

## UNITED STATES DISTRICT COURT

for the

District of Columbia

United States of America

v.

Benjamin Scott Robinson

) Case: 1:22-mj-00110  
 ) Assigned to: Judge Meriweather, Robin M.  
 ) Assign Date: 5/16/2022  
 ) Description: COMPLAINT W/ ARREST WARRANT  
 )  
 )

*Defendant*

## ARREST WARRANT

To: Any authorized law enforcement officer

**YOU ARE COMMANDED** to arrest and bring before a United States magistrate judge without unnecessary delay

(name of person to be arrested) Benjamin Scott Robinson,  
 who is accused of an offense or violation based on the following document filed with the court:

☐ Indictment ☐ Superseding Indictment ☐ Information ☐ Superseding Information ☒ Complaint  
☐ Probation Violation Petition ☐ Supervised Release Violation Petition ☐ Violation Notice ☐ Order of the Court

This offense is briefly described as follows:

18 U.S.C. § 1752(a)(1)- Entering and Remaining in a Restricted Building or Grounds  
 18 U.S.C. § 1752(a)(2)- Disorderly and Disruptive Conduct in a Restricted Building or Grounds  
 40 U.S.C. § 5104(e)(2)(D)- Disorderly Conduct in a Capitol Building  
 40 U.S.C. § 5104(e)(2)(G)- Parading, Demonstrating, or Picketing in a Capitol Building



2022.05.16

17:16:35 -04'00'

Date: 05/16/2022*Issuing officer's signature*City and state: Washington, D.C.Robin M. Meriweather, U.S. Magistrate Judge*Printed name and title*

## Return

This warrant was received on (date) 5/18/2022, and the person was arrested on (date) 5/19/2022  
 at (city and state) Matthews, NC.

Date: 5/19/2022
*Arresting officer's signature*

Christopher McMaster, Special Agent  
*Printed name and title*

## UNITED STATES DISTRICT COURT

for the

United States of America

District of Columbia

v.

Linwood Alan Robinson Sr.

DOB: XXXXXX

Linwood Alan Robinson II

DOB: XXXXXX

Benjamin Scott Robinson

DOB: XXXXXX

Brittany Nicole Robinson

DOB: XXXXXX

*Defendant(s)*

)
)
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)
)
)
)

Case: 1:22-mj-00110

Assigned to: Judge Meriweather, Robin M.

Assign Date: 5/16/2022

Description: COMPLAINT W/ ARREST WARRANT

## CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of January 6, 2021 in the county of in the
in the District of Columbia, the defendant(s) violated:

*Code Section**Offense Description*

18 U.S.C. § 1752(a)(1)- Entering and Remaining in a Restricted Building or Grounds

18 U.S.C. § 1752(a)(2)- Disorderly and Disruptive Conduct in a Restricted Building or Grounds

40 U.S.C. § 5104(e)(2)(D)- Disorderly Conduct in a Capitol Building

40 U.S.C. § 5104(e)(2)(G)- Parading, Demonstrating, or Picketing in a Capitol Building

This criminal complaint is based on these facts:

See attached statement of facts.

☒ Continued on the attached sheet.

Robert M. Hamilton

*Complainant's signature*

Robert Hamilton, Task Force Officer

*Printed name and title*

Attested to by the applicant in accordance with the requirements of Fed. R. Crim. P. 4.1
by telephone.

Date: 05/16/2022



Rob M. Meriweather

2022.05.16

17:14:21 -04'00'

*Judge's signature*

City and state: Washington, D.C.

Robin M. Meriweather, U.S. Magistrate Judge

*Printed name and title*

### **STATEMENT OF FACTS**

Your affiant, Robert M. Hamilton, is employed as a Joint Terrorism Task Force Officer by the Federal Bureau of Investigation ("FBI"). Specifically, I am assigned to the Columbia Field Office, Joint Terrorism Task Force, tasked with the investigation of criminal violations of Federal Law. As a Federally sworn Task Force Officer, I am authorized by law or by a Government agency to engage in or supervise the prevention, detention, investigation, or prosecution of a violation of Federal criminal laws.

The U.S. Capitol, which is located at First Street, SE, in Washington, D.C., is secured 24 hours a day by U.S. Capitol Police. Restrictions around the U.S. Capitol include permanent and temporary security barriers and posts manned by U.S. Capitol Police. Only authorized people with appropriate identification are allowed access inside the U.S. Capitol. On January 6, 2021, the exterior plaza of the U.S. Capitol was also closed to members of the public.

On January 6, 2021, a joint session of the United States Congress convened at the United States Capitol, which is located at First Street, SE, in Washington, D.C. During the joint session, elected members of the United States House of Representatives and the United States Senate were meeting in separate chambers of the United States Capitol to certify the vote count of the Electoral College of the 2020 Presidential Election, which had taken place on November 3, 2020. The joint session began at approximately 1:00 p.m. Shortly thereafter, by approximately 1:30 p.m., the House and Senate adjourned to separate chambers to resolve a particular objection. Vice President Mike Pence was present and presiding, first in the joint session, and then in the Senate chamber.

As the proceedings continued in both the House and the Senate, and with Vice President Mike Pence present and presiding over the Senate, a large crowd gathered outside the U.S. Capitol. As noted above, temporary and permanent barricades were in place around the exterior of the U.S. Capitol building, and U.S. Capitol Police were present and attempting to keep the crowd away from the Capitol building and the proceedings underway inside.

At approximately 2:00 p.m., certain individuals in the crowd forced their way through, up, and over the barricades, and officers of the U.S. Capitol Police, and the crowd advanced to the exterior façade of the building.

At such time, the certification proceedings were still underway and the exterior doors and windows of the U.S. Capitol were locked or otherwise secured. Members of the U.S. Capitol Police attempted to maintain order and keep the crowd from entering the Capitol; however, shortly after 2:00 p.m., individuals in the crowd forced entry into the U.S. Capitol, including by breaking windows and by assaulting members of the U.S. Capitol Police, as others in the crowd encouraged and assisted those acts. The crowd was not lawfully authorized to enter or remain in the building and, prior to entering the building, no members of the crowd submitted to security screenings or weapons checks by U.S. Capitol Police Officers or other authorized security officials.

Shortly thereafter, at approximately 2:20 p.m. members of the United States House of Representatives and United States Senate, including the President of the Senate, Vice President Mike Pence, were instructed to—and did—evacuate the chambers. Accordingly, all proceedings of the United States Congress, including the joint session, were effectively suspended until shortly



after 8:00 p.m. the same day. In light of the dangerous circumstances caused by the unlawful entry to the U.S. Capitol, including the danger posed by individuals who had entered the U.S. Capitol without any security screening or weapons check, Congressional proceedings could not resume until after every unauthorized occupant had left the U.S. Capitol, and the building had been confirmed secured. The proceedings resumed at approximately 8:00 pm after the building had been secured. Vice President Pence remained in the United States Capitol from the time he was evacuated from the Senate Chamber until the session resumed.

During national news coverage of the aforementioned events, video footage which appeared to be captured on mobile devices of persons present on the scene depicted evidence of violations of local and federal law, including scores of individuals inside the U.S. Capitol building without authority to be there.

Publicly-available video footage taken inside the U.S. Capitol Building on January 6, 2021 showed an individual inside the Crypt, shown in Figure 1, who appears to be an older white male with brown hair and receding hairline wearing a blue medical style face mask that was pulled down to his chin. The subject is wearing a green camouflage jacket with a green shirt underneath. Based on this footage, the FBI made efforts to identify the person, and determined that he appeared to match known images of LINWOOD ROBINSON, with an FBI number ending in T06W, from a 2019 arrest. LINWOOD ROBINSON's 2019 booking photograph is shown in Figure 2. The South Carolina DMV photograph of LINWOOD ROBINSON also appeared to match the individual shown in Figures 1 and 2.



*Figure 1*



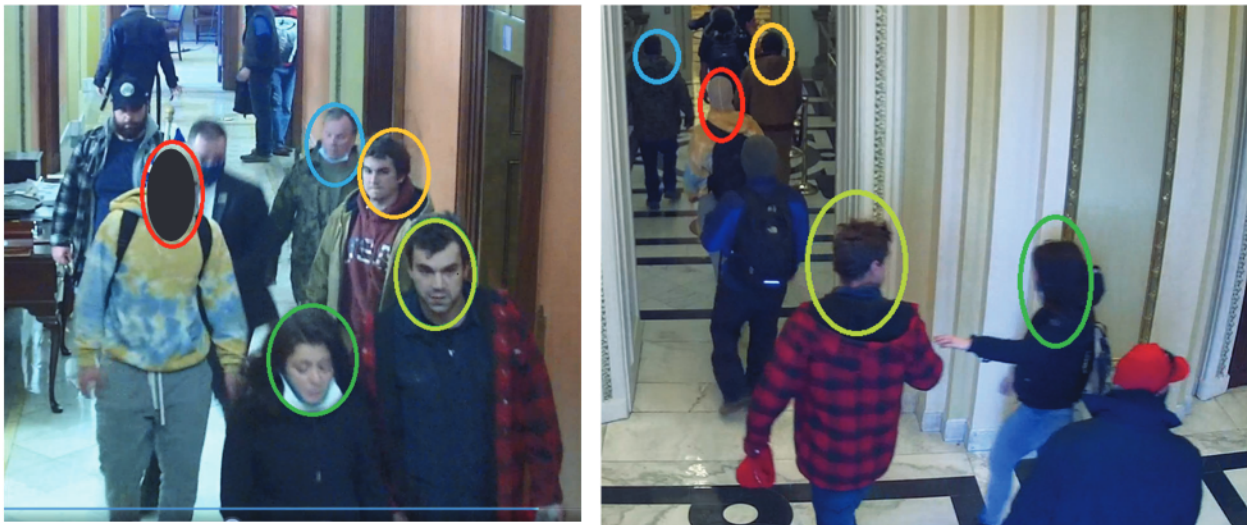
*Figure 2*

According to law enforcement databases, the Verizon Wireless cellular telephone number (XXX) XXX-7711 is associated with LINWOOD ROBINSON. According to records obtained through a search warrant served on Verizon Wireless, on January 6, 2021, that same cell phone number was identified as having utilized a cell site consistent with providing service to a geographic area that included the interior of the U.S. Capitol building. Based on the review of LINWOOD ROBINSON's photos, combined with the use of his cell phone at the U.S. Capitol on January 6, 2021, agents determined that LINWOOD ROBINSON was likely the individual,



pictured in Figures 1 and 2, who entered the U.S. Capitol illegally on January 6, 2021. FBI agents called that cell phone number on May 17, 2021, and the person who answered affirmed that he was LINWOOD ROBINSON. The next day, agents visited the listed address for LINWOOD ROBINSON in Fort Mill, South Carolina, and met LINWOOD ROBINSON in person. He confirmed he was indeed LINWOOD ROBINSON.

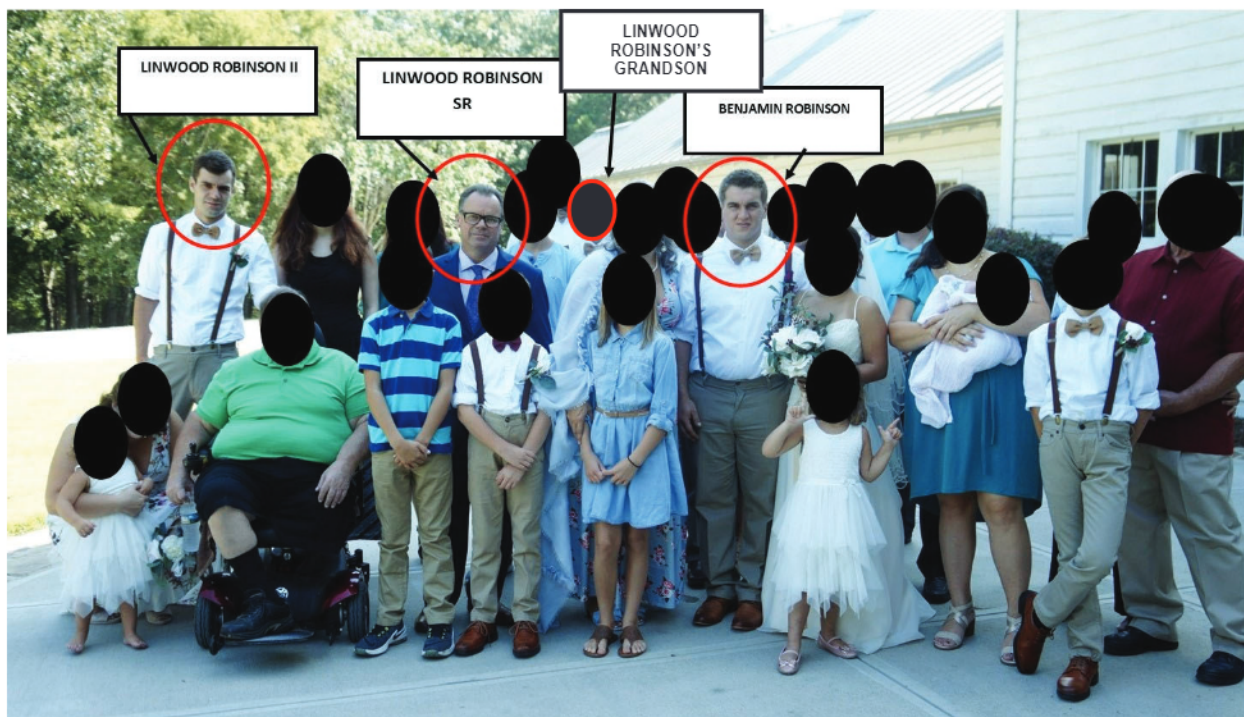
US Capitol Closed Circuit Video (CCV) footage, excerpted below, shows LINWOOD ROBINSON inside the Capitol Building, as shown in the photos below. ROBINSON is identified in these photos with a blue circle. During the course of the CCV review, federal agents determined that four individuals were consistently observed with LINWOOD ROBINSON while inside the U.S. Capitol Building. As described below, these four individuals were later identified as ROBINSON's two sons LINWOOD ALAN ROBINSON II (identified in the photos below with a yellowish green circle) and BENJAMIN SCOTT ROBINSON (with orange circle), his daughter-in-law (Linwood Robinson II's wife) BRITTANY NICOLE ROBINSON (with green circle), and his grandson (with red circle).<sup>1</sup>



In an effort to determine the identity of these five individuals, FBI agents interviewed a witness who has known the whole Robinson family for several years. The witness had at one time been involved in a romantic relationship with a member of the Robinson family. Although that relationship ended, the witness continued to have access to the Robinson family through Facebook.

Social media investigation led agents to a Facebook page in the name of a member of the Robinson family. The cover photograph of this Facebook account depicted a wedding. In the photograph, shown below, the witness identified LINWOOD ROBINSON, LINWOOD ALAN ROBINSON II, BENJAMIN SCOTT ROBINSON, and the grandson's mother, all members of the Robinson family.

<sup>1</sup> According to public records, LINWOOD ROBINSON's grandson was a minor on January 6, 2021. I have reviewed unredacted video to determine his identity, but have redacted his name and image for purposes of this complaint.



The witness was shown a photo taken from the Facebook page of BRITTANY ROBINSON and identified her as LINWOOD ALAN ROBINSON II's wife BRITTANY. The witness was also shown a printout from South Carolina Department of Motor Vehicles photo of LINWOOD ROBINSON's grandson, and identified him by name.

The witness was also shown at least eight still images from inside and just outside the Capitol Building on January 6, 2021, shown below. The witness identified LINWOOD ROBINSON, LINWOOD ALAN ROBINSON II, BENJAMIN SCOTT ROBINSON, and BRITTANY ROBINSON in those photos, as shown below circled with the same colors.







CCV footage and videos taken by other rioters and members of the media show that all five ROBINSON family members entered the U.S. Capitol through the Senate Wing Door at approximately 2:17 p.m., around five minutes after the first rioters breached the building by breaking windows and forcing open those very doors. From there, all five ROBINSON family members went down the hall to the Crypt on the first floor and were part of the group that breached the police line to gain access to the rest of the building. The five ROBINSON family members



walked down the hallway toward the House Wing Door, then up the small spiral stairs to the corridor west of the Rotunda and Statuary Hall where the Speaker's office is located. They walked into the Speaker's office suite for a few moments, and exited from across the suite through a different door. Then they walked through Statuary Hall to join a growing crowd amassing outside of the House chamber. From there, they moved to an opening to the east and walked down the House corridors toward the southeast doors.

In that hallway, the ROBINSON family members, along with a small group of other rioters, confronted a Capitol employee who recalled in an interview with the FBI that the people were asking where the bathrooms were, and that they didn't know where inside the Capitol building they were. Very shortly after that, LINWOOD ALAN ROBINSON II and his family members ran back to the crowd at the House chamber door and waved them over to follow, as shown below. BRITTANY ROBINSON and BENJAMIN SCOTT ROBINSON joined in the call and wave to indicate people should follow them, as pictured next.





According to these videos, the crowd followed down the hall where the ROBINSON family members waved, and all five ROBINSON family members walked toward the Speaker's Lobby door. The ROBINSONS were among the people closest to the internal doorway to the House. Officers attempting to protect the Speaker's Lobby Door were forced to retreat by the escalating violence from the crowd. Rioters in the front of the crowd broke the glass windows leading to the House. Multiple people warned the group, "he's got a gun," or simply, "gun," referring to the officers on the other side of the glass-paned door. Just after that warning, BENJAMIN SCOTT ROBINSON used his body and foot to pound the door. At the same time, a rioter, later identified in news reports as Ashli Babbitt, was climbing up and through the broken window, and a shot was fired moments later. After the shot was fired, all five ROBINSON family members left the area and exited the building together through the southeast doors at approximately 2:46 p.m.

Based on the foregoing, your affiant submits that there is probable cause to believe that LINWOOD ROBINSON; LINWOOD ALAN ROBINSON II; BENJAMIN SCOTT ROBINSON; and BRITTANY NICOLE ROBINSON violated 18 U.S.C. § 1752(a)(1) and (2), which makes it a crime to (1) knowingly enter or remain in any restricted building or grounds without lawful authority to do; and (2) knowingly, and with intent to impede or disrupt the orderly conduct of Government business or official functions, engage in disorderly or disruptive conduct in, or within such proximity to, any restricted building or grounds when, or so that, such conduct, in fact, impedes or disrupts the orderly conduct of Government business or official functions; or attempts or conspires to do so. For purposes of Section 1752 of Title 18, a "restricted building" includes a posted, cordoned off, or otherwise restricted area of a building or grounds where the President or other person protected by the Secret Service, including the Vice President, is or will be temporarily visiting; or any building or grounds so restricted in conjunction with an event designated as a special event of national significance.

Your affiant further submits that there is probable cause to believe that LINWOOD ROBINSON; LINWOOD ALAN ROBINSON II; BENJAMIN SCOTT ROBINSON; and BRITTANY NICOLE ROBINSON violated 40 U.S.C. §§ 5104(e)(2)(D) & (G), which makes it a crime to willfully and knowingly (D) utter loud, threatening, or abusive language, or engage in disorderly or disruptive conduct, at any place in the Grounds or in any of the Capitol Buildings with the intent to impede, disrupt, or disturb the orderly conduct of a session of Congress or either House of Congress, or the orderly conduct in that building of a hearing before, or any deliberations of, a committee of Congress or either House of Congress; and (G) parade, demonstrate, or picket in any of the Capitol Buildings.



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Robert M. Hamilton  
Federal Bureau of Investigation

Attested to by the applicant in accordance with the requirements of Fed. R. Crim. P. 4.1  
by telephone, this 16<sup>th</sup> day of May 2022.



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ROBIN M. MERIWEATHER  
U.S. MAGISTRATE JUDGE



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

<b>UNITED STATES OF AMERICA</b>	:	Case: 1:22-mj-00110 Assigned to: Judge Meriweather, Robin M. Assign Date: 5/16/2022 Description: COMPLAINT W/ ARREST WARRANT
<b>v.</b>	:	
<b>LINWOOD ALAN ROBINSON SR.,</b>	:	<b>VIOLATIONS:</b>
<b>LINWOOD ALAN ROBINSON II,</b>	:	<b>18 U.S.C § 1752(a)(1)</b>
<b>BENJAMIN SCOTT ROBINSON</b>	:	<b>(Entering or Remaining in a Restricted</b>
<b>BRITTANY NICOLE ROBINSON</b>	:	<b>Building or Grounds)</b>
<b>Defendants.</b>	:	<b>18 U.S.C § 1752(a)(2)</b>
	:	<b>(Disorderly and Disruptive Conduct in a</b>
	:	<b>Restricted Building or Grounds)</b>
	:	<b>40 U.S.C § 5104(e)(2)(D)</b>
	:	<b>(Disorderly Conduct in a Capitol Building)</b>
	:	<b>40 U.S.C § 5104(e)(2)(G)</b>
	:	<b>(Parading, Demonstrating, or Picketing in a</b>
	:	<b>Capitol Building)</b>

**ORDER**

This matter having come before the Court pursuant to the application of the United States to seal criminal complaint, the Court finds that, because of such reasonable grounds to believe the disclosure will result in flight from prosecution, destruction of or tampering with evidence, and serious jeopardy to the investigation, the United States has established that a compelling governmental interest exists to justify the requested sealing.

1. IT IS THEREFORE ORDERED that the application is hereby GRANTED and that the affidavit in support of criminal complaint and other related materials, the instant application to seal, and this Order are sealed until the arrest warrants are executed.

2. IT IS FURTHER ORDERED that the Clerk's office shall delay any entry on the public docket of the arrest warrants until all four arrests are executed.

Date: May 16, 2022

The block contains a handwritten signature in black ink, which appears to read "Rob M. Meriweather". To the right of the signature is the official seal of the United States District & Bankruptcy Courts for the District of Columbia. The seal is circular with a blue border containing the text "U.S. DISTRICT & BANKRUPTCY COURTS" and "DISTRICT OF COLUMBIA". The center of the seal features an eagle with spread wings, holding an olive branch and arrows, with a shield on its chest.

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ROBIN M. MERIWEATHER  
UNITED STATES MAGISTRATE JUDGE

## UNITED STATES DISTRICT COURT

for the  
District of Columbia

United States of America

v.

Benjamin Scott Robinson

) Case: 1:22-mj-00110  
) Assigned to: Judge Meriweather, Robin M.  
) Assign Date: 5/16/2022  
) Description: COMPLAINT W/ ARREST WARRANT  
)  
)

*Defendant*

## ARREST WARRANT

To: Any authorized law enforcement officer

**YOU ARE COMMANDED** to arrest and bring before a United States magistrate judge without unnecessary delay  
(name of person to be arrested) Benjamin Scott Robinson ,  
who is accused of an offense or violation based on the following document filed with the court:

☐ Indictment ☐ Superseding Indictment ☐ Information ☐ Superseding Information ☒ Complaint  
☐ Probation Violation Petition ☐ Supervised Release Violation Petition ☐ Violation Notice ☐ Order of the Court

This offense is briefly described as follows:

18 U.S.C. § 1752(a)(1)- Entering and Remaining in a Restricted Building or Grounds

18 U.S.C. § 1752(a)(2)- Disorderly and Disruptive Conduct in a Restricted Building or Grounds

40 U.S.C. § 5104(e)(2)(D)- Disorderly Conduct in a Capitol Building

40 U.S.C. § 5104(e)(2)(G)- Parading, Demonstrating, or Picketing in a Capitol Building

Date: 05/16/2022



2022.05.16

17:16:35 -04'00'

*Issuing officer's signature*

City and state: Washington, D.C.

Robin M. Meriweather, U.S. Magistrate Judge

*Printed name and title*

## Return

This warrant was received on (date) \_\_\_\_\_, and the person was arrested on (date) \_\_\_\_\_  
at (city and state) \_\_\_\_\_.

Date: \_\_\_\_\_

*Arresting officer's signature**Printed name and title*



UNITED STATES DISTRICT COURT  
Western District of North Carolina

UNITED STATES OF AMERICA

v.

Benjamin Scott Robinson  
*Defendant*

)  
)  
) Case No: 3:22-mj-00230-DSC \*SEALED\*  
)  
) Charging District's Case No: 1:22-mj-110  
)  
)

**WAIVER OF RULE 5 & 5.1 HEARINGS  
(Complaint or Indictment)**

I understand that I have been charged in another district, the District of Columbia

I have been informed of the charges and of my rights to:


- (1) retain counsel or request the assignment of counsel if I am unable to retain counsel;
- (2) an identity hearing to determine whether I am the person named in the charges;
- (3) production of the warrant, a certified copy of the warrant, or a reliable electronic copy of either;
- (4) a preliminary hearing within 14 days of my first appearance if I am in custody and 21 days otherwise – unless I am indicted – to determine whether there is probable cause to believe that an offense has been committed;
- (5) a hearing on any motion by the government for detention;
- (6) request transfer of the proceedings to this district under Fed. R. Crim. P. 20, to plead guilty.


I agree to waive my right(s) to:

- ☒ an identity hearing and production of the warrant.
- ☒ a preliminary hearing.
- ☐ a detention hearing.
- ☐ an identity hearing, production of the warrant, and any preliminary or detention hearing to which I may be entitled in this district. I request that those hearings be held in the prosecuting district, at a time set by that court.

I consent to the issuance of an order requiring my appearance in the prosecuting district where the charges are pending against me.

Date: May 19, 2022

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

  
\_\_\_\_\_  
Signature of defendant's attorney (if any)

Taylor Goodnight  
\_\_\_\_\_  
Printed name of defendant's attorney (if any)

UNITED STATES DISTRICT COURT  
Western District of North Carolina

UNITED STATES OF AMERICA

v.

Benjamin Scott Robinson  
*Defendant*

Case Number: 3:22-mj-00230-DSC \*SEALED\*

**ORDER SETTING CONDITIONS OF RELEASE**

IT IS ORDERED that the defendant's release is subject to these conditions:

- (1) The defendant shall not commit any federal, state or local crime.
- (2) The defendant must cooperate in the collection of a DNA sample if it is authorized by 34 U.S.C. § 40702.
- (3) The defendant shall live at a place approved by the probation officer. The probation officer shall be notified in advance of any change in living arrangements (such as location and the people with whom the defendant lives) or phone number. If advance notification is not possible due to unanticipated circumstances, the defendant shall notify the probation officer within 72 hours of becoming aware of a change or expected change.

**RELEASE ON PERSONAL RECOGNIZANCE OR UNSECURED BOND**

It is further ordered that the defendant be released on condition that:

- ☒ (4) The defendant promises to appear in court as required and, if convicted, surrender to serve any sentence imposed.
- ☒ (5) The defendant executes an unsecured bond binding the defendant to pay to the United States the sum of Twenty five thousand (unsecured) (\$25,000) in the event of a failure to appear as required or surrender to serve any sentence imposed.

**ADDITIONAL CONDITIONS OF RELEASE**

Pursuant to 18 U.S.C. § 3142(c)(1)(B), the Court finds the following are the least restrictive condition(s) necessary to reasonably assure the appearance of the person as required as the safety of any other person and the community.

It is further ordered that the defendant's release is subject to the conditions marked below:

- ☐ (6) The defendant is placed in the custody of \_\_\_\_\_, who resides at \_\_\_\_\_, phone number \_\_\_\_\_, who agrees (a) to supervise the defendant in accordance with all of the conditions of release, (b) to use every effort to assure the defendant's appearance at all scheduled court proceedings, and (c) to notify the Court immediately if the defendant violates any condition of release.

☐ The defendant is placed in the custody of this custodian for all purposes.

☐ The defendant is placed in the custody of this custodian for transportation purposes only.

By signing below, the third-party custodian acknowledges that failure to comply may subject him/her to adverse consequences.

\_\_\_\_\_  
Signature of Third-Party Custodian

\_\_\_\_\_  
Date

- ☒ (7) The defendant shall:
- ☒ (a) report to the probation office in a manner and frequency as directed by the Court or probation officer.
  - ☒ (b) work full time (at least 30 hours per week) at lawful employment, actively seek such gainful employment or be enrolled in a full time educational or vocational program unless excused by the probation officer. The defendant shall notify the probation officer within 72 hours of any change regarding employment or education.
  - ☒ (c) surrender any passport to the Office of Probation and Pretrial Services.
  - ☒ (d) obtain no passport or other international travel document.
  - ☒ (e) abide by the following restrictions on personal association, residence, or travel:

The defendant shall not leave the federal judicial district where he/she is authorized to reside without first getting permission from the Court or the probation officer. Further, the defendant shall not communicate or interact with any person he/she knows is engaged in criminal activity.

☐ The defendant shall not communicate or interact with any person he/she knows to be convicted of a felony unless granted permission to do so by the probation officer.

☒ In addition to the Western District of North Carolina, the defendant may travel or reside in the following districts: District of South Carolina for work; District of Columbia only for purposes of court/attorney meetings.

- ☒ (f) avoid all contact, directly or indirectly, with any person who is or may become a victim or witness in the investigation or prosecution, including but not limited to: co-defendants,

- ☐ (g) seek and obtain reasonable medical treatment as follows: \_\_\_\_\_, including taking all medications as prescribed by a licensed health care practitioner.



**ADDITIONAL CONDITIONS OF RELEASE**

- ☐ (h) participate in a mental health evaluation and treatment program and follow the rules and regulations of that program. The probation officer, in consultation with the treatment provider, will supervise the defendant's participation in the program (including, but not limited to provider, location, modality, duration, and intensity). The defendant shall take all mental health medications as prescribed by a licensed health care practitioner.
- ☐ (i) maintain residence at a halfway house or community corrections center, as the probation officer considers necessary.
- ☒ (j) not 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).
- ☒ (k) refrain from excessive use of alcohol.
- ☒ (l) not unlawfully purchase, possess, use, distribute or administer any narcotic or controlled substance or any psychoactive substances (including, but not limited to, synthetic marijuana, bath salts) that impair a person's physical or mental functioning, whether or not intended for human consumption, or any paraphernalia related to such substances, except as duly prescribed by a licensed medical practitioner.
- ☒ (m) participate in a program of testing for prohibited substance abuse (if deemed advisable by the probation officer). The defendant shall not obstruct or attempt to obstruct or tamper, in any fashion, with the efficiency and accuracy of the testing.
  - ☒ One positive drug screen requires that the defendant be returned to court.
- ☒ (n) participate in a substance abuse treatment program (if deemed advisable by the probation officer) and follow the rules and regulations of that program. The probation officer will supervise the defendant's participation in the program (including, but not limited to, provider, location, modality, duration, intensity).
- ☐ (o) attend and complete the substance abuse or treatment program located at \_\_\_\_\_ . The defendant is to be released no later than \_\_\_\_\_ AM on \_\_\_\_\_. Upon his/her release from custody, the defendant shall be transported by the most direct means and way possible to this program. Upon successful completion of the program, the defendant shall:
  - ☐ remain out of custody and report to the United States Probation Office as soon as possible so that further proceedings can be scheduled to determine if the defendant will be allowed to continue to be released pending further proceedings.
  - ☐ be immediately returned to custody at a location as directed by the United States Marshals Service. The defendant is to be transported to such location by the most direct means and way possible.
- ☐ If the defendant fails to complete the program successfully, the defendant shall immediately be returned to custody.
- ☐ The defendant shall sign all waivers necessary to allow the probation officer to monitor the defendant's participation in the program.

**ADDITIONAL CONDITIONS OF RELEASE**

- ☐ (p) participate in the following location monitoring program component(s) and abide by its requirements as the probation officer instructs. For each component, the defendant shall maintain a telephone at the defendant's place of residence without any "call forwarding", "Caller ID services", "call waiting", dial-up computer modems, 1-800 long distance call block, fax machine, voice over protocol (VOIP), burglar alarm or three-way calling service. The location monitoring technology that will be used (i.e., Radio Frequency (RF), GPS, Voice Recognition, Mobile Biometric Application) is to be selected by the probation officer.
- ☐ The defendant shall submit to **curfew**, with location monitoring technology, and comply with its requirements as directed. During this time, the defendant is restricted to the defendant's residence between \_\_\_\_\_ and \_\_\_\_\_, or as directed by the probation officer.
- ☐ The defendant shall submit to **home detention**, with location monitoring technology, and comply with its requirements as directed. During this time, the defendant is restricted to the defendant's residence at all times except for employment; education; religious services; medical, substance abuse or mental health treatment; attorney visits; court appearances; court-ordered obligations; or other activities pre-approved by the probation officer.
- ☐ The defendant shall submit to **home incarceration**, with location monitoring technology, and comply with its requirements as directed. During this time, the defendant is restricted to the defendant's residence 24 hours a day except for medical necessities and court appearances, or other activities specifically approved by the Court.
- ☐ The defendant shall submit to **standalone monitoring**. The defendant will have no residential curfew, home detention or home incarceration restrictions. However, the defendant must comply with the location or travel restrictions as imposed by the Court. Standalone monitoring should be used in conjunction with global positioning system (GPS) technology.
- ☐ The probation office is allowed up to three (3) business days to install the location monitoring technology.
- ☐ (q) pay the cost of location monitoring not to exceed the daily contractual rate. Payment for the location monitoring shall be made in accordance with the probation officer's direction.
- ☒ (r) notify the probation officer within 72 hours of being arrested or questioned by a law enforcement officer.
- ☐ (s) support all dependents including any dependent child, or any person the defendant has been court ordered to support.
- ☒ (t) submit to a search if the probation officer has a reasonable suspicion that the defendant has committed a crime or a violation of a condition of supervision. Such a search may be conducted by a U.S. Probation Officer, and such other law enforcement personnel as the probation officer may deem advisable, without a warrant or the consent of the defendant. Such search may be of any place where evidence of the above may reasonably be expected to be found, including the defendant's person, property, house, residence, vehicle, communications or data storage devices or media, or office. The defendant shall warn any other occupants that the premises may be subject to searches pursuant to this condition.
- ☐ (u) comply with the standard sex offender conditions and any optional conditions as ordered (see attachment).
- ☐ (v) FOR SRV CASES: In addition to the conditions imposed herein, the defendant shall comply with any conditions of supervision previously imposed by the District Court. To the extent there is a conflict between the conditions, the District Court's conditions of supervised release shall control.
- ☒ (w) Additional conditions of release: Call Pretrial Services once per week and verify address; Advise Pretrial Services of any travel within the US outside of home jurisdiction;

outside of the continental US without Court approval, Participate  
in all future  
proceedings as directed, No firearms, destructive devices, or other  
weapons, No  
local/state/federal crimes



**ADVICE OF PENALTIES AND SANCTIONS**

TO THE DEFENDANT:

YOU ARE ADVISED OF THE FOLLOWING PENALTIES AND SANCTIONS:

Violating any of the foregoing conditions of release may result in the immediate issuance of a warrant for your arrest, a revocation of your release, an order of detention, a forfeiture of any bond, and a prosecution for contempt of court and could result in imprisonment, a fine, or both.

While on release, if you commit a federal felony offense the punishment is an additional prison term of not more than ten years and for a federal misdemeanor offense the punishment is an additional prison term of not more than one year. This sentence will be consecutive (i.e., in addition to) to any other sentence you receive.

It is a crime punishable by up to ten years in prison, and a \$250,000 fine, or both, to: obstruct a criminal investigation; tamper with a witness, victim, or informant; retaliate or attempt to retaliate against a witness, victim, or informant; or intimidate or attempt to intimidate a witness, victim, juror, informant, or officer of the court. The penalties for tampering, retaliation, or intimidation are significantly more serious if they involve a killing or attempted killing.

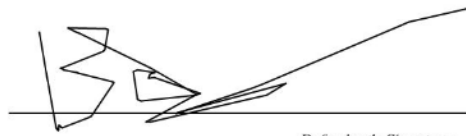
If, after release, you knowingly fail to appear as the conditions of release require, or to surrender to serve a sentence, you may be prosecuted for failing to appear or surrender and additional punishment may be imposed. If you are convicted of:

- (1) an offense punishable by death, life imprisonment, or imprisonment for a term of fifteen years or more – you will be fined not more than \$250,000 or imprisoned for not more than 10 years, or both;
- (2) an offense punishable by imprisonment for a term of five years or more, but less than fifteen years – you will be fined not more than \$250,000 or imprisoned for not more than five years, or both;
- (3) any other felony – you will be fined not more than \$250,000 or imprisoned not more than two years, or both;
- (4) a misdemeanor – you will be fined not more than \$100,000 or imprisoned not more than one year, or both.

A term of imprisonment imposed for failure to appear or surrender will be consecutive to any other sentence you receive. In addition, a failure to appear or surrender may result in the forfeiture of any bond posted.

**Acknowledgment of the Defendant**

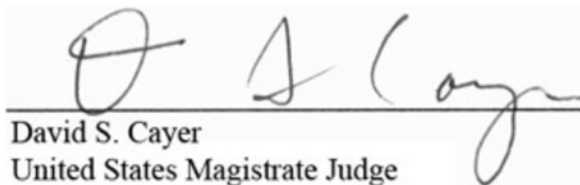
I acknowledge that I am the defendant in this case and that I am aware of the conditions of release. I promise to obey all conditions of release, to appear as directed, and surrender to serve any sentence imposed. I am aware of the penalties and sanctions set forth above.


*Defendant's Signature*

Charlotte, North Carolina

*City and State***Directions to the United States Marshal**

- ☒ The defendant is ORDERED released after processing.
- ☐ The defendant is ORDERED released after location monitoring is in place.
- ☐ The United States Marshal is ORDERED to keep the defendant in custody until notified by the clerk or judge that the defendant has posted bond and/or complied with all other conditions of release.

Date: May 19, 2022


David S. Cayer  
United States Magistrate Judge

UNITED STATES DISTRICT COURT  
Western District of North Carolina

UNITED STATES OF AMERICA

v.

Benjamin Scott Robinson  
*Defendant*

)  
) Case No: 3:22-mj-00230-DSC \*SEALED\*  
)  
)  
) Charging District: District of Columbia  
) Charging District's Case No: 1:22-mj-00110  
)

**ORDER REQUIRING A DEFENDANT TO APPEAR IN THE DISTRICT  
WHERE CHARGES ARE PENDING AND TRANSFERRING BAIL**

After a hearing in this court, the defendant is released from custody and ordered to appear in the district court where the charges are pending to answer those charges. If the time to appear in that court has not yet been set, the defendant must appear when notified to do so. Otherwise, the time and place to appear in that court are:


Place: Virtual hearing as set up by the  
District of Columbia

Courtroom No.:

Date and Time May 31, 2022 at  
1:00pm

The clerk is ordered to transfer any bail deposited in the registry of this court to the clerk of the court where the charges are pending.

Date: May 19, 2022

  
\_\_\_\_\_  
David S. Cayer  
United States Magistrate Judge

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**U.S. District Court**  
**Western District of North Carolina (Charlotte)**  
**CRIMINAL DOCKET FOR CASE #: 3:22-mj-00230-DSC-1**

Case title: USA v. Robinson

Date Filed: 05/19/2022

Date Terminated: 05/19/2022

Assigned to: Magistrate Judge David S.  
Cayer

**Defendant (1)**

**Benjamin Scott Robinson**  
*TERMINATED: 05/19/2022*

represented by **Taylor Goodnight**  
Federal Public Defender  
129 West Trade St.  
Suite 300  
Charlotte, NC 28202  
704-374-0720  
Email: taylor\_goodnight@fd.org  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*  
*Designation: Public Defender or*  
*Community Defender Appointment*

**Pending Counts**

None

**Disposition**

**Highest Offense Level (Opening)**

None

**Terminated Counts**

None

**Disposition**

**Highest Offense Level (Terminated)**

None

**Complaints**

18 U.S.C. § 1752(a)(1)- Entering and  
Remaining in a Restricted Building or

**Disposition**



Grounds; 18 U.S.C. § 1752(a)(2)-  
 Disorderly and Disruptive Conduct in a  
 Restricted Building or Grounds; 40  
 U.S.C. § 5104(e)(2)(D)- Disorderly  
 Conduct in a Capitol Building; 40  
 U.S.C. § 5104(e)(2)(G)- Parading,  
 Demonstrating, or Picketing in a  
 Capitol Building

**Plaintiff****USA**represented by **Daniel S. Ryan**

United States Attorney's Office

227 West Trade Street

Suite 1650

Charlotte, NC 28202

704-338-3168

Email: daniel.ryan@usdoj.gov

**LEAD ATTORNEY****ATTORNEY TO BE NOTICED***Designation: Assistant US Attorney*

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
05/19/2022		Set Hearings as to Benjamin Scott Robinson: Initial Appearance - Rule 5 set for 5/19/2022 10:15 AM in Courtroom #1B, 401 W Trade St, Charlotte, NC 28202 before Magistrate Judge David S. Cayer. (mek) (Entered: 05/19/2022)
05/19/2022	<a href="#"><u>1</u></a>	ORDER Sealing Complaint and Related Documents signed in the District of Columbia as to Benjamin Scott Robinson (mek) (Entered: 05/19/2022)
05/19/2022	<a href="#"><u>2</u></a>	SEALED COMPLAINT (District of Columbia) as to Benjamin Scott Robinson (Attachments: # <a href="#"><u>1</u></a> Statement of Facts, # <a href="#"><u>2</u></a> DC Arrest Warrant)(mek) (Entered: 05/19/2022)
05/19/2022		<b>ORAL ORDER to Unseal Case as to Benjamin Scott Robinson. Entered by Magistrate Judge David S. Cayer on 5/18/2022. (mek)</b> (Entered: 05/19/2022)
05/19/2022		Minute Entry: INITIAL APPEARANCE in Rule 5(c)(3) Proceedings as to Benjamin Scott Robinson held before Magistrate Judge David S. Cayer. Defendant advised of rights & charges. Defendant moved for appointment of counsel. Defendant filed a financial affidavit. Court approved appointment of counsel for purposes in this district only. Defendant waived identity and preliminary hearings. Defendant released on conditions. Defendant ordered to appear in charging district. Government attorney: Daniel S. Ryan. Defendant attorney: Taylor Goodnight. Court Reporter: Digital Court Reporter. (mek) (Entered: 05/19/2022)
05/19/2022	<a href="#"><u>3</u></a>	CJA 23 (Ex Parte) Financial Affidavit by Benjamin Scott Robinson (mek) (Entered: 05/19/2022)

05/19/2022		<b>ORDER APPOINTING FEDERAL DEFENDER Taylor Goodnight as to Benjamin Scott Robinson for initial appearance purposes in this district only. Entered by Magistrate Judge David S. Cayer on 5/19/2022. (mek)</b> (Entered: 05/19/2022)
05/19/2022	<a href="#"><u>4</u></a>	<b>Appearance Bond Entered (<i>Restricted</i>) as to Benjamin Scott Robinson in amount of \$ 25,000. Signed by Magistrate Judge David S. Cayer on 5/19/2022. (mek)</b> (Entered: 05/19/2022)
05/19/2022	<a href="#"><u>5</u></a>	<b>ORDER (<i>Restricted</i>) Setting Conditions of Release as to Benjamin Scott Robinson (1) 25KU. Signed by Magistrate Judge David S. Cayer on 5/19/2022. (mek)</b> (Entered: 05/19/2022)
05/19/2022	<a href="#"><u>6</u></a>	WAIVER of Rule 5(c)(3) Hearings by Benjamin Scott Robinson (mek) (Entered: 05/19/2022)
05/19/2022		Arrest (Rule 5) of Benjamin Scott Robinson (mek) (Entered: 05/19/2022)
05/19/2022		ORAL MOTION to Exclude Time Under the Speedy Trial Act by USA as to Benjamin Scott Robinson. (mek) (Entered: 05/19/2022)
05/19/2022		<b>ORAL ORDER granting [] Motion to Exclude Time Under the Speedy Trial Act as to Benjamin Scott Robinson (1). Time is excluded from May 19, 2022 to May 31, 2022. Entered by Magistrate Judge David S. Cayer on 5/19/2022. (mek)</b> (Entered: 05/19/2022)
05/19/2022	<a href="#"><u>7</u></a>	<b>ORDER holding defendant to answer and to appear in the district having Probation Jurisdiction as to Benjamin Scott Robinson. Signed by Magistrate Judge David S. Cayer on 5/19/2022. (mek)</b> (mek). (Entered: 05/19/2022)
05/19/2022		Rule 5(c)(3) Documents Emailed to District of Columbia as to Benjamin Scott Robinson (mek) (Entered: 05/19/2022)
05/19/2022		Notice to District of Columbia of a Rule 5 Initial Appearance as to Benjamin Scott Robinson. Your case number is: 1:22-mj-00110. Using your PACER account, you may retrieve the docket sheet and documents. (Documents: Order Due Process Protection Act ) ( <i>If you wish to designate a different email address for future transfers, send a request to InterDistrictTransfer_TXND@txnd.uscourts.gov.</i> ) (mek) (Entered: 05/19/2022)