

U.S. District Court  
District of Columbia (Washington, DC)  
CRIMINAL DOCKET FOR CASE #: 1:21-cr-00605-RC-3

Case title: USA v. WESTBURY et al

Date Filed: 09/29/2021

Assigned to: Judge Rudolph Contreras

**Defendant (3)****ROBERT WESTBURY**

represented by **John M. Pierce**  
PIERCE BAINBRIDGE P.C.  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**  
*Designation: Retained*

**Joseph Roll Conte**  
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**TERMINATED: 11/01/2021**  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**  
*Designation: CJA Appointment*

**Pending Counts**

18:1752(a)(1); TEMPORARY RESIDENCE OF THE PRESIDENT; Entering and  
Remaining in a Restricted Building or Grounds.  
(4)

18:1752(a)(2); TEMPORARY RESIDENCE OF THE PRESIDENT; Disorderly  
and Disruptive Conduct in a Restricted Building or Grounds.  
(6)

40:5104(e)(2)(D); VIOLENT ENTRY AND DISORDERLY CONDUCT ON  
CAPITOL GROUNDS; Disorderly Conduct in a Capitol Building.  
(8)

40:5104(e)(2)(G); VIOLENT ENTRY AND DISORDERLY CONDUCT ON  
CAPITOL GROUNDS; Parading, Demonstrating, or Picketing in a Capitol  
Building.  
(10)

**Disposition****Highest Offense Level (Opening)**

Misdemeanor

**Terminated Counts**

None

**Disposition****Highest Offense Level (Terminated)**

None

**Complaints**

None

**Disposition****Plaintiff****USA**

represented by **Frederick Walton Yette**  
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**TERMINATED: 10/27/2021**  
**LEAD ATTORNEY**  
*Designation: Assistant U.S. Attorney*

**Jordan Andrew Konig**  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**  
*Designation: Assistant U.S. Attorney*

Date Filed	#	Docket Text
09/29/2021	<a href="#">1</a>	SEALED INDICTMENT as to ISAAC WESTBURY (1) count(s) 1, 2, 3, 5, 7, 8, 9, 10, AARON JAMES (2) count(s) 1, 2, 3, 5, 7, 8, 9, 10, ROBERT WESTBURY (3) count(s) 4, 6, 8, 10. (zhsj) (Entered: 10/01/2021)
09/29/2021	<a href="#">3</a>	MOTION to Seal Criminal Indictment, Arrest Warrants and Supporting Paperwork by USA as to ISAAC WESTBURY, AARON JAMES, ROBERT WESTBURY. (Attachments: # <a href="#">1</a> Text of Proposed Order) (zhsj) (Entered: 10/01/2021)
09/29/2021	<a href="#">4</a>	ORDER granting <a href="#">3</a> Motion to Seal Criminal Indictment, Arrest Warrants and Supporting Paperwork to ISAAC WESTBURY (1), AARON JAMES (2), ROBER WESTBURY (3). Signed by Magistrate Judge Zia M. Faruqui on 9/29/2021. (zhsj) (Entered: 10/01/2021)
10/04/2021	<a href="#">7</a>	Arrest Warrant Returned Executed on 10/4/2021 in Lindstrom, Minnesota as to ROBERT WESTBURY. (zstd) (Entered: 10/05/2021)
10/04/2021		Arrest of ROBERT WESTBURY in Minnesota. (zstd) (Entered: 10/05/2021)
10/04/2021		Case unsealed as to ISAAC WESTBURY, AARON JAMES, ROBERT WESTBURY (zstd) (Entered: 10/05/2021)
10/12/2021	<a href="#">10</a>	NOTICE OF ATTORNEY APPEARANCE: Joseph Roll Conte appearing for ROBERT WESTBURY <i>Designation CJA Appointment</i> (Conte, Joseph) (Entered: 10/12/2021)
10/12/2021	<a href="#">11</a>	NOTICE of Filing -- <i>Defendant's Discovery Request</i> by ROBERT WESTBURY (Attachments: # <a href="#">1</a> Exhibit Defendant's Discovery Request)(Conte, Joseph) (Entered: 10/12/2021)
10/12/2021		ORAL MOTION to Appoint Counsel by ROBERT WESTBURY (3). (zpt) (Entered: 10/12/2021)
10/12/2021		ORAL MOTION for Speedy Trial Waiver by USA as to ISAAC WESTBURY (1), AARON JAMES (2) and ROBERT WESTBURY (3). (zpt) (Entered: 10/12/2021)
10/12/2021		Minute Entry for proceedings held before Magistrate Judge G. Michael Harvey: VTC Initial Appearance/Detention Hearing/Arraignment as to ISAAC WESTBURY (1) Count 1,2,3,5,7,8,9,10 and AARON JAMES (2) Count 1,2,3,5,7,8,9,10 and ROBERT WESTBURY (3) Count 4,6,8,10 held on 10/12/2021. Not Guilty Plea entered by ISAAC WESTBURY (1), AARON JAMES (2) and ROBERT WESTBURY (3) as to as to all counts. Oral Motion to Appoint Counsel by ISAAC WESTBURY (1), AARON JAMES (2) and ROBERT WESTBURY (3) Heard and Granted. Government does not seek the Defendants' pretrial detention. Oral Motion by the Government for Speedy Trial Waiver as to ISAAC WESTBURY (1), AARON JAMES (2) and ROBERT WESTBURY (3) Heard and Granted. Time between 10/12/2021 and 10/29/2021 (17 Days) shall be excluded from calculation under the Speedy Trial Act in the interest of justice X-T. Status Hearing set for 10/29/2021 at 02:00 PM in Telephonic/VTC before Judge Rudolph Contreras. Bond Status of Defendant: Defendants Placed on Personal Recognizance; Court Reporter: FTR Gold FTR Time Frame: CTRM 6 [1:34:43-1:47:15], [1:58:36-2:20:33]; Defense Attorney: Allen Orenberg (1), Peter Cooper (2), Joseph Conte (3); US Attorney: Kelly Smith for Frederick Yette; Pretrial Officer: Dashanta Valentine-Lewis; (zpt) (Entered: 10/12/2021)
10/12/2021	<a href="#">15</a>	ORDER Setting Conditions of Release as to ROBERT WESTBURY (3) Personal Recognizance. Signed by Magistrate Judge G. Michael Harvey on 10/12/2021. (Attachments: # <a href="#">1</a> Appearance Bond) (zpt) (Entered: 10/14/2021)
10/13/2021	<a href="#">13</a>	MOTION to Continue <i>Status Hearing</i> by ROBERT WESTBURY. (Attachments: # <a href="#">1</a> Text of Proposed Order)(Conte, Joseph) (Entered: 10/13/2021)
10/26/2021	<a href="#">20</a>	NOTICE OF ATTORNEY APPEARANCE: John M. Pierce appearing for ISAAC WESTBURY, AARON JAMES, ROBERT WESTBURY (Pierce, John) (Main Document 20 replaced on 10/27/2021) (zhsj). (Entered: 10/26/2021)
10/27/2021	<a href="#">21</a>	NOTICE OF SUBSTITUTION OF COUNSEL as to USA. Attorney Konig, Jordan Andrew added. (Konig, Jordan) (Entered: 10/27/2021)
10/28/2021	<a href="#">23</a>	MOTION to Withdraw as Attorney by Joseph R. Conte. by ROBERT WESTBURY. (Conte, Joseph) (Entered: 10/28/2021)
10/29/2021		Minute Entry for proceedings held before Judge Rudolph Contreras: Status Conference as to ISAAC WESTBURY, AARON JAMES and ROBERT WESTBURY held on 10/29/2021. Parties inform the court of the status of this action. Oral motion to continue this case for a period of 90 days is GRANTED for reasons stated on the record. Next Status Conference is set for 1/31/2022 at 2:00 PM before Judge Rudolph Contreras. Speedy trial is excluded (XT) from 10/29/2021 to 1/31/2022 in the interest of justice. Bond Status of the Defendants: Personal Recognizance with consent to appear by video; Court Reporter: Nancy Meyer; Defense Attorney: John Pierce; US Attorney: Jordan Konig; (tj) (Entered: 10/29/2021)
11/01/2021		MINUTE ORDER granting <a href="#">22</a> , <a href="#">23</a> , and 27 Motions to Withdraw as Attorney. It is hereby ORDERED that Allen H. Orenberg, Joseph Conte, and Peter Cooper are no longer counsel of record in this case. It is FURTHER ORDERED that <a href="#">13</a> Motion to Continue Status Hearing is DENIED AS MOOT. SO ORDERED. Signed by Judge Rudolph Contreras on 11/1/2021. (lcrc3) (Entered: 11/01/2021)

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