

U.S. District Court
District of Columbia (Washington, DC)
CRIMINAL DOCKET FOR CASE #: 1:21-cr-00549-ABJ-1

Case title: USA v. SELLS

Date Filed: 08/31/2021

Magistrate judge case number: 1:21-mj-00424-ZMF

Assigned to: Judge Amy Berman Jackson

Defendant (1)**TANNER BRYCE SELLS**represented by **Kyle Wackenheim**

FEDERAL PUBLIC DEFENDER

Western District of Oklahoma

215 Dean A. McGee Suite 109

Oklahoma City, OK 73102

405-609-5930

Email: kyle_wackenheim@fd.org

LEAD ATTORNEY**ATTORNEY TO BE NOTICED**

Designation: Public Defender or Community Defender Appointment

Pending Counts

40:5104(e)(2)(G); VIOLENT ENTRY AND DISORDERLY CONDUCT ON
CAPITOL GROUNDS; Parading, Demonstrating, or Picketing in a Capitol
Building
(1)

Disposition**Highest Offense Level (Opening)**

Misdemeanor

Terminated Counts

None

Disposition**Highest Offense Level (Terminated)**

None

Complaints

COMPLAINT in Violation of 18:17529(a)(1), 18:1752(a)(2), 40:5104(e)(2)(D),
and 40:5104(e)(2)(G)

Disposition**Plaintiff****USA**represented by **Jacob Strain**

DOJ-USAO

Lrm Atencio, Barbara

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#1800

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801-325-3285

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LEAD ATTORNEY**ATTORNEY TO BE NOTICED**

Designation: Assistant U.S. Attorney

Date Filed	#	Docket Text
05/12/2021	1	SEALED COMPLAINT as to TANNER BRYCE SELLS (1). (Attachments: # 1 Statement of Facts) (bb) [1:21-mj-00424-ZMF] (Entered: 05/16/2021)
05/12/2021	2	MOTION to Seal Case by USA as to TANNER BRYCE SELLS. (Attachments: # 1 Text of Proposed Order)(bb) [1:21-mj-00424-ZMF] (Entered: 05/16/2021)
05/12/2021	4	ORDER granting 3 Motion to Seal Case as to TANNER BRYCE SELLS (1). Signed by Magistrate Judge Zia M. Faruqui on 5/12/2021. (bb) [1:21-mj-00424-ZMF] (Entered: 05/16/2021)
05/17/2021	5	Arrest Warrant Returned Executed on 5/17/2021 as to TANNER BRYCE SELLS. (bb) [1:21-mj-00424-ZMF] (Entered: 05/17/2021)
05/17/2021		Case unsealed as to TANNER BRYCE SELLS (bb) [1:21-mj-00424-ZMF] (Entered: 05/17/2021)
05/17/2021		Arrest of TANNER BRYCE SELLS in Oklahoma. (ztnr) [1:21-mj-00424-ZMF] (Entered: 05/18/2021)
05/20/2021		MINUTE ORDER as to Defendant TANNER BRYCE SELLS : It is hereby ORDERED that Defendant TANNER BRYCE SELLS appear for an initial appearance on Friday, May 21, 2021 at 1:00 p.m. before Magistrate Judge Robin M. Meriweather. The hearing will be conducted by video teleconference; call-in instructions will be provided to counsel prior to the hearing. Counsel for the United States is directed to ensure that counsel for Defendant has received this Order and will provide the information to Defendant. If Defendant does not have counsel, counsel for the United States is directed to contact the Office of the Federal Public Defender for the District of Columbia and provide their office with the information contained in this Order. If the parties have questions about this Order or the scheduled hearing, please contact the Courtroom Deputy at 202-354-3083; So Ordered by Magistrate Judge Robin M. Meriweather on 5/20/2021. (kk) [1:21-mj-00424-ZMF] (Entered: 05/20/2021)
05/21/2021		JOINT ORAL MOTION by USA and Defendant TANNER BRYCE SELLS to Exclude Time Under the Speedy Trial Act from 5/21/2021 to 7/20/2021. (kk) [1:21-mj-00424-ZMF] (Entered: 06/11/2021)
05/21/2021		Minute Entry for Initial Appearance as to TANNER BRYCE SELLS held by video before Magistrate Judge Robin M. Meriweather on 5/21/2021 : The defendant consents to appear by video. The defendant agrees to waive additional time to hold his preliminary hearing. Preliminary Hearing set for 7/20/2021 at 1:00 PM by telephonic/VTC before Magistrate Judge G. Michael Harvey. The Government was advised of its due process obligations under Rule 5(f) by the Court. Joint Oral Motion by USA and Defendant to Exclude Time Under the Speedy Trial Act from 5/21/2021 to 7/20/2021, heard and granted in the interest of justice. Bond Status of Defendant: Defendant placed on Personal Recognizance Bond. Court Reporter: FTR Gold - Ctrm. 7; FTR Time Frames: 1:25:51 - 1:38:16 and 2:03:52 - 2:18:54. Defense Attorney: Kyle Wackenheim; U.S. Attorney: Jacob Steiner for Jacob Strain; Pretrial Officer: Christine Schuck. (kk) [1:21-mj-00424-ZMF] (Entered: 06/11/2021)
05/21/2021	14	ORDER Setting Conditions of Release : Defendant TANNER BRYCE SELLS placed on Personal Recognizance Bond signed by Magistrate Judge Robin M. Meriweather on 5/21/2021. (Attachment: # 1 Appearance Bond) (kk) [1:21-mj-00424-ZMF] (Entered: 06/11/2021)
05/24/2021	7	NOTICE OF ATTORNEY APPEARANCE: Kyle Wackenheim appearing for TANNER BRYCE SELLS (Wackenheim, Kyle) [1:21-mj-00424-ZMF] (Entered: 05/24/2021)

05/24/2021	8	MOTION for Protective Order by USA as to TANNER BRYCE SELLS. (Attachments: # 1 Text of Proposed Order)(Strain, Jacob) [1:21-mj-00424-ZMF] (Entered: 05/24/2021)
05/24/2021	9	MOTION for Disclosure of 6(e) AND SEALED MATERIALS by USA as to TANNER BRYCE SELLS. (Attachments: # 1 Text of Proposed Order)(Strain, Jacob) [1:21-mj-00424-ZMF] (Entered: 05/24/2021)
05/25/2021		MINUTE ORDER (paperless), as to TANNER BRYCE SELLS, GRANTING the government's 9 Motion for an Order to Disclose Items Protected by Federal Rule of Criminal Procedure 6(e) and Sealed Materials and AUTHORIZING the government, pursuant to Federal Rule of Criminal Procedure 6(e)(3)(E)(i), to provide to defendant, and any co-defendants who may later be joined, materials protected by Federal Rule of Criminal Procedure 6(e), insofar as such disclosure is necessary for the government to comply with its discovery and disclosure obligations. Signed by Chief Judge Beryl A. Howell on May 25, 2021. (lcbah4) [1:21-mj-00424-ZMF] (Entered: 05/25/2021)
05/28/2021	10	MOTION to Continue by USA as to TANNER BRYCE SELLS. (Attachments: # 1 Text of Proposed Order)(Strain, Jacob) [1:21-mj-00424-ZMF] (Entered: 05/28/2021)
05/28/2021	11	MOTION to Exclude Time Under Speedy Trial Act by USA as to TANNER BRYCE SELLS.(See DE 10 to view document). (bb) [1:21-mj-00424-ZMF] (Entered: 06/01/2021)
06/04/2021	12	PROTECTIVE ORDER GOVERNING DISCOVERY as to TANNER BRYCE SELLS; signed by Magistrate Judge Robin M. Meriweather on 6/3/2021. (zpt) Modified on 6/16/2021 (kk). [1:21-mj-00424-ZMF] (Entered: 06/07/2021)
06/07/2021	13	NOTICE OF INFORMAL DISCOVERY (Round 01) by USA as to TANNER BRYCE SELLS (Strain, Jacob) [1:21-mj-00424-ZMF] (Entered: 06/07/2021)
06/07/2021		MINUTE ORDER as to Defendant TANNER BRYCE SELLS : The United States filed a Motion to Continue Preliminary Hearing 10 and Exclude Time Under the Speedy Trial Act 11 , which supplemented the oral representations made on the record at the May 21, 2021 hearing in support of the request for a continuance and Speedy Trial Act exclusion. The Motion is hereby DENIED AS MOOT, because the Court orally ruled on the motion at the May 21, 2021 hearing, and thus has already found good cause to continue the preliminary hearing until July 20, 2021 and concluded that the ends of justice warrant excluding the time between May 21, 2021 and July 20, 2021 from any calculation under the Speedy Trial Act. The supplemental reasoning provided in the United States' motion provides a more detailed basis for the exclusion, but no further ruling from the Court is necessary; So Ordered by Magistrate Judge Robin M. Meriweather on 6/7/2021. (kk) [1:21-mj-00424-ZMF] (Entered: 06/14/2021)
06/28/2021	15	NOTICE OF INFORMAL DISCOVERY (Round 02) by USA as to TANNER BRYCE SELLS (Strain, Jacob) [1:21-mj-00424-ZMF] (Entered: 06/28/2021)
07/12/2021	16	NOTICE of Status of Discovery by USA as to TANNER BRYCE SELLS (Attachments: # 1 Exhibit Examples of Defense Discovery Requests)(Strain, Jacob) [1:21-mj-00424-ZMF] (Entered: 07/12/2021)
07/13/2021	17	Consent MOTION to Continue Preliminary Hearing and Indictment Return Date by USA as to TANNER BRYCE SELLS. (Attachments: # 1 Text of Proposed Order)(Strain, Jacob) [1:21-mj-00424-ZMF] (Entered: 07/13/2021)
07/13/2021	20	MOTION for Indictment Return Date by USA as to TANNER BRYCE SELLS. (See Docket Entry 17 to View Document) (zhsj) [1:21-mj-00424-ZMF] (Entered: 08/02/2021)
07/15/2021	18	ORDER granting 17 Consent Motion by USA to Continue Preliminary Hearing and to Exclude Time Under Speedy Trial Act as to Defendant TANNER BRYCE SELLS; continuing the Preliminary Hearing currently scheduled for 7/20/2021 to 1:00 PM on 9/17/2021 before Magistrate Judge Zia M. Faruqi by telephonic/VTC; excluding the time between 7/20/2021 and 9/17/2021 from calculation under the Speedy Trial Act in the interest of justice; signed by Magistrate Judge G. Michael Harvey on 7/15/2021. (kk) [1:21-mj-00424-ZMF] (Entered: 07/15/2021)
07/20/2021	19	NOTICE OF INFORMAL DISCOVERY (Round 03) by USA as to TANNER BRYCE SELLS (Strain, Jacob) [1:21-mj-00424-ZMF] (Entered: 07/20/2021)
08/31/2021	21	INFORMATION as to TANNER BRYCE SELLS (1) count(s) 1. (bb) (Entered: 09/01/2021)
09/14/2021		MINUTE ORDER: The status hearing currently scheduled for 9/17/21 before Magistrate Judge Zia M. Faruqi is hereby VACATED, as the government has formally charged TANNER BRYCE SELLS and there are no additional matters necessitating action by the assigned magistrate judge. The parties are respectfully directed to contact the chambers of the assigned district judge to schedule a hearing if one has not already been scheduled. Signed by Magistrate Judge Zia M. Faruqi on 9/14/2021. (ztl) (Entered: 09/14/2021)
09/23/2021		MINUTE ORDER as to TANNER BRYCE SELLS. Defendant's Arraignment and Plea Agreement Hearing to be held by Video Conference (VTC) is set for 9/27/2021 at 10:00 AM (EDT) before Judge Amy Berman Jackson. The Court's Deputy Clerk will provide counsel with the video connection information. Defense Counsel is directed to forward the connection information to the defendant. The Court will not take the plea by telephone. Signed by Judge Amy Berman Jackson on 9/23/2021. (jth) (Entered: 09/23/2021)
09/27/2021		Minute Entry for proceedings held before Judge Amy Berman Jackson: Video (VTC) Arraignment and Plea Agreement Hearing as to TANNER BRYCE SELLS as to Count: 1 held on 9/27/2021. Plea of Guilty entered as to Count: 1. REFERRAL TO PROBATION OFFICE for Presentence Investigation. Video (VTC) Sentencing set for 1/12/2022 at 2:00 PM before Judge Amy Berman Jackson. Sentencing Memoranda from the parties are due 1/4/2022. Bond Status of Defendant: Defendant Continued on Personal Recognizance Bond; Court Reporter: Janice Dickman; Defense Attorney: Kyle E. Wachenheim; US Attorney: Jacob Strain. (jth) (Entered: 09/27/2021)
09/27/2021	24	WAIVER of Trial by Jury as to TANNER BRYCE SELLS. Approved by Judge Amy Berman Jackson on 9/27/2021. (jth) (Entered: 09/27/2021)
09/27/2021	25	PLEA AGREEMENT as to TANNER BRYCE SELLS. (jth) (Entered: 09/27/2021)
09/27/2021	26	STATEMENT OF OFFENSE by USA as to TANNER BRYCE SELLS. (jth) (Entered: 09/27/2021)
10/06/2021	27	NOTICE of Discovery Memoranda by USA as to TANNER BRYCE SELLS (Attachments: # 1 Memorandum re Discovery August 2021, # 2 Memorandum re Discovery September 2021) (Strain, Jacob) (Entered: 10/06/2021)

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