

APPEAL,CAP,CAT A,CLOSED

**U.S. District Court
District of Columbia (Washington, DC)
CRIMINAL DOCKET FOR CASE #: 1:22-cr-00214-RCL-1**

Case title: USA v. MAZZIO, JR

Magistrate judge case number: 1:22-mj-00068-ZMF

Date Filed: 06/13/2022

Assigned to: Judge Royce C.
Lamberth

Defendant (1)

**ANTHONY MICHAEL
MAZZIO, JR**

represented by **Christine Freeman**
Middle District of Alabama Federal Defender
817 S. Court St.
Montgomery
Montgomery, AL 36104
334-834-2099
Email: christine_freeman@fd.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
*Designation: Public Defender or Community
Defender Appointment*

Pending Counts

40:5104(e)(2)(G); VIOLENT
ENTRY AND DISORDERLY
CONDUCT ON CAPITOL
GROUNDS; Parading,
Demonstrating, or Picketing in a
Capitol Building
(1)

Disposition

Defendant committed to the custody of the Bureau
of Prisons for a term of 60 days. Defendant further
ordered to serve a 36 month (3 year) term of
Probation, to pay a \$10 special assessment and
\$500 in restitution.

Highest Offense Level (Opening)

Misdemeanor

Terminated Counts

None

Disposition

**Highest Offense Level
(Terminated)**

None

Complaints

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

Disposition**Plaintiff**

USA

represented by **Jacqueline N. Schesnol**
 DOJ-USAO
 United States Attorney's Office
 40 North Central Avenue
 Suite 1800
 Phoenix, AZ 85004-4449
 (602) 514-7689
 Email: jacqueline.schesnol@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Assistant U.S. Attorney

Date Filed	#	Page	Docket Text
03/22/2022	<u>1</u>		SEALED COMPLAINT as to ANTHONY MICHAEL MAZZIO, JR (1). (Attachments: # <u>1</u> Statement of Facts) (zstd) [1:22-mj-00068-ZMF] (Entered: 03/23/2022)
03/22/2022	<u>3</u>		MOTION to Seal Case by USA as to ANTHONY MICHAEL MAZZIO, JR. (Attachments: # <u>1</u> Text of Proposed Order)(zstd) [1:22-mj-00068-ZMF] (Entered: 03/23/2022)
03/22/2022	<u>4</u>		ORDER granting <u>3</u> Motion to Seal Case as to ANTHONY MICHAEL MAZZIO, JR (1). Signed by Magistrate Judge Zia M. Faruqui on 3/22/2022. (zstd) [1:22-mj-00068-ZMF] (Entered: 03/23/2022)
04/04/2022			Arrest of ANTHONY MICHAEL MAZZIO, JR in Alabama. (zstd) [1:22-mj-00068-ZMF] (Entered: 04/04/2022)
04/04/2022	<u>5</u>		Arrest Warrant, dated 3/22/2022, Returned Executed on 4/4/2022 as to ANTHONY MICHAEL MAZZIO, JR. (zstd) [1:22-mj-00068-ZMF] (Entered: 04/04/2022)
04/04/2022			Case unsealed as to ANTHONY MICHAEL MAZZIO, JR (zstd) [1:22-mj-00068-ZMF] (Entered: 04/04/2022)
04/09/2022	<u>6</u>		Unopposed MOTION to disclose 6e and sealed materials by USA as to ANTHONY MICHAEL MAZZIO, JR. (Schesnol, Jacqueline) Modified event on 4/11/2022 (zhsj). [1:22-mj-00068-ZMF] (Entered: 04/09/2022)
04/09/2022	<u>7</u>		Unopposed MOTION for Protective Order by USA as to ANTHONY MICHAEL MAZZIO, JR. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Attachment A)(Schesnol, Jacqueline) [1:22-mj-00068-ZMF] (Entered: 04/09/2022)

04/11/2022		MINUTE ORDER (paperless), as to ANTHONY MICHAEL MAZZIO, JR, GRANTING the government's <u>6</u> Unopposed 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 protective order to be entered governing discovery in this case, to provide to defendant, 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; <i>provided</i> , however, that this authorization is contingent upon and shall not take effect until the granting of the government's <u>7</u> Unopposed Motion for Protective Order. Signed by Chief Judge Beryl A. Howell on April 11, 2022. (lcbah3) [1:22-mj-00068-ZMF] (Entered: 04/11/2022)
04/12/2022		ORAL MOTION to Appoint Counsel by ANTHONY MICHAEL MAZZIO, JR. (1). (bb) [1:22-mj-00068-ZMF] (Entered: 04/12/2022)
04/12/2022		ORAL MOTION for Speedy Trial by USA as to ANTHONY MICHAEL MAZZIO, JR. (1). (bb) [1:22-mj-00068-ZMF] (Entered: 04/12/2022)
04/12/2022	<u>8</u>	NOTICE OF ATTORNEY APPEARANCE: Christine Freeman appearing for ANTHONY MICHAEL MAZZIO, JR (Freeman, Christine) [1:22-mj-00068-ZMF] (Entered: 04/12/2022)
04/12/2022		Minute Entry for proceedings held before Magistrate Judge G. Michael Harvey: VTC First Appearance in the District as to ANTHONY MICHAEL MAZZIO, JR (1) held on 4/12/2022. Defendant was present by video and consented to proceed by video. Oral Motion to Appoint Counsel by ANTHONY MICHAEL MAZZIO, JR (1), heard and granted. Oral Motion by the Government for Speedy Trial waiver as to ANTHONY MICHAEL MAZZIO, JR (1), heard and granted. Time between 4/12/2022 and 6/14/2022 (63 days) shall be excluded from calculation in the interest of justice (X-T) under the Speedy Trial Act. Defendant waived the right to the Preliminary Hearing. Status Hearing set for 6/14/2022 at 1:00 PM by Telephonic/VTC before Magistrate Judge Zia M. Faruqui. Bond Status of Defendant: Defendant placed on personal recognizance bond; Court Reporter: FTR Gold; FTR Time Frame: Ctrm 6 [1:46:16-2:00:35]; Defense Attorney: Christine Freeman; U.S. Attorney: Frederick Yette for Jacqueline Schesnol; Pretrial Officer: Andre Sidbury. (bb) [1:22-mj-00068-ZMF] (Entered: 04/12/2022)
04/12/2022		MINUTE ORDER as to ANTHONY MICHAEL MAZZIO, JR (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 4/12/2022. (bb) [1:22-mj-00068-ZMF] (Entered: 04/12/2022)
04/12/2022	<u>10</u>	ORDER Setting Conditions of Release as to ANTHONY MICHAEL MAZZIO, JR (1) Personal Recognizance Bond. Signed by Magistrate Judge G. Michael Harvey on 4/12/2022. (Attachments: # <u>1</u> Appearance Bond) (bb) [1:22-mj-00068-ZMF] (Entered: 04/13/2022)
04/13/2022	<u>2</u>	

		PROTECTIVE ORDER setting forth procedures for handling confidential material; allowing designated material to be filed under seal as to ANTHONY MICHAEL MAZZIO, JR. (1). Signed by Magistrate Judge G. Michael Harvey on 4/13/2022. (bb) [1:22-mj-00068-ZMF] (Entered: 04/13/2022)
04/14/2022	<u>12</u>	NOTICE of Filing Status of Discovery by USA as to ANTHONY MICHAEL MAZZIO, JR (Attachments: # <u>1</u> Status Memo July 12, 2021, # <u>2</u> Exhibit A to Status Memo of July 12, 2021, # <u>3</u> Status Memo August 23, 2021, # <u>4</u> Status Memo September 14, 2021, # <u>5</u> Status Memo October 21, 2021, # <u>6</u> Status Memo November 5, 2021)(Schesnol, Jacqueline) [1:22-mj-00068-ZMF] (Entered: 04/14/2022)
04/14/2022	<u>13</u>	NOTICE of Status of Discovery as of February 9, 2022 by USA as to ANTHONY MICHAEL MAZZIO, JR (Schesnol, Jacqueline) [1:22-mj-00068-ZMF] (Entered: 04/14/2022)
04/25/2022	<u>14</u>	Rule 5(c)(3) Documents Received as to ANTHONY MICHAEL MAZZIO, JR from United States District Court for the District of Alabama, Northern Division. Case Number 2:22-mj-57-JTA-1. (zhshj) [1:22-mj-00068-ZMF] (Entered: 04/27/2022)
06/13/2022	<u>17</u>	STATEMENT OF OFFENSE by USA as to ANTHONY MICHAEL MAZZIO, JR (Schesnol, Jacqueline) [1:22-mj-00068-ZMF] (Entered: 06/13/2022)
06/13/2022	<u>18</u>	ENTERED IN ERROR.....STATEMENT OF FACTS in Support of Plea Agreement by USA as to ANTHONY MICHAEL MAZZIO, JR (Schesnol, Jacqueline)[1:22-mj-00068-ZMF] Modified on 6/17/2022 (zstd). (Entered: 06/13/2022)
06/13/2022	<u>19</u>	NOTICE of intent to change plea by ANTHONY MICHAEL MAZZIO, JR (Freeman, Christine) [1:22-mj-00068-ZMF] (Entered: 06/13/2022)
06/13/2022	<u>20</u>	INFORMATION as to ANTHONY MICHAEL MAZZIO, JR (1) count(s) 1. (zstd) (Entered: 06/13/2022)
06/13/2022		MINUTE ORDER as to ANTHONY MICHAEL MAZZIO, JR (1): The hearing currently scheduled for 6/14/2022 at 1:00 PM before Magistrate Judge Zia M. Faruqi is hereby VACATED, as the Defendant: has had an initial appearance in this jurisdiction; has had counsel appointed; has been released on conditions; and has been charged by Information. As such, there are no pending matters necessitating action by a Magistrate Judge. The parties are directed to contact the assigned District Judge to schedule a status hearing and arraignment, if one has not yet been set. The parties are instructed to address any requests to toll the Speedy Trial Act to the assigned District Judge. Signed by Magistrate Judge Zia M. Faruqi on 6/13/2022. (bb) (Entered: 06/13/2022)
06/13/2022		Terminate Deadlines and Hearings as to ANTHONY MICHAEL MAZZIO, JR: : The hearing currently scheduled for 6/14/2022 at 1:00 PM before Magistrate Judge Zia M. Faruqi is hereby VACATED. (bb) (Entered: 06/13/2022)
06/13/2022		NOTICE OF ERROR as to ANTHONY MICHAEL MAZZIO, JR regarding <u>18</u> Statement of Facts in Support of Plea Agreement. Other- Please do not refile. The document will be filed by the courtroom deputy after the plea has been entered (zstd) (Entered: 06/17/2022)
06/17/2022	<u>22</u>	

		MOTION conduct arraignment and plea by video teleconference by ANTHONY MICHAEL MAZZIO, JR. (Freeman, Christine) (Entered: 06/17/2022)
06/17/2022		MINUTE ORDER granting <u>22</u> Motion to conduct hearing via video as to ANTHONY MICHAEL MAZZIO, JR. The parties are directed to appear for an Arraignment/Plea Agreement Hearing set for 6/24/2022 at 2:00 PM by VTC before Judge Royce C. Lamberth. Signed by Judge Royce C. Lamberth on 6/17/2022. (lsj) (Entered: 06/17/2022)
06/17/2022	<u>23</u>	NOTICE of Waiver of Indictment by ANTHONY MICHAEL MAZZIO, JR (Freeman, Christine) (Entered: 06/17/2022)
06/17/2022	24	ENTERED IN ERROR....WAIVER of Trial by Jury as to ANTHONY MICHAEL MAZZIO, JR. Approved by Judge James E. Boasberg on 6/17/2022. (lsj) Modified on 6/17/2022 (zlsj). (Entered: 06/17/2022)
06/17/2022		NOTICE OF ERROR as to ANTHONY MICHAEL MAZZIO, JR regarding 24 Waiver of Trial by Jury. (zlsj) (Entered: 06/17/2022)
06/17/2022		NOTICE OF ERROR as to ANTHONY MICHAEL MAZZIO, JR regarding <u>23</u> Notice (Other). The following error(s) need correction: Leave to file not yet requested and/or granted. The Courtroom Deputy will file all plea related documents at the conclusion of the plea hearing. (zlsj) (Entered: 06/17/2022)
06/24/2022		Minute Entry for Arraignment and Plea Agreement as to ANTHONY MICHAEL MAZZIO, JR on Count 1 held on 6/24/2022 before Judge Royce C. Lamberth. Guilty Plea entered by ANTHONY MICHAEL MAZZIO, JR on Count 1. REFERRAL TO PROBATION OFFICE for Presentence Investigation as to ANTHONY MICHAEL MAZZIO, JR. Sentencing set for 9/22/2022 at 3:00 PM in Courtroom 15– In Person before Judge Royce C. Lamberth. Sentencing Memorandum due by 9/15/2022. Bond Status of Defendant: Personal Recognizance; Court Reporter: Lisa Bankins; Defense Attorney: Christine Freeman; US Attorney: Jacqueline Schesnol. (zjch,) (Entered: 06/24/2022)
06/24/2022	<u>25</u>	WAIVER OF INDICTMENT by ANTHONY MICHAEL MAZZIO, JR. Signed by Judge Royce C. Lamberth on 6/24/2022. (zjch,) (Entered: 06/24/2022)
06/24/2022	<u>26</u>	PLEA AGREEMENT as to ANTHONY MICHAEL MAZZIO, JR. Let this be filed signed by Judge Royce C. Lamberth 6/24/2022. (zjch,) Modified on 6/28/2022 (zjch,). (Entered: 06/24/2022)
06/24/2022	<u>27</u>	STATEMENT OF OFFENSE by USA, ANTHONY MICHAEL MAZZIO, JR as to ANTHONY MICHAEL MAZZIO, JR. Let this be filed. Signed by Judge Royce Lamberth 6/24/2022 (zjch,). (Entered: 06/24/2022)
09/08/2022	<u>29</u>	NOTICE of Sentencing Exhibit by ANTHONY MICHAEL MAZZIO, JR (Freeman, Christine) (Entered: 09/08/2022)
09/09/2022	<u>30</u>	SENTENCING MEMORANDUM by ANTHONY MICHAEL MAZZIO, JR (Freeman, Christine) (Entered: 09/09/2022)
09/15/2022	<u>33</u>	SENTENCING MEMORANDUM by USA as to ANTHONY MICHAEL MAZZIO, JR (Attachments: # <u>1</u> Exhibit)(Schesnol, Jacqueline) (Entered: 09/15/2022)

		09/15/2022)
09/15/2022	<u>34</u>	NOTICE of Filing of Electronic Exhibits by USA as to ANTHONY MICHAEL MAZZIO, JR (Schesnol, Jacqueline) (Entered: 09/15/2022)
09/19/2022	<u>36</u>	NOTICE of Additional Sentencing exhibit by ANTHONY MICHAEL MAZZIO, JR (Freeman, Christine) (Entered: 09/19/2022)
09/19/2022	<u>37</u>	NOTICE of Additional Sentencing Exhibits (two letters) by ANTHONY MICHAEL MAZZIO, JR (Attachments: # <u>1</u> Exhibit letter from Mr. Mazzio's father, # <u>2</u> Exhibit letter from Mr. Mazzio's cousin)(Freeman, Christine) (Entered: 09/19/2022)
09/20/2022	<u>38</u>	NOTICE of Additional Exhibit – Letter by ANTHONY MICHAEL MAZZIO, JR (Attachments: # <u>1</u> Exhibit Letter from Patricia King)(Freeman, Christine) (Entered: 09/20/2022)
09/21/2022	<u>40</u>	MOTION to Continue Sentencing Hearing by ANTHONY MICHAEL MAZZIO, JR. (Freeman, Christine) (Entered: 09/21/2022)
09/21/2022		MINUTE ORDER: It is hereby ORDERED that <u>40</u> Motion to Continue is GRANTED. The sentencing set for 09/22/2022 is hereby VACATED. Sentencing is reset for 10/4/2022 at 11:00 AM in Courtroom 15– In Person before Judge Royce C. Lamberth. SO ORDERED by Judge Royce C. Lamberth on 09/21/2022. (lcrc12) (Entered: 09/21/2022)
09/22/2022		MINUTE ORDER as to ANTHONY MICHAEL MAZZIO, JR: In light of counsel's unavailability, the Sentencing set for 10/4/2022 is hereby vacated and reset for 10/5/2022 at 3:00 PM in Courtroom 15 (in person) before Judge Royce C. Lamberth. Signed by Judge Royce C. Lamberth on 9/22/2022. (lsj) (Entered: 09/22/2022)
10/05/2022		Minute Entry for Sentencing held before Judge Royce C. Lamberth held on 10/5/2022 as to ANTHONY MICHAEL MAZZIO, JR. It is the judgment of the Court, as to Count 1, the Defendant is hereby committed to the custody of the Bureau of Prisons for a term of 60 days. The Defendant is further ordered to serve a 36 month (3 year) term of Probation, to pay a \$10 special assessment and \$500 in restitution. Bond Status of Defendant: personal recognizance; Court Reporter: Lisa Bankins; Defense Attorney: Christine Freeman; US Attorney: Jacqueline N. Schesnol; Prob Officer: Ami Landon. (lsj) (Entered: 10/06/2022)
10/05/2022	<u>41</u>	JUDGMENT as to ANTHONY MICHAEL MAZZIO, JR. Statement of Reasons Not Included. Signed by Judge Royce C. Lamberth on 10/5/2022. (zstd) (Entered: 10/06/2022)
10/05/2022	<u>42</u>	STATEMENT OF REASONS as to ANTHONY MICHAEL MAZZIO, JR re <u>41</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 Judge Royce C. Lamberth on 10/5/2022. (zstd) (Entered: 10/06/2022)
10/17/2022	<u>45</u>	NOTICE OF APPEAL – Final Judgment by ANTHONY MICHAEL MAZZIO, JR Fee Status: No Fee Paid. Parties have been notified. (Freeman, Christine) (Entered: 10/17/2022)

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

UNITED STATES OF AMERICA)	
)	
V.)	CASE NO.: 22-CR-214 (RCL)
)	
ANTHONY MICHAEL MAZZIO)	

NOTICE OF APPEAL

ANTHONY MICHAEL MAZZIO, by undersigned counsel, Christine A. Freeman, hereby gives notice pursuant to Rule 4(b) of the Federal Rules of Appellate Procedure, that he is appealing the sentence imposed in this case on October 5, 2022 (Docs. 41, 42).

Respectfully submitted,

/s/Christine A. Freeman
CHRISTINE A. FREEMAN
TN BAR NO.: 11892
Federal Defenders
Middle District of Alabama
817 South Court Street
Montgomery, AL 36104
TEL: (334) 834-2099
FAX: (334) 834-0353
E-Mail: Christine_Freeman@fd.org

CERTIFICATE OF SERVICE

I hereby certify that on October 17, 2022, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will send notification of such filing to all counsel of record.

Respectfully submitted,

/s/Christine A. Freeman

CHRISTINE A. FREEMAN

TN BAR NO.: 11892

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UNITED STATES DISTRICT COURT

District of Columbia

UNITED STATES OF AMERICA

v.

ANTHONY MICHAEL MAZZIO, JR.

JUDGMENT IN A CRIMINAL CASE

Case Number: 22-CR-214 (RCL)

USM Number: 94451-509

Christine Freeman

Defendant's Attorney

THE DEFENDANT:

☒ pleaded guilty to count(s) One (sole count) of the Information☐ pleaded nolo contendere to count(s) _____
which was accepted by the court.☐ was found guilty on count(s) _____
after a plea of not guilty.

The defendant is adjudicated guilty of these offenses:

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Offense Ended</u>	<u>Count</u>
40:5104(e)(2)(G)	Parading, Demonstrating, or Picketing in a Capitol Building	1/6/2021	1

The defendant is sentenced as provided in pages 2 through 7 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) _____☐ Count(s) _____ ☐ 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.

10/5/2022

Date of Imposition of Judgment



Signature of Judge

Honorable Royce C. Lamberth, U.S.D.C. Judge

Name and Title of Judge

10/5/22

Date

DEFENDANT: ANTHONY MICHAEL MAZZIO, JR.
CASE NUMBER: 22-CR-214 (RCL)

IMPRISONMENT

The defendant is hereby committed to the custody of the Federal Bureau of Prisons to be imprisoned for a total term of:

60 days

☒ The court makes the following recommendations to the Bureau of Prisons:

Placement at facility close to Dethan Middle District of Alabama, to be close to family.

☐ 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 or 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: ANTHONY MICHAEL MAZZIO, JR.
CASE NUMBER: 22-CR-214 (RCL)

PROBATION

You are hereby sentenced to probation for a term of:

36 months (3 years)

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 placement on probation 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 cooperate in the collection of DNA as directed by the probation officer. *(check if applicable)*
5. ☐ 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)*
6. ☐ You must participate in an approved program for domestic violence. *(check if applicable)*
7. ☒ You must make restitution in accordance with 18 U.S.C. §§ 2248, 2259, 2264, 2327, 3663, 3663A, and 3664. *(check if applicable)*
8. You must pay the assessment imposed in accordance with 18 U.S.C. § 3013.
9. If this judgment imposes a fine, you must pay in accordance with the Schedule of Payments sheet of this judgment.
10. You must notify the court of any material change in your economic circumstances that might affect your ability to pay restitution, fines, or special assessments.

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: ANTHONY MICHAEL MAZZIO, JR.
CASE NUMBER: 22-CR-214 (RCL)

STANDARD CONDITIONS OF SUPERVISION

As part of your probation, 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 the time you were sentenced, 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.

Defendant's Signature _____

Date _____

DEFENDANT: ANTHONY MICHAEL MAZZIO, JR.
CASE NUMBER: 22-CR-214 (RCL)

ADDITIONAL PROBATION TERMS

The court authorizes the transfer of supervision to the United States Middle District of Alabama.

The Probation Office shall release the presentence investigation report to all appropriate agencies, which includes the United States Probation Office in the approved district of residence, in order to execute the sentence of the Court. Treatment agencies shall return the presentence report to the Probation Office upon the defendant's completion or termination from treatment.

NOTICE OF APPEAL

Pursuant to 18 USC § 3742, you have a right to appeal the sentence imposed by this Court if the period of imprisonment is longer than the statutory maximum. If you choose to appeal, you must file any appeal within 14 days after the Court enters judgment.

As defined in 28 USC § 2255, you also have the right to challenge the conviction entered or sentence imposed if new and currently unavailable information becomes available to you or, on a claim that you received ineffective assistance of counsel in entering a plea of guilty to the offense(s) of conviction or in connection with sentencing.

If you are unable to afford the cost of an appeal, you may request permission from the Court to file an appeal without cost to you.

DEFENDANT: ANTHONY MICHAEL MAZZIO, JR.
 CASE NUMBER: 22-CR-214 (RCL)

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>
TOTALS	\$ 10.00	\$ 500.00	\$	\$	\$

☐ 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		\$500.00	
Office of the Chief Financial Officer			
Attn: Kathy Sherrill, CPA			
Ford House Office Building			
Room H2-205B			
Washington, DC 20515			

TOTALS	\$	0.00	\$	500.00
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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: ANTHONY MICHAEL MAZZIO, JR.

CASE NUMBER: 22-CR-214 (RCL)

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 \$ 510.00 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.