

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

UNITED STATES OF AMERICA

v.

THOMAS JOHN BALLARD

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CRIMINAL NUMBER 21-553-TFH-1

ORDER

AND NOW, this day of , 2022, upon consideration of the Defendant's Motion for Court-appointed Counsel, it is hereby **ORDERED** that the motion is **GRANTED**.

BY THE COURT:

THE HONORABLE THOMAS F. HOGAN
United States District Court Judge

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

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v.

THOMAS JOHN BALLARD

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CRIMINAL NUMBER 21-553-TFH-1

DEFENDANT'S MOTION FOR COURT-APPOINTED COUNSEL

Thomas John Ballard, by his counsel undersigned, respectfully requests that the Court appoint him new counsel.

1. On August 25, 2021, the undersigned counsel entered his appearance to represent Mr. Ballard.

2. On September 1, 2021, the government filed an indictment against Mr. Ballard, charging him with Civil Disorder, in violation of 18 U.S.C. § 231(a)(3); Obstruction of Official Proceeding, in violation of 18 U.S.C. § 1512,(c)(2), 2; Assaulting, Resisting, or Impeding Certain Officers Using a Dangerous Weapon, in violation of 18 U.S.C. § 111(a)(1) and (b); Entering and Remaining in a Restricted Building or Grounds with a Deadly or Dangerous Weapon, in violation of 18 U.S.C. § 1752(a)(1) & (b)(1)(A); Disorderly and Disruptive Conduct in a Restricted Building or Grounds with a Deadly or Dangerous Weapon, in violation of 18 U.S.C. § 1752(a)(2) & (b)(1)(A); Engaging in Physical Violence in a Restricted Building or Grounds with a Deadly or Dangerous Weapon, in violation of 18 U.S.C. § 1752(a)(4) & (b)(1)(A); Disorderly Conduct in the Capitol Grounds or Building, in violation of 40 U.S.C. § 5104(e)(2)(D); and Act of Physical Violence in the Capitol Grounds or Buildings, in violation of 40 U.S.C. § 5104(e)(2)(F).

3. On October 28, 2021, Mr. Ballard was arraigned and entered a plea of not guilty to the indictment.

4. On January 26, 2022, the government filed a superseding indictment against Mr. Ballard. No additional charges were filed in this superseding indictment.

5. On March 28, 2022, Mr. Ballard was arraigned and entered a plea of not guilty to the superseding indictment.

6. On May 18, 2022, the government filed a second superseding indictment against Mr. Ballard, charging him with an additional count of Assaulting, Resisting, or Impeding Certain Officers, in violation of 18 U.S.C. § 111(a)(1).

7. The trial is scheduled to commence on August 1, 2022.

8. On June 15, 2022, Mr. Ballard left a voicemail to the undersigned counsel's office, requesting that I be removed as counsel.

9. On June 15, 2022, the undersigned counsel spoke to Mr. Ballard via video conferencing. During this meeting, Mr. Ballard expressed that there has been a breakdown of the attorney-client relationship and he seeks new counsel to be appointed by this Court.

WHEREFORE, for the foregoing reasons, Defendant respectfully requests that this motion be granted.

Respectfully submitted,

/s/ Andrew C. Moon
ANDREW C. MOON
Assistant Federal Defender

CERTIFICATE OF SERVICE

I, Andrew C. Moon, Assistant Federal Defender, Federal Community Defender Office for the Eastern District of Pennsylvania, hereby certify that I filed the attached Defendant's Motion for Court-appointed Counsel via the Court's Electronic Filing (ECF) system, which sent notification to Barry K. Disney, Assistant United States Attorney, United States Attorney's Office, 1331 F Street NW, Washington, DC 20005, via his email address Barry.Disney@usdoj.gov.

/s/ Andrew C. Moon
ANDREW C. MOON
Assistant Federal Defender

DATE: June 22, 2022