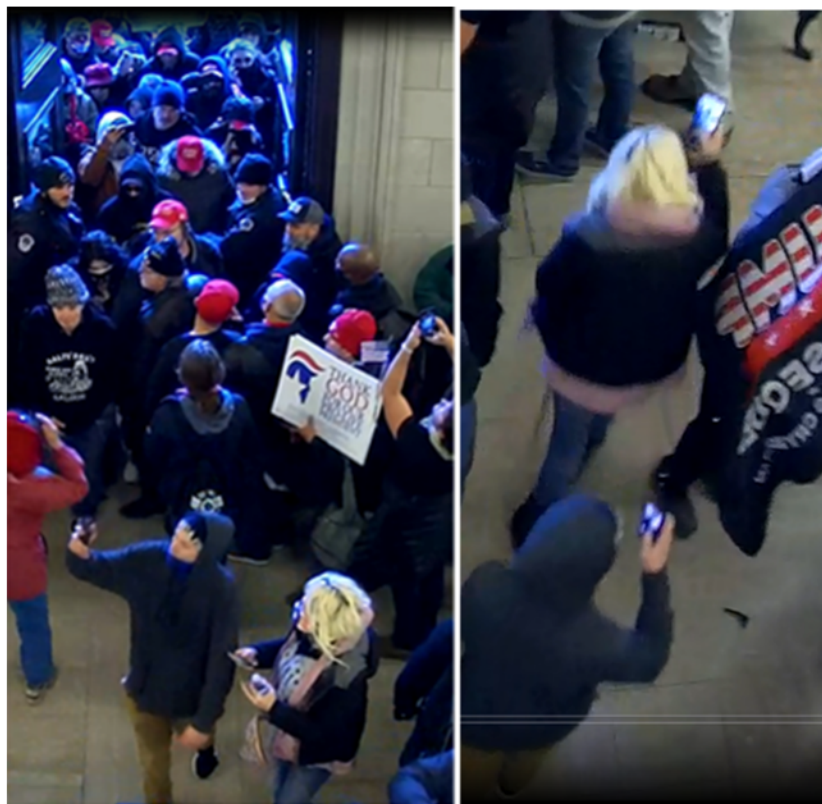
23. The FBI conducted a review of images and video captured at the U.S. Capitol on January 6, 2021. As a result of that comparison, your affiant located and viewed video surveillance footage obtained from the U.S. Capitol Police from security cameras located within the U.S. Capitol building on January 6, 2021. Your affiant was then able to locate footage from two security cameras providing coverage of the interior of the U.S. Capitol building on January 6, 2021.

24. Footage from those cameras show individuals matching WILSON and TEMPLE's appearance inside the U.S. Capitol from approximately 3:01 p.m. EST to 3:18 p.m. EST on January 6, 2021. In these videos, TEMPLE is wearing a dark hooded sweatshirt, with the hood pulled over a dark blue knit cap. The knit cap bears white lettering, visible across the front, which is assessed

to be a mirror image of the word “AMERICA,” as if the knit cap is turned inside out. Additionally, TEMPLE is wearing a royal blue neck gaiter. This attire matches his self-posted Snapchat videos described above. A woman with blond hair, who walks with TEMPLE at all times during these videos, appears to match the physical appearance of WILSON. Still photographs from these videos are included below.



25. In the identified surveillance footage, both WILSON and TEMPLE can be observed holding up cell phones as if using them to film or photograph their surroundings.



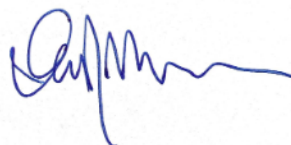
26. On August 12, 2021, WILSON and TEMPLE were interviewed outside their residence. WILSON initially denied going inside the U.S. Capitol Building, but admitted that she had traveled to Washington, D.C. and was outside the Capitol Building on January 6, 2021. After agents showed her surveillance photographs of her inside the building, WILSON stated that police officers had “held the door open for [her]” and that an officer had “told me that’s what I could do, and I went in, and that’s all that I did.”

27. TEMPLE, when separately interviewed on August 12, 2021, stated that he and his mother traveled to Washington, D.C. to attend what he termed a protest at the U.S. Capitol Building on January 6, 2021. TEMPLE stated that while outside the Capitol Building, he saw protestors pushing police barricades, saw the police deploy tear gas against the protestors, and that he then walked up the steps to the Capitol Building. TEMPLE stated that he entered the building with the second wave of protestors to enter. TEMPLE stated that when he entered, it appeared as though law enforcement allowed people inside. TEMPLE stated that he remained inside for roughly 10 or more minutes before law enforcement wearing riot gear were able to shepherd him and his group (including WILSON) out of the Building. TEMPLE further admitted posting photos or videos of himself to Snapchat while inside the Building.

28. Based on the foregoing, your affiant submits that there is probable cause to believe that JODI WILSON and COLE TEMPLE 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 attempt or conspire 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. As noted above, WILSON and TEMPLE were within a posted, cordoned off, or otherwise restricted area of a building or grounds where the Vice President was temporarily visiting on January 6, 2021.

29. Your affiant submits there is also probable cause to believe that JODI WILSON and COLE TEMPLE 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, or (G) parade, demonstrate, or picket in any of the Capitol Buildings.



IAN MOORE
SPECIAL AGENT, FBI

Attested to by the applicant in accordance with the requirements of Fed. R. Crim. P. 4.1
by telephone, this 18th day of August, 2021.

ZIA M. FARUQUI
U.S. MAGISTRATE JUDGE

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

UNITED STATES OF AMERICA

v.

**JODI WILSON and
COLE TEMPLE,**

Defendants.

Case: 1:21-mj-00568

Assigned to: Judge Faruqui, Zia M.

: Assign Date: 8/18/2021

: Description: COMPLAINT W/ ARREST WARRANT

:

: **VIOLATIONS:**

:

:

: **18 U.S.C. § 1752(a)(1) and (2)**

: **(Restricted Building or Grounds)**

: **40 U.S.C. § 5104(e)(2)(D) and (G)**

: **(Violent Entry or Disorderly Conduct)**

ORDER

This matter having come before the Court pursuant to the application of the United States to seal criminal complaint, the Court finds that, because of such reasonable grounds to believe the disclosure will result in flight from prosecution, destruction of or tampering with evidence, and serious jeopardy to the investigation, the United States has established that a compelling governmental interest exists to justify the requested sealing.

1. IT IS THEREFORE ORDERED that the application is hereby GRANTED, and that the affidavit in support of criminal complaint and other related materials, the instant application to seal, and this Order are sealed until the arrest warrant is executed.

2. IT IS FURTHER ORDERED that the Clerk's office shall delay any entry on the public docket of the arrest warrant until it is executed.

Date: August 18, 2021

ZIA M. FARUQUI

UNITED STATES MAGISTRATE JUDGE

UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

FILED

AUG 19 2021

CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF OHIO
TOLEDO

United States of America

v.

Cole Andrew Temple

Defendant

Case No. 1:21mj2296

Charging District's Case No. 1:21mj568

**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)*

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 to determine whether there is probable cause to believe that an offense has been committed, to be held within 14 days of my first appearance if I am in custody and 21 days otherwise, unless I have been indicted beforehand.
- (5) a hearing on any motion by the government for detention;
- (6) request a 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 judgment, warrant, and warrant application, and any preliminary or detention hearing to which I may be entitled in this district. I request that my
- ☐ preliminary hearing and/or ☐ detention hearing 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: 8-19-2021

Cole Andrew Temple by 
Defendant's signature
Signature of defendant's attorney

CHARLES BORS

Printed name of defendant's attorney

UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

United States of America)

V.)

Case No. 1:21-mj-02296)

Cole Andrew Temple)

Defendant)

FILED

AUG 19 2021

CLERK U.S. DISTRICT COURT
NORTHERN DISTRICT OF OHIO
TOLEDO

APPEARANCE BOND

Defendant's Agreement

I, Cole Andrew Temple (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 \$ 10,000.00.
- () (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: 8/19/21

Cole Andrew Temple
Defendant's signature

Cole Andrew Temple
Surety/property owner – printed name

Cole Andrew Temple
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

Sandy Opacich,
CLERK OF COURT

Date: August 19, 2021

s/K. Roddy

Signature of Clerk or Deputy Clerk

Approved.

Date: August 19, 2021



David A. Ruiz
Judge's signature

David A. Ruiz, United States Magistrate Judge

UNITED STATES DISTRICT COURT

for the

Northern District of Ohio**FILED****AUG 19 2021**CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF OHIO
TOLEDO

United States of America)

v.)

Cole Andrew Temple)

Case No. 1:21-mj-02296)

Defendant)**ORDER SETTING CONDITIONS OF RELEASE**

IT IS ORDERED that the defendant's release is subject to these conditions:

- (1) The defendant must not violate federal, state, or local law while on release.
- (2) The defendant must cooperate in the collection of a DNA sample if it is authorized by 42 U.S.C. § 14135a.
- (3) The defendant must advise the court or the pretrial services office or supervising officer in writing before making any change of residence or telephone number.
- (4) The defendant must appear in court as required and, if convicted, must surrender as directed to serve a sentence that the court may impose.

The defendant must appear at:

Place

on

Date and Time

If blank, defendant will be notified of next appearance.

- (5) The defendant must sign an Appearance Bond, if ordered.

ADDITIONAL CONDITIONS OF RELEASE

IT IS FURTHER ORDERED that the defendant's release is subject to the conditions marked below:

☐ (6) The defendant is placed in the custody of:

Person or organization _____

Address (only if above is an organization) _____

City and state _____

Tel. No. _____

who agrees to (a) supervise the defendant, (b) use every effort to assure the defendant's appearance at all court proceedings, and (c) notify the court immediately if the defendant violates a condition of release or is no longer in the custodian's custody.

Signed: _____

Custodian

Date

☒ (7) The defendant must:

☒ (a) submit to supervision by and report for supervision to the U.S. Pretrial Services Office, telephone number _____, no later than as directed _____.

☐ (b) continue or actively seek employment and shall comply with the Northern District of Ohio Defendant/Offender Employment Policy which may include participation in training, education, counseling, and/or daily job search as directed by the pretrial services and probation officer. If not in compliance with the condition of supervision requiring full-time employment at a lawful occupation, the defendant may be directed to perform up to 20 hours of community service per week until employed, as approved or directed by the pretrial services and probation officer.

☐ (c) continue or start an education program.

☒ (d) surrender any passport to: _____ and any travel related documents _____.

☒ (e) not obtain a passport or other international travel document.

☒ (f) abide by the following restrictions on travel restricted to the Northern District of _____ District of Columbia for court purposes only _____.

☒ (g) avoid all contact, directly or indirectly, with any person who is or may be a victim or witness in the investigation or prosecution, including: _____.

☐ (h) Undergo a psychiatric/mental health evaluation and/or counseling as directed by Pretrial Services. Take all medication as prescribed.

☐ (i) return to custody each _____ at _____ o'clock after being released at _____ o'clock for employment, schooling, or the following purposes: _____.

☐ (j) maintain residence at a halfway house or community corrections center, as the pretrial services office or supervising officer considers necessary.

☒ (k) not possess a firearm, destructive device, or other weapon.

☐ (l) not use alcohol (☐) at all (☐) excessively.

☒ (m) not use or unlawfully possess a narcotic drug or other controlled substances defined in 21 U.S.C. § 802, unless prescribed by a licensed medical practitioner.

☒ (n) submit to testing for a prohibited substance if required by the pretrial services office or supervising officer. Testing may be used with random frequency and may include urine testing, the wearing of a sweat patch, a remote alcohol testing system, and/or any form of prohibited substance screening or testing.

☒ (o) Participate in a program of inpatient or outpatient substance abuse therapy and counseling if deemed advisable by the pretrial services office or supervising officer. Refrain from obstructing or attempting to obstruct or tamper, in any fashion, with the efficiency and accuracy of any prohibited substance testing which is required as a condition of release.

☒ (p) report as soon as possible, to the pretrial services office or supervising officer, every contact with law enforcement personnel, including arrests, questioning, or traffic stops.

☐ (q) avoid all contact, directly or indirectly, with codefendants.

☒ (r) Defendant shall not discuss this case or any issues related to the allegations in the complaint with Jodi Lynn Wilson, unless in the presence of counsel.

☐ participate in one of the following location restriction programs and comply with its requirements as directed.

☐ Participate in the **Curfew** component of the location monitoring program and abide by all requirements of the program which will include:

- ☐ Location monitoring technology at the discretion of the officer
- ☐ Radio Frequency (RF) Monitoring
- ☐ Passive GPS Monitoring
- ☐ Active GPS Monitoring (to include hybrid GPS)

You shall pay the cost of the program based upon your ability to pay as determined by the pretrial services office or supervising officer.

Curfew: the defendant is restricted to their residence every day from to, or as directed by Pretrial Services.

☐ Participate in the **Home Detention** component of the location monitoring program and abide by all Requirements of the program which will include:

- ☐ Location monitoring technology at the discretion of the officer
- ☐ Radio Frequency (RF) Monitoring
- ☐ Passive GPS Monitoring
- ☐ Active GPS Monitoring (to include hybrid GPS)

You shall pay the cost of the program based upon your ability to pay as determined by the pretrial services office or supervising officer.

Home Detention: The defendant is restricted to their residence at all times except for employment; education; religious services; medical, substance abuse, or mental health treatment; attorney visits; court appearances; court-ordered obligations; or other activities as pre-approved by Pretrial Services.

☐ Participate in the **Home Incarceration** component of the location monitoring program and abide by all requirements of the program which will include:

- ☐ Location monitoring technology at the discretion of the officer
- ☐ Radio Frequency (RF) Monitoring
- ☐ Passive GPS Monitoring
- ☐ Active GPS Monitoring (to include hybrid GPS)

You shall pay the cost of the program based upon your ability to pay as determined by the pretrial services office or supervising officer.

Home Incarceration: The defendant is restricted to their residence at all times except for medical needs or treatment, religious services, attorney visits, and court appearances pre-approved by Pretrial Services.

☐ Participate in **Stand Alone Monitoring** - The defendant shall be monitored by the form of location monitoring indicated below which shall be utilized for the purpose of verifying compliance with any court imposed condition of supervision.

- ☐ Location monitoring technology at the discretion of the officer
- ☐ Radio Frequency (RF) Monitoring
- ☐ Passive GPS Monitoring
- ☐ Active GPS Monitoring (to include hybrid GPS)

You shall pay the costs of participation in the location monitoring program, based upon your ability to pay as directed by the pretrial services and probation officer.

☐ participate in cognitive behavioral program as instructed by the pretrial services and probation officer.

☐ **Prohibition on Access to Computer/Internet**: The defendant is prohibited from accessing any computer, Internet Service Provider, bulletin board system or any other public or private computer network or the service at any location * (including employment or education) without prior written approval of the U.S. Pretrial Services and Probation Office or the Court. Any approval shall be subject to any conditions set by the U.S. Pretrial Services and Probation Office or the Court with respect to that approval. Any computer found is subject to seizure and/or search. A search will not be conducted prior to approval of the Court.

☐ **Computer/Internet Access Permitted**: The defendant shall consent to the U.S. Pretrial Services and Probation Office conducting periodic unannounced examinations of his/her computer system(s), which may include retrieval and copying of all memory from hardware/software and/or removal of such system(s) for the purpose of conducting a more thorough inspection and will consent to having installed on his/her computer(s), at his/her expense, any hardware/software to monitor his/her computer use or prevent access to particular materials. The defendant hereby consents to periodic inspection of any such installed hardware/software to insure it is functioning properly. The defendant shall provide the U.S. Pretrial Services and Probation Office with accurate information about his/her entire computer system (hardware/software); all passwords used by him/her; and his/her Internet Service Provider(s); and will abide by all rules of the Computer Restriction and Monitoring Program.

☐ **Computer/Internet Restrictions:** The defendant is prohibited from accessing any on-line computer service at any location (including employment or education) without prior written approval of the U.S. Pretrial Services and Probation Office or the Court. This includes any Internet Service Provider, bulletin board system or any other public or private computer network. Any approval shall be subject to conditions set by the U.S. Pretrial Services and Probation Office or the Court with respect to that approval.

The defendant shall consent to the U.S. Pretrial Services and Probation Office conducting periodic unannounced examinations of his/her computer system(s), which may include retrieval and copying of all memory from hardware/software and/or removal of such system(s) for the purpose of conducting a more thorough inspection and will consent to having installed on his/her computer(s), at the defendant's expense, any hardware/software to monitor his/her computer use or prevent access to particular materials. The defendant hereby consents to periodic inspection of any such installed hardware/software to insure it is functioning properly.

The defendant shall provide the U.S. Pretrial Services and Probation Office with accurate information about the defendant's entire computer system (hardware/software); all passwords used by him/her; and the defendant's Internet Service Provider(s); and will abide by all rules of the Computer Restriction and Monitoring Program.

☐ **No Contact with Minors:** The defendant shall not associate or have verbal, written, telephone, or electronic communication with any person under the age of 18 except in the presence of the parent or legal guardian of said minor. This provision does not encompass persons under the age of 18, such as waiters, cashiers, ticket vendors, etc., with whom the defendant must deal in order to obtain ordinary and usual commercial services.

The defendant shall not frequent or loiter within 1000 feet of schoolyards, playgrounds, theme parks, arcades, swimming pools, skating rinks, toy stores and other places where persons under the age of 18 play, congregate, or gather, without the prior express written approval of the U.S. Pretrial Services and Probation Office.

The defendant shall not seek, obtain or maintain any employment, volunteer work, church or recreational activities involving minors (persons under the age of 18) in any way without the prior express written approval of the U.S. Pretrial Services and Probation Office.

TO THE DEFENDANT:

YOU ARE ADVISED OF THE FOLLOWING PENALTIES AND SANCTIONS:

Violating any of the foregoing conditions of release may result in the immediate issuance of a warrant for your arrest, a revocation of your release, an order of detention, a forfeiture of any bond, and a prosecution for contempt of court and could result in imprisonment, a fine, or both.

ACKNOWLEDGMENT OF DEFENDANT

I acknowledge that I am the defendant in this case and that I am aware of the conditions of release. I promise to obey all conditions of release, to appear as directed, and surrender to serve any sentence imposed. I am aware of the penalties and sanctions set forth above.

Cale Temple
Defendant's Signature

City and State:

Telephone:

Directions to United States Marshal

☒ The defendant is ORDERED released after processing.

☐ The United States Marshal is ORDERED to keep the defendant in custody until notified by the clerk or judge that the defendant has posted bond and/or complied with all other conditions for release. If still in custody, the defendant must be produced before the appropriate judge at the time and place specified.

Date: August 19, 2021



David A. Ruiz
Judicial Officer's Signature

David A. Ruiz, U.S. Magistrate Judge

Printed name and title

UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

United States of America

v.

Cole Andrew Temple

Defendant

)

)

)

)

)

Case No. 1:21MJ2296

Charging District: District of Columbia

Charging District's Case No. 1:21MJ568

**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: U.S. District Court District of Columbia	Courtroom No.: Hearing to be held by zoom
	Date and Time: 8/25/2021 1:00 pm

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: 08/19/2021

s/ David A. Ruiz

Judge's signature

David A. Ruiz, U.S. Magistrate Judge

Printed name and title

Termed

**U.S. District Court
Northern District of Ohio (Cleveland)
CRIMINAL DOCKET FOR CASE #: 1:21-mj-02296-DAR All Defendants**

Case title: United States of America v. Temple

Date Filed: 08/19/2021

Other court case number: 1:21mj568 District of Columbia

Date Terminated: 08/19/2021

Assigned to: Magistrate Judge David A.
Ruiz

Defendant (1)**Cole Andrew Temple*****TERMINATED: 08/19/2021***represented by **Charles M. Boss**

Boss & Vitou

111 West Dudley Street

Maumee, OH 43537

419-893-5555

Fax: 419-893-2797

Email: cboss@bossvitou.com*ATTORNEY TO BE NOTICED**Designation: CJA Appointment**Bar Status: Active***Pending Counts**

None

Disposition**Highest Offense Level (Opening)**

None

Terminated Counts

None

Disposition**Highest Offense Level (Terminated)**

None

Complaints

18:1752(a)(1) Knowingly Entering or
Remaining in any Restricted Building or
Grounds Without Lawful Authority

Disposition

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Grounds

40:5104(e)(2)(D) Disorderly Conduct in a Capitol Building

40:5104(e)(2)(G) Parading, Demonstrating, or Picketing in a Capitol Building

Plaintiff

United States of America

represented by **Michael J. Freeman**

Office of the U.S. Attorney - Toledo
Northern District of Ohio

Ste. 308

Four SeaGate

Toledo, OH 43604-2624

419-259-6376

Fax: 419-259-6360

Email: michael.freeman2@usdoj.gov

ATTORNEY TO BE NOTICED

Designation: Retained

Bar Status: Govt

Email All Attorneys

Email All Attorneys and Additional Recipients

Date Filed	#	Docket Text
08/19/2021		Arrest (Rule 40) of Cole Andrew Temple (1) on 8/19/2021. (R,Ke) (Entered: 08/19/2021)
08/19/2021	1	Rule 40 Warrant received as to Cole Andrew Temple (1). (Attachments: # 1 Complaint, redacted, # 2 Affidavit, # 3 Complaint, unredacted, # 4 Order)(R,Ke) (Entered: 08/19/2021)
08/19/2021		Scheduling Order [non-document] as to Cole Andrew Temple (1). Initial Appearance set for 8/19/2021 at 04:15 PM in to be held by video conference (Toledo) before Magistrate Judge David A. Ruiz. Video conference access information to be provided to all participants in advance of hearing. Magistrate Judge David A. Ruiz on 8/19/2021. (R,Ke) (Entered: 08/19/2021)
08/19/2021		Minutes of proceedings [non-document] before Magistrate Judge David A. Ruiz. Initial Appearance in Rule 5(c)(3) Proceedings as to Cole Andrew Temple (1) held on 8/19/2021. Government appeared by Michael Freeman; Defendant appeared with Attorney Charles Boss; Officer Ivonne Mendoza appeared on behalf of U.S. Pretrial Services. All participants consented to appear via audio/video conference. Financial Affidavit executed and approved. Attorney Boss appointed to represent defendant. Charges read. Parties advised of the Due Process Protections Act. Defendant waived right to Rule 5 identity and preliminary hearings. Defendant released on \$10,000.00 unsecured bond, with terms and conditions as stated on the record. Defendant ordered to appear in the District of Columbia via zoom 8/25/21 1:00 PM. (Court Reporter ECRO Denice Sims) Time: 30 minutes. (R,Ke) (Entered: 08/20/2021)
08/19/2021		Order [non-document] as to Cole Andrew Temple (1). Pursuant to the Due Process Protections Act, Government's counsel is advised of and ordered to comply with the

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		manner could result in consequences, including, but not limited to, exclusion of evidence, adverse jury instructions, dismissal of charges, contempt proceedings, or sanctions by the Court. Magistrate Judge David A. Ruiz on 8/19/2021. (R,Ke) (Entered: 08/20/2021)
08/19/2021	3	CJA 23 Financial Affidavit by Cole Andrew Temple (1). Magistrate Judge David A. Ruiz on 8/19/2021. (R,Ke) (Entered: 08/20/2021)
08/19/2021		CJA 20 Appointment of Attorney Charles M. Boss for Cole Andrew Temple. Counsel is reminded of their obligation to report significant changes in defendant's employment or financial circumstances sufficient to enable defendant to pay, in whole or in part, for legal representation. CJA Plan, Part IV (D)(2). Magistrate Judge David A. Ruiz on 8/19/2021. (R,Ke) (Entered: 08/20/2021)
08/19/2021	4	Waiver of Rule 5(c)(3) Hearing by Cole Andrew Temple (1). (R,Ke) (Entered: 08/20/2021)
08/19/2021	5	Appearance Bond Entered as to Cole Andrew Temple (1) in amount of \$ 10,000, unsecured. (R,Ke) (Entered: 08/20/2021)
08/19/2021	6	Order Setting Conditions of Release, redacted. Magistrate Judge David A. Ruiz on 8/19/2021. (Attachments: # 1 Conditions, unredacted) (R,Ke) (Entered: 08/20/2021)
08/19/2021	7	Commitment to Another District as to Cole Andrew Temple (1). Defendant committed to District of Columbia. Magistrate Judge David A. Ruiz on 8/19/2021. (R,Ke) (Entered: 08/20/2021)
08/19/2021		Notice to District of Columbia of a Rule 5 or Rule 32 Initial Appearance as to Cole Andrew Temple (1). Your case number is: 1:21mj568. Using your PACER account, you may retrieve the docket sheet and any text-only entry via the case number link. The following document link(s) is also provided: 7 Commitment to Another District, 3 Financial Affidavit - CJA23, 6 Order Setting Conditions of Release, 5 Bond, 4 Waiver of Rule 5(c)(3) Hearing, 1 Rule 40 Warrant from Another District. If you require certified copies of any documents, please send a request to ohndml_InterDistrictTransfer@ohnd.uscourts.gov. If you wish to designate a different email address for future transfers, send your request to InterDistrictTransfer_TXND@txnd.uscourts.gov. (R,Ke) (Entered: 08/20/2021)