

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA	:	Case No.: 23-cr-203 (DLF)
	:	
v.	:	40 U.S.C. § 5104(e)(2)(G)
	:	
SCOTT RAY CHRISTENSEN,	:	
	:	
Defendant.	:	
	:	

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, Scott Ray Christensen, with the concurrence of the defendant’s 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. 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. Officers with the D.C. Metropolitan Police Department were called to assist officers of the USCP who were then engaged in the performance of their official duties. 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 \$2.9 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.

The Defendant's Participation in the January 6, 2021, Capitol Riot

8. The defendant, Scott Ray Christensen and his wife and co-defendant Holly Dionne Christensen, live in Puyallup, Washington. On January 6, 2021, the Christensens were in Washington, D.C., where they attended the “Stop the Steal” rally at the Washington Monument. From the rally, the Christensens walked to the Capitol building.

9. The East Rotunda Door was breached by rioters opening it from the inside at approximately 2:38 PM. The Christensens entered the Capitol building through the East Rotunda Door five minutes later, at approximately 2:43 PM. They entered with a large group of rioters who had congregated on the stairs and landing outside of the East Rotunda Door. When they entered, there were alarms going off inside the building. The Christensens should have known they did not have lawful authority to enter the Capitol building.

10. Once the Christensens were inside the Capitol building, they walked into the Rotunda, where they took photos and video on their cellphones. There, they paraded around and demonstrated. They were inside the Rotunda for approximately four minutes.

11. Throughout the afternoon, police officers used a variety of measures in an effort to prevent unauthorized individuals from gaining access to the Capitol building, and to clear the area of individuals who had already entered. One of those measures was to deploy pepper spray, a chemical irritant, against the rioters. At some point while on Capitol grounds or inside the U.S. Capitol, the Christensens encountered pepper spray, and some of the chemical got on Holly Dionne Christensen's face.

12. At approximately 2:52 PM, the Christensens took an elevator to the fourth floor of the Senate side of the building. There, they used the restroom, and Holly Dionne Christensen cleaned the pepper spray from her face. The Christensens then took the same elevator back to the second floor, which is the floor where the Rotunda is located.

13. At approximately 3:00 PM, the Christensens re-entered the Rotunda together. For the next several minutes, the Christensens each again paraded around the Rotunda and demonstrated. They got separated from each other due to the size of the crowd and the fact that the police were attempting to clear the Rotunda of the rioters.

14. Scott Ray Christensen exited the Capitol building via the East Rotunda Door at approximately 3:32 PM.

15. The Christensens remained on Capitol grounds until at least 5:04 PM.

Elements of the Offense

16. The parties agree that 40 U.S.C. § 5104(e)(2)(G) requires the following elements:
 - a. First, the defendant paraded, demonstrated, or picketed in any of the United States Capitol Buildings.
 - b. Second, the defendant acted willfully and knowingly.

Defendant's Acknowledgments

17. Scott Ray Christensen knowingly and voluntarily admits to all the elements as set forth above. Specifically, the defendant admits that he willfully and knowingly paraded, demonstrated, and picketed inside the U.S. Capitol Building.

Respectfully submitted,


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

By: */s/ Carolina Nevin*
CAROLINA NEVIN
Assistant United States Attorney
NY Bar No. 5226121
601 D Street, NW
Washington, DC 20530
carolina.nevin@usdoj.gov
(202) 803-1612

DEFENDANT'S ACKNOWLEDGMENT

I, Scott Ray Christensen, have read this Statement of the Offense and have discussed it with my attorney, Peter Cooper. 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: 8-20-2023




Scott Ray Christensen
Defendant

ATTORNEY'S ACKNOWLEDGMENT

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

Date: 8/28/23



Peter Cooper
Attorney for Defendant