

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA

v.

JUSTIN DEE ADAMS,

Defendant.

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Case No.: 22-cr-00350

18 U.S.C. § 111(a)(1)

STATEMENT OF OFFENSE

Pursuant to Fed. R. Crim. P. 11, the United States of America, by and through its attorney, the United States Attorney for the District of Columbia, and the defendant, JUSTIN DEE ADAMS, with the concurrence of his attorney, agree and stipulate to the below factual basis for the defendant's guilty plea—that is, if this case were to proceed to trial, the parties stipulate that the United States could prove the below facts beyond a reasonable doubt:

The Attack at the U.S. Capitol on January 6, 2021

1. The U.S. Capitol, which is located at First Street, SE, in Washington, D.C., is secured twenty-four hours a day by U.S. Capitol Police (USCP). Restrictions around the Capitol include permanent and temporary security barriers and posts manned by USCP. Only authorized people with appropriate identification are allowed access inside the Capitol.

2. On January 6, 2021, the exterior plaza of the Capitol was closed to members of the public.

3. On January 6, 2021, a joint session of the United States Congress convened at the Capitol, which is located at First Street, SE, in Washington, D.C. During the joint session, elected members of the United States House of Representatives and the United States Senate were meeting in separate 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. The joint session began at approximately 1:00 PM. Shortly thereafter, by approximately 1:30 PM, the House and Senate adjourned to separate chambers to resolve a particular objection. Vice President Mike Pence was present and presiding, first in the joint session, and then in the Senate chamber.

4. As the proceedings continued in both the House and the Senate, and with Vice President Pence present and presiding over the Senate, a large crowd gathered outside the Capitol. Temporary and permanent barricades, as noted above, were in place around the exterior of the Capitol, and USCP officers were present and attempting to keep the crowd away from the Capitol and the proceedings underway inside.

5. At approximately 2:00 PM, certain individuals in the crowd forced their way through, up, and over the barricades. Officers of the USCP were forced to retreat and the crowd advanced to the exterior façade of the building. The crowd was not lawfully authorized to enter or remain in the building and, prior to entering the building, no members of the crowd submitted to security screenings or weapons checks as required by USCP officers or other authorized security officials.

6. At such time, the certification proceedings were still underway, and the exterior doors and windows of the Capitol were locked or otherwise secured. Members of the USCP attempted to maintain order and keep the crowd from entering the Capitol; however, shortly after 2:00 PM, individuals in the crowd forced entry into the Capitol, including by breaking windows and by assaulting members of law enforcement, as others in the crowd encouraged and assisted those acts. The riot resulted in substantial damage to the Capitol, requiring the expenditure of more than \$1.4 million dollars for repairs.

7. Shortly thereafter, at approximately 2:20 PM, members of the House of Representatives and of the Senate, including the President of the Senate, Vice President Pence, were instructed to—and did—evacuate the chambers. Accordingly, all proceedings of the United States Congress, including the joint session, were effectively suspended until shortly after 8:00 PM on January 6, 2021. In light of the dangerous circumstances caused by the unlawful entry to the Capitol—including the danger posed by individuals who had entered the Capitol without any security screening or weapons check—Congressional proceedings could not resume until after every unauthorized occupant had been removed from or left the Capitol, and USCP confirmed that the building was secured. The proceedings resumed at approximately 8:00 PM after the building had been secured. Vice President Pence remained in the Capitol from the time he was evacuated from the Senate Chamber until the session resumed.

JUSTIN DEE ADAMS's Participation in the January 6, 2021, Capitol Riot

8. The defendant, JUSTIN DEE ADAMS, lives in West Jordan, Utah. On or about January 5, 2021, the defendant traveled from Utah to Washington, D.C., via automobile. The purpose of the defendant's trip to Washington, D.C., was to protest Congress' certification of the Electoral College.

9. On January 6, the defendant attended the "Stop the Steal" rally and then marched with other protestors to the Capitol.

10. At about 2:00 p.m., the defendant was part of a mob on the Upper West Plaza of the Capitol that was engaged in civil disorder. Officers from the U.S. Capitol Police and the Metropolitan Police Department (MPD) lawfully attempted to maintain a police line to prevent the mob from advancing further into the restricted area of the Capitol.

11. At approximately 2:04 p.m., the defendant moved to the front of the mob and walked toward the police line. The defendant raised his hands above his head and walked toward police officers until he made physical contact with one or more officers. He was subsequently pushed back several feet.

12. The defendant then charged at the police line and attacked one or more MPD officers. The defendant used his hands to strike a MPD officer, who was wearing a helmet, twice in the head.


13. At approximately 2:13 p.m., the defendant grabbed a metal bicycle rack that police officers were using as a barricade to prevent rioters from advancing further into the restricted areas of the Capitol. A police officer attempted to prevent the defendant from removing the bike rack. The defendant threw a plastic bottle at the police officer. The defendant and another rioter pulled the bike rack away from the police and dragged it into the crowd.

Elements of the Offense

14. JUSTIN DEE ADAMS knowingly and voluntarily admits to all the elements of 18 U.S.C. § 111(a)(1). Specifically, defendant admits that he assaulted, resisted, opposed, impeded, intimidated, and interfered with an officer or employee of the United States or of any agency in any branch of the United States Government; he did so with some use of force; he did so while the officer or employee was engaged in or on account of the performance of official duties; and the assault involved physical contact with the victim or the intent to commit another felony.

Respectfully submitted,

MATTHEW M. GRAVES
United States Attorney
D.C. Bar No. 481052


By: 

Brian Morgan
Trial Attorney
NY Bar No. 4276804

DEFENDANT'S ACKNOWLEDGMENT

I, JUSTIN DEE ADAMS, have read this Statement of the Offense and have discussed it with my attorney. I fully understand this Statement of the Offense. I agree and acknowledge by my signature that this Statement of the Offense is true and accurate. I do this voluntarily and of my own free will. No threats have been made to me nor am I under the influence of anything that could impede my ability to understand this Statement of the Offense fully.

Date: 3/14/2023

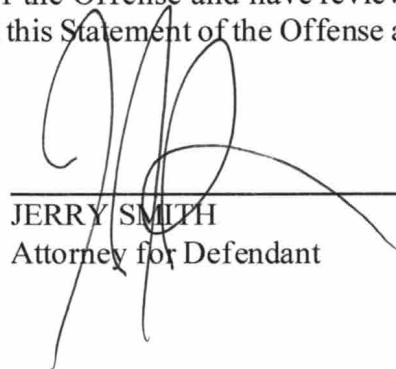


JUSTIN DEE ADAMS
Defendant

ATTORNEY'S ACKNOWLEDGMENT

I have read this Statement of the Offense and have reviewed it with my client fully. I concur in my client's desire to adopt this Statement of the Offense as true and accurate.

Date: 3/24/23



JERRY SMITH
Attorney for Defendant