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D.C. Superior Court
03/22/2017 10:02AM
Clerk of the Court

**SUPERIOR COURT OF THE DISTRICT OF COLUMBIA**
**CRIMINAL DIVISION – FELONY BRANCH**

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| THE UNITED STATES OF AMERICA | : | Criminal Nos. 2017 CF2 001147 |
| | : | 2017 CF2 001247 |
| v. | : | 2017 CF2 001251 |
| | : | 2017 CF2 001257 |
| NATHANIEL H. JAFFE, et al. | : | 2017 CF2 001258 |
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| : | Judge Lynn Leibovitz |

**GOVERNMENT'S OMNIBUS PROPOSAL FOR GROUPING CASES**

The United States, by and through its attorney, the United States Attorney for the District of Columbia, respectfully submits this pleading outlining the government's proposal for grouping co-defendant cases.

In preparing this proposal, the government has identified different categories of co-defendants based a number of factors, to include: (1) specific criminal conduct attributable to individual defendants (i.e., specific acts of destruction, planning/organizing of the riot, charging the police line, etc.); (2) the level or seriousness of the criminal conduct attributable to the individual defendants; and (3) the commonality of evidence that would be needed at trial, to include identification evidence and relevant affiliation evidence between co-defendants.[1] It is noteworthy that, based on the government's investigation, many of the defendants who

[1] The government notes that its investigation into the riot that occurred on January 20, 2017 is less than two (2) months old, and it continues to review additional evidence and gather more information that may impact the proposed categories or groupings of co-defendants. By submitting this proposal, the government does not intend to waive any right to seek to join a particular defendant or defendants with one grouping of cases at a later date, if the evidence supports such a change. Further, the government recognizes that defense counsel may seek to challenge the joinder of certain co-defendants through motions to sever. This proposal is designed to aid the Court and parties with a possible framework as these cases move forward.

participated in the events of January 20, 2017 were organized into sub-groups or "affinity groups." In certain instances, these "affinity groups" had agreed to or discussed specific roles they would play during the anti-capitalist block march (which is the march in which the riot occurred) and/or the level of violence the "affinity group" was comfortable engaging in during the march.

**A. <u>Category One Defendants</u>**:

The government respectfully requests that the following defendants proceed together for a joint trial, and that this trial be scheduled first. The government is prepared to set trial date immediately for the Category One Defendants:

1. ALSIP, OLIVIA, 2017CF2001206
2. BARNAK, JASHUA, aka Joshua Barnak, 2017CF2001165
3. CAIN, KIMBERLY, 2017CF2001300
4. ESPAILLAT, MALLY, 2017CF2001296
5. FELICE, ANTHONY, 2017CF2001163
6. KAAZ, SPENCER, 2017CF2001212
7. MIELKE, GABRIEL, 2017CF2001149
8. PIANTINI, CARLO, 2017CF2001174
9. POWELL, DANE, 2017CF2001405
10. RICHARDSON, COLTON, 2017CF2001247
11. STEFFON, JOAN, aka Soan Steffon, 2017CF2001326, 2017CF2003936
12. HOOPES, JAMES, 2017CF2001238

**B. <u>Category Two Defendants</u>**:

The government respectfully requests that the following defendants proceed together for a joint trial, and that this trial be scheduled to occur after the Category One Defendants' trial. The government is prepared to set trial date immediately for the Category Two Defendants:

1. BAGHDADI, DAVID, 2017CF2001264
2. BEALE, CASSANDRA, 2017CF2001189

3. CALLAHAN, SARA, 2017CF2001345
4. CALLAHAN, ZACHARY, 2017CF2001158
5. CARTER, MOLLY, 2017CF2001380
6. COURSEY, JOHN, 2017CF2001188
7. DALTO, ISSAC, aka Isaac Dalto, 2017CF2001349
8. FARLEY, JARED, 2017CF2001286
9. GLASER, PHILLIP, 2017CF2001368
10. HARRIS, ALEX, 2017CF2001332
11. KITCH, SAMUEL, 2017CF2001266
12. LITCHFIELD, CHRISTOPHER, 2017CF2001235
13. PATRICK, CHRISTOPHER, 2017CF2001329
14. PEREIRA, CAMILO, 2017CF2001222
15. PLAUD, CASSIDY, 2017CF2001381
16. RETHERFORD, CALY, 2017CF2001378
17. ROMAKER, ELIZABETH, 2017CF2001184
18. RORKE, KAITLYN, 2017CF2001360
19. UNGER, CAROLINE, 2017CF2001355
20. VASQUEZ, ARTURO, 2017CF2001369
21. WALKER, NORA, 2017CF2001366
22. WEBBER, CASEY, aka Cathasigh Webber, 2017CF2001156
23. WILKERSON, JACOB, 2017CF2001250

**C. <u>Category Three Defendants</u>**:

The government respectfully requests that the following defendants proceed together for a joint trial (or trials, depending upon the number the court can accommodate), and that this trial(s) be scheduled to occur after the Category Two Defendants' trial:[2]

[2] The government expects that it will be a position to further sub-divide the category three defendants into potential Category Three trial groupings within the next month or two. The government notes that allowing additional time may also present a clearer picture as to which Category Three defendants are amenable to resolving this case short of trial, and which defendants are requesting a trial.

1. ANDONI, RAMIZ, 2017CF2001338
2. ARMBRUSTER, NICOLE, 2017CF2001224
3. BAJPAI, VISHAL, 2017CF2001215
4. BARDO. ERIK, 2017CF2001152
5. BARTOLOMED, DEVIN, aka Devin Mardvich, 2017CF2001364
6. BROOK'AUSLER, JESAKA, 2017CF2001282
7. CABEZA, CARLOS, 2017CF2001322
8. CATES, CARSON, 2017CF2001343
9. CLARK, MAKENNA, 2017CF2001268
10. COSTIGAN, TIM, 2017CF2001367
11. CUNNINGHAM, JACOB, 2017CF2001337
12. DEMARTE, HANNA, 2017CF2001297
13. FLYNN, JOHN, 2017CF2001159
14. FREEDMAN-PEEL, BENJAMIN, 2017CF2001302
15. FULKERSON, DAVID, 2017CF2001211
16. GILBERT, SARAH, 2017CF2001283
17. GODWIN, PHOENIX, 2017CF2001308
18. GRAZIO, ALEXA, 2017CF2001169
19. HABERMAN, KILEY, 2017CF2001370
20. HIGBY, HEATHER, 2017CF2001294
21. JONES, PATRICK, 2017CF2001333
22. LAGESSE, ELIZABETH, 2017CF2001356
23. LOUGHMAN, STEPHEN, 2017CF2001336
24. MABIROU, DUKE, 2017CF2001201
25. MACCHIO, MICHELLE, 2017CF2001183
26. MACLAREN, ASHLEY, 2017CF2001291
27. MARTIN, HANNAH, 2017CF2001346
28. MCDONALD, PAYTON, 2017CF2001157
29. MCGOWAN-ARNOLD, LUKE, 2017CF2001241
30. MELTZER, DANIEL, 2017CF2001176
31. MILLER, ROBERT, 2017CF2001319

32. NAGY, CHLOE, 2017CF2001357
33. PATTERSON, SAVANNAH, 2017CF2001230
34. PAXTON, TYLAN, 2017CF2001269
35. PHIPPS, EMELINE, 2017CF2001311
36. RANDAZZO, STEPHANIE, 2017CF2001277
37. RONCALES, ROSA, 2017CF2001295
38. SILVERBERG, DAVID, 2017CF2001253
39. STEARNS, MATTHEW, 2017CF2001263
40. STRASBURGER, BRETON, 2017CF2001257
41. STUBBS, DAVID, 2017CF2001192
42. SURETT JUNWIRTH, ETKAR, 2017CF2001303

**D. <u>Category Four Defendants</u>**:

The government respectfully requests that the following defendants proceed together for a joint trial (or trials, depending upon the number the court can accommodate), and that this trial(s) be scheduled to occur after the Category Three Defendants' trial:[3]

1. AKERICH, CHRISTOPHER, 2017CF2001160
2. ALLEN, RICHARD, 2017CF2001155
3. AMANN-HOWISON, WILLIAM, 2017CF2001204
4. ARAMBULA, SAMUEL, 2017CF2001272
5. ARMENTO, JENNIFER, 2017CF2001193
6. ASHER, KRISTEN, 2017CF2001312
7. AUBIN, TOM. 2017CF2001358
8. BACKUS, STEVEN, 2017CF2001225
9. BASILLAS, MICHAEL, 2017CF2001334
10. BELCHER, ZACHARY, 2017CF2001239
11. BETLEY, JOSHHUA, aka Joshua Betley, 2017CF2001375

[3] The government expects that it will be a position to further sub-divide the category three defendants into potential Category Four trial groupings within the next month or two. The government notes that allowing additional time may also present a clearer picture as to which Category Four defendants are amenable to resolving this case short of trial, and which defendants are requesting a trial.

12. BHATT, KEVAL, 2017CF2001372
13. BICKARD, EDWARD, 2017CF2001335
14. BINGHAM, JEREMY, 2017CF2001251
15. BOGIN, WILLIAM, 2017CF2001243
16. BREWER, PHILP, aka Phillip Brewer, 2017CF2001213
17. BROOMER, MADISON, 2017CF2001275
18. BRUCE, GABRIELLA, 2017CF2001298
19. BURCHAM, KYLE, 2017CF2001373
20. BURD, DEBORAH, 2017CF2001290
21. BURGESS, JORDANNA, 2017CF2001191
22. BUTT, SAMIR, 2017CF2001299
23. CADMAN, SETH, 2017CF2001172
24. CANTU, AARON, 2017CF2001304
25. CARRAWAY, BENJAMIN, 2017CF2001233
26. CHIU, MOIREE, 2017CF2001255
27. COLLINS, BRADLEY, 2017CF2001363
28. CROMBIE, JAMES, 2017CF2001339
29. DELACRUZ, KENNETH, 2017CF2001248
30. DELLACAMERA, CHRISTOPHER, 2017CF2001205
31. DETTER, ALEXA, 2017CF2001274
32. DICICCO, EMILY, 2017CF2001288
33. DIFAZIO, NICHOLAS, 2017CF2001231
34. DUNLAP, JONATHAN, 2017CF2001154
35. DUNLAP, TRACI, 2017CF2001208
36. DUNLEAVY, KATHERINE, 2017CF2001194
37. EASON, ROBERT, 2017CF2001377
38. ENGLE, EMMA, 2017CF2001180
39. FASSLER, ELLA, 2017CF2001198
40. FICHTNER, MATTHEW, 2017CF2001260
41. FILSTEIN, DANIEL, 2017CF2001271
42. FITZPATRICK, MATTEW, 2017CF2001328

43. FLOOD, COLIN, 2017CF2001170
44. FRAULA, DANA, 2017CF2001181
45. FREYE, LORI, 2017CF2001173
46. FULTON, TRENT, 2017CF2001301
47. GEDRA, ALEXANDRA, 2017CF2001289
48. GOLENBERG, SALINE, 2017CF2001383
49. GONZALEZ, MICHAEL, 2017CF2001245
50. GORE, JOSEPH, 2017CF2001361
51. GRANT, LAN, ala Ian Grant, 2017CF2001307
52. GRAPE, IAN, 2017CF2001202
53. GRISHKEVICH, ANASTASIYA, 2017CF2001359
54. HAILEY, SARAH, 2017CF2001226
55. HARJUNG, ANYA, 2017CF2001382
56. HARRIS, OLIVER, 2017CF2001254
57. HENAGHAN, KAYLA, 2017CF2001287
58. HENDLEY, SEAN, 2017CF2001228
59. HILL, SAHSA, 2017CF2001280
60. HORSTMAN, EMILY, 2017CF2001284
61. HYNDMAN, PETER, 2017CF2001252
62. JAFFE, NATHANIEL, 2017CF2001147
63. JAFFE, SAUL, 2017CF2001162
64. JOUNG, ANDREW, 2017CF2001168
65. KASEMAN, ZOE, 2017CF2001292
66. KAUFMAN, DANIEL, 2017CF2001175
67. KEATING, RYAN, 2017CF2001240
68. KELLY, KRISTINA, 2017CF2001187
69. KRALES, ALEXANDRA, 2017CF2001232
70. LANCASTER, SAGEN, 2017CF2001325
71. LAWSON, BRITTNE, 2017CF2001256
72. LEE, ELISA, 2017CF2001171
73. LEMKEY, ERINN, 2017CF2001379

74. LESLIE, SYDNEY, 2017CF2001195
75. LINDEN, CONNOR, 2017CF2001315
76. LOADENTHAL, MICHAEL, 2017CF2001246
77. LUNDINA, ALEKSANDRA, 2017CF2001353
78. LUPO, JOSEPH, 2017CF2001320
79. MARTINEZ, RUDY, 2017CF2001161
80. MATTHEWS, MARISA, 2017CF2001237
81. MATYAS, ROBERT, 2017CF2001199
82. MAZZEI, LOUIS, 2017CF2001265
83. MCPARLAND, SHANE, 2017CF2001223
84. MESSICK, FARYN, 2017CF2001178
85. MITCHELL, JOCELYN, 2017CF2001197
86. NEVES, TROY, 2017CF2001244
87. ORTIZ-VAZQUEZ, ALVARO, 2017CF2001309
88. PANE, ALESSANDRO, 2017CF2001214
89. PATTEN, JEREMY, 2017CF2001341
90. PENNACCHIO, BENJAMIN, 2017CF2001276
91. PINK, MATTHEW,2017CF2001374
92. PITTMAN, AVERY, 2017CF2001207
93. POWELL, CAMERON, 2017CF2001234
94. RANSLEM, DUNCAN, 2017CF2001278
95. REID, JORDAN, 2017CF2001310
96. RENGEL, DANIEL, 2017CF2001348
97. ROSE, TIMOTHY, 2017CF2001342
98. RUBIN, JUDAH, 2017CF2001220
99. RUSSELL, RACHELL, 2017CF2001354
100. SCHILLER, REBEKAH, 2017CF2001186
101. SCHIMMEL, ERIC, 2017CF2001261
102. SCHOEN, AARON, 2017CF2001279
103. SELLERS, JEREMEIAH, 2017CF2001229
104. SETZER, RANDALL, 2017CF2001227

105. SHAPRIO, TOVIA, 2017CF2001305
106. SHARMA, RAGHAV, 2017CF2001371
107. SHEPARD, NICHOLAS, 2017CF2001185
108. SHERMAN, LIANNE, 2017CF2001327
109. SIMMONS, CHRISTINA, 2017CF2001210
110. SIMPSON, ADAM, 2017CF2001314
111. SLUSARZ, DYLAN, 2017CF2001321
112. SMITHSON, SARAH, 2017CF2001347
113. SMOOT, NOLLE, aka Noelle Smoot, 2017CF2001182
114. SOELLER, PETER, 2017CF2001324
115. SORENSEN, JACK, 2017CF2001293
116. STEWART, CODY, 2017CF2001273
117. STINGER, SHARLEEN, 2017CF2001209
118. STOCKS, SYDNIE, 2017CF2001313
119. STONE, ALISA, 2017CF2001285
120. SULLIVAN, JAMES, 2017CF2001262
121. SWITZER, ANDREW, 2017CF2001365
122. THOMAS, MASSEY, 2017CF2001200
123. TOOMEY, ROBERT, 2017CF2001340
124. TORATY, JAYRAM, 2017CF2001196
125. VALENCIA, CHRISTIAN, 2017CF2001203
126. VARY, ZACHARY, 2017CF2001249
127. WEBERMANN, MICHAEL, 2017CF2001242
128. WEBSTER, NICHOLAS, 2017CF2001270
129. WEILEIN, OLIVER, 2017CF2001344
130. WESTFAHL, SHAWN, 2017CF2001177
131. WILKS-DUPIOSE, EMMELINE, 2017CF2001167
132. WINSOR, CHRISTINA, 2017CF2001179
133. WOOD, ALEXEI, 2017CF2001221
134. WOODEN, LUCAS, 2017CF2001258
135. YOUNG, JADA, 2017CF2001267

136. YOUNG, LEAH, 2017CF2001331

137. ZARKIN, TAYLOR, 2017CF2001323

138. ZEMEL, MIRIAM, 2017CF2001350

Respectfully submitted,

CHANNING D. PHILLIPS
UNITED STATES ATTORNEY

/s/ Jennifer A. Kerkhoff

Jennifer A. Kerkhoff
ASSISTANT UNITED STATES ATTORNEY

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing was served using the CaseFileXpress system upon the listed attorneys for all defendants in this case on this 17th day of March 2017.

/s/ Jennifer A. Kerkhoff

JENNIFER A. KERKHOFF
ASSISTANT UNITED STATES ATTORNEY