

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

UNITED STATES OF AMERICA	:	
	:	Case No.: 23-cr-45-TNM
v.	:	
	:	
JOHN EDWARD CROWLEY,	:	
	:	
Defendant.	:	

STIPULATION OF THE PARTIES

The United States of America, by and through its attorney, the United States Attorney for the District of Columbia, and the defendant, John Edward Crowley, with the concurrence of his attorney(s), agree and stipulate to the following:

The Certification of the Electoral College Vote

1. On January 6, 2021, a joint session of the United States Congress convened at the U.S. Capitol. During the joint session, elected members of the United States House of Representatives and the United States Senate were meeting in both the House and Senate chambers of the Capitol to certify the vote count of the Electoral College of the 2020 Presidential Election, which had taken place on Tuesday, November 3, 2020.

2. On January 6, 2021, the House of Representatives began its session at approximately 12:00 p.m., the Senate began its session at approximately 12:30 p.m., and the two Houses met together at approximately 1:00 p.m. in the House of Representatives chamber to begin the joint session. Vice President Mike Pence was in the Capitol building and presiding over the

joint session. At approximately 1:15 p.m., the House and Senate adjourned to their separate chambers for up to two hours to resolve a particular objection.

3. At approximately 2:12 p.m., Vice President Pence evacuated the Senate chamber, and approximately one minute later the senator who had become the presiding officer in Vice President Pence's absence declared that the Senate would stand in recess. Senators evacuated the Senate chamber.

4. At approximately 2:15 p.m., Speaker Nancy Pelosi, who was presiding over the House of Representatives, evacuated the House chamber, and approximately fifteen minutes later the representative who had become the presiding officer in her absence declared that the House would stand in recess. Representatives evacuated the House chamber. Other Representative were evacuated later from the House Gallery.

5. The joint session was suspended.

6. The Senate and House resumed meeting at approximately 8:06 p.m. and 9:02 p.m., respectively. Congress's joint session continued until approximately 3:44 a.m. on January 7, 2021, when it completed the certification of the Electoral College vote.

7. The certification of the vote count of the Electoral College was an "official proceeding" as that term is used in Title 18, United States Code, Section 1512(c)(2) and 1515(a)(1). The certification of the vote count of the Electoral College was also "the orderly conduct of Government business or official functions" as that term is used in Title 18, United States Code, Section 1752(a)(2).

Riot Shields

8. The riot shields on the Grounds of the U.S. Capitol and in the U.S. Capitol building on January 6, 2021 were property of some "value" belonging to the United States or any

“department or agency thereof” as those terms are used in Title 18, United States Code, Section 641.

Interstate Commerce

9. The events on the Grounds of the U.S. Capitol and in the U.S. Capitol building on January 6, 2021 obstructed, delayed, or adversely affected commerce or the movement of any article or commodity in commerce as those terms are used in Title 18, United States Code, Section 231(a)(3). The term “commerce” means commerce (A) between any State or the District of Columbia and any place outside thereof; (B) between points within any State or the District of Columbia, but through any place outside thereof; or (C) wholly within the District of Columbia.

10. Under the Constitution, Congress has the exclusive power to enact laws for the District of Columbia.

Federally Protected Function

11. The events on the Grounds of the U.S. Capitol and in the U.S. Capitol building on January 6, 2021 adversely affected a “federally protected function” as that term is used in Title 18, United States Code, Section 231(a)(3). That means that the events adversely affected any function, operation, or action carried out, under the laws of the United States, by any department, agency, or instrumentality of the United States or by an officer or employee thereof. The federal protected functions that were adversely affected included the following: the United States Capitol Police’s and Metropolitan Police Department’s protection of the U.S. Capitol and the Capitol grounds, and

the United States Secret Service's protection of the Vice President of the United States and immediate family members of the Vice President.

Respectfully submitted,

FOR THE UNITED STATES

MATTHEW M. GRAVES
UNITED STATES ATTORNEY
D.C. Bar Number 481052

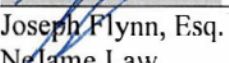
/s/ Holly Grosshans

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A handwritten signature in black ink, appearing to read "M. LaFay", written over a grey rectangular redaction box.

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