

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA : CRIMINAL NO.  
 :  
 v. :  
 :  
 JAMES WAYNE BROOKS : MAGISTRATE NO. 1: 22-mj-00001-GMH  
 :  
 : VIOLATIONS:  
 Defendant. : 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)

**INFORMATION**

The United States Attorney charges that:

**COUNT ONE**

On or about January 6, 2021, in the District of Columbia, **JAMES WAYNE BROOKS** 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 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 TWO**

On or about January 6, 2021, in the District of Columbia, **JAMES WAYNE BROOKS** 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 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 THREE**

On or about January 6, 2021, in the District of Columbia, **JAMES WAYNE BROOKS** willfully and knowingly engaged in disorderly and disruptive conduct 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 FOUR**

On or about January 6, 2021, in the District of Columbia, **JAMES WAYNE BROOKS** 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))

Respectfully submitted,

MATTHEW M. GRAVES  
United States Attorney  
DC Bar No. 481052

By:           /s/ Joseph DeGaetano            
JOSEPH DEGAETANO  
TN Bar No. 021448  
Assistant United States Attorney  
District of Columbia  
Capitol Riot Detailee  
555 4th Street, NW  
Washington, D.C. 20530  
Telephone No. (423) 385-1345  
Joseph.DeGaetano@usdoj.gov