UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA

V. * Case No. 1:21-CR-623-2 (CRC)

*

KIRSTYN NIEMELA

*

<u>DEFENDANT'S SUPPLEMENTAL OBJECTIONS TO GOVERNMENT'S TRIAL</u> <u>EXHIBITS</u>

NOW COMES the Defendant, Kirstyn Niemela, by and through counsel, Richard Monteith and Paul Garrity, and submits the following supplemental objections to the Government's Exhibit List that was submitted to this Court on January 2, 2023.

In support thereof, Ms. Niemela states as follows:

- The Defendant objects to Government Exhibit #914, an excerpt from a January 7, 2021 group chat regarding Trump in control, and submits that this exhibit is irrelevant, vague, and prejudicial and should be precluded from introduction into evidence pursuant to FRE 401 and 402.
- 2. The Defendant objects to Government Exhibit #915, which consists of a group chat certifying at 1:00 p.m. and treason, and submits that this exhibit is irrelevant, vague, and prejudicial and should be precluded from introduction into evidence pursuant to FRE 401 and 402.
- The Defendant objects to Government Exhibit #916 and #917, an excerpt from January 7,
 2021 group chat with Niemela sending Flynn gematria post, and submits that these exhibits

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA UNITED STATES OF AMERICA * * V. * Case No. 1:21-CR-623-2 (CRC) * KIRSTYN NIEMELA * * DEFENDANT'S SUPPLEMENTAL OBJECTIONS TO GOVERNMENT'S TRIAL EXHIBITS NOW COMES the Defendant, Kirstyn Niemela, by and through counsel, Richards Montel through Paul Gaerity and submits it is following bupdle mentaposide tides of the Confront and submits it is following bupdle mentaposide tides of the Confront and submits it is Exhibit List that was submitted to this Court on January 2, 2023. In support thereof, Ms. Niemela states as follows: 1. The Defendant objects to Government Exhibit #914, an excerpt from a January 7, 2021 group chat regarding Hullip in control, and submits that this exhibit is irrelevant, vague, and prejudicial and should be precluded from introduction into evidence pursuant to FRE 401 and 402. 2. The Defendant objects to Government 5xhibit #915, which consists of a group phat dertilying of 1:00 p.m. and repain and submits that 2021 this exhibit is irrelevant, vague, and prejudicial and should be precluded from introduction into evidence pursuant to FRE 401 and 402. 3. The Defendant objects to Government Exhibit #916 and #917, an excerpt from January 7, 202 group chartwith griecher a Septial Eligible bemaker in as detail authorise that are the seces in the invalue of the control of the con vague, and prejudicial and should be precluded from introduction into evidence pursuant to FRE 401 and 402. 4. The Defendant objects to Government Exhibit #921, an excerpt from a January 7, 2021 group chat regarding Speaker Pelosi being detained and new government in place, and submits that this exhibit is irrelevant, vague, and prejudicial and should be precluded from introduction into evidence pursuant to FRE 401 and 402. 5. The Defendant objects to Government Exhibit #922 and #923 Texperpts and posts sent by the Defendant regarding "Corporation of America", and submits that these exhibits are irrelevant, vague, and prejudicial and should be precluded from introduction into evidence pursuant to FRE 401 and 402. 6. The Defendant objects to Government Printing 24 and 4925, excepts from a Unitally 13#2021 group and regarding small appeals want by Shock The World", and submits that these exhibits are irrelevant, vague, and prejudicial and should be precluded from introduction into evidence pursuant to FRE 401 and 402. 7. The Defendant objects to Government Exhibit are #926 and #927, a post from January 13, 2021 sent by Niemela regarding "Three Options if Something Doesn't Happen", and submits that these exhibits are irrelevant, vague, and prejudicial and should be precluded from introduction for target, idence quasidant to find Ec401 and 402 with 5REFFORE, the Defendants with the type of the contract of respectfully requests that this Honorable Court: A) Uphold her objections and preclude the Government from introducing the above-referenced exhibits. B) Order such other relief as may be just and proper. Respectfully submitted kirstyn Niemela, By hel Attorneys, Date: January 12, 2023 /s/ Paul J. Garrity Paul J. Garrity, Bar No. 905 14 Londonderry Road Londonderry, NH 03053 603-434-4106 garritylaw@myfairpoint.net /s/ Richard F. on this 12th day of January, 2023, a copy of the within was e-filed for all parties involved and mailed, postage pre-paid 0.6 Kissiyn i Niemetar Dated Jasua Frinst, 2023: #55 PWill. Shorik Palie J. Veanhd / 15/1/18 idhand Fri Miortleith these Richard Monteith

exhibits are irrelevant, vague, and prejudicial and should be precluded from introduction into evidence pursuant to FRE 401 and 402.

7. The Defendant objects to Government Exhibit #926 and #927, a post from January 13, 2021 sent by Niemela regarding "Three Options If Something Doesn't Happen", and submits that these exhibits are irrelevant, vague, and prejudicial and should be precluded from introduction into evidence pursuant to FRE 401 and 402.

WHEREFORE, the Defendant, Kirstyn Niemela, respectfully requests that this Honorable Court:

- A) Uphold her objections and preclude the Government from introducing the abovereferenced exhibits.
- B) Order such other relief as may be just and proper.

Respectfully submitted Kirstyn Niemela, By her Attorneys,

Date: January 12, 2023

/s/ Paul J. Garrity
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CERTIFICATE OF SERVICE

I, Richard F. Monteith and Paul J. Garrity, herein certify that on this 12th day of January, 2023, a copy of the within was e-filed for all parties involved and mailed, postage pre-paid, to Kirstyn Niemela.

Date: January 12, 2023 /s/ Paul J. Garrity
Paul J. Garrity

/s/ Richard F. Monteith
Richard Monteith