

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

**Holding a Criminal Term**

**Grand Jury Sworn in on February 14, 2022**

|                                 |   |   |
|---------------------------------|---|---|
| <b>UNITED STATES OF AMERICA</b> | : | <b>CRIMINAL NO.</b>                             |
|                                 | : |   |
| <b>v.</b>                       | : | <b>MAGISTRATE NO. 22-MJ-144</b>                 |
|                                 | : | <b>22-MJ-146</b>                                |
| <b>BERNARD JOSEPH SIRR and</b>  | : |   |
| <b>LUKE MICHAEL LINTS,</b>      | : | <b>VIOLATIONS:</b>                              |
|                                 | : | <b>18 U.S.C. § 231(a)(3)</b>                    |
| <b>Defendants.</b>              | : | <b>(Civil Disorder)</b>                         |
|                                 | : | <b>18 U.S.C. §§ 1752(a)(1) and (b)(1)(A)</b>    |
|                                 | : | <b>(Entering and Remaining in a Restricted</b>  |
|                                 | : | <b>Building or Grounds with a Deadly or</b>     |
|                                 | : | <b>Dangerous Weapon)</b>                        |
|                                 | : | <b>18 U.S.C. § 1752(a)(1)</b>                   |
|                                 | : | <b>(Entering and Remaining in a Restricted</b>  |
|                                 | : | <b>Building or Grounds)</b>                     |
|                                 | : | <b>18 U.S.C. §§ 1752(a)(2) and (b)(1)(A)</b>    |
|                                 | : | <b>(Disorderly and Disruptive Conduct in a</b>  |
|                                 | : | <b>Restricted Building or Grounds with a</b>    |
|                                 | : | <b>Deadly or Dangerous Weapon)</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>18 U.S.C. §§ 1752(a)(4) and (b)(1)(A)</b>    |
|                                 | : | <b>(Engaging in Physical Violence in a</b>      |
|                                 | : | <b>Restricted Building or Grounds with a</b>    |
|                                 | : | <b>Deadly or Dangerous Weapon)</b>              |
|                                 | : | <b>18 U.S.C. § 1752(a)(4)</b>                   |
|                                 | : | <b>(Engaging in Physical Violence in a</b>      |
|                                 | : | <b>Restricted Building or Grounds)</b>          |
|                                 | : | <b>40 U.S.C. § 5104(e)(2)(E)</b>                |
|                                 | : | <b>(Impeding Passage Through the Capitol</b>    |
|                                 | : | <b>Grounds or Buildings)</b>                    |
|                                 | : | <b>40 U.S.C. § 5104(e)(2)(F)</b>                |
|                                 | : | <b>(Act of Physical Violence in the Capitol</b> |
|                                 | : | <b>Grounds or Buildings)</b>                    |

**INDICTMENT**

The Grand Jury charges that:

**COUNT ONE**

On or about January 6, 2021, within the District of Columbia, **BERNARD JOSEPH SIRR** and **LUKE MICHAEL LINTS** committed and attempted to commit an act to obstruct, impede, and interfere with a law enforcement officer, that is an officer from the Metropolitan Police Department, in an entryway to the United States Capitol Building, lawfully engaged in the lawful performance of his/her official duties incident to and during the commission of a civil disorder which in any way and degree obstructed, delayed, and adversely affected commerce and the movement of any article and commodity in commerce and the conduct and performance of any federally protected function.

**(Civil Disorder, in violation of Title 18, United States Code, Section 231(a)(3))**

**COUNT TWO**

On or about January 6, 2021, within the District of Columbia, **LUKE MICHAEL LINTS** did knowingly enter and remain in a restricted building and grounds, that is, any posted, cordoned-off, and otherwise restricted area within the United States Capitol and its grounds, where the Vice President was and would be temporarily visiting, without lawful authority to do so, and, during and in relation to the offense, did use and carry a deadly and dangerous weapon, that is, a shield.

**(Entering and Remaining in a Restricted Building or Grounds with a Deadly or Dangerous Weapon, in violation of Title 18, United States Code, Sections 1752(a)(1) and (b)(1)(A))**

**COUNT THREE**

On or about January 6, 2021, within the District of Columbia, **BERNARD JOSEPH SIRR** did knowingly enter and remain in a restricted building and grounds, that is, any posted, cordoned-off, and otherwise restricted area within the United States Capitol and its grounds, where the Vice President was and would be temporarily visiting, without lawful authority to do so.

**(Entering and Remaining in a Restricted Building or Grounds**, in violation of Title 18, United States Code, Section 1752(a)(1))

**COUNT FOUR**

On or about January 6, 2021, within the District of Columbia, **LUKE MICHAEL LINTS** did knowingly, and with intent to impede and disrupt the orderly conduct of Government business and official functions, engage in disorderly and disruptive conduct in and within such proximity to, a restricted building and grounds, that is, any posted, cordoned-off, and otherwise restricted area within the United States Capitol and its grounds, where the Vice President was and would be temporarily visiting, when and so that such conduct did in fact impede and disrupt the orderly conduct of Government business and official functions, and, during and in relation to the offense, did use and carry a deadly and dangerous weapon, that is, a shield.

**(Disorderly and Disruptive Conduct in a Restricted Building or Grounds with a Deadly or Dangerous Weapon**, in violation of Title 18, United States Code, Sections 1752(a)(2)) and (b)(1)(A))

**COUNT FIVE**

On or about January 6, 2021, within the District of Columbia, **BERNARD JOSEPH SIRR** did knowingly, and with intent to impede and disrupt the orderly conduct of Government business and official functions, engage in disorderly and disruptive conduct in and within such proximity to, a restricted building and grounds, that is, any posted, cordoned-off, and otherwise restricted

area within the United States Capitol and its grounds, where the Vice President was and would be temporarily visiting, when and so that such conduct did in fact impede and disrupt the orderly conduct of Government business and official functions.

**(Disorderly and Disruptive Conduct in a Restricted Building or Grounds, in violation of Title 18, United States Code, Section 1752(a)(2))**

**COUNT SIX**

On or about January 6, 2021, within the District of Columbia, **LUKE MICHAEL LINTS** did knowingly engage in any act of physical violence against any person and property in a restricted building and grounds, that is, any posted, cordoned-off, and otherwise restricted area within the United States Capitol and its grounds, where the Vice President was and would be temporarily visiting and, during and in relation to the offense, did use and carry a deadly and dangerous weapon, that is, a shield.

**(Engaging in Physical Violence in a Restricted Building or Grounds with a Deadly or Dangerous Weapon, in violation of Title 18, United States Code, Sections 1752(a)(4) and (b)(1)(A))**

**COUNT SEVEN**

On or about January 6, 2021, within the District of Columbia, **BERNARD JOSEPH SIRR** did knowingly engage in any act of physical violence against any person and property in a restricted building and grounds, that is, any posted, cordoned-off, and otherwise restricted area within the United States Capitol and its grounds, where the Vice President was and would be temporarily visiting.

**(Engaging in Physical Violence in a Restricted Building or Grounds, in violation of Title 18, United States Code, Section 1752(a)(4))**

**COUNT EIGHT**

On or about January 6, 2021, within the District of Columbia, **LUKE MICHAEL LINTS** and **BERNARD JOSEPH SIRR** willfully and knowingly obstructed, and impeded passage through and within, the United States Capitol Grounds and any of the Capitol Buildings.

**(Impeding Passage Through the Capitol Grounds or Buildings**, in violation of Title 40, United States Code, Section 5104(e)(2)(E))

**COUNT NINE**

On or about January 6, 2021, within the District of Columbia, **LUKE MICHAEL LINTS** and **BERNARD JOSEPH SIRR** willfully and knowingly engaged in an act of physical violence within the United States Capitol Grounds and any of the Capitol Buildings.

**(Act of Physical Violence in the Capitol Grounds or Buildings**, in violation of Title 40, United States Code, Section 5104(e)(2)(F))

A TRUE BILL:

FOREPERSON.

  
Attorney of the United States in  
and for the District of Columbia.