

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

**Holding a Criminal Term**

**Grand Jury Sworn in on March 16, 2023**

**UNITED STATES OF AMERICA**

**v.**

**RACHEL MARIE POWELL,**

**Defendant.**

**CRIMINAL NO. 21-cr-179-RCL**

**VIOLATIONS:**

**18 U.S.C. § 231(a)(3)**

**(Civil Disorder)**

**18 U.S.C. §§ 1512(c)(2), 2**

**(Obstruction of an Official Proceeding)**

**18 U.S.C. § 1361**

**(Destruction of Government Property)**

**18 U.S.C. §§ 1752(a)(1) and (b)(1)(A)**

**(Entering and Remaining in a Restricted**

**Building or Grounds with a Deadly or**

**Dangerous Weapon)**

**18 U.S.C. §§ 1752(a)(2) and (b)(1)(A)**

**(Disorderly and Disruptive Conduct in a**

**Restricted Building or Grounds with a**

**Deadly or Dangerous Weapon)**

**18 U.S.C. §§ 1752(a)(4) and (b)(1)(A)**

**(Engaging in Physical Violence in a**

**Restricted Building or Grounds with a**

**Deadly or Dangerous Weapon)**

**40 U.S.C. § 5104(e)(2)(D)**

**(Disorderly Conduct in**

**a Capitol Building)**

**40 U.S.C. § 5104(e)(2)(F)**

**(Act of Physical Violence in the Capitol**

**Grounds or Buildings)**

**40 U.S.C. § 5104(e)(2)(G)**

**(Parading, Demonstrating, or Picketing in**

**a Capitol Building)**

**SUPERSEDING INDICTMENT**

The Grand Jury charges that:

**COUNT I**

On or about January 6, 2021, within the District of Columbia, **RACHEL MARIE POWELL**, committed and attempted to commit an act to obstruct, impede, and interfere with a law enforcement officers 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 II**

On or about January 6, 2021, within the District of Columbia and elsewhere, **RACHEL MARIE POWELL**, attempted to, and did, corruptly obstruct, influence, and impede an official proceeding, that is, a proceeding before Congress, specifically, Congress's certification of the Electoral College vote as set out in the Twelfth Amendment of the Constitution of the United States and 3 U.S.C. §§ 15-18.

**(Obstruction of an Official Proceeding and Aiding and Abetting, in violation of Title 18, United States Code, Sections 1512(c)(2) and 2)**

**COUNT III**

On or about January 6, 2021, within the District of Columbia, **RACHEL MARIE POWELL**, did willfully injure and commit depredation against property of the United States, and of any department and agency thereof, and any property which has been and is being manufactured and constructed for the United States, and any department or agency thereof, that is a window of the United States Capitol, causing damage in an amount more than \$1000.

**(Destruction of Government Property**, in violation of Title 18, United States Code, Section 1361)

**COUNT IV**

On or about January 6, 2021, within the District of Columbia, **RACHEL MARIE POWELL**, 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 deadly and dangerous weapons, that is, an axe and a pole.

**(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 V**

On or about January 6, 2021, in the District of Columbia, **RACHEL MARIE POWELL**, 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 deadly and dangerous weapons, that is, an axe and a pole.

**(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 VI**

On or about January 6, 2021, in the District of Columbia, **RACHEL MARIE POWELL**, 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 deadly and dangerous weapons, that is, an axe and a pole.

**(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 VII**

On or about January 6, 2021, in the District of Columbia, **RACHEL MARIE POWELL**, willfully and knowingly engaged in disorderly and disruptive conduct within the United States Capitol Grounds and in any of the Capitol Buildings with the intent to impede, disrupt, and disturb the orderly conduct of a session of Congress and either House of Congress, and the orderly conduct in that building of a hearing before or any deliberation of, a committee of Congress or either House of Congress.

**(Disorderly Conduct in a Capitol Building**, in violation of Title 40, United States Code, Section 5104(e)(2)(D))

**COUNT VIII**

On or about January 6, 2021, in the District of Columbia, **RACHEL MARIE POWELL**, 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))

**COUNT IX**

On or about January 6, 2021, in the District of Columbia, **RACHEL MARIE POWELL**, willfully and knowingly paraded, demonstrated, and picketed in any United States Capitol Building.

**(Parading, Demonstrating, or Picketing in a Capitol Building, in violation of Title 40, United States Code, Section 5104(e)(2)(G))**

A TRUE BILL:



FOREPERSON.

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