



2. On January 6, 2021, the exterior plaza of the Capitol was closed to members of the public. The grounds around the Capitol were posted and cordoned off, and the entire area as well as the Capitol building itself were restricted as that term is used in Title 18, United States Code, Section 1752 due to the fact that the Vice President and the immediate family of the Vice President, among others, would be visiting the Capitol complex that day.

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.

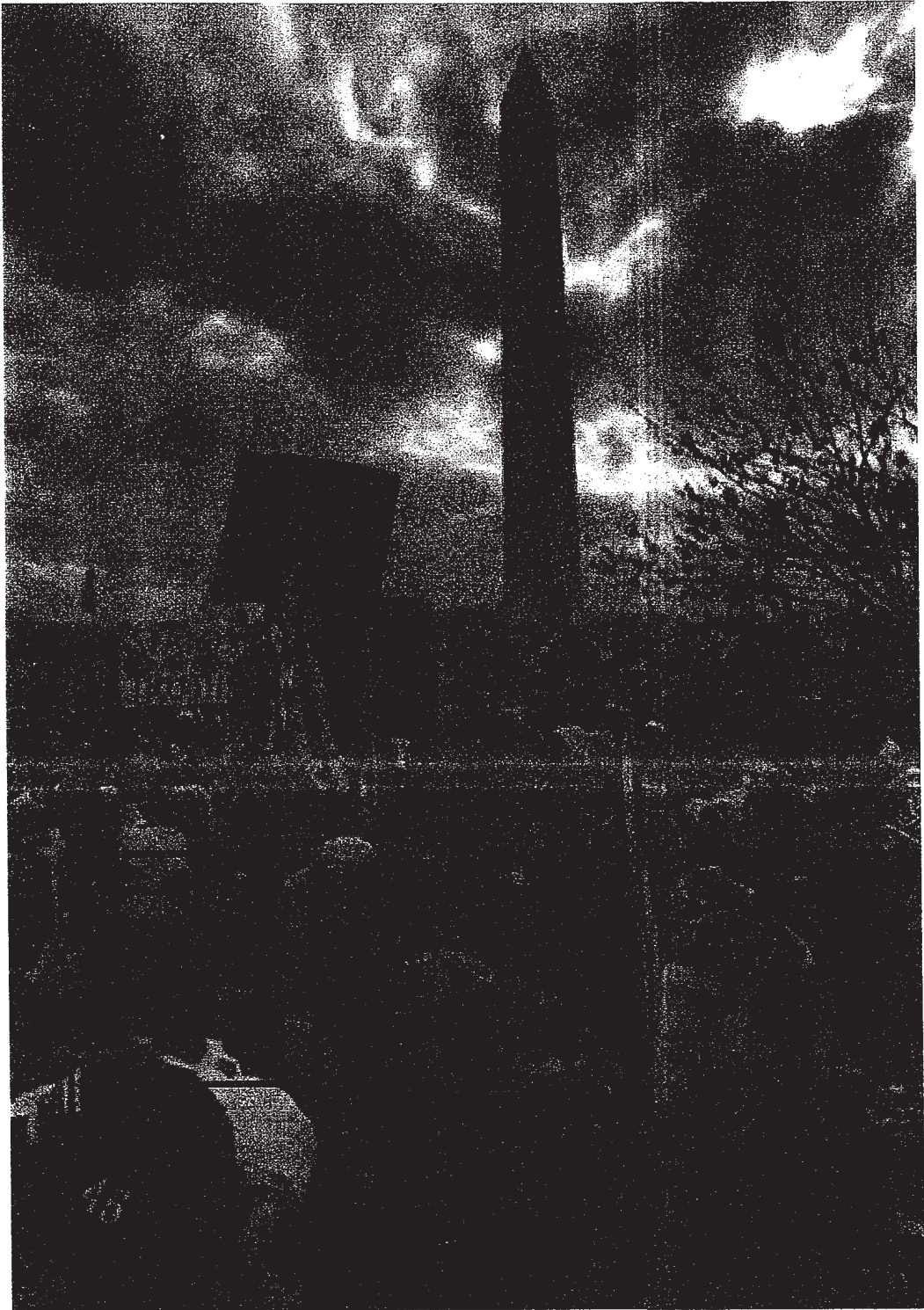
6. At such time, the certification proceedings were still underway, and the exterior doors and windows of the Capitol were locked or otherwise secured. Members of the USCP attempted to maintain order and keep the crowd from entering the Capitol; however, shortly after 2:00 PM, individuals in the crowd 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***

1. DINE attended the January 6, 2021, rally that then President Trump spoke at, appearing in third-party video in front of the Washington Monument. DINE wanted to travel to

Washington, D.C. to support Donald Trump and attend the January 6 rally Trump would be speaking at. DINE had concerns about election irregularities in the Presidential election. DINE hoped to support Donald Trump and address those concerns by travelling to D.C. and attending the rally. DINE understood that Congress and then Vice President Pence were undertaking actions on January 6 related to the presidential election. DINE believed that the ultimate goal of the rally and protest was to put a stop to the election certification to determine if there had been irregularities in the Presidential election.



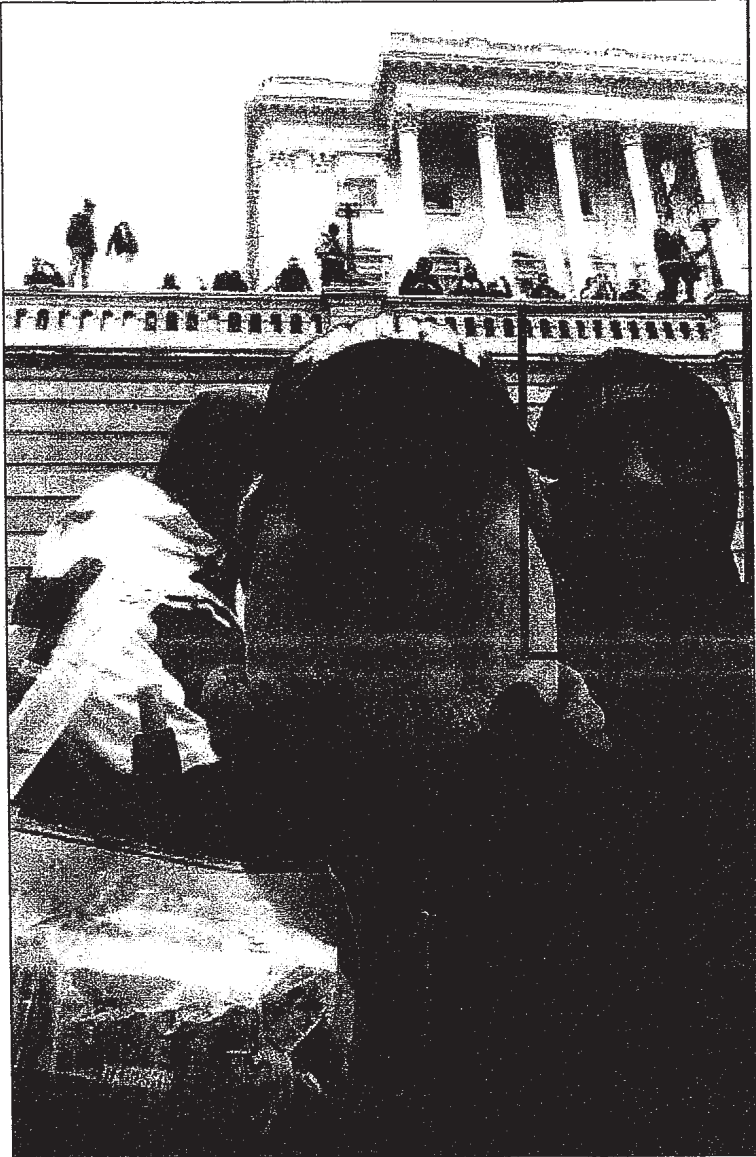
*Figure 1: DINE (grey hat and glasses) at the rally (National Mall).<sup>1</sup>*

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<sup>1</sup> Where present, red annotations on images have been applied for purposes of clarity and are not present in the original.



2. Following the rally, DINE proceeded to the Capitol, along with a large crowd from the rally. He proceeded up from the lower west terrace of the Capitol to the upper west terrace.

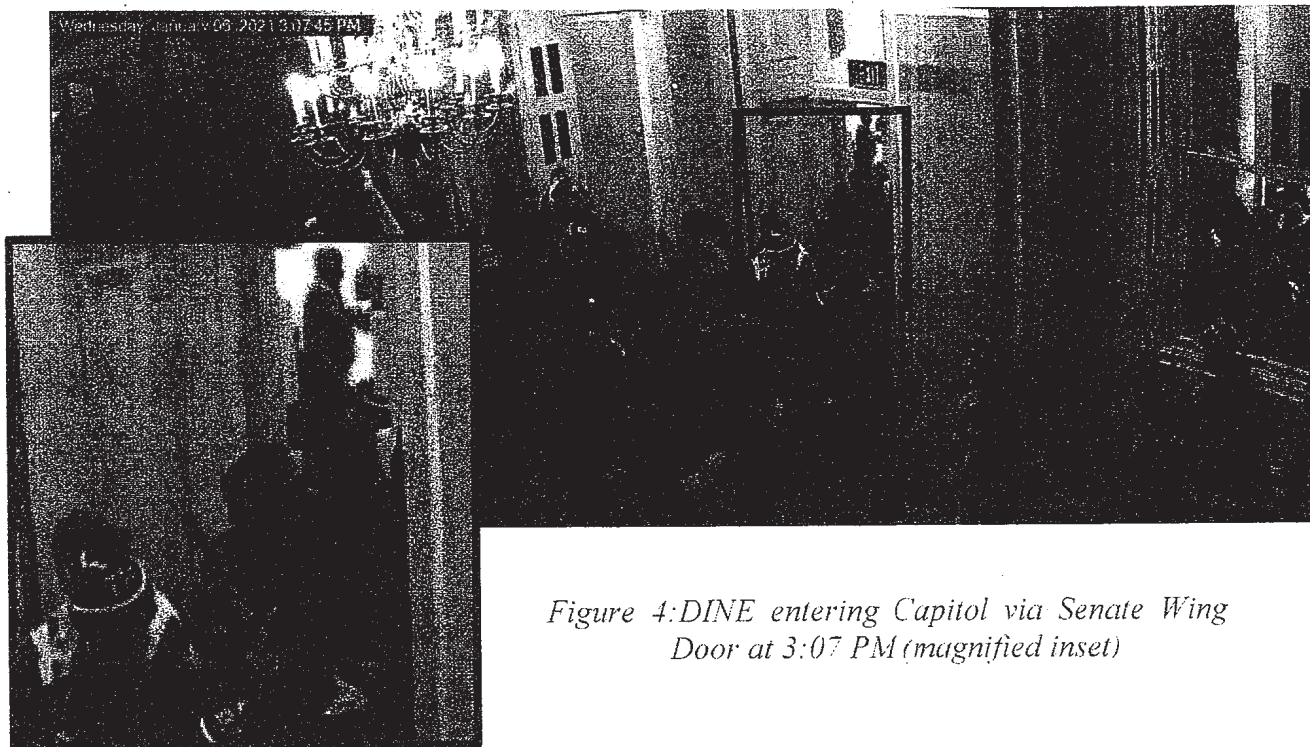


*Figure 2: Selfie taken outside the Capitol. DINE on right.*



*Figure 3: Metropolitan Police Department bodycam footage (timestamp 15:04) showing DINE (left) outside the Capitol.*

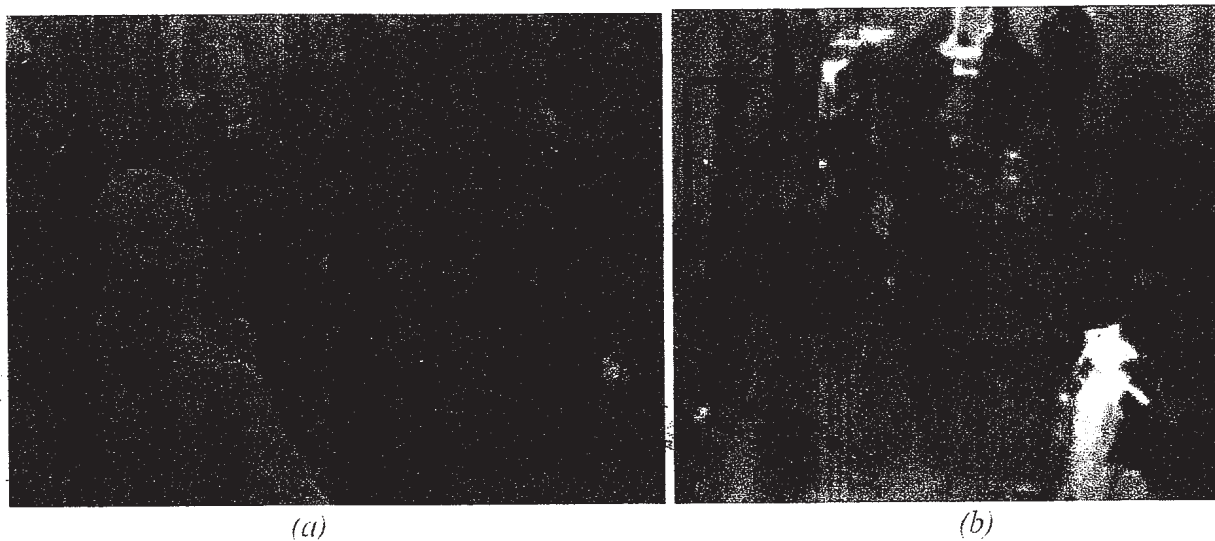
3. At the time DINE entered the Capitol, DINE was carrying a flag associated with then-President Trump, which he found on the ground on January 6 and picked up. CCTV footage from inside the Capitol shows he entered the Capitol at 3:07 PM, entering through the Senate Wing Door. At the time DINE entered the Capitol through the Senate Wing Door, windows adjacent to the door were broken and rioters were intermittently entering and exiting the Capitol through the broken windows. DINE personally observed a commotion between the crowd at the Capitol and law enforcement at the Capitol and also observed broken windows adjacent to the door (Senate Wing Door) through which he entered the Capitol.



*Figure 4: DINE entering Capitol via Senate Wing Door at 3:07 PM (magnified inset)*

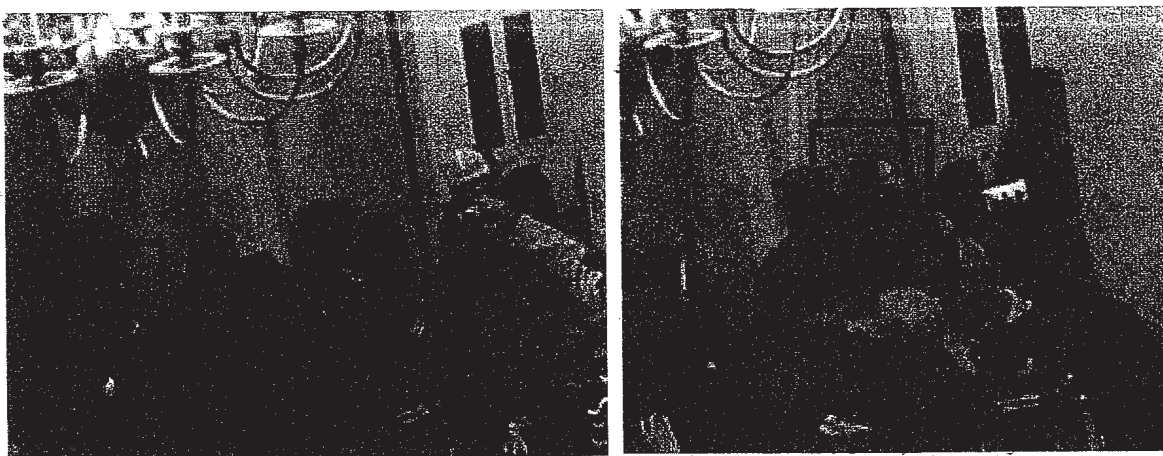
4. After entering the Capitol via the Senate Wing Door, DINE proceeded down a hallway to his right in the direction of the Crypt. DINE proceeded to enter the Crypt. DINE remained in the Crypt for tens of minutes. Eventually, DINE left the Capitol. CCTV footage shows he crossed the Crypt passing law enforcement officers, proceeded to the center of the Crypt, then exited back towards the Senate Wing Door.





*Figure 5: (a) DINE moving from wall of Crypt towards center then (b) exiting other side of Crypt at approximately 3:24 PM.*

5. CCTV footage shows DINE exiting the Capitol through a broken window next to the Senate Wing Door at approximately 3:27 PM. DINE eventually left Capitol grounds.



*Figure 6: DINE exiting through broken window next to Senate Wing Door*

*Elements of the Offense*

6. The parties agree that DISORDERLY CONDUCT IN A CAPITOL BUILDING, 40 U.S.C. § 5104(e)(2)(D), requires the following elements:

- a. First, the defendant engaged in disorderly or disruptive conduct in any of the United States Capitol Buildings.
- b. Second, the defendant did so with the intent to impede, disrupt, or disturb the orderly conduct of a session of Congress or either House of Congress.
- c. Third, the defendant acted willfully and knowingly.

7. The parties agree that PARADING, DEMONSTRATING, OR PICKETING IN A CAPITOL BUILDING, 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*

8. The defendant knowingly and voluntarily admits to all the elements as set forth above. Specifically, the defendant admits that:

- a. DINE knew at the time he entered the U.S. Capitol Building that he did not have permission to enter the building, and he did so with the intent to impede, disrupt, or disturb the orderly conduct of a session of Congress or either House of Congress through his actions on January 6, 2021;
- b. While inside the Capitol Building and Capitol Grounds, DINE paraded, demonstrated, or picketed;

- c. Because Congressional proceedings could not resume until after every unauthorized occupant had been removed from or left the Capitol, DINE's presence on Capitol grounds on January 6, 2021, disrupted the orderly conduct of a session of Congress.

Respectfully submitted,

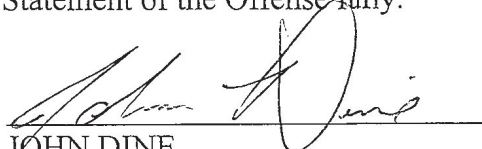
MATTHEW M. GRAVES  
United States Attorney  
D.C. Bar No. 481052

By: PATRICK HOLVEY Digitally signed by PATRICK  
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Date: 2024.05.30 15:48:20 -04'00'  
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Assistant United States Attorney

**DEFENDANT'S ACKNOWLEDGMENT**

I, JOHN DINE, 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.

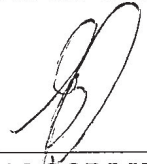
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\_\_\_\_\_  
JOHN DINE  
Defendant

**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: 5/13/2024

  
\_\_\_\_\_  
ETHAN CORLIJA  
Attorney for Defendant  
DC Bar No.: M00020