

**U.S. District Court  
District of Columbia (Washington, DC)  
CRIMINAL DOCKET FOR CASE #: 1:21-cr-00642-JDB-1**

Case title: USA v. NEELY

Date Filed: 10/22/2021

Magistrate judge case number: 1:21-mj-00620-RMM

Assigned to: Judge John D. Bates

**Defendant (1)**

**DARRELL NEELY**

represented by **Sabrina P. Shroff**  
OFFICE OF THE FEDERAL PUBLIC DEFENDER  
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Suite 550  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**  
*Designation: Public Defender or Community Defender Appointment*

**Pending Counts**

- 18:641; PUBLIC MONEY, PROPERTY OR RECORDS; Theft of Government Property.  
(1)
- 18:1752(a)(1); TEMPORARY RESIDENCE OF THE PRESIDENT; Enter and Remaining in a Restricted Building.  
(2)
- 18:1752(a)(2); TEMPORARY RESIDENCE OF THE PRESIDENT; Disorderly and Disruptive Conduct in a Restricted Building.  
(3)
- 40:5104(e)(2)(D); VIOLENT ENTRY AND DISORDERLY CONDUCT ON CAPITOL GROUNDS; Violent Entry and Disorderly Conduct in a Capitol Building.  
(4)
- 40:5104(e)(2)(G); VIOLENT ENTRY AND DISORDERLY CONDUCT ON CAPITOL GROUNDS; Parading, Demonstrating, or Picketing in a Capitol Building.  
(5)

**Disposition**

**Highest Offense Level (Opening)**

Felony

**Terminated Counts**

None

**Disposition**

**Highest Offense Level (Terminated)**

None

**Complaints**

COMPLAINT in Violation of 18:641, 18:1752(a)(1), 18:1752(a)(2), 40:5104(e)(2)(D) and 40:5104(e)(2)(G)

**Disposition**

**Plaintiff**

**USA**

represented by **Laura Elizabeth Hill**  
DOJ-CIV  
175 N Street, NE  
Room 9.1811  
Washington, DC 20002  
202-598-3962  
Email: laura.e.hill@usdoj.gov  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**  
*Designation: Assistant U.S. Attorney*

Date Filed	#	Docket Text
09/30/2021	<a href="#">1</a>	SEALED COMPLAINT as to DARRELL NEELY (1). (Attachments: # <a href="#">1</a> Statement of Facts) (zstd) [1:21-mj-00620-RMM] (Entered: 09/30/2021)
09/30/2021	<a href="#">3</a>	MOTION to Seal Case by USA as to DARRELL NEELY. (Attachments: # <a href="#">1</a> Text of Proposed Order)(zstd) [1:21-mj-00620-RMM] (Entered: 09/30/2021)
09/30/2021	<a href="#">4</a>	ORDER granting <a href="#">3</a> Motion to Seal Case as to DARRELL NEELY (1). Signed by Magistrate Judge Robin M. Meriweather on 9/30/2021. (zstd) [1:21-mj-00620-RMM] (Entered: 09/30/2021)
10/18/2021	<a href="#">5</a>	Arrest Warrant, dated 9/30/2021, Returned Executed on 10/18/2021 as to DARRELL NEELY. (bb) [1:21-mj-00620-RMM] (Entered: 10/18/2021)
10/18/2021		Case unsealed as to DARRELL NEELY (bb) [1:21-mj-00620-RMM] (Entered: 10/18/2021)
10/18/2021		Arrest of DARRELL NEELY (zstd) [1:21-mj-00620-RMM] (Entered: 10/18/2021)
10/18/2021	<a href="#">6</a>	ORDER FOR RELEASE as to DARRELL NEELY (1). Signed by Magistrate Judge G. Michael Harvey on 10/18/2021. (zpt) (Main Document 6 replaced on 10/18/2021) (zpt). [1:21-mj-00620-RMM] (Entered: 10/18/2021)
10/18/2021		Minute Entry for proceedings held before Magistrate Judge G. Michael Harvey: VTC Status Hearing as to DARRELL NEELY (1) held on 10/18/2021. Matter was set for an Initial

	Minute Entry for proceedings held before Magistrate Judge G. Michael Harvey: VTC Status Hearing as to DARRELL NEELY (1) held on 10/19/2021. Initial Appearance but was not held. Court finds that the Defendant had not yet been fully processed into the custody to the United States Marshal Service. As the Government does not seek pretrial detention, the Court shall issue an Order directing the Federal Bureau of Investigation and Department of Corrections to release the Defendant as to DARRELL NEELY (1). Initial Appearance set for 10/19/2021 at 01:00 PM in Telephonic/VTC before Magistrate Judge G. Michael Harvey. Bond Status of Defendant: Defendant Not Present/Release Order Issued; Court Reporter: FTR Gold FTR Time Frame: CTRM 6 [4:58:12-5:28:29], [5:46:56-5:54:36]; Defense Attorney: Maria Jacob; US Attorney: Frederick Yette for Laura Hill; Pretrial Officer: Andre Sidbury; (zpt) [1:21-mj-00620-RMM] (Entered: 10/19/2021)
10/19/2021	ORAL MOTION to Appoint Counsel by DARRELL NEELY (1). (zpt) [1:21-mj-00620-RMM] (Entered: 10/20/2021)
10/19/2021	ORAL MOTION for Speedy Trial Waiver by USA as to DARRELL NEELY (1). (zpt) [1:21-mj-00620-RMM] (Entered: 10/20/2021)
10/19/2021	Minute Entry for proceedings held before Magistrate Judge G. Michael Harvey: VTC Initial Appearance/Detention Hearing as to DARRELL NEELY (1) held on 10/19/2021. Oral Motion to Appoint Counsel by DARRELL NEELY (1) Heard and Granted. Government does not seek the Defendant's pretrial detention. Oral Motion by the Government for Speedy Trial Waiver as to DARRELL NEELY (1) Heard and Granted. Time between 10/19/2021 and 1/20/2022 (93 Days) shall be excluded from calculation under the Speedy Trial Act in the interest of justice X-T. Preliminary Hearing set for 1/20/2022 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 [1:45:38-2:13:15]; Defense Attorney: Sabrina Shroff; US Attorney: Frederick Yette for Laura Hill; Pretrial Officer: Dashanta Valentine-Lewis; (zpt) [1:21-mj-00620-RMM] (Entered: 10/20/2021)
10/19/2021	MINUTE ORDER as to DARRELL NEELY (1). As required by Rule 5(f), the United States is ordered to produce all exculpatory evidence to the defendant pursuant to Brady v. Maryland and its progeny. Not doing so in a timely manner may result in sanctions, including exclusion of evidence, adverse jury instructions, dismissal of charges and contempt proceedings. Signed by Magistrate Judge G. Michael Harvey on 10/19/2021. (zpt) [1:21-mj-00620-RMM] (Entered: 10/20/2021)
10/21/2021	<a href="#">8</a> ORDER Setting Conditions of Release as to DARRELL NEELY (1) Personal Recognizance. Signed by Magistrate Judge G. Michael Harvey on 10/19/2021. (Attachments: # <a href="#">1</a> Appearance Bond) (zpt) [1:21-mj-00620-RMM] (Entered: 10/21/2021)
10/22/2021	<a href="#">9</a> INFORMATION as to DARRELL NEELY (1) count(s) 1, 2, 3, 4, 5. (zhsj) (Entered: 10/25/2021)
10/29/2021	Set/Reset Hearings as to DARRELL NEELY: Arraignment set for 11/3/2021 at 10:30 AM in Telephonic/VTC before Judge John D. Bates. (tb) (Entered: 10/29/2021)
11/09/2021	Set/Reset Hearings as to DARRELL NEELY: Arraignment reset for 11/12/2021 at 11:00 AM in Telephonic/VTC before Judge John D. Bates. (tb) (Entered: 11/09/2021)
11/11/2021	<a href="#">11</a> MOTION for Protective Order by USA as to DARRELL NEELY. (Attachments: # <a href="#">1</a> Exhibit Declaration of Thomas A. DiBiase, # <a href="#">2</a> Text of Proposed Order)(Hill, Laura) (Entered: 11/11/2021)
11/12/2021	Minute Entry: Arraignment as to DARRELL NEELY (1) held on 11/12/2021 before Judge John D. Bates on Counts 1,2,3,4 and 5: Plea of NOT GUILTY entered by DARRELL NEELY (1) as to all Counts. Status Conference set for 1/11/2022 at 11:30 AM in Telephonic/VTC before Judge John D. Bates. The Court finds in the interest of justice (XT) that the time between 11/12/2021 and 01/11/2022 shall be excluded from the speedy trial calculation. The Court admonishes the defendant to address the outstanding warrants in PG County promptly. Defendant continued on release in this case. Court Reporter: Bryan Wayne; Defense Attorney: Sabrina Shroff; US Attorney: Laura Hill; Pretrial Officer: Christine Schuck. (tb) Modified on 11/12/2021 (tb). (Entered: 11/12/2021)
11/12/2021	<a href="#">13</a> Unopposed MOTION for Disclosure of 6(e) and Sealed Materials by USA as to DARRELL NEELY. (Attachments: # <a href="#">1</a> Text of Proposed Order)(Hill, Laura) (Entered: 11/12/2021)
11/12/2021	<a href="#">14</a> PROTECTIVE ORDER setting forth procedures for handling sensitive material. See text of Order for details. Signed by Judge John D. Bates on 11/12/2021. (lcjdb3) (Entered: 11/13/2021)
11/12/2021	<a href="#">15</a> ORDER directing defendant to resolve outstanding warrants. Signed by Judge John D. Bates on 11/12/2021. (lcjdb3) (Entered: 11/13/2021)
11/22/2021	MINUTE ORDER: Upon consideration of <a href="#">13</a> the United States' motion for disclosure of items protected by Rule 6(e) and of sealed materials, and the entire record herein, the motion is hereby GRANTED; it is further 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 <a href="#">14</a> the Court's protective order; and it is further ORDERED that the present order shall also apply to disclosures to any co-defendants who may be joined at a later date. SO ORDERED. Signed by Judge John D. Bates on 11/22/2021. (lcjdb3) (Entered: 11/22/2021)
11/30/2021	Terminate Deadlines and Hearings as to DARRELL NEELY (1): Preliminary Hearing set for 1/20/2022 at 01:00 PM in Telephonic/VTC before Magistrate Judge G. Michael Harvey is hereby VACATED. (zpt) (Entered: 11/30/2021)

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