

APPEAL,CAP,CAT B,CLOSED

**U.S. District Court  
District of Columbia (Washington, DC)  
CRIMINAL DOCKET FOR CASE #: 1:21-cr-00679-JEB-1**

Case title: USA v. DENNIS

Magistrate judge case number: 1:21-mj-00623-ZMF

Date Filed: 11/17/2021

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Assigned to: Chief Judge James E.  
Boasberg

**Defendant (1)**

**ROBERT WAYNE DENNIS**

represented by **Allen Howard Orenberg**  
THE ORENBERG LAW FIRM, P.C.  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**  
*Designation: CJA Appointment*

**Pending Counts**

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

18:111(a)(1);  
ASSAULTING/RESISTING/IMPEDING  
OFFICERS/EMPLOYEES; Assaulting,  
Resisting, or Impeding Certain Officers  
(2)

**Disposition**

Sentencing 4/13/2023–Defendant sentenced to thirty–six (36) months incarceration to run concurrent with counts 2,4,5,7, and 9, followed by twenty–four (24) months Supervised Release to run concurrent with counts 2,4,5, and 7, a \$100 Special Assessment, and Restitution totaling \$2000. 1/13/2023–GUILTY VERDICT RENDERED BY THE COURT .

Sentencing 4/13/2023–Defendant sentenced to thirty–six (36) months incarceration to run concurrent with counts 1,4,5,7, and 9, followed by twenty–four (24) months Supervised Release to run concurrent with counts 1,4,5, and 7, a \$100 Special Assessment, and Restitution totaling \$2000.1/13/2023–GUILTY VERDICT RENDERED BY THE COURT .

18:111(a)(1);  
ASSAULTING/RESISTING/IMPEDING  
OFFICERS/EMPLOYEES; Assaulting,  
Resisting, or Impeding Certain Officers  
(3)

DISMISSED ON ORAL MOTION BY THE  
GOVERNMENT

18:111(a)(1);  
ASSAULTING/RESISTING/IMPEDING  
OFFICERS/EMPLOYEES; Assaulting,  
Resisting, or Impeding Certain Officers  
(4)

Sentencing 4/13/2023–Defendant sentenced  
to thirty–six (36) months incarceration to run  
concurrent with counts 1,2,5,7, and 9,  
followed by twenty–four (24) months  
Supervised Release to run concurrent with  
counts 1,2,5, and 7, a \$100 Special  
Assessment, and Restitution totaling  
\$2000.1/13/2023–GUILTY VERDICT  
RENDERED BY THE COURT .

18:1752(a)(1); TEMPORARY  
RESIDENCE OF THE PRESIDENT;  
Entering and Remaining in a Restricted  
Building or Grounds  
(5)

Sentencing 4/13/2023–Defendant sentenced  
to twelve (12) months incarceration to run  
concurrent with counts 1, 2,4,7, and 9,  
followed by twelve (12) months Supervised  
Release to run concurrent with counts 1,2,4  
and 7, a \$25 Special Assessment, and  
Restitution totaling  
\$2000.1/13/2023–GUILTY VERDICT  
RENDERED BY THE COURT .

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

1/13/2023–NOT GUILTY VERDICT  
RENDERED BY THE COURT .

18:1752(a)(4); TEMPORARY  
RESIDENCE OF THE PRESIDENT;  
Engaging in Physical Violence in a  
Restricted Building or Grounds  
(7)

Sentencing 4/13/2023–Defendant sentenced  
to twelve (12) months incarceration to run  
concurrent with counts 1, 2,4,5, and 9,  
followed by twelve (12) months Supervised  
Release to run concurrent with counts 1,2,4  
and 5, a \$25 Special Assessment, and  
Restitution totaling  
\$2000.1/13/2023–GUILTY VERDICT  
RENDERED BY THE COURT .

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

1/13/2023–NOT GUILTY VERDICT  
RENDERED BY THE COURT.

40:5104(e)(2)(F); VIOLENT ENTRY  
AND DISORDERLY CONDUCT ON  
CAPITOL GROUNDS; Act of Physical  
Violence in the Capitol Grounds or  
Buildings  
(9)

Sentencing 4/13/2023–Defendant sentenced  
to six (6) months incarceration to run  
concurrent with counts 1, 2,4,5, and 7, \$10  
Special Assessment, and Restitution totaling  
\$2000.1/13/2023–GUILTY VERDICT  
RENDERED BY THE COURT .

**Highest Offense Level (Opening)**

Felony

**Terminated Counts**

None

**Disposition**

**Highest Offense Level (Terminated)**

None

**Complaints**

COMPLAINT in Violation of  
18:111(a)(1), 18:231(a)(3), 18:1752(a)(1),  
18:1752(a)(2), 18:1752(a)(4), and  
40:5104(e)(2)(F)

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**Disposition**

**Plaintiff**

USA

represented by **Jason Manning**

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*TERMINATED: 06/17/2022*

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Email: [stephen.rancourt@usdoj.gov](mailto:stephen.rancourt@usdoj.gov)*TERMINATED: 12/03/2022**Designation: Assistant U.S. Attorney*

Date Filed	#	Docket Text
10/14/2021	<u>1</u>	SEALED COMPLAINT as to ROBERT WAYNE DENNIS (1). (Attachments: # <u>1</u> Statement of Facts) (bb) [1:21-mj-00623-ZMF] (Entered: 10/18/2021)
10/14/2021	<u>3</u>	MOTION to Seal Case by USA as to ROBERT WAYNE DENNIS. (Attachments: # <u>1</u> Text of Proposed Order)(bb) [1:21-mj-00623-ZMF] (Entered: 10/18/2021)
10/14/2021	<u>4</u>	ORDER granting <u>3</u> Motion to Seal Case as to ROBERT WAYNE DENNIS (1). Signed by Magistrate Judge Zia M. Faruqui on 10/14/2021. (bb) [1:21-mj-00623-ZMF] (Entered: 10/18/2021)
10/20/2021	<u>5</u>	Arrest Warrant, dated 10/14/2021, Returned Executed on 10/20/2021 as to ROBERT WAYNE DENNIS. (bb) [1:21-mj-00623-ZMF] (Entered: 10/20/2021)
10/20/2021		Arrest of ROBERT WAYNE DENNIS in Texas. (bb) [1:21-mj-00623-ZMF] (Entered: 10/20/2021)
10/20/2021		Case unsealed as to ROBERT WAYNE DENNIS (bb) [1:21-mj-00623-ZMF] (Entered: 10/20/2021)
10/28/2021		ORAL MOTION to Appoint Counsel by ROBERT WAYNE DENNIS (1). (zpt) [1:21-mj-00623-ZMF] (Entered: 10/28/2021)
10/28/2021		ORAL MOTION for Speedy Trial Waiver by USA as to ROBERT WAYNE DENNIS (1). (zpt) [1:21-mj-00623-ZMF] (Entered: 10/28/2021)
10/28/2021		Minute Entry for proceedings held before Magistrate Judge G. Michael Harvey: VTC Initial Appearance/Detention Hearing as to ROBERT WAYNE DENNIS (1) held on 10/28/2021. Oral Motion to Appoint Counsel by ROBERT WAYNE DENNIS (1) Heard and Granted. Government does not seek the Defendant's pretrial detention. Oral Motion by the Government for Speedy Trial Waiver as to ROBERT WAYNE DENNIS (1) Heard and Granted. Time between 10/28/2021 and 1/6/2021 (70 Days) shall be excluded from calculation under the Speedy Trial Act in the interest of justice X-T. Status/Preliminary Hearing set for 1/6/2022 at 01:00 PM in Telephonic/VTC before Magistrate Judge G. Michael Harvey. Bond Status of Defendant: Defendant Placed on Personal Recognizance; Court Reporter: FTR-Gold FTR Time Frame: CTRM 6 [1:18:25-1:32:30] Defense Attorney: Allen Orenberg; US Attorney: Frederick Yette for Joseph DeGaetano; Pretrial Officer: Andre Sidbury; (zpt) [1:21-mj-00623-ZMF] (Entered: 10/28/2021)

10/28/2021	<u>6</u>	ORDER Setting Conditions of Release as to ROBERT WAYNE DENNIS (1) Personal Recognizance. Signed by Magistrate Judge G. Michael Harvey on 10/28/2021. (Attachments: # <u>1</u> Appearance Bond) (zpt) [1:21-mj-00623-ZMF] (Entered: 10/29/2021)
11/03/2021	<u>7</u>	NOTICE <i>Of The Filing Discovery Request Letter by Defendant</i> by ROBERT WAYNE DENNIS (Attachments: # <u>1</u> Exhibit Letter to AUSA Joseph G. DeGaetano)(Orenberg, Allen) [1:21-mj-00623-ZMF] (Entered: 11/03/2021)
11/04/2021	<u>8</u>	Rule 5(c)(3) Documents Received as to ROBERT WAYNE DENNIS from US District Court Nothern District of Texas Dallas Division Case Number 3:21-mj-1057-BN (bb) [1:21-mj-00623-ZMF] (Entered: 11/05/2021)
11/08/2021	<u>10</u>	Unopposed MOTION for Protective Order by USA as to ROBERT WAYNE DENNIS. (Attachments: # <u>1</u> Text of Proposed Order)(DeGaetano, Joseph) [1:21-mj-00623-ZMF] (Entered: 11/08/2021)
11/16/2021	<u>11</u>	Unopposed MOTION for Disclosure <i>FOR AN ORDER TO DISCLOSE ITEMS PROTECTED BY FEDERAL RULE OF CRIMINAL PROCEDURE 6(e) AND SEALED MATERIALS</i> by USA as to ROBERT WAYNE DENNIS. (Attachments: # <u>1</u> Text of Proposed Order)(DeGaetano, Joseph) [1:21-mj-00623-ZMF] (Entered: 11/16/2021)
11/16/2021	<u>12</u>	PROTECTIVE ORDER setting forth procedures for handling confidential material; allowing designated material to be filed under seal as to ROBERT WAYNE DENNIS (1). Signed by Magistrate Judge Robin M. Meriweather on 11/16/2021. (zpt) [1:21-mj-00623-ZMF] (Entered: 11/17/2021)
11/17/2021		MINUTE ORDER (paperless) as to ROBERT WAYNE DENNIS, GRANTING the government's <u>11</u> 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) and the previously entered protective order governing discovery in this case, to provide to defendants, 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 November 17, 2021. (lcbah4) [1:21-mj-00623-ZMF] (Entered: 11/17/2021)
11/17/2021	<u>13</u>	INDICTMENT as to ROBERT WAYNE DENNIS (1) count(s) 1, 2-4, 5, 6, 7, 8, 9. (zstd) (Entered: 11/18/2021)
11/23/2021		MINUTE ORDER as to ROBERT WAYNE DENNIS (1): Pursuant to the Due Process Protections Act, the Court ORDERS that all government counsel shall review their disclosure obligations under Brady v. Maryland, 373 U.S. 83 (1963), and its progeny, as set forth in Local Criminal Rule 5.1, and comply with those provisions. The failure to comply could result in dismissal of the indictment or information, dismissal of individual charges, exclusion of government evidence or witnesses, continuances, Bar discipline, or any other remedy that is just under the circumstances. So ORDERED by Judge James E. Boasberg on 11/23/2021. (nbn) (Entered: 11/23/2021)
11/23/2021		MINUTE ORDER as to ROBERT WAYNE DENNIS (1): After discussion with the parties, the Court ORDERS an Arraignment/Status Conference is set for 11/29/2021 at 3:00 PM before Judge James E. Boasberg. The hearing will proceed by videoconference for the parties and by telephone for members of the public. Pursuant to Standing Order 20-20 (BAH), the Court will provide public access to the hearing. It

		is hereby ORDERED that the participants using the public access telephone line shall adhere to the rules set forth in Standing Order 20–20 (BAH), available on the Court's website. Toll Free Number: 866–434–5269; Access Code: 2989848. So ORDERED by Judge James E. Boasberg on 11/23/2021. (nbn) (Entered: 11/23/2021)
11/29/2021		Minute Entry for proceedings held before Judge James E. Boasberg: Video Arraignment as to ROBERT WAYNE DENNIS (1) held on 11/29/2021. Defendant arraigned on counts 1–9 and a plea of NOT GUILTY entered. The Court finds that the period from November 29, 2021 through February 9, 2022, inclusive, is excluded from the Speedy Trial calculation in the Interest of Justice (XT). Excludable started as to ROBERT WAYNE DENNIS (1). Status Conference set for 2/9/2022 at 10:00 AM in Telephonic/VTC before Judge James E. Boasberg. Bond Status of Defendant: remains on PERSONAL RECOGNIZANCE BOND (PR)/appeared via Zoom video; Court Reporter: Lisa Griffith; Defense Attorney: Allen Orenberg; US Attorney: Jospheh Degaetano. (nbn) (Entered: 11/29/2021)
12/03/2021	<u>15</u>	NOTICE OF FILING by USA as to ROBERT WAYNE DENNIS (Attachments: # <u>1</u> Exhibit 1 – Memorandum Regarding Status of Discovery as of July 12, 2021 (and Exhibit A), # <u>2</u> Exhibit 2 – Memorandum Regarding Status of Discovery as of August 23, 2021, # <u>3</u> Exhibit 3 – Memorandum Regarding Status of Discovery as of September 14, 2021, # <u>4</u> Exhibit 4 – Memorandum Regarding Status of Discovery as of October 21, 2021)(DeGaetano, Joseph) (Entered: 12/03/2021)
01/05/2022		Terminate Hearings as to ROBERT WAYNE DENNIS (1): Status/Preliminary Hearing scheduled for 1/6/2022 at 01:00 PM in Telephonic/VTC before Magistrate Judge G. Michael Harvey is hereby VACATED. (zpt) (Entered: 01/05/2022)
02/09/2022		Minute Entry for proceedings held before Judge James E. Boasberg: Video Status Conference as to ROBERT WAYNE DENNIS held on 2/9/2022. The Court will Toll Speedy Trial between February 9, 2022 and April 8, 2022, in the Interest of Justice (XT). Excludable started as to ROBERT WAYNE DENNIS (1). Status Conference set for 4/8/2022 at 09:30 AM in Telephonic/VTC before Judge James E. Boasberg. Bond Status of Defendant: remains on Personal Recognizance Bond (PR)/appeared via Zoom video; Court Reporter: Lisa Griffith; Defense Attorney: Allen Howard Orenberg; US Attorney: Joseph Gaspar DeGaetano. (nbn) (Entered: 02/09/2022)
02/14/2022	<u>17</u>	NOTICE OF FILING MEMORANDA REGARDING STATUS OF DISCOVERY AS OF FEBRUARY 9, 2022 by USA as to ROBERT WAYNE DENNIS (Attachments: # <u>1</u> Memorandum in Support)(DeGaetano, Joseph) (Entered: 02/14/2022)
04/08/2022		Minute Entry for proceedings held before Judge James E. Boasberg: Video Status Conference as to ROBERT WAYNE DENNIS (1) held on 4/8/2022. The Court will Toll the Speedy Trial Clock between April 8, 2022 and June 24, 2022, in the Interest of Justice (XT). Excludable started as to ROBERT WAYNE DENNIS (1). Status Conference set for 6/24/2022 at 02:00 PM in Telephonic/VTC before Judge James E. Boasberg. Bond Status of Defendant: remains on Personal Recognizance Bond (PR)/appeared via Zoom video; Court Reporter: Lisa Griffith; Defense Attorney: Allen Howard Orenberg; US Attorney: Joseph Gaspar DeGaetano. (nbn) (Entered: 04/08/2022)
06/16/2022	<u>20</u>	NOTICE OF ATTORNEY APPEARANCE Stephen James Rancourt appearing for USA. (Rancourt, Stephen) (Entered: 06/16/2022)
06/17/2022	<u>21</u>	NOTICE OF WITHDRAWAL OF APPEARANCE by USA as to ROBERT WAYNE DENNIS (DeGaetano, Joseph) (Entered: 06/17/2022)

06/24/2022		Minute Entry for proceedings held before Judge James E. Boasberg: Video Status Conference as to ROBERT WAYNE DENNIS (1) held on 6/24/2022. The Court will toll the Speedy Trial Clock between June 24, 2022 and January 9, 2023, in the Interest of Justice (XT). Excludable started as to ROBERT WAYNE DENNIS (1). Status Conference set for 10/7/2022 at 10:30 AM in Courtroom 25A–In Person before Judge James E. Boasberg. Jury Selection set for 1/9/2023 at 09:30 AM in Courtroom 25A– In Person before Judge James E. Boasberg. Jury Trial set for 1/9/2023 at 09:30 AM in Courtroom 25A– In Person before Judge James E. Boasberg. Bond Status of Defendant: PR/appeared via Zoom video; Court Reporter: Lisa Griffith; Defense Attorney: Allen Orenberg; US Attorney: Stephan Rancourt. (nbn) (Entered: 06/24/2022)
06/24/2022		Set/Reset Hearings as to ROBERT WAYNE DENNIS:Status Conference set for 10/7/2022 at 10:30 AM in Courtroom 25A– In Person before Judge James E. Boasberg. (nbn) (Entered: 06/24/2022)
07/30/2022	<u>23</u>	NOTICE of the Filing of a Letter to AUSA Stephen James Rancourt by ROBERT WAYNE DENNIS (Attachments: # <u>1</u> Exhibit Letter to AUSA Stephen James Rancourt)(Orenberg, Allen) (Main Document 23 replaced on 8/1/2022) (zstd). (Entered: 07/30/2022)
08/23/2022		MINUTE ORDER as to ROBERT WAYNE DENNIS (1): At the request of the parties, the Court ORDERS that the Status Conference set for 10/7/2022 is VACATED and RESET, for 10/14/2022 at 10:30 AM via Zoom before Judge James E. Boasberg. The Court FURTHER ORDERS the Speedy Trial Clock is tolled between 8/23/2022 and 10/14/2022, in the Interest of Justice (XT). So ORDERED, by Judge James E. Boasberg on 8/23/2022. (nbn) (Entered: 08/23/2022)
09/30/2022	<u>24</u>	NOTICE OF ATTORNEY APPEARANCE Nialah S. Ferrer appearing for USA. (Ferrer, Nialah) (Entered: 09/30/2022)
10/13/2022	<u>26</u>	MOTION to Transfer Venue to the Northern District of Texas by ROBERT WAYNE DENNIS. (Attachments: # <u>1</u> Text of Proposed Order)(Orenberg, Allen) Modified event title and text on 10/14/2022 (zstd). (Entered: 10/13/2022)
10/13/2022	<u>27</u>	ENTERED IN ERROR..... MOTION to Dismiss Count <i>Counts 1, 5, 6, 7 &amp; 8</i> by ROBERT WAYNE DENNIS. (Attachments: # <u>1</u> Text of Proposed Order)(Orenberg, Allen) Modified on 10/14/2022 (zstd). (Entered: 10/13/2022)
10/13/2022		NOTICE OF ERROR as to ROBERT WAYNE DENNIS regarding <u>27</u> MOTION to Dismiss Count <i>Counts 1, 5, 6, 7 &amp; 8</i> . The following error(s) were corrected: The corrected document is filed at DE #28. (zstd) (Entered: 10/14/2022)
10/14/2022	<u>28</u>	MOTION to Dismiss Count ( <i>CORRECTED</i> ) <i>Dismiss Counts 1, 5, 6, 7 &amp; 8</i> by ROBERT WAYNE DENNIS. (Attachments: # <u>1</u> Text of Proposed Order)(Orenberg, Allen) (Entered: 10/14/2022)
10/14/2022		MINUTE ORDER as to ROBERT WAYNE DENNIS (1): The Court ORDERS that Defendant's <u>27</u> Motion to Dismiss Counts is DENIED as moot given his filing of a <u>28</u> Corrected Motion. So ORDERED, by Judge James E. Boasberg on 10/14/2022. (nbn) (Entered: 10/14/2022)
10/14/2022		Minute Entry for proceedings held before Judge James E. Boasberg: Status Conference as to ROBERT WAYNE DENNIS held on 10/14/2022 (1). Defendant consents to proceed via Zoom Video. Oral request from the defendant to "convert Jury Trial to a

		Bench Trial", HEARD and GRANTED. Pretrial Conference set for 12/16/2022 at 11:00 AM in Telephonic/VTC before Judge James E. Boasberg. Bench Trial set for 1/9/2023 at 09:30 AM in Courtroom 25A– In Person before Judge James E. Boasberg. Bond Status of Defendant: PR/appeared via Zoom video; Court Reporter: Lisa Griffith; Defense Attorney: Allen Orenberg; US Attorney: Stephen James Rancourt and Nialah S. Ferrer. (nbn) (Entered: 10/14/2022)
10/14/2022	<u>29</u>	WAIVER of Trial by Jury as to ROBERT WAYNE DENNIS (1). Approved by Judge James E. Boasberg on 10/14/2022. (nbn) (Main Document 29 replaced on 10/17/2022) (znbn). (Entered: 10/14/2022)
10/26/2022	<u>30</u>	MOTION for Extension of Time to File Response/Reply <i>To Motions to Dismiss and Change of Venue</i> by USA as to ROBERT WAYNE DENNIS. (Attachments: # <u>1</u> Text of Proposed Order Proposed Order)(Ferrer, Nialah) (Entered: 10/26/2022)
10/26/2022		MINUTE ORDER granting <u>30</u> Motion for Extension of Time to File Response/Reply as to ROBERT WAYNE DENNIS (1): The Court ORDERS the Government shall file response to the Defendant's Motion to Dismiss the Indictment by November 3, 2022. The Defendant shall file a reply by November 10, 2022. So ORDERED, by Judge James E. Boasberg on 10/26/2022. (nbn) (Entered: 10/26/2022)
10/27/2022	<u>31</u>	RESPONSE by USA as to ROBERT WAYNE DENNIS re <u>26</u> MOTION to Change Venue (Ferrer, Nialah) (Entered: 10/27/2022)
10/28/2022	<u>32</u>	MOTION to Dismiss Count 5,6,7,8 & 9 by ROBERT WAYNE DENNIS. (Attachments: # <u>1</u> Text of Proposed Order)(Orenberg, Allen) (Entered: 10/28/2022)
11/03/2022	<u>34</u>	RESPONSE by USA as to ROBERT WAYNE DENNIS re <u>28</u> MOTION to Dismiss Count ( <i>CORRECTED</i> ) <i>Dismiss Counts 1, 5, 6, 7 &amp; 8</i> (Ferrer, Nialah) (Entered: 11/03/2022)
11/07/2022	<u>35</u>	NOTICE of Affirmative Defense -- <i>Public Authority Defense</i> by ROBERT WAYNE DENNIS (Orenberg, Allen) (Entered: 11/07/2022)
11/07/2022	<u>36</u>	MOTION to Suppress <i>Statements</i> by ROBERT WAYNE DENNIS. (Attachments: # <u>1</u> Text of Proposed Order)(Orenberg, Allen) (Entered: 11/07/2022)
11/08/2022	<u>37</u>	MOTION in Limine <i>to Prevent the Government's Use of Certain Words or Terms at Trial</i> by ROBERT WAYNE DENNIS. (Attachments: # <u>1</u> Text of Proposed Order)(Orenberg, Allen) (Entered: 11/08/2022)
11/09/2022	<u>38</u>	RESPONSE by USA as to ROBERT WAYNE DENNIS re <u>32</u> MOTION to Dismiss Count 5,6,7,8 & 9 (Ferrer, Nialah) (Entered: 11/09/2022)
11/21/2022		MINUTE ORDER as to ROBERT WAYNE DENNIS (1): The Court ORDERS that Defendant's <u>26</u> Motion to Transfer Venue is DENIED as moot given that the trial will now be a bench trial. So ORDERED, by Judge James E. Boasberg on 11/21/2022. (nbn) (Entered: 11/21/2022)
11/21/2022	<u>39</u>	RESPONSE by USA as to ROBERT WAYNE DENNIS re <u>36</u> MOTION to Suppress <i>Statements</i> (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit)(Ferrer, Nialah) (Entered: 11/21/2022)
11/22/2022	<u>40</u>	RESPONSE by USA as to ROBERT WAYNE DENNIS re <u>37</u> MOTION in Limine <i>to Prevent the Government's Use of Certain Words or Terms at Trial</i> (Ferrer, Nialah) (Entered: 11/22/2022)

12/03/2022	<u>41</u>	NOTICE OF WITHDRAWAL OF APPEARANCE by USA as to ROBERT WAYNE DENNIS (Rancourt, Stephen) (Entered: 12/03/2022)
12/05/2022	<u>42</u>	NOTICE OF SUBSTITUTION OF COUNSEL as to USA. Attorney Manning, Jason added. Substituting for attorney Stephen James Rancourt (Manning, Jason) (Entered: 12/05/2022)
12/05/2022		MINUTE ORDER as to ROBERT WAYNE DENNIS (1): At the request of the Government, the Pretrial Conference set for 12/16/2022 is hereby vacated and reset for 12/15/2022 at 11:00 AM via VTC before Judge James E. Boasberg. The court finds it in the interest of justice to toll the speedy trial clock in the interim. So ORDERED, by Judge James E. Boasberg on 12/5/2022. (nbn) (Entered: 12/05/2022)
12/05/2022		Set/Reset Hearings as to ROBERT WAYNE DENNIS (1): Pretrial Conference set for 12/15/2022 at 11:00 AM via Zoom before Judge James E. Boasberg. (nbn) (Entered: 12/05/2022)
12/06/2022	<u>43</u>	ORDER denying <u>28</u> Motion to Dismiss Count(s) as to ROBERT WAYNE DENNIS (1). Signed by Judge James E. Boasberg on 12/6/2022. (nbn) (Entered: 12/06/2022)
12/06/2022	<u>44</u>	MEMORANDUM OPINION regarding <u>43</u> ORDER denying 28 Motion to Dismiss Count(s) as to ROBERT WAYNE DENNIS (1). Signed by Judge James E. Boasberg on 12/6/2022. (nbn) (Entered: 12/06/2022)
12/06/2022	<u>45</u>	ORDER denying <u>32</u> Motion to Dismiss Count(s) as to ROBERT WAYNE DENNIS (1). Signed by Judge James E. Boasberg on 12/6/2022. (nbn) (Entered: 12/06/2022)
12/09/2022	<u>46</u>	ORDER denying <u>37</u> Motion in Limine as to ROBERT WAYNE DENNIS (1). Signed by Judge James E. Boasberg on 12/9/2022. (nbn) (Entered: 12/09/2022)
12/09/2022		MINUTE ORDER as to ROBERT WAYNE DENNIS (1): If the Government seeks to introduce in its case-in-chief statements made by Defendant, the Court ORDERS that it will hold an evidentiary hearing on Defendant's <u>36</u> Motion to Suppress Statements on January 9, 2023, at 9:30 a.m. before the bench trial begins. So ORDERED, by Judge James E. Boasberg on 12/9/2022. (nbn) (Entered: 12/09/2022)
12/15/2022		Minute Entry for proceedings held before Judge James E. Boasberg: Pretrial Conference as to ROBERT WAYNE DENNIS held via Zoom video on 12/15/2022. Bond Status of Defendant: PERSONAL RECOGNIZANCE BOND; Court Reporter: Lisa Griffith; Defense Attorney: Allen Orenberg and Nicole Cubbage; US Attorney: Jason Manning and Nialah Ferrer. (nbn) (Entered: 12/15/2022)
12/28/2022	<u>48</u>	UNOPPOSED MOTION FOR AUTHORIZATION OF DAILY TRANSCRIPTS OF TRIAL PROCEEDINGS by ROBERT WAYNE DENNIS. (Attachments: # <u>1</u> Text of Proposed Order)(Orenberg, Allen) Modified text on 12/28/2022 (zstd). (Entered: 12/28/2022)
12/29/2022		ORDER granting <u>48</u> UNOPPOSED MOTION FOR AUTHORIZATION OF DAILY TRANSCRIPTS OF TRIAL PROCEEDINGS as to ROBERT WAYNE DENNIS (1). So ORDERED, by Judge James E. Boasberg on 12/29/2022. (nbn) (Entered: 12/29/2022)
01/03/2023	<u>49</u>	NOTICE <i>Joint Proposed Legal Instructions</i> by USA as to ROBERT WAYNE DENNIS (Attachments: # <u>1</u> Exhibit A. US v. McCaughey – Transcript of Verdict, # <u>2</u> Exhibit B. US v. Webster – Jury Instructions, # <u>3</u> Exhibit C. US v. Brock – Transcript of Verdict, # <u>4</u> Exhibit D. US v. Thompson – Jury Instructions)(Manning, Jason)

		(Entered: 01/03/2023)
01/03/2023	<u>50</u>	TRIAL BRIEF by USA as to ROBERT WAYNE DENNIS (Manning, Jason) (Entered: 01/03/2023)
01/04/2023	<u>51</u>	NOTICE of the filing of an Exhibit to the Defendant's Motion to Suppress Statements (ECF 36) by ROBERT WAYNE DENNIS (Attachments: # <u>1</u> Exhibit)(Orenberg, Allen) (Entered: 01/04/2023)
01/05/2023	<u>53</u>	RESPONSE by ROBERT WAYNE DENNIS re <u>50</u> Trial Brief (Attachments: # <u>1</u> Exhibit Exhibit A — Bryan Lewis Permit, # <u>2</u> Exhibit Exhibit B — Jesus Lives Permit, # <u>3</u> Exhibit Exhibit C — One Nation Under God Permit, # <u>4</u> Exhibit Exhibit D — Rock Ministries Permit, # <u>5</u> Exhibit Exhibit E — Virginia Freedom Keepers Permit, # <u>6</u> Exhibit Exhibit F — Women for Great America Permit)(Orenberg, Allen) (Entered: 01/05/2023)
01/09/2023		MINUTE ORDER granting <u>54</u> Sealed Motion for Leave to File Document Under Seal (This document is SEALED and only available to authorized persons.) as to ROBERT WAYNE DENNIS (1). So ORDERED, by Judge James E. Boasberg on 1/9/2023. (nbn) (Entered: 01/09/2023)
01/09/2023		Minute Entry for proceedings held before Judge James E. Boasberg: Evidentiary Hearing in re <u>36</u> MOTION to Suppress Statements by ROBERT WAYNE DENNIS. as to ROBERT WAYNE DENNIS (1) held on 1/9/2023. Oral arguments heard, motion DENIED for the reasons stated on the record in open Court. Bond Status of Defendant: PR; Court Reporter: Jeff Hook; Defense Attorney: Allen Orenberg; US Attorney: Nialah Ferrer and Jason Manning; Government Witness: Special Agent Adam Pope. (nbn) (Entered: 01/09/2023)
01/09/2023		Minute Entry for proceedings held before Judge James E. Boasberg: Bench Trial as to ROBERT WAYNE DENNIS held on 1/9/2023 as to counts 1–9. Bench Trial continued to 1/10/2023 at 09:30 AM in Courtroom 25A– In Person before Judge James E. Boasberg. Bond Status of Defendant: PERSONAL RECOGNIZANCE BOND; Court Reporter: Jeff Hook (AM) and Liz Saint–Loth (PM); Defense Attorney: Allen Orenberg; US Attorney: Nialah Ferrer and Jason Manning; Government Witnesses: Captain Tia Summers, Special Agent Adam Pope, and Ofc. Chad Wyble (began and continued). (nbn) (Entered: 01/09/2023)
01/10/2023		Minute Entry for proceedings held before Judge James E. Boasberg: Bench Trial as to ROBERT WAYNE DENNIS held on 1/10/2023 as to counts 1–9. Government rests. Oral motion by defense for "Judgment of Acquittal", HEARD and DENIED for the reasons stated on the record. Bench Trial continued to 1/11/2023 at 09:30 AM in Courtroom 25A– In Person before Judge James E. Boasberg. Bond Status of Defendant: Personal Recognizance Bond; Court Reporter: Jeff Hook (AM) and Liz Saint–Loth (PM); Defense Attorney: Allen Orenberg; US Attorney: Nialah Ferrer and Jason Manning; Witnesses: Ofc. Chad Wyble, Ofc. Chad Curtice, Ofc. John Stadnik; Defense Witness: Robert Wayne Dennis (began and continued). (nbn) (Entered: 01/10/2023)
01/11/2023		Minute Entry for proceedings held before Judge James E. Boasberg: Bench Trial as to ROBERT WAYNE DENNIS (1) held on 1/11/2023 as to counts 1–9. Defense rests. Renewed motion for Judgement of Acquittal by the Defense, HEARD and DENIED. Oral motion by the Government to "dismiss count 3", HEARD and GRANTED for the reasons stated on the record. The Court ORDERS count 3 is hereby DISMISSED. Bench Trial continued to 1/13/2023 at 10:00 AM in Courtroom 25A– In Person before

		Judge James E. Boasberg. Bond Status of Defendant: Personal Recognizance; Court Reporter: Jeff Hook; Defense Attorney: Allen Orenberg; US Attorney: Nialah Ferrer and Jason Manning; Defense Witness: Robert Wayne Dennis (nbn) (Entered: 01/11/2023)
01/11/2023	<u>55</u>	TRIAL BRIEF by ROBERT WAYNE DENNIS (Orenberg, Allen) (Entered: 01/11/2023)
01/11/2023		DISMISSAL OF COUNTS on Government Motion as to ROBERT WAYNE DENNIS. (zstd) (Entered: 01/13/2023)
01/13/2023		Minute Entry for proceedings held before Judge James E. Boasberg: Bench Trial as to ROBERT WAYNE DENNIS (1) held on 1/13/2023. The Court renders a verdict of GUILTY as to counts 1–2, 4–5, 7, and 9. The Court renders a verdict of NOT GUILTY as to counts 6 and 8. REFERRAL TO PROBATION OFFICE for Presentence Investigation as to ROBERT WAYNE DENNIS (1). Oral request by both parties to "modify conditions of release", HEARD and GRANTED. Order modifying release conditions forthcoming Sentencing set for 4/13/2023 at 11:00 AM in Courtroom 25A– In Person before Judge James E. Boasberg. Bond Status of Defendant: PERSONAL RECOGNIZANCE; Court Reporter: Christine Asif; Defense Attorney: Allen Orenberg; US Attorney: Nialah Ferrer and Jason Manning. (nbn) (Entered: 01/13/2023)
01/13/2023	<u>56</u>	ORDER MODIFYING CONDITIONS OF RELEASE as to ROBERT WAYNE DENNIS (1). Signed by Judge James E. Boasberg on 1/13/2023. (Attachments: # <u>1</u> Appearance Bond) (nbn) (Entered: 01/13/2023)
01/13/2023	<u>57</u>	EXHIBIT LIST by USA as to ROBERT WAYNE DENNIS (1). (nbn) (Entered: 01/13/2023)
01/13/2023	<u>58</u>	EXHIBIT LIST by ROBERT WAYNE DENNIS (1). (nbn) (Entered: 01/13/2023)
01/23/2023	<u>59</u>	<p>TRANSCRIPT OF BENCH TRIAL – DAY 1 – MORNING SESSION in case as to ROBERT WAYNE DENNIS before Judge James E. Boasberg held on January 9, 2023. Page Numbers: 1 – 68. Date of Issuance: January 23, 2023. Court Reporter: Jeff Hook. Telephone number: 202–354–3373. Transcripts may be ordered by submitting the <u>Transcript Order Form</u></p> <p>For the first 90 days after this filing date, the transcript may be viewed at the courthouse at a public terminal or purchased from the court reporter referenced above. After 90 days, the transcript may be accessed via PACER. Other transcript formats, (multi–page, condensed, CD or ASCII) may be purchased from the court reporter.</p> <p><b>NOTICE RE REDACTION OF TRANSCRIPTS:</b> The parties have twenty–one days to file with the court and the court reporter any request to redact personal identifiers from this transcript. If no such requests are filed, the transcript will be made available to the public via PACER without redaction after 90 days. The policy, which includes the five personal identifiers specifically covered, is located on our website at <a href="http://www.dcd.uscourts.gov">www.dcd.uscourts.gov</a>.</p> <p>Redaction Request due 2/13/2023. Redacted Transcript Deadline set for 2/23/2023. Release of Transcript Restriction set for 4/23/2023.(Hook, Jeff) (Entered: 01/23/2023)</p>
01/23/2023	<u>60</u>	TRANSCRIPT OF BENCH TRIAL – DAY 1 – AFTERNOON SESSION in case as to ROBERT WAYNE DENNIS before Judge James E. Boasberg held on January 9, 2023. Page Numbers: 1 – 139. Date of Issuance: January 23, 2023. Court Reporter:

		<p>Elizabeth Saint Loth. Telephone number: 202-354-3242. Transcripts may be ordered by submitting the <u>Transcript Order Form</u></p> <p>For the first 90 days after this filing date, the transcript may be viewed at the courthouse at a public terminal or purchased from the court reporter referenced above. After 90 days, the transcript may be accessed via PACER. Other transcript formats, (multi-page, condensed, CD or ASCII) may be purchased from the court reporter.</p> <p><b>NOTICE RE REDACTION OF TRANSCRIPTS:</b> The parties have twenty-one days to file with the court and the court reporter any request to redact personal identifiers from this transcript. If no such requests are filed, the transcript will be made available to the public via PACER without redaction after 90 days. The policy, which includes the five personal identifiers specifically covered, is located on our website at <a href="http://www.dcd.uscourts.gov">www.dcd.uscourts.gov</a>.</p> <p>Redaction Request due 2/13/2023. Redacted Transcript Deadline set for 2/23/2023. Release of Transcript Restriction set for 4/23/2023.(Hook, Jeff) (Entered: 01/23/2023)</p>
01/23/2023	<u>61</u>	<p>TRANSCRIPT OF BENCH TRIAL – DAY 2 – MORNING SESSION in case as to ROBERT WAYNE DENNIS before Judge James E. Boasberg held on January 10, 2023. Page Numbers: 1 – 93. Date of Issuance: January 23, 2023. Court Reporter: Jeff Hook. Telephone number: 202-354-3373. Transcripts may be ordered by submitting the <u>Transcript Order Form</u></p> <p>For the first 90 days after this filing date, the transcript may be viewed at the courthouse at a public terminal or purchased from the court reporter referenced above. After 90 days, the transcript may be accessed via PACER. Other transcript formats, (multi-page, condensed, CD or ASCII) may be purchased from the court reporter.</p> <p><b>NOTICE RE REDACTION OF TRANSCRIPTS:</b> The parties have twenty-one days to file with the court and the court reporter any request to redact personal identifiers from this transcript. If no such requests are filed, the transcript will be made available to the public via PACER without redaction after 90 days. The policy, which includes the five personal identifiers specifically covered, is located on our website at <a href="http://www.dcd.uscourts.gov">www.dcd.uscourts.gov</a>.</p> <p>Redaction Request due 2/13/2023. Redacted Transcript Deadline set for 2/23/2023. Release of Transcript Restriction set for 4/23/2023.(Hook, Jeff) (Entered: 01/23/2023)</p>
01/23/2023	<u>62</u>	<p>TRANSCRIPT OF BENCH TRIAL – DAY 2 – AFTERNOON SESSION in case as to ROBERT WAYNE DENNIS before Judge James E. Boasberg held on January 10, 2023. Page Numbers: 1 – 105. Date of Issuance: January 23, 2023. Court Reporter: Elizabeth Saint Loth. Telephone number: 202-354-3242. Transcripts may be ordered by submitting the <u>Transcript Order Form</u></p> <p>For the first 90 days after this filing date, the transcript may be viewed at the courthouse at a public terminal or purchased from the court reporter referenced above. After 90 days, the transcript may be accessed via PACER. Other transcript formats, (multi-page, condensed, CD or ASCII) may be purchased from the court reporter.</p> <p><b>NOTICE RE REDACTION OF TRANSCRIPTS:</b> The parties have twenty-one days to file with the court and the court reporter any request to redact personal</p>

		<p>identifiers from this transcript. If no such requests are filed, the transcript will be made available to the public via PACER without redaction after 90 days. The policy, which includes the five personal identifiers specifically covered, is located on our website at <a href="http://www.dcd.uscourts.gov">www.dcd.uscourts.gov</a>.</p> <p>Redaction Request due 2/13/2023. Redacted Transcript Deadline set for 2/23/2023. Release of Transcript Restriction set for 4/23/2023.(Hook, Jeff) (Entered: 01/23/2023)</p>
01/23/2023	<u>63</u>	<p>TRANSCRIPT OF BENCH TRIAL – DAY 3 – MORNING SESSION in case as to ROBERT WAYNE DENNIS before Judge James E. Boasberg held on January 11, 2023. Page Numbers: 1 – 46. Date of Issuance: January 23, 2023. Court Reporter: Jeff Hook. Telephone number: 202–354–3373. Transcripts may be ordered by submitting the <u>Transcript Order Form</u></p> <p>For the first 90 days after this filing date, the transcript may be viewed at the courthouse at a public terminal or purchased from the court reporter referenced above. After 90 days, the transcript may be accessed via PACER. Other transcript formats, (multi–page, condensed, CD or ASCII) may be purchased from the court reporter.</p> <p><b>NOTICE RE REDACTION OF TRANSCRIPTS:</b> The parties have twenty–one days to file with the court and the court reporter any request to redact personal identifiers from this transcript. If no such requests are filed, the transcript will be made available to the public via PACER without redaction after 90 days. The policy, which includes the five personal identifiers specifically covered, is located on our website at <a href="http://www.dcd.uscourts.gov">www.dcd.uscourts.gov</a>.</p> <p>Redaction Request due 2/13/2023. Redacted Transcript Deadline set for 2/23/2023. Release of Transcript Restriction set for 4/23/2023.(Hook, Jeff) (Entered: 01/23/2023)</p>
04/06/2023	<u>69</u>	SENTENCING MEMORANDUM by USA as to ROBERT WAYNE DENNIS (Ferrer, Nialah) (Entered: 04/06/2023)
04/06/2023	<u>70</u>	SENTENCING MEMORANDUM by ROBERT WAYNE DENNIS (Attachments: # <u>1</u> Exhibit Letters in Support of Robert Dennis, # <u>2</u> Exhibit Troy Sargent – Statement of Offense – 21–cr–258–TFH (Doc.57), # <u>3</u> Exhibit Matthew Council – Statement of Offense – 21–cr–207–TNM (Doc. 55), # <u>4</u> Exhibit Philip Young – Statement of Offense – DLF (Doc.26))(Orenberg, Allen) (Entered: 04/06/2023)
04/11/2023		NOTICE OF COURTROOM CHANGE in case as to ROBERT WAYNE DENNIS (1). Sentencing set for 4/13/2023 at 11:00 AM in Courtroom 22A– In Person before Chief Judge James E. Boasberg. (nbn) (Entered: 04/11/2023)
04/13/2023		Minute Entry for proceedings held before Chief Judge James E. Boasberg: Sentencing held on 4/13/2023 as to ROBERT WAYNE DENNIS(1). The defendant is sentenced to thirty–six (36) months incarceration on counts 1,2, and 4, twelve (12) months on counts 5 and 7, and six (6) months on count 9, all to run concurrent. The defendant is further sentenced to serve a concurrent twenty–four (24) month term of Supervised Release which consists of twenty–four (24) months as to counts 1,2, and 4, and twelve months as to counts 5 and 7. Appeal rights given. Bond Status of Defendant: remains on Personal Recognizance Bond; Court Reporter: Tammy Nestor; Defense Attorney: Allen Orenberg; US Attorney: Jason Manning and Nialah Ferrer; Prob Officer: Hana Field. (nbn) (Entered: 04/13/2023)
04/14/2023	<u>72</u>	

		JUDGMENT as to ROBERT WAYNE DENNIS. Statement of Reasons Not Included. Signed by Chief Judge James E. Boasberg on 4/14/2023. (zstd) (Entered: 04/14/2023)
04/14/2023	<u>73</u>	STATEMENT OF REASONS as to ROBERT WAYNE DENNIS re <u>72</u> Judgment Access to the PDF Document is restricted per Judicial Conference Policy. Access is limited to Counsel of Record and the Court. Signed by Chief Judge James E. Boasberg on 4/14/2023. (zstd) (Entered: 04/14/2023)
04/14/2023	<u>74</u>	ENTERED IN ERROR.....NOTICE of Appeal by ROBERT WAYNE DENNIS (Orenberg, Allen) Modified on 4/14/2023 (zstd). (Entered: 04/14/2023)
04/14/2023		NOTICE OF ERROR as to ROBERT WAYNE DENNIS regarding <u>74</u> Notice (Other). The following error(s) need correction: Incorrect event. Please refile using the event Appeal Documents: Notice of Appeal– Final Judgment. (zstd) (Entered: 04/14/2023)
04/14/2023	<u>75</u>	NOTICE OF APPEAL – Final Judgment by ROBERT WAYNE DENNIS re <u>72</u> Judgment. Fee Status: No Fee Paid. Parties have been notified. (Orenberg, Allen) (Entered: 04/14/2023)

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

<b>UNITED STATES OF AMERICA,</b>	:	
	:	
<b>v.</b>	:	<b>No. 1:21-cr-00679-JEB</b>
	:	
<b>ROBERT WAYNE DENNIS.</b>	:	

**NOTICE OF APPEAL**

COMES NOW DEFENDANT, Robert Wayne Dennis, by and through appointed appellate counsel, and hereby files this Notice of Appeal to the United States Court of Appeals for the District of Columbia Circuit, from this Court's final judgment entered on April 14, 2023, [72] appealing all decisions of this Court whether pre-trial, or in-trial, or post-trial, and the Court's sentence imposed in this case.

Respectfully Submitted,

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Allen H. Orenberg, # 395519  
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aorenberg@orenberglaw.com  
Counsel for Robert Wayne Dennis

**CERTIFICATE OF SERVICE**

I hereby certify that on April 14, 2023, I filed by CM/ECF the foregoing Notice of Appeal. All case registered parties will be sent notification by CM/ECF.

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Allen H. Orenberg.

## UNITED STATES DISTRICT COURT

District of Columbia



UNITED STATES OF AMERICA

v.

ROBERT WAYNE DENNIS

## JUDGMENT IN A CRIMINAL CASE

Case Number: 21-cr-00679-JEB-1

USM Number: 70911-509

Allen Howard Orenberg

Defendant's Attorney

## THE DEFENDANT:

☐ pleaded guilty to count(s)☐ pleaded nolo contendere to count(s)  
which was accepted by the court.☒ was found guilty on count(s) 1-5, 7, and 9 after Bench Trial on 1/13/2023.  
after a plea of not guilty.

The defendant is adjudicated guilty of these offenses:

<u>Title &amp; Section</u>	<u>Nature of Offense</u>	<u>Offense Ended</u>	<u>Count</u>
18 USC § 231(a)(3)	Civil Disorder	1/6/2021	1
18 USC § 111(a)(1)	Assaulting, Resisting, or Impeding Certain Officers	1/6/2021	2-4
18 USC § 1752(a)(1)	Entering and Remaining in a Restricted Building or Grounds	1/6/2021	5

The defendant is sentenced as provided in pages 2 through 10 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

☒ The defendant has been found not guilty on count(s) 6 and 8.☒ Count(s) 3 ☒ is ☐ are dismissed on the motion of the United States.

It is ordered that the defendant must notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and United States attorney of material changes in economic circumstances.

4/13/2023

Date of Imposition of Judgment

Signature of Judge

James E. Boasberg, USDC Chief Judge

Name and Title of Judge

Date

4/13/23 4/14/23

DEFENDANT: ROBERT WAYNE DENNIS  
CASE NUMBER: 21-cr-00679-JEB-1

**ADDITIONAL COUNTS OF CONVICTION**

<u>Title &amp; Section</u>	<u>Nature of Offense</u>	<u>Offense Ended</u>	<u>Count</u>
18 USC § 1752(a)(4)	Engaging in Physical Violence in a Restricted Building or	1/6/2021	7
40 USC § 5104(e)(2)(F)	Act of Physical Violence in the Capitol Grounds or Buildir	1/6/2021	9

DEFENDANT: ROBERT WAYNE DENNIS  
CASE NUMBER: 21-cr-00679-JEB-1

### IMPRISONMENT

The defendant is hereby committed to the custody of the Federal Bureau of Prisons to be imprisoned for a total term of: thirty-six (36) months incarceration on counts 1,2, and 4, twelve (12) months on counts 5 and 7, and six (6) months on count 9, all to run concurrent.

- ☒ The court makes the following recommendations to the Bureau of Prisons:  
BOP facility close to Dallas Texas.
- ☐ The defendant is remanded to the custody of the United States Marshal.
- ☐ The defendant shall surrender to the United States Marshal for this district:  
☐ at \_\_\_\_\_ ☐ a.m. ☐ p.m. on \_\_\_\_\_  
☐ as notified by the United States Marshal.
- ☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:  
☐ before 2 p.m. on \_\_\_\_\_  
☐ as notified by the United States Marshal.  
☒ as notified by the Probation or Pretrial Services Office.

### RETURN

I have executed this judgment as follows:

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_  
at \_\_\_\_\_, with a certified copy of this judgment.

UNITED STATES MARSHAL

By \_\_\_\_\_  
DEPUTY UNITED STATES MARSHAL

DEFENDANT: ROBERT WAYNE DENNIS  
CASE NUMBER: 21-cr-00679-JEB-1

**ADDITIONAL IMPRISONMENT TERMS**

The defendant may Self Surrender no earlier than June 13, 2023.

Federal Prison Industries Program (UNICOR)  
Occupational Education Program

DEFENDANT: ROBERT WAYNE DENNIS  
CASE NUMBER: 21-cr-00679-JEB-1

### SUPERVISED RELEASE

Upon release from imprisonment, you will be on supervised release for a term of:

a concurrent twenty-four (24) month term of Supervised Release which consists of twenty-four (24) months as to counts 1, 2, and 4, and twelve months (12) as to counts 5 and 7.

### MANDATORY CONDITIONS

1. You must not commit another federal, state or local crime.
2. You must not unlawfully possess a controlled substance.
3. You must refrain from any unlawful use of a controlled substance. You must submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as determined by the court.
  - ☒ The above drug testing condition is suspended, based on the court's determination that you pose a low risk of future substance abuse. *(check if applicable)*
4. ☒ You must make restitution in accordance with 18 U.S.C. §§ 3663 and 3663A or any other statute authorizing a sentence of restitution. *(check if applicable)*
5. ☒ You must cooperate in the collection of DNA as directed by the probation officer. *(check if applicable)*
6. ☐ You must comply with the requirements of the Sex Offender Registration and Notification Act (34 U.S.C. § 20901, *et seq.*) as directed by the probation officer, the Bureau of Prisons, or any state sex offender registration agency in the location where you reside, work, are a student, or were convicted of a qualifying offense. *(check if applicable)*
7. ☐ You must participate in an approved program for domestic violence. *(check if applicable)*

You must comply with the standard conditions that have been adopted by this court as well as with any other conditions on the attached page.

DEFENDANT: ROBERT WAYNE DENNIS  
CASE NUMBER: 21-cr-00679-JEB-1

### STANDARD CONDITIONS OF SUPERVISION

As part of your supervised release, you must comply with the following standard conditions of supervision. These conditions are imposed because they establish the basic expectations for your behavior while on supervision and identify the minimum tools needed by probation officers to keep informed, report to the court about, and bring about improvements in your conduct and condition.

1. You must report to the probation office in the federal judicial district where you are authorized to reside within 72 hours of your release from imprisonment, unless the probation officer instructs you to report to a different probation office or within a different time frame.
2. After initially reporting to the probation office, you will receive instructions from the court or the probation officer about how and when you must report to the probation officer, and you must report to the probation officer as instructed.
3. You must not knowingly leave the federal judicial district where you are authorized to reside without first getting permission from the court or the probation officer.
4. You must answer truthfully the questions asked by your probation officer.
5. You must live at a place approved by the probation officer. If you plan to change where you live or anything about your living arrangements (such as the people you live with), you must notify the probation officer at least 10 days before the change. If notifying the probation officer in advance is not possible due to unanticipated circumstances, you must notify the probation officer within 72 hours of becoming aware of a change or expected change.
6. You must allow the probation officer to visit you at any time at your home or elsewhere, and you must permit the probation officer to take any items prohibited by the conditions of your supervision that he or she observes in plain view.
7. You must work full time (at least 30 hours per week) at a lawful type of employment, unless the probation officer excuses you from doing so. If you do not have full-time employment you must try to find full-time employment, unless the probation officer excuses you from doing so. If you plan to change where you work or anything about your work (such as your position or your job responsibilities), you must notify the probation officer at least 10 days before the change. If notifying the probation officer at least 10 days in advance is not possible due to unanticipated circumstances, you must notify the probation officer within 72 hours of becoming aware of a change or expected change.
8. You must not communicate or interact with someone you know is engaged in criminal activity. If you know someone has been convicted of a felony, you must not knowingly communicate or interact with that person without first getting the permission of the probation officer.
9. If you are arrested or questioned by a law enforcement officer, you must notify the probation officer within 72 hours.
10. You must not own, possess, or have access to a firearm, ammunition, destructive device, or dangerous weapon (i.e., anything that was designed, or was modified for, the specific purpose of causing bodily injury or death to another person such as nunchakus or tasers).
11. You must not act or make any agreement with a law enforcement agency to act as a confidential human source or informant without first getting the permission of the court.
12. If the probation officer determines that you pose a risk to another person (including an organization), the probation officer may require you to notify the person about the risk and you must comply with that instruction. The probation officer may contact the person and confirm that you have notified the person about the risk.
13. You must follow the instructions of the probation officer related to the conditions of supervision.

### U.S. Probation Office Use Only

A U.S. probation officer has instructed me on the conditions specified by the court and has provided me with a written copy of this judgment containing these conditions. For further information regarding these conditions, see *Overview of Probation and Supervised Release Conditions*, available at: [www.uscourts.gov](http://www.uscourts.gov).

Defendant's Signature \_\_\_\_\_

Date \_\_\_\_\_

DEFENDANT: ROBERT WAYNE DENNIS  
CASE NUMBER: 21-cr-00679-JEB-1

### SPECIAL CONDITIONS OF SUPERVISION

You shall comply with the following special conditions:

Restitution Obligation – You must pay the balance of any restitution owed at a rate of no less than \$100 each month.

You are ordered to make restitution to the Architect of the Capitol in the amount of \$2,000.  
Restitution payments shall be made to the Clerk of the Court for the United States District Court, District of Columbia, for disbursement to the following victim:

Architect of the Capitol  
Office of the Chief Financial Officer  
Ford House Office Building, Room H2-205B  
Washington, DC 20515

Community Service - You must complete 60 hours of community service within 12 months. The probation officer will supervise the participation in the program by approving the program. You must provide written verification of completed hours to the probation officer.

Re-entry Progress Hearing - Within sixty days of release from incarceration or placement on supervision, you will appear before the Court for a re-entry progress hearing. Prior to the hearing, the probation officer will submit a report summarizing your status and compliance with release conditions. If you are supervised by a district outside of the Washington DC metropolitan area, the United States Probation Office in that district will submit a progress report to the court within 60 days of the commencement of supervision; upon receipt of the progress report, the Court will determine if your appearance is required.

DEFENDANT: ROBERT WAYNE DENNIS  
CASE NUMBER: 21-cr-00679-JEB-1**CRIMINAL MONETARY PENALTIES**

The defendant must pay the total criminal monetary penalties under the schedule of payments on Sheet 6.

	<u>Assessment</u>	<u>Restitution</u>	<u>Fine</u>	<u>AVAA Assessment*</u>	<u>JVTA Assessment**</u>
<b>TOTALS</b>	\$ 360.00	\$ 2,000.00	\$	\$	\$

☐ The determination of restitution is deferred until \_\_\_\_\_, An Amended Judgment in a Criminal Case (AO 245C) will be entered after such determination.

☐ The defendant must make restitution (including community restitution) to the following payees in the amount listed below.

If the defendant makes a partial payment, each payee shall receive an approximately proportioned payment, unless specified otherwise in the priority order or percentage payment column below. However, pursuant to 18 U.S.C. § 3664(i), all nonfederal victims must be paid before the United States is paid.

<u>Name of Payee</u>	<u>Total Loss***</u>	<u>Restitution Ordered</u>	<u>Priority or Percentage</u>
Architect of the Capitol	\$2,000.00	\$2,000.00	
Office of the Chief Financial Officer			
Ford House Office Building, Room H2-205B			
Washington, DC 20515			

<b>TOTALS</b>	\$	2,000.00	\$	2,000.00
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☐ Restitution amount ordered pursuant to plea agreement \$ \_\_\_\_\_

☐ The defendant must pay interest on restitution and a fine of more than \$2,500, unless the restitution or fine is paid in full before the fifteenth day after the date of the judgment, pursuant to 18 U.S.C. § 3612(f). All of the payment options on Sheet 6 may be subject to penalties for delinquency and default, pursuant to 18 U.S.C. § 3612(g).

☒ The court determined that the defendant does not have the ability to pay interest and it is ordered that:

☒ the interest requirement is waived for the ☐ fine ☒ restitution.

☐ the interest requirement for the ☐ fine ☐ restitution is modified as follows:

\* Amy, Vicky, and Andy Child Pornography Victim Assistance Act of 2018, Pub. L. No. 115-299.

\*\* Justice for Victims of Trafficking Act of 2015, Pub. L. No. 114-22.

\*\*\* Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18 for offenses committed on or after September 13, 1994, but before April 23, 1996.

DEFENDANT: ROBERT WAYNE DENNIS  
CASE NUMBER: 21-cr-00679-JEB-1

### SCHEDULE OF PAYMENTS

Having assessed the defendant's ability to pay, payment of the total criminal monetary penalties is due as follows:

- A ☒ Lump sum payment of \$ 2,360.00 due immediately, balance due
- ☐ not later than \_\_\_\_\_, or
- ☒ in accordance with ☐ C, ☐ D, ☐ E, or ☒ F below; or
- B ☐ Payment to begin immediately (may be combined with ☐ C, ☐ D, or ☐ F below); or
- C ☐ Payment in equal \_\_\_\_\_ (e.g., weekly, monthly, quarterly) installments of \$ \_\_\_\_\_ over a period of \_\_\_\_\_ (e.g., months or years), to commence \_\_\_\_\_ (e.g., 30 or 60 days) after the date of this judgment; or
- D ☐ Payment in equal \_\_\_\_\_ (e.g., weekly, monthly, quarterly) installments of \$ \_\_\_\_\_ over a period of \_\_\_\_\_ (e.g., months or years), to commence \_\_\_\_\_ (e.g., 30 or 60 days) after release from imprisonment to a term of supervision; or
- E ☐ Payment during the term of supervised release will commence within \_\_\_\_\_ (e.g., 30 or 60 days) after release from imprisonment. The court will set the payment plan based on an assessment of the defendant's ability to pay at that time; or
- F ☒ Special instructions regarding the payment of criminal monetary penalties:  
The financial obligations are immediately payable to the Clerk of the Court for the U.S. District Court, 333 Constitution Ave NW, Washington, DC 20001. Within 30 days of any change of address, you shall notify the Clerk of the Court of the change until such time as the financial obligation is paid in full.

Unless the court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during the period of imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made to the clerk of the court.

The defendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.

☐ Joint and Several

Case Number  
Defendant and Co-Defendant Names  
(including defendant number)

Total Amount

Joint and Several  
Amount

Corresponding Payee,  
if appropriate

- ☐ The defendant shall pay the cost of prosecution.
- ☐ The defendant shall pay the following court cost(s):
- ☐ The defendant shall forfeit the defendant's interest in the following property to the United States:

Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) AVAA assessment, (5) fine principal, (6) fine interest, (7) community restitution, (8) JVT assessment, (9) penalties, and (10) costs, including cost of prosecution and court costs.

DEFENDANT: ROBERT WAYNE DENNIS  
CASE NUMBER: 21-cr-00679-JEB-1

**DENIAL OF FEDERAL BENEFITS**  
*(For Offenses Committed On or After November 18, 1988)*

**FOR DRUG TRAFFICKERS PURSUANT TO 21 U.S.C. § 862(a)**

IT IS ORDERED that the defendant shall be:

- ☐ ineligible for all federal benefits for a period of \_\_\_\_\_
- ☐ ineligible for the following federal benefits for a period of \_\_\_\_\_  
*(specify benefit(s))*

**OR**

- ☐ Having determined that this is the defendant's third or subsequent conviction for distribution of controlled substances, IT IS ORDERED that the defendant shall be permanently ineligible for all federal benefits.

**FOR DRUG POSSESSORS PURSUANT TO 21 U.S.C. § 862(b)**

IT IS ORDERED that the defendant shall:

- ☐ be ineligible for all federal benefits for a period of \_\_\_\_\_
- ☐ be ineligible for the following federal benefits for a period of \_\_\_\_\_  
*(specify benefit(s))*
- ☐ successfully complete a drug testing and treatment program.
- ☐ perform community service, as specified in the probation and supervised release portion of this judgment.
- ☐ Having determined that this is the defendant's second or subsequent conviction for possession of a controlled substance, IT IS FURTHER ORDERED that the defendant shall complete any drug treatment program and community service specified in this judgment as a requirement for the reinstatement of eligibility for federal benefits.

Pursuant to 21 U.S.C. § 862(d), this denial of federal benefits does not include any retirement, welfare, Social Security, health, disability, Veterans benefit, public housing, or other similar benefit, or any other benefit for which payments or services are required for eligibility. The clerk of court is responsible for sending a copy of this page and the first page of this judgment to:

U.S. Department of Justice, Office of Justice Programs, Washington, DC 20531