

APPEAL,CAP,CAT B

**U.S. District Court
District of Columbia (Washington, DC)
CRIMINAL DOCKET FOR CASE #: 1:21-cr-00639-DLF-1**

Case title: USA v. SARGENT

Magistrate judge case number: 1:21-mj-00600-RMM

Date Filed: 10/22/2021

Assigned to: Judge Dabney L.
Friedrich

Defendant (1)

ANTHONY SARGENT

represented by **William Lee Shipley , Jr.**
LAW OFFICES OF WILLIAM L. SHIPLEY
PO Box 745
Kailua, HI 96734
808-228-1341
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Retained

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JOHN PIERCE LAW P.C.
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TERMINATED: 11/15/2022
Designation: Retained

Pending Counts

18:231(a)(3); CIVIL DISORDER;
Civil Disorder
(1)

18:231(a)(3); CIVIL DISORDER;
Civil Disorder
(1s)

18:1361 and 2; GOVERNMENT
PROPERTY OR CONTRACTS
<=; Destruction of Government
Property and Aiding and Abetting

Disposition

DISMISSED AT THE REQUEST OF THE
GOVERNMENT

Defendant sentenced to sixty (60) months of
incarceration, thirty-six (36) months of supervised
release, \$2,980 in restitution and \$100 special
assessment

DISMISSED AT THE REQUEST OF THE
GOVERNMENT

(2)

18:1361 and 2; GOVERNMENT
PROPERTY OR CONTRACTS
(≤1000); Destruction of
Government Property and Aiding
and Abetting

(2s)

Defendant sentenced to fifteen (15) months of
incarceration to run concurrently, twelve (12)
months of supervised release to run concurrently,
\$2,980 in restitution and \$25 special assessment

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

(3)

DISMISSED AT THE REQUEST OF THE
GOVERNMENT

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

(3s)

Defendant sentenced to fifteen (15) months of
incarceration to run concurrently, twelve (12)
months of supervised release to run concurrently,
\$2,980 in restitution and \$25 special assessment

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

(4)

DISMISSED AT THE REQUEST OF THE
GOVERNMENT

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

(4s)

Defendant sentenced to fifteen (15) months of
incarceration to run concurrently, twelve (12)
months of supervised release to run concurrently,
\$2,980 in restitution and \$25 special assessment

18:1752(a)(4); TEMPORARY
RESIDENCE OF THE
PRESIDENT; Engaging in
Physical Violence in a Restricted
Building or Grounds

(5)

DISMISSED AT THE REQUEST OF THE
GOVERNMENT

18:1752(a)(4); TEMPORARY
RESIDENCE OF THE
PRESIDENT; Engaging in
Physical Violence in a Restricted
Building or Grounds

(5s)

Defendant sentenced to fifteen (15) months of
incarceration to run concurrently, twelve (12)
months of supervised release to run concurrently,
\$2,980 in restitution and \$25 special assessment

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

DISMISSED AT THE REQUEST OF THE
GOVERNMENT

(6)

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

Defendant sentenced to six (6) months of
incarceration to run concurrently, \$2,980 in
restitution and \$10 special assessment

(6s)

40:5104(e)(2)(F); VIOLENT
ENTRY AND DISORDERLY
CONDUCT ON CAPITOL
GROUNDS; Act of Physical
Violence in the Capitol Grounds
or Buildings

DISMISSED AT THE REQUEST OF THE
GOVERNMENT

(7)

40:5104(e)(2)(F); VIOLENT
ENTRY AND DISORDERLY
CONDUCT ON CAPITOL
GROUNDS; Act of Physical
Violence in the Capitol Grounds
or Buildings

Defendant sentenced to six (6) months of
incarceration to run concurrently, \$2,980 in
restitution and \$10 special assessment

(7s)

Highest Offense Level (Opening)

Felony

Terminated Counts

None

Disposition

**Highest Offense Level
(Terminated)**

None

Complaints

COMPLAINT in Violation of
18:1361, 2, 18:1752(a)(1),
18:1752(a)(2), 18:1752(a)(4),
40:5104(e)(2)(D) and
40:5104(e)(2)(F)

Disposition

Plaintiff

USA

represented by **Andrew Haag**
USAO
Criminal Division
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202-252-7755

Email: andrew.haag@usdoj.gov**LEAD ATTORNEY****ATTORNEY TO BE NOTICED***Designation: Assistant U.S. Attorney***Joshua Ontell**

USAO

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(202) 252-7706

Email: joshua.ontell@usdoj.gov**LEAD ATTORNEY****ATTORNEY TO BE NOTICED***Designation: Assistant U.S. Attorney***Hava Arin Levenson Mirell**

U.S. ATTORNEY'S OFFICE

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Email: hava.mirell@usdoj.gov**TERMINATED: 03/08/2023***Designation: Assistant U.S. Attorney*

Date Filed	#	Docket Text
09/13/2021	<u>1</u>	SEALED COMPLAINT as to ANTHONY SARGENT (1). (Attachments: # <u>1</u> Statement of Facts) (zstd) [1:21-mj-00600-RMM] (Entered: 09/13/2021)
09/13/2021	<u>3</u>	MOTION to Seal Case by USA as to ANTHONY SARGENT. (Attachments: # <u>1</u> Text of Proposed Order)(zstd) [1:21-mj-00600-RMM] (Entered: 09/13/2021)
09/13/2021	<u>4</u>	ORDER granting <u>3</u> Motion to Seal Case as to ANTHONY SARGENT (1). Signed by Magistrate Judge Robin M. Meriweather on 09/13/2021. (zstd) [1:21-mj-00600-RMM] (Entered: 09/13/2021)
09/21/2021	<u>5</u>	Arrest Warrant Returned Executed on 9/21/2021 as to ANTHONY SARGENT. (bb) [1:21-mj-00600-RMM] (Entered: 09/21/2021)
09/21/2021		Arrest of ANTHONY SARGENT in Florida. (bb) [1:21-mj-00600-RMM] (Entered: 09/21/2021)
09/21/2021		Case unsealed as to ANTHONY SARGENT (bb) [1:21-mj-00600-RMM] (Entered: 09/21/2021)
09/22/2021	<u>8</u>	Rule 5(c)(3) Documents Received as to ANTHONY SARGENT from United States District Court Middle District of Florida (Jacksonville) Case Number 21-mj-1447 (zstd) [1:21-mj-00600-RMM] (Entered: 09/27/2021)
09/23/2021		MINUTE ORDER as to Defendant ANTHONY SARGENT : It is hereby ORDERED that Defendant ANTHONY SARGENT appear for an initial appearance on Friday, September 24, 2021 at 1:00 p.m. before Magistrate Judge Zia M. Faruqui. 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 202-354-3173; So Ordered by Magistrate Judge Zia M. Faruqui on 9/23/2021. (kk) [1:21-mj-00600-RMM] (Entered: 09/23/2021)
09/24/2021		ORAL MOTION for Speedy Trial by USA as to ANTHONY SARGENT. (ztl) [1:21-mj-00600-RMM] (Entered: 09/28/2021)
09/24/2021		Minute Entry for proceedings held before Magistrate Judge Zia M. Faruqui: Initial Appearance as to ANTHONY SARGENT held on 9/24/2021. Defendant present by video. Due Process Order given to the Government. John Pierce retained as counsel. Defendant placed on Standard Conditions of Release with modifications. Oral Motion by the Government for Speedy Trial as to ANTHONY SARGENT (1); heard and granted. Speedy Trial excluded from 9/24/2021 to 11/29/2021 in the Interest of Justice (XT). Defendant waives his right to a Preliminary Hearing. Status Hearing set for 11/29/2021 at 1:00 PM by Telephonic/VTC before Magistrate Judge Robin M. Meriweather. Bond Status of Defendant: Defendant Remain on Personal Recognizance; Court Reporter: FTR-Gold; FTR Time Frame: Ctrm 4: [1:32:22-1:36:15]; Defense Attorney: John Pierce; US Attorney: Jacob Steiner for Hava Mirell; Pretrial Officer: Christine Schuck. (ztl) [1:21-mj-00600-RMM] (Entered: 09/28/2021)
09/24/2021	<u>9</u>	ORDER Setting Conditions of Release as to ANTHONY SARGENT (1) Personal Recognizance. Signed by Magistrate Judge Zia M. Faruqui on 9/24/2021. (Attachment: # <u>1</u> Appearance Bond) (ztl) [1:21-mj-00600-RMM] (Entered: 09/28/2021)
09/25/2021	<u>7</u>	NOTICE OF ATTORNEY APPEARANCE: John M. Pierce appearing for ANTHONY SARGENT (Pierce, John) [1:21-mj-00600-RMM] (Entered: 09/25/2021)
10/22/2021	<u>10</u>	INDICTMENT as to ANTHONY SARGENT (1) count(s) 1, 2, 3, 4, 5, 6, 7. (zstd) (Entered: 10/22/2021)
10/25/2021	<u>12</u>	STANDING ORDER as to ANTHONY SARGENT requiring the government to produce any evidence in its possession that is favorable to the defendant and material to either the defendant's guilt or punishment Signed by Judge Emmet G. Sullivan on 10/25/21. (mac) (Entered: 10/25/2021)
10/27/2021		MINUTE ORDER as to ANTHONY SARGENT. Pursuant to Mr. Sargent's indictment on October 22, 2021 and assignment of this case, it is ORDERED that the status conference scheduled for November 29, 2021 at 1:00 pm shall take place before this Court. Due to the ongoing public health emergency, the hearing shall take place via VIDEO TELECONFERENCE (VTC). The parties shall contact Mr. Mark Coates, the Courtroom Deputy Clerk, for the dial-in information. Signed by Judge Emmet G. Sullivan on 10/27/2021. (lcegs1) (Entered: 10/27/2021)
10/28/2021		Set/Reset Hearings as to ANTHONY SARGENT :Status Conference set for 11/29/2021 at 1:00 PM in Telephonic/VTC before Judge Emmet G. Sullivan. (mac) (Entered: 10/28/2021)
11/26/2021		MINUTE ORDER as to ANTHONY SARGENT. The hearing currently scheduled for November 29, 2021 at 1:00 pm is hereby RESCHEDULED to 4:00 pm on the same

		day. As before, due to the ongoing public health emergency, the hearing shall take place via VIDEO TELECONFERENCE (VTC). The parties shall contact Mr. Mark Coates, the Courtroom Deputy Clerk, for the dial-in information. Signed by Judge Emmet G. Sullivan on 11/26/2021. (lcegs1) (Entered: 11/26/2021)
11/29/2021	<u>13</u>	Unopposed MOTION for Protective Order by USA as to ANTHONY SARGENT. (Attachments: # <u>1</u> Text of Proposed Order)(Mirell, Hava) (Entered: 11/29/2021)
11/29/2021	<u>14</u>	Unopposed MOTION for Disclosure of Items Protected by Federal Rule of Criminal Procedure 6(e) and Sealed Materials by USA as to ANTHONY SARGENT. (Attachments: # <u>1</u> Text of Proposed Order)(Mirell, Hava) (Entered: 11/29/2021)
11/29/2021	<u>15</u>	NOTICE of Filing Discovery Memoranda by USA as to ANTHONY SARGENT (Attachments: # <u>1</u> Memorandum Regarding Status of Discovery as of 7/12/2021, # <u>2</u> Exhibit A to Memorandum Regarding Status of Discovery as of 7/12/2021, # <u>3</u> Memorandum Regarding Status of Discovery as of 8/23/2021, # <u>4</u> Memorandum Regarding Status of Discovery as of 9/14/2021, # <u>5</u> Memorandum Regarding Status of Discovery as of 10/21/2021, # <u>6</u> Memorandum Regarding Status of Discovery as of 11/5/2021)(Mirell, Hava) (Entered: 11/29/2021)
11/29/2021		Minute Entry for proceedings held Via VTC before Judge Emmet G. Sullivan:Arraignment/Status Conference as to ANTHONY SARGENT held on 11/29/2021. Defendant Consents To This Hearing Being Held Via VTC. Plea Of Not Guilty Entered By ANTHONY SARGENT As To Counts 1,2,3,4,5,6,7. Parties Request Sixty(60) Day Continuance. Status Conference set for 2/2/2022 at 2:30 PM in Telephonic/VTC before Judge Emmet G. Sullivan. Speedy Trial Tolled 11/29/21 – 2/2/22 In The Interest Of Justice (XT). Defendant Does Not Object To Stand-In Attorney For The Next Scheduled Hearing. Bond Status of Defendant: APPEARED VIA VTC – REMAINS ON PERSONAL RECOGNIZANCE; Court Reporter: LISA BANKINS; Defense Attorney: JOHN PIERCE; US Attorney: HAVA MIRRELL; (mac) (Entered: 11/29/2021)
11/30/2021		MINUTE ORDER granting <u>13</u> Unopposed Motion for Protective Order as to ANTHONY SARGENT (1). The terms presented in [13–1] Protective Order Governing Discovery are hereby incorporated by reference into this Order. Signed by Judge Emmet G. Sullivan on 11/30/2021. (lcegs1) (Entered: 11/30/2021)
11/30/2021		MINUTE ORDER granting <u>14</u> Motion for Order to Disclose Items Protected by Rule 6(e) and Sealed Materials as to ANTHONY SARGENT (1). It is hereby ORDERED that the United States may provide in discovery materials protected by Federal Rule of Criminal Procedure 6(e). It is FURTHER ORDERED that the United States may provide in discovery sealed materials, pursuant to the previously entered protective order governing discovery. It is FURTHER ORDERED that this Order also applies to the disclosure of materials described above to any co–defendants who may later be joined. Signed by Judge Emmet G. Sullivan on 11/30/2021. (lcegs1) (Entered: 11/30/2021)
02/02/2022		Minute Entry for proceedings held Via VTC before Judge Emmet G. Sullivan:Status Conference as to ANTHONY SARGENT held on 2/2/2022. Defendant Consents To This Hearing Being Held Via VTC. Government Updated The Court In Regards To Discovery. Parties Request Continuance. Status Conference set for 4/22/2022 at 2:30 PM in Telephonic/VTC before Judge Emmet G. Sullivan. Speedy Trial Tolled 2/2/22 – 4/22/22 In The Interest Of Justice (XT). Bond Status of Defendant: APPEARED VIA VTC –REMAINS ON PERSONAL RECOGNIZANCE; Court Reporter: LISA

		BANKINS; Defense Attorney: JOHN PIERCE; US Attorney: HAVA MIRRELL; (mac) (Entered: 02/03/2022)
02/25/2022	<u>16</u>	NOTICE of Filing Discovery Memorandum by USA as to ANTHONY SARGENT (Attachments: # <u>1</u> Memorandum Regarding Status of Discovery as of February 9, 2022)(Mirell, Hava) (Entered: 02/25/2022)
04/20/2022	<u>18</u>	Joint MOTION to Continue <i>Status Hearing</i> by USA as to ANTHONY SARGENT. (Attachments: # <u>1</u> Text of Proposed Order)(Mirell, Hava) (Entered: 04/20/2022)
04/21/2022		MINUTE ORDER granting <u>18</u> Joint Motion to Continue Status Hearing as to ANTHONY SARGENT (1). The status conference scheduled for April 22, 2022 is hereby RESCHEDULED to June 23, 2022 at 1:00 pm. With the consent of the parties, the time from April 22, 2022 to June 23, 2022 shall be excluded from calculations under the Speedy Trial Act. Signed by Judge Emmet G. Sullivan on 4/21/2022. (lcegs1) (Entered: 04/21/2022)
04/22/2022	<u>19</u>	SUPERSEDING INDICTMENT as to ANTHONY SARGENT (1) count(s) 1s, 2s, 3s, 4s, 5s, 6s, 7s. (zstd) (Entered: 04/22/2022)
06/15/2022	<u>21</u>	NOTICE OF ATTORNEY APPEARANCE: William Lee Shipley, Jr appearing for ANTHONY SARGENT (Shipley, William) (Entered: 06/15/2022)
06/23/2022		Minute Entry for proceedings held before Judge Emmet G. Sullivan:Status Conference as to ANTHONY SARGENT held on 6/23/2022. Parties Updated The Court On The Current Posture Of This Matter. Status Conference set for 9/8/2022 at 1:00 PM in Telephonic/VTC before Judge Emmet G. Sullivan. Speedy Trial Tolled 6/23/22 – 9/8/22 In The Interest Of Justice (XT). Bond Status of Defendant: APPEARED VIA VTC – REMAINS ON PERSONAL RECOGNIZANCE; Court Reporter: TAMMY NESTOR; Defense Attorney: WILLIAM SHIPLEY; US Attorney: HAVA MIRRELL; (mac) (Entered: 06/24/2022)
06/23/2022		Minute Entry for proceedings held Via VTC before Judge Emmet G. Sullivan:Arrestment as to ANTHONY SARGENT (1) on Count 1s,2s,3s,4s,5s,6s,7s on 6/23/2022. Plea Of Not Guilty Entered By ANTHONY SARGENT Bond Status of Defendant: APPEARED VIA VTC – REMAINS ON PERSONAL RECOGNIZANCE; Court Reporter: TAMMY NESTOR; Defense Attorney: WILLIAM SHIPLEY; US Attorney: HAVA MIRRELL; (mac) (Entered: 06/24/2022)
09/08/2022		Minute Entry for proceedings held Via VTC before Judge Emmet G. Sullivan:Status Conference as to ANTHONY SARGENT held on 9/8/2022. Parties Updated The Court In Regards To Discovery. Status Conference set for 11/10/2022 at 12:30 PM in Telephonic/VTC before Judge Emmet G. Sullivan. Speedy Trial Tolled 9/8/22 – 11/10/22 In The Interest Of Justice (XT). Both Attorneys For The Defendant Are To Be Present For The Next Scheduled Hearing. Bond Status of Defendant: APPEARED VIA VTC – REMAINS ON PERSONAL RECOGNIZANCE; Court Reporter: ELIZABETH SAINT-LOTH; Defense Attorney: JOHN PIERCE; US Attorney: HAVA MIRRELL; (mac) Modified to reflect correct bond status on 10/19/2022 (zjch,). (Entered: 09/09/2022)
10/18/2022		Case as to ANTHONY SARGENT randomly reassigned to Judge Dabney L. Friedrich. Judge Emmet G. Sullivan is no longer assigned to the case. (rj) (Entered: 10/18/2022)
10/19/2022		NOTICE OF HEARING as to ANTHONY SARGENT Status Conference set for 11/10/2022 at 2:30 PM via video before Judge Dabney L. Friedrich. (zjch,) (Entered: 10/19/2022)

		10/19/2022)
11/10/2022		Minute Entry for Status Conference as to ANTHONY SARGENT held on 11/10/2022 before Judge Dabney L. Friedrich. Speedy Trial Excludable (XT) started 11/10/2023 through 1/13/2023 in the interest of justice as to ANTHONY SARGENT. Jury Trial set for 11/6/2022 at 9:00 AM in Courtroom 14– In Person before Judge Dabney L. Friedrich. Plea Agreement Hearing set for 1/13/2023 at 1:00 PM in Courtroom 14– In Person before Judge Dabney L. Friedrich. Bond Status of Defendant: Personal Recognizance; Court Reporter: Sara Wick; Defense Attorney: William Lee Shipley, Jr. and John M. Pierce; US Attorney: Hava Arin Levenson Mirell. (zjch,) (Entered: 11/10/2022)
11/10/2022		NOTICE OF HEARING as to ANTHONY SARGENT. Jury Trial set for 11/6/2023 at 9:00 AM in Courtroom 14– In Person before Judge Dabney L. Friedrich. (zjch,) (Entered: 11/10/2022)
11/10/2022		MINUTE ORDER. Consistent with the discussion during the November 10, 2022 status hearing, a plea agreement or status hearing is scheduled for January 13, 2023, at 1 p.m. For the reasons stated during today's status hearing—namely, the ongoing plea negotiations and the need for the defense to determine how best to defend this case, <i>see</i> 18 U.S.C. § 3161(h)(7)(B)(iv)—the Court finds that the "ends of justice outweigh the best interest of the public and the defendant in a speedy trial." 18 U.S.C. § 3161(h)(7)(A). Accordingly, pursuant to the Speedy Trial Act and with the consent of the defendant, the time from November 10, 2022 through January 13, 2023 shall be excluded in computing the date for a speedy trial in this case. A trial is also tentatively scheduled to begin on November 6, 2023 at 9 a.m. So Ordered by Judge Dabney L. Friedrich on November 10, 2022. (lcldf3) (Entered: 11/10/2022)
11/15/2022	<u>25</u>	NOTICE OF WITHDRAWAL OF ATTORNEY by ANTHONY SARGENT (Pierce, John) (Entered: 11/15/2022)
01/05/2023	<u>26</u>	Joint MOTION to Continue <i>Status Conference</i> by ANTHONY SARGENT. (Shipley, William) (Entered: 01/05/2023)
01/11/2023	<u>27</u>	Amended MOTION to Continue <i>Status Conference</i> by ANTHONY SARGENT. (Shipley, William) (Entered: 01/11/2023)
01/12/2023		MINUTE ORDER. Upon consideration of the <u>26</u> Joint Motion to Continue Status Hearing and <u>27</u> Amended Stipulation to Continue January 13, 2023 Status Hearing, the motions are GRANTED IN PART. The status hearing scheduled for January 13, 2023 is converted to a plea hearing that will be held on March 24, 2023 at 2:00 p.m. In the event the defendant does not enter a plea on March 24, the defense shall file any pretrial motions on or before March 27, 2023; any oppositions shall be filed on or before April 10, 2023, and any replies shall be filed on or before April 17, 2023. The Court is not inclined to grant any further extensions and, if the defendant does not enter a plea at the hearing, will set a motions hearing date at the March 24 hearing. For the reasons stated in the motions—namely, the ongoing plea negotiations and the need for the defense to review additional discovery and determine how best to defend this case, <i>see</i> 18 U.S.C. § 3161(h)(7)(B)(iv)—the Court finds that the "ends of justice outweigh the best interest of the public and the defendant in a speedy trial." 18 U.S.C. § 3161(h)(7)(A). Accordingly, pursuant to the Speedy Trial Act and with the consent of the defendant, the time from January 12, 2023 through March 24, 2023 shall be excluded in computing the date for a speedy trial in this case. So Ordered by Judge Dabney L. Friedrich on January 12, 2023. (lcldf3) (Entered: 01/12/2023)

01/12/2023		Set/Reset Deadlines/Hearings as to ANTHONY SARGENT : Motions due by 3/27/2023. Responses due by 4/10/2023 Replies due by 4/17/2023. Plea Agreement Hearing set for 3/24/2023 at 2:00 PM in Courtroom 14– In Person before Judge Dabney L. Friedrich. (zjch,) (Entered: 01/13/2023)
03/08/2023	<u>28</u>	NOTICE OF SUBSTITUTION OF COUNSEL as to USA. Attorney Haag, Andrew added. (Haag, Andrew) (Entered: 03/08/2023)
03/24/2023		NOTICE OF HEARING as to ANTHONY SARGENT. Status Conference set for 3/24/2023 at 12:00 PM via video before Judge Dabney L. Friedrich. (zjch,) (Entered: 03/24/2023)
03/24/2023		Minute Entry Status Conference as to ANTHONY SARGENT held on 3/24/2023 held before Judge Dabney L. Friedrich. Speedy Trial Excludable (XT) started 3/24/2023 through 7/10/2023 in the interest of justice as to ANTHONY SARGENT. Motions due by 4/10/2023. Responses due by 4/24/2023. Replies due by 5/1/2023. Jury Trial set for 7/10/2023 at 9:30 AM in Courtroom 14– In Person before Judge Dabney L. Friedrich. Motion Hearing set for 5/19/2023 at 1:30 PM in Courtroom 14– In Person before Judge Dabney L. Friedrich. Pretrial Conference set for 7/5/2023 at 10:00 AM in Courtroom 14– In Person before Judge Dabney L. Friedrich. Back up Jury Trial date set for 8/28/2023 at 9:30 AM in Courtroom 14– In Person before Judge Dabney L. Friedrich. Bond Status of Defendant: Personal Recognizance; Court Reporter: Sara Wick; Defense Attorney: William Lee Shipley, Jr.; US Attorney: Andrew Haag. (zjch,) (Entered: 03/24/2023)
03/24/2023		MINUTE ORDER. Consistent with the discussion during today's status hearing, trial is set for July 10, 2023 at 9:30 a.m., but, as discussed, the parties shall reserve August 28, 2023 as a back–up trial date in the event defense counsel has a trial conflict on July 10. A motions hearing is scheduled for May 19, 2023 at 1:30 p.m., and a pre–trial conference is set for July 5, 2023 at 10:00 a.m. It is ORDERED that the defendant shall file any pre–trial motions on or before April 10, 2023; the government shall file any oppositions on or before April 24, 2023; and the defendant shall file any replies on or before May 1, 2023. For the reasons stated at the status hearing—namely, the need for the defense to determine how best to defend this case, to file any pre–trial motions, and to prepare for trial, <i>see</i> 18 U.S.C. § 3161(h)(7)(B)(iv)—the Court finds that the "ends of justice outweigh the best interest of the public and the defendant in a speedy trial." 18 U.S.C. § 3161(h)(7)(A). Accordingly, pursuant to the Speedy Trial Act and with the consent of the defendant, the time from March 24, 2023 through July 10, 2023 shall be excluded in computing the date for a speedy trial in this case. So Ordered by Judge Dabney L. Friedrich on March 24, 2023. (lcdlf3) (Entered: 03/24/2023)
04/04/2023	<u>30</u>	NOTICE OF ATTORNEY APPEARANCE Joshua Ontell appearing for USA. (Ontell, Joshua) (Entered: 04/04/2023)
04/19/2023	<u>31</u>	Joint MOTION to Continue <i>Jury Trial</i> , Joint MOTION for Speedy Trial <i>Exclusion of Time</i> by USA as to ANTHONY SARGENT. (Haag, Andrew) (Entered: 04/19/2023)
04/19/2023		MINUTE ORDER as to ANTHONY SARGENT. Upon consideration of the parties' <u>31</u> Joint Motion to Continue Jury Trial and to Exclude Time Under the Speedy Trial Act, the motion is GRANTED. Consistent with the motion, it is ORDERED that the May 19, 2023 motions hearing and July 10, 2023 jury trial are vacated. It is further ORDERED that the pre–trial conference set for July 5, 2023 at 10:00 a.m. is converted to a motions hearing. The parties shall file any pre–trial motions on or before May 29, 2023; any oppositions on or before June 12, 2023; and any replies on or before June 19,

		<p>2023. At the July 5, 2023 motions hearing, the Court will schedule pre-trial conferences. It is further ORDERED that trial is set for August 28, 2023 at 9:30 a.m.</p> <p>For the reasons stated in the motion—namely, the need for defense counsel to be available for trial, to file any pre-trial motions, and to prepare for trial, <i>see</i> 18 U.S.C. § 3161(h)(7)(B)(iv)—the Court finds that the "ends of justice outweigh the best interest of the public and the defendant in a speedy trial." 18 U.S.C. § 3161(h)(7)(A). Accordingly, pursuant to the Speedy Trial Act and with the consent of the defendant, the time from April 19, 2023 through August 28, 2023 shall be excluded in computing the date for a speedy trial in this case. So Ordered by Judge Dabney L. Friedrich on April 19, 2023. (lcldf3) Modified on 4/28/2023 (zcdw). (Entered: 04/19/2023)</p>
04/19/2023		Set/Reset Deadlines/Hearings as to ANTHONY SARGENT : Motions due by 5/29/2023. Responses due by 6/12/2023 Replies due by 6/19/2023. Jury Trial set for 8/28/2023 at 9:30 AM in Courtroom 14– In Person before Judge Dabney L. Friedrich. Motion Hearing set for 7/5/2023 at 10:00 AM in Courtroom 14– In Person before Judge Dabney L. Friedrich. (zjch,) (Entered: 04/19/2023)
05/12/2023	<u>32</u>	MOTION in Limine <i>re: USCP Camera Positions</i> by USA as to ANTHONY SARGENT. (Attachments: # <u>1</u> Declaration and Exhibits)(Ontell, Joshua) (Entered: 05/12/2023)
05/12/2023	<u>33</u>	MOTION in Limine <i>re: USSS Testimony</i> by USA as to ANTHONY SARGENT. (Ontell, Joshua) (Entered: 05/12/2023)
06/06/2023		NOTICE OF HEARING as to ANTHONY SARGENT: A Change of Plea Hearing is set for 6/27/2023 1:00 PM in Courtroom 14 (In Person) before Judge Dabney L. Friedrich. (smc) (Entered: 06/06/2023)
06/06/2023		MINUTE ORDER as to ANTHONY SARGENT. A plea hearing is set for June 27, 2023 at 1:00 p.m. in Courtroom 14. The Court will vacate the pre-trial motions briefing schedule set in its Minute Order of April 19, 2023, but it will not vacate the trial date set for August 28, 2023. So Ordered by Judge Dabney L. Friedrich on June 6, 2023. (lcldf3) (Entered: 06/06/2023)
06/06/2023		Terminate Deadlines and Hearings as to ANTHONY SARGENT : (zjch,) (Entered: 06/06/2023)
06/23/2023	<u>34</u>	MOTION to Continue <i>Hearing for Entry of Change of Plea</i> by ANTHONY SARGENT. (Shipley, William) (Entered: 06/23/2023)
06/23/2023		MINUTE ORDER as to ANTHONY SARGENT. Upon consideration of the defendant's <u>34</u> Motion to Continue Hearing for Entry of Change of Plea, which the government does not oppose, the motion is GRANTED. The plea hearing scheduled for June 27, 2023 is CONTINUED to July 11, 2023 at 2:00 p.m. The motions hearing scheduled for July 5, 2023 is VACATED. So Ordered by Judge Dabney L. Friedrich on June 23, 2023. (lcldf3) (Entered: 06/23/2023)
06/26/2023		Set/Reset Hearings as to ANTHONY SARGENT : Plea Agreement Hearing set for 7/11/2023 at 2:00 PM in Courtroom 14– In Person before Judge Dabney L. Friedrich. (zjch,) (Entered: 06/26/2023)
07/10/2023		NOTICE OF HEARING as to ANTHONY SARGENT. Plea Agreement Hearing set for 7/21/2023 at 9:00 AM in Courtroom 14– In Person before Judge Dabney L. Friedrich. (zjch,) (Entered: 07/10/2023)

07/21/2023		Minute Entry for Plea Agreement Hearing as to ANTHONY SARGENT held on 7/21/2023 before Judge Trevor N. McFadden for Judge Dabney L. Friedrich. Guilty Plea entered by ANTHONY SARGENT as to Counts 1s,2s,3s,4s,5s,6s,7s. REFERRAL TO PROBATION OFFICE for Presentence Investigation as to ANTHONY SARGENT. Responses to Sentencing due by 9/25/2023. Sentencing Memorandum due by 9/21/2023. Sentencing set for 9/28/2023 at 1:00 PM in Courtroom 14– In Person before Judge Dabney L. Friedrich. Bond Status of Defendant: Personal Recognizance; Court Reporter: Sara Wick; Defense Attorney: William Shipley, Jr.; US Attorney: Joshua Ontell and Andrew Haag. (zjch,) (Entered: 07/21/2023)
07/21/2023		<p>MINUTE ORDER as to ANTHONY SARGENT. A sentencing hearing is set for September 28, 2023 at 1:00 p.m. It is ORDERED that the parties shall file sentencing memoranda on or before September 21, 2023, and that the parties shall file any responses to sentencing memoranda on or before September 25, 2023.</p> <p>It is further ORDERED that, on or before September 25, 2023, the government (and the defense, if it so chooses) shall provide the Court with video footage that shows the defendant's actions on January 6, 2021. The parties shall make their footage publicly available without restrictions by providing access using the "drop box" technical solution described in Standing Order 21–28, In re: Media Access to Video Exhibits in Pretrial Capitol Cases. The Court is not requesting to view all video footage of the defendant, simply a representative sample that captures the conduct that formed the basis of this criminal prosecution. So Ordered by Judge Dabney L. Friedrich on July 21, 2023. (lcllf3) (Entered: 07/21/2023)</p>
07/21/2023	<u>37</u>	PETITION TO ENTER A GUILTY PLEA as to ANTHONY SARGENT (Attachments: # <u>1</u> Factual Basis for Guilty Plea)(zjch,) (Entered: 07/21/2023)
07/21/2023	<u>38</u>	WAIVER of Trial by Jury as to ANTHONY SARGENT. Approved by Judge Trevor N. McFadden fir Dabney L. Friedrich on 7/21/2023. (zjch,) (Entered: 07/21/2023)
08/30/2023	<u>40</u>	Joint MOTION to Continue <i>Sentencing</i> by USA as to ANTHONY SARGENT. (Haag, Andrew) (Entered: 08/30/2023)
08/30/2023		MINUTE ORDER as to ANTHONY SARGENT. Upon consideration of the parties' <u>40</u> Joint Motion to Continue Sentencing, the motion is GRANTED. The sentencing hearing scheduled for September 28, 2023 is VACATED. A sentencing hearing is set for November 7, 2023 at 10:00 a.m. So Ordered by Judge Dabney L. Friedrich on August 30, 2023. (lcllf3) (Entered: 08/30/2023)
08/30/2023		Set/Reset Deadlines/Hearings as to ANTHONY SARGENT : Responses to Sentencing due by 11/2/2023. Sentencing Memorandum due by 10/31/2023. Sentencing set for 11/7/2023 at 10:00 AM in Courtroom 14– In Person before Judge Dabney L. Friedrich. (zjch,) (Entered: 08/31/2023)
10/31/2023	<u>45</u>	SENTENCING MEMORANDUM by USA as to ANTHONY SARGENT (Haag, Andrew) (Entered: 10/31/2023)
10/31/2023	<u>46</u>	ENTERED IN ERROR.....SUPPLEMENT by USA as to ANTHONY SARGENT re <u>45</u> Sentencing Memorandum <i>Exhibit 8 of Sentencing Memorandum (Plea Hearing Transcript)</i> (Ontell, Joshua) Modified on 11/1/2023 (zhjsj). (Entered: 10/31/2023)
10/31/2023		NOTICE OF ERROR as to ANTHONY SARGENT regarding <u>46</u> Supplement to any document. The following error(s) need correction: Incorrect court header. Correspondence is not permitted (LCrR 49(f)(4). Please refile. (zhjsj) (Entered: 10/31/2023)

		11/01/2023)
11/01/2023	<u>47</u>	SENTENCING MEMORANDUM by ANTHONY SARGENT (Shipley, William) (Entered: 11/01/2023)
11/02/2023	<u>48</u>	NOTICE OF FILING OF EXHIBITS PURSUANT TO LOCAL CRIMINAL RULE 49 by USA as to ANTHONY SARGENT (Ontell, Joshua) (Entered: 11/02/2023)
11/03/2023	<u>49</u>	RESPONSE by USA as to ANTHONY SARGENT <i>SENTENCING MEMORANDUM, ECF No. 47.</i> (Ontell, Joshua) (Entered: 11/03/2023)
11/03/2023	<u>50</u>	RESPONSE by ANTHONY SARGENT re <u>45</u> Sentencing Memorandum (Shipley, William) (Entered: 11/03/2023)
11/06/2023	<u>51</u>	SEALED MOTION FOR LEAVE TO FILE DOCUMENT UNDER SEAL as to ANTHONY SARGENT. (This document is SEALED and only available to authorized persons.) (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit)(Shipley, William) (Entered: 11/06/2023)
11/06/2023		MINUTE ORDER. It is ORDERED that the defendants <u>51</u> Sealed Motion for Leave to File Under Seal is GRANTED. Accordingly, the defendants attached [51-1; 51-2] medical records are filed under seal. It is further ORDERED that the Clerk of the Court is directed to unseal the defendants <u>51</u> Sealed Motion. So Ordered by Judge Dabney L. Friedrich on November 6, 2023. (lcldf3) (Entered: 11/06/2023)
11/07/2023		Minute Entry for Sentencing hearing heard before Judge Dabney L. Friedrich. Sentencing hearing hear and will be continued to 12/15/2023 @ 9 AM. Government Brief due by 11/17/2023. Defendant brief due by 12/1/2023. Sentencing set for 12/15/2023 at 9:00 AM in Courtroom 14- In Person before Judge Dabney L. Friedrich. Bond Status of Defendant: Personal Recognizance; Court Reporter: Sara Wick; Defense Attorney: William Lee Shipley, Jr.; US Attorney: Joshua Ontell and Andrew Haag; Prob Officer: Robert Walters. (zjch,) Modified to correct government deadline on 11/8/2023 (zjch,). (Entered: 11/07/2023)
11/07/2023		MINUTE ORDER. As stated during today's sentencing hearing, the government and the defense shall brief in no more than 15 pages the following five issues: (1) whether the Court should apply a higher guidelines range under § 2A2.2 for the violation of 18 U.S.C. § 231(a)(3) that takes into account the defendants use of the rock-like object; (2) whether the defendant has "falsely den[ied]" or "frivolously contest[ed]" relevant conduct or otherwise failed to demonstrate acceptance of responsibility, see U.S. Sentencing Guidelines § 3E1.1; id. app. n. 1; (3) whether the Court should depart upwards from the applicable guidelines range; (4) the appropriate amount of any restitution order; and/or (5) the appropriate amount of any fine. The government shall file its brief on or before November 17, 2023, and the defendant shall file its response on or before December 1, 2023. So Ordered by Judge Dabney L. Friedrich on November 7, 2023. (lcldf3) (Entered: 11/07/2023)
11/17/2023	<u>56</u>	SUPPLEMENT by USA as to ANTHONY SARGENT <i>to Gov't Sentencing Memorandum Pursuant to 11/7/23 Minute Order</i> (Attachments: # <u>1</u> Exhibit A (USA v. Thomas Filing))(Ontell, Joshua) (Entered: 11/17/2023)
11/17/2023	<u>57</u>	NOTICE OF FILING OF EXHIBITS PURSUANT TO LOCAL CRIMINAL RULE 49 by USA as to ANTHONY SARGENT (Ontell, Joshua) (Entered: 11/17/2023)
12/01/2023	<u>58</u>	SUPPLEMENT by ANTHONY SARGENT re <u>47</u> Sentencing Memorandum (Shipley, William) (Entered: 12/01/2023)

12/02/2023	<u>59</u>	ERRATA by ANTHONY SARGENT (Shipley, William) (Entered: 12/02/2023)
12/05/2023	<u>60</u>	NOTICE of Withdrawal of Argument by USA as to ANTHONY SARGENT re <u>56</u> Supplement to any document (Haag, Andrew) (Entered: 12/05/2023)
12/15/2023		Minute Entry for Sentencing held on 12/15/2023 as to ANTHONY SARGENT on Counts 1s–7s, before Judge Dabney L. Friedrich. Defendant sentenced to sixty (60) months of incarceration to run concurrently, thirty–six (36) months of supervised release to run concurrently, \$2,980 in restitution and \$220 special assessment. Bond Status of Defendant: Personal Recognizance; Court Reporter: Sara Wick; Defense Attorney: William Lee Shipley, Jr.; US Attorney: Joshua Ontell and Andrew Haag; Prob Officer: Kelli Willett. (zjch,) (Entered: 12/15/2023)
12/29/2023	<u>62</u>	NOTICE OF APPEAL – Final Judgment by ANTHONY SARGENT Fee Status: No Fee Paid. Parties have been notified. (Shipley, William) (Entered: 12/29/2023)

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

UNITED STATES OF AMERICA)	
)	
)	
v.)	Case No. 21-cr-00639-DLF
)	
ANTHONY SARGENT,)	
)	
)	
Defendant)	
)	

DEFENDANT ANTHONY SARGENT'S NOTICE OF APPEAL

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Attorney for Defendant

Pursuant to Federal Rule of Appellate Procedure 4(b), notice is hereby given that Defendant Anthony Sargent, hereby appeals to the United States

Court of Appeals for the District of Columbia Circuit from the Judgment of this Court entered on December 15, 2023.

Date: December 29, 2023

Respectfully Submitted,

/s/ William L. Shipley

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