

ATTACHMENTS

ATTACHMENT 1

METROPOLITAN POLICE DEPARTMENT DEATH REPORT

RP454

P.D. 120 REV

NAME OF INVESTIGATOR DETECTIVE [REDACTED]				DATE WEDNESDAY, JANUARY 6, 2021	
DECEDENT'S NAME (LAST, FIRST, MIDDLE) PAMATIAN (MCENTEE-BABBITT), ASHLI, ELIZABETH				MOR [REDACTED]	
SEX FEMALE	RACE WHITE	AGE 35	DOB 10/10/1985	CCN# [REDACTED]	
HOME ADDRESS [REDACTED]				PDID NO. NONE	
POSSIBLE MANNER OF DEATH HOMICIDE (POLICE INVOLVED SHOOTING)				P.D. 251 PREPARED BY [REDACTED]	
ADDRESS AND LOCATION OF DEATH 110 IRVING STREET, NORTHWEST, WASHINGTON, D.C.					
DEATH OCCURRED (TIME) 1515			IN THE PRESENCE OF (WITNESS) DR. [REDACTED]		
OR FOUND DEAD (TIME)			BY (WITNESS)		
ADDRESS		PHONE NO.		RELATIONS TO DECEDENT	
PRONOUNCED BY DR. DR. [REDACTED]			TIME AND LOCATION 1515 HOURS, 110 IRVING STREET, NORTHWEST, WASHINGTON, DC		
M.E. NOTIFIED DR. Dr. [REDACTED]			BODY DISPOSITION TRANSPORTED TO OCME DISTRICT OF COLUMBIA		
NEXT OF KIN [REDACTED]			RELATION TO DECEDENT [REDACTED]		
ADDRESS [REDACTED]			PHONE NO. [REDACTED]		NOTIFIED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
DECEDENT'S OCCUPATION UNKNOWN			EMPLOYED <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> UNKNOWN		
DECEDENT'S CLOTHING NUDE					
ALCOHOLIC <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> UNKNOWN		INTOXICATED AT DEATH <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> UNKNOWN			
DRUG ADDICT <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> UNKNOWN		INTOXICATED AT DEATH <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> UNKNOWN			
<p>TERMINAL EVENT:</p> <p>On Wednesday, January 6, 2021, members of Homicide Squad [REDACTED] were summoned to 110 Irving Street NW, Washington, DC (Medstar) for the report of an apparent shooting. It was reported to detectives the victim was shot inside of the US Capitol building. After being shot the victim was transported to Medstar for advance life support, however, after several attempts to revive the victim, she succumb to her injury and was pronounced dead at 1515 hours by Dr. [REDACTED] the attending physician.</p> <p>INVESTIGATION/MEDICAL HISTORY:</p> <p>Detectives learned the decedent was involved in a first amendment demonstration at the US Capitol. Detectives also learned though the course of this investigation that the decedent was shot by a member of Law Enforcement after forcibly breaching a secured room at First Street, Southeast, Washington, DC, (US Capitol Building).</p>					

**METROPOLITAN POLICE DEPARTMENT
DEATH REPORT
(CONTINUATION)**

P.D. 120 REV

NAME OF INVESTIGATOR DETECTIVE [REDACTED]			DATE WEDNESDAY, JANUARY 6, 2021	
DECEDENTS NAME PAMATIAN (MCENTEE-BABBITT), ASHLI, ELIZABETH			HO # [REDACTED]	
SEX FEMALE	RACE WHITE	AGE 35	DOB 10/10/1985	CCN# [REDACTED]

SCENE:

The scene was not observed at this time.

BODY:

The decedent's remains are described as that of a 35-year-old White female. [REDACTED]
[REDACTED]
[REDACTED] The decedent suffered a single gunshot wound to the upper portion of the left chest near the clavicle. The decedent's remains were transported to the Office of Chief Medical Examiner pending an autopsy.

*The above information is general in content, for specific documentation; refer to the OCME investigative protocol reporting bearing [REDACTED]

ATTACHMENT 2

METROPOLITAN POLICE DEPARTMENT

Washington, DC
INTERNAL AFFAIRS DIVISION
ROUTING SLIP

X	TO: Internal Investigations Lieutenant	DATE 01/07/2021
	<i>Inspector John Knutsen</i>	Approval Approved
	<i>Captain</i> [REDACTED]	
	<i>Lieutenant IIB-1</i> [REDACTED]	Comment Consideration
	<i>Lieutenant IIB-2</i> [REDACTED]	Contact Writer Expedite
	<i>Lieutenant IIB-3</i> [REDACTED]	
	<i>Sergeant Operations</i> [REDACTED]	Information X Investigate & Report
	<i>Senior Sergeant OPC Liaison Unit</i> [REDACTED]	Noted Note & File
	<i>Director DRD</i> [REDACTED]	Reply Direct Return
	<i>New IAD Intake Case: IS</i> [REDACTED]	See Me Signature
	IAD Lieutenants: (Please Read)	Return By:
	Please enter the investigating Agent's name and return the IS sheet and all supporting documents to Operations Staff before the close of business upon receipt of this IAD routing slip.	IAB/UOF Log# [REDACTED]
	Investigating Agent/Official: [REDACTED]	<u>Anchor Date</u> 01/06/2021
	Signature of Sender: <i>Officer</i> [REDACTED]	<u>90th Day</u> 05/18/2021
	NOTE: Criminal allegations are to be presented to the USAO or OAG within thirty (30) days from the anchor date.	*Due Date* 03/22/2021 *(50 BUSINESS DAYS)*
	* 1st Amendment Activity*	

UN-938 Rev. 5/07

METROPOLITAN POLICE DEPARTMENT



Incident Summary Sheet

IS Number: [REDACTED]

Location of Incident: #1 First Street, Northwest Washington 00000		
Type of Incident: Use of Force.	Date of Incident: 01/06/2021	Time of Incident: 14:45
OPR Member Notified of Incident: Knutsen, John [REDACTED]	Date Notified: 01/06/2021	Time Notified: 14:50
Unit Official Notifying OPR: Knutsen, John [REDACTED]	Incident Element: 1D	Phone Number: [REDACTED]
MPD Supervisor First Receiving Incident: Knutsen John [REDACTED]	Date Notified: 01/06/2021	Time Notified: 14:50
Allegation (s): Officer Involved Shooting.	FIT Member Notified About Use of Force? If 'yes' Member name	
	[REDACTED]	
Member(s) Arrested? No	Date MPD was made aware of Incident/Anchor Date : 01/06/2021	
SYNOPSIS:	On 01/06/21, a Lieutenant with the USCP discharged his service pistol while inside of the East Lobby of the Capitol building.	

Member: Unknown, Officer Other Unit-113			
Rank: Unknown	Element: Not Selected/Applicable / Not Selected/Applicable / Not Selected/Applicable / Not Selected/Applicable /		
Badge Number:	Race:	Ethnicity:	Sex: Unknown
Assignment: Not Selected/Applicable / Not Selected/Applicable / Not Selected/Applicable /		Supervisor: Specified Not-0	
Partner at Time of Incident:			Revoked?
Allegation(s): Officer Involved Shooting			
Member Arrested? No	Charge(s):		
Complainant(s): Ashli McEntee/			
UFIR Required:	Did Member Decline to Complete UFIR?		
Reverse-Garrity Issued?			

UN-938 Rev. 5/07

METROPOLITAN POLICE DEPARTMENT



Incident Summary Sheet

Complainant Ashli McEntee		
Address: [REDACTED]		
Race: Unknown	Ethnicity: Not of Hispanic Origin	
Sex: Female	Email Address:	
Work:	Home:	
Other:	Fax:	
Complainant Arrested?		
Charge(s):		
Instructions: On ALL Use of Force Incidents, direct the member to complete a Use of Force Incident Report (UFIR). Have the member FAX a copy of the UFIR to FIT 202-576-7514 prior to being relieved from duty. If the member does not want to fill out a UFIR, direct the notifying official to immediately contact a FIT official, who will approve or deny the issuance of Reverse-Garrity.		
IS Created By: [REDACTED]	IS Created By Rank: Senior Police Officer	Date: 01/06/2021

ATTACHMENT 3

CCN # [REDACTED] INCIDENT REPORT

REPORT DATE / TIME Jan 06, 2021 22:48	DISTRICT / PSA First District / 102	EVENT START DATE / TIME - EVENT END DATE / TIME Jan 06, 2021 20:47 - Jan 06, 2021 20:48	INCIDENT STATISTICS
RESPONDING OFFICER [REDACTED] - MPD	WEATHER		
ASSISTING OFFICER (ASSIST TYPE) [REDACTED] (Assisting Officer)			
TELETYPE DATE / TIME	TELETYPE #	PERSON NOTIFIED AT TELETYPE	SHOTS FIRED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
			SHOTS EFFECT <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
WAS A STOP INVOLVED? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO			

REPORTING PERSON

NAME (LAST, FIRST MIDDLE) R-1 [REDACTED]		DOB / ESTIMATED AGE RANGE	
SEX Male	RACE / ETHNICITY	PHONE (202) 645-9600 (Home Phone)	EMAIL [REDACTED]@dc.gov
HOME ADDRESS			

INCIDENT INFO

INCIDENT TYPE Death Report			
INCIDENT LOCATION MEDSTAR WASHINGTON HOSPITAL CENTER / WASHINGTON HOSPITAL CENTER, 110 IRVING STREET NW, WASHINGTON, DC 20010 Type: Drug Store/ Doctor's Office/ Hospital Public/Private: Public PSA: 405 District: Fourth District			
LOCATION TYPE Drug Store/ Doctor's Office/ Hospital	POSITION (BEHIND, FRONT, INSIDE, SIDE) Inside		
LOCATION DESCRIPTION			

SUBJECTS

SUBJECT-1 NAME (LAST, FIRST MIDDLE) SUB-1 Pamatian, Ashli Elizabeth		DOB / ESTIMATED AGE RANGE Oct 10, 1985	
SEX Female	RACE / ETHNICITY White / Not Hispanic Or Latino	PHONE	EMAIL
HOME ADDRESS [REDACTED] Type: Residence/Home Public/Private: Private			

WITNESSES

PROPERTY & ITEMS

CCN # [REDACTED] - PUBLIC NARRATIVE

On Wednesday, January 6, 2021, Subject-1 had entered the United States Capitol during a riotous event. While inside of the building, Subject-1 had attempted to enter a secured area and was subsequently shot in the chest.

Subject-1 was transported to a local trauma hospital where lifesaving efforts proved futile. Subject-1 was pronounced dead at 1515 hours by Dr. [REDACTED].

End Proctoring-

CCN # [REDACTED] - INTERNAL NARRATIVE

On Wednesday, January 6, 2021, Lieutenant Michael Byrd of the United States Capitol Police was assigned as the House Chamber Commander during the day work tour of duty. At approximately 1446 hours, while providing protection to the House Chambers during a riotous act, Lieutenant Byrd discharged his issued service pistol and struck Subject-1 in the chest.

Lieutenant Byrd's issued service pistol was initially secured by members of the United States Capitol Police, Internal Affairs Division; however, the service pistol was ultimately taken as evidence by the Department of Forensic Sciences. This officer involved shooting is being investigated by the MPD IAD and is assigned IS # [REDACTED]

OCME: [REDACTED]

REPORTING OFFICER SIGNATURE / DATE

[REDACTED] 01/07/2021 (e-signature)

PRINT NAME

[REDACTED]

SUPERVISOR SIGNATURE / DATE

[REDACTED] 01/07/2021 (e-signature)

PRINT NAME

[REDACTED]

APPROVAL HISTORY

Report Submitted by [REDACTED]

Jan 07, 2021 00:31

Report Returned to Draft by [REDACTED]

Jan 07, 2021 00:32

HO and OCME number added

Report Submitted by [REDACTED]

Jan 07, 2021 00:33

Report Completed by [REDACTED]

Jan 07, 2021 00:34

Report Returned to Draft by [REDACTED]

Jan 07, 2021 00:35

PD 120 added

Report Submitted by [REDACTED]

Jan 07, 2021 00:37

Report Completed by [REDACTED]

Jan 07, 2021 00:39

CCN # [REDACTED] Report Attachments

FILE NAME

PD_Form_120_Ashli_McEntee.pdf

UPLOAD DATE/TIME

Jan 07, 2021 00:36

UPLOADED BY

[REDACTED]

Ashli Elizabeth Pamatian (deceased)



Ashli Elizabeth Pamatian (deceased)

TRUE NAME

DATE OF BIRTH / AGE RANGE

PDID # / FBI #

CAUTIONS

Oct 10, 1985

DATE OF DEATH

2021-01-06T15:15

PROFILE INFO

BIRTH INFO	Oct 10, 1985	EMAIL	
SEX	Female	PHONES	
RACE / ETHNICITY	White / Not Hispanic Or Latino	ADDRESS (HOME)	[REDACTED] Private Residence/ Home
MAIDEN NAME		ADDRESS (WORK)	
NEEDS INTERPRETER		EMERGENCY CONTACT	[REDACTED]
LANGUAGES SPOKEN		RESIDENT OF JURIS	
MARITAL STATUS		MILITARY SERVICES	
SSN #		EMPLOYMENT	
DRIVER'S LICENSE		CLOTHING	
HEIGHT			
WEIGHT			
SKIN TONE			
EYES			
HAIR			
FACIAL HAIR			
VISION			
BUILD			
PHYSICAL CHAR.			
IDENTIFYING MARKS			
BEHAVIORAL CHAR.			
MOOD			
MODUS OPERANDI			
SKILLS			
PROBATION TYPE			
MISC. DESCRIPTION			

Detective [REDACTED]



Detective [REDACTED]

TRUE NAME

DATE OF BIRTH / AGE RANGE

PDID # / FBI #

CAUTIONS

PROFILE INFO

BIRTH INFO

SEX Male

RACE / ETHNICITY

MAIDEN NAME

NEEDS INTERPRETER

LANGUAGES SPOKEN

MARITAL STATUS

SSN #

DRIVER'S LICENSE

HEIGHT

WEIGHT

SKIN TONE

EYES

HAIR

FACIAL HAIR

VISION

BUILD

PHYSICAL CHAR.

IDENTIFYING MARKS

BEHAVIORAL CHAR.

MOOD

MODUS OPERANDI

SKILLS

PROBATION TYPE

MISC. DESCRIPTION

EMAIL

[REDACTED]@dc.gov (Work)

PHONES

(202) 645-9600 (Home Phone)

ADDRESS (HOME)

ADDRESS (WORK)

64 NEW YORK AVENUE NE, WASHINGTON, DC 20002
200E
PSA: 501
District: Fifth District
Public
Government/ Public Building

EMERGENCY CONTACT

RESIDENT OF JURIS

MILITARY SERVICES

EMPLOYMENT

CLOTHING

CCN # [REDACTED] - Report History

AUTHORS

[REDACTED]



APPROVED by [REDACTED]
Jan 07, 2021 00:39



[REDACTED] submitted the report for approval
Jan 07, 2021 00:37
REASON FOR CHANGE PD 120 added



[REDACTED] added PD_Form_120_Ashli_McEntee.pdf to Event # [REDACTED] as a(n) Report
Attachment
Jan 07, 2021 00:36



[REDACTED] returned report to draft mode
Jan 07, 2021 00:35



APPROVED by [REDACTED]
Jan 07, 2021 00:34



[REDACTED] submitted the report for approval
Jan 07, 2021 00:33
REASON FOR CHANGE HO and OCME number added



[REDACTED] changed Event # [REDACTED]
Jan 07, 2021 00:33
EXTERNAL NARRATIVE Only Formatting Changes Made
INTERNAL NARRATIVE On Wednesday, January 6, 2021, Lieutenant Michael Byrd of the United States Capitol Police was assigned as the House Chamber Commander during the day work tour of duty. At approximately 1446 hours, while providing protection to the House Chambers during a riotous act, Lieutenant Byrd discharged his issued service pistol and struck Subject-1 in the chest. Lieutenant Byrd's issued service pistol was initially secured by members of the United States Capitol Police, Internal Affairs Division; however, the service pistol was ultimately taken as evidence by the Department of Forensic Sciences. This officer involved shooting is being investigated by the MPD IAD and is assigned IS # [REDACTED] [REDACTED] OCME: [REDACTED]



[REDACTED] returned report to draft mode
Jan 07, 2021 00:32



[REDACTED] submitted the report for approval
Jan 07, 2021 00:31

ATTACHMENT 4

[REDACTED] (MPD)

From: [REDACTED] (MPD)
Sent: Thursday, January 7, 2021 4:19 PM
To: [REDACTED]@usdoj.gov'
Cc: Adminbox, IAD (MPD)
Subject: USCP UOF Service Pistol

AUSA [REDACTED] good afternoon. Although you and I communicated via our mobile devices a couple of times yesterday evening regarding the events that occurred inside of the United States Capitol Building, please let this serve as an official notification regarding a serious use of force. On January 6, 2021, United States Capitol Police Lieutenant Michael Byrd, PIN # [REDACTED] (this number is utilized in lieu of a badge number) was involved in a fatal, Use of Force (Service Pistol) approximately 1446 hours while in an area of the Capitol Building known as the Speakers Lobby. Lieutenant Byrd discharged his service pistol one time which struck Ms. Ashli McEntee in her left shoulder. Ms. McEntee was transported to the Med Star, Washington Hospital Center. All life-saving methods were met with negative results and Ms. McEntee was pronounced deceased by hospital staff.

I will be the lead agent regarding Lieutenant Byrd's UOF. If you need any additional information, please give me a call.

Thank you

[REDACTED]
Senior Police Officer/Agent
Internal Affairs Division
#64 New York Avenue
Northeast, Washington, DC, 20002
Office [REDACTED]
Cellular [REDACTED]

ATTACHMENT 5



U.S. Department of Justice

Channing D. Phillips
Acting United States Attorney

District of Columbia

*Judiciary Center
555 Fourth St., N.W.
Washington, D.C. 20530*

April 14, 2021

Assistant Chief Wilfredo Manlapaz
Metropolitan Police Department
Internal Affairs Bureau
300 Indiana Avenue, N.W., Room 5058
Washington, D.C. 20001

Insp. John Kauter 4-14-2021

Re: IS [REDACTED] (United States Capitol Police Lieutenant Michael Byrd)

Dear Assistant Chief Manlapaz:

This office has considered the facts and circumstances surrounding the alleged use of excessive force in the above-captioned case. We have decided to decline criminal prosecution of the above officer as a result of this incident. Accordingly, this matter is referred to you for whatever administrative action you deem appropriate.

Very truly yours,

CHANNING D. PHILLIPS
ACTING UNITED STATES ATTORNEY

By: [REDACTED] /s/ [REDACTED]
Assistant United States Attorney

ATTACHMENT 6

Obtained via DC FOIA by Judicial Watch, Inc.
METROPOLITAN POLICE DEPARTMENT
WASHINGTON, D.C.
Internal Affairs Division

P.D. 854 Rev. 2/97

REPORT OF INVESTIGATION

FILE TITLE Autopsy of Ashli McEntee	DATE OF OCCURRENCE January 7, 2021	
TYPE OF CASE United States Capitol Police – Officer Involved Shooting	IS# [REDACTED]	O.I.A. FILE NO.
NARRATIVE: <i>SYNOPSIS OF CASE INVESTIGATION</i>		

On Thursday, January 7, 2021, Agent [REDACTED] of the Internal Affairs Division attended the autopsy of Ashli McEntee. The autopsy was performed by Doctor [REDACTED] of the Office of the Chief Medical Examiner for the District of Columbia.

Dr. [REDACTED] indicated Ms. McEntee suffered a gunshot wound to the left anterior shoulder. [REDACTED]
 [REDACTED] The bullet was recovered and recovered as evidence by the Department of Forensic Sciences.

At the conclusion of the autopsy, Dr. [REDACTED] stated the cause of death was a gunshot wound to the left anterior shoulder and the manner of death was ruled a homicide. Detailed information relating to the autopsy will be provided in the report at its conclusion by Dr. [REDACTED]

OCME # [REDACTED]

CASE STATUS: OPEN CLOSED OTHER (Explain)	PAGE 1 OF 1 PAGES
INVESTIGATOR'S SIGNATURE Agent [REDACTED]	DATE January 7, 2021
SUPV [REDACTED]	DATE 01/07/21

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ATTACHMENT 7

PAGE REDACTED IN FULL.

Obtained via DC FOIA by Judicial Watch, Inc.

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ATTACHMENT 8

Obtained via DC FOIA by Judicial Watch, Inc.
METROPOLITAN POLICE DEPARTMENT
WASHINGTON, D.C.

Internal Affairs Division

REPORT OF INVESTIGATION

FD-854 REV 01/94

FILE TITLE Lt. Michael Byrd- USCP	DATE OF OCCURRENCE January 6, 2021	
TYPE OF CASE Officer Involved Shooting	ISH [REDACTED]	I.A.D. FILE NO. [REDACTED]

NARRATIVE: SYNOPSIS OF CASE INVESTIGATION

On January 6, 2021, approximately 1938 hours, Agent [REDACTED] interviewed Lieutenant Michael Byrd at USCP HQ, located at 119 D Street, Northeast. IAD [REDACTED], and USCP Special Agent [REDACTED]. The following is a summary of the recorded interview:

Lieutenant Byrd provided the following information:

Lieutenant Michael Byrd, PIN [REDACTED]
B/M [REDACTED] lbs, [REDACTED]
Right handed, equipped with service pistol only, no ASP, no OC
Business attire
Last qual: 10/22/2020
House Chamber Commander
Tour of duty started at 0700

Agent [REDACTED] provided Garrity warning to Lieutenant Byrd.

Lieutenant Byrd declined to provide a statement until he can consult an attorney.

Agent [REDACTED] provided his contact information to Lieutenant Byrd, and asked him to have his attorney contact him to arrange a potential interview.

CASE STATUS: [REDACTED]	<i>PAGE 1 OF 1 PAGES</i>	
INVESTIGATOR'S SIGNATURE: [REDACTED]	DATE 1-6-2021	
SUPERVISOR'S SIGNATURE: [REDACTED]	DATE 01/06/21	

ATTACHMENT 9

Obtained via DC FOIA by Judicial Watch, Inc.

METROPOLITAN POLICE DEPARTMENT
WASHINGTON, D.C.
Internal Affairs Division

REPORT OF INVESTIGATION

P.D. 854 Rev. 2/97

FILE TITLE U.S. Capitol Police Shooting	DATE OF OCCURRENCE January 6, 2021	
TYPE OF CASE	I.S. NO.	.I.A.D. FILE NO.

NARRATIVE: **SYNOPSIS OF CASE INVESTIGATION**

Sergeant [REDACTED] U.S. Capitol Police

On January 6, 2021, Sergeant [REDACTED] was interviewed by Agent [REDACTED] of the Internal Affairs Division in reference to his observations during the police involved shooting at the U.S. Capitol. The following is a summarization of his statement:

On January 6, 2021, Sergeant [REDACTED] arrived at his office at 1300 hours and was advised that there may be a lockdown at the Capitol, due to a large protest. He spent the first part of his tour of duty preparing for this lockdown and going over plans for getting House Members out of the House Chamber if necessary.

Sergeant [REDACTED] was advised that there was a breach at the Capitol. Protesters approached the Chamber door and he assisted in getting House Members out of that area. The east doors of the Speaker's Lobby, just outside of the House Chamber, were blockaded. Protesters began banging on the Chamber's door. Someone on the House Floor shouted that there had been shots fired. Sergeant [REDACTED] was advised that the sound was breaking glass, not gunshots. He radioed that the report of gunshots was incorrect, that it was glass breaking. Sergeant [REDACTED] was then approached by an officer who advised that the sound was, in fact, gunshots. Sergeant [REDACTED] went back over the radio and reported that there were gunshots on the House Floor.

Sergeant [REDACTED] walked out of the House Chamber, into the Speaker's Lobby and observed glass being broken out of the doors and windows at the east end of this area. He observed that an officer and Lieutenant Byrd had taken up positions and had their guns out. Sergeant [REDACTED] took his gun out and positioned himself behind a pillar in the Speaker's Lobby.

A glass panel came completely out of one of the windows and a protester started to come through the opening. There was a lot of screaming and Sergeant [REDACTED] heard someone yelling, "get back, get back."

Sergeant [REDACTED] was positioned furthest away from this barricaded door and Lieutenant Byrd was positioned the closest.

CASE STATUS: <input checked="" type="checkbox"/> OPEN <input type="checkbox"/> CLOSED OTHER (Explain)	PAGE 1 of 2 PAGES
INVESTIGATOR'S SIGNATURE Agent [REDACTED]	DATE January 6, 2021
SUPERVISOR [REDACTED]	DATE 01/06/21

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METROPOLITAN POLICE DEPARTMENT
WASHINGTON, D.C.
Internal Affairs Division

REPORT OF INVESTIGATION

P.D. 854 Rev. 2/97

FILE TITLE U.S. Capitol Police Shooting	DATE OF OCCURRENCE January 6, 2021	
TYPE OF CASE	I.S. NO.	I.A.D. FILE NO.

NARRATIVE: **SYNOPSIS OF CASE INVESTIGATION**

Sergeant [REDACTED] observed a white, female protester was climbing through an opened area where the glass pane had been knocked out. He heard a gunshot and this female fell backwards through the opening.

The crowd on the other side of the barricaded east doors, began to step back and some put their hands in the air. Sergeant [REDACTED] observed Lieutenant Byrd step back just after hearing the gunshot. He did not see anything in the female protester's hands prior to the gunshot.

Sergeant [REDACTED] never went on the other side of the barricaded east door. He also did not know that it was Lieutenant Byrd who shot his gun until he talked to him moments after it occurred. Lieutenant Byrd looked upset and stated, "I was the one who took the shot."

CASE STATUS: <input checked="" type="checkbox"/> OPEN <input type="checkbox"/> CLOSED <input type="checkbox"/> OTHER ()	PAGE 2 of 2 PAGES
INVESTIGATOR'S SIGNATURE Agent [REDACTED]	DATE January 6, 2021
SUPERVISOR [REDACTED]	DATE [Signature]

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Evidence Title: Sgt. [REDACTED] USCP.MP3

This transcript has been verified by [REDACTED]

This transcript starts at Jan 16, 2021 4:01 PM -05:00 and is 16m 39s in length

Agent [REDACTED] Today's date is January 6th, 2021. It is approximately 1855 hours. I am Agent [REDACTED] of the of the Internal Affairs Division we are located at the US Capitol Police headquarters at a 119 D street. Northeast present is the witness in this admin; excuse me, in this criminal matter, sir, would you please introduce yourself? I am Sergeant [REDACTED] United States Capitol Police. I work in the House Chamber section of the United States Capitol police. Thanks for record factor and your pin [REDACTED]. Also, present to serve you. Please introduce yourself

Sergeant [REDACTED] NPD, uh,

Agent [REDACTED] ID agent [REDACTED] And sir, if you please, Special Agent [REDACTED] [REDACTED] United States, Capitol Police, Criminal Investigations. Thank you very much for that, sir. As I said, you are a witness in this criminal matter for, uh, you were, uh, to the, uh, officer involved shooting that happened earlier today. Yes I was. So if you would, sir, uh, you said your tour duty started at 1300 hours. If you've kind of work me through your, what happened today, sir?

Sergeant [REDACTED] Sure. I arrived at work at 1300 hours. Got to my desk. Uh, Sergeant [REDACTED] had asked me when he saw me, if I can come up and we can start getting the, uh, the House Chambers ready. We, we thought we may go into a lock-down because the protest had started in front, on the East, front and West front of the Capitol. So we, we had gone up there and we were preparing the floor just in case we would have to lock down.

Sergeant [REDACTED] And we were talking to all of our officers and letting them know if they knew the exact procedures for doing that. Uh, we were liaisoning with the Sergeant at Arms office to what we would do if we've had to get the members out of that area or where we would take them. Where were they? What was their route of? They were going to travel. Uh, the House went into the Capitol Division, went into lock-down. I'm not exactly sure what time, cause we were just, we would run around so much. I didn't even, I wasn't aware of any time at any point in this whole situation that happened. Uh, so I do remember us starting to get the way we had told the members that they had to go because there was a breach in the Capitol and protesters were starting to bang on the main door of the house floor.

Sergeant [REDACTED] Uh, we moved all of the members out. We had blockaded the East side of the Speakers Lobby, which would give them direct access onto the House floor. And protestors showed up there, started banging on the door. Shouting. There was a lot of shouting going on. I went back onto the House floor and glass had been broken on the door for the main door of the House floor. Uh, there was a report of shots fired at that time over the radio, the shots fired call. Uh, no someone had yelled at, in, in, on the House floor that shots were fired. And then someone came to me and said, no, it was just glass breaking. So I went across the radio and tried to

correct the shots fired. And then someone came up to me, one of the other officers, I can't remember who it was and said no shots were fired on the house floor.

Sergeant [REDACTED] So I corrected myself again on the radio and said, the report is shots fired on the House floor. Uh, I stepped out of the House floor back into the Speakers Lobby again. And so the glass breaking on the East door of the Speakers Lobby, uh, one of the panes fell out. I saw that officers and Lieutenant Byrd had taken up positions with their guns out. So I pulled my gun out. I took up a position behind one of the pillars on, in the Speakers Lobby. The glass fell out of the window and one of the protesters started to come through. Uh, there was a lot of screaming going on at the time. I heard somebody screaming get back, get back. Uh,

Agent [REDACTED] So,

Agent [REDACTED] So let, let me, uh, see you're in, uh, another pillar upon another pillar in the Speakers Lobby.

Sergeant [REDACTED] Yes. The pillar, the Speakers Lobby is a, like a, kind of like a hallway. It's a long hallway. We have doors that go onto the House floor and then there's the whole way, but the pillars are there and then there's a lounge area next to it. That's all the members can sit during in between votes. So those pillars of what we took up positions behind.

Agent [REDACTED] Using the clock, the clock directions, where was Lieutenant Byrd, the other officers compared to you?

Sergeant [REDACTED] 12 o'clock.

Agent [REDACTED] So they were, so they were directly in front of you?

Sergeant McKenna: Yes.

Agent [REDACTED] And where was the, uh, door where the person started climbing?

Sergeant [REDACTED] Also, probably at 11 o'clock when I was on the pillar.

Agent [REDACTED] So, so, uh, so the Lieutenant and the other officers were in front of you?

Sergeant [REDACTED] Yes. So I had a pillar, uh, officer [REDACTED] had the pillar in front of me and then Lieutenant Byrd was actually along the wall where the door was located.

Agent [REDACTED] So, and so, and, and I know there were inaudible and the floor, foot, Lieutenant Byrd is here. Where's the door,.

Sergeant [REDACTED] The door's right here.

Agent [REDACTED] Okay. So the, and the, the person was climbing the other way.

Sergeant [REDACTED] You had two windows and you had two large swing doors that go from the ceiling to the floor and those doors were locked, but what they wound up breaking was the window along the side, pane of the door. And that's where the, uh, the protests started to climb through.

Sergeant [REDACTED] And what did that, can you give a description of that protester? It was a white female black hair. Uh, she was wearing a gray sweater. Uh that's all I really remember about her.

Sergeant [REDACTED] And I remember hearing a shot. I remember seeing her shoulders kind of, cause it's like burned in my brain right now of her shoulders crunching in like the shot had hit her in the chest somewhere and her falling back out of the window that she was trying to climb into. And I do remember after that shouting for, because it did stop the crowd, the crowd, you could actually see that they all took a step back and hands started going up. And so I just started screaming. Everybody stay back, stay back, stay back. Uh, I saw Lieutenant Byrd kinda. I don't know if it was before or after. Cause I was trying to figure this out of, but there was at one point where I remember seeing him and he kind of went like this and then came back up again. Uh, I don't know if that was from him taking the shot and then him stepping back from that shot or if it was before that, I can't, no matter how I tried to rack my brain, I can't, I can't figure out when that happened, but uh, so I don't know if something happened to him where caused him to take the shot or not.

Sergeant [REDACTED] But I mean, I don't, I don't want to.

Agent [REDACTED] And what else recording ,the recording. You can't see your body language. I mean, you said that Lieutenant [REDACTED] uh, excuse me,

Sergeant [REDACTED] Byrd

Agent [REDACTED] Excuse me. Okay. And I'm looking at your name? Not yet. That's why, uh, when Lieutenant Byrd, you said he kind of, you kind of showed that he kind of moved back with like you moved your shoulder back. Yeah.

Sergeant [REDACTED] He kinda, he like an, a ducking or he, he stepped, he stepped back and I don't know if that was from him taking the shot and realizing that he shot somebody and he was like, Oh my God. You know, I actually did what I did, but, uh, I was just, I dunno, I don't know why it was such a crazy, hectic moment that I don't know what else I could add to it. Uh, you know, I think right before that, we, we had just got all the members out.

Sergeant [REDACTED] There was still a Member on the floor when that was going on because he refused to leave. He was over by the door where the shots, where the shots were fired by the main door. So I'm sorry, I'm starting to get out of, uh, context in time here. That was actually before the shot, where I, where, and when I was out on the House floor and I had stepped after that, after making sure that everybody was okay on the House floor, I had stepped out and that's when I saw the glass starting to break on the door and I took my position at the pillar.

Agent [REDACTED] So now when you, do you know about what time that was now?

Sergeant [REDACTED] I have no, no concept of time on that. I understand.

Agent [REDACTED] Now when you saw the woman climbing through, could you see if she had anything in her hand or anything that could you hear saying anything?

Sergeant [REDACTED] I could not hear anything. I, I didn't see. I didn't see anything in her hands now. Like I said, I saw her climbing through the window and uh, just her shoulders, just

Agent [REDACTED] from your, uh, how did you know Lieutenant Byrd that fired?

Sergeant [REDACTED] I didn't until after,

Agent [REDACTED] So you just heard the shot.

Sergeant [REDACTED] I heard the shot.

Agent [REDACTED] And you had came from, in front of you between the know.....

Sergeant [REDACTED] If someone in front of me shot, I don't, I wasn't, I suspected it might've been him just from the way the sound and where the sound came from. But I did not know until after, when, when he looked really upset and I said, what, you know? And then he was like, I was the one who took the shot and I was like....

Agent [REDACTED] Did he say anything else besides that?

Sergeant [REDACTED] No, his eyes were red. He was, you could see he was visibly upset and he, uh, just, you know, kind of comfort him and told him, you know, we gotta get outta here.

Sergeant [REDACTED] We gotta,

Agent [REDACTED] What did he do at that point?

Sergeant [REDACTED] Uh, we all got rounded up everybody to make sure we did a head count on all of our officers to make sure everybody was there. When we did that, uh, we were asking where we should go, what we should do. And we wanted to get off the House floor because there was pepper spray all in the area. So we'd gone down through the tunnel, over to the Rayburn subway. And at that point we were just basically helping anybody who came over from the Capitol, where to, I think they were grouping people in the, uh, in the [REDACTED] and the Members. They were grouping up in, uh, [REDACTED].

Agent [REDACTED] Where you fit people like staffers,

Sergeant [REDACTED]: Staffers, staffers, press, anybody that was stuck in the Capitol when the, when everything jumped off.

Agent [REDACTED] So when you say the shot goes off, you see the woman go down, what did you do? What did you do immediately after that?

Sergeant [REDACTED] Uh, I just started yelling for everybody to get back, get back because I didn't want anybody else try to get through that window. And I could see that, that it, you know, in their anger, I guess, and shot, you know, their anger kind of dissipated and took over shock, took over. Cause like I saw some guys with their hands go up and so I just wanted to make sure that they didn't try to get back in the door again. So that's when I just started screaming, get back, get back. Don't come in that don't come in this door. Don't come in this door.

Agent [REDACTED] Did you do go up to her.

Sergeant [REDACTED] No, no, no. I maintained my position.

Agent [REDACTED] Did you see anyone go? Did you see anyone go up to her?

Sergeant [REDACTED] I saw somebody was in the, in the window and was yelling at us. couldn't even hear what he was yelling. Cause it was so crazy at that time, but it almost looked like one of the Sergeant at Arms guys, cause I could recognize, saw his beard underneath his, and I think he was saying somebody call for help or something like that. And I think it came over the radio that we needed medical attention at the.....

Agent [REDACTED] Who do you think that was, if he was one of the Sergeant at Arms people?

Sergeant [REDACTED] Ah, I don't know. I just recognized his face, not his name,

Agent [REDACTED] so, and this is my own ignorance of the intricacies of your agency. So I apologize.

Sergeant [REDACTED] Sure.

Agent [REDACTED] Um, so the there's other people who worked for the Sergeant at Arms that are not Capitol police officers?

Sergeant [REDACTED] Yes.

Agent [REDACTED] And what would their title be?

Sergeant McKenna: Uh,

Agent [REDACTED] Did it have a title or they know they

Sergeant [REDACTED] No they just worked for the Sergeant at Arms office. I don't know any titles. I just know that they help out on the House floor and you know, they helped to maintain, or they usually help run the House floor basically. I mean we're protection and security, but they're the ones that run the day to day operations.

Agent [REDACTED] So they're not armed?

Sergeant [REDACTED] No, no they're there for like their staff,

Agent [REDACTED] Their staff.

Sergeant [REDACTED] Yes. And that Sergeant arms office...

Agent [REDACTED] That was unclear about that ain't man, I didn't even know that existed that he had staff like that.

Sergeant [REDACTED] Right.

Agent [REDACTED] So then after that, how, who made the determination for you guys to go down into the subway? How did that?

Sergeant [REDACTED] I think it was a Lieutenant Byrd had said, you know, when he first didn't want to get a head count and make sure that everybody was there, we did that. Uh, made sure everybody was accounted for that. We had up there with us all this before this started, we have 15 officers that were posted up there. So we wanted to make sure we had the 15 before we went back down again.

Agent [REDACTED] So you and the other 14 officers moved down

Sergeant [REDACTED] And Sergeant [REDACTED] So it was it, the two sergeants were myself and Sergeant [REDACTED] Lieutenant Byrd, and then the 15 officers.

Agent [REDACTED] What is Sergeant [REDACTED] position. And what was he, was he in charge of the, uh, uniform detail that

Sergeant [REDACTED] He's worked with me where we both worked together as the sergeants for the House Chamber section.

Agent [REDACTED] So, so that, so then that's when you guys went back downstairs.

Sergeant [REDACTED] Yep. And that's when we made our way down the stairs or down the elevator to the basement and the basement over to the Rayburn building.

Agent [REDACTED] Yeah. And I know this is kind of obvious, but, but I'm gonna ask you any anyhow. You've worked for the Capitol police department for [REDACTED] now.

Sergeant [REDACTED] Yes.

Agent [REDACTED] This was not a typical day was it.

Sergeant [REDACTED] Definitely not my craziest day there,

Agent [REDACTED] nothing like this has happened with now, has it.

Sergeant [REDACTED] No, I'd say the closest one was, I don't know if you guys remember when we had the, the shots fired back in 2004, 2005 in the Rayburn building or what they thought it was. And we locked down the whole building and had to search floor to floor.

Agent [REDACTED] I vaguely recall that.

Sergeant [REDACTED] That was, that was my first craziest day. Now this one, definitely top that one.

Agent [REDACTED] I was [REDACTED] and that happened. I think that's where I was, but I do remember that. Yeah. Not an everyday occurrence.

Sergeant [REDACTED] No, definitely not. No.

Agent [REDACTED] Yeah. Do you have anything you would like to

Sergeant [REDACTED] same thing as far as the crowd were, what were your actions? Was it what was like the whole,

Sergeant [REDACTED] Oh, it was that they wanted to get in there. I mean, they, they were, they, they came right up to the door and just started smashing. I mean, they had guys in the front that I saw the window to the door crack. And then when I saw the, they started smashing that side window, I guess that side window kind of gave on them. So you could see them getting over there and trying to push that through. And I don't know who actually did it, but I just remember seeing the window and it came out like a whole pane came down.

Agent [REDACTED] Who was smashing out that window?

Sergeant [REDACTED] I don't know if they were using their fists or if they were had something with them. I mean, I know I saw her a couple of flags, so I don't know if they were using the flags to kind of

Agent [REDACTED] Like the pole,

Sergeant [REDACTED] The pole to bang in the window. I wasn't sure what they used, but by the way, the windows, uh spidered I guess you could say it probably was some kind of pole or something like that that they, if I had to guess.

Sergeant [REDACTED] Not to pull your man card at all. Was this a frightening situation?

Sergeant [REDACTED] Oh yeah.

Sergeant [REDACTED] Oh yeah. I mean, when, when we went to lock down and you know, [REDACTED]

[REDACTED] Whenever they came in.

Agent [REDACTED] What's [REDACTED]

Sergeant [REDACTED]
[REDACTED].

Agent [REDACTED] Okay. Well, once again is my ignorance.

Sergeant [REDACTED] No, no, no problem. I'm sure if you used acronyms like, what's that? Huh?

Agent [REDACTED] Well, its the kind of thing police agencies are all kind of the same, but they're not identical.

Sergeant [REDACTED] Yeah.

Agent [REDACTED] So,

Sergeant [REDACTED] But yeah, I'm not afraid to say I was, I was scared shit. I'd never been in that situation and all I kept thinking is we're actually going to stay in here and we're going to wait for them to come and we'll be trapped in here. And that's the way I felt. I felt trapped because if they would've came around to the other side, if they would've blocked the West side at the same time, they blocked the East side and they had that main entrance blocked. We weren't getting out of there and the Members would have been trapped in there also. The only thing that saved us from getting, being able to get the members out was that they only came to the East side and we were able to open up the West side and shoot everybody down the stairs there.

Agent [REDACTED] Right. I don't think I have any other questions, sir. Sir. Is there anything else you'd like to add to your statement that would help us resolve the situation? I think I covered it. All right. I do. Thank you for your time. I do want to remind you that this is a confidential criminal case.

Sergeant [REDACTED] Yes, sir.

Agent [REDACTED] And that once this interview is concluded with the exception of any disclosures necessary for kind of legal representation or legal proceedings or any kind of medical or counseling needs, you may not discuss the contents of this interview with anyone. Okay.

Sergeant [REDACTED] Yes, sir.

Agent [REDACTED] All right, then I'm going to end the recording at this time. It is approximately 1912 hours.

ATTACHMENT 10

Internal Affairs Division

REPORT OF INVESTIGATION

P.D. 854 REV 01/94

FILE TITLE Lt. Michael Byrd- USCP	DATE OF OCCURRENCE January 6, 2021	
TYPE OF CASE Officer Involved Shooting	IS# [REDACTED]	I.A.D. FILE NO. [REDACTED]

NARRATIVE: SYNOPSIS OF CASE INVESTIGATION

On January 6, 2021, approximately 1938 hours, Agent [REDACTED] interviewed USCP Officer [REDACTED] at USCP HQ, located at 119 D Street, Northeast. IAD Agent [REDACTED], and USCP Special Agent [REDACTED]. The following is a summary of the recorded interview:

Note that Agent [REDACTED] initially misstated the date as January 7, 2021.

Officer [REDACTED] provided the following information:

Officer [REDACTED], PIN [REDACTED]

Assigned to Capitol Division House Chamber TOD 0830-until [REDACTED]

Officer [REDACTED] explained that since the session was not scheduled to begin until 1200, he was not on post until 1030 hours. He was assigned to several different posts, as the Congressional Session began. He was at the Upper House Door, approximately 1330 hours when the demonstrators rushed the west face, and the west front of the building was locked down. The demonstrators then entered the lower level, when the officers were directed to fall back into the building to allow a lock down.

The demonstrators were climbing on the Inauguration Stage, and the got to the Rotunda Doors, while the Members of Congress were inside of the House Chamber. The officer had barricaded the lobby doors from inside of the chambers as the demonstrators made it into the Lobby Doors.

The cleared the Members of Congress out of the Lobby West doors. He then heard, "shots fired" announced over the radio. He noted several other officers had their weapons drawn.

He, Lieutenant Byrd, and other officers went into the Speaker's Lobby. Lieutenant Byrd took up a position near the first pillar, he was behind the next pillar, and Sergeant [REDACTED] was behind him. The east door was barricaded from the inside. The demonstrators were breaking the glass out. He, and the other officers gave several commands for the crowd to, "Stay back." He then observed Ms. McEntee climbing through the window, and the shot was fired she then fell back. After that, no one else tried to come through the window. The crowd did not disperse, but did

CASE STATUS

INVESTIGATOR'S SIGNATURE [REDACTED]	DATE 1-6-2021
SUPERVISOR'S SIGNATURE [REDACTED]	DATE 01/06/21

Obtained via DC FOIA by Judicial Watch, Inc.

METROPOLITAN POLICE DEPARTMENT
WASHINGTON, D.C.

Internal Affairs Division

REPORT OF INVESTIGATION

P.D. 854 REV. 01/94

FILE TITLE Lt. Michael Byrd- USCP	DATE OF OCCURRENCE January 6, 2021	
TYPE OF CASE Officer Involved Shooting	ISH [REDACTED]	I.A.D. FILE NO. [REDACTED]
NARRATIVE: <i>SYNOPSIS OF CASE INVESTIGATION</i>		

continue to chant and yell.

While he heard the shot that Lieutenant Byrd fired, he did not see it. Lieutenant Byrd was at the pillar to his right side. Ms. McEntee was to his left, approximately 11 o'clock. Lieutenant Byrd was approximately 1 o'clock from his position. Lieutenant Byrd was ordering the demonstrators to, "Back up." He was also ordering the crowd to back up, and had his weapon drawn.

He explained that the demonstrators were using sticks, flags and helmets to break the window. He did not see Ms. McEntee in possession of any potential weapons. His attention was drawn to her because she climbed into the broken window. He estimated the distance to her as approximately 25 feet or so.

They were inside of the Speaker's Lobby. She was trying to climb in from outside, past the closed doors and barricades. He reiterated that he did not observe that she was armed. And, she fell backwards after being shot.

After the shot was fired, they maintained their covered position, scanning for other threats. He did see some other Capitol Officers on the other side of the door, but he was unsure where those officers came from.

He noted a male with a beard and dark hair in a suit, who works for the Sergeant at Arms who was trying to provide medical care. That is when the other officers approached and began provided aid to Ms. McEntee. These were CERT (USCP's ERT) officers.

He, Lieutenant Byrd, and Sergeant [REDACTED] then went around to the other side of the Chamber, in order to continue to evacuate other Members of Congress that were still in the chamber. He is not sure what time the shot was fired, but it was sometime around 1430-1500 hours.

Once this was accomplished, the House Chamber Officers then went down to the Rayburn Subway to await further instructions.

Officer [REDACTED] explained that a "rotation" is 40 minutes long.

When the demonstrators starting banging on the entry doors, that was when they began to

CASE STATUS: <u>OPEN</u> [REDACTED] n)	<i>PAGE 2 OF 3 PAGES</i>	
INVESTIGATOR'S SIGNATURE [REDACTED]	DATE 1-6-2021	
SUPERVISOR'S SIGNATURE [REDACTED]	DATE 1/6/21	

Obtained via DC FOIA by Judicial Watch, Inc.

**METROPOLITAN POLICE DEPARTMENT
WASHINGTON, D.C.**

Internal Affairs Division

REPORT OF INVESTIGATION

P.D. 834 REV. 01/94

FILE TITLE Lt. Michael Byrd- USCP	DATE OF OCCURRENCE January 6, 2021	
TYPE OF CASE Officer Involved Shooting	IS# [REDACTED]	I.A.D. FILE NO [REDACTED]

NARRATIVE: SYNOPSIS OF CASE INVESTIGATION

evacuate the chamber.

Officer [REDACTED] explained that the radio was very busy, with multiple priorities. He explained that normally, voting is a routine process, and this was far from routine with the demonstrators breaching the Capitol. He is not able to estimate the number of demonstrators, as he was in the Chamber, and could not see what was going on the west side of the building. The demonstrators were trying to breach the main door to the House. So, they evacuated the Members of Congress. There were also demonstrators at the east door to the House.

He explained that the demonstrators were yelling, cursing at the officers, making obscene gestures. He did not actually hear shots fired, he thought it was the windows being broken out, but the radio announced, "Shots fired."

While he noted that Lieutenant Byrd was shaken, he did not say anything. He has worked with him for about a year. He observed that Lieutenant Byrd was nervous, teary-eyed, and appeared very upset. His voice also shaky when he called for medical assistance over the radio.

Lieutenant Byrd was still very upset. Another Sergeant took charge of the group of officers, and had them all walk to the Rayburn subway.

CASE STATUS: OPEN [REDACTED] OTHER (Explain) [REDACTED] PAGE 3 OF 3 PAGES

INVESTIGATOR'S SIGNATURE [REDACTED]	DATE 1-6-2021
SUPERVISOR'S SIGNATURE [REDACTED]	DATE 01/06/21

Evidence Title: Ofc. [REDACTED] USCP.MP3

This transcript has been verified by [REDACTED]

This transcript starts at Jan 16, 2021 4:01 PM -05:00 and is 29m 36s in length

Agent [REDACTED] Today's date is January 7th, 2021. It is approximately 1804 hours. I'm Agent Richard [REDACTED] of the Internal Affairs Division of the Metropolitan Police Department. We're currently located at Capitol Police Headquarters at 119 D Street in a conference room. Also present in this room is the witness in this, uh, criminal matter, sir, if you would please introduce yourself,

Officer [REDACTED], [REDACTED], your,

Agent [REDACTED] You agency, ID number, rank and assignment, please.

Officer [REDACTED] Uh, ID number is pin [REDACTED] I work at the Capital Division or what else need?

Agent [REDACTED] You're an officer for the us Capitol Police

Officer [REDACTED] Yes, I'm an officer with U S Capitol police.

Agent [REDACTED] And also present, sir, if you would please introduce yourself,

Ageng [REDACTED] Agent [REDACTED] Metropolitan Police Internal Affairs. And I'm not sure I heard you, right. So I'm just gonna say it on tape. It's January 6th, 2021, 2021. I believe you said 7.

Agent [REDACTED] Oh, did I

Ageng [REDACTED] Just to clarify,

Agent [REDACTED] Thank you for that also present sir, would you please introduce yourself?

Special Agent [REDACTED] I am [REDACTED], uh, with the United States Capitol Police, Threat Assessment Section,

Agent [REDACTED] And your rank

Special Agent [REDACTED]: Special Agent.

Agent [REDACTED] Thank you very much. And if you would also introduce yourself,

Speaker 5: Special Agent [REDACTED], United States, Capitol Police, Criminal Investigation Seciton

Agent [REDACTED] Thank you very much for that. As I explained to you, uh, Officer [REDACTED] we are investigating the, uh, officer involved shooting that occurred today, uh, in the Capitol building. And I understand you were witness to that event.

Officer [REDACTED] Yes.

Agent [REDACTED] So if you would, sir, uh, you said you started your tour of duty, approximately zero eight 30 this morning. If you kind of worked through your day up to that event.

Officer [REDACTED] Um, once we got in, uh, they didn't come into session until 12, so it was kind of a break for me until 10 30. Um, I went at 10 30. I went to the, we call it the Lobby West. Uh, it's the Lobby of the House Floor. Um, and after that break and then I came back to the Lobby East and, uh, approximately like maybe 10 or 1130, somewhere around that range. Um, then they came in to session at 12. Uh, it was things going on on the West front, um, then, uh, at what was it? Probably, I think it was like one 1230 from one 30 to one 10. I was at the, uh, upper House door. Uh, that's the, the East part of the Capitol where the members come up, the steps. I don't know the exact time. Um, the call, well, on the West front, they kinda bombarded the stage.

Officer [REDACTED] And so that

Agent [REDACTED] Talking about the protesters outside?

Officer [REDACTED] MYes. So, uh, like I said, I don't know the exact time. It might've been around in between one 30 ish two-ish so they locked down the East front, um, that's the side we was on, but the Members come in, um, I stayed there for a rotation or two went around back to the West for, I mean, not the Western Lobby West. Um, they here already, the protesters had already tried to, um, pretty much come into the Capitol, so they kinda ambushed the lower West terrace and we had officers down there. Um, they told us to retreat, told them to retreat back to the inside so we can lock the whole Capitol. Now at first we weren't, we weren't locking down the, the inside, like the floors cause they still had sessions. Um, pretty much couldn't get everybody in. And then some of the protesters walked around to the East front and it seemed kind of calm then, uh, they end up, I don't know if they ended up coming until the, until the West front, the lower West stairs, but they were on the scaffolds and the stage uh, the Inauguration stage.

Officer [REDACTED] So after they, some of them came around and let's try to make their way to the, up the Rotunda steps. Um, we didn't lock, we didn't lock the, we didn't lock the Floor down at first. We'd locked the Floor down when, like I said, I don't know the exact times we locked the Floor down when it was a breach until the Capital. So I think they'd busted out a window. So we got all of the Members inside and locked down the floors, the House where with all the Members in it, all least majority of them. And, um, they somehow got into the were Tundra, the Tundra doors, which is located in Rotunda, did with the Rotunda Stat Hall. And then, uh, somehow they got into the it's a door that leads into the floor, the upper main door, which is connected to Stat Hall where the person stuck me that got into that door and

they was pushing their way in, but we had officers and we had barricaded the, the main door, the upper main door.

Agent [REDACTED] So were you inside the Chambers now?

Officer [REDACTED] We are inside the Chambers So all the members were still inside the Chambers, the doors that lead to the floor with the lobby, the Eastern or West lobby. Uh, we moved all the furniture and barricaded and barricaded the doors and the windows and all that. And we had officers in the House main door barricade, but then, uh, the protests has made it into, into the House main door. And there was a call that was shots fired. I don't know if it was towards the House main door. I don't know if it was a Rotunda, but they said shots fired on the radio. Um, a lot of officers had their guns drawn at the House main door that came around to the Lobby East. And so me and I guess I could just say his name, but me and Lieutenant Byrd and couple of others went into the Lobby East. Like I said, we let me back up. Cause we, we exited out all the Members in the Lobby West. So he cleared out all the West because they were sitting at the House main door. So we kinda got everybody out and then they said shots fired. So it was like a melee getting all the Members out. We got them out safety for me,

Agent [REDACTED] That call came over the radio. The shots fire call. Yeah.

Officer [REDACTED] Yes. Okay. We got them out on the West side of the Lobby. So it was pretty much just strictly officers in that ed so that the group made it around to the Lobby East. And it was like a Lieutenant Byrd, me, like Sergeant [REDACTED] And it was somebody else like each pillar, like Lt Byrd was at the first pillar. I was at the second pillar, Sgt [REDACTED] was behind me and somebody was behind him. Um, so there was beating. They beat the glass out of each one of the doors. Cause it was a barricaded.

Agent [REDACTED] So the rioters did that then?.

Officer [REDACTED] Yes. The protesters I'm sorry. The protesters beat the the glass out. Um, we gave probably about five or six demands of stay back, stay back, you know, um, everybody was staying back with the windows out. A female comes in and the shot was fired and she went back. But I mean, everybody had their guns drawn. Um, but once that happened, uh, nobody else tried to come through, but it was more or less of a, they kinda, they didn't disperse. They stayed there with the whole, you know, just chanting things and, but nobody has tried to come through. Okay. And um,

Agent [REDACTED] Now what, uh, so where the shot was fired, what's that area called there? What's that location?

Officer [REDACTED] The Lobby East.

Agent [REDACTED] Ok, so its Lobby East and what floor is that?

Officer [REDACTED] On the second floor?

Agent [REDACTED] Yeah. I'm just writing that down. Cause otherwise I'm going to forget.

Officer [REDACTED] That's fine.

Agent [REDACTED] My Capitol geography is very limited for obvious reasons, so. Okay. So this happened on the second floor. I'll East. Now you heard, you heard Lieutenant Byrd discharge his weapon?

Officer [REDACTED] Yes.

Agent [REDACTED] Did you see him fire his weapon or did you just hear it?

Officer [REDACTED] I heard it.

Agent [REDACTED] You heard it? Okay. So where was he in relationship to you when he fired?

Officer [REDACTED] It is, he was standing right here, like the housemaid, the Lobby East doors says right here and it's a pillar right here. He was standing right here.

Agent [REDACTED] So if he was at the pillar,

Officer [REDACTED] He was at the pillar, then it's another pillar. Like it's a big pillar. I was standing on the other side of the pillar.

Agent [REDACTED] You said he was to your right or to your left?

Officer [REDACTED] He was to my right.

Agent [REDACTED] Okay. So he's right here. He was in front of you or are you guys on the same line or how are you related in space to each other how are the pillars arranged?

Officer [REDACTED] He was in kind of in front of me. Because like, if he's standing here, it's a big block here. There's a big pillar and I'm standing behind that one, so,

Agent [REDACTED] Okay. So, so, and just because the recording can't see this, you have your, your finger showing that there was a pillar to your right. And kind of indicating that the Lieutenant was towards your front.

Officer [REDACTED] My front.

Agent [REDACTED] Now the woman that was struck, where was she in relationship to you?

Officer [REDACTED] To me?

Agent [REDACTED] Yes.

Officer [REDACTED] Uh, she was, she was on my left kind of like a 11 o'clock, if that makes sense.

Agent [REDACTED] Okay. So if she was at 11 o'clock to where, what was the lieutenant's location on the clock to you?

Officer [REDACTED] Uh, to me if I'm probably like one or two.

Agent [REDACTED] Okay. So she's at 11 and he was at,

Officer [REDACTED] So if I'm facing, I'm facing this way, she's right in front of me. And he's over here.

Agent [REDACTED] It's just off to your right. Okay. And the recording. You're just because once again, since we're recording so you're holding out your left arm to indicate the approximately 11 o'clock position from your perspective where the female was in and your right arm to the approximately one o'clock position where the Lieutenant was?

Officer [REDACTED] Yes. For the pillar, the pillar was there and he was on the other side of the pillar.

Agent [REDACTED] Now, did you hear him? Did you hear him? And you said you guys gave warnings. What did you hear him? What warning did you hear him give at that point?

Officer [REDACTED] To back up.

Agent [REDACTED] And were you all saying that?

Officer [REDACTED] Yes.

Agent [REDACTED] So he's saying back up, back up now, did you notice the female before the shot was fired?

Officer [REDACTED] No cause there was so many. It was like, it was definitely more than like 10 people. It was all of the people after they broke out the windows, all of them was I ain't gonna say, try to climb in. She was the one that tried to climb up, but they were pushing the doors and pushing the furniture. So I didn't really personally notice her because it was just a crowd. It was a crowd of people there.

Agent [REDACTED] So she was in the crowd. She said, did you say,

Agent [REDACTED] And she didn't notice? Or did you notice if any of the, uh, you said they broke out the, that the rioters broke out the windows, that they have anything in their hands when they were doing that, where they using bare hands. What were they doing?

Officer [REDACTED] No they weren't bare handed, they had like, uh, a helmet. Uh, I had like some sticks. Um, cause a couple of them had like flags or they were using that to break . They would use that to break the windows up.

Agent [REDACTED] But you didn't particularly notice if the woman had a flag or anything like that or a helmet or anything along those lines?

Officer [REDACTED] Nope.

Agent [REDACTED] So, so you, you, when you heard the shot go off, where were you looking at that point? And where was your focus on when you heard the shot?

Officer [REDACTED] Um, the focus was on her because she was the only one trying to climb in. Like nobody else tried to climb in..

Agent [REDACTED] So She was trying to climb in.

Officer [REDACTED] She climbed into the window.

Agent [REDACTED] Oh, so she climbed it into the window to your 11 o'clock. And how far away from you approximately is that this is that distance?

Officer [REDACTED] Yeah, it was probably about 25 paces or 20, 25 paces.

Agent [REDACTED] So she was so she wasn't, when I say close, she was, if it's 20 or 25 paces, that's like, like probably 30 or 40 feet at least.

Officer [REDACTED] No, she wasn't that far?

Agent [REDACTED] Not that far?. About how far away feet do you think she, how far away? Cause if I understand correctly, you're at the pillar and the windows are ahead of you?

Officer [REDACTED] Yes.

Agent [REDACTED] Okay. And she was climbing through the windows. So, so you guys were on the other side of it and I guess it's just my lack of knowledge.

Officer [REDACTED] Well, on the inside of the Lobby and they were on the outside with the doors closed.

Agent [REDACTED] Yeah. That makes sense. So she's climbing through the doors,

Officer [REDACTED] Through the window,

Agent [REDACTED] Through the window that they broke out of the doors when the shot goes off. So you were, so you noticed her at that point because

Officer [REDACTED] She was the only one climbing in

Agent [REDACTED] and at that point, what was your, what was your inaudible What were you thinking back to me at that time when you see her trying to climb it?

Officer [REDACTED] Honestly, too, if I needed to, uh, engage in her because it was already a sign up to call out saying shots fired. So I have no clue what was she has.

Agent [REDACTED] But at that point, when you saw her climbing, you didn't see her armed at that point, you didn't notice that she was armed at that point?

Officer [REDACTED] No, it didn't inaudible.

Agent [REDACTED] Okay. And you said the Lieutenant was to your, uh, to your, to your right front. So you heard the shot and then after the, so he fires his weapon. And what do you do after that?

Officer [REDACTED] Um, she falls and we just get behind cover and we, we scan, see if anybody else is trying to make their way through.

Agent [REDACTED] Now, did you see any other Capitol Police Officers or any other kind of security personnel on the other side of the, of the doors?

Officer [REDACTED] Uh, it was at first, um, I don't know when the, when the, uh, protesters came, if they went down the steps, cause right there at the, at the door, it's a steps you can go down. Okay. Um, cause they never, they didn't come up the steps. They came from around, so they were already on the second floor when it came around. So I don't know if the officers went down the steps. Cause it was probably three officers for the most. Um, but it was definitely more than three or four protestors. So I don't know if they went down or, or what,

Agent [REDACTED] So after the shot was fired, uh, did you see what happened to the woman after the shot was fired? Or should sorry, let me ask the question this way. After the shot was fired and the woman was struck, what happened after that?

Officer [REDACTED] She just fell backwards. Um, and like I said, the crowd kind of move toward from, from the door.

Agent [REDACTED] Okay.

Officer [REDACTED] Um, and that was it. There was a guy, uh, that worked for the I think he works for the House Sergeant at Arms I think I'm trying to do medical.

Agent [REDACTED] What did, what did that person look like?

Officer [REDACTED] Uh, it was hard to say, I know he has a beard, um, dark hair.

Agent [REDACTED]

Officer [REDACTED]

Agent [REDACTED] Was he dressed in uniforms?

Officer [REDACTED] W suit suit.

Agent [REDACTED] So he was dressed in a suit and he was trying to preform medical care. Did you see any other Capitol Police or any other, any other security personnel come over to her?

Officer [REDACTED] Yes. That's when some officers came up, like I said, I don't, I don't know if they came from up the steps or, uh, if they came through the crowd, I don't know.

Agent [REDACTED] Okay. So after, so they start doing medical care as the person in the suit with the beard starts doing medical care and the other officers come up. What were you doing at that point?

Officer [REDACTED] Um, we kind of, we, we, we took off because it was more people were still trying to get in the House main door. Um, uh, me Lieutenant Byrd Sarge, Sergeant [REDACTED]. We still got to make sure that everything was cool at the, at the door. Um, some other officers took off around the corner to the House main door cause they were trying to come around to the West, the West lobby. Okay. So then it was, uh, two officers. I don't know if they was from, I think it was from CERT. They also went and tried to help, uh, with the lady

Agent [REDACTED] And just for my own edification, CERT is like your guys is SWAT team or your emergency response team. Okay. Um, about what time was that shot fire

Officer [REDACTED] Or honestly, I don't know. It might've been, might've been 2:33. I don't know.

Agent [REDACTED] So, uh, so you guys, you and Lieutenant Byrd I'm sorry. I forgot the Sergeant's name.

Officer [REDACTED] Sergeant [REDACTED]

Agent [REDACTED] Sergeant [REDACTED] So you guys, after they're the, uh, person in the suit and the other officers are dealing with the female and where did you guys go to after that?

Officer [REDACTED] Um, we went back inside the Floor because it was still protest is trying to get in from the House's main door. And then we had, uh, a Congressman or two that was still in, so we had to try to get him out. So,

Agent [REDACTED] And then what happened after that?

Officer [REDACTED] Um, after that they, the, the protesters calmed down to go, I guess, to exit the building. I don't know where they went after that. Um, pretty much. That was pretty much it.

Agent [REDACTED] And then how did you, how did you come to ended up over here waiting to speak with us?

Officer [REDACTED] Um, it just took us, they took the whole group that was in the House Chambers and took them down to like the Canon, the Rayburn subway. And we S we just sat there.

Agent [REDACTED] That's the tunnels underneath that connect the buildings that everybody thinks, all those great stories about. Okay. So let me just kinda recap and see if we have anything else we need to fill in. So you were assigned to the, the, um, uh, House Chamber, that's the security for the Chamber. And he said, and actually said, and this is just because of my ignorance of how Capitol Police works you know, I know it's what you do every day. You said you were there for, I believe the term you used was her few cycles. You said you were, you were at your different locations for a period of time. What was that? What was that term?

Officer [REDACTED] Yes, uh, go. I was at the House main door.

Agent [REDACTED] What do you call that? That period of time that you're there, that you're out of post before you switch?

Officer [REDACTED] Uh, just two rotations.

Agent [REDACTED] How long is rotation?

Officer [REDACTED] About 40 minutes. 40 minutes.

Agent [REDACTED] That that's, that's what I was getting at, cause you said two rotations. I'm like, okay, that's not what we do. So yeah. So see you. So you, so you were there for a couple of rotations moving around to different posts, about 40 minutes at a time. And then you ended up, uh, when the, the, uh, protesters becoming rioters breaking into the Capitol, you ended up inside the Chamber with the doors barricaded as Members or Members of the Congress were being evacuated. Um, and maybe this is just my own short term memory and I apologize. How did you, so you get the Members out of the Capitol and you and you and Lieutenant Byrd, and the Sergeant went around to the other side from where you could see the protesters. Is that what it was?

Officer [REDACTED] Well, when we pushed him out of the floor, the House Floor, we're back here, we were helping with the House main door, but, um, you can see the protesters on the Lobby East trying to come in and that's when they start bashing in the windows trying to get in

Agent [REDACTED] That's when you guys moved in.

Officer [REDACTED] Yeah. .

Agent [REDACTED] And then, so you and the Lieutenant and Sergeant took up the covered positions behind the pillars with the doors relatively close by I guess, 20 feet or so from, you know, uh, the, the rioters then breakout, the glass and the door and the windows and the windows. And you have your weapons drawn saying, get back, get back, get back. You at first, you didn't notice woman. Then she actually tries to climb through the door

Officer [REDACTED] She climbs through the window

Agent [REDACTED] And she climbs through the, the window that's been broken out. And you hear the gunshot, you see her fall back?

Officer [REDACTED] Yes.

Agent [REDACTED] And then you see, uh, the person in the suit render aid and some of your CERT officers come up and then you and Lieutenant Sergeant then move around to go to another position after

Officer [REDACTED] Yes, we went back into the, went back into the House Floor because it was a Member two in there, and then we got them out and then we were back into position.

Agent [REDACTED] Um, what do you have, sir?

Agent [REDACTED] Yeah. When this was all happening Um, did you have your weapon out?

Officer [REDACTED] I did.

Agent [REDACTED] Okay.

Agent [REDACTED] And, uh, before I have you guys ask any questions, I really appreciate your taking the time to speak with us. Um, before we move on to anything else, is there anything else that you'd like to add to what you've already told us that would help us in this situation?

Agent [REDACTED] Um, do you have anything,

Special Agent [REDACTED] um, with all this going on in the radio, was this, was this, was the radio busy.

Officer [REDACTED] Very busy

Special Agent [REDACTED] Were there any priorities that went out at any time?

Officer [REDACTED] Yes. A lot.

Special Agent [REDACTED] Was this like a normal day for you at work?

Officer [REDACTED] No, not even close.

Special Agent [REDACTED] Okay. Can you explain to me why?

Officer [REDACTED] Um, it is not every day that you tried to get protests, who breached into the Capitol? Um, a normal day in House Chambers. Um, they come in, uh, the Congressmen and women come in and they vote in sections. They do like, uh, it is

like 75 people, uh, per vote. Cause they have to do it for the covert reasons. Um, so one vote might take an hour. Um, they go in, uh, they vote off its like three or four groups that they vote in a cleanup say if they have two votes, they do the first vote.

Officer [REDACTED] Um, after the first of all, it was to come and clean up and do the second vote. I mean, it's, like I said, it's just not every day where you get somebody trying to,

Agent [REDACTED] This is far from a normal thing

Special Agent [REDACTED] With these protesters. Okay. So they entered the Capitol? Correct. How many do you think there were? Can you give an estimate?

Officer [REDACTED] No, I really can't because, um, when everything was going on the West front, we were; I was inside the House Chambers. Um, when they breached, I was inside on the house floor because we had to lock it down.

Special Agent [REDACTED] Okay.

Officer [REDACTED] Um, cause we couldn't allow any Members to walk out. Like every Member that was voting at that time, we had a lot inside the House Floor with us. Um, once we found out they breached and was, uh, not knocking on the House-main door, which is, I don't know if you're familiar with, uh, uh, when they do the, the joint session, uh, the main door that had come through, that's the House, that's the House main door.

Officer [REDACTED] That's right in the middle of the floor.

Special Agent [REDACTED] Okay.

Officer [REDACTED] Um, we had stuff like a dresser had stuff behind it, but once they started breaking out the windows and, and knocking on the windows on that, and then with the shots fired, we were like, okay, we got to get the Members out. So, uh, somebody went around and made sure, cause we, when we got him out, we took them out on the first floor to the, to the tunnels. Somebody took them to the tunnels because everybody, all the protests was on the second floor. Because they came through I guess, the Rotunda doors, which is right there. That's what made them go to the House main door first. Cause that's the first door that see that's the main door. Did you go up on the floor? Uh, we got 'em out. Um, you know, uh, you got all the Members out except one or two then, uh, we that's, when we saw the other ones, they, I guess they came around to the East lobby and I, I really can't give you a specific number.

Officer [REDACTED] Cause I don't know how many was, I don't know how many they was at the House main door.

Special Agent [REDACTED] Was it quiet?

Officer [REDACTED] What, when

Special Agent [REDACTED] Was this scene quiet where they calm and where they making noise? Or how can you explain the protesters? What was the ambiance?

Officer [REDACTED] Oh yeah. Not even close to being quiet. Um, because they were busting out the windows. So there's nothing quiet about that.

Special Agent [REDACTED] Were they yelling?

Officer [REDACTED] Um, yes.

Special Agent [REDACTED] What were they saying?

Officer [REDACTED] Um, that there were pretty much saying, uh, like, uh, no curse words, curse gestures. Um, saying something about Trump. Um, I don't know. I don't remember specifics, you know.

Special Agent [REDACTED] So it was chaotic scene.

Officer [REDACTED] Yeah, it was, it was crazy.

Special Agent [REDACTED] Okay.

Agent [REDACTED] Sorry. Can I just add one more? And when you said you, you know about the shots that went out before this incident, Um, did you hear the shots or did you hear over the radio?

Officer [REDACTED] Cause I thought, honestly, I thought it was, um, some, they were just busting out the windows and they was like, no shots was fired. Um, so they, they, they put it on the radio.

Agent [REDACTED] What did Lieutenant Byrd say? What did, what did Lieutenant Byrd say after he fired his weapon? Did you hear, did he, did he say anything to you about what had happened?

Officer [REDACTED] No. But I just know what had happened. He was kind of shaken up, but no, he didn't really.

Agent [REDACTED] How was, and how well do you know Lieutenant Byrd?

Officer [REDACTED] I'm not going to say know him. I'm not great friends with, but I mean, I know him good enough to work with them for a while. Yeah. I've been up there. In his section about a year.

Agent [REDACTED] What was his demeanor after the shot was fired?

Officer [REDACTED] He was shaking pretty bad. Um,

Agent [REDACTED] And what made you, what led you to that point?

Officer [REDACTED] He was shaky. He was, he was teary eyed. You know, you can just tell, like, I ain't gonna say when somebody regrets to do something, when somebody just is just nervous, you know, they'll rub their head, their pace back and forth. And then

Agent [REDACTED] He was doing all those things.

Officer [REDACTED] Yes. And,

Agent [REDACTED] Uh, his voice was shaky. What kind of things was he saying?

Officer [REDACTED] Um, now when he got on the radio, cause he called for a medic. He called a cause I guess the guy in the suit that was trying to work on the lady that said we needed medical attention.

Agent [REDACTED] So he called for the medical.

Officer [REDACTED] I think he called DC fire. He was on the radio selling. We need DC fire in here, but you can just tell when somebody's voice is cracking.

Agent [REDACTED] Alright. And you said that you guys went around to the other areas. How was his demeanor and how was his demeanor and performance after that event? When you guys were working on the other tasks,

Officer [REDACTED] The same, still shaky and nervous,

Agent [REDACTED] But he didn't say anything to directly about this event?

Officer [REDACTED] No,

Agent [REDACTED] He, it was just essentially business conversations. What needed to be done now was he kind of guiding the action, your, your, uh, movements. Was he responding when you, after the shooting was, how were you getting your directions of where to go next?

Officer [REDACTED] Oh, from another Sergeant?

Agent [REDACTED] Not the I'm sorry, I forgot his name.

Officer [REDACTED] Not [REDACTED]

Agent [REDACTED] Was he there or was he on the radio or who was the other Sergeant that was giving you guys your directions?

Officer [REDACTED] Yeah. Oh, he was inside the, inside the House Floor.

Agent [REDACTED] So how was he giving you those instructions or where to go next with yelling them to you? Is he saying

Officer [REDACTED] We all came together as a collective group and then he was telling us we're going to walk to the Rayburn subway. Okay. About that. Okay.

Agent [REDACTED] All right. Thank you very much for that. Do you have anything? Inaudible. Well, once again Officer [REDACTED] I really appreciate your time here and I appreciate your cooperation. Uh, I am gonna, no one else has anything. Do you have anything else you would like to add? Alright, I do want to remind you that this is a criminal case.

Officer [REDACTED] Okay.

Agent [REDACTED] And that, with the exception of the people here in any disclosures that are necessary for any kind of legal proceedings or any kind of medical or counseling needs, you can't discuss the contents of this interview with anyone else. Other than, like I said, legal representation, medical or counseling needs or a criminal investigators. Okay. All right. I'm going to end the recording at this time. The time is approximately 1833 hours.

ATTACHMENT 11

GOVERNMENT OF THE DISTRICT OF COLUMBIA
METROPOLITAN POLICE DEPARTMENT
INTERNAL AFFAIRS DIVISION

INVESTIGATIVE FILE REPORT

P.D. 854

REPORT OF INVESTIGATION		DIVISION	BRANCH
FILE TITLE USCP Use of Force (Service Pistol)		COMPLAINT NO. # [REDACTED]	ARREST NO.
X ACTIVE € CLOSED € REQUESTED ACTION FROM BY Detective [REDACTED]	€ REQUESTED ACTION OTHER € OTHER	OTHER OFFICERS.	CROSS FILE € € € € €
DATE January 6, 2021		RELATED FILES	

REPORT RE: Use of Force

On February 4, 2021, USCP [REDACTED] provided an audio-recorded statement to Agent [REDACTED] of the Internal Affairs Division (IAD). Also present during this statement were Special Agents [REDACTED] and [REDACTED] of the Federal Bureau of Investigation and Attorney [REDACTED] of the USCP General Counsel. The following is a brief summary of USCP Sergeant [REDACTED] statement:

Sergeant [REDACTED] reported initially being assigned to the outside of the US Capitol building; however, after being assaulted on a couple of occasions to include being exposed to "bear spray" he was brought inside of the US Capitol to flush his eyes. While inside the Capitol, the building was placed in a "locked down" status.

While inside the Capitol building even though in a lockdown status, several rioters were still able to access the building. Sergeant [REDACTED] related while in the area of the Rotunda (which was identified as being underneath the House Chamber) he along with other USCP officers were able to remove them from the immediate area. Sergeant [REDACTED] explained that as he continued to listen to the radio transmissions he heard a request for more officers on the second floor. Sergeant [REDACTED] along with couple of additional then responded to the second floor.

Upon reaching the second floor, Sergeant [REDACTED] ended up in the hallway that led into the Speakers Lobby near the east stairwell. Sergeant [REDACTED] recognized that if the Speakers Lobby doors were breached the rioters would have immediate access to the House Chambers. Therefore, Sergeant [REDACTED] along with Officers [REDACTED] and [REDACTED] took up positions in front of Speakers Lobby door and attempted to communicate with the rioters in an effort to deescalate their actions.

Sergeant [REDACTED] acknowledged that there was no way that they were going to be able to stop the rioters and he was hoping that all the members of the House Chamber had been safely evacuated.

DISTRIBUTION:	SIGNATURE (Officer) Agent [REDACTED] [REDACTED]	[REDACTED]
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**GOVERNMENT OF THE DISTRICT OF COLUMBIA
METROPOLITAN POLICE DEPARTMENT
INTERNAL AFFAIRS DIVISION**

INVESTIGATIVE FILE REPORT

P.D. 854-A

REPORT OF INVESTIGATION (Continuation)	DATE January 6, 2021	BRANCH IAD
FILE TITLE Use of Force		IS# [REDACTED]

Sergeant [REDACTED] fearing for his safety and the safety of Officers [REDACTED] and [REDACTED] due to the rioters surging towards them, made a decision to leave the area and began to move towards the east stairwell. While approaching the stairwell Sergeant [REDACTED] observed the CERT members ascending the stairs. Sergeant [REDACTED] explained that although he had seen the videos of the rioters trying to break the Speakers Lobby's windows, he did not witness these actions in real time.

As Sergeant [REDACTED] and Officers [REDACTED] and [REDACTED] were moving down the staircase, Sergeant [REDACTED] reported hearing a gunshot. Sergeant [REDACTED] not initially realizing that the sound was a gunshot, believed it was glass being broken.

Sergeant [REDACTED] and Officers [REDACTED] and [REDACTED] came back up the stairs and observed a member of the CERT (Officer [REDACTED] administering first aid to a female (Ms. Babbitt). Sergeant [REDACTED] explained that shortly thereafter, a number of MPD officers entered into the hallway and the officers were able to clear the rioters out of the hallway.

Sergeant [REDACTED] reported that prior to hearing the gunshot, and seeing photos of Ms. Babbitt, he recognized Ms. Babbitt as being up in front of the rioters but did not recall her making any specific statements.

Sergeant [REDACTED] advised that although he gave some thought to using less lethal force, he had previously exhausted his supply of OC while on the outside of the Capitol and prior to responding to the Speakers Lobby, he had lost his ASP. Sergeant [REDACTED] explained that he did not think that removing his service pistol was a viable option under the circumstances.

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METROPOLITAN POLICE DEPARTMENT
Internal Affairs Bureau
Internal Affairs Division

Transcription Details:

Date: February 4, 2021
Time: 0934 Hours
Location: Internal Affairs Division

Present: Agent [REDACTED] Internal Affairs Division
Special Agent, [REDACTED], FBI
Special Agent [REDACTED] FBI
Attorney [REDACTED] U.S. Capitol Police, Office of the General Counsel
Sergeant [REDACTED], U.S. Capitol Police

Incident Summary [IS] Number: [REDACTED]
Internal Affairs Division [IAD] Number: N/A
Use of Force Number: [REDACTED]

Statement of: Sergeant [REDACTED]

Recording Run Time: Forty-five minutes and Fourteen seconds [00:45:14]
Note: The time may be slightly different depending on the playback program used to review this audio recording.

BEGINNING OF AUDIO

00:01 [REDACTED] This is Agent [REDACTED] of the Internal Affairs Division of the Metropolitan Police Department. Today's date is February the fourth, two thousand and twenty-one. The current time now is approximately o-nine-thirty-four hours. I'm currently located at the United States Capitol Police headquarters. I'm gonna take a recorded statement for United States Capitol Police Sergeant [REDACTED]. Sergeant [REDACTED] is here to provide a statement in reference to the events that occurred on January the sixth, two thousand and twenty-one. Uh, this investigation carries, uh, IS number [REDACTED] Uh, present for this interview is Sergeant, uh, [REDACTED] of the U.S. Capital Police. Sergeant [REDACTED] first of all, good morning, sir.

00:43 [REDACTED] Morning.

00:43 [REDACTED] And, for the recording, can you please identify yourself by your full name, uh, your, uh, who you're employed with and your current, uh, rank?

00:50 [REDACTED] Yeah. [REDACTED], employed by United States Capitol Police, I'm a Sergeant.

00:55 [REDACTED] Okay. And, can you spell your last name for the recording, sir?

00:57 [REDACTED] [REDACTED]

01:00 [REDACTED] Alright. Also, present are FBI Special Agents, uh, [REDACTED], and I hope I pronounced that properly.

01:06 [REDACTED] Perfect.

01:06 [REDACTED] Uh, can you please identify yourself for the name, uh, for the recording, ma'am?

01:10 [REDACTED] Yes. Um, Special Agent [REDACTED] with the FBI out of the Northern Virginia RA.

01:16 [REDACTED] And, also Special Agent [REDACTED], uh, Special Agent [REDACTED] for the recording, can you please identify yourself and spell your last name for the recording?

01:23 [REDACTED] [REDACTED], Special Agent with the FBI. [REDACTED]

01:28 [REDACTED] Alright. And also, um, uh, although not present but monitoring this, uh, interview is, uh, U.S. Capitol Police Council, uh, Attorney [REDACTED]. Uh, Attorney [REDACTED] good morning.

01:40 [REDACTED] Good morning.

01:41 [REDACTED] And, ma'am for the recording, can you please identify yourself and spell your last name for the recording?

01:46 [REDACTED] [REDACTED], Office of the General Counsel, United States Capitol Police. First name [REDACTED] middle initial [REDACTED] last name, [REDACTED]

01:58 [REDACTED] Okay. Thank you for that. Alright, so Sergeant [REDACTED] before we get involved with your statement, just go over couple quick things with you. One, um, you, you are not the target of, of this investigation. You are being, um, uh, interviewed strictly as a witness as, uh, the events that occurred that day. Uh, the purpose of my interview and being here is I'm, uh, reviewing with the United States Attorney's office, the actions of Lieutenant Byrd on, on January the sixth. The FBI agents are here strictly to, uh, assist in the prosecution of the demonstrators or the rioters that you and your colleagues had faced outside of the Speaker's Lounge, or not, excuse me, the Speaker's Lobby on that day. Okay. Do you have any questions?

02:34 [REDACTED] Not at this time.

02:35 [REDACTED] Okay. So, let's first off start with, uh, that day, um, and, and I know the whole backstory, so to save time, unless the Special Agents need something specific. Uh, let's start with, how, how is it that you ended up in front of the, or where were you positioned, uh, on that day?

- 02:52 [REDACTED] Do you want me to, with this investigation or to just start?
- 02:55 [REDACTED] No, no, just, uh, from, from, from when the, the, rioters, unless like again Special Agents have something specific, when the rioters began to try and breach the Speaker's Lobby. So, I don't want to lead you too much, I want to know how it is that you ended up in the Speaker's Lobby and then, uh, what, what, how you end up taking the position you took?
- 03:15 [REDACTED] So, I was originally outside and I was on the line, and I had gotten pepper sprayed multiple times, and at one point, I was bear sprayed and then I got thrown down a flight of stairs, and they dragged me inside the ~~d common~~, so that's how I made it inside the building. And, when, um, by the time I had, it was about ten, fifteen minutes of cleaning out my eyes to be able to see somewhat, um, they, I heard a call, it was just, at that point, the building had gotten locked down, so I was locked inside the building from being outside. And, then, um, I remember it was just a call, I think it was, I'm sorry, my, my memory is very foggy from that day, and I don't know if it was...
- 03:58 [REDACTED] It's understood.
- 03:58 [REDACTED] Um, so a lot of it, like I've tried to think about stuff that I've done, and, um, I remember it was a call to go, I don't know if it was to the Crypt or to the Potunda area cause the protest had already breached the building. So, I got up there, um, and I think it was on the first floor, so it had been the Crypt, is what we call the main room underneath the Potunda. And, um, there was some protesters there, there was about four or five officers, and they pushed through us down there and got down to underneath of where the House Chambers would have been, and we were able to convince them that no one was there, and we pushed them back to where we'd gotten. So, once they got cleared out I just kind of listened for the radio and it seemed like they needed more people up on the second floor. So, I grabbed, I think five or six cadet officers, and I know that there were different calls, so I sent some to one area and then I just remember standing up at the House Chamber. So, so I grabbed, um, I know I had a bunch and I just, I don't know where, where I sent them, but I remember getting up there and then seeing the crowd surging towards us, and we're just kind of just trying to stop them, so stop them and, but, you know, they just kept pushing up against us. And, so finally, so we were, I'm trying to, I'm really trying to remember, I think I was at the, what they call the House, like grand staircase, I remember I was there, and I knew if they made a left into that, into the door right there, they'd be able to get into the House Chamber. I remember there was a civilian there, um, he's a Sergeant at Arms employee, so I grabbed him and threw him behind us, it's, he wasn't armed or anything, just get behind us. And, they kept pushing us, and then finally we got to the Speaker's Lobby, the doors. And, at that point, I could see that it had been barricaded inside and I saw that people were still evacuating. So...
- 05:56 [REDACTED] Where, I'm sorry, and I don't mean to interrupt you. When you say people who were evacuating, are you talking about the house chamber members?
- 06:01 [REDACTED] The house chamber members. I saw, and I, I couldn't identify...

06:04 [REDACTED] No, no...

06:05 [REDACTED] I saw a large crowd of people, so I knew that people were still getting out, and at that point, and I'm just trying to listen to the radio to hear what I could, but I just, just the yelling and everything, I just couldn't hear anything. So, I just kind of saw that and I said, well, we need to try and stop their, this is it, we got to stop them here to get, let these people get out. And, so I remember standing there and I was, um, the two officers, uh, [REDACTED] and [REDACTED] and I just kinda stopped there and basically turned around and just trying to convince them like, this is not, like you don't want to do anything else, it was just, just an angry mob right there. And, so there was the one individual that punched, I mean, I've seen the video and punched the windows and I don't know, just that I'm trying to remember what happened and I don't know if I said anything, I don't know what the hell they were yelling, but it was just, just trying to stop it. I remember seeing, and so I knew there was a stairwell down to the left, I was like, this is, if they, if they come at us, like, there's nothing we can do to stop them. I, I knew that. And, it was just, I said I'm not gonna let these two guys to the right and left of me go down and so I got get them out of here. Um, and so they kept coming, we tried to, and I remember looking at one point, I didn't see anyone in there, I was like I pray to God that it was all, they're all evacuated, I was like, they're coming for us and I had nothing else, and so I just grabbed them, push them towards the stairs, saw a tactical team there and just I knew we needed to get out of the way. So, we went down, I went down behind the tactical team and then, um, I smashed, obviously I know I've seen the video and they smashed the window, and I don't, I didn't see them smashing it cause I'd gotten pushed down further around the corner. And, then, um, so I heard the shot, I didn't know it was, so I thought it was breaking the window, I didn't really, I didn't see anyone get shot, I didn't see, um, I heard it obviously at then at point I didn't process that, that's what it was till the tactical team told me. And, then it went over the air and again like over the radio, and I just, I didn't really even hear, hear that, it was just kind of, I'm, I'm sorry, I'm trying to give you more.

08:21 [REDACTED] No, no.

08:21 [REDACTED] But, it's just, the whole thing is just a daze to me.

08:24 [REDACTED] Okay.

08:25 [REDACTED] It's a foggy memory.

08:27 [REDACTED] I understand. And, so, and, and I can see, um, I can tell in your voice, do you need to take a minute to, before, before we continue on, or do you want to continue on, it's up to you?

08:35 [REDACTED] No. I'm okay.

08:35 [REDACTED] Okay. Alright. At any point, if you feel like you want to step out...

08:40 [REDACTED] I appreciate that.

- 08:40 [REDACTED] No, absolutely.
- 08:41 [REDACTED] I mean, really, this is the first time that I've talked about it.
- 08:42 [REDACTED] Yeah, I know. Okay. And, and I'm, I'm, I'm tracking with you. Okay. I've, you know, so if you need a minute, we're, we're here for you, so let us know what you need. Okay. Um, um, so when you, and, and, and you said [REDACTED] and, and is it [REDACTED]
- 08:56 [REDACTED] [REDACTED]
- 08:56 [REDACTED] [REDACTED] Okay. Are, are, you are basically the last line of defense, um in front of the Speaker's Lobby doors. Okay. At any point, did you know that there were Capitol Police members behind you?
- 09:07 [REDACTED] So, I assumed it was our House Chambers unit, but, you know, I knew, I knew we had officers inside there. I mean, it was barricaded. So, I knew that someone had to do it, for most likely officers barricaded. I knew that there were people within there.
- 09:21 [REDACTED] Okay.
- 09:21 [REDACTED] And, I knew, and evacuating the members, that's what I assumed it was, is who's gonna be evacuated, I knew that, that would be *Inaudible [09:38]* County police. So, I knew that we had officers there, I didn't know if they were still in there, if *Inaudible [09:33]* the officers or they evacuated all the members and got everyone out.
- 09:36 [REDACTED] Okay. Okay. Now you, you, you, you, you had a belief that, that, that they were chamber members, so those are U.S. Capitol Police employees?
- 09:43 [REDACTED] Yes.
- 09:43 [REDACTED] Okay. Now, um, while you were, uh, standing in front of the doors, you and, and, and, and your two members, your two officers, do, do you recall anything specifically that you were saying to these rioters?
- 09:58 [REDACTED] I don't think specifically, I was just, I was just trying to tell them, it's just like guys, I remember, I said like, guys it's not worth it, I know one individual because I was downstairs, I remember, do remember this, is that one guy had told me that I lied to him because he was downstairs on the first floor when I told him that no one was there, and he goes, you lied to us, you lied to us. I was just like, I, I don't care, I was just trying to like, guys, this is not, this is not the way to do it like, we're just, you can't go past, you just, it got to stop.
- 10:30 [REDACTED] Okay.
- 10:31 [REDACTED] But, I don't remember anything specific to anyone like saying anything to anyone.

- 10:37 [REDACTED] Okay.
- 10:37 [REDACTED] I just, yeah, I just.
- 10:40 [REDACTED] Can you, and I'm sorry, I didn't mean to interrupt you. Do you recall, other than the one guy yelling that you lied to me, you lied to me, do you recall any specific demonstrator, um, making any type of statements specifically about what their intentions were, or maybe, uh, any group of, of, of rioters making, making their intentions known? I mean, it's clear from the video what their intentions were.
- 11:01 [REDACTED] Right.
- 11:01 [REDACTED] But, we're, we're trying to get, uh, the actual, what they may have been saying to, to you and your colleagues.
- 11:10 [REDACTED] Right. I, I couldn't tell, specifically, I can't tell, other than the one guy saying that lied, I remember the guy punching the windows just screaming basically.
- 11:18 [REDACTED] Okay.
- 11:18 [REDACTED] And, I don't even know what he was saying, but he just, it was just seemed visceral screams as he was punching the windows.
- 11:24 [REDACTED] Okay.
- 11:25 [REDACTED] Um...
- 11:27 [REDACTED] Um, and if I understand you correctly and correct me if I'm wrong, you made the decision, uh, to, to remove yourself and your, and your two fellow officers...
- 11:34 [REDACTED] Yeah. Once...
- 11:34 [REDACTED] From the, from the doors?
- 11:36 [REDACTED] Yes.
- 11:36 [REDACTED] Okay.
- 11:36 [REDACTED] Once the, so we stayed there as long as we could and the crowd just started surging towards us, and I said, we're gonna get trapped here. Um, I saw the tactical team on the stairs, I kind of want to switch spots with them but you know that was impossible. But, I, you know, I remember looking back at some point and not seeing them there, Inaudible [11:54] bit, if they're all gone, I know the members are out, Inaudible

11:57, we're gonna get overrun here and there's no way that we're gonna survive this. So, we had an escape route that I could grab them, and so I just shoved them down there to get them out of the way.

12:06 [REDACTED] Okay. So, was there any communication between you and the tactical team, or did you physically observe them coming up the steps?

12:11 [REDACTED] I saw them coming up, observe, up the, up the steps.

12:14 [REDACTED] Okay.

12:14 [REDACTED] I didn't really communicate. At that point, I, I don't, the radio, I mean the radio that day was just insane.

12:19 [REDACTED] Of course.

12:20 [REDACTED] They might have been on their own tact channel at that point.

12:23 [REDACTED] Okay.

12:23 [REDACTED] So, we, I didn't really have a way of communicating, so it was just kind of get them out, just, I just, honestly, I was just trying to get [REDACTED] and [REDACTED] out of there.

12:32 [REDACTED] Okay. Now, um, how far do you think you were down the steps when you heard what sound to be, to at least what you referred to as a gunshot?

12:41 [REDACTED] I think it was just right, basically the landing around the corner. So, they're four, three or four tactical team members and they like were lined up on the steps, and there was a landing and then it cut, so I was on the right hand side of the steps. So, it been cut right around the corner.

12:57 [REDACTED] Okay. And, um, upon hearing the gun shot, did you, uh, what was your thought process, what did you think at that point?

13:06 [REDACTED] So, it sound, so at that point, it was more of, so the tactical team started doing something, so I moved around the corner to see that, and I saw her on the ground and they were doing CPR. So, I kind of focus more of my attention to the crowd, make sure that nothing was gonna happen to them. At that point, it seemed to have, they seemed to have taken a step back, and it got quiet, and I, I remember that, it was just how it got quiet. But, there were still some that were, you know, they're yelling, you shot her, you shot her. And, then I witnessed through the crowd more and more officers coming in...

13:40 [REDACTED] Okay.

13:40 [REDACTED] Streaming in the backside through the crowd.

13:42 [REDACTED] Okay.

13:43 [REDACTED] So, as it got more people there, we were able to push them out, and then Metropolitan Police, I remember it was like thirty officers. And, they got in there, there was shields and stuff, and then they shoved them, shoved all the protesters out the house door.

13:57 [REDACTED] Okay. Alright. Um, so you spoke about the, the, the woman being shot. Uh, if I can back you up, specifically prior to, um, you starting to head down the steps, do you recall, um, having any conversation with, with her specifically, her name is Ashley Babbitt. Do you recall any type of conversation, or did she say anything that kind of stands out, uh, in your recollection that you know, what her intentions were?

14:23 [REDACTED] Seeing like photos of her, I, I want to say, I remember, she was up in the front, so I remember seeing her, but I don't remember hearing...

14:31 [REDACTED] Okay.

14:32 [REDACTED] You know, at that point, I, I was just, um, I was just kind of, I felt like I was just kind of out of it. It was just like I been, you know, since this happened I been replaying this in my mind to see if I can remember anything. And, it's just, it's just, it's very patchy and I just don't know if that's, you know, stress or adrenaline, I don't know what happened before me getting there, I just, it's like half the day just doesn't really, doesn't register, like, uh...

15:02 [REDACTED] It's understood. And, and it's...

15:03 [REDACTED] Seeing photos of myself in places and I'm trying to remember.

15:06 [REDACTED] So, it's, it's a, it's, it's actually a common phenomenon, it's called repressed memory. Um, it's not unusual, so don't think like, you know, there's something that, that specifically, you know, I, I get it, I understand. So, and if you need to take a second, you know, with this, but I, I need to ask you this. Okay. What was your feeling and thought process when the demonstrators were, were coming at you guys, once you were backed up against the speaker's door? I want your personal perspective of how you felt, what, what was getting ready to happen?

15:36 [REDACTED] If we didn't have that stairwell down there, I thought they were going to kill us.

15:39 [REDACTED] Okay. Alright.

15:40 [REDACTED] And, that's why I grabbed them to get out.

15:42 [REDACTED] Okay.

- 15:42 [REDACTED] Cause, it's, it was, I, if we didn't have an escape route, they were gonna, I felt like they were gonna try to blow through us. It was either they were gonna have to attack us.
- 15:53 [REDACTED] Was the, did you specifically give any thought to potentially using any type of force to defend yourself?
- 16:00 [REDACTED] I, you know, if I had my less than lethal, I've used all of it. I didn't have anything, I would have been using it and I did use that.
- 16:07 [REDACTED] Okay. So, you, you used your OC Spray out. Okay.
- 16:09 [REDACTED] I used my OC Spray out.
- 16:10 [REDACTED] Okay.
- 16:10 [REDACTED] My baton, I think I lost it halfway through throwing it.
- 16:14 [REDACTED] Okay.
- 16:15 [REDACTED] So, I really didn't have anything. I remember thinking, and you know, using my firearm and drawing it, it just, it was so many of them there and they were on top of us, it, it just, you know, I know your, every single shot I'm responsible for...
- 16:32 [REDACTED] yeah.
- 16:32 [REDACTED] I just, it just, it was a mob and I'm just like, if I do this, is it just gonna end...
- 16:37 [REDACTED] Okay.
- 16:38 [REDACTED] And, I think if I didn't have that escape route for those guys, we would have been forced to do it. But...
- 16:43 [REDACTED] Okay.
- 16:43 [REDACTED] But, but having that escape route, I was able to, you know, just to take a second to get them out, because I, even if we'd used force, there were just so many of them there, I just don't think, I think they would have overpowered us.
- 16:59 [REDACTED] Okay. Okay.
- 16:59 [REDACTED] I don't think we would have made it.
- 16:59 [REDACTED] Okay. And, I realize, uh, that's a, that's a tough question, and I appreciate your candidness for it. Uh, you know, I apologize for having to ask you that, that type of tough question, but I need to get a perspective of what was going on that day as, as well, so. Um, okay. um, sorry. I, I personally think that, uh, I don't have any further questions, I'm

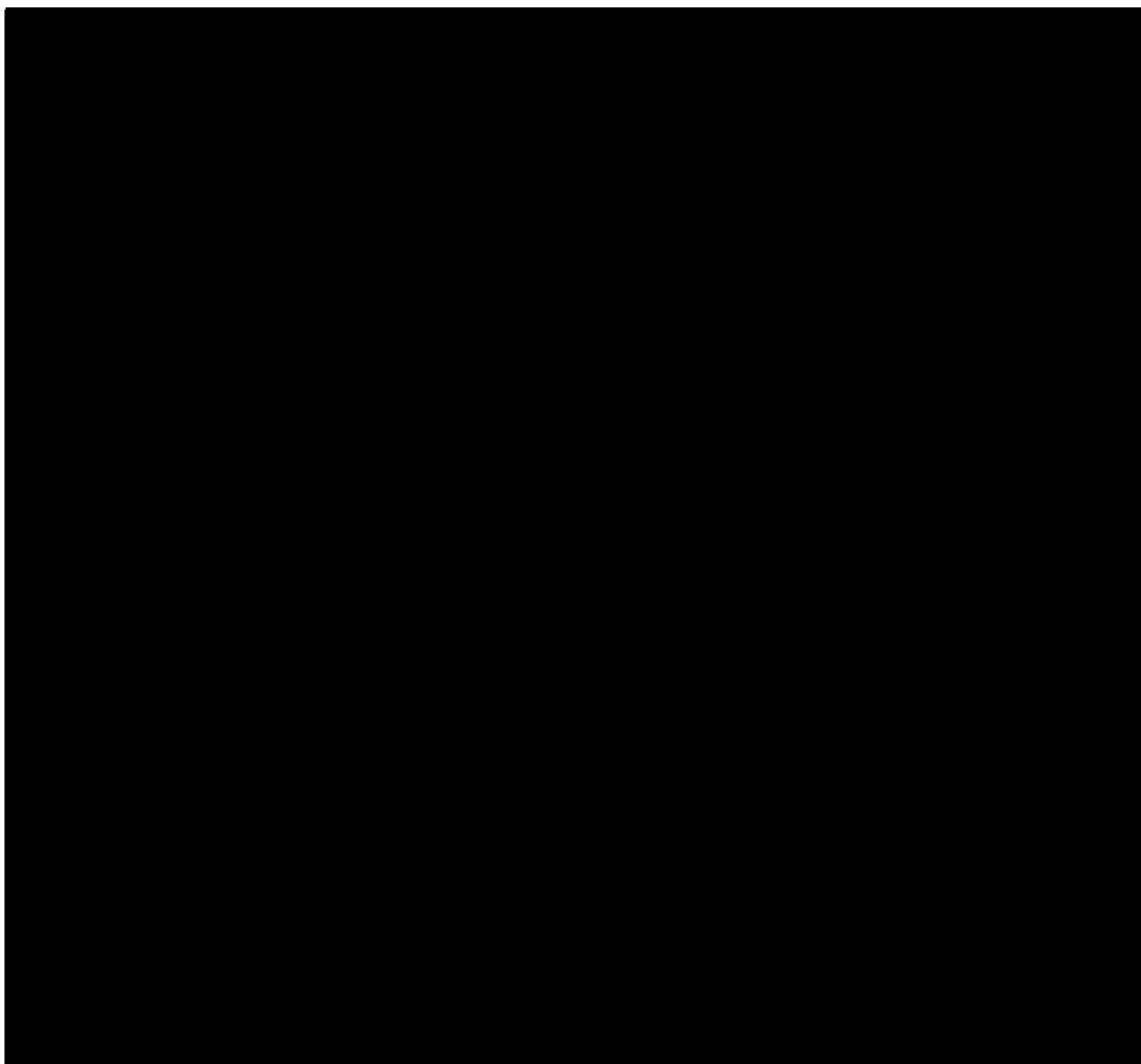
gonna turn it over to Special Agent [REDACTED] and, and [REDACTED] if they have, if they have any questions. Again, do you need a minute to...

17:26 Background voice: How are you doing?

17:27 [REDACTED] Are, are you sure?

17:28 [REDACTED] I'm okay.

17:28 [REDACTED] Okay. We can, we can, we can stop the recording and, and if you need to step out. Yeah, absolutely. Go ahead. Absolutely. Okay. We're back on the, uh, the recording, uh, Sergeant [REDACTED] is back in the interview room. I'm gonna turn the, uh, interview over to Special Agents [REDACTED] and [REDACTED] at this time.



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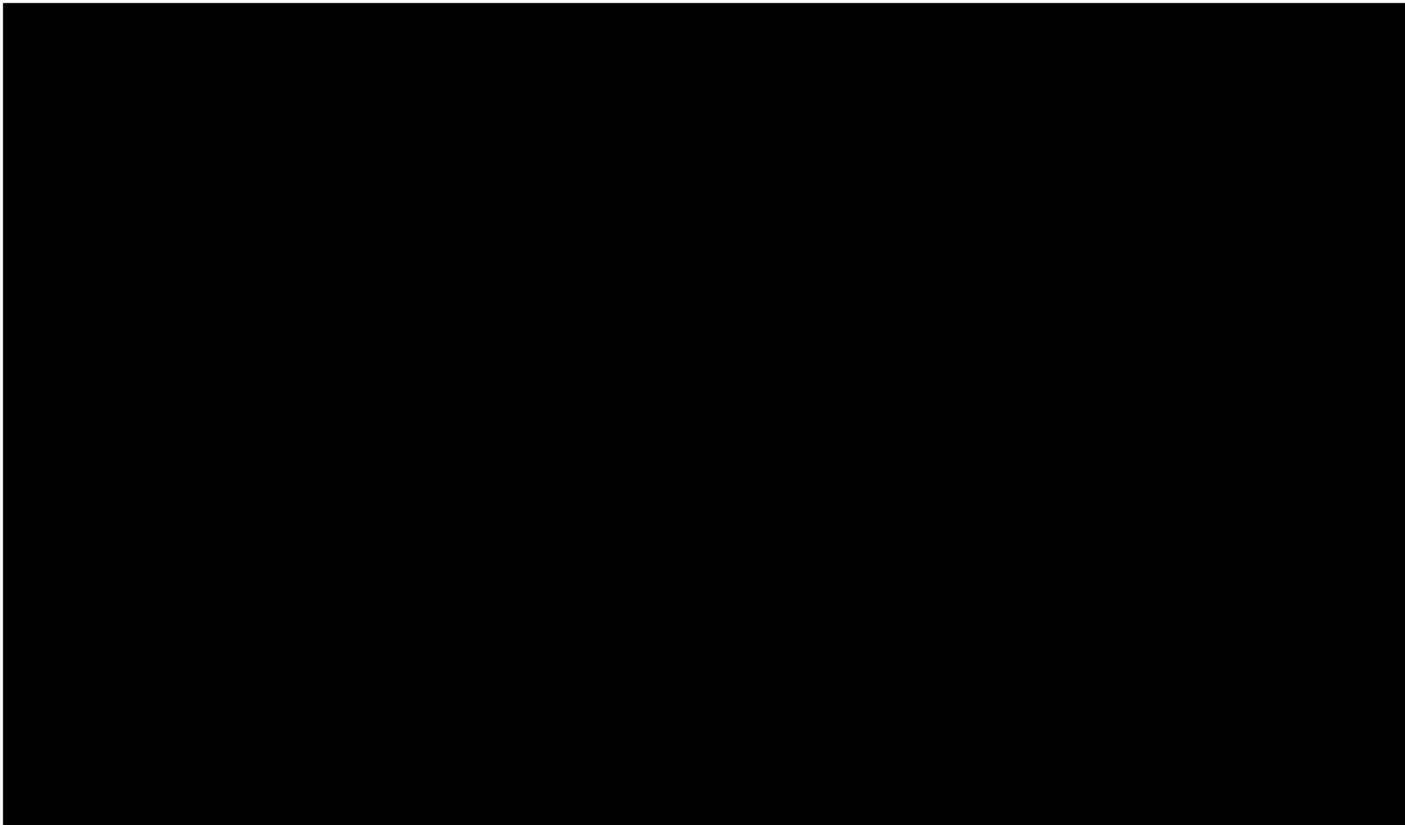
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44:28 [REDACTED] Sarge, just one last question. You said that you had exhausted your OC Spray, what size canister are you equipped with?

44:35 [REDACTED] It is a...

44:37 [REDACTED] Okay. So, you have the small one like...

44:38 [REDACTED] A small one.

44:39 [REDACTED] Okay. So, that's the three ounce.

44:40 [REDACTED] *Inaudible [44:40]*, one.

44:41 [REDACTED] Alright. But, you had, you had exhausted all that while on the outside?

44:44 [REDACTED] I exhausted it the first couple minutes.

44:46 [REDACTED] I think they probably exhaust under two squirts, there's not much in those things.

44:50 [REDACTED] Fortunately, yes.

44:50 [REDACTED] Okay. Sir, um, I, I truly thank you for your candidness. Uh, your, your, uh, your, your statement here today on behalf of the MPD and the FBI. Um, is there anything

else that you would like to add to your statement that you think may be relevant or helpful moving forward regarding the events of January the sixth, two thousand and twenty-one?

45:10 [REDACTED] Uh, no, I think I've, you guys touched on everything that happened there.

45:16 [REDACTED] Um hmm. Okay.

45:17 [REDACTED] That I can remember.

45:18 [REDACTED] Alright.

45:18 [REDACTED] Sorry, that I wasn't...

45:20 [REDACTED] Oh, absolutely not. Uh, please, uh, in no means, do you need to apologize for anything that you did that day or that you can't recall. Um, you were, you were put into a very tough position, so, okay. Um, Special Agent [REDACTED] anything else, Special Agent [REDACTED]...

45:35 [REDACTED] Nope.

45:35 [REDACTED] I keep mispronouncing your name. I'm sorry.

45:37 [REDACTED] That's perfect.

45:37 [REDACTED] Okay. Alright. Then, I'm gonna go ahead and conclude your statement, Sarge. Um, the current time now is, uh, ten-thirty-one hours. That's gonna conclude the statement of United States Capitol Police, Police Sergeant [REDACTED]

END OF AUDIO

Signature

Date and Time

Prepared by: Civilian [REDACTED]
Internal Affairs Division

ATTACHMENT 12

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
METROPOLITAN POLICE DEPARTMENT
INTERNAL AFFAIRS DIVISION**

INVESTIGATIVE FILE REPORT

P.D. 854

REPORT OF INVESTIGATION		DIVISION	BRANCH
FILE TITLE USCP Use of Force (Service Pistol)		COMPLAINT NO. # [REDACTED]	ARREST NO.
<input checked="" type="checkbox"/> ACTIVE <input type="checkbox"/> CLOSED <input type="checkbox"/> REQUESTED ACTION OTHER <input type="checkbox"/> REQUESTED ACTION FROM BY Detective [REDACTED]	OTHER OFFICERS.	CROSS FILE € € € € €	RELATED FILES
DATE January 6, 2021			

REPORT RE:

Use of Force

On February 4, 2021, USCP Officer [REDACTED] provided an audio-recorded statement to Agent [REDACTED] of the Internal Affairs Division (IAD). Also present during this statement were Special Agents [REDACTED] and [REDACTED] of the Federal Bureau of Investigation and Attorney [REDACTED] of the USCP General Counsel. The following is a brief summary of USCP Officer [REDACTED] statement:

Officer [REDACTED] reported that by the time he had reported for work, rioters had already breached the inside of the US Capitol. Officer [REDACTED] responded directly to the US Capitol with four or five other USCP officers and upon entering the building through the Canon tunnel, he observed several rioters within the boundaries of the Memorial Door (*which is the southeast door of the US Capitol*). While at this location, Officer [REDACTED] and a couple of his colleagues were sprayed and exposed to some type of substance, possibly from a fire extinguisher.

Officer [REDACTED] explained that he and his colleagues were unable to breath due to the sprayed substance; therefore, they stepped outside of the Memorial Door to catch their breath. Upon catching their breath, they re-entered the US Capitol and began to remove rioters. Officer [REDACTED] described the environment as insane.

Upon clearing out the rioters who were in their sight line, Officer [REDACTED] along with Officer [REDACTED] began working their way to the Rotunda, eventually moving up to the area directly outside of the Speakers Lobby where they linked up with Sergeant [REDACTED]

Sergeant [REDACTED] then advised them that they were going to hold at this position. Officer [REDACTED] explained that the radio was going "crazy" with calls and he was unable to transmit over all the other transmissions.

DISTRIBUTION	SIGNATURE (Officer) Agent [REDACTED] # [REDACTED]	[REDACTED]	DATE 1/04/21
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**GOVERNMENT OF THE DISTRICT OF COLUMBIA
METROPOLITAN POLICE DEPARTMENT
INTERNAL AFFAIRS DIVISION**

INVESTIGATIVE FILE REPORT

P.D. 854-A

REPORT OF INVESTIGATION (Continuation)		DATE January 6, 2021	BRANCH IAD
FILE TITLE Use of Force			IS# [REDACTED]

Officer [REDACTED] recalled that they were in front of the Speakers Lobby doors for approximately 10 seconds when 60-80 rioters had filled the immediate hallway. The rioters were yelling and screaming and Officer [REDACTED] specifically recalled one rioter who punched the glass doors that they were protecting. Officer [REDACTED] explained that there wasn't anything they could do considering the size of the rioters.

Officer [REDACTED] reported that Sergeant [REDACTED] then pulled him and Officer [REDACTED] closer and reported to them that CERT members were staged on the stairs to their immediate left. Sergeant [REDACTED] related to them that they were getting ready to move. Shortly thereafter, the rioters began to pass items up to the front of the group to be utilized to try to break the glass of the Speakers Lobby's doors because the doors had been previously barricaded.

Officer [REDACTED] advised as he moved away from the Speakers Lobby's doors and began to head towards the steps the rioters advanced forward and started to break the glass on the doors. Officer [REDACTED] recalled one rioter using a helmet to try to shatter the glass.

Officer [REDACTED] reported while descending the stairwell and as the CERT officers were ascending the stairs, he heard a gunshot. Officer [REDACTED] stated that he did not see where the gunshot came from or who discharged a firearm. Officer [REDACTED] reported he has had [REDACTED] and reported that the gunshot was extremely loud.

Upon hearing the gunshot, he along with Sergeant [REDACTED] and Officer [REDACTED] began ascending the stairs back towards the Speakers Lobby. Upon getting back near the top of the stairs, Officer [REDACTED] observed a member of the CERT administering first aid to Ms. Babbitt. Officer [REDACTED] along with Officer [REDACTED] then took up positions along the railing and attempted to push the rioters back away from the CERT officers who were administering first aid.

Officer [REDACTED] acknowledged that he was aware that there were USCP officers on the inside of the Speakers Lobby behind the barricades. Officer [REDACTED] was unable to communicate with them due to the volume of radio transmissions and he did not recall hearing any verbal commands being given from inside the Speakers Lobby.

Officer [REDACTED] related that prior to moving away from the Speakers Lobby doors, he felt that his and his colleagues safety was in danger and felt that any of his force would only help to escalate the rioters behavior.

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METROPOLITAN POLICE DEPARTMENT
Internal Affairs Bureau
Internal Affairs Division

Transcription Details:

Date: February 4, 2020
Time: 1039 Hours
Location: Internal Affairs Division

Present: Agent [REDACTED] Internal Affairs Division
Special Agent, [REDACTED] FBI
Special Agent [REDACTED] FBI
Attorney [REDACTED] U.S. Capitol Police, Office of the General Counsel
Officer [REDACTED] U.S. Capitol Police

Incident Summary [IS] Number: [REDACTED]
Internal Affairs Division [IAD] Number: [REDACTED]
Use of Force Number: [REDACTED]

Statement of: Officer [REDACTED]

Recording Run Time: Thirty-eight minutes and Thirty-seven seconds [00:38:37]
Note: The time may be slightly different depending on the playback program used to review this audio recording.

BEGINNING OF AUDIO

00:01 [REDACTED] This is Agent [REDACTED] of the Internal Affairs Division. Today's date is February the fourth, two thousand and twenty-one. Approximate time now is ten-thirty-nine hours. I'm currently located at the United States Capitol Police headquarters. I'm gonna take a recorded statement, I should have asked you this before I started, what is your first name, sir?

00:19 [REDACTED]

00:19 [REDACTED] And, is it [REDACTED]

00:20 [REDACTED] Yes, sir.

00:21 [REDACTED] Okay. Um, I'm gonna take a recorded statement from the United States Capitol Police Officer, [REDACTED] Uh, Officer [REDACTED] is going to provide a statement in reference to IS number [REDACTED] This is in reference to the events that occurred on January the sixth of two thousand twenty-one, uh, in and around the United States Capitol building. Obviously, present for the interview is Officer [REDACTED] Um, and sir, good morning, and for the recording, can you please, uh, identify yourselves, spell your last name for the recording and who you're currently employed with?

- 00:52 [REDACTED] Absolutely. Uh, first name [REDACTED] last name [REDACTED] And, I'm currently working for the United States Capitol Police Uniform Service Bureau House Division three.
- 01:05 [REDACTED] Okay. Also, and I'd like to introduce, uh, my colleagues in the room. I'll start it off with Special Agent, [REDACTED] um, Special Agent [REDACTED] can you please identify yourself for the recording, ma'am?
- 01:14 [REDACTED] Yes. Special Agent, [REDACTED] spelled [REDACTED] [REDACTED] and I'm with the FBI out of the Northern Virginia RA.
- 01:26 [REDACTED] Also, from the FBI, Special Agent, [REDACTED] Special Agent [REDACTED] good morning, and can you identify yourself for the recording please?
- 01:33 [REDACTED] Good morning. [REDACTED] Special Agent with the FBI, [REDACTED]
- 01:37 [REDACTED] Okay. And, then the last person in the room is a General Counsel Attorney, [REDACTED] with the United States Capitol Police. Attorney [REDACTED] if you can identify yourself for the recording and spell your last name, ma'am?
- 01:48 [REDACTED] [REDACTED] Office of the General Counsel. Last name [REDACTED]
- 01:56 [REDACTED] Okay. Officer [REDACTED] Uh, as I explained to you, um, we're here to investigate the actions of, of one of your colleagues on top of the actions and what you recall about the rioters actions, maybe what they said and what they did on, on, uh, uh, January the sixth of two thousand twenty-one. You are by no means a target of this investigation. Uh, your statement is strictly as a witness to the events that happened that day. Okay. Any questions regarding that?
- 02:21 [REDACTED] No, sir.
- 02:21 [REDACTED] Alright. So, in your own words, can you just kinda take me back and again, uh, I know I said this, uh, off the recording, if you need to take a break or, you know, um, uh, look, I get it, so please don't feel like you have to power through anything for, for us, we have time. Okay. Um, so just take me back to, um, how was it, when did you first start off or how is it that you ended up in front of the speaker's lobby right around one, one-thirty, uh, uh, uh, on January the sixth of two thousand twenty-one?
- 02:51 [REDACTED] Okay. So, um, I came into work, uh, probably an hour and a half early. Um, the Capitol building had already had rioters broken into the building at that point. Um, I did not wait for roll call, I immediately responded to, um, the Capitol building with four to five other officers. Um, our first, there were several events that occurred that day, our first event, there was an officer who hurt their leg, so we tended to that officer, and then proceeded through the Canon tunnel to the Capitol building. Um, upon arriving in the Capitol building, um, there were many, many protesters and rioters within the boundaries

of Memorial Door, and then just for awareness Memorial Doors is the south east door of the Capitol. Um, it was, there were, um, the rioters had sprayed us, um, with some type of fire extinguisher, it could have been a substance within that fire extinguisher, I was coated in the...

03:48 [REDACTED] So, that explained what was white all over your coat?

03:50 [REDACTED] Oh, yeah, oh, yeah.

03:50 [REDACTED] Okay.

03:52 [REDACTED] It did not taste very good.

03:53 [REDACTED] Okay.

03:53 [REDACTED] Um, so upon, I, I took a stumble there and fell on the ground, was picked up by another officer, and then once we could catch our breath, uh, whatever the substance was we couldn't breathe. So, we took a step outside of the Memorial Door, got our breath, and then went back in the building, uh, to pull, uh, rioters and protesters out of the building. Um, cause the whole Memorial Door hallway was completely gassed. It was...

04:24 [REDACTED] Okay.

04:24 [REDACTED] It was insane. Um, so leading up to those events, uh, once rioters and protesters had cleared the area of Memorial Door, I had went to Officer [REDACTED] and I said, let's go find more work, let's go find more work. Officer [REDACTED] and I, um, proceeded to go up towards the Rotunda and then ended up making our way towards the, uh, the Speaker's Lobby door, um, in which we were referring to, um, right before, um, getting to the Speaker's Lobby door, um, we had linked up with Sergeant [REDACTED]

05:04 [REDACTED] Okay.

05:05 [REDACTED] Um, and at that point, it was us three officers that were there.

05:10 [REDACTED] Okay.

05:10 [REDACTED] Um, radio was going incredibly crazy that you could not get anything over the radio, nor comp, comprehend all of the calls that were happening. Um, we got in front of the Speaker's Lobby door and then Sergeant [REDACTED] had told us to like, hold, hold there.

05:29 [REDACTED] Okay.

05:29 [REDACTED] Um, at that time we might've had ten seconds to hold and to like catch our breath, um, until I would say sixty to eighty rioters and protesters had filled that immediate hallway, um, with yeah, just them being there.

05:48 [REDACTED] Okay.

05:51 [REDACTED] Uh, let's see. So, once it was the three of us there screaming, yelling, a lot of things I couldn't necessarily comprehend just because there was so much going on, it's a lot of visual and auditory things going on.

06:05 [REDACTED] Um hmm.

06:05 [REDACTED] Um, from my understanding facing away from the door at the time, um, looking out to them, there was one individual who did punch beside the glass, the door adjacent to my left and right. Um, it's not really anything we could do considering the numbers game we were playing, uh, at the time. Um, at that point, uh, Sergeant [REDACTED] had pulled both, Sergeant [REDACTED] was placed in the center of the door, I was to his right, [REDACTED] to his left. Um, [REDACTED] had pulled us both close together and they were like, something like, Cert is staged our SWAT team. I, I apologize.

06:50 [REDACTED] That's right. I, I know it. Yep.

06:52 [REDACTED] They were staged on the, uh, the stairs to our left.

06:55 [REDACTED] Okay.

06:55 [REDACTED] And, they were, from my understanding, they were hoping to move up towards the door.

07:02 [REDACTED] Okay.

07:02 [REDACTED] Um, Sergeant [REDACTED] had pulled us close and said, Cert is staged right there, they were like, we're not staying here, like when I tell you to, you're coming with me. Um, and so what ended up perspiring is I believe they, the rioters and protesters, they started passing up, um, I don't know if I'm allowed to reference these silly pictures...

07:27 [REDACTED] Reference whatever you, whatever you recollection, whatever you recall.

07:29 [REDACTED] The podium, uh, that picture that somebody had, they started to pass stuff like that up, things to break through this door.

07:37 [REDACTED] Okay.

07:38 [REDACTED] Um...

07:38 [REDACTED] Let me stop you there. Why was it necessary, outside of you three, or you and [REDACTED] Sergeant [REDACTED] standing, why was it necessary to break through the doors?

07:47 [REDACTED] So, complete honesty I had at that point, there was so much going on, I did not have a full understanding of, of what was behind those doors.

07:56 [REDACTED] Okay.

07:56 [REDACTED] I was under the assumption that the members and whoever had already exited the building at that point.

08:01 [REDACTED] Okay.

08:02 [REDACTED] Um, and I had also not taken a full look, uh, as far as what was behind that door. All I know it was barricaded.

08:08 [REDACTED] Okay. So, you didn't know it was barricaded?

08:10 [REDACTED] Yes.

08:10 [REDACTED] Do you know how it became barricaded?

08:12 [REDACTED] I assume the, the officers and the agents, uh, stationed on that post, uh, barricaded it together, probably with help of staff members, whoever else was there.

08:21 [REDACTED] Okay. Okay. Go ahead. I'm sorry.

08:22 [REDACTED] No, no. Uh, I'm sorry, I forgot where I was.

08:26 [REDACTED] So, you were talking about stuff being passed up to break the glass.

08:29 [REDACTED] Yes.

08:29 [REDACTED] And, then I asked you why it became necessary to do that.

08:31 [REDACTED] Good to go. So, at that point, things are being passed up, objects of weapons and what not. Sergeant [REDACTED] grabbed my arm and I assume [REDACTED] arm, and he said, like on three, we're going.

08:42 [REDACTED] Okay.

08:42 [REDACTED] So, at that point, we braced the left wall and then took some time there to, uh, I guess establish, I, I assume there was a communication thing going on, um, between the three of us and then whatever Cert SWAT people were there. Um, while standing there on that wall, the rioters did advance forward, uh, as well as start to break the glass. Um, there was one in particular, I think he took a helmet...

09:12 [REDACTED] Okay.

- 09:12 [REDACTED] And, started smashing the, the door with it.
- 09:15 [REDACTED] Okay.
- 09:16 [REDACTED] Um, and then as we move down towards the stairs, the flight of stairs, I'm trying not to use my hands cause the, the recording...
- 09:28 [REDACTED] That's fine, you can talk how it is, it's fine, talk however you, explain it however you need to explain it. We got you.
- 09:34 [REDACTED] Uh, down the stairs., it's, it's two flights of stairs. So, we got down the one flight of stairs as ~~C~~ advanced up, and then we heard the gunshot. I did not see anything as far as the actual taking place of, of the shooting. I heard it obviously cause I was right there.
- 09:52 [REDACTED] What made you think it was a gunshot?
- 09:53 [REDACTED] I, it was incredibly loud.
- 09:55 [REDACTED] Okay.
- 09:55 [REDACTED] Um, prior, prior to Capitol Police, I was [REDACTED]...
- 09:59 [REDACTED] Okay.
- 09:59 [REDACTED] So, I'm familiar with the sound.
- 10:01 [REDACTED] So, you're familiar. Okay.
- 10:01 [REDACTED] The firearms.
- 10:02 [REDACTED] So, with absolute certainty and based on your professional and personal opinion, it was a gunshot?
- 10:07 [REDACTED] Yes.
- 10:07 [REDACTED] Okay.
- 10:07 [REDACTED] A hundred percent.
- 10:08 [REDACTED] No worries.
- 10:09 [REDACTED] Um, uh, after the gunshot, um, we did take maybe a second to to compose ourselves and then we went back up towards the door. Um, at that point, Officer [REDACTED] had moved forward in front of me, so he was first up the stairs followed by me

and then Sergeant [REDACTED] Um, one of the, the Cert SWAT officers started tending to the young woman who, who was shot.

10:38 [REDACTED] Okay.

10:38 [REDACTED] Um, while they were tending to her, uh, providing first aid, um, Officer [REDACTED] and I held position on the railing and our objective was to try and push people back and give them space to work and provide first aid. Um, maybe a minute or two passes by an Officer [REDACTED] and I am able to get a better position outside of the railing, um, and then just continued, you know, telling these rioters and protesters, they have to leave, like we have to provide medical attention. They won't come and into the building if it's unruly and...

11:18 [REDACTED] Of course

11:18 [REDACTED] And, uncontrolled. Um, from there we held that position for a very long time until other officers had come to support us. At this, at this time, the entire, um, presence of, uh, law enforcement, it was us three officers and whatever SWAT officers were, were present at the time. Um, hmm, and from there, I do not remember where if I left the scene to go find more work once the scene was under control or as control as it could be, cause there were people everywhere. There was so many things to do. Um, I don't remember if I left with Officer [REDACTED] through the lobby or through the hallway entrance, or the stairway that we initially had planned to go down. And, then from there I ended up going to the rotunda and helping officers with the craziness that was in the rotunda.

12:22 [REDACTED] Okay. So, um, when, so if we can, uh, just back up a little bit, when you, when you first post up in, in, in, um, front of the Speaker's Lobby doors, the doors are already barricaded?

12:33 [REDACTED] Yes, sir.

12:33 [REDACTED] Okay. At any point, do you know if you have any colleagues or Capitol Police members behind you, on the other side of the door in other words?

12:43 [REDACTED] Yes.

12:44 [REDACTED] Okay. Are you outside of all the noise that the demonstrators and the rioters are screaming, can you hear anybody on the other side of the doors saying anything?

12:53 [REDACTED] No, sir.

12:53 [REDACTED] Okay. Any communication with them at all, and, and I know, um, what you said about the radio, but I just want to be clear.

13:00 [REDACTED] There was no communication from my perspective, um, from the officers within that door area from separated by the door to us.

13:08 [REDACTED] Okay. So, there was no communication with any of your colleagues behind you?

13:10 [REDACTED] Correct.

13:11 Hendrick: Okay. Um, do you know, um, how the, uh, as you referred to them as the ~~Cert~~ team or the SWAT team, um, how it is that they became aware that you guys needed assistance in front of the ~~Speaker's~~ Lobby?

13:23 [REDACTED] I have no idea when ~~Cert~~ was staged on those stairs. However, uh, the, I was only informed that they were staged on those stairs by Sergeant [REDACTED]

13:33 [REDACTED] Okay.

13:33 [REDACTED] And, so once he pointed that out I was able to glance by the stairs and I caught a glimpse of them.

13:38 [REDACTED] Okay. Do you remember anything specifically, any, that, anything that the rioters were saying to you or to your colleagues?

13:46 [REDACTED] There was, uh, I was towards the right side of the door...

13:51 [REDACTED] Yup.

13:51 [REDACTED] To my back. There was a, a small journalist next to us, uh, he just kept saying, they're, they're gonna go through you, and I don't want to see law enforcement get hurt.

14:02 [REDACTED] Okay.

14:02 [REDACTED] And, things along those lines.

14:05 [REDACTED] Alright. Now, let me ask you this, and I understand this maybe a tough question. If you need to take a second, either before or afterwards. When they started to approach upon you, the demon..., the rioters, before you even realized that ~~Cert~~ was there, tell me how you were feeling. Like, what was your thought process. What, what did you think was about to happen?

14:24 [REDACTED] That, they, they had definitely had the means and the numbers to go through us. Initially that entire day was such an adrenaline rush, it took probably several days after for that adrenaline to come down. Um, but yeah, uh, the main thing I thought about the majority of the day was the numbers and how, you know, the three of us there versus the, the sixty to eighty of them there, it's, that's such a hard judgment call and, you know, to walk through your, your use of force and it's like, ah, there's, there's nothing on this.

15:00 [REDACTED] Did you feel at any point that your personal safety or the safety of Sergeant [REDACTED] or [REDACTED] was in danger?

15:09 [REDACTED] Ah, yes.

15:10 [REDACTED] Okay.

15:11 [REDACTED] Which is why I think, um, Sergeant [REDACTED] had made the call, uh, or communicated with the Cert office, Cert officers that like, we are going to step aside...

15:21 [REDACTED] Okay.

15:21 [REDACTED] And, and brace the ^{wall} ~~law~~ and have them advance forward.

15:24 [REDACTED] Okay. While, while standing there, did you ever, uh, uh, and you kind of intimidated your, your, you, your Sam brown belt, with your, with your service weapon. Did you ever, uh, did the thought ever occur to you to utilize any of your service weapons?

15:41 [REDACTED] Uh, no.

15:42 [REDACTED] Okay. Why not?

15:45 [REDACTED] So, you're accountable for every round in, in your service weapon, obviously, you can't shoot into empty an empty crowd. That's so wrong.

15:52 [REDACTED] Uh...

15:53 [REDACTED] And, then we were so outnumbered that if in particular, I did think about, um, the gentleman who was punching the, the glass, uh, by the door. Um, my initial thought was like, we have, I got to stop him. However, the numbers were so great, uh, on their side, if, if I were to deal with that individual, then there's only two versus the, the sixty to eighty people that were in that hallway.

16:23 [REDACTED] Let me ask you this, and if I misrepresent anything in any way, please correct me. But, it would be fair that maybe your thought process also was, if I display a service weapon, it may just escalate the crowd?

16:35 [REDACTED] A hundred percent.

16:35 [REDACTED] Okay. Alright. Or if you had used some OC Spray, it may have only escalated what was already happening?

16:43 [REDACTED] Absolutely.

- 16:43 [REDACTED] Okay. Alright. Um, now you, you had mentioned, um, you knew that there was possibly people behind you, but did you ever, um, well, no, cause you already said no. So, as you're walking down the steps, how far down the steps you think you were when you heard what you referred to as a gunshot?
- 17:01 [REDACTED] So, I apologize again, I'd love to use my hands and be better descriptive...
- 17:05 [REDACTED] You see me *Inaudible [17:06]*.
- 17:07 [REDACTED] Yes, sir. Right.
- 17:07 [REDACTED] It's all good.
- 17:09 [REDACTED] We went down the stairs and there was actually a wall, um, that would have protected us from the, the round that was fired. Um, I was down the first flight of stairs, uh, completely.
- 17:23 [REDACTED] Okay. And, and, and hearing the gunshot, did you give any thought, uh, to, to, oh, never mind, I'm not. Okay. Alright. So, you didn't see, you just heard the gunshot, but you never saw, you never saw the, the female demonstrator to be shot?
- 17:36 [REDACTED] No.
- 17:36 [REDACTED] Okay. Alright. And, how was it that you became aware that she was shot?
- 17:40 [REDACTED] Obviously, hearing a noise like that, uh, I'd hope most all police officers would then react and then investigate and take police action. So, we, we moved back up towards, uh, the woman and the door...
- 17:55 [REDACTED] Okay.
- 17:55 [REDACTED] And, then proceeded to, to deal with the scene.
- 17:57 [REDACTED] Okay. And, the best of your recollection while you were guarding those doors, was the House Chamber members still in session or were they still inside?
- 18:05 [REDACTED] I don't know.
- 18:05 [REDACTED] Okay. Alright. Um, so then I don't necessarily have any further questions for you, maybe something may come up, but, um, I want to turn the interview over to Special Agents [REDACTED] and, and [REDACTED] I know they have some specific questions that they, they would like to address with you.
- 18:19 [REDACTED] Awesome. Thank you.
- 18:21 [REDACTED] No. No. Thank you. I appreciate your candidness.

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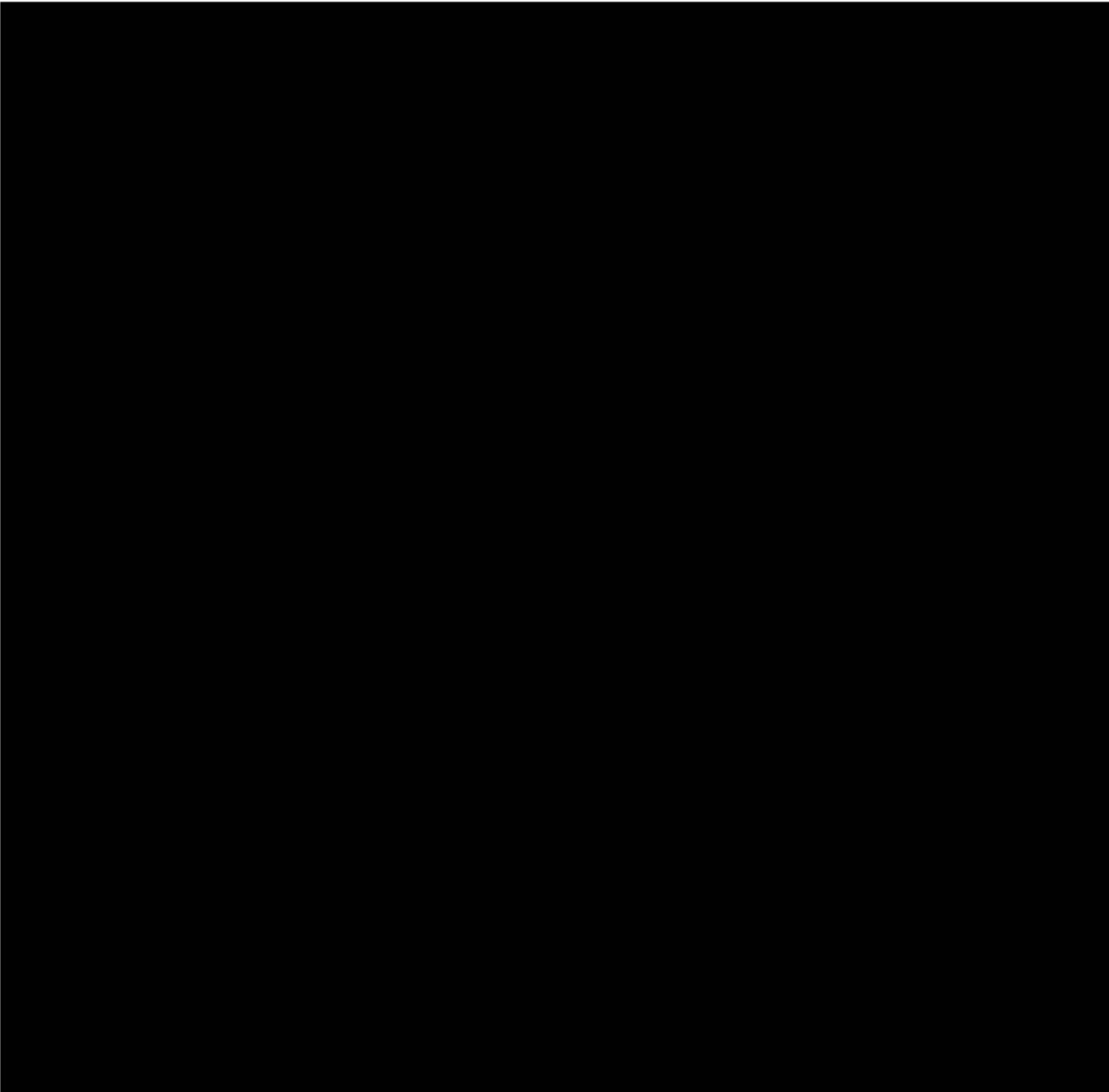
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32:04 [REDACTED] When, when, when you made it first, and I'm sorry, I wasn't sure if you were done, are you done?

32:08 [REDACTED] No. I'm done.

32:08 [REDACTED] Okay. I'm sorry. Just real quick. Uh, maybe I wouldn't, I don't recall, but were there rioters already in the hallway prior to you guys getting there that you had to kind of work your way through them to, to get in front of the doors? Or did you guys take

up a position in front of the doors and then they came through the long hallway into that, that little vestibule or whatever you want to call it?

32:26 [REDACTED] Yes, sir. We were ten seconds ahead of the...

32:29 [REDACTED] Okay. Okay.

32:29 [REDACTED] The group. Um, but then in general, that building all over the place there were people.

32:35 [REDACTED] Yeah. Right.

32:36 [REDACTED] Um, so we, we did not, to go back to your question, we did not have to, uh, um, push or fight through a group of rioters to get to that door. Um, we've, we walked like speed walks, run, ramp run, that's embarrassing. We, we, we ran to that door, uh, and then we might've had ten seconds to catch our breath, compose yourself, figure out what's going on, and then this large group came to us.

33:01 [REDACTED] Did, did, did, did you and your colleagues come in and take up with that position from a different entry point? In other words, did you come up, uh, we're referring it to as the east stairwell. I don't know what you guys call it. But, that stairwell that's right up where the ~~Cat~~ team would come up, or did the demonstrators kind of, rioters, follow you into that vestibule area?

33:20 [REDACTED] They, that we did not use the east stairwell, uh, uh, to, to reach that door. We, we entered via the, the hallways.

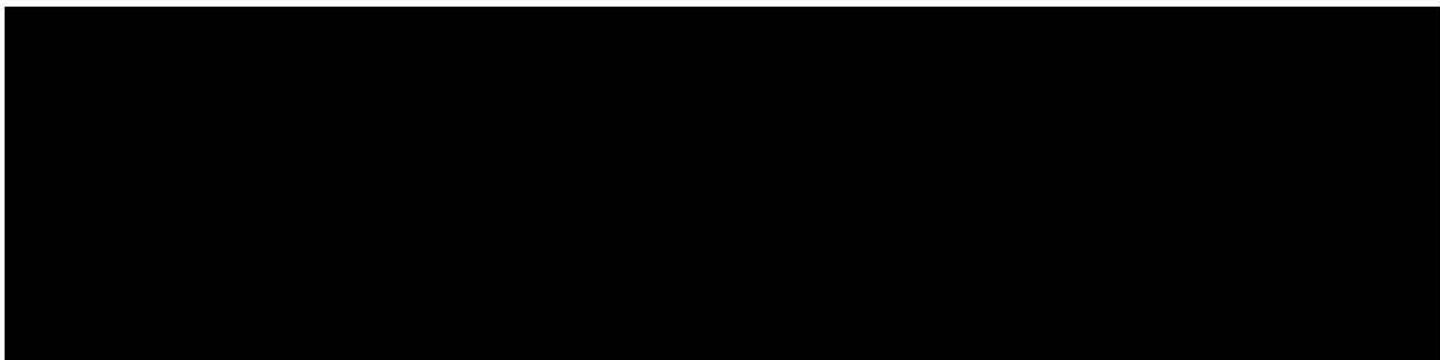
33:26 [REDACTED] The hallways. Okay.

33:27 [REDACTED] And, yes, I'm sure protesters and rioters did follow us through.

33:33 [REDACTED] Right.

33:34 [REDACTED] Um, to, to get to that point.

33:35 [REDACTED] Okay. Alright.



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35:59 [REDACTED] I'm not the most, uh, proficient with the English language, so you don't have to be embarrassed in front of me. Uh, yeah, just one more final question, I guess, at least as far as I'm concerned. Um, Ms. Babbit, the, uh, the, the female who was shot. Was there anything that stood out to you about her prior to her being shot? Is, I mean, is there, did she draw your attention in any way, or did she say anything, uh, that kind of drew, and I, I get, I get the vestibule, I've been in there, I know the echoing, the radios going crazy, people are throwing punches around you. But, is there anything that drew your specific attention to her?

36:36 [REDACTED] No. It, I might refer back to an older question, I'm sorry if you have to change, uh, things up. That, that one individual who punched the glass, he was obviously the most noticeable. She would easily be my second, second...

36:52 [REDACTED] Second, why?

36:53 [REDACTED] Possible. Uh, she's very passionate about the, what she was doing...

36:56 [REDACTED] Okay.

36:56 [REDACTED] And, um, violent as well.

37:00 [REDACTED] And, when you say she was violent, um, what, what was she doing that, that you interpreted as being violent or, or, uh, uh, whatever?

37:08 [REDACTED] So, obviously the, the, the highlight I guess is the individual punching the glass, but then below that person, she's just waving her hands, screaming and yelling, um...

37:19 [REDACTED] Threatening you in any way?

37:23 [REDACTED] No.

37:23 [REDACTED] Okay. Threatening the members of Congress in any way that you could hear?

37:28 [REDACTED] I can't recall.

37:29 [REDACTED] Okay.

37:29 [REDACTED] I'm sorry, no.

37:30 [REDACTED] Okay. That's fine. That's fine. Okay. But, you do specifically recall her being animated?

37:34 [REDACTED] Her, her being there and her being very animated, yes.

37:37 [REDACTED] Okay.

37:37 [REDACTED] Yes, sir.

37:38 [REDACTED] Alright. I'm, I'm, unless the agents.

37:42 [REDACTED] I'm good.

37:43 [REDACTED] I'm good. Thank you very much.

37:46 [REDACTED] Um, Attorney [REDACTED] is there anything that you would like to ask or address while the recording's going?

37:48 [REDACTED] No. Nope. No questions for me. Thank you.

37:50 [REDACTED] Officer [REDACTED] thank you for your time this morning. Um, is there anything that you would like to add to your statement that you think would be helpful or relevant regarding the events of January the sixth, two thousand twenty-one?

38:02 [REDACTED] I think I got nothing, but I mean, I, whatever everyone needs, I'm, I'm willing to.

38:08 [REDACTED] Of course, of course. Okay. Um, but is there anything that you would like to add?

38:10 [REDACTED] No, sir.

38:10 [REDACTED] Okay. Well, then, I thank you on behalf of the MPD, Internal Affairs Division and the, and the FBI for your, for your assistance and cooperation this morning. Um, if you don't have anything further, I'm gonna go ahead and conclude your statement.

38:22 [REDACTED] Awesome. Thank you so much.

38:22 [REDACTED] Okay. The, uh, current time now is, uh, eleven-seventeen hours. I'm gonna go ahead and conclude the statement of U.S. Capitol Police Officer [REDACTED]

38:31 [REDACTED] Yes, sir.

END OF AUDIO

Signature

Date and Time

Prepared by: Civilian [REDACTED]
Internal Affairs Division

ATTACHMENT 13

GOVERNMENT OF THE DISTRICT OF COLUMBIA
METROPOLITAN POLICE DEPARTMENT
INTERNAL AFFAIRS DIVISION

INVESTIGATIVE FILE REPORT

P.D. 854

REPORT OF INVESTIGATION		DIVISION	BRANCH
FILE TITLE USCP Use of Force (Service Pistol)		COMPLAINT NO. # [REDACTED]	ARREST NO.
X ACTIVE € CLOSED € REQUESTED ACTION FROM € REQUESTED ACTION OTHER	OTHER OFFICERS	CROSS FILE € € € €	RELATED FILES
BY Detective [REDACTED]			
DATE January 6, 2021			

REPORT RE:

Use of Force

On February 10, 2021, USCP Officer [REDACTED] provided an audio-recorded statement to Agent [REDACTED] of the Internal Affairs Division (IAD). Also present during this statement were Special Agents [REDACTED] and [REDACTED] of the Federal Bureau of Investigation, Attorney [REDACTED] of the USCP General Counsel and Attorney [REDACTED] of the Department of Justice. The following is a brief summary of USCP Officer [REDACTED] statement:

Officer [REDACTED] related that during the insurrection at the US Capitol he was struck with a fire extinguisher and then he along with four other USCP officers were forced out of the Memorial Door. Upon gaining entry back into the US Capitol he maneuvered around the Capitol and eventually found himself in front of the Speakers Lobby doors. Officer [REDACTED] indicated that there was a significant amount of radio "chatter" then approximately one minute later there was a large number of rioters in the hallway.

Officer [REDACTED] reported that he observed USCP officers inside the Speakers Lobby and assumed that they were House Chambers officers. Officer [REDACTED] also explained that he observed members of Congress exiting from inside of the House Chamber as well.

Officer [REDACTED] recalled that one of the rioters who stood out to him was a subject who was punching the glass on the doors. Officer [REDACTED] stated that other rioters threatened to physically remove them if they (USCP officers) did not get out the way. Officer [REDACTED] reported that since there was only three of them, he concentrated on scanning the crowd for potential weapons. Officer [REDACTED] then observed CERT members coming up the stairs so they tried to get the CERT members in front of them due to the heavy armor the CERT members were wearing.

DISTRIBUTION:	SIGNATURE (Officer) Agent [REDACTED] # [REDACTED]
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4/10/21

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
METROPOLITAN POLICE DEPARTMENT
INTERNAL AFFAIRS DIVISION**

INVESTIGATIVE FILE REPORT

P.D. 854-A

REPORT OF INVESTIGATION (Continuation)		DATE January 6, 2021	BRANCH IAD
FILE TITLE Use of Force			IS# [REDACTED]

Officer [REDACTED] felt that his only force option was deadly force; however, his mindset was that if he discharged his service pistol it would have escalated the actions of the rioters. Furthermore, Officer [REDACTED] was unable to remove his ASP to utilize his ASP to push the rioters back. Officer [REDACTED] attempts to try and deescalate the crowd met with negative results as the rioters were intent on getting into the House Chambers. Officer [REDACTED] further recalled Ms. Babbitt as being one of the rioters and explained that she stood out to him because she was the only female at the front of the rioters. Officer [REDACTED] additionally recalled that at one point he pushed her back into the crowd and stated that she was wearing a backpack.

Officer [REDACTED] explained that upon Sergeant [REDACTED] determining to vacate the area in an effort to let CERT move in they began to descend the stairwell. Prior to moving away from the Speakers Lobby doors Officer [REDACTED] did not hear any verbal commands coming from any of the USCP officers that were inside of the Speakers Lobby.

Officer [REDACTED] reported that as he and his team were descending the stairs, he heard a gunshot; however, he did not know how discharged a firearm. Officer [REDACTED] ascending back up the stairwell and observed Ms. Babbitt lying on the floor. Officer [REDACTED] then began giving the rioters commands to back up to give CERT members room to try and administer first aid to Ms. Babbitt who was suffering from a gunshot wound.

Officer [REDACTED] later learned that the gunshot had come from the inside of the Speakers Lobby when he overheard some of the officers on the scene talking about the event.

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METROPOLITAN POLICE DEPARTMENT
Internal Affairs Bureau
Internal Affairs Division

Transcription Details:

Date: February 10, 2021
Time: 1510 Hours
Location: Internal Affairs Division

Present: Agent [REDACTED] Internal Affairs Division
Special Agent, [REDACTED] FBI
Special Agent [REDACTED] FBI
Attorney [REDACTED] U.S. Capitol Police, Office of the General Counsel
Attorney [REDACTED] Department of Justice, Civil Rights Division
Officer [REDACTED] U.S. Capitol Police

Incident Summary [IS] Number: [REDACTED]
Internal Affairs Division [IAD] Number: [REDACTED]
Use of Force Number: [REDACTED]

Statement of: Officer [REDACTED]

Recording Run Time: One minutes and Thirty-two seconds [00:01:32]

Note: The time may be slightly different depending on the playback program used to review this audio recording.

BEGINNING OF AUDIO

00:02 [REDACTED] This is Agent [REDACTED] of the Internal Affairs Division. Today's date is, uh, February, what is the date today, I can't see my watch...

00:10 [REDACTED] Tenth.

00:10 [REDACTED] February the tenth, thank you, two thousand and twenty, the approximate time now so I don't get that wrong, is fifteen-ten hours. I'm currently located at the United States Capitol Police headquarters. I'm take a recorded statement from United States Capitol Police Officer [REDACTED]

00:26 [REDACTED]

00:27 [REDACTED] Okay. Sorry about that. Um, for the MPD purposes, Officer [REDACTED] is going to provide a statement in reference to IS number [REDACTED] Um, first of all, um, Officer [REDACTED] good afternoon, sir.

00:42 [REDACTED] Good afternoon.

00:42 [REDACTED] And, for the recording purposes, can you please identify yourself by your full name, the agency you work for and spell your last name for the, uh, uh, for the, uh, transcriber who may have to transcribe the statement?

00:54 [REDACTED] Um, Officer [REDACTED] I work for the United States Capitol Police, my last name is spelled, [REDACTED]

01:03 [REDACTED] Okay. And, also I'm present are Special Agents, [REDACTED] of the FBI Special Agent [REDACTED] good afternoon, ma'am.

01:10 [REDACTED] Good afternoon. I'm Special Agent [REDACTED]

01:14 [REDACTED] And, Special Agent [REDACTED] Special Agent [REDACTED] can you identify yourself please?

01:19 [REDACTED] Yes, sir. Good afternoon. Special Agent [REDACTED]

01:25 [REDACTED] Okay. Also, um, is United States Capitol, uh, General Counsel, [REDACTED] uh, Attorney [REDACTED] can you identify yourself please?

01:33 [REDACTED] Yes. [REDACTED] Office of the General Counsel, [REDACTED]

01:40 [REDACTED] Alright. And, then on the phone, um, is also what, Department of Justice, Attorney [REDACTED] Attorney [REDACTED] can you please identify yourself for the recording, sir, spell your last name?

01:50 [REDACTED] Yes. Good afternoon everyone, this is [REDACTED] I'm a prosecutor of the Justice Department, Civil Rights Division. And the last name is [REDACTED]

01:59 [REDACTED] Alright, thank you, sir. Okay. So, um, Officer [REDACTED] um, everyone in the room here wants to, well, not everyone, but myself and the two agents with the FBI, we want to talk about the events of, uh, January the sixth, two thousand and twenty-one. Uh, before we get started with your interview, just, uh, know this, that you are not a target in any way of any investigation, uh, regarding what happened, at least with, with us. I don't know what, what's going on otherwise, but, um, so I just want you to know you're being interviewed strictly as a witness. Okay. Any questions regarding any of that?

02:29 [REDACTED] No, sir.

02:29 [REDACTED] Okay. Alright. Um, now, so can I just direct your attention back, and, and again, I'm not trying to re-traumatize you in any way. I know what you guys went through that day and, uh, you know, it was very tragic, but can you, and, and, and the best, uh, of, of, of terms or however you want to describe it, explain to me how it is that you eventually ended up in front of the Speaker's lobby, just shy, or just prior to, um, the, uh, discharge of the lieutenant's service pistol.

02:58 [REDACTED] Sure. Um, so, uh, myself and four other officers, um, I don't recall their names right now. Uh, we had gotten pushed out of the, uh, Memorial door there. Um, uh, I got

hit with a fire extinguisher prior to that. Uh, we were able to get back in, uh, we went up a side staircase up through, um, uh, minority leader, uh, McCarthy's office. Um, we were able to go out the back way and found ourselves in front of the, uh, Speaker's Lobby there, empty with, uh, Sergeant [REDACTED] from the First Responders, uh, Unit Division. Um, from there, there was nothing going on other than a lot of radio chatter, and then probably a minute or so after getting there, the crowd came, um, and about a few minutes after that, um, I ended up at the bottom of the stairs there and, uh, that's where I heard the shot ring out.

03:55 [REDACTED] Okay. Alright. So, at, um, at any point, were you directed to go and guard the doors that led into the Speaker's Lobby, or was that just how you ended up being positioned?

04:05 [REDACTED] No, that was, uh, myself and now Officer [REDACTED] comes to mind. We said we need to find something, we need to get somewhere cause we, we, you know, a lot, a lot of the, uh, rioters were on the main floor, they hadn't gotten upstairs yet, so we need to get up there and we just found ourselves in front of the Speaker's Lobby.

04:23 [REDACTED] Okay. Now, while in front of the Speaker's Lobby, at any point, did you ever have any knowledge, communication, or personal knowledge that you had, uh, United States, Capitol Police officers behind you inside of the actual Speaker's Lobby area?

04:37 [REDACTED] Uh, only from my viewpoint I could see, um, I couldn't make them out correctly, I didn't know who they were. I, I assumed they were the House Chambers officers. Um, but, uh, and then I saw members of Congress running out of there on the other side.

04:50 [REDACTED] And, that was gonna be my next question. Did you at any point ever see members of the House Chamber exiting out, um, from, from inside of the House floor?

04:58 [REDACTED] I did from the, uh, on the other side.

05:00 [REDACTED] Okay. And, was there ever any radio communication, uh, that indicated that the House floor was empty?

05:06 [REDACTED] No. I couldn't hear a thing on the radio.

05:09 [REDACTED] Pretty chaotic on the radio...

05:10 [REDACTED] Yes.

05:10 [REDACTED] I would, I would imagine. Okay. Now, while you were standing there, um, you and Sergeant [REDACTED] and Officer [REDACTED] as you had mentioned, um, do you specifically remember, um, any one in particular of the rioters standing out to you? Um, in other words, anything that was said, was a plan of action being over, did you over here a plan of action between anybody?

05:32 [REDACTED] Um, the only one that stands out, uh, he was wearing a ski cap and glasses and he punched, he was punching the, uh, the glass behind us.

05:40 [REDACTED] Okay.

05:41 [REDACTED] He punched the, the two to my right behind, uh, Sergeant [REDACTED] and then Officer [REDACTED] and then I didn't think he was coming, and then he hit the one behind me and I pushed him back.

05:49 [REDACTED] Okay.

05:49 [REDACTED] Um, but he's the only one I can remember clearly.

05:51 [REDACTED] Okay.

05:52 [REDACTED] As far as, uh, what they were discussing, they were just screaming and chanting, uh, making a lot of threats to the members and saying they were gonna get in there.

06:01 [REDACTED] How about you, were they threatening you or your two colleagues at all?

06:04 [REDACTED] Uh, they did. Yeah. They, they were threatening us if we didn't move out of the way they were gonna move us out of the way physically.

06:10 [REDACTED] Okay. Did you have, at that point, did you, well, tell me what your mindset at this point?

06:15 [REDACTED] Um, well, right now at that point, there's only three of us and it must have been fifteen to twenty, so I was just scanning the crowd to look for weapons coming out. Um, and then our ~~cell~~ squad came up the stairs, and so we tried to get them in front of us cause they had the heavy armor on.

06:32 [REDACTED] Okay.

06:32 [REDACTED] Uh, but we weren't able to, to do that. Um, I, I still ended up getting in to the bottom of the stairs and then that's when the shot rang out.

06:40 [REDACTED] Okay. And, to back up, prior to exiting down the stairs, did you feel that you had any force options available to you at that point to, to either protect yourself or to keep the crowd from constantly, uh, encroaching on you and your two colleagues?

06:55 [REDACTED] I did feel like I had a deadly force option, however my mindset was that if I had used it on, on one individual, I, it may have got even more chaotic. So, I mean, just trying to look for any weapons coming out at, at the same time, I couldn't get my baton out either to even push them back.

07:14 [REDACTED] Okay. Um, and I, I know you probably know use of force is probably similar to us, but would it be fair to say, and I'm not putting words in your mouth, so correct me if I'm wrong, but was there was, was any type of de-escalation thought in your mind as well and not using any type of force in that situation?

07:29 [REDACTED] There was. I was trying to, to calm the rioters down.

07:32 [REDACTED] Okay.

07:33 [REDACTED] And, even just trying to, you know, yelling, but telling them to just get out of here, this isn't worth doing what you're trying to do. They're already gone, even the members.

07:42 [REDACTED] Okay.

07:42 [REDACTED] But, they, they were insisting on getting in, on getting on the ~~pl~~ouse floor.

07:45 [REDACTED] Okay. Um, now, um, again, prior to going down the steps, the, uh, the, the female rioter, Ashley Babbitt, who was, who was eventually shot and killed during this event, do you, does she stand out to you at all?

08:01 [REDACTED] Yes.

08:01 [REDACTED] Okay. And, can you just describe to me, uh, or for me in the recording, uh, what stood out about her?

08:08 [REDACTED] Oh, she was right up front, um, probably the only female up front right in front of us. Um, and I don't know, a few minutes prior, I know I had pushed her back into the crowd, so what I remembered.

08:20 [REDACTED] Okay.

08:20 [REDACTED] Um, and she came back to the front again, uh, standing there chanting, um, saying the same slogans over and over, I don't remember, but I know chanting a lot of same slogans. And, uh, then that's when I made, we made our way down the steps to get the ~~CCU~~squad up front.

08:37 [REDACTED] And, in dealing with her, you actually stated you had pushed her back, did you have any type of one on one conversation with her or did she speak to you directly at any point?

08:45 [REDACTED] No. She didn't.

08:46 [REDACTED] Was there anything that she was wearing or carrying that gave you pause that she could be armed?

08:51 [REDACTED] Uh, I believe that I saw a back pack on her.

08:55 [REDACTED] Okay.

08:55 [REDACTED] Um, I'm not a hundred percent sure.

08:58 [REDACTED] And, um, again, I'm asking you to speculate. But, based on your experience as a police officer, even your training, uh, what can be commonly be carried in a, in a back pack?

09:05 [REDACTED] Um, weapons, I mean, explosives, a whole number of things.

09:08 [REDACTED] Okay. Now, once the decision was made to kind of flank that wall, and we're calling it the stairwell, I don't know what you guys call it, it's just for our, my simple purposes. But, when you decided to go down, who made that determination to, to kind of vacate that area?

09:25 [REDACTED] Uh, Sergeant [REDACTED] did.

09:215 [REDACTED] Okay. Did you have any issues with that decision?

09:28 [REDACTED] No. No. I mean, I, they, the, the uniform that I'm wearing now is what I was wearing that day. And, um, when I was out on the west front earlier, right on the front, I didn't have any type of hard gear to deal with these rioters, and I got hit with a, with an array of stuff. So, that was my concern there to, to get the, uh, ~~66~~ squad right in front of us, so we could push them out of there.

09:48 [REDACTED] Okay. And, then you had mentioned that you were just in plain uniform, and if I remember the video correctly, you were wearing a baseball hat as well?

09:55 [REDACTED] Correct.

09:55 [REDACTED] Um, outside of the demonstrator that was punching the, the windows or the glass on the doors, um, did they have any other type of, maybe not what we would refer to as traditional weapons, but maybe makeshift weapons with them?

10:09 [REDACTED] Uh, not that I see, no. I did see someone pick up a stanchion in the back and started bringing it to the front.

10:14 [REDACTED] Okay.

10:14 [REDACTED] Uh, but then it would end up, they stopped that.

10:18 [REDACTED] Okay.

10:18 [REDACTED] That was my concern. Cause, I saw that as a weapon they were gonna throw at us.

- 10:21 [REDACTED] Now, that'll be kind of like what an impact type of weapon...
- 10:23 [REDACTED] Yes.
- 10:23 [REDACTED] Something heavy. How about, um, any, any type of flag pole that you observed?
- 10:28 [REDACTED] No flag poles.
- 10:29 [REDACTED] Okay. That you observed?
- 10:30 [REDACTED] Not that I remember.
- 10:32 [REDACTED] Okay. Alright. Now, um, while you were still up front and just prior to going downstairs, and again, I guess it's chaos, you may have your earpiece in, could you hear any type of commands coming from the other side of the door, on the inside I guess, I guess behind the barricade?
- 10:46 [REDACTED] No, I didn't hear anything.
- 10:47 [REDACTED] Okay. Uh, nothing, nothing about, about the officers going in, I mean, I'm sorry, coming from the inside from the members in there?
- 10:53 [REDACTED] No, nothing.
- 10:54 [REDACTED] Okay. And, then how far do you think you were down in steps when you heard the gunshot?
- 10:58 [REDACTED] Uh, I went through that first, uh, landing there and just around the corner another step or two down.
- 11:05 [REDACTED] Okay.
- 11:05 [REDACTED] And, then that's when I heard the gunshot.
- 11:06 [REDACTED] And, could you say with absolute certainty it was a gunshot?
- 11:08 [REDACTED] Yes.
- 11:09 [REDACTED] Okay. What action did you take after hearing the gunshot?
- 11:12 [REDACTED] I immediately peeked around the corner, went up the stairs, I saw, uh, Ms. Babbitt on the floor, and then I tried to climb up on the railing where I kind of got stuck where I was in between you, or if I could have been pushed off looking back in hindsight, but I couldn't swing my leg over, cause it was a lot of the protesters there. And,

so then I just yelled at the top of my lungs to try to get them back and scream and curse, you know, you name it.

11:35 [REDACTED] Okay. And, then after, after that, were the, were the rioters, were they compliant with your, with your commands?

11:42 [REDACTED] Not right away, no. A couple of them tried to become first aid medics there, which, you know, never is a good situation. So, I got them out of there, and finally some officers came a few minutes late and we were able to push everyone back and was able to get over the railing.

11:57 [REDACTED] Okay. And, then once everybody was kind of pushed back and, um, Ms. Babbitt was kind of, uh, taken off of that landing and taken down for medical attention, um, did you have any further contact with her, did you assist in carrying her down the steps, anything like that?

12:08 [REDACTED] No. No, I was, uh, uh, went on into the rotunda, pushing these, uh, the rioters back and was in there for a good part of the rest of the day.

12:19 [REDACTED] Okay. Alright. Um, okay, then I don't think I have anything further for you, because you didn't actually, you just, you were already down the steps when the gunshot rang out. At any point, did you learn that it was a U.S. Capitol member who discharged?

12:31 [REDACTED] Ah, yes.

12:32 [REDACTED] Okay. And, how did you learn that?

12:33 [REDACTED] Uh, I, I came up the steps like, in, um, I saw that the gunshot, initially, I thought it might've been a ~~off~~ officer, cause I thought she maybe put her hand on the rifle...

12:44 [REDACTED] Okay.

12:44 [REDACTED] And, you know, that might've triggered a shot, But, um, then, uh, I had overheard some of the ~~off~~ officers saying that it came from inside.

12:51 [REDACTED] Okay. Did, did an active shooter scenario ever cross your mind?

12:54 [REDACTED] No.

12:54 [REDACTED] No. Okay. Alright. I'm, I'm turn you over to Special Agents [REDACTED] and [REDACTED]

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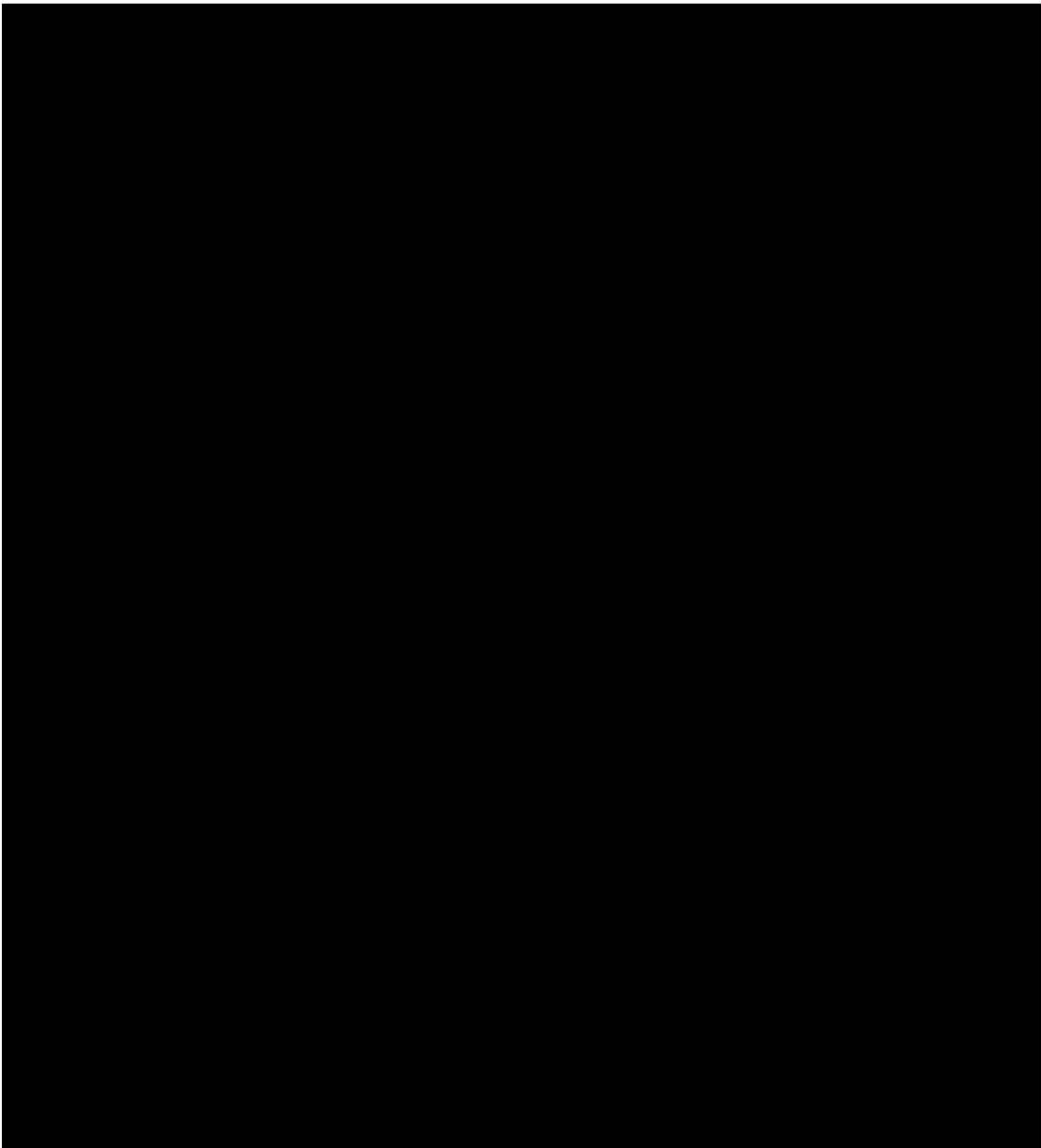
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28:52 [REDACTED] So, I have a couple of quick follow-ups. Special Agent [REDACTED] triggered something for me. While you were standing in front before the rioters had even, uh, come up upon you guys, you were there for about five minutes, did you ever hear anything coming out of the house chamber floor that sounded like gunshots?

29:06 [REDACTED] No.

29:06 [REDACTED] Do you recall any radio transmissions going before it got hectic and noisy in your little area, uh, anyone going over the radio, or you might not even, do you even have ~~house~~ ^H ~~chamber~~ ^C radio on your, uh...

29:17 [REDACTED] I'm always on scan.

29:18 [REDACTED] Okay.

29:18 [REDACTED] Um, but if you're on, like I was on channel two, uh, anything that comes over that channel is gonna take over anything that would come over another channel.

29:26 [REDACTED] Okay.

29:27 [REDACTED] So, it was, um, I mean, it was chaotic. I didn't even, I couldn't even hear anything clear anymore. Um, I was just there with the two other officers, Officer [REDACTED] and Sergeant [REDACTED] We were just, uh, waiting for them to come.

29:40 [REDACTED] Okay. So, to be clear, nothing that sounded like a gunshot and then nothing over the radio why you, that you at least remember hearing?

29:49 [REDACTED] Correct. Yes.

29:49 [REDACTED] That, uh, shots had been fired on the ~~house~~ ^H ~~chamber~~ ^C ~~floor~~ ^F?

29:51 [REDACTED] Correct.

29:51 [REDACTED] Okay. Alright. That, uh, that wraps it up for me, ladies, is there anything else?

29:55 [REDACTED] No.

29:56 [REDACTED] Um, again, Attorney [REDACTED]...

29:58 [REDACTED] No.

29:59 [REDACTED] Um, Attorney [REDACTED] anything after the last couple of rounds of questions?

30:02 [REDACTED] No, nothing else for me. Thanks.

30:04 [REDACTED] Okay. Um, again, Officer [REDACTED] last opportunity, anything you'd like to add?

30:08 [REDACTED] I'm good, sir.

30:08 [REDACTED] Okay. Current time again now is, uh, fifteen-forty hours. It's gonna conclude the, uh, statement of the United States Capitol Police Officer [REDACTED]

END OF AUDIO

Signature

Date and Time

Prepared by: Civilian [REDACTED]
Internal Affairs Division

ATTACHMENT 14

Obtained via DC FOIA by Judicial Watch, Inc.
GOVERNMENT OF THE DISTRICT OF COLUMBIA
METROPOLITAN POLICE DEPARTMENT
INTERNAL AFFAIRS DIVISION

INVESTIGATIVE FILE REPORT

P.D. 854

REPORT OF INVESTIGATION		DIVISION	BRANCH
FILE TITLE USCP Use of Force (Service Pistol)		COMPLAINT NO. [REDACTED]	ARREST NO.
<input checked="" type="checkbox"/> ACTIVE <input type="checkbox"/> CLOSED <input type="checkbox"/> REQUESTED ACTION OTHER <input type="checkbox"/> REQUESTED ACTION FROM BY Detective [REDACTED]	OTHER OFFICERS.	CROSS FILE <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	RELATED FILES
DATE January 6, 2021			
REPORT RE: Use of Force			

On February 4, 2021, USCP Containment Emergency Response Team (CERT) Officer [REDACTED] provided an audio-recorded statement to Agent [REDACTED] of the Internal Affairs Division (IAD). Also present during this statement were Special Agents [REDACTED] and [REDACTED] of the Federal Bureau of Investigation and Attorney [REDACTED] of the USCP General Counsel. The following is a brief summary of USCP Officer [REDACTED] statement:

Officer [REDACTED] reported that he was working the evening shift starting at 1430 hours. Upon arriving at the station a little early, he heard about the breach happening inside of the US Capitol; therefore, he dressed in his gear and ran over to the Capitol from the Fairchild building. Upon reaching the Capitol, he believed that he raised Officer [REDACTED] over the radio and they arranged to meet up in the Hall of Columns.

While meeting with other members of the CERT, he heard a radio transmission come over the radio for "shots" being fired on the second floor, in the area of the Speakers Lobby. Officer [REDACTED] related that he and other members of the CERT responded to a stairwell that would take them to the area of the Speakers Lobby. As Officer [REDACTED] along with other CERT members were ascending the stairs, he observed a number of demonstrators outside of the doors that led directly into the Speakers Lobby. Officer [REDACTED] stated that he additionally observed that the demonstrators were very hostile and they appeared to be swinging sticks or poles, or some type of impact weapon. Officer [REDACTED] described the environment as a very threatening atmosphere.

Officer [REDACTED] recalled seeing a couple of uniformed officers on the scene as well. However, Officer [REDACTED] stated that he and his colleagues were responding to a call for "shots" fired, so he was focused on locating any demonstrators who were a potential threat.

DISTRIBUTION:	SIGNATURE (Officer) Agent [REDACTED] # [REDACTED]	[REDACTED]
	OFFICIAL USE ONLY	02/04/21

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GOVERNMENT OF THE DISTRICT OF COLUMBIA
METROPOLITAN POLICE DEPARTMENT
INTERNAL AFFAIRS DIVISION

INVESTIGATIVE FILE REPORT

P.D. 854-A

REPORT OF INVESTIGATION (Continuation)	DATE January 6, 2021	BRANCH IAD
FILE TITLE Use of Force		IS# [REDACTED]

Officer [REDACTED] explained as they continued to ascend the staircase, the uniformed officers began to descend the stairs past them. Officer [REDACTED] advised that as he was trying to determine his next move, on whether he should try and push through the demonstrators or try and find another stairwell to reach the Speakers Lobby, he heard a "pop." Officer [REDACTED] acknowledged that he was not immediately sure that what he heard was a gunshot.

Officer [REDACTED] related that the yelling and the banging by the demonstrators was louder than the apparent gunshot. Officer [REDACTED] then recalled seeing a male lying a demonstrator (Ms. Babbitt) onto the floor. Officer [REDACTED] then heard the demonstrators yelling, "They shot her. They shot her." Officer [REDACTED] then heard a demonstrator state, "It was just a flashbang."

Officer [REDACTED] began to assess Ms. Babbitt as she was lying on the floor and initially he did not see a weapon or any sort of injury. Officer [REDACTED] then realizing that the sound he heard was a gunshot raised his patrol rifle and began to scan the crowd for any threats. Officer [REDACTED] while scanning the area observed a couple of plain clothes USCP officers inside of the Speakers Lobby with their guns drawn and pointed in the direction of the demonstrators. Officer [REDACTED] advised that prior to hearing the "pop," he did not observe these USCP officers in the Speakers Lobby.

Officer [REDACTED] began yelling, "Blue, Blue, Blue! CERT out here! CERT out here!" and gave the USCP officers on the inside a thumbs up to acknowledge that there were police officers outside with the demonstrators.

Officer [REDACTED] upon reassessing Ms. Babbitt observed that she had blood coming from the areas of her nose and her mouth and an apparent gunshot wound to her upper chest. Officer [REDACTED] attempted to get on his radio; however, all these attempts met with negative results. Officer [REDACTED] then made a decision to begin to render first aid. Officer [REDACTED] then made a determination to move Ms. Babbitt to a more secure location so DCFEMS could treat her.

Officer [REDACTED] and a couple of his colleagues moved Ms. Babbitt to the "south door" at which time he was joined by a medic from the FBI's Hostage Rescue Team (HRT). Officer [REDACTED] and the HRT medic continued to render first aid until DCFEMS arrived and took over.

Officer [REDACTED] stated that he and his CERT colleagues were not responding for the actions of the demonstrators but instead they were responding to a call for shot fired on the House Chambers Floor. Officer [REDACTED] did not recall hearing any verbal commands prior to hearing the gunshot.

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Page 2 of 2

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METROPOLITAN POLICE DEPARTMENT
Internal Affairs Bureau
Internal Affairs Division

Transcription Details:

Date: February 4, 2020
Time: 1207 Hours
Location: Internal Affairs Division

Present: Agent [REDACTED] Internal Affairs Division
Special Agent, [REDACTED] FBI
Special Agent [REDACTED] FBI
Attorney [REDACTED] U.S. Capitol Police, General Counsel
Officer [REDACTED] U.S. Capitol Police

Incident Summary [IS] Number: [REDACTED]
Internal Affairs Division [IAD] Number: [REDACTED]
Use of Force Number: [REDACTED]

Statement of: Officer [REDACTED]

Recording Run Time: Twenty-one minutes and Fourteen seconds [00:21:14]

Note: The time may be slightly different depending on the playback program used to review this audio recording.

BEGINNING OF AUDIO

00:01 This is Agent [REDACTED] of the Internal Affairs Division. Today's date is February the fourth, two thousand and twenty-one. The current time now is twelve-o-seven hours, currently located at the United States Capitol Police headquarters. I'm gonna take a recorded statement from United States, Capitol Police Officer and Cert Team Member, [REDACTED] Um, Officer [REDACTED] good, good afternoon, sir.

00:23 [REDACTED] Good afternoon.

00:23 [REDACTED] And, for the recording, can you please identify yourself by your full name, spell your last name for the recording, and then also, uh, in case the statement here has to be transcribed, although I think everybody in the room understands what Cert stands for, can you just spell out what the acronym stands for. Okay? Go ahead, sir.

00:39 [REDACTED] Last name is [REDACTED]. I'm a member of the Cert Team, that stands for Containment Emergency Response Team.

00:47 [REDACTED] Okay. And, um, also present for these, uh, for, for, um, Officer [REDACTED] interview, are Special Agents of the FBI, um, [REDACTED] um, Special Agent [REDACTED] can you identify yourself for the recording please?

00:59 [REDACTED] Special Agent [REDACTED] with the FBI. Last name [REDACTED]

01:03 [REDACTED] And, uh, Special Agent, uh, [REDACTED] with the FBI, and Special Agent [REDACTED] can you please identify yourself for the recording?

01:11 [REDACTED] Of course, uh, Special Agent [REDACTED]

01:18 [REDACTED] And, then also present is the United States Capitol Police, General Counsel, uh, Attorney [REDACTED] Attorney [REDACTED] good afternoon to you as well. And, can you please identify yourself for the recording?

01:27 [REDACTED] [REDACTED] Office of the General Counsel for the United States, Capital Police. Last name, [REDACTED]

01:34 [REDACTED] Okay. Uh, as I stated, um, Officer [REDACTED] you're here to provide a statement in reference to the events of, uh, uh, January the sixth, two thousand and twenty-one. This statement is in reference to IS number for MPD's purposes, [REDACTED] Um, so can you, uh, before you get started with your statement, um, while the recording is going, you are, um, being interviewed and the statement is being provided as a, as a witness. Okay. Any questions regarding any of that?

02:01 [REDACTED] No.

02:01 [REDACTED] Okay. So, if you don't mind, sir, um, can you take us all back to January the sixth, two thousand and twenty-one, at some point you were a member of your Cert team, you ended up, uh, in a stack in the east, uh, lobby stairwell. Um, can you just kind of take us a few minutes before that, how you had gotten there and then, uh, um, what precipitated you getting there? Um, again, we understand that you were probably over, all over the place of the Capitol that day, but if we can just focus on the, uh, on, on the incident that took place outside of the speaker's lobby?

02:32 [REDACTED] Sure. I actually, I hadn't been in the building too long. I was evening shift.

02:37 [REDACTED] Okay.

02:37 [REDACTED] So, my shift was to begin at two-thirty that day. I arrived a little early, got in the office and heard everything going on the radio. Um, so I got on my gear and ran over from our Fairchild building, there weren't any vehicles at the time, so, um, I made my way over there on foot. Uh, when I got in the building, I believe I raised Officer [REDACTED] on the radio, I'd heard he was in the building, um, and we arranged to meet in the Hall of Columns. When I arrived there he was there as well as my lieutenant, and there were some other officers as well, I'm not, I don't recall everyone that was in there.

03:08 [REDACTED] Of course.

03:09 [REDACTED] Um, not sure how long, how much time went by, but it wasn't long after meeting up with them once I first arrived in the building. A call came across the radio for shots fired on the second floor, I believe it's in the area of the speaker's, uh, lobby.

03:24 [REDACTED] Okay.

03:25 [REDACTED] So, a few of us, um, made, you know, we were basically not far from the stairwell, we were right around the corner kind of from the stairwell. So, um, we then began to make our way up the stairs, um, as we began approaching, um, there, you know, we came around the corner, I think there's two or three levels to that staircase, so we got to the level where we could start seeing individuals, um, in that location, the area outside of the speaker's lobby, which appeared to be full of people, uh, protesters. Um, I heard a loud banging, um, and as we got a little closer and started seeing individuals swinging some, um, items at the door, uh...

04:03 [REDACTED] You say items, what kind of items if you remember?

04:04 [REDACTED] I don't remember if they were just like poles or sticks, I don't remember, honestly, I don't remember what they were.

04:08 [REDACTED] Impact type of objects?

04:10 [REDACTED] Yeah.

04:10 [REDACTED] Okay.

04:10 [REDACTED] Uh, there were also uniformed officers on scene. Um, again, we were responding for, um, a call for shots fired, so I was looking for anything that made me believe that, that was the area on the floor where shots may have been fired. There were uniformed officers on the scene with weapons holstered. Um, as, so at that time it didn't appear that there had been a shooting in that area. Um, so as we were coming up, we was kind of looking at the crowd, seeing if anything, you know, if I saw anything that made me believe that, that's where the shooting was. Um, at some point and us going, you know, continuing up the staircase, I believe the officers started making their way past us, which then I started thinking also, maybe there's nothing found here for the shots fired call. So, um, I remember just standing there for a second, trying to decide if I was going to change, I was gonna try to push through the crowd to look for the shooting that had been reported, or go down and come up another stairwell on the other side, which I guess would have been the west side. Um, and not long after that, that I heard, I heard a pop, um, I wasn't immediately sure that it was a gunshot, it was very loud in the area. Um, and with the banging and stuff that had been going on, honestly, the banging was louder than, than the pop that I heard. Um, I recall seeing a, a male laying one of the protesters to the ground, that's the first thing after the pop that I remember seeing.

05:32 [REDACTED] Um hmm.

05:32 [REDACTED] And, I remember hearing people say they shot her, they shot her. I also remember hearing someone say it was just a, I think he said it was just a flash bang like that.

05:42 [REDACTED] Okay.

05:42 [REDACTED] So, I heard some things going on, then I saw, you know, a male individual laying her to the ground. Um, I did a quick assessment of her, I didn't see a weapon and initially I didn't see any sort of injury. Um, and then I didn't know where the shot had come from, it was a shot. So, I came up on my weapon and began to clear the area that it looked like a shot would have come from based on how he was laying her to the ground. When I did that, I saw several, um, plain clothes officers with their guns drawn, that they were actually in the speaker's lobby, their guns pointed back towards our direction and the direction of the protesters. Uh, I remember saying blue, blue, blue Cert, Certs out here, and I think I even may have given them a thumbs up, trying to let them know that there's police out here, you know, to avoid any, any, anything coming from that. But, um, at that time, and then turn my attention back to the protester who's injured. Um, went down to assess her further to see, to see what was going on, and I did see, uh, blood start coming from her nose and mouth, and then it appeared there was an injury to the, to what appeared to be her upper chest area at the time. Uh, I remember making attempts to get on the radio multiple times, two or three times, and those were all, I couldn't get on the air. It was, it was so chaotic. So, at which point I made the termination to start, um, give me some sort of first aid on scene at the time. So, I initially started with first aid and begin telling my, the other guys with me what I needed, what equipment to, that I needed. Um, once that equipment came, um, Officer [REDACTED] arrived on scene, I believe Officer [REDACTED] and other Cert team members. Um, they came on scene, Officer [REDACTED] and assisted me with doing some of the first aid on scene. Um, at which time once we completed that task, I decided I needed, we needed to move her. I was worried that the emergency services may not be able to get to us because it wasn't a secure scene, I didn't know how far in the building they would push, and I wasn't really comfortable with staying there a long time, um, you know, doing CPR or whatever, getting, I didn't want to get stuck there and emergency services not being able to get to it. So, I made the determination to move her down to the interior of the south door, which is inside the Hall of Columns is where I responded up from. Uh, at the time I remembered there being an officer presence down there and there wasn't as many protestors, it seemed like a more secure area. So, we didn't, we moved the, uh, the individual to the south door. Um, as we were laying her down at south door, another tactical unit was coming in the south door, I believe it was the Washington field office from the FBI, I'm pretty sure that's who it was. Um, and a medic broke off of their team and came over to us, and then we began doing, uh, continuing first aid on scene there until D.C. Fire responded.

08:39 [REDACTED] Okay. So if I can, um, and I appreciate for, I appreciate that. Um, can direct you back up to prior to hearing the loud pop as you described it. Um, were you in a position to, uh, to, to see the crowd, I guess in other words, what I'm asking is, what were your general observations regarding the environment of the protesters, the, as you refer them, protesters, I, I, you, yeah, however you want to refer to them? How would you describe the general environment?

- 09:07 [REDACTED] Uh, it was, uh, the word I would use is chaos. It was, it was chaotic, it was, um, felt very hostile...
- 09:13 [REDACTED] Okay.
- 09:13 [REDACTED] A threatening atmosphere.
- 09:15 [REDACTED] Sure. Alright. Um, did you, uh, and we, we talked about the, uh, about, did you see the members, um, not, I'm sorry, excuse me, not the members, the rioters actually attempting to break the glass or could you actually hear the glass being broken, what, what, what?
- 09:29 [REDACTED] Uh, sure, like I said, I had seen them using the, the impact tools or whatever you want to call them to hit the glass.
- 09:35 [REDACTED] Okay.
- 09:35 [REDACTED] I didn't see any glass being removed or anything like that.
- 09:38 [REDACTED] Okay.
- 09:38 [REDACTED] Cause, at the same time I was thinking there was a shooting, so I was kind of looking for that also, and I didn't, I was unaware, you know, I hadn't been in the building long like I said, I was unaware what was compromised. What, if anything was being held at the time. You know, the building was over run, I wasn't aware that, I was trying to hold this, you know, in my train of thought at the time it was the whole building is compromised, nothing is cleared. So, I didn't, you know, I wasn't really thinking of, yeah, I didn't know that, that was trying to be held at the time.
- 10:05 [REDACTED] Okay.
- 10:06 [REDACTED] That line was trying to be held.
- 10:07 [REDACTED] So, um, and you had mentioned the officers that were standing there, so you never communicated with the three officers standing in front of the door to, to, to come down the steps to allow you guys to kind of take position, take their position over?
- 10:19 [REDACTED] No, I don't recall ever communicating with the officers. Uh, I believe that at the time I thought was still Capitol Police officer, his last name is [REDACTED] was on scene.
- 10:29 [REDACTED] Right. Yep.
- 10:29 [REDACTED] I since learned he's I believe [REDACTED] I thought he was still doing *Inaudible [10:34]*, protection as an agent. I believe he said something to me when we first came up the stairs, uh, I don't recall exactly what he said, something about they're

trying to break the glass, something like that. That's the only conversation I remember having at all.

10:46 [REDACTED] Okay. And, then if I understand you correctly, so you were never actually responding, um, to, to assist with, with, with removing the rioters from the speaker's lobby vestibule or whatever area you want to call it, you were actually responding because of the shots fired call on the, on the chamber or somewhere in the chamber floor or somewhere around that area?

11:04 [REDACTED] Yes.

11:05 [REDACTED] Okay.

11:05 [REDACTED] That's the only reason we were up there.

11:07 [REDACTED] Alright. Now, while you were on the stairwell and prior to hearing the pop, um, could you hear any type of, um, well, well could you see any, uh, U.S. Capitol Police officers on the other side of the barricade, on the opposite side of the door behind the barricade, could you see anybody there?

11:22 [REDACTED] I could not.

11:22 [REDACTED] Okay. Did you have, and I understand with you guys with your head pieces and that's a, uh, uh, an echoing area. Could you hear anything that sounded like verbal commands coming from the other side of, of the doors?

11:34 [REDACTED] I don't recall hearing anything.

11:35 [REDACTED] Okay. No problem. And then, uh, um, okay. And, then when you came up, at what point, because you, you are scene in the video, you got really a good memory, um, you are scene kind of signaling like with thumbs up.

11:48 [REDACTED] Okay.

11:48 [REDACTED] Who are you signaling to?

11:49 [REDACTED] Well, at that point I, when I come up, cause like I said, I was unsure if, if it was a shot, was it a rider that had shot, was it an officer, I knew there was a chance it could be an officer because I know it is a same, a chamber section of officers that work that area. But, like I said, I had no idea what was overtaking, where there was officers. So, I had to come up on my gun thinking there could be a gun man.

12:09 [REDACTED] Sure.

12:09 [REDACTED] And, then I saw that, you know, but I also knew that there's a chance it could be law enforcement. I had not visually seen that yet.

12:16 [REDACTED] Okay.

12:16 [REDACTED] Um...

12:17 [REDACTED] And, when you make, you, you clearly made some type of, uh...

12:20 [REDACTED] Right.

12:20 [REDACTED] Visual contact with somebody. Do you recall who you made the visual contact with, to, to actually signal, hey, you know...

12:26 [REDACTED] I don't recall, and I don't recall even getting like an acknowledgement.

12:28 [REDACTED] Okay.

12:29 [REDACTED] Um, you know, I probably didn't do it long, I should, if my memory serves me, I was blue, blue, blue shirt, and then I gave like a physical, like trying to get some sort of, I don't recall ever getting any acknowledgement that they picked up, that we were, you know, from what I saw was just officers with their weapons drawn.

12:45 [REDACTED] Okay. And, when you were on the outside and when you finally heard the gunshot, um, when you came up and you saw, you probably had a better, um, idea or the number of people there, um, why didn't you use any force at that point?

12:58 [REDACTED] When we initially arrived?

13:00 [REDACTED] Yeah. When you initially arrived and came up after you heard the gunshot...

12:59 [REDACTED] Right. Um, primarily it was always trying to see if there was any stimulus that led me to believe that the shooting had taken place.

13:10 [REDACTED] Okay.

13:10 [REDACTED] So, I was trying to take that in, and then also I was considering maybe, I didn't know if, the best course of action from there is it to push through this crowd looking for a shooting or go around to another staircase that may not be as crowded as full of people cause based on, um, my perception at the time there had not, it didn't look like the scene of a shooting.

13:49 [REDACTED] Okay.

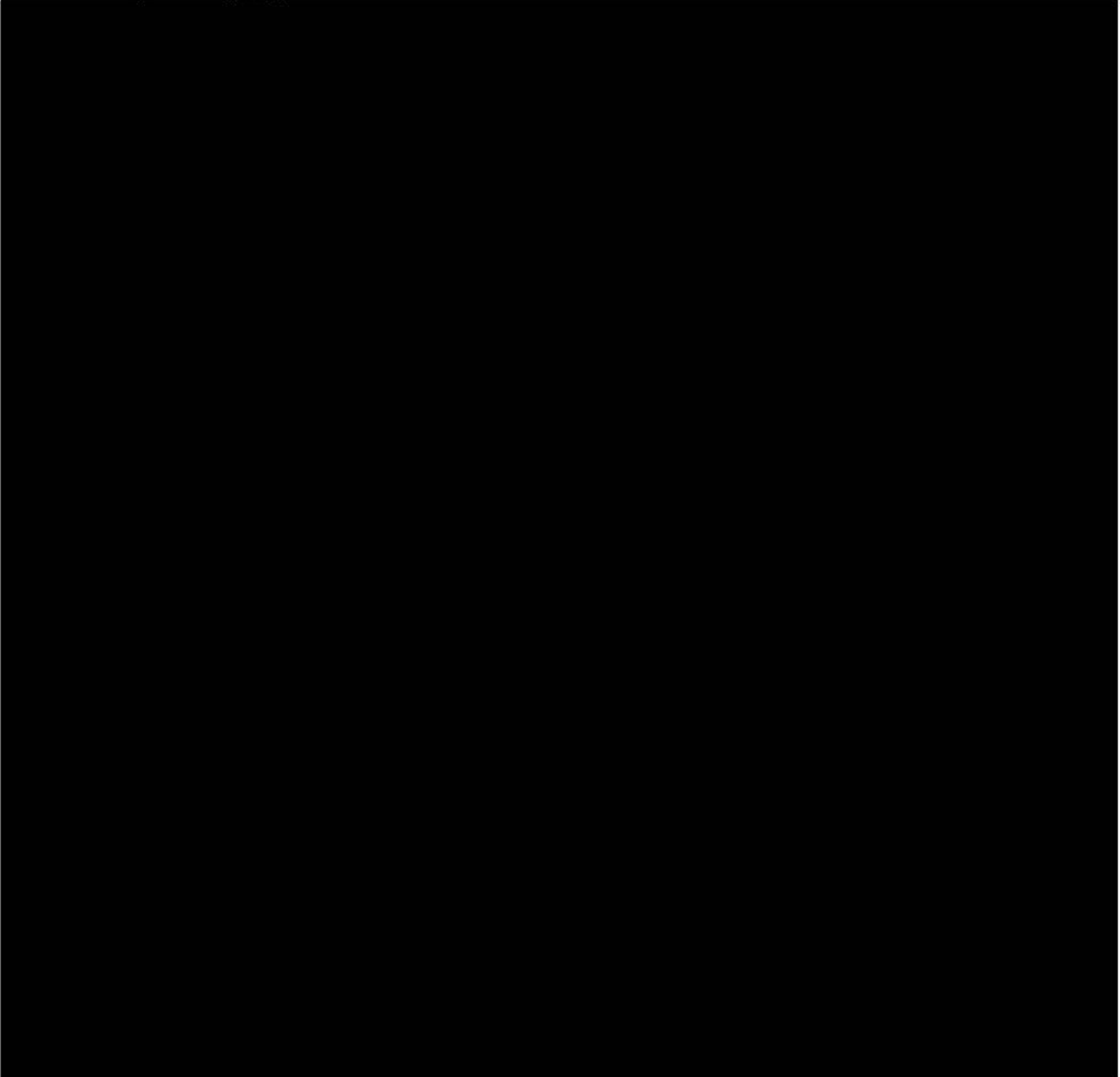
13:49 [REDACTED] Based on what was going on, so I didn't think we were even in the right area for the call we were responding to.

13:54 [REDACTED] Okay. And, and again, so I'm clear, your main mission was not necessarily to help clear the area of the ~~riders~~, it was more to locate an active shooter, is that fair?

not a

13:54 [REDACTED] Whether it be an active shooter, officer involved shooting, I wasn't aware at the time, yeah, there was a possibility that it could have been, you know, an active shooter. So, that's yeah, basically we were a hundred percent responding for these shots fired call.

14:01 [REDACTED] Okay. Alright. Um, so I, I don't have anything further at this point on, I don't want to monopolize all your time. I want to, I want to turn the interview over to the FBI, Special Agent:



PAGE REDACTED IN FULL.

Obtained via DC FOIA by Judicial Watch, Inc.

PAGE REDACTED IN FULL.

Obtained via DC FOIA by Judicial Watch, Inc.



20:11 [REDACTED] Attorney [REDACTED] no. Okay. Um, Officer [REDACTED] and I, um, I get the, uh, the, the whole CDU thing, generally, you guys are generally behind CDU, right? CDU units...

20:21 [REDACTED] Yeah.

20:21 [REDACTED] Stacked in between, you know, behind them.

20:24 [REDACTED] Right. We would be, yeah, a lot of times may more considered, you know, the legal option to lethal cover. Um, we do have certain tools that we can use for our mission, you know, that are less lethal. But, yeah, it just depends on the circumstances.

20:37 [REDACTED] Yep. Understood. Okay. Um, I, sir, I, no one else present has any further questions for you. Is there anything that you would like to add to your statement that you think may be relevant or helpful regarding the events that took place in front of the speaker's lobby on, on January the sixth of two thousand twenty-one?

20:54 [REDACTED] No.

20:54 [REDACTED] Okay. Then on behalf of the MPD Internal Affairs Division and the FBI, I thank you for your time this afternoon, your statement has been helpful. Alright, I'm gonna go ahead and conclude your statement. The current time now is twelve-twenty-eight hours. That's gonna conclude the statement of the United States Capitol Police. Uh, Cert Team Officer [REDACTED]

END OF AUDIO

Signature

Date and Time

Prepared by: Civilian [REDACTED]
Internal Affairs Division

ATTACHMENT 15

GOVERNMENT OF THE DISTRICT OF COLUMBIA
 METROPOLITAN POLICE DEPARTMENT
 INTERNAL AFFAIRS DIVISION

INVESTIGATIVE FILE REPORT

P.D. 854

REPORT OF INVESTIGATION		DIVISION	BRANCH
FILE TITLE USCP Use of Force (Service Pistol)		COMPLAINT NO. # [REDACTED]	ARREST NO.
<input checked="" type="checkbox"/> ACTIVE <input type="checkbox"/> CLOSED <input type="checkbox"/> REQUESTED ACTION OTHER <input type="checkbox"/> REQUESTED ACTION FROM BY Detective [REDACTED]	OTHER OFFICERS.	CROSS FILE <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	RELATED FILES
DATE January 6, 2021			
REPORT RE			

Use of Force

On February 4, 2021, USCP Containment Emergency Response Team (CERT) Officer [REDACTED] provided an audio-recorded statement to Agent [REDACTED] of the Internal Affairs Division (IAD). Also present during this statement were Special Agents [REDACTED] and [REDACTED] of the Federal Bureau of Investigation and Attorney [REDACTED] of the USCP General Counsel. The following is a brief summary of USCP Officer [REDACTED] statement:

Officer [REDACTED] reported that upon arriving for his shift (evening shift) he learned of what was happening outside and inside of the Capitol. Officer [REDACTED] related that he and CERT Officer [REDACTED] ended up responding to the Capitol on foot from their headquarters because there were no vehicles available.

Officer [REDACTED] stated that they entered the Capitol through the south door and had just met up with their lieutenant when a radio transmission was broadcast advising that shots had been fired outside of the Speakers Lobby. Officer [REDACTED] stated that the broadcast may have been Chambers, but he was pretty sure the radio transmission advised the Speakers Lobby.

Officer [REDACTED] stated that he used to work inside the House Chambers so he was familiar with the immediate area so he along with other CERT officers began to respond. Officer [REDACTED] stated that there were two sets of stairs that led up to the Speakers Lobby identified as the east and west stairwells. Officer [REDACTED] explained that he along with CERT Officers [REDACTED] and [REDACTED] proceeded towards and up the east stairwell.

Officer [REDACTED] stated that as they are ascending the east stairwell he observed a "massive" crowd who appeared to be angry and hostile standing in front of the doors that lead into the Speakers Lobby. Officer [REDACTED] recalled that he then observed a couple of uniform officers heading past them walking down the east stairwell.

DISTRIBUTION:	SIGNATURE (Officer) Agent [REDACTED] # [REDACTED]	[REDACTED]	DATE 02/04/21
	A [REDACTED]	[REDACTED]	

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**GOVERNMENT OF THE DISTRICT OF COLUMBIA
METROPOLITAN POLICE DEPARTMENT
INTERNAL AFFAIRS DIVISION**

INVESTIGATIVE FILE REPORT

P.D. 854-A

REPORT OF INVESTIGATION (Continuation)	DATE January 6, 2021	BRANCH IAD
FILE TITLE Use of Force	IS# [REDACTED]	

Officer [REDACTED] explained that he then observed some rioters hitting the glass on the doors and the fixed windows next to the doors with sticks or poles. Officer [REDACTED] stated that these sounds may have initially been mistaken and identified as the gunshots.

Officer [REDACTED] stated that shortly after arriving in the east stair well and realizing that the shots fired call may have been a false alarm, was trying to determine their (CERTs) next plan of action. At this time Officer [REDACTED] heard another noise which wasn't that loud possibly due to their hearing protection and then observed Ms. Babbitt falling down holding her chest.

Officer [REDACTED] initially thought that Ms. Babbitt was possibly hit by a less lethal projectile but soon learned that she had been struck by a bullet. Officer [REDACTED] stated that he began attempting to identify a potential threat at which time Officer [REDACTED] began to administer first aid to Ms. Babbitt. Officer [REDACTED] stated that after scanning the crowd he began to assist Officer [REDACTED]

Officer [REDACTED] advised that Officer [REDACTED] stated to him that Ms. Babbitt was suffering from a chest wound and they wanted to try and get a "seal" on the wound. Officer [REDACTED] explained that he and Officer [REDACTED] continued to try to administer medical intervention and because the rioters weren't moving back or away, Officer [REDACTED] suggested that Ms. Babbitt be moved to a lower level.

While on the ground floor, a medic from an FBI Swat Team and DCFEMS assisted them with medical intervention.

Officer [REDACTED] stated that while ascending the stairwell and prior to Ms. Babbitt being shot, he was unaware that there were USCP officers inside of the Speakers Lobby. Upon Ms. Babbitt being injured he recalled hearing Officer [REDACTED] yelling, "Blue! Blue! Blue!" and could not see who Officer [REDACTED] was attempting to communicate with.

Officer [REDACTED] reported that he did not recall hearing any type of verbal commands being given prior to Ms. Babbitt being shot, nor did he see who shot Ms. Babbitt. Officer [REDACTED] explained that it was until later that afternoon that he learned that Ms. Babbitt was shot by a member of the USCP.

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Page 2 of 2

METROPOLITAN POLICE DEPARTMENT
Internal Affairs Bureau
Internal Affairs Division

Transcription Details:

Date: February 4, 2021
Time: 1231 Hours
Location: Internal Affairs Division

Present: Agent [REDACTED] Internal Affairs Division
Officer [REDACTED] U.S. Capitol Police, Containment Emergency
Response Team
Special Agent [REDACTED] FBI
Special Agent [REDACTED] FBI
U.S. Capitol Police, General Counsel, Attorney [REDACTED]

Incident Summary [IS] Number: [REDACTED]
Internal Affairs Division [IAD] Number: [REDACTED]
Use of Force Number: [REDACTED]

Statement of: Officer [REDACTED]

Recording Run Time: One minutes and Thirty-two seconds [00:01:32]

Note: The time may be slightly different depending on the playback program used to review this audio recording.

BEGINNING OF AUDIO

00:01 [REDACTED] This is Agent [REDACTED] of the Internal Affairs Division. Today's date is February the fourth, two thousand and twenty-one, current time now is twelve-thirty-one hours, currently located at the U.S. Capitol Police headquarters. I'm gonna take a recorded statement from the United States Capitol Police Officer and cert team member, [REDACTED] Um, Officer [REDACTED] is here to provide a statement in reference to the events that took place on January the sixth, two thousand and twenty-one. Um, outside of the speaker's lobby of the United States Capitol. Uh, present for the interview is Officer [REDACTED] Officer [REDACTED] good afternoon, sir.

00:35 [REDACTED] How are you doing?

00:35 [REDACTED] Good, sir. Thank you. And, and for the recording, can you please identify yourself by your full name in case the statement has to be transcribed, can you spell your last name and then although everybody in the room is familiar with the, what cert stands for, can you please just spell out the acronym for me?

00:48 [REDACTED] Yes. Um, my name is [REDACTED], and cert, um, stands for Containment Emergency Response Team.

- 00:57 [REDACTED] Okay, thank you so much. Um, also present are FBI special agents, [REDACTED] um, Special Agent [REDACTED] good afternoon. And, for the recording, can you please identify yourself, ma'am?
- 01:06 [REDACTED] Sure. Special Agent, [REDACTED] with the FBI. Last name [REDACTED]
- 01:11 [REDACTED] And, her partner is Special Agent, [REDACTED] Special Agent [REDACTED] can you identify yourself and spell your name for the recording please?
- 01:18 [REDACTED] Yes, of course. Uh, [REDACTED]
- 01:23 [REDACTED] And, I still haven't gotten that first name right. But, and then the last person in the, in the room is, uh, uh, General Counsel...
- 01:29 [REDACTED] Always last.
- 01:29 [REDACTED] I'm sorry...
- 01:30 [REDACTED] Always last.
- 01:30 [REDACTED] Last. But, you know, they always say you save the best for last, right?
- 01:35 [REDACTED] Inaudible f01:35.
- 01:36 [REDACTED] Okay. The United States, Capitol Police, General Counsel, Attorney [REDACTED]
- 01:41 [REDACTED] Uh, [REDACTED] Office of the General Counsel for the United States, Capitol Police . [REDACTED]
- 01:48 [REDACTED] Thank you. Alright. So, Officer [REDACTED] is here to provide a statement for MPD purposes, uh, case number identified as IS number [REDACTED] Um, so Officer [REDACTED] um, before we get started with your interview, just understand that you are only being interviewed as a, uh, a witness regarding the events that happened that day. Okay.
- 02:07 [REDACTED] Yes, sir. Understood.
- 02:07 [REDACTED] Alright. So, if you can, in your own words, um, explain to everyone in the room how it is you became involved in the events that, that happened outside of the speaker's lobby, and when I say events, we all know about the riot. Um, just give me maybe two minutes prior, how is it that you ended up on the steps in that stack, were you pulled from a different location or was it kind of a team effort, and then take us from there, sir?

02:29 [REDACTED] Okay. So, uh, it starts out, uh, I was coming in for evening shifts, and once I got to work, everything had just started to kickoff. So, myself and Officer, Officer [REDACTED] ended up going on foot to the Capitol, cause we had no, no vehicles available. So...

02:41 [REDACTED] Okay.

02:41 [REDACTED] On foot to the Capitol, through the tunnels, and we came up just inside the South door. So, we had just arrived there, within minutes of getting there and meeting up with *Inaudible [02:53]*, we met up with our lieutenant, Lieutenant [REDACTED] from, uh, from our Division. That's when a call came over the radio for shots fired, I believe they said shots fired outside of the Speaker's Lobby, they may have said Chambers, but I'm almost positive they said Speaker's Lobby.

03:08 [REDACTED] It's all the same area though, right?

03:08 [REDACTED] It's all the same area. I used to work Chambers, so as soon as we heard that...

03:12 [REDACTED] Absolutely.

03:12 [REDACTED] I said, that's right up these stairs over here.

03:14 [REDACTED] Okay.

03:14 [REDACTED] I believe [REDACTED] said, okay, so let's go up there. So, when we got shots fired that's what we do. So, the first thing we, we head up, there's two sets of stairs there, you can go up east side and west side.

03:23 [REDACTED] Yep.

03:24 [REDACTED] No rhyme or reason why we chose one or the other, it's just the one we went to.

03:27 [REDACTED] Okay.

03:28 [REDACTED] As soon as we go up the stairs, we see just a massive crowd of people who obviously weren't supposed to be there.

03:35 [REDACTED] Obviously, right.

03:36 [REDACTED] Um, so headed up the stairs, I believe I was number three in our stack.

03:39 [REDACTED] Okay.

03:41 [REDACTED] The first thing I see as I'm rounding the corner, I vaguely noticed some uniform officers coming back past us in the opposite direction, and then almost instantly, I see, see, uh, some individuals, protesters hitting the glass and it was so loud that it kind of

clicked right away that's probably the shots fired call. We're not sure obviously, but that's, that's kind of the intention.

04:07 [REDACTED] And, and you say you saw them hitting the glass, are they using their fists, are they kicking the glass, are they using, what, what do you see them using if you remember?

04:13 [REDACTED] So, I believe they were hitting with some kind of poles or sticks, I'm not sure...

04:16 [REDACTED] Okay. That's fine.

04:16 [REDACTED] But, I believe they were hitting some, cause again, it was very loud.

04:19 [REDACTED] Um hmm.

04:20 [REDACTED] So, uh, yeah, so we noticed that and then I'm kind of like, okay, we got to figure out what we're doing now cause it doesn't appear that there's any shots being fired. And, then I hear another noise and uh, that's when the individual, um, I look over and she's falling down holding her chest, and honestly, the first thing I thought was maybe, cause it wasn't that loud, and I think cause our hearing protection...

04:43 [REDACTED] Okay.

04:43 [REDACTED] It cuts out at a certain decibel.

04:44 [REDACTED] Sure.

04:45 [REDACTED] So, hitting the glass didn't cut out, gunshot cut out. So, it doesn't sound that loud, honestly, like I was thinking, maybe she's been hit with like less than lethal bullet or something like that, that was my first thought, and obviously within a few seconds I found out that was not the case, you know, cause she had been hit with a bullet. Um, so at that, I had no clue at that point whether somebody in the crowd had shot her, or if it was somebody, one of ours, I had, I had no idea, it was no way for me to know. So, I'm scanning for hands, scanning for any kind of weapons. And, then, uh, Officer [REDACTED] goes down to start rendering aid to her, so I didn't want him to go down by himself, so I go down, I'll just go down to start helping him with that. And, then, uh, I believe at some point the uniform officers then, they're trying to help us, trying to create space for us.

05:32 [REDACTED] Okay.

05:33 [REDACTED] Um, Officer [REDACTED] then, he kind of indicates, hey, it's a chest wound, let's get a chest seal on it. So, at that point, I'm get, I go to my med, med pouch, which I had back here at the time, uh, I'm looking for a chest seal, came out with gauze first, gave those to Officer [REDACTED] to put on the wound, what I thought was gauze, I'm still not sure if it was gauze I pulled out, it's, uh, gave him those, then pulled out the chest shield, um, at that time we were looking for scissors to get the, get, get her clothes off so we could get it, I

had trouble finding those. But, eventually, the chest shield got on her, um, and this whole time we're trying to get the crowd back and they're not cooperating at all, it's total chaos.

- 06:15 [REDACTED] Okay. And, as it described, although you said earlier, you kind of explained a little bit about the crowd smashing the glass. After the woman goes down and it's clear she's injured, or have they changed their, their, their tune at all, are they...
- 06:30 [REDACTED] Not most of them. They were a couple of them that were trying to claim they were medics, also there was no way for us to know that, but the remainder of the crowds just go, if anything they got more mad...
- 06:36 [REDACTED] Okay.
- 06:36 [REDACTED] When they saw it happen, you know...
- 06:38 [REDACTED] Okay.
- 06:38 [REDACTED] If anything, they got more. I don't believe they continued to try to get to the glass, but that's probably cause their attention was on us at that point. But, uh, yeah, if anything, they got more mad at that time.
- 06:48 [REDACTED] Okay>
- 06:48 [REDACTED] So, uh, so, yeah. So, we just, um, we continued to work on her, at some point it's realized that the crowd's not moving, we're not able to get them back, and I believe again, it was Officer [REDACTED] move/call, let's move her out of here. So, luckily we had, I know, um, Officer [REDACTED] had then showed up, he's a cert officer, [REDACTED] a cert officer, um, Officer [REDACTED] was there, and so, myself. [REDACTED] and [REDACTED] were able to get her down the steps to get her clear of that crowd. We were lucky enough they, they were able to keep anybody from following us down at that point.
- 07:22 [REDACTED] Okay.
- 07:23 [REDACTED] So, we moved her down the stairs, and at that point, we get her all the way to kind of where we started, just inside the south door, cause we want to get D.C. Fire and whoever else shows up access so they can safely help us with her. At that point, um, FBI's, uh, it's their SWAT team, their D.C. SWAT office team, they, they all show up and one of them is actual EMT, so he, he went down and started working on her, [REDACTED] started helping, but there were no, uh, no protestors bothering us down there, we were in the clear down there.
- 07:58 [REDACTED] Okay.
- 08:00 [REDACTED] And, then D.C. Fire shows up a little while later and gets her on a gurney, and we escort myself, [REDACTED] and three Capitol Police CDU officers in hard gear, esc..., escorted her out to the ambulance, through the crowd. They were very mad then too.

- 08:19 [REDACTED] Yeah. They were all mad that day. Okay. If you can just kind of direct your attention back up prior to...
- 08:22 [REDACTED] Yeah, sure.
- 08:23 [REDACTED] No, no, you're fine, you're fine. No. Um, so again, talking about the crowd, uh, what you could see, they're, they're, smashing things...
- 08:31 [REDACTED] Yup.
- 08:31 [REDACTED] Um, at any point, do you know that there's, there's members of your agency on the other side of the doors?
- 08:38 [REDACTED] I, I didn't know anybody was on the other side.
- 08:40 [REDACTED] Okay.
- 08:40 [REDACTED] As far as I knew, I knew the three uniform officers at that point had come back bias, um, there's a guy, his last name is [REDACTED] I, I don't know what his first name is, I know he work for Inaudible [08:50] right now. The only time I've ever met him, he was a ~~DPD~~ officer.
JSC
- 08:53 [REDACTED] Okay.
- 08:53 [REDACTED] So, I thought we had another officer Inaudible [08:55].
- 08:55 [REDACTED] Right.
- 08:56 [REDACTED] So, he was still helping us, but that was the only officer I knew that was there. Now, the only thing, it's hard to differentiate what I know was, I was thinking at the time, I know Officer [REDACTED] was calling out blue, blue, blue, sir, but I thought maybe he was talking to [REDACTED]
- 09:11 [REDACTED] Okay.
- 09:11 [REDACTED] So, I wasn't sure that there was any other officers on the other side of the door.
- 09:13 [REDACTED] So, you can't see that he's communicating with members on the other side of the door?
- 09:16 [REDACTED] Correct.
- 09:17 [REDACTED] Okay. Did they, uh, okay. Um, even though you can't see any members or what you know to be members on the other side of the door, did you, and I know it's hard with the earmuffs and I get it, but I have to ask, um, did you hear anything that sounded like any type of verbal commands that would be given by law enforcement?

- 09:33 [REDACTED] So, um, the uniform officers that were on our side of the door...
- 09:35 [REDACTED] Um hmm.
- 09:36 [REDACTED] Were, they were yelling at all of them.
- 09:38 [REDACTED] Okay.
- 09:38 [REDACTED] To get back, immediately they were trying to get them to back off, get away from the doors, get away from us, trying to create space.
- 09:44 [REDACTED] Right.
- 09:44 [REDACTED] It wasn't working, but they were all given, everybody who was there was like, especially those uniform guys were definitely giving commands...
- 09:50 [REDACTED] That's before or after the, the shooting?
- 09:52 [REDACTED] After the shooting.
- 09:53 [REDACTED] Okay. So, before you hear the pop or whatever it is that you heard, um, do you hear anything that sounds like any type of verbal commands being given?
- 10:00 [REDACTED] Not at that point.
- 10:01 [REDACTED] Okay.
- 10:01 [REDACTED] But, I mean, it was so fast once I rounded the corner, it happened so fast that, I mean, you know, it, there's no telling.
- 10:07 [REDACTED] Okay.
- 10:07 [REDACTED] But, I do not recall that. No.
- 10:09 [REDACTED] Okay. And, and again, and I think you touched on it, the, when you first got up on the steps, you had touched on that the crowd was very angry and hostile?
- 10:17 [REDACTED] Correct.
- 10:17 [REDACTED] Then, shortly after the young lady was shot, the, the female, uh, Ms. Babbitt, uh, they, they, it seemed like their, their level of, uh, um, anger increased...
- 10:27 [REDACTED] Correct.
- 10:28 [REDACTED] Escalate. Okay. Did you feel that you had anything, uh, in your possession at the time you were coming up there, and I get what your role is, but did you have anything

that could have helped to clear that hallway, uh, any type of equipment that could have been effective in clearing the hallway, and again, I, I understand what certs role is...

10:46 [REDACTED] Yeah.

10:46 [REDACTED] And, and the specific equipment you carry. Did you have anything that would have been helpful, any, any use of force equipment that, that may have been, uh, uh...

10:53 [REDACTED] As far as equipment, no.

10:55 [REDACTED] Okay.

10:55 [REDACTED] I mean, I could've went hands-on, but at that point it was a choice is we tried to push them back and it works or it doesn't work, and she's then on the ground and being trampled by everybody.

11:04 [REDACTED] Understood.

11:04 [REDACTED] So, it was kind of a, I mean, it was probably a gamble, but it was, we had to choose to try to help her and hope that they cooperate, which when I originally went down with Officer [REDACTED] I'm kind of like holding my gun out because, um, I'm, I'm still not sure who shot the lady, so I'm trying to cover him, I'm trying to help him, it was, it was chaos.

11:21 [REDACTED] It was a tactical nightmare. I get it.

11:22 [REDACTED] Very, yeah.

11:22 [REDACTED] Okay. Alright. Um, then, yeah, and so I, and I'm gonna ask this, I, I, but did you see where the, where, who actually shot the woman, did you?

11:34 [REDACTED] I, I had no clue.

11:36 [REDACTED] Okay.

11:36 [REDACTED] I didn't know, even that we had shot her until later in the day someone had said, I think it might have been us, I had absolutely no clue, no.

11:42 [REDACTED] Okay. I appreciate it. Alright, sir. Thank you. Ladies...

11:44 Special Agents: Thank you.

11:45 [REDACTED] No. Thank you all, ma'am.

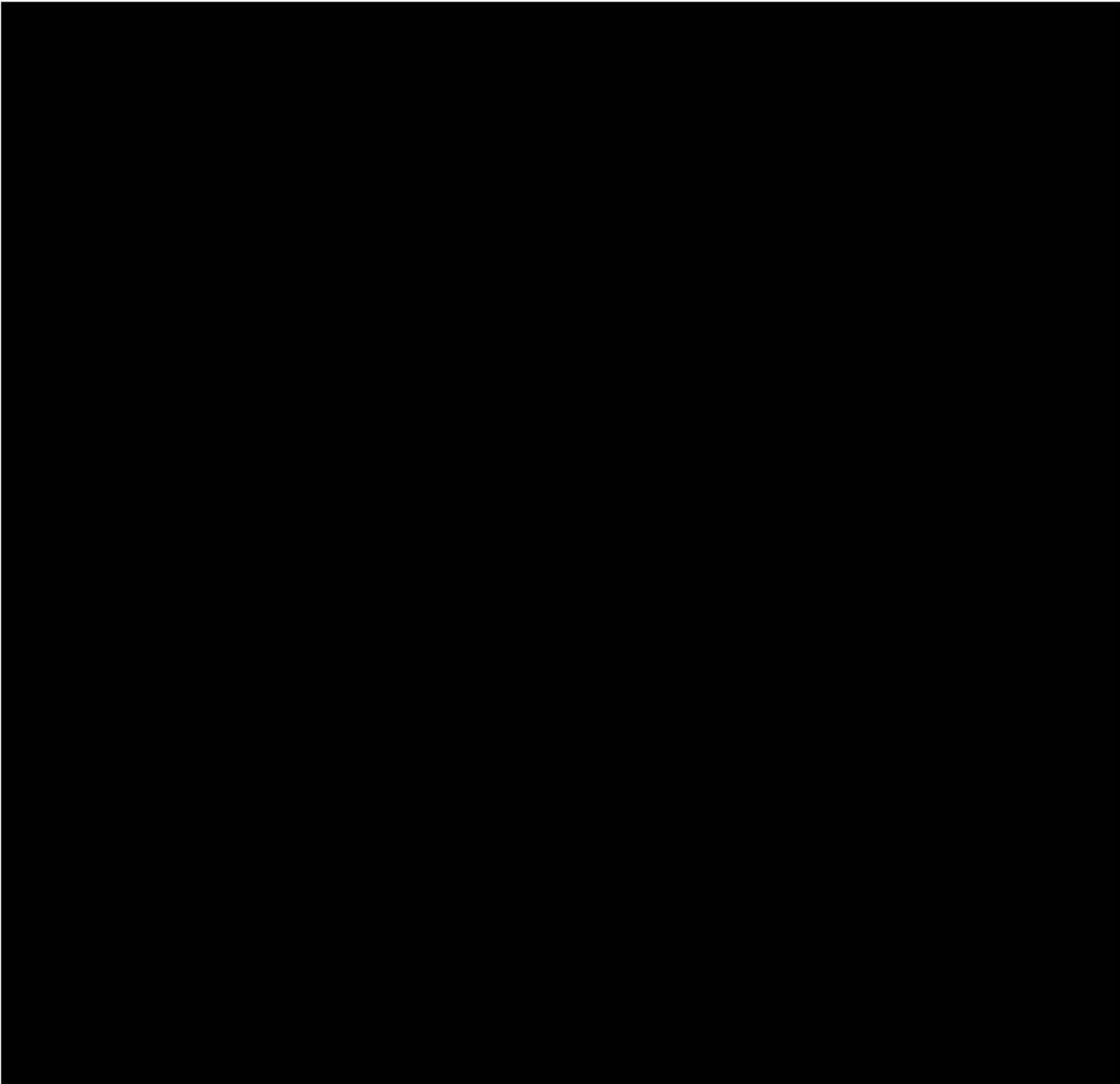


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16:28 [REDACTED] Okay. So, just real quick, um, the, the female that was shot and, and you said you didn't even see her going up into the window, you didn't really see it until she was laid, laying or being laid down, excuse my language, laid down on the floor.

16:37 [REDACTED] No, sir.

16:37 [REDACTED] Was there anything that stood out about her prior, the few seconds prior to that, that drew your attention to her?

16:44 [REDACTED] No.

16:44 [REDACTED] Any type of animation that she was engaged in yelling, threatening behavior, anything like that, that, that stood out directly to you?

16:51 [REDACTED] I didn't even notice she was in the group, nobody in particular, they were all screaming and doing going crazy stuff. Yeah, she didn't stand out for me for any reason prior to that, so, yup.

17:00 [REDACTED] Okay. Um, Attorney [REDACTED]...

17:02 [REDACTED] Nothing for me. Thanks.

17:03 [REDACTED] Okay. Um, Officer [REDACTED] then, um, on behalf of the MPD, Internal Affairs Division and the FBI, thank you for your time today. Uh, in closing, is there anything that you would like to add to your statement that you think may be relevant or helpful regarding the events of January sixth of two thousand twenty-one?

17:19 [REDACTED] No, sir. I believe that's it.

17:19 [REDACTED] Okay. Again, uh, thank you for your time. I'm gonna go ahead and conclude, uh, your statement. The current time now is twelve-forty-eight hours. I'm gonna go ahead and conclude the statement of the United States Capitol Police Officer [REDACTED]

END OF AUDIO

Signature

Date and Time

Prepared by: Civilian [REDACTED]
Internal Affairs Division

ATTACHMENT 16

Obtained via DC FOIA by Judicial Watch, Inc.
GOVERNMENT OF THE DISTRICT OF COLUMBIA
METROPOLITAN POLICE DEPARTMENT
INTERNAL AFFAIRS DIVISION

INVESTIGATIVE FILE REPORT

P.D. 854

REPORT OF INVESTIGATION		DIVISION	BRANCH
FILE TITLE		ARREST NO.	
USCP Use of Force (Service Pistol)		COMPLAINT NO. # [REDACTED]	
<input checked="" type="checkbox"/> ACTIVE <input type="checkbox"/> CLOSED <input type="checkbox"/> REQUESTED ACTION OTHER <input type="checkbox"/> REQUESTED ACTION FROM BY Detective [REDACTED]	OTHER OFFICERS.	CROSS FILE	RELATED FILES
DATE January 6, 2021		<input type="checkbox"/>	<input type="checkbox"/>
REPORT RE:		<input type="checkbox"/>	<input type="checkbox"/>

Use of Force

On February 4, 2021, USCP Containment Emergency Response Team (CERT) Officer [REDACTED] provided an audio-recorded statement to Agent [REDACTED] of the Internal Affairs Division (IAD). Also present during this statement were Special Agents [REDACTED] and [REDACTED] of the Federal Bureau of Investigation and Attorney [REDACTED] of the USCP General Counsel. The following is a brief summary of USCP Officer [REDACTED] statement:

Officer [REDACTED] related that on January 6, 2021, officers from the USCP had been responding to different calls for service all throughout the US Capitol. Officer [REDACTED] while outside of the south door in the Hall of Columns with CERT members [REDACTED] [REDACTED] and [REDACTED] when they heard a radio transmission for gunshots being fired on the House Floor.

Officer [REDACTED] along with the other CERT members responding to the east stairwell and as they were ascending the stairwell they observed three uniformed USCP officers descending the stairwell. Officer [REDACTED] believed that since the uniformed officers were moving away from the House Chambers that there were no gunshots heard.

Officer [REDACTED] explained that as CERT proceeded further up the staircase, he observed Mr. [REDACTED] on the top of the stairwell. Officer [REDACTED] attempted to get to his location and determine if there were still member in the House Chamber. Officer [REDACTED] related that while attempting to get to Mr. [REDACTED] behind [REDACTED] he observed a female (Ms. Babbitt) "jump up." Officer [REDACTED] then heard what sounded like a gunshot or what may have been glass being broken and then observed Ms. Babbitt falling backwards.

Officer [REDACTED] related that as Ms. Babbitt fell to the floor it appeared to him that Mr. [REDACTED] was attempting to pick her up not realizing that she had possibly been shot. Officer [REDACTED] recalled that Officer [REDACTED] then began yelling, "Blue! Blue! Blue!"

DISTRIBUTION:	SIGNATURE (Officer) Agent [REDACTED]	[REDACTED]
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**GOVERNMENT OF THE DISTRICT OF COLUMBIA
METROPOLITAN POLICE DEPARTMENT
INTERNAL AFFAIRS DIVISION**

INVESTIGATIVE FILE REPORT

P.D. 854-A

REPORT OF INVESTIGATION (Continuation)		DATE January 6, 2021	BRANCH IAD
FILE TITLE Use of Force			IS# [REDACTED]

Officer [REDACTED] stated that as Mr. [REDACTED] attempted to lift Ms. Babbitt up he observed her coughing up blood. Officer [REDACTED] then began to administer first aid to Ms. Babbitt as he along with other USCP officers began to try to get the rioters to back up. Officer [REDACTED] advised that Officer [REDACTED] and Mr. [REDACTED] put a chest seal on Ms. Babbitt and moved her to a safer location.

Officer [REDACTED] stated that prior to Ms. Babbitt being injured he did not hear any verbal commands; however, he qualified this statement by also advising that the sounds of the crowd were overwhelming and he was also equipped with headphones and an ear piece. Officer [REDACTED] explained that although he spent a number of years on the House Chamber detail and knew that there were officers assigned to this detail, he did not recall seeing any officers inside of the Speakers Lobby.

In closing, Officer [REDACTED] related that although he was equipped with less lethal service weapons he did not utilize any of them because he felt that it would only further escalate the actions of the rioters.

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Internal Affairs Bureau
Internal Affairs Division

Transcription Details:

Date: February 4, 2020
Time: 1128 Hours
Location: Internal Affairs Division

Present: Agent [REDACTED] Internal Affairs Division
Special Agent, [REDACTED] FBI
Special Agent [REDACTED] FBI
Attorney [REDACTED] U.S. Capitol Police, Office of the General Counsel
Officer [REDACTED] U.S. Capitol Police

Incident Summary [IS] Number: [REDACTED]
Internal Affairs Division [IAD] Number: [REDACTED]
Use of Force Number:

Statement of: Officer [REDACTED]

Recording Run Time: Thirty-one minutes and Forty-one seconds [00:31:41]

Note: The time may be slightly different depending on the playback program used to review this audio recording.

BEGINNING OF AUDIO

00:01 [REDACTED] This is Agent [REDACTED] of the Internal Affairs Division. Today's date is February the fourth, two thousand and twenty-one. The approximate time now, is it eleven-twenty-eight since my watch, okay. It's eleven-twenty-eight hours. I'm currently located at the United States Capitol Police headquarters. I'm, uh, take a recorded statement for United States, Capitol police, um, Cert Team member, Officer [REDACTED] and, um, Cert stands for Capital Emergency...

00:27 [REDACTED] Containment Emergency Response Team.

00:29 [REDACTED] Contain..., okay. For the Containment and Emergency Response Team. Um, uh, first of all, uh, Officer [REDACTED] good morning, sir.

00:36 [REDACTED] Good morning.

00:36 [REDACTED] And, can you please identify yourself by your full name, uh, what agency you're, you're employed with, uh, although we just went over it, just identified the, uh, the special unit that you're assigned to, please?

00:46 [REDACTED] Yes. My name is Officer [REDACTED] with, uh, Cert Team, the U.S. Capitol Police.

00:52 [REDACTED] Okay. And, for the recordings, if this ever has to be transcribed, Cert stands for?

00:56 [REDACTED] Containment Emergency Response Team.

00:58 [REDACTED] Okay. And, also present are, uh, FBI Special Agents, uh, [REDACTED] um, Special Agent [REDACTED] good morning.

01:05 [REDACTED] Good morning, Special Agent [REDACTED] with the FBI, my last name is [REDACTED]

01:10 [REDACTED] And, also Special Agent [REDACTED] [REDACTED]

01:13 [REDACTED] Good morning. [REDACTED]

01:19 [REDACTED] And, I keep calling you [REDACTED] I apologize. It's [REDACTED] right?

01:23 [REDACTED] No, it's just a normal [REDACTED] [REDACTED] is perfectly fine.

01:25 [REDACTED] Okay. Alright. Okay. And, then also, um, General Counsel for United States, United States, Capitol Police, uh, [REDACTED] Attorney [REDACTED] good morning. And, if you could identify yourself as well, please.

01:37 [REDACTED] [REDACTED] Office of the General Council. Last name, [REDACTED]

01:42 [REDACTED] Okay. I'll just, as I stated, we're here to talk about the events of January the, uh, sixth, two thousand and twenty. This statement is referenced to IS number, uh, [REDACTED] Uh, in reference to your statement here today, it's only as a witness to the events of January the sixth, two thousand and twenty-one. Um, specifically the area of the speaker's lobby.

02:06 [REDACTED] Okay.

02:06 [REDACTED] Okay. Um, I understand what went on that day. Um, and I, you probably had multiple assignments and, and multiple locations. But, for the purposes of the interview, we just like to talk about how it is that you became, um, involved in the incident in, at inside or the vestibule of the Speaker's Lobby. So, if you could just kind of take me just maybe two or three minutes of how you guys ended up on the stairwell and I, I, for this purposes we're referring it to as the east stairwell, I don't know how you guys call it in, in.

02:35 [REDACTED] That's fine.

- 02:34 [REDACTED] Is that fine. So, how is it that you ended up staging on the east stairwell, where were you guys prior to that? Were you directed to respond to that location and what happened once you got there?
- 02:44 [REDACTED] No, at that point, everything was kind of, uh, broken down, everybody was seem to be going wherever it was needed, responding to radio calls.
- 02:54 [REDACTED] Okay.
- 02:54 [REDACTED] Um, I was downstairs on the first floor outside the south door in the Hall of Columns with, um, Officer [REDACTED] [REDACTED] and, um, [REDACTED]. And, we received a radio call shots fired on the, uh, ~~house~~ floor.
- 03:10 [REDACTED] Okay.
- 03:11 [REDACTED] So, we go up the, uh, east stairs, east lobby stairs, and as we were going up the stairs, we saw the three officers walking down the stairs. And, I said to the guys, I said, look, guess there's not shots fired up here because they were just, you know, walking past us, but there's a lot of noise going up there. And, so we continued to go up the steps and I saw, um, [REDACTED] I'm sure you probably have already interviewed him.
- 03:44 [REDACTED] Yeah. He's with us, he's the, uh, he's the Sergeant at Arms.
- 03:47 [REDACTED] Sergeant at Arms, yes.
- 03:47 [REDACTED] Right. Yes.
- 03:48 [REDACTED] Well, um, so I saw him standing up in the corner and I knew he was the, uh, [REDACTED] and he's with the Sergeant at Arms office, the other guys thought he was, I would assume they thought he was [REDACTED].
- 04:04 [REDACTED] Okay.
- 04:04 [REDACTED] But, I saw him up there and I know what his role is with the members. So, we were making our way up there so I could talk to him to find out whether or not there were still members on the floor or if he, he evacuated them or not.
- 04:18 [REDACTED] Okay. And, and just for the record, and I think I'm aware of this, but just clarify for me, is that an ~~arm~~ ^{armed} position, is he, is he armed in his current role?
- 04:27 [REDACTED] I don't believe so.
- 04:27 [REDACTED] Okay. Alright.
- 04:30 [REDACTED] That's, that's.

04:30 [REDACTED] Okay.

04:31 [REDACTED] You would have to ask him.

04:32 [REDACTED] Do you know him or whatever.

04:32 [REDACTED] No problem.

04:33 [REDACTED] Okay. Um, so, go ahead. I'm sorry, go ahead.

04:35 [REDACTED] So, um, so as we were turning the corner, cause the stairs kind of go up and then they turned back around and then it turns right, and then goes up, it's like three flights to those stairs.

04:48 [REDACTED] Um hmm.

04:48 [REDACTED] Um, we were on the last flight when officers passed us.

04:54 [REDACTED] Okay.

04:54 [REDACTED] And, I could see [REDACTED] you know, wedged in the corner. So, we were moving up to go ahead and, uh, see what was going on, see if we can help out, and as we were moving up, um, I believe [REDACTED] was first, [REDACTED] myself, and then, uh, [REDACTED]

05:12 [REDACTED] Okay.

05:12 [REDACTED] Um, we were moving up to talk to get [REDACTED] you know, find out if there was members up there. And, as that, our movement was going on, I just saw right behind [REDACTED] a girl jump up.

05:30 [REDACTED] Okay.

05:31 [REDACTED] And, what sounded like a shot.

05:35 [REDACTED] Okay.

05:35 [REDACTED] Or, it was loud, but...

05:37 [REDACTED] Okay.

05:37 [REDACTED] We didn't know if it was somebody punching the glass or not. So, she falls backwards, um, I was probably about on the second or third step down...

05:49 [REDACTED] Um hmm.

- 05:49 [REDACTED] And, her head was right there. [REDACTED] goes down, you know, to look at her, he goes, it looked like he went to go ahead and pick her up cause he thought, he didn't know he, she got shot, cause we didn't know that at that point.
- 06:03 [REDACTED] Okay.
- 06:03 [REDACTED] Um, he went to go ahead and pick her up. [REDACTED] came up, you know, to try and find out I guess where the shot came from, and I saw him going...
- 06:14 [REDACTED] Right.
- 06:14 [REDACTED] You know, blue, blue, blue.
- 06:15 [REDACTED] Okay.
- 06:16 [REDACTED] And, at that point when [REDACTED] grabbed her and started lifting her up a little bit, she just coughed up blood.
- 06:23 [REDACTED] Okay.
- 06:24 [REDACTED] And, I said, [REDACTED] she's hit, uh, cause he was right next to her, and he, uh, he, him and [REDACTED] immediately started working on her while we was telling everybody else that they need to go ahead and back up so we can go ahead and provide first aid. And, next thing probably, uh, while we were doing that during, I guess the initial shot, everybody kind of like backed up...
- 06:47 [REDACTED] Of course.
- 06:47 [REDACTED] And, it was like almost instantaneous, the crowd was just, you know, it just, they just, I guess, started getting more agitated and I kept pleading to them, hey, backup, we, we need to go ahead and work on, we can't work on her and then, you know, deal with you guys too. And, at that point, more officers came up, kind of went around us, jumped on the railing, they help trying to push the crowd back. Um, one of our, um, our lieutenant, I guess must have came through the other side through the lobby and handed us a bigger med kit than what we carry on us, and, um, [REDACTED] and [REDACTED] put a chest seal on her.
- 07:25 [REDACTED] Okay.
- 07:25 [REDACTED] And, at that point it was, the crowd was getting too unruly and we made a decision to move her out of the area...
- 07:32 [REDACTED] Right.
- 07:32 [REDACTED] Down to the south door.

07:34 [REDACTED] Okay. So, um, prior to them actually lifting her and, and actually observing her spit blood, you didn't realize that she had been shot?

07:41 [REDACTED] It sounded like a shot...

07:43 [REDACTED] Yep.

07:43 [REDACTED] But, I don't know of like...

07:44 [REDACTED] Let me say this, let me, I mean phrase it, that she had been injured, how about that, is, you know...

07:49 [REDACTED] I just saw her fall back, so I didn't know if she got shot, somebody punched a glass again, and the, the, cause that's what I initially, we assumed that the, um, shots fired call was then punching the glass.

08:01 [REDACTED] Okay.

08:02 [REDACTED] And, somebody calling it out from somewhere else.

08:05 [REDACTED] Even though you kind of touched on it a little bit from your own observations, let me kind of take you back a little bit while you're on the steps, can you, uh, in your own words, kind of explain to me what you were hearing or what the environment above you sounded like, even though maybe you can't see it, what are you hearing?

08:21 [REDACTED] The would be the same thing we heard all throughout the Capito...

08:23 [REDACTED] Okay.

08:23 [REDACTED] Just loud noises, you know, chants, you know, punching things, breaking things.

08:28 [REDACTED] Okay. Did you at any point see any of them, the members that were standing in front of the lobby's door, lobby's door prior to coming down the hall, um, down the stairwell being, uh, assaulted in any way?

08:40 [REDACTED] No. We had no, I didn't see that.

08:42 [REDACTED] So, of course all the videos came out and I was thinking, why, why the fuck did they leave.

08:47 [REDACTED] Okay.

08:48 [REDACTED] And, then, you know, I was like maybe [REDACTED] told them all the members were out and left or, you know, I'm just trying to understand...

08:54 [REDACTED] There's a lot to process going on. I get it. Okay. Um, prior to the gunshot, did you hear anybody, um, giving any verbal commands either um, in the lobby area on the side you're in, or now that the windows are broken out on the other side, which would actually be the, I guess the, the Speaker's hallway, did you hear anybody?

09:11 [REDACTED] I did not.

09:11 [REDACTED] Okay.

09:13 [REDACTED] The, the sound of the, the crowd was just overwhelming.

09:16 [REDACTED] I got you.

09:16 [REDACTED] And, not to mention, I had my, my headphones on with my earpiece.

09:20 [REDACTED] Okay. So, you did have an earpiece, and then...

09:22 [REDACTED] Yeah...

09:23 [REDACTED] So, your earpiece...

09:23 [REDACTED] Then, I had my, um, ear muffs on which I can still go hit, uh, the microphone ones...

09:28 [REDACTED] Yes.

09:28 [REDACTED] That I can still pick up all the ambient noises.

09:31 [REDACTED] Okay. So, is that more or less to, to tune out what's going on around you so you can have better communication with your team members, things of that nature?

09:38 [REDACTED] Yes.

09:38 [REDACTED] Okay. Um, were you aware that there was other U.S. Capitol Police officers on the west side of that door, in, in that hallway in other side, in other words, on the other side of the barricade? Did you have...

09:49 [REDACTED] I did not know, but I, I assume because I've been up here [REDACTED] and I spent [REDACTED], so I know that there's officers assigned in there.

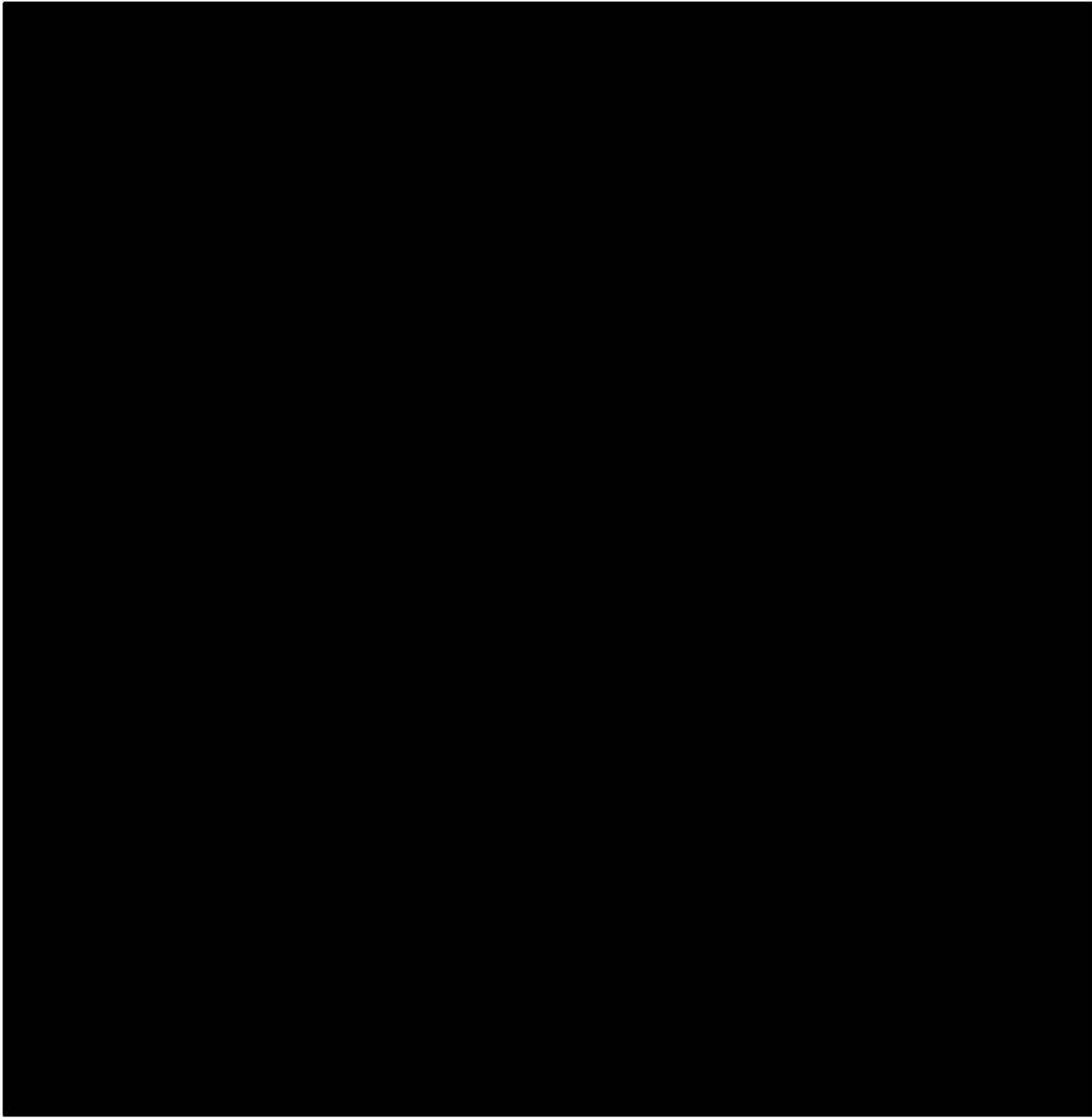
10:03 [REDACTED] Okay. Um, alright, um, so you said you heard the gunshot and you believed it to be a gunshot and then it, it turned out in fact was you know in fact a gunshot, is that, is that...okay.

10:15 [REDACTED] Yes.

10:15 [REDACTED] Alright. But, you didn't see who actually had discharged the service pistol?

10:19 [REDACTED] No, like I said, I was three steps down, so I mean, I'm not a tall guy, so.

10:25 [REDACTED] Okay. Alright. Well, well, look, Officer [REDACTED] um, I don't have anything further for you, cause again, my focus is strictly on the discharge of the service pistol. What I'd like to do is turn you over to the FBI Special Agents, they have some, uh, things they need to ask you about certain demonstrate, well, I'll let them tell you.



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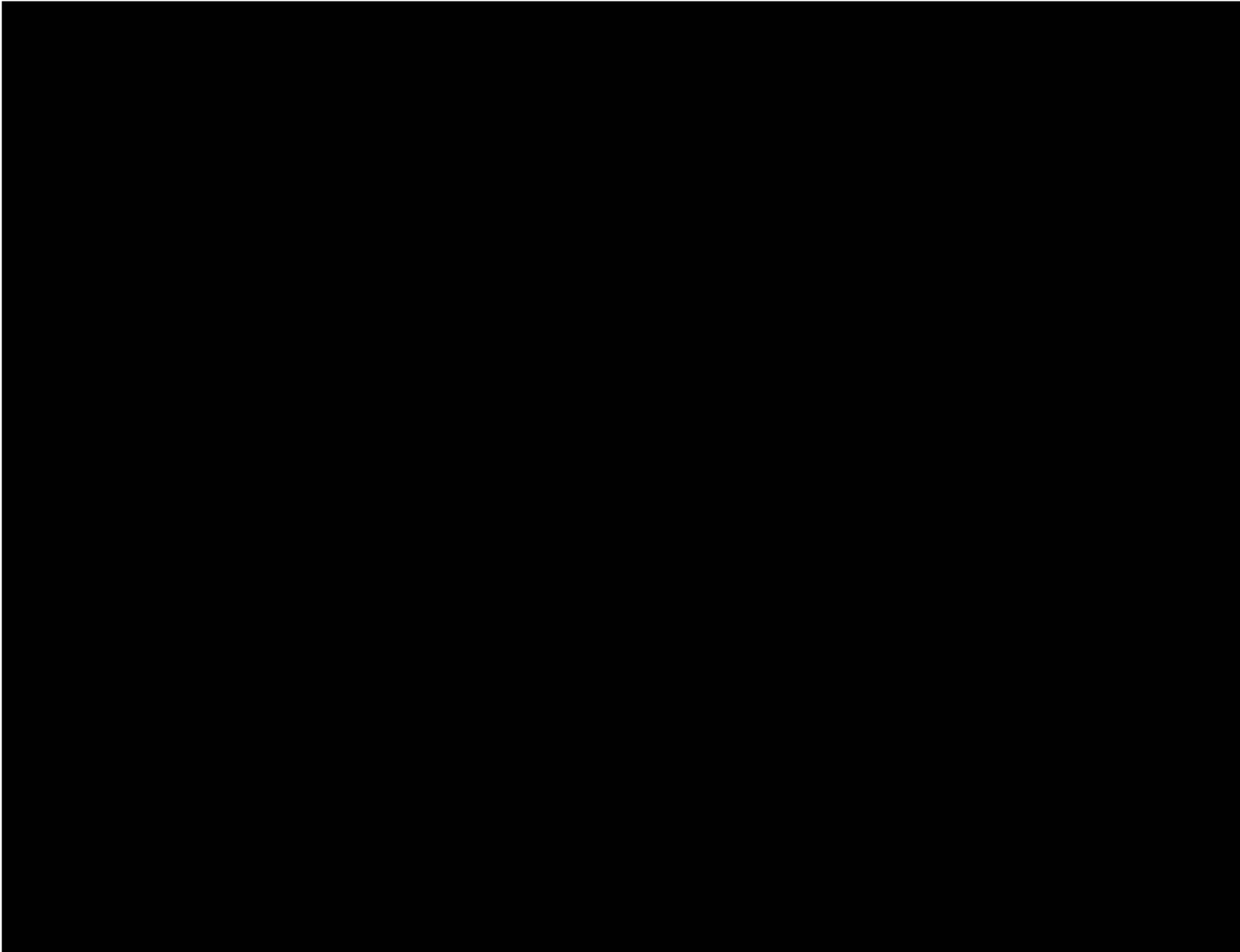
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29:43 [REDACTED] So, just one more question, and you kind of touched on it, um, Officer [REDACTED] but when you were up in the stairwell even when you were able to finally get up into the Speaker's lobby and you, again, you touched on, did you have any, any force options to you that you think would have been effective at that point to, to help get the crowd up out of there, the, the rioters? And, I know you, you had mentioned the forty and I'm familiar with the forty, I know that's like a single impact weapon?

30:06 [REDACTED] Yeah.

30:06 [REDACTED] Um, did you have anything else at your disposal that may have been helpful?

30:11 [REDACTED] Flash bangs.

30:11 [REDACTED] Okay. Um, and flash bang is more disorientation, do you think it may have caused more panic, it may have done more harm than good? I'm not trying to put words in your mouth.

30:23 [REDACTED] Yeah. I mean, yeah, I mean, that's why, you know, not dimensional, it was, we had some of our other officers there that if you're not wearing hearing protection like we were, it's gonna mess them up too.

30:36 [REDACTED] Okay. Okay. And, and I know I've, I've actually expressed this to a couple of your colleagues. Do you, do you feel, and again, I'm not putting words in your mouth, so please correct me if I'm wrong. But, if you had used force that it would have only escalated things further?

30:51 [REDACTED] I do, yes.

30:51 [REDACTED] Okay. And, it's your statement, so I'm just asking you for your, your own, your own opinion. Yeah, that's, okay.

31:01 [REDACTED] I'm good.

31:02 [REDACTED] Special Agent [REDACTED]...

31:03 [REDACTED] I'm good. Thank you.

31:03 [REDACTED] Okay. Um, Attorney, [REDACTED]...

31:05 [REDACTED] Nothing.

31:06 [REDACTED] Sir, I'll leave you with the last bit of it. Is there anything that you would like to add to your statement that you think may be relevant or helpful regarding the events of January the sixth, two thousand and twenty-one?

31:15 [REDACTED] No, sir.

31:15 [REDACTED] Okay. Then I'm gonna go ahead and conclude your statement. I'm gonna, uh, on behalf of the MPD, Internal Affairs Division and the FBI, thank you for your time this morning, uh, and your statement as, as well.

31:28 [REDACTED] Thank you.

31:31 [REDACTED] I don't have anything else.

31:31 [REDACTED] Okay. The current time now is, uh, eleven, uh, we'll say twelve-o-clock, uh, at twelve hundred hours. That's conclude, conclude the statement of U.S. Capital Police, Cert Team Officer [REDACTED]

END OF AUDIO

Signature

Date and Time

Prepared by: Civilian [REDACTED]
Internal Affairs Division

ATTACHMENT 17

Obtained via DC FOIA by Judicial Watch, Inc.
GOVERNMENT OF THE DISTRICT OF COLUMBIA
METROPOLITAN POLICE DEPARTMENT
INTERNAL AFFAIRS DIVISION

INVESTIGATIVE FILE REPORT

P.D. 854

REPORT OF INVESTIGATION		DIVISION	BRANCH
FILE TITLE		ARREST NO.	
USCP Use of Force (Service Pistol)		COMPLAINT NO. # [REDACTED]	
<input checked="" type="checkbox"/> ACTIVE <input type="checkbox"/> CLOSED <input type="checkbox"/> REQUESTED ACTION OTHER <input type="checkbox"/> REQUESTED ACTION FROM BY Detective [REDACTED]	OTHER OFFICERS.	CROSS FILE <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	RELATED FILES
DATE January 6, 2021			

REPORT RE: Use of Force

On February 4, 2021, USCP Containment Emergency Response Team (CERT) Officer [REDACTED] provided an audio-recorded statement to Agent [REDACTED] of the Internal Affairs Division (IAD). Also present during this statement were Special Agents [REDACTED] and [REDACTED] of the Federal Bureau of Investigation and Attorney [REDACTED] of the USCP General Counsel. The following is a brief summary of USCP Officer [REDACTED] statement:

Officer [REDACTED] reported that he was initially standing in the Hallway of Columns, which is directly underneath the Speaker's Lobby area. Officer [REDACTED] while at this location subsequently heard someone state over the radio that shots had been fired in the House Chamber.

Officer [REDACTED] related that he and CERT members [REDACTED] [REDACTED] [REDACTED] placed themselves into a "stack" and then began to head towards the Speakers Lobby. Officer [REDACTED] explained that while on a landing between the first and second floors he heard a gunshot. Officer [REDACTED] stated that as the "stack" continued towards the Speakers Lobby he observed Ms. Babbitt lying on the floor. Officer [REDACTED] stated that he was not in a position to see Ms. Babbitt trying to climb through the window that led into the Speakers Lobby.

Officer [REDACTED] advised that Officer [REDACTED] began to administer first aide to Ms. Babbitt and then a decision was made to move her. Officer [REDACTED] stated that a few of his colleagues picked Ms. Babbitt up off the floor and began to carry her down the stairs.

Officer [REDACTED] related that he proceeded to walk up the stairs and eventually climbed through the broken out window to enter the Speakers Lobby. While inside the Speakers Lobby, he made contact with CERT Lieutenant [REDACTED].

Officer [REDACTED] stated that Lieutenant [REDACTED] then began to speak with Lieutenant Byrd and appeared to be trying to console him.

DISTRIBUTION:	SIGNATURE (Officer) Agent [REDACTED]	[REDACTED]
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METROPOLITAN POLICE DEPARTMENT
Internal Affairs Bureau
Internal Affairs Division

Transcription Details:

Date: February 4, 2021
Time: 1252 Hours
Location: United States, Capitol Police Headquarters

Present: Agent [REDACTED] Internal Affairs Division
FBI Special Agent [REDACTED]
FBI Special Agent [REDACTED]
U.S. Capitol Police, General Counsel, Attorney [REDACTED]
Officer [REDACTED] U.S. Capitol Police, Cert Containment Emergency Response Team

Incident Summary [IS] Number: [REDACTED]
Internal Affairs Division [IAD] Number: None
Use of Force Number: [REDACTED]

Statement of: Officer [REDACTED]

Recording Run Time: Fifteen minutes and Sixteen seconds [00:15:16]

Note: The time may be slightly different depending on the playback program used to review this audio recording.

BEGINNING OF AUDIO

00:01 This is Agent [REDACTED] of the Internal Affairs Division. Today's date is February the fourth, two thousand and twenty-one. Approximate time now is twelve-fifty-two hours. Currently located at the United States Capitol Police Headquarters building. I'm gonna take a statement from the United States Capitol Police, uh, Cert team officer, uh, uh, [REDACTED] Um, Officer [REDACTED] is here to provide a statement in reference to, for MPD purposes, case number identify is IS number [REDACTED] Uh, present for the interview is Officer [REDACTED] Officer [REDACTED] good afternoon, sir.

00:32 [REDACTED] Good afternoon.

00:33 [REDACTED] For the recording, can you please identify yourself by your full name, spell your last name for the recording. Uh, the agency you work for, and although I know what Cert means for in case the, uh, statement has to be transcribed, uh, can you just spell out the acronym of, of Cert?

00:45 [REDACTED] Yes. Full name is [REDACTED] Last name is spelled, common spelling, [REDACTED] Uh, on Cert Containment Emergency Response Team.

00:53 [REDACTED] Okay. Uh, also present for the interview are FBI Special Agents [REDACTED]

Special Agent good afternoon, ma'am.

01:00 Good afternoon. Special Agent with the FBI. Last name,

01:05 And, Special Agent and I still probably, messed up the first name, and Special Agent can you identify yourself please?

01:13 Sure, of course. Special Agent

01:19 And, then last but not least, is the U.S. Capitol Police's General Counsel Attorney Attorney good afternoon to you and can you also identify yourself ma'am?

01:28 Good afternoon, United States, Capitol Police, Office of the General Counsel.

01:36 Thank you, ma'am. Okay. Officer if I can just direct your attention back to, uh, the events that took place on January the sixth of two thousand twenty-one, and again, you're only being interviewed as a witness regarding what you saw, uh, in reference to that day. If I can direct your attention back to just maybe a few minutes prior to you entering the east stairwell to head up to the, to the speaker's lobby. Uh, if you can take me from that point on and then, uh, in your own words tell me, uh, what you recall happening?

02:01 Okay. Do you want names to when I say people or, certified operators?

02:05 I mean, if you know, if you know your cert team members, I think they've already been identified, but you know if you know a specific person's name, sure.

02:11 Okay. So, uh, we were in the hallway of columns right by the south door, one floor underneath where the shooting occurred. Um, there was five operators including myself and then our lieutenant was also present, um, Lieutenants um, the operators, I'm sure you have, already have and or

02:31 Yep. Okay.

02:31 And, then the last one was I don't know if you have him yet,

02:35 Okay.

02:36 Also, another operator. Um, when the call initially came out I was actually talking to and my lieutenant, um, to get a game plan of what we were doing cause it was ridiculous in there. Um, and someone said the shots went down on the house chamber.

02:50 [REDACTED] Okay.

02:50 [REDACTED] So, we stacked. I was fourth in the stack. Uh, it was [REDACTED] [REDACTED] and myself. Um, when we went up the stairs, pretty much right when I was on the landing, which is in between the first and second floor is when the shot rang out .

03:05 [REDACTED] Okay.

03:06 [REDACTED] Um, we continued up, I turned, I saw the female laying on the ground, um, and then I, I honestly turned and scanned the crowd immediately to see where the shot came out, where it rang out from. Um, as I was scanning the crowd, someone pushed down another individual so that he was behind us at the time on the landing, so I was kind of dealing with him and scanning at the same time. Um, I didn't like someone being behind us especially with everything going on. So, I continued scanning, um, [REDACTED] yelled to me, I know you got a med pack, you needed a knife to open it. Um, I gave him my knife, the only problem is my knife, it's more of a dagger, it's more of a self-defense knife. So, I gave it to him and he gave it back to me immediately, he's like, I can't use it because it would look horrible. Um, so as he gave it back to me and I was scanning the crowd, I saw [REDACTED] actually enter the chamber on the other side by himself. Um, later on I realized the lieutenant was with him, but he was kind of behind.

04:01 [REDACTED] Okay.

04:01 [REDACTED] Um, so as I saw [REDACTED] um, also two more operators come up, came up, uh, [REDACTED] and, um, [REDACTED] came through the mall on the other side...

04:15 [REDACTED] Would that be the west side coming east?

04:16 [REDACTED] Yeah. So, they came through up on a landing where everyone was, they pushed right through.

04:20 [REDACTED] So, they came in through the hallway...

04:22 [REDACTED] Through the hallway.

04:22 [REDACTED] Right through the lobby area?

04:23 [REDACTED] Yes.

04:23 [REDACTED] Okay. Okay.

04:24 [REDACTED] So, I know [REDACTED] help push back some people away from it. It was next to impossible but he did help. Um, I want to say [REDACTED] rendered aid but I'm not a hundred percent sure, but, he was there too.

04:35 [REDACTED] Okay.

04:35 [REDACTED] Um, and then at that point, they started, they, they decide, I mean they were working on it that whole time obviously, um, and then they went to move her, they went to pick her up. They already had three guys on her, I want to say there was more officers on the landing at that point to guide them down, so my job was to get to [REDACTED] who was by himself.

04:51 [REDACTED] Okay.

04:51 [REDACTED] So, I actually climbed through the window next to where she got shot, um, the doors was still barricaded so we couldn't open them, so I climbed through the window to link up with [REDACTED] to see what the game plan was over there.

05:03 [REDACTED] Okay.

05:05 [REDACTED] Um, at that time, like I said, I noticed my lieutenant was there, he was actually consoling I think Byrd at the time who was...

05:12 [REDACTED] Okay. So, you are familiar with the, with Lieutenant Byrd?

05:14 [REDACTED] Yeah, yeah.

05:15 [REDACTED] Okay.

05:15 [REDACTED] Um, he was, he was down and out, he was sitting down, he was almost in tears when I saw him. But, um, people were talking to him handling the situation. Um, and then they called for an AED over the radio, uh, so I went up to a couple of chambers, the plain clothes officers in there and ask where they keep their AED's, naturally that's where the members are. Um, they said they just moved things around, so that was kind of a mess, but they did find one, I got it, and then I handed it to another officer through the glass window, though I have no clue who it was, and said, get it down to the South door ASAP.

05:48 [REDACTED] When you say that you went in and spoke to the plain clothes members, did you actually enter the house floor?

05:52 [REDACTED] Plain clothes officers. I wasn't on the floor itself, I was on the hallway.

05:56 [REDACTED] Okay.

05:56 [REDACTED] Pretty much the hallway.

05:58 [REDACTED] Could, could you see into the house floor?

05:59 [REDACTED] I could not. All the doors were closed and they had a, they had an officer pretty much at every doorway.

06:04 [REDACTED] Okay.

06:04 [REDACTED] So.

06:05 [REDACTED] Alright. So, you don't know if members of the house were still in, in, on the floor when this incident took place?

06:09 [REDACTED] No.

06:10 [REDACTED] Okay. Alright. Now, if I can just back your attention up a little bit as you guys are coming up the stairs...

06:14 [REDACTED] Um hmm.

06:15 [REDACTED] It sounds like since you're the last one in, in the stack, um, you're not in the best position to view what's going on, but from what you can observe or maybe even what you hear, can you describe the environment that's going on above you?

06:29 [REDACTED] I mean, it was all hell to say, to, to be, I mean I know that's not a proper word...

06:36 [REDACTED] No, no, I mean...

06:36 [REDACTED] It was hectic. I mean, I was in the building all day, cause I was like towards, I know [REDACTED] and [REDACTED] just got there. I, I mean, we got pushed back, I was at the lower crypt, I was at the rotunda, we got pushed back down the hallway.

06:47 [REDACTED] And, what was the general atmosphere or the, the behavior of the, the, I don't want to put a classification on them, but the people that were in outside of the speaker's lobby?

06:58 [REDACTED] Uh, very angry.

07:00 [REDACTED] Okay.

07:00 [REDACTED] Uh, I don't know, I guess, I don't know, I guess that's the best word for it.

07:05 [REDACTED] That's, that's fine.

07:06 [REDACTED] Yeah.

07:06 [REDACTED] Okay. Did, did you hear anything that sounded like pounding or banging?

07:11 [REDACTED] ~~ps~~, I did not.

07:12 [REDACTED] Okay.

07:12 [REDACTED] So, the initial shots fired call, they think it was banging on the thing, I did not hear anything like that personally.

07:18 [REDACTED] Alright.

07:18 [REDACTED] But, my focus was truly, when, when we came in initially, um, there was two other officers posted, there's two wooden doors to come into the stairwell right there on the bottom, and I pretty much told them, hey, like shut the doors until we come back down.

07:32 [REDACTED] Okay.

07:32 [REDACTED] Cause, I didn't want any people coming from up there...

07:34 [REDACTED] Of course.

07:34 [REDACTED] Back down.

07:34 [REDACTED] Okay.

07:35 [REDACTED] So...

07:35 [REDACTED] Now, if I can just go, take you back to the, to the, uh, the hall, the hall, is it statues, is that you guys call?

07:41 [REDACTED] ^{Statu.}
~~Stack~~ hall.

07:42 [REDACTED] Stack hall. Okay. You said...

07:42 [REDACTED] Hallway of columns.

07:44 [REDACTED] That you had heard shots fired. Did someone say that to you, or did you, did that come across the radio that you...

07:50 [REDACTED] The radio.

07:51 [REDACTED] It came across the radio.

07:51 [REDACTED] The radio.

07:51 [REDACTED] And, it been on or somewhere around the, the house chamber?

07:55 [REDACTED] Yeah. So, initially I don't know what the initial shots fired location was because I was speaking to other people at the time and you couldn't barely hear anything.

08:03 [REDACTED] Sure.

08:03 [REDACTED] But, someone said, um, the House Chamber.

08:06 [REDACTED] Okay.

08:06 [REDACTED] And, then that's when I just jumped in the stack and went.

08:08 [REDACTED] And, then you went up. Okay. And, then do you recall, um, hearing the actual gunshot outside of the Speaker's Lobby or coming from inside the Speaker's Lobby, do you remember hearing a gunshot?

08:17 [REDACTED] When I was on the landing...

08:19 [REDACTED] Yes.

08:19 [REDACTED] I heard the gunshot, yes.

08:20 [REDACTED] And, what made you think it was a gunshot?

08:22 [REDACTED] Uh, I mean, we shoot...

08:25 [REDACTED] I got you.

08:25 [REDACTED] Yeah.

08:25 [REDACTED] Okay.

08:26 [REDACTED] A million rounds was...

08:26 [REDACTED] Okay. I get it, I get it.

08:26 [REDACTED] I thought it would be louder, honestly, for the building, they say it's supposed to echo and everything, I had only one ear down at the time and the other ear was up, so I had nothing in this one, but for what it was, it wasn't that loud.

08:37 [REDACTED] Prior to hearing the gunshot and I'm taking in to account what you had said, like all hell had broken loose, the anger, the crowd, the yelling and stuff. Did you hear any verbal commands being given that sound like they were being given by a law enforcement member, and, and we all know what we're, what law enforcement command sounded like. Did you hear anything that sounded like, you know, like a law enforcement command?

08:58 [REDACTED] So, in my position, no. I did not.

08:59 [REDACTED] Okay. Right. Did you hear anything after the shot was fired?

09:03 [REDACTED] Not really. Not that I could quote, um, there was a lot of yelling and everything going on. Honestly, my focus was at that time as the whole day, I was just looking at hands and guns...

09:11 [REDACTED] Of course.

09:11 [REDACTED] And, weapons. I didn't, ~~half~~ the time I wasn't listening. I know [REDACTED] actually called me on the radio a couple of times, but he went back downstairs and I don't, I don't recall that cause at that point I'm still looking at hands, I don't.

09:24 [REDACTED] Alright. And, did you actually see the individual who was shot?

09:27 [REDACTED] Yes.

09:27 [REDACTED] Okay. Prior to her being shot, did you at any point ever see, was there anything that stood out about her Inaudible [09:33], was there any animation or anything that you specifically focused on that she was doing that would make you look, you know?

09:41 [REDACTED] I didn't see her prior to getting shot.

09:43 [REDACTED] Okay.

09:43 [REDACTED] I saw her after she was shot and on the ground when I turned the corner.

09:47 [REDACTED] Did you see...

09:47 [REDACTED] Pretty much, the first time I saw her was when [REDACTED] asked for my knife, because that took my focus off the guy behind me...

09:52 [REDACTED] Okay.

09:52 [REDACTED] So, I could give him the knife.

09:54 [REDACTED] Um hmm.

09:54 [REDACTED] And, I saw her and then I calmly just went back to.

09:57 [REDACTED] Is it fair to say then that you did not see her attempting to, to go through the broken out window?

10:01 [REDACTED] I did not.

10:02 [REDACTED] Okay. Alright, sir, I, I don't have anything further. I'd like to turn you over to the special agents.

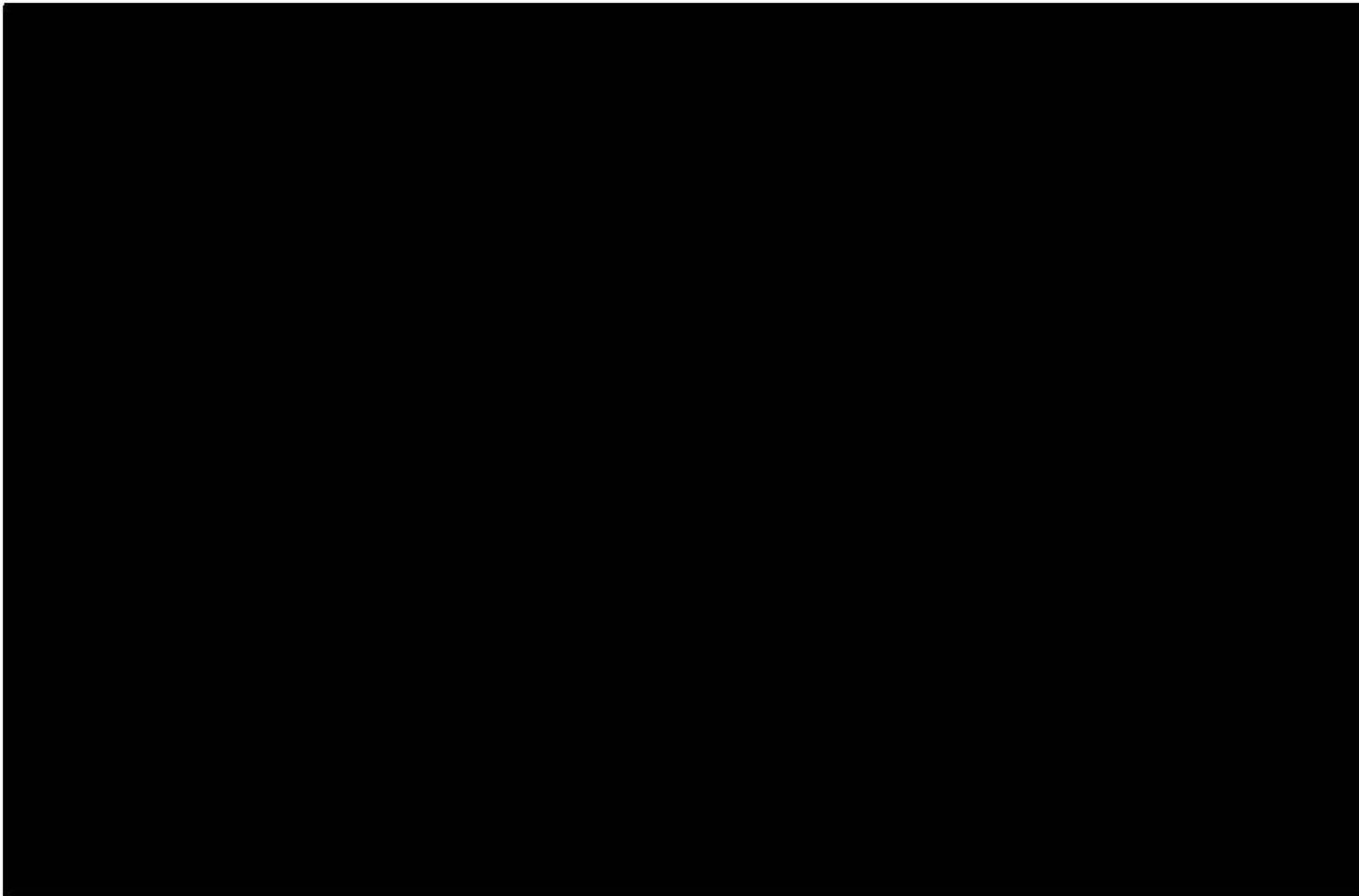
10:06 [REDACTED] Just really quick...

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14:48 [REDACTED] Ok. Then, Officer [REDACTED] I'll leave you in closing with the last word, is there anything you'd like to add to your statement that you think may be helpful or relevant regarding the events of January the sixth, two thousand twenty-one?

14:58 [REDACTED] No. I think I'm good.

14:59 [REDACTED] Okay. And, I thank you for your time, uh, this afternoon. The statement was, uh, will be helpful moving forward. Uh, I'm going to conclude your statement, the current time now is, uh, thirteen-o-seven hours, that's gonna conclude the statement of United States, Capitol Police Officer cert team member, uh, [REDACTED]

END OF AUDIO

Signature

Date and Time

Prepared by: Civilian
Internal Affairs Division

ATTACHMENT 18

METROPOLITAN POLICE DEPARTMENT

**WASHINGTON, D.C.
Internal Affairs Division**

REPORT OF INVESTIGATION

P.D. 854 Rev. 2/97

FILE TITLE Interview of [REDACTED]		DATE OF OCCURRENCE January 7, 2021	
TYPE OF CASE United States Capitol Police – Officer Involved Shooting		IS# [REDACTED]	O.I.A. FILE NO.
NARRATIVE:		SYNOPSIS OF CASE INVESTIGATION	

Mr. [REDACTED] **Office of the Sergeant at Arms**

On Thursday, January 6, 2021, at 1900 hours, Agents [REDACTED] and [REDACTED] of the Internal Affairs Division conducted a recorded interview with Mr. [REDACTED] of the Office of the Sergeant at Arms for the United States House of Representatives.

Additionally, the following personnel were also present for the interview:

Mr. [REDACTED]
[REDACTED]
Office of the Sergeant at Arms of the U.S. House of Representatives

Mr. [REDACTED]
[REDACTED]
Office of General Counsel of the U.S. House of Representatives

Mr. [REDACTED]
[REDACTED]
Office of General Counsel of the U.S. House of Representatives

Mr. [REDACTED] stated at an unknown time on January 6, 2021, the United States Capitol was breached on the east side of the rotunda. After the breach occurred, Mr. [REDACTED] along with three or four unknown United States Capitol Police officers attempted to keep the unruly crowd from advancing through the hallways near the House Floor. Mr. [REDACTED] indicated another group of protesters were near the main house doorway at the same time.

Mr. [REDACTED] indicated the group was unruly and eventually pushed through which caused the small group of law enforcement to reposition near the "Dem" door to keep the group from advancing; however, they were unsuccessful and the group proceeded to the doorway that lead into the "Speakers Lobby".

CASE STATUS: OPEN CLOSED OTHER (Explain)	PAGE / OF 2 PAGES
INVESTIGATOR'S SIGNATURE Agent [REDACTED]	DATE January 7, 2021
SUPERVISOR'S SIGNATURE [REDACTED]	DATE 01/07/21

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Mr. [REDACTED] stated the doorway, which is mostly glass with a wooden frame, had been barricaded from the opposite side with large pieces of furniture and several USCP officers were also on the other side. While positioned at the door, Mr. [REDACTED] indicated the crowd was very large, loud, and agitated. The crowd eventually began to utilize flag poles to hit against the glass causing it to eventually break and fall to the ground.

Mr. [REDACTED] indicated Ms. McEntee was directly in front of him during all of the unrest at the doorway and was agitated during the encounter but was able to have a brief dialogue with her. He also indicated that Ms. McEntee had also participated in breaking the glass to the doors.

Mr. [REDACTED] recalled seeing the USCP Containment and Emergency Response Team (CERT) approaching up the southeast stairs and eventually heard a single gunshot which was loud and appeared to be coming from over his right shoulder. Mr. [REDACTED] did not observe a gun nor did he see any muzzle flash; however, immediately after the gunshot he observed Ms. McEntee fall to the ground.

He described Ms. McEntee as "bleeding really bad" and he immediately began to administer aide along with members of the CERT. Mr. [REDACTED] indicated that Ms. McEntee's clothing was cut away to expose a gunshot wound to the left shoulder area which was eventually covered with a chest seal by Mr. [REDACTED]

Mr. [REDACTED] stated the crowd eventually began to cooperate to police instruction while Ms. McEntee was evacuated from the area by CERT members through the southeast stairs. Mr. [REDACTED] did note that one of the CERT members was named [REDACTED]

Mr. [REDACTED] did not recall seeing any objects in Ms. McEntee's hands; however, he did note that he was not able to constantly watch her hands during the unrest taking place. He did state she was wearing a backpack.

At the conclusion of the interview, Mr. [REDACTED] indicated that as the breach occurred, a joint session of Congress was taking place with included the entire Congressional leadership along with half of the Executive Branch.

CASE STATUS:	OPEN	CLOSED	OTHER (Explain)	PAGE 2	OF 2	PAGES
INVESTIGATOR'S SIGNATURE	[REDACTED]			DATE	January 7, 2021	
SUPERVISOR'S SIGNATURE	[REDACTED]			DATE		

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METROPOLITAN POLICE DEPARTMENT
Internal Affairs Bureau
Internal Affairs Division

Transcription Details:

Date: January 6, 2021
Time: 1900 Hours
Location: U.S. Capitol Building

Present: Agent [REDACTED] Internal Affairs Division
Agent [REDACTED] Internal Affairs Division
Mr. [REDACTED] U.S. Capitol, General Council
Mr. [REDACTED] from the Council of Sergeant at Arms
Mr. [REDACTED]

Incident Summary [IS] Number: [REDACTED]
Internal Affairs Division [IAD] Number:
Use of Force Number:

Statement of: Mr. [REDACTED]

Recording Run Time: Twenty-one minutes and Eleven seconds [00:21:11]

Note: The time may be slightly different depending on the playback program used to review this audio recording.

BEGINNING OF AUDIO

00:01 [REDACTED] Uh, we're now recording. Uh, today's date is January sixth, two thousand twenty-one. The time now is nineteen hundred hours. We're at the, uh, United States Capitol building in the House of Representatives' side. Uh, present for this interview and conducting, conducting interview is Detective [REDACTED] from the Internal Affairs Division, along with, uh, Sergeant [REDACTED] of the Internal Affairs Division for D.C. police. Uh, this interview is being conducted with Mr. [REDACTED] who is a witness to an officer involved shooting that took place earlier this evening. Also, present in this interview are, um, three council members, um, from, uh, I'm sorry, three General Council members. Uh, the first on the phone is Mr. [REDACTED] uh, the second is [REDACTED] [REDACTED] is that correct?

00:48 [REDACTED] Yes, sir.

00:48 [REDACTED] Okay. And, the third is...

00:52 [REDACTED] [REDACTED] from the Council of Sergeant of Arms.

00:54 [REDACTED] Okay. Um, before we get started, um, Mr., Mr. [REDACTED] do you have any questions to, to myself or Agent [REDACTED]

01:06 [REDACTED] No, sir.

01:06 [REDACTED] Okay. So, uh, in your own words and we'll come back and do some follow-up questioning, but in your own words, run us through your evening leading up to, not the whole evening, just tell us what you were doing leading up to what took place when the shooting happened, and then what you saw during the shooting, and then what you did after the shooting.

01:26 [REDACTED] Um, I can't give you a time, but it happened after the breach happened of the rotunda, upper west, doors of the rotunda on the east side. We were outside the house main door and everything was fine and things just escalated, and they pushed through, we pushed back to, we call it the, the dem door on the east side. We try to maintain there because also at the house steps was another group and we knew if they were to push through us, then they could also let those people in, and then we just kept falling back to finally we got to the speaker's lobby, which was barricaded with stuff from the inside, but it's all glass. So, when the protesters all got over there, there was maybe three or four other police officers in, align inside. And, then at that time we were having conversations, it was fine, then things just got escalated. They broke the glass, it escalated again, the glass came down, and at that time, our, we call it cert, the, our, basically our assault team was coming up the stairs, the east, where we call it the southeast stairs, the Capitol, they were coming up. And, at that time, same time, I was actually talking to the woman engage, engaging in any conversation with her, um, back and forth because she was like kind of near me, and I look over and she dropped. Um, we quickly realized she was bleeding really bad, we heard a bang, she dropped, we quickly realized she was actually shot. Um, we tried to see where the wound was, I stood up because the glass was broke, we yelled for a TCC kit. Um, I got one, I, uh, opened up a chest seal. We, I put on a chest seal, um, at that same time another cert, um, agent was applying pressure to the wound. When I finally got the chest seal open, we let off pressure, we put the chest seal on, um, and we took her out, well, they took her out. Um, and, and it escalated and it got out of hand. I'm not sure where the shot came from, from where I was standing, I would assume it came from my, over my shoulder. Um, but, yeah.

03:50 [REDACTED] Okay. Um, just, just for records, you have a, [REDACTED] ?

03:56 [REDACTED] Um hmm.

03:57 [REDACTED] And, where, how many years were you [REDACTED] ?

04:00 [REDACTED] [REDACTED]

04:01 [REDACTED] [REDACTED] years.

04:01 [REDACTED] [REDACTED]

04:03 [REDACTED] [REDACTED]

04:04 [REDACTED] [REDACTED]

04:04 [REDACTED]

04:05 [REDACTED] [REDACTED]

04:05 [REDACTED] [REDACTED]

04:07 [REDACTED] [REDACTED]

04:10 [REDACTED] Okay. Alright. So, you did, before you get the [REDACTED]
[REDACTED] ..

04:15 [REDACTED] Yeah.

04:15 [REDACTED] [REDACTED]

04:18 [REDACTED] Yes.

04:19 [REDACTED] Do that, do that detail?

04:20 [REDACTED] Yes, sir.

04:20 [REDACTED] Alright. So, ah...

04:23 [REDACTED] He's employed with Sergeant at Arms.

04:23 [REDACTED] Now, now he is. That's right. Yes. But, you have a background, that's where I was going. He has a [REDACTED]. Um, so, alright, so, um, you said a dem door, is it dim, like, D-I-M?

04:36 [REDACTED] Dem, we call it the democratic door.

04:37 [REDACTED] Oh, dem door. Okay.

04:38 [REDACTED] There's a democratic door and a republican door of the house.

04:40 [REDACTED] Oh, I got you.

04:41 [REDACTED] Democratic door of the house.

04:41 [REDACTED] When they, when they finally breached in, you guys kind of went on that side, and then you made your way back over to the speaker lobby area?

04:47 [REDACTED] Right. The glass area that, that also leads into the house floor.

04:53 And, is that the, is, when I did my walk through earlier, is that the area where it's all barricaded, like the glass is all broken out and it's barricade with like all those chairs and stuff, right, is that what we're talking about?

04:59 Correct. Yep.

05:00 Alright. So, we're in, you're on the other side, like I'm on the, I'm on the hallway side looking in.

05:04 Correct.

05:05 You're on the other side, you're on the inside?

05:07 No. We're on the outside.

05:08 You're on the outside?

05:09 Correct. I'm on outside keeping people out.

05:13 Okay.

05:13 I was not on the inside, I was on the outside. So, this, this is the door and me and you are right here. That's where I'm at.

05:29 Oh, so you're pushed against the door?

05:20 Correct. And, then there's stairs behind me.

05:23 The, the...

05:23 So, where she was...

05:24 She was standing here, the stairs go right here, right?

05:26 The stairs actually would be, where she was...

05:29 Yeah.

05:28 Where she was shot, the stairs would be behind her. And, then at that time, our para assault team was coming up behind her.

05:35 So, this, this is the doorway as I'm look...

05:37 Yep.

05:38 [REDACTED] Obviously, the recording can't, can't capture this. But, in my mind, so I know the doorway, we got the main walkway that comes down to the...

05:44 [REDACTED] Correct. And, it's like a little, like a little rail...

05:46 [REDACTED] Oh, rail, I'm sorry.

05:46 [REDACTED] Yep.

05:47 [REDACTED] Uh, knee high railing. And, then there's a stairs that go down to...

05:51 [REDACTED] Correct.

05:51 [REDACTED] Um, so her back is to that, to those stairs?

05:54 [REDACTED] Correct.

05:55 [REDACTED] And, so she's next to the, kind of in your...

05:57 [REDACTED] Kind of where you are right now.

05:59 [REDACTED] Um, what, what was the conversation like she was having with you?

06:02 [REDACTED] Oh, she's hot.

06:03 [REDACTED] She was pissed?

06:04 [REDACTED] Oh, yeah.

06:05 [REDACTED] Was she, I mean, it's obviously...

06:06 [REDACTED] I mean, I mean, everyone was, it wasn't just her. I mean, there was a gentleman there with a hat, short sleeves that was banging on the glass. He was the agitator, and everyone, I mean, I mean, they were calling us out for trying to protect it. And, you know, there's a lot of dialogue, I mean, but what we're taught is verbal judo, right. So, we try to talk them down and say, hey, look, we understand, but you're in, be respectful, you're in.

06:29 [REDACTED] Right.

06:30 [REDACTED] And, I mean, there's a level where you can kind of...

06:35 [REDACTED] Right.

06:35 [REDACTED] You can kind of work with it, and then by this time it's, it's over.

06:37 [REDACTED] Right. Was, um, how many people were in that, that corridor area where this, where you guys were?

06:43 [REDACTED] A lot.

06:43 [REDACTED] I mean, it, it was pretty full?

06:44 [REDACTED] Oh, it was packed.

06:46 [REDACTED] Oh, you couldn't freakin walk out of there.

06:46 [REDACTED] It was packed. I mean, they, they, they picked up poles, they picked up the flags, they were jabbing the flags through, through the glass.

06:53 [REDACTED] Jabbing through like pass through you, trying to get pass?

06:55 [REDACTED] Oh, yeah.

06:55 [REDACTED] How many other sergeant arm personnel were, or who else from the Capitol grounds is there?

07:01 [REDACTED] It was myself, and the Capitol Police.

07:02 [REDACTED] How many guys from the Capitol police was...

07:04 [REDACTED] I would say outside the door...

07:07 [REDACTED] Were you on, on your side of the door?

07:07 [REDACTED] On my side, I'd say at least three, they may have been four.

07:12 [REDACTED] Okay.

07:12 [REDACTED] Um, and once they start getting, they, they did, they, they rode out. They, once they brief, and I say that the shot was fired, there's also cops on the inside. They, they figured...

07:26 [REDACTED] After the gunshot they left?

07:27 [REDACTED] Oh, yeah.

07:28 [REDACTED] So, so I'm talking about leading up to the gunshot, not after the gunshot they still there. Did you know any of those individuals or...

07:33 [REDACTED] I did not.

07:33 [REDACTED] Okay. Um, so as, as you guys are having this, this, you're trying to talk them down a little bit, at least trying to, I guess, uh...

07:41 [REDACTED] I mean, there's friendly dialogue...

07:43 [REDACTED] Yeah, yeah.

07:44 [REDACTED] I mean, there's dialogue. It's not screaming back and forth.

07:47 [REDACTED] Was there screaming and shouting was it loud inside the hallway?

07:50 [REDACTED] No, I mean, after the, oh, yeah, I mean there is chanting.

07:53 [REDACTED] After, after the shooting. Yeah. But...

07:54 [REDACTED] After the shooting, after the shooting they, they died down.

07:58 [REDACTED] Alright. So, before the shooting it was...

07:58 [REDACTED] I shouldn't say die, but they calmed down. They, they were, I mean, I think nervous and scared. I mean, and A, no one knew where the shot came from. Until you said it, I did not know it was an officer shot.

08:09 [REDACTED] Okay. So, before the shooting itself, I want to get a lay of like, what, what you're dealing with, like how aggressive this was or how...

08:19 [REDACTED] It was aggressive.

08:20 [REDACTED] It was aggressive. And, understanding...

08:21 [REDACTED] Intent.

08:22 [REDACTED] Okay. Um, were you assaulted or yourself?

08:25 [REDACTED] No.

08:26 [REDACTED] Nobody put hands on you...

08:27 [REDACTED] Uh, when you...

08:28 [REDACTED] Other than like pushing and like shoving and stuff, but like nobody punched you, nobody.

08:31 [REDACTED] No, they tried.

08:32 [REDACTED] Nobody slapped you?

08:33 [REDACTED] No.

08:34 [REDACTED] Um, and her demeanor, what was her demeanor with you personally?

08:37 [REDACTED] I mean, she had a flag on, I mean, she, she was, she just dressed the part. I mean, for me...

08:42 [REDACTED] You say a flag, what, what...

08:44 [REDACTED] She had a Trump flag tied around her neck.

08:45 [REDACTED] Okay.

08:46 [REDACTED] Uh, and a backpack on.

08:47 [REDACTED] Yeah.

08:48 [REDACTED] Um, I mean, wrong place wrong time, I think, I mean, if it wasn't her, I mean, it would have been someone else. Um...

08:56 [REDACTED] So, as you're there, um, you heard a, you heard a gunshot, was it loud?

09:00 [REDACTED] Yeah.

09:02 [REDACTED] Um, and if you can recall, what side did it come off, like you...

09:06 [REDACTED] Did it come from, from where I was standing, it would come from my right side.

09:11 [REDACTED] Your right side. And, did it come from next to you or behind you, could you tell?

09:16 [REDACTED] I mean, it would have to be right side and then behind.

09:20 [REDACTED] It wasn't, you know...

09:21 [REDACTED] I mean, it could have been right next to me how loud it was, it could have been right next to me.

09:25 [REDACTED] And, you didn't, did you see a muzzle flash at all?

09:27 [REDACTED] I did not.

09:28 [REDACTED] You just heard the gun shot?

09:29 [REDACTED] I just heard the gun shot.

- 09:30 [REDACTED] Um, did, did you see a gun at all?
- 09:32 [REDACTED] No.
- 09:33 [REDACTED] Um, and this, this girl, herself, uh, did she have...
- 09:38 [REDACTED] And, that's why we looked first because we didn't know if she, she could have been shot from behind, in the front, and that's why we looked and we cut her clothes off and then we saw it, and she was bleeding from her, from her left side. Um, we were like pushed back clothing... And then we rendered aid, we rendered aid immediately.
- 09:55 [REDACTED] Yeah.
- 09:56 [REDACTED] We rendered aid, we rendered aid immediately.
- 09:59 [REDACTED] No, Inaudible [09:59] I know you called for the TCC kit, which was remarkable by itself, but when, when she, before the shooting, as, as the shootings happened, I guess as you hear the gunshot, did you see any weapons in her hands?
- 10:15 [REDACTED] No.
- 10:15 [REDACTED] And, could you see her hands the whole, the whole, the entire time?
- 10:18 [REDACTED] No. I mean, no, I mean, she, I couldn't see her hands.
- 10:22 [REDACTED] Okay.
- 10:22 [REDACTED] Um...
- 10:22 [REDACTED] Did you see her hands at, at any point?
- 10:24 [REDACTED] Yeah, I mean, initially, I mean, when, I mean, I saw her each stages of when we pushed, when we move back.
- 10:29 [REDACTED] Yeah, yeah, yeah.
- 10:30 [REDACTED] So, at no time, and that's what I was telling the officers, I said, hey, look, everyone in here has not been screened, you got to maintain visual of the hands, visual of the hands, because we don't know.
- 10:41 [REDACTED] Sure.
- 10:41 [REDACTED] Um, and obviously the numbers got, got a hold of it, I mean the numbers dictated what happened up here today.
- 10:47 [REDACTED] Yeah. Absolutely, absolutely.

10:48 [REDACTED] Um...

10:48 [REDACTED] So, no, you saw no gun in hand, any sharp objects in her hand. Did you see anything at the time of the shooting itself, any that you can remember, if you have to close your eyes and like try to play back...

10:59 [REDACTED] I mean, I couldn't even tell you if there was something laying next to her. Only thing I definitely know she had a backpack...

11:03 [REDACTED] Okay.

11:03 [REDACTED] Because, her, the way her head was down and I think we took it off of her before she left, maybe.

11:10 [REDACTED] So, after the gunshot happens, did she fall immediately, like you hear the gunshots?

11:13 [REDACTED] Oh, yeah.

11:13 [REDACTED] She falls...

11:14 [REDACTED] She falls and breathing...

11:15 [REDACTED] She falls, like...

11:16 [REDACTED] And, she's breathing. We were talking to her, but...

11:18 [REDACTED] And, she's kind of like where I'm at she's Inaudible[11:20].

11:21 [REDACTED] You know, where the railing is, where the railing stops...

11:23 [REDACTED] Yep.

11:24 [REDACTED] She was kind of right there.

11:26 [REDACTED] Alright. And, as she's on the ground, um, she's laying on her back?

11:30 [REDACTED] Yes.

11:30 [REDACTED] And, you said she got shot on the left side?

11:32 [REDACTED] Um hmm.

11:33 [REDACTED] Uh...

11:34 [REDACTED] Below the collar bone I believe.

- 11:37 [REDACTED] So, I guess basically like right here?
- 11:38 [REDACTED] Yep.
- 11:38 [REDACTED] Right in there. Um, and you, in your experience, you, you got TCC, was, was somebody else, somebody else cutting her clothes off, like was they asked to do it?
- 11:46 [REDACTED] Um hmm, there was two other guys. Um, one was applying pressure...
- 11:50 [REDACTED] Were they, were they, were you Inaudible[11:51] protesters...
- 11:52 [REDACTED] No. The assault team, and the bad thing is that, and I feel awful and aid, the aid is the best we could do given the situation, because another, the other officer, his back was to him. So, you know, when you have your back to a group, that's the worst thing you can do as a law enforcement officer. And, he has a long gun. He has tact gear, he has stuff on his back. Um...
- 12:15 [REDACTED] So, the cert team came out?
- 12:16 [REDACTED] We're trying to push people back and still render aid and they started to get it and they got it. But, I mean, because they weren't listening, I mean, they listened a little, I mean, we still were able to get the chest seal on her. And, I mean, she was not looking well. I mean, she bled out a lot.
- 12:33 [REDACTED] Uh, and after you guys got the, got the kit on, who extracted her from, from...
- 12:38 [REDACTED] Uh, the cert team did.
- 12:38 [REDACTED] Cert team did. And, they took her which way, do you remember?
- 12:40 [REDACTED] We took her, because at the time of the breach, the only door that you can exit out of the Capitol was Memorial door.
- 12:48 [REDACTED] So, back out of there.
- 12:49 [REDACTED] So, my suggestion was to take her out Memorial door not bring her into the, into the area that we're trying to keep them out of. Now, we were going to cause that was a safe area, but we could not get aid to her.
- 13:01 [REDACTED] So...
- 13:01 [REDACTED] We couldn't have got her to like safety or anything.
- 13:05 [REDACTED] So, that's, that's the...

- 13:07 [REDACTED] That's the, we're on the second floor, it would have to be down one floor and out to the east front.
- 13:12 [REDACTED] Right.
- 13:14 [REDACTED] Um, and then, not a, not a clean area, but it's the only way we could extract her for to get her...
- 13:19 [REDACTED] Did you guys come back down this hallway or did you go down the stairs?
- 13:21 [REDACTED] I stayed up.
- 13:22 [REDACTED] Okay. Somebody else took her...
- 13:22 [REDACTED] So...
- 13:23 [REDACTED] The cert...
- 13:24 [REDACTED] The cert team took her down.
- 13:24 [REDACTED] Okay. Um...
- 13:27 [REDACTED] And, then I think there's footage of, of her being loaded into the ambulance.
- 13:30 [REDACTED] Uh, um, I know despite no answer. But, do you know the individual that was shot, do you know her personally, never seen her?
- 13:39 [REDACTED] No.
- 13:40 [REDACTED] Were there any other individuals out there protest wise that you recognized in the past that you might know?
- 13:44 [REDACTED] No.
- 13:45 [REDACTED] Okay. And, then the individuals on the cert team, uh, did you know any of them?
- 13:49 [REDACTED] I knew one of them.
- 13:49 [REDACTED] One of those guys?
- 13:50 [REDACTED] Yep.
- 13:50 [REDACTED] And, what was his name?

- 13:51 [REDACTED] [REDACTED]
- 13:52 [REDACTED] [REDACTED] Okay. And, uh, and he's one of the ones who helped carry her out?
- 13:57 [REDACTED] Yes.
- 13:57 [REDACTED] Okay. Um, how many gunshots did you hear?
- 14:01 [REDACTED] One.
- 14:02 [REDACTED] One gunshot.
- 14:08 [REDACTED] Were there more?
- 14:12 [REDACTED] Uh, figuring out the question.
- 14:14 [REDACTED] I just want to clarify, to be clear. They never entered into the speaker lobby area?
- 14:19 [REDACTED] No, We took them out.
- 14:20 [REDACTED] Okay.
- 14:22 [REDACTED] We did the best we could. Um, it's unfortunate what happened for sure, um...
- 14:26 [REDACTED] And, and, and, and I'm sorry, going back to the individuals Inaudible[14:31], you said, cause there's some polls and stuff and flags on the floor out there.
- 14:34 [REDACTED] That's what they were throwing into...
- 14:36 [REDACTED] That you knows as jabling, jablings to punch into the glass?
- 14:38 [REDACTED] Yeah, and, and, in fairness to the officers, I'm not trying to make them feel, they were in a no win situation. They, they left because they didn't want got, they didn't want to get jabbed in the face with a pole.
- 14:50 [REDACTED] Yep.
- 14:50 [REDACTED] Um, and I get it. But, you also, as, as a cop in law enforcement and when you're trying to do your job, at some point, you're doing it, you're doing the best that you can. And, luckily the cert team came, cause when they come up they're intimidated. When they come up, they, they, it's, it's, it's all she wrote. I mean, then...
- 15:11 [REDACTED] Did they come up, did they, were they, uh, uh, when you say they came up, did they come up from the stairs below you?

15:14 [REDACTED] Yeah.

15:14 [REDACTED] So, they come up that little where she was laying at, they came up through there?

15:17 [REDACTED] Yep.

15:17 [REDACTED] Okay. Um...

15:20 [REDACTED] And, I'm not sure how they were called or, or what their response was, but, cause I don't, I mean, yes, I have a radio, but...

15:26 [REDACTED] Yeah. I got you. So, it's, it's fair to say that, uh, the poles that were being used, the flag poles or whatever they were using were being used as weapons?

15:37 [REDACTED] Correct. And, some of them, they came in with them and then the others, because there are flags around, around, um, around the gallery, is, or around the floor, they use those and they pick them up, they pick up signs, and I'm sure you guys saw signs on the floor. They picked those up as well.

15:53 [REDACTED] Did, did you...

15:54 [REDACTED] They were throwing them.

15:56 [REDACTED] They were throwing them while you guys were standing there?

15:56 [REDACTED] Yeah.

15:57 [REDACTED] Did you personally yourself have to duck out of the way from, without being, from being Inaudible[16:00]?

16:00 [REDACTED] No.

16:02 [REDACTED] Uh, but you have people shoving these flagpoles against the glass next...

16:07 [REDACTED] Yeah. I mean, if I was standing to, on the left side of the door, it, it was more on the right.

16:12 [REDACTED] You talking about left side, you talking about if you look, if you're facing the door...

16:15 [REDACTED] Well, if you're facing the door it would be the right side.

16:16 [REDACTED] The right side, okay. Uh...

16:18 [REDACTED] If you're facing out.

- 16:19 [REDACTED] You're on that side where she's standing at...
- 16:21 [REDACTED] Correct. And, we were actually having, we had dialogue, I mean, we was going back and forth. And, like I said, it was a guy with a, with a, a buffy, like a puffy hat on, he was the agitator, he's the one that actually started breaking the window.
- 16:32 [REDACTED] Yep.
- 16:32 [REDACTED] And, the cops were there holding him back, it was fine, and then he hit it one time and it completely shattered, and they're like, oh shit, we can get in.
- 16:40 [REDACTED] Right.
- 16:41 [REDACTED] And...
- 16:41 [REDACTED] Did she, did she break the windows out? Was she...
- 16:43 [REDACTED] I mean, yes.
- 16:44 [REDACTED] She was punching windows?
- 16:45 [REDACTED] Sure.
- 16:45 [REDACTED] Okay.
- 16:46 [REDACTED] Yes. Sorry.
- 16:47 [REDACTED] No. Um, so she was obviously...
- 16:52 [REDACTED] She was in the front.
- 16:53 [REDACTED] She, she was up front, but she, she also was...
- 16:55 [REDACTED] And, then she moved off to, to the, well, it would be to the, to the right side where I was. And, I mean, there was dialogue and whatever...
- 17:02 [REDACTED] Your, your talks with her, it was, was she upset, or like loud, upset like, I know there's dialogue, but I mean, like you and I are talking or like her voice was raised, I mean...
- 17:13 [REDACTED] I think she was talking, not talking directly at me. She was just talking. And, then, then yeah, we, we exchanged dialogue and then the rest of it was just shouting out.
- 17:23 [REDACTED] Okay. Um, do you have any questions?

- 17:24 [REDACTED] So, would you describe her demeanor or her actions, was she agitated, was she assaultive, what, what type of...
- 17:31 [REDACTED] She was agitated, I mean, she definitely was one of the many that were trying to gain access.
- 17:38 [REDACTED] Okay.
- 17:38 [REDACTED] Um, obviously she was already in the building, she did that already, she showed her intent. Um, and then that barricade system was there as a last line of defense. And, I think, and that's how I, I believe those offices were bleeding was too, and that's why our cert team came up. Um, and I think that's why the response was what it was.
- 18:02 [REDACTED] Okay.
- 18:04 [REDACTED] So, one more question, as a former member of, um, the staff, the law enforcement staff, are you all trained as if there were members on the other side that were armed with weapons to leave that area or something to that effect?
- 18:19 [REDACTED] I mean, there are chamber exit, there are definitely chamber exit signs. Um, not when you're dealing with mass protesters and agitators like this, it's more on Inaudible[18:29].
- 18:29 [REDACTED] Is, is, I guess it's fair to say.
- 18:32 [REDACTED] Yes. We, there's shelter in place plans. I mean, that was blown away.
- 18:35 [REDACTED] But, when I...
- 18:35 [REDACTED] Be sheltered in place., and then we had...
- 18:36 [REDACTED] Well, no. When I asked that I mean referencing the officers that kind of left the area. Do you believe they left the area because they were overwhelmed, or do you believe they left the area because they thought they were...
- 18:46 [REDACTED] No, I think they move down to the stairs, maybe, maybe cause they saw cert. I think they moved down the stairs to let them up and not to, I don't know if they fully left, but they, once they saw cert they were like, great.
- 18:58 [REDACTED] Okay.
- 18:58 [REDACTED] You know, and, I mean, yeah, it's relief.
- 19:00 [REDACTED] Okay.
- 19:01 [REDACTED] And, I don't blame them.

19:04 [REDACTED] Um, I mean, I don't think it needs to be said, but I'll say it. It's, it's fair to say that nobody here has experienced anything like this before?

19:12 [REDACTED] Correct. Yeah. I mean...

19:15 [REDACTED] This is, uh, for, for a, a mass group of people to overtake the Capitol, well, not overtake it, but to breach it, and, and cause havoc on this type of level. It was never, you never experienced it yourself?

19:27 [REDACTED] Never.

19:28 [REDACTED] The historic one Inaudible[19:30] probably the Inaudible[19:32] to shot, and I believe that was nineteen-eight-seven.

19:37 [REDACTED] Correct.

19:38 [REDACTED] And, that would have been mass Inaudible[19:39].

19:39 [REDACTED] Correct. Alright. Uh, questions, any additional questions.

19:44 [REDACTED] No. I don't think I have any more.

19:47 [REDACTED] Uh, [REDACTED] you have anything else to add to this interview?

19:50 [REDACTED] No, sir.

19:55 [REDACTED] Um, before we end this, uh, do you know how many, there were congressional members inside the Capitol at the time. Was there a hearing taking place before the breach happened?

20:10 [REDACTED] A hearing as far as what?

20:11 [REDACTED] On the floor over there, was there...

20:14 [REDACTED] A session?

20:14 [REDACTED] A session. Was there, I'm sorry, my apologies. Was there a session that Congress taking place before the breach?

20:20 [REDACTED] Yeah.

20:20 [REDACTED] Alright. Just putting it on record that, that's what was taking place before this breach happened, and that's why, that's why it did happen. How many, how many personnel were, were here? How many congressmen or women were here?

20:34 [REDACTED] I mean, cause it was a joint session, I mean, that's unprecedented and that doesn't happen but for state of unions. Um, on the floor senate wise...

20:44 [REDACTED] Is it fair to say that...

20:45 [REDACTED] Yes.

20:45 [REDACTED] One third of the government was in chamber to include the entire congressional leadership ?

20:52 [REDACTED] And, half of the executive branch.

20:52 [REDACTED] Okay. Um, any additional questions, questions.

21:00 [REDACTED] I don't have anything else.

21:01 [REDACTED] [REDACTED] you got anything?

21:02 [REDACTED] *Inaudible [21:02]*.

21:03 [REDACTED] Um, this will conclude our interview. The time now is nineteen-twenty hours on January sixth, two thousand twenty-one.

END OF AUDIO

Signature

Date and Time

Prepared by: [REDACTED]
Internal Affairs Division

ATTACHMENT 19

Obtained via DC FOIA by Judicial Watch, Inc.
METROPOLITAN POLICE DEPARTMENT
WASHINGTON, D.C.

Internal Affairs Division

REPORT OF INVESTIGATION

P.D. 854 REV 01/94

FILE TITLE Lt. Michael Byrd- USCP	DATE OF OCCURRENCE January 6, 2021	
TYPE OF CASE Officer Involved Shooting	ISH# [REDACTED]	I.A.D. FILE NO. [REDACTED]

NARRATIVE: SYNOPSIS OF CASE INVESTIGATION

On January 6, 2021, approximately 1515 hours USCP Special Agent [REDACTED] interviewed Mr. [REDACTED] on the Capitol Grounds. The following is a summary of the non-recorded interview:

Mr. [REDACTED] provided the following information:

Mr. [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Mr. [REDACTED] stated that he was on the stairs leading up to the second floor Speaker's Hallway, he was holding his mobile phone up over his head. He provided a version of the video to Agent [REDACTED] and indicated that he was willing to email the longer version in the future.

Mr. [REDACTED] noted a male demonstrator, approximately 5'8", 130 lbs, wearing jeans and a black and yellow shirt yelling at the Capitol Police Officers, which included two uniformed officers, and one in a suit. This male was pushing on the door to the House Chamber. Ms. McEntee was nearby this male. Mr. [REDACTED] stated that the demonstrators were yelling, "We are not here for you. We are here for them!" He also observed several officers with rifles moving up the stairs. He noted approximately 30 demonstrators in the area.

He then heard a loud noise, and observed Ms. McEntee go down. He smelled what he believed was gunpowder. He did not see who fired, and he did not see Ms. McEntee in possession of a weapon.

Several USCP officers then started yelling for people to "make a hole," and she was carried out past him. He waited until the area cleared, and then he approached a uniformed USCP officer so he could share his video.

Mr. [REDACTED] informed Agent [REDACTED] he would be happy to provide an additional statement if need.

CASE STATUS [REDACTED]	PAGE 1 OF 1 PAGES	
INVESTIGATOR'S SIGNATURE [REDACTED]	DATE 1-6-2021	
SUPERVISOR'S SIGNATURE [REDACTED]	DATE 1/10/21	

ATTACHMENT 20

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
METROPOLITAN POLICE DEPARTMENT
INTERNAL AFFAIRS DIVISION**

INVESTIGATIVE FILE REPORT

P.D. 854

REPORT OF INVESTIGATION		DIVISION	BRANCH
FILE TITLE		COMPLAINT NO.	ARREST NO.
USCP Use of Force (Service Pistol)		# [REDACTED]	
X ACTIVE € CLOSED € REQUESTED ACTION FROM € REQUESTED ACTION OTHER	OTHER OFFICERS.	CROSS FILE € € € €	RELATED FILES
BY Detective [REDACTED]			
DATE January 6, 2021			

Use of Force

On January 8, 2021, [REDACTED] provided an audio-recorded statement to Agent [REDACTED] of the Internal Affairs Division (IAD). The following is a brief summary of Mr. [REDACTED] statement:

Mr. [REDACTED] stated that on January 6, 2021, there were a number of Members on the House Floor, to include the balconies debating the Electoral College. Mr. [REDACTED] recalled hearing several radio transmissions over the US Capitol officers' radios and then reported seeing several social media images coming over his mobile device. Mr. [REDACTED] then explained that a US Capitol Police Lieutenant approached the Speaker's area and gave an update on what was transpiring outside and then inside the US Capitol.

Mr. [REDACTED] then began hearing noises that sounded like someone was beating on the doors outside of the House Chamber. Mr. [REDACTED] reported that he then began assisting US Capitol officers with barricading the doors that led into the House Chamber. Mr. [REDACTED] advised that he had some more conversations with the US Capitol officers and then he began to hear glass breaking. Mr. [REDACTED] explained that the rioters may have been using a "glass punch" to break the windows. Mr. [REDACTED] further explained that this sound can be misinterpreted as "gunshots."

Upon hearing the glass being broken, someone on the House Floor began yelling, "Shots fired," and a US Capitol police officer broadcasted that shots had been fired over the radio as well. Mr. [REDACTED] recognized that the sounds were not gunshots.

Mr. [REDACTED] stated that as the rioters continued to bang and rattle the House Chambers doors, a plan was being devised to try and evacuate the remaining members from inside of the House Chamber. The House Chamber members were subsequently out into the Speakers Lobby and escorted down the west stairwell.

DISTRIBUTION:	SIGNATURE (Officer) Agent [REDACTED] # [REDACTED]	[REDACTED]
	[REDACTED]	[REDACTED]

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
METROPOLITAN POLICE DEPARTMENT
INTERNAL AFFAIRS DIVISION**

INVESTIGATIVE FILE REPORT

P.D. 854-A

REPORT OF INVESTIGATION (Continuation)		DATE January 6, 2021	BRANCH IAD
FILE TITLE Use of Force		IS# [REDACTED]	

Mr. [REDACTED] explained that shortly thereafter, he observed Lieutenant Byrd, who appeared to alone, in the Speakers Lobby utilizing a pillar as cover/concealment pointing his service pistol at the doors to the Speakers Lobby. This area was a main concentration of where the rioters were attempting to breach the House Chamber. Mr. [REDACTED] recalled hearing Lieutenant Byrd giving loud verbal commands, stating that he (Lieutenant Byrd) would "shoot." Mr. [REDACTED] stated that Lieutenant Byrd was giving other statements but he could not clearly understand what was being stated.

Mr. [REDACTED] related that he again heard the sound of glass breaking and then heard what sounded like two gunshots; however, he was not absolutely sure on the number of gunshots he heard. Mr. [REDACTED] felt that Lieutenant Byrd did everything he could do in an effort to protect the remaining Members who were trapped in the balconies of the House Chamber. Mr. [REDACTED] stated that in his opinion, Lieutenant Byrd saved a number or people's lives when he discharged his service pistol.

Mr. [REDACTED] explained that if Ms. Babbitt would have breached the Speakers Lobby, a number of other rioters would have followed Ms. Babbitt. Mr. [REDACTED] felt that if this had occurred the rioters could have easily taken Lieutenant Byrd's service pistol from him, and utilize the service pistol not only against him (Lieutenant Byrd) but the other Members who were still inside the House Chamber as well as additional rioters lives.

Mr. [REDACTED] stated that after Lieutenant Byrd had discharged his service pistol, he was definitely visibly shaken.

OFFICIAL USE ONLY

Evidence Title: [REDACTED] MP3

This transcript has been verified by [REDACTED]

This transcript starts at Jan 10, 2021 4:17 PM -05:00 and is 29m 14s in length

Agent [REDACTED] This is agent [REDACTED] of the internal affairs division. Today's date is January the eighth, 2021. Your approximate time now is 1426 hours. I'm located at the Internal Affairs Division. I'm going to take a recorded statement from [REDACTED] is going to provide a statement in reference to the events that occurred at the United States Capitol on January 6th of 2021, on the phone with me is, uh, [REDACTED] sir. Thank you so much for reaching out to the Internal Affairs Division. Uh, can you first start by introducing yourself by your full name? Uh, you can, you can use [REDACTED].

[REDACTED] All right. [REDACTED]

Agent [REDACTED] Okay. And for the, uh, just for the purposes of the recording, uh, is [REDACTED]

[REDACTED] Yeah. So [REDACTED] is preferable. We've called by.

Agent [REDACTED] How about, uh, can I just go with Mr. [REDACTED] Is that okay?

[REDACTED] Yes, yes, sir.

Agent [REDACTED] No problem. Um, so, uh, so what I'd like to talk to you about, or at least, uh, briefly you expressed to me that you got some information in regards to, um, officer, uh, excuse me, Lieutenant Byrd's, uh, discharge of a service pistol on January 6, 2021 while in the Speakers Lobby. So if you don't mind, can you just kind of tell me in your own words, how it is that you became involved in the events that led up to the discharge of a service pistol, what you saw and, uh, the, the actions that you, uh, engage in or what you had done prior to the discharge of, of, uh, the Lieutenant's service weapon?

[REDACTED] on a House Floor, and including in the balcony, obviously debating the Electoral College. Uh, you started hearing a lot of clamoring on the radio or ideas. I started hearing a lot and clamoring on the way you started figuring out something was wrong. And then in the course of phones for the lighten up with images off social media, um, uh, about that time, the Lieutenant had came to the, to the mic, uh, and the, uh, um, as we in the middle of the debate, uh, to tell people what was happening, sort of given some instructions on what needed to take place, you have something took place. Uh, then you started hearing the noise outside. Uh, you started hearing bit, uh, beating on the outer door. So there's two the doors before you actually get to the chamber.

██████████ Uh, that locks is right as you come off of a Statuary Hall, there's a there's doors there, and then there's a short little hallway or a, or an entry point. And then the, the, the glass doors that actually come into the Chamber, or you started hearing them being on that immediately, uh, myself, uh, and, uh, some Capitol police and Sergeant of Arms ran to the door that has already locked, and we began to barricade it. Uh, we grabbed the desk. I mean, another officer grabbed a desk, threw it over, someone else, go to bench through it on top of that. Uh, ██████████ came over there and not ██████████ I'm sorry. The Lieutenant, uh, came over there and started, uh, uh, talking to us to some degree. Uh, he had encouraged myself to sit back down and I explained to him real briefly what I had done ██████████

██████████ Um, and, uh, uh, and then we had a real brief conversation at that time they started beating on the door, uh, you, or you heard what I would consider, um, a glass break. Uh, it is, or a glass punch. It's a, uh, it's a charged, um, device that will punch through glass, like with a CO2 cartridge. Uh, it sounded like gunshots that went off at that time. Uh, and, uh, people started yelling, uh, shots, shots, shots, uh, sort of, you know, people on the radio saying shots fired. Uh, I, I, I didn't immediately, but quickly recognized that I wasn't there. I started, I started thinking that not those aren't shots, no shots, no shots. Don't shoot don't shoot because, uh, the Capital Police and Sergeant of Arms did appropriately took the defensive positions that needed to, to drill the arms. Especially if you assume that shots were being fired.

██████████ Um, they put themselves in harm's way, but yet, um, out of harm's way, the best they could. Uh, and, uh, at that time I actually engaged the, uh, the rioters and sort of asked them, is it worth it? Is it worth it? You almost got shot. They quit beating on the door at, uh, at that time. You still there I thought I heard a dial tone. I'm sorry. Uh, I, uh, at that time, um, the meeting has started, but then they started another agitator came to the door. He started shaking the door, things started getting pretty excited. Um, and at this time, ██████████ and I are not ██████████ I can't like you can't, you keep the Lieutenant. I interacted one more time. And I left an important part out there. We started talking about evacuating the, uh, all the members, or we didn't really have that conversation. We'd had a conversation beforehand because you gave him some instructions that I really didn't.

██████████ Um, I didn't know if it was correct, and now I want to put this out there. The officers and, um, uh, Lieutenant was doing the best they could with the equipment. And I want to say this and emphasize this, the equipment and the training that they had. Um, it didn't appear to me there was a contingency plan that was in place for them to deal with a situation like this. Uh, there definitely wasn't a contingency plan on how to evacuate the Chambers. And most definitely not a contingency plan on how to evacuate the, the, the, the balcony and a case that scenario like this, but the, the, the Sergeant at Arms and the, and the Capitol Police did the absolute best they could without that proper training or proper protocols and, and the equipment that had at the time. Um, and so the Lieutenant and I had a really brief conversation.

██████████ So when the shots were fired or we thought there were shots fired. In fact, he was just punching through the glass without believe was a glass, a glass break. They, um, they started evacuating all the members and, uh, ██████████ the Lieutenant immediately, uh, told me he was going to secure the stairwell and that's

their only to take them out, which was what I call her by the men's restroom off the Speaker's Lobby. And that's what happened. The members started going, started flowing that direction. I kind of lost track of time. There really don't know how, how long it took them because of my focus and [REDACTED] his focus, [REDACTED] and the other member of Congress that was with me and the, um, the Capitol Police Sergeant at Arms that was at the door. There was only a few of us, was all focusing now on the door, because now there were rattling the door again.

[REDACTED] And, um, anyways, that process took place. They emptied the Chamber floor for the most part. And, uh, and then you started hearing noise again. Um, uh, the Lieutenant was over there by us and we're coming back and forth. He was done a back and forth. At some point, he went back to the, to the door, uh, to where the breach was about to take place. And you could hear them banging on the door. I spun around, saw the Lieutenant in a defensive position, um, by the pillar and I mean, a defensive deficient that position that wasn't in direct line. Uh, he was in the right position, in my opinion, he's in the right position to attempt to defend where he was at and ended up appeared that he was by himself. I didn't see anybody in my line of sight. Uh, all I could do was see from where I was at.

[REDACTED] All I could do was see his action in the corner of the Lobby door, with the doors that were open. Cause not all the doors were open to the Chamber, but some, and I could see him. He was yelling, he was giving commands. Um, he was saying, I will shoot. Uh, he was saying some other stuff. I couldn't clearly make out what he was saying, but he was definitely, uh, giving commands, no question about it. Uh, you heard the glass finally break and because you could hear them banging on it. And then, uh, and the doors, the doors allow, cause there were double doors and you could hear the door rattling and then heard the glass break. And just, just, just a little bit after that. Cause when I heard that the gun discharged, it sounded like to me two shots, but, um, I'm not a hundred percent accurate on that, but that's what it sounded like to me if I'm remembering correctly.

[REDACTED] And now I want to give my opinion on this one because, uh, I didn't see her enter or come through the door. I couldn't see that. All I could see was lieutenant's position. He, uh, he did everything he could do. You know, we, there wasn't many of us and we were outnumbered and it appeared to me. He was by himself, we were defending the front door and they were shaking the door. And it seemed like to me that they previously broach broke off to, um, to, to cause it, to cause us to have to defend to two positions, which we clearly didn't have the manpower and the, um, chamber at that time, not keep in mind. All the members on the floor for the most part were gone. I think there was only a few of us left, but in the balcony, the balcony hadn't been, um, evacuated yet.

[REDACTED] So there were still members and staff that were on the floor in a balcony and down laid down. So he, the Lieutenant still had to defend that position while we were defending the front, I was prepared to run forward and there with someone else with me, I don't know the person's name to run forward, to help the Lieutenant over there. But when he fired those two shots and my opinion he saved a lot of people's lives because he was given the commands. And if she would have breached, everyone would've followed. And if he wouldn't have discharged his weapon after saying he was going then those rioters could have easily taken the gun away from

him and use it against him and use it against all of us. And I will tell you without question, the man that I was with and the women that I was with at that front door, if those rioters would have come through there, there was no question on my mind.

██████████ They would also use deadly force. And there was a lot more people that would have been seriously injured if not killed at that point. Uh, but it, because of his actions, he stopped others from breaching. Unfortunately it did cost, uh, a young lady, her life, but it's also changed the lieutenant's life too, because I will believe too. I'll be willing to say he's probably never discharged his weapon in that manner before. And he was visibly shaken afterwards because I went over and I gave him a hug and a side hug, and I told him he did the right thing. And I believe in my heart, he did the right thing because he saved other people's lives too. And maybe ours, but definitely other rioters life too.

Agent ██████████ Okay. Now, uh, Mr. ██████████ let me, let me ask you this. Did you ever actually, prior to the shooting or to discharge of, of the service pistol, did you ever go out into the Speaker's Lobby?

██████████ No, I was, I, all my focus was a hundred percent on those front doors.

Agent ██████████ Okay. So, and you, you say the front doors that lead into the, the House Chamber?

██████████ Yeah, the front would I consider the front doors, if it's the doors that open up that walk that you can walk down a short hallway directly in the Statutory Hall.

Agent ██████████ Okay. So, um, so you're not talking about the doors of the House Chamber that lead out into the Speaker's Lobby. Is that correct?

██████████ No, sir. Not, not, I wasn't at those doors. I was at the middle, I guess you'd call the middle doors. The Speaker's Lobby is actually behind as you know, it was behind the, the diocese where the, where the Speaker interacts with inaudible a lot is behind that. I just know the front door is a door in the middle, in the middle aisle of the, uh, of the, uh, the, the seating that runs directly into an opens directly into, uh, the hall le that leads to Statutory Hall.

Agent ██████████ Now, when, when you were in the House Chamber, um, what door where you specifically at, where you were in a position to actually see Lieutenant beer? Um, excuse me, Lieutenant Byrd's, um, position. Um, was it like the first door in the Speaker's Lobby or was that the second door? Cause I think there's a couple of doors. If I remember correctly,

██████████ I was, I was still at, um, I was still at the front door, but I was standing in, um, in the role of the Chair. So I had an elevated position. So I wasn't looking over the chairs. I was looking at that. I was actually an elevated all the way to position to stand in between the first and second row of the back two rows. So I was standing in the, in the back row. Um, and I had to turn and face the Speakers Lobby I heard the commotion and I heard him yelling and giving commands. And that's what, and that's why I said, I couldn't see all I can do with, see, I could see him. And it appeared to

me that he was, he was buy himself at the time. There was, there was nobody in my, if there was anybody else there, there was nobody in my site line, in my eyesight.

Agent [REDACTED] Okay. So was the dose, so if I'm understanding, correct, I'm trying to visualize, and I'm not overly familiar with the areas as well as you are. I only spent a brief period of time in there Wednesday night after the incident, but we're one of the doors to the House Chamber out into the Speakers Lobby open. And that's how you were able to see them. Okay.

[REDACTED] Yeah, there is a majority of them were open, keep in mind that they had, they had locked it all up and then they had unlocked it for, uh, for members to evacuate the floor because the members were all over the floor. So I think members, members, and staff correct all over with all of the force. So they had locked the doors, um, to the Speaker's Lobby and then they locked it. So they locked the Chamber doors going into a Speakers Lobby. Then they locked the doors from the outside on either side. So the Speakers Lobby that, uh, that led into there, but when they started evacuating everybody, they got everybody out of the Chamber as quick as they could the mind when they were doing that, they thought shots had been fired because of the glass punch.

Agent [REDACTED] Okay. Uh, I'm starting to track with you now. Uh, Mr. [REDACTED] again, I was a little bit confused, but okay. I got you. So, and, and then, um, I, uh, am I correct in assuming that all the staff and Representatives were escorted out the West side stairwell, would that be correct?

[REDACTED] Well, I would have, I don't know my directions inaudible if I can be facing.

Agent [REDACTED] Yeah, you guys. So we're, we're the, where the discharge of the service pistol took place. We're considering that the East stairwell,

[REDACTED] I would say if you're considering that the east stair well, which is probably right, that'd be the East front steps. So I believe the majority went down the West. Now when the evacuation started taking place, I really don't know. I know that a lot of, you know, I say this not for political purposes. I'm just saying that I know a lot of Republican members because they would have, they would have been on the West side, went down that way because I know that's the direction they headed, but once everybody started evacuating my attention, 100% turned back on the front door. So I don't know if anybody used the East stairway or not. I was instructing them to use the West because the East side is also much closer, um, to the entry point, uh, downstairs that that would lead to possibly more trouble. Cause that could, that, that particular stairway will kick you out a little closer to, or if they were, I didn't, I wasn't for sure where they enter into the complex or into the Capital at that point, I wasn't straight. That's why I know I was in front of everybody that was looking at me going to the West side.

Agent [REDACTED] Okay. So now I, okay. So I understand now because the East side is, of course we're most of the demonstrators ended up, um, attempt to

[REDACTED] They, they, they weren't there at first. I don't, I don't believe they were there first cause they, that happened after I didn't hear the commotion and the

Lieutenant, um, didn't go there. Uh, when they, when we were the first place they attacked, the rioters attacked was that the front door, it took them a while. It may have been five minutes and maybe in 15 minutes it may have been 30 seconds. I don't know how long kind of lost track of time. Uh, but I don't know how long it took, but it wasn't immediate that they went through the, what you're calling the East side, um,

Agent [REDACTED] The Speaker's Lobby. Right. And the door that they attacked that you keep referencing the front door. Does that, does that door have a specific name or do you guys just refer to as the front door of the House Chamber?

[REDACTED] I don't know if the entry door I don't, I don't, I don't, I don't know if I'm sure it has everything you've got. I'm sure I'm not using it right now, but it's called the front door. That's just my, my, my reference.

Agent [REDACTED] I, I understand. And, uh, um, I'm, I'm just trying to get better vantage point of like what door they actually, you know, tried to attack. Um, but okay. Now, um, you, you said that you were in a position to see Lieutenant, uh, uh, Byrd, but you didn't see, uh, you didn't see, uh, Ms. McEntee. Is that, is that correct? Because of the way you were positioned in the House Chamber?

[REDACTED] Yes, I did not see, I could do not see her, but I did not see, I could hear him, but I was watching, but I was looking back and forth because we were really concerned that we were about ready to have, to have to confront two fronts at that point. And so we, we were, we, I was just, I was going back and forth cause the latter they got over there, the latter, they started beating on our front door.

Agent [REDACTED] Okay. And while you were still inside of the House Chamber and you had mentioned, um, uh, uh, the staff and some, uh, some other Representatives that were still, uh, um, kind of, uh, not trapped, but I guess they were kind of just stagnant in the balcony cause they had nowhere to really go.

[REDACTED] I would consider them trapped because the doors were still locked up there right after, right after Lieutenant, um, uh, had to discharge his weapon. Uh, and, and unfortunately, um, shoot, uh, the, the young lady he'd walked back over there to me because by then, then everybody else was around there. There was a, there were some other people running that way. Um, or they may have been over on the West side, so they don't know where they came from, but they came, there were some people I saw them, running in that direction fairly quickly towards [REDACTED] position. And uh, and then [REDACTED] came over, walked over where we were at. And I didn't leave where I was at. I was still right there when he did, I act, he was, he was, you could see him as physically, um, distraught. And I actually hugged him, I actually gave him a side hug and I said, I said, sir, you did what you had to.

[REDACTED] And I mean that, I, I truly believe his actions, saved a lot of other people's lives. Unfortunately it did take a young lady's life, but he did what he had to do. He stopped other people from breaching and it stopped that rioting from moving any farther from where he was at, uh, which, which, and, and so then that's when we also realized that we still had people on the front, there was a gentleman named [REDACTED].

He was up there and I recognized him and I recognized another name, the guy named [REDACTED]. At that time, I was already hollering at them to get down, get out at night, to get down, but get out of there. He helped me to get out and they there wasn't for sure what door to go at.

[REDACTED] And I said, break a door, get out. And then they, there was a Sergeant that was up there and I don't know who hollered at him. He says, Sergeant, you have your keys. And he says, I need keys. He says, you have your keys. And then he started fiddling around in his pockets and he found his keys and they unlock the door. And then they, uh, exited, uh, they started going the wrong way. And, but they finally exited the right direction, went down the stairway and then they also went down the, as you were saying the Western stairway.

Agent [REDACTED] Okay. Now, when, when, when you saw an, and I know what you're referring to, what you would refer to [REDACTED] a couple of times, you're still referring to Lieutenant Byrd.

[REDACTED] I have a clue. I keep calling him that.

Agent [REDACTED] Uh, it's not an issue. I just want to be clear. I wanted to clarify, um, Mr. [REDACTED] could you see any other, were you in a position to see any of the other two Capitol police officers that were reportedly in the Speakers Lobby hallway with, with Lieutenant Byrd when he discharged his service pistol?

[REDACTED] No. As I said, from my vantage point, the only people I, the only person I saw was a Lieutenant, as I said, right after he discharged his, his, his weapon. I did see people running that way. That looked like Capital Police. Um, one person was carrying an assault rifle or, um, I could use a different name for that, but I'm just using that for personal understanding. . And, uh, and he was, he, he, he, I saw him clearly running that direction too, but I don't know where, I don't know where everybody else's position. I could see. It was just a narrow window. There's only a double door. So you don't have a full, you don't have a full view. You just see this, the doors are open, the doors that are open, you can see where he was at.

Agent [REDACTED] Okay. And then, um, in the position that you were in and you clearly could, uh, stay like you saw a Lieutenant Byrd, was there anybody else that you know of that was in a position to see him or see his actions? I have no idea. Okay. All right, sir. No problem.

[REDACTED] And I didn't talk to anybody else, talk to anybody else and ask them either. They're there. Things were moving very fluent at that time.

Agent [REDACTED] Now, after Lieutenant Byrd discharged the service pistol, what, what actions did he take afterwards? Cause you had mentioned at one point you had, you had a, you had a brief conversation with him. Did he come back into the house chamber or did you step out into the Speakers Lobby?

[REDACTED] No, no. At some point he walked over to me and I don't know the timeframe. I don't know the timeframe, but it was, it was shortly after that. I am, like I said, I had, no, I had no recollection of the time. It may have been maybe the five

minutes later with have 30 seconds later, but I don't think it was 30 seconds, like right. If it was, it was sometime after that.

Agent [REDACTED] All right. And then my final question for you, sir, and I know you're busy, I appreciate your time today. Um, is there anything differently and I'm asking you to speculate, but, um, is there anything differently that Lieutenant Byrd could have done during this situation?

[REDACTED] I, I don't, I don't think so. To me, it looked like he was by himself, but even if he had five other people with him, it doesn't matter how many people were there. Unfortunately, the young lady breached and when she was the first one through and he had already been giving commands there was no question he was giving commands. He was threatening to use lethal force. And if he wouldn't have done that, it would have put a lot more people's lives at risk. Because as I stated earlier, they would, if you're not willing to use it at that point after threatening and giving your command, there's a good chance your weapon is going to be taken away from you. And, uh, and so I don't see what other choice he had. I mean, what other choice did he have allowed him to breach and put everybody else's lives at risk? Uh, he was clearly stating what he was going to do and she was inaudible no one was better. She clearly wasn't paying attention.

Agent [REDACTED] Okay. And, and again sir uh, you can say with absolute certainty that you heard verbal commands about what he was prepared to do. If they, if his commands were not followed

[REDACTED] Without question, he was giving commands. Can I tell you exactly what he was saying?

Agent [REDACTED] I would actually, I would actually welcome that, sir, if you can, if you can recall verbatim or even close, I would actually,

[REDACTED] I can't, I can't recall what he was saying, but he was definitely, she was definitely screaming, shouting orders. There's no question about that.

Agent [REDACTED] Okay. All right then, um, Mr. [REDACTED]

Agent [REDACTED] One thing I want to add on this thing that no one has, I don't think you and I haven't talked about a thing that confused me on this whole situation is how they know the location, everything, because afterwards, when things calm down slightly, you guys, and we're trying to still secure the perimeter. Um, I went back to my office and I was sitting and I was confused about how would they have known where the Speakers Lobby was because to be quite frank, when I first came in as a [REDACTED] it took me a month to figure out that I could get into the chamber that way. I didn't know. I mean, I just, you know, you're, you're, you're new. You don't know that. And I didn't even my first time ever going to the Capitol, I sure the heck didn't know where the, where the Senate was or where the Chamber, where there were the, there were the chamber that, and, uh, that night I got a text message from [REDACTED]

[REDACTED], I didn't know who the young lady was that had got shot at the time. And I was like, I questioned things. I just question one. And, um, and then it wasn't until the next day that I learned her name.

[REDACTED] I said, well, she there. And he says, I believe she had been there several times.

[REDACTED] I would assume she'd been there. So thanks. Cause she didn't live in San Diego at that time. They lived in Washington, D.C. And so I say that because I don't think it was any accident that she knew where the Lobby was and it wasn't any accident that she was the first one through the, through the glass. Someone had to lead them over there until them were that was at.. And you're not going to accidentally be pushed to the front if you mean that was too crowded. And so I'm not, I'm just, I'm just opening a little bit, make it a little bit farther up. But I believe that, that there was a group of people that led them there. She, if she was one of them, I don't know. But to be in the front of the crowd you had, you had to be leading at some point.

Agent [REDACTED] Yeah. I mean, I guess, and it's, and again, this is just pure speculation on my part. It, there, there has been some conjecture about, did somebody actually lead them up there or was it just, and like you had mentioned, it's not by accident. Was it just plain dumb luck? And it, it, you know, the plain dumb luck just doesn't seem to fly. It almost seems like somebody was, and you're absolutely right. I wouldn't be able to find my way around there, you know, if I'd been there a month, but, uh, you know, it, appears like, you know, I, I can't imagine that they could have gotten that lucky. It almost appeared like someone did know, you know, the structure of the building and knew where to go, but you know, that's not really my purview.

[REDACTED] Well, I get that, but I do, there was, it was a purpose. They purposely though when they went over there, they purposely tried to make it a, um, they purposely were trying to make us defend two positions. They purposely was trying to go around the first place we had barricaded off and had successfully prevented them from coming in.

Agent [REDACTED] So while, while Lieutenant Byrd and correct me if I'm wrong, sir, a while Lieutenant Byrd was, was, was maintaining the Speakers Lobby doors. There were demonstrators that were still trying to get in what you refer to as the front door or the entry door,

[REDACTED] Oh, absolutely. In fact, at that point they had became, uh, even even more aggressive. Uh, and I think at one point, [REDACTED] was, uh, was visiting with at some point during that, through, I don't know if he was visiting with them during the time, but that, um, the lieutenants had a discharges with her or not. But I know, I know that [REDACTED] uh, inaudible was, was confronting them too because they became a lot more agitated.

Agent [REDACTED] Alright. Um, Mr. [REDACTED] I don't, uh, I don't have any, uh, I don't have any further questions for you, sir. I appreciate your time again. Say, taking time away from your ~~dad~~. I know you've been busy. Um, is there anything that you would like to add to your statement while the recording is still going, that you think will be relevant or helpful? Uh, regarding the events of January the sixth of 2021?

family

[REDACTED] No, sir. But if you need anything else from me I'm available. Yes, sir.

Agent [REDACTED] Um, okay. So if I can just ask you to stay on the line with me for 30 more seconds, I want to conclude your statement. Um, the current time now is, uh, 1455 hours. I'm going to go ahead and conclude the statement of, uh,

[REDACTED] Alright, stand, hold on, sir.

ATTACHMENT 21

CSSU Case File Review Form

DFS Case Number: [REDACTED] Agency Case Number: [REDACTED]

CASE FILE REVIEW	Review		
	Yes	No	N/A
Case Review:			
Is the narrative accurate?	/		
Is the case demographic information populated in LIMS?	/		
Is the Chain of Custody correct for each item of evidence?	/		
Notes and Technical Aspects:			
Are notes/worksheets clear, complete and accurate, to include lot numbers, equipment identifiers, and control data (where applicable)?	/		
Have all appropriate supporting documents been included within the case file in accordance with DFS guidelines?	/		
Are all corrections and additions to paperwork done in accordance with DFS guidelines?	/		
Have photographs been captured and archived in accordance to CSSU guidelines?	See Commentary		/
Where applicable, are deviations from established procedures approved and documented?			/
Report and Case File:			
Is the report accurate, capable of being understood by the customer, and supported by the notes and accompanying documentation?	/		
Is the report free of spelling errors?	/		
Are identifying names, numbers, and descriptions correct and consistent throughout the case file?	/		
Does each page of documentation possess the case number, scientist's handwritten initials, and an overall page number?	/		
LIMS:			
Is the information in LIMS accurate and complete?	/		
Have the items of evidence been entered correctly and are they consistent with the case notes?	/		
Has/Have the request(s) been initiated and/or completed by the appropriate scientist?	/		
Have you marked the appropriate request(s) as reviewed in LIMS?	/		
Case File Review By: (Printed Name and Signature) [REDACTED]	Date: 01-13-2021		

CSSU Case File Review Form
 Document Control Number: 4406
 Revision: 4

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 Issuing Authority: Director
 Issue Date: 10/22/2018 11:44:19 AM

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Report of Crime Scene Examination- Crime Scene Sciences Unit

DFS Case #: [REDACTED]	Agency Case #: [REDACTED]	Scientist(s): [REDACTED]	Report Date: 01/11/2021
Requesting Agency and Address: Metropolitan Police Department 300 Indiana Ave., NW Washington, DC 20001		Requestor(s): IAD Agent [REDACTED] IAD Agent [REDACTED]	Offense: Death Investigation
Offense Date: 01/06/2021	Date/Time Called: 01/06/2021 1700 hours	Date/Time Arrived: 01/06/2021 1715 hours	Date/Time Cleared: 01/06/2021 1815 hours
Location of Offense: 1 First Street NW		Location(s) of Processing: 110 Irving Street NW (Medstar Washington Hosp. Center)	
Person(s): Pamatian (McEntee, Ashli) (P1)			

Investigative Information:

Reportedly, P1 was shot while inside the listed offense location and succumbed to her injuries. P1 was transported to Medstar hospital from the scene.

Scene Examination:

Upon arrival to scene, the undersigned met with IAD Agents [REDACTED] and [REDACTED] and was provided with a brief description of the assignment. A plastic patient belonging bag containing items reportedly belonging to P1 was recovered from Agent [REDACTED] inside of Medstar. Special Police Sergeant [REDACTED] turned over a plastic Ziploc bag containing a folding knife reportedly belonging to P1 outside of the hospital. No photographs were taken at Medstar Hospital.

Upon return to the Consolidated Forensic Laboratory, the items were inventoried, and photographs were taken of the items recovered.

Evidence Collected:

The following evidence was collected during the course of the examination of above crime scene:

DFS Item #1: (Agency Item # P1-1): One pair of black "Asset Spanx" leggings, unknown size with suspected blood recovered from Medstar inside a patient belonging bag from IAD Agent [REDACTED]

DFS Item #2: (Agency Item # P1-2): One pair of brown "LL Bean" boots size Womens 7 with suspected blood recovered from Medstar inside a patient belonging bag from IAD Agent [REDACTED]

DFS Item #3: (Agency Item # P1-3): One pair of pink "35 below" socks from Medstar inside a patient belonging bag from IAD Agent [REDACTED]

DFS Item #4: (Agency Item # P1-4): One pink sock from Medstar inside a patient belonging bag from IAD Agent [REDACTED]

DFS Item #5: (Agency Item # P1-5): One coral iPhone with clear case from Medstar inside a patient belonging bag from IAD Agent [REDACTED]

Scene Report	Page 1 of 2
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DISTRICT OF COLUMBIA
DFS
DEPARTMENT OF
FORENSIC SCIENCES

DFS #: [REDACTED]

Agency Case #: [REDACTED]

Report Date: 01/11/2021

DFS Item #6: (Agency Item # P1-6): One Green "Para force" folding knife recovered from SPO Sgt [REDACTED] #S10 at Medstar hospital inside a plastic bag.

Disposition of Evidence:

Documentary photographs were archived on 01/10/2021. The above evidence was submitted to the Central Evidence Unit Room 1135 and Digital Evidence Storage Room 2169 locker #22 on 01/06/2021.
End of Report.

Name: [REDACTED]
Signature: [REDACTED]
Title: Forensic Scientist

Scene Report
Document Control Number: 5047
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Issuing Authority: Director
Issue Date: 7/17/2017 10:03:25 AM

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CSSU Scene Examination Worksheet

Case Information:

DFS Case #: [REDACTED]	Agency Case #: [REDACTED]	Scientist: [REDACTED]
Offense: <i>Discharge of Service Weapon Death</i>	Officer at Scene: <i>N/A</i>	Badge #: <i>N/A</i>
Date: <i>01/06/2021</i>	Time Assigned: <i>1700</i> hrs.	Time Arrived: <i>1715</i> hrs.
	Time Completed: <i>1815</i> hrs.	
Offense date: <i>01/06/2021</i>	Offense location: <i>U.S Capitol - First St NW</i>	PSA: <i>102</i>
Processing location(s): <i>Medstar - 110 Irving St NW</i>		
Weather: <input type="checkbox"/> Sunny <input type="checkbox"/> Night <input type="checkbox"/> Precipitation <input type="checkbox"/> Overcast <input checked="" type="checkbox"/> Indoor <input type="checkbox"/> Other:		Temp: <i>N/A</i> °F
Detective: [REDACTED]	On-scene? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Contact number: [REDACTED]

Involved Subject(s):

Name: <i>Ashli (McEntee) Pamikian</i>	P#: <i>1</i>	Sex/Race: <i>F/W</i>	DOB: <i>10/10/1985</i>	Vic/Susp/Other
Address: [REDACTED] <i>unprotected building</i>				
Name:	P#:	Sex/Race:	DOB:	Vic/Susp/Other
Address: <i>N/A</i>				
Name:	P#:	Sex/Race:	DOB:	Vic/Susp/Other
Address:				

Tasks completed:	Assigned to:
Photography <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	[REDACTED] <i>DIMS 1610309693-8-01/10/2021</i>
Evidence Collection <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	[REDACTED]
Latent Processing <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Sketch/Measure <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Leica Scan <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Other: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	

Notes:

w/ FS [REDACTED]
W/F - shot @ Capitol by Capitol Police - one GSW - 1515hrs pronounced
knife w/ Hospital Security - yellow silver folding knife - titanium sheath - 17.35ins
Clothing in patients belongings of 190 agents to Green - @ SID [REDACTED] @ Hospital
LABACW contents recovered - office room in ER
[REDACTED] - Special Police Officer
Sgt. [REDACTED] SID
No photos @ Medstar taken - precedent @ Medstar - no services

CSSU Scene Examination Worksheet Document Control Number: 5041 Revision: 3	Issuing Authority: Director Issue Date: 6/10/2019 5:51:11 PM
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Pg. 1 of 2
 Int. [REDACTED]



CSSU Notes

Agency Case #: [REDACTED]	DFS Case #: [REDACTED]
Date Collected: 01/06/2021	Scientist: [REDACTED]

@CFL - Photos taken of items recovered

Patient's Belongings Bag → Back "Assets SPinx" - no visible size - ^{cut/} ~~toxic~~ presumably by (PI-1) medical personnel

↳ Discarded - suspected blood inside ↳ w/ suspected blood

→ Brown "4.1 Bean" Pants size 74 Women w/ suspected blood (PI-2)

→ One pair pink "35 below" socks (PI-3)

→ One pink sock (PI-4)

→ Cell phone - iPhone - Case w/ clear case → inside a ^{bag} ~~plastic~~ plastic (PI-5)

Folding knife - turned over from SPD Sgt. [REDACTED] - ^{in placed on the airplane made} on scene inside plastic bag - submitted to 2168 Luster 22

↳ Green "Para Force" (PI-6) - photo'd

11-1 thru PI-4, PI-6 - submitted CSU KM 1135 - 01/06/2021

CSSU Notes Worksheet	Issuing Authority: Director	Pg. <u>2</u> of <u>2</u>
Document Control Number: 5036	Issue Date: 4/15/2018 12:39:36 PM	Int. [REDACTED]
Revision: 2	UNCONTROLLED WHEN PRINTED	

CSSU Case File Review Form

DFS Case Number: [REDACTED]

Agency Case Number: [REDACTED]

CASE FILE REVIEW	Review		
	Yes	No	N/A
Case Review:			
Is the narrative accurate?	K		
Is the case demographic information populated in LIMS?	K		
Is the Chain of Custody correct for each item of evidence?	K		
Notes and Technical Aspects:			
Are notes/worksheets clear, complete and accurate, to include lot numbers, equipment identifiers, and control data (where applicable)?	K		
Have all appropriate supporting documents been included within the case file in accordance with DFS guidelines?	K		
Are all corrections and additions to paperwork done in accordance with DFS guidelines?			K
* Have photographs been captured and archived in accordance to CSSU guidelines?	K		
Where applicable, are deviations from established procedures approved and documented?			K
Report and Case File:			
Is the report accurate, capable of being understood by the customer, and supported by the notes and accompanying documentation?	K		
Is the report free of spelling errors?	K		
Are identifying names, numbers, and descriptions correct and consistent throughout the case file?	K		
Does each page of documentation possess the case number, scientist's handwritten initials, and an overall page number?	K		
LIMS:			
Is the information in LIMS accurate and complete?	K		
Have the items of evidence been entered correctly and are they consistent with the case notes?	K		
Has/Have the request(s) been initiated and/or completed by the appropriate scientist?	K		
Have you marked the appropriate request(s) as reviewed in LIMS?	K		
Case File Review By: (Printed Name and Signature) [REDACTED]	Date: 1/8/2021		

*DIMS would not populate, call # obtained



DISTRICT OF COLUMBIA
DFS
DEPARTMENT OF
FORENSIC SCIENCES

Report of Crime Scene Examination- Crime Scene Sciences Unit

DFS Case #: [REDACTED]	Agency Case #: [REDACTED]	Scientist(s): [REDACTED]	Report Date: 01/10/2021
Requesting Agency and Address: Metropolitan Police Department 300 Indiana Ave., NW Washington, DC 20001		Requestor(s): Det. [REDACTED]	Offense: Death Investigation
Offense Date: 01/06/2021	Date/Time Called: 01/06/2021 at 17:40 hrs.	Date/Time Arrived: 01/06/2021 at 18:02 hrs.	Date/Time Cleared: 01/06/2021 at 21:00 hrs.
Location of Offense: 1 First St NW		Location(s) of Processing: 1 First St NW	
Person(s): Byrd, Michael (P1) and Pamation (McEntee), Ashli (P2)			

Investigative Information:

Reportedly, P2 was involved in a First Amendment demonstration when she entered a restricted area and was shot by P1. P2 was transported to MedStar Washington Hospital Center where she was pronounced.

Scene Examination:

At 1 First St NW, one (1) cartridge case was observed on the floor behind a sofa in the Speaker's Lobby. Four (4) flags and a suspected blood trail were observed in the hallway leading to the Speaker's Lobby. The suspected blood trail started from the hallway leading down stairs to the first floor security area. A flag, backpack, face mask, and clothing were observed on the floor of the first floor security area. A handgun, magazine, and cartridges belonging to P1 were turned over by Capitol Police Officer [REDACTED] to the writer. Forensic Scientist (FS) [REDACTED] took documentary photographs of the layout of the House Chambers and the Speaker's Lobby, the location of the cartridge case, the suspected blood trail, the flags, the backpack, clothing, and the face mask. FS [REDACTED] also took documentary photographs of the location and condition of the handgun, magazine, and cartridges. Four (4) Leica Scans were completed by FS [REDACTED]. A scan plan was completed by Forensic Scientist Supervisor [REDACTED]. The cartridge case, flags, clothing, backpack, face mask, handgun, cartridges, and magazine were collected by the writer.

At the Consolidated Forensic Laboratory, an inventory of the clothing and backpack was completed. Items removed from the back pack included the following: clothing, stickers, US currency, a face mask, a California driver's license in the name of McEntee, Ashli, four (4) credit cards in the name of McEntee, Ashli, gloves, sunglasses, a wallet, and cigarettes. The above items and the clothing and flags recovered from the incident location were further photographed by FS [REDACTED].

FS [REDACTED] responded to MedStar Washington Hospital Center. Refer to her report for further information.

Scene Report
Document Control Number: 5047
Revision: 1

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Issuing Authority: Director
Issue Date: 7/17/2017 10:03:25 AM

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DFS #: [REDACTED]

Agency Case #: [REDACTED]

Report Date: 01/10/2021

Evidence Collected:

The following evidence was collected during the course of the examination of above crime scene:

- DFS Item #7: (Agency Item #CS1-1):** One (1) "SPEER 40 S&W" cartridge case recovered from the floor of the Speaker's Lobby
- DFS Item #8: (Agency Item #CS1-2):** One (1) handgun with following markings, Slide: 'Glock 22 .40 [REDACTED] Frame: "[REDACTED]', turned over by Capitol Police Officer [REDACTED]
- DFS Item #9: (Agency Item #CS1-3):** One (1) "Glock" magazine turned over by Capitol Police Officer [REDACTED]
- DFS Item #10: (Agency Item #CS1-4):** Fifteen (15) cartridges "SPEER 40 S&W" in a sealed PD14, turned over by Capitol Police Officer [REDACTED]
- DFS Item #11: (Agency Item #CS1-5):** One red and white "Trump Nation" flag with wooden pole recovered from the hallway outside of the Speaker's Lobby
- DFS Item #12: (Agency Item #CS1-6):** One (1) red and blue "Trump 2020" flag with suspected blood recovered from the floor near security area on first floor
- DFS Item #13: (Agency Item #CS1-7):** One (1) blue long sleeve shirt brand: "Independent Trading Co" size: S with suspected blood and defects recovered from floor near first floor security area
- DFS Item #14: (Agency Item #CS1-8):** One (1) blue face mask "TRUMP 2020" recovered from floor near first floor security area
- DFS Item #15: (Agency Item #CS1-9):** One (1) red, white, and blue "JANSPORT" backpack recovered from floor near first floor security area
- DFS Item #16: (Agency Item #CS1-10):** One (1) pole wrapped in red, white, and blue tape recovered from floor near outside Speaker's Lobby
- DFS Item #17: (Agency Item #CS1-11):** One (1) American flag on metal pole recovered from floor near outside Speaker's Lobby
- DFS Item #18: (Agency Item #CS1-12):** One (1) blue "TRUMP 2020" flag on plastic pole recovered from floor near outside Speaker's Lobby
- DFS Item #19: (Agency Item #CS1-13):** One (1) gray long sleeve shirt brand: "Aerie" size: M with suspected blood and defects recovered floor near first floor security area
- DFS Item #20: (Agency Item #CS1-14):** One (1) gray bra brand: "Bebe" size: M with suspected blood recovered floor near first floor security area
- DFS Item #21: (Agency Item #CS1-15):** One (1) "United We Stand" face mask, eight (8) stickers, plastic, one (1) sanitary pad recovered from front small pocket of CS1-9
- DFS Item #22: (Agency Item #CS1-16):** US Currency, \$266, recovered from front medium pocket of CS1-9 (12 \$20, 1 \$10, 2 \$5, 6 \$1)
- DFS Item #23: (Agency Item #CS1-17):** Two (2) green gloves, sunglasses, paper, wallet, four (4) credit cards in the name of McEntee, Ashli, cigarette box with 3 cigarettes recovered from front medium pocket of CS1-9

Scene Report

Document Control Number: 5047

Revision: 1

Page 2 of 3

Issuing Authority: Director

Issue Date: 7/17/2017 10:03:25 AM

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DISTRICT OF COLUMBIA
DFS
DEPARTMENT OF
FORENSIC SCIENCES

DFS #: [REDACTED]

Agency Case #: [REDACTED]

Report Date: 01/10/2021

DFS Item #24: (Agency Item #CS1-18): One (1) California driver's license in the name of McEntee, Ashli recovered from front medium pocket of CS1-9

DFS Item #25: (Agency Item #CS1-19): One (1) black jacket "Eddie Bauer" size: M recovered from large pocket of CS1-9

DFS Item #26: (Agency Item #CS1-20): One (1) brochure recovered from left front pocket of CS1-19

DFS Item #27: (Agency Item #CS1-21): One (1) black scarf "Calvin Klein" no size recovered from large pocket of CS1-9

DFS Item #28: (Agency Item #CS1-22): One (1) green scarf no brand no size recovered from large pocket of CS1-9

DFS Item #29: (Agency Item #CS1-23): One (1) gray "OB Brewery" beanie no brand no size recovered from large pocket of CS1-9

DFS Item #30: (Agency Item #CS1-24): One (1) tan sweater "Eddie Bauer" size: M recovered from large pocket of CS1-9

Disposition of Evidence:

Documentary photographs were archived on 01/06/2021. Items #CS1-1, #CS1-4, #CS1-5, #CS1-8 through #CS1-12, and #CS1-15 through #CS1-24 were submitted to Central Evidence Unit Room #1135 on 01/06/2021. Items #CS1-2 and #CS1-3 were submitted to Central Evidence Unit Bay Locker #4 on 01/06/2021. Items #CS1-6, #CS1-7, #CS1-13, and #CS1-14 were submitted to Central Evidence Unit Room #1135 on 01/10/2021.

End of Report.

Name: [REDACTED]

Signature: [REDACTED]

Title:

Forensic Scientist

Scene Report

Document Control Number: 5047

Revision: 1

Page 3 of 3

Issuing Authority: Director

Issue Date: 7/17/2017 10:03:25 AM

UNCONTROLLED WHEN PRINTED

[REDACTED] 7-12-21



CSSU Scene Examination Worksheet

Case Information:

DFS Case #: [REDACTED]	Agency Case #: [REDACTED]	Scientist: [REDACTED]
Offense: Discharge of SW	Officer at Scene: N/A	Badge#: N/A
Date: 1/6/21	Time Assigned: 1740 hrs.	Time Arrived: 1802 hrs.
		Time Completed: 2100 hrs.
Offense date: 1/6/21	Offense location: 1 First St NW	PSA: 102
Processing location(s): 1 First St NW		
Weather: <input type="checkbox"/> Sunny <input type="checkbox"/> Night <input type="checkbox"/> Precipitation <input type="checkbox"/> Overcast <input checked="" type="checkbox"/> Indoor <input type="checkbox"/> Other:		Temp: N/A °F
Detective: [REDACTED]	On-scene? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Contact number:

Involved Subject(s):

Name: Byrd, Michael Lt	P#: 1	Sex/Race: un	DOB: unk	Vic/Susp/Other
Address: 119 D St NE				
Name: McEntee, Ashli	P#: 2	Sex/Race: w/f	DOB: 10/10/1985	Vic/Susp/Other
Address: [REDACTED]				
Name: [REDACTED]	P#: [REDACTED]	Sex/Race: [REDACTED]	DOB: [REDACTED]	Vic/Susp/Other
Address: [REDACTED]				

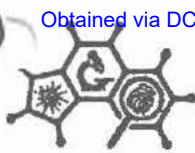
Tasks completed:	Assigned to:
Photography <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	[REDACTED] 609970094-9
Evidence Collection <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	[REDACTED] bk 2731 pg 296
Latent Processing <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	N/A DINSPI 6099905-1, 1169977015-9
Sketch/Measure <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	N/A
Leica Scan <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	[REDACTED]
Other: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	N/A

Notes:

Behind where president speaks
 knife was collected went to Med Star. [REDACTED] went to Med Star
 possibly another victim decedent - (separate)
 no cars or offense yet.
 2 victims want separate CU for Death Report
 Happened outside house chamber in speaker's lobby
 Damage to door of chamber started cleaning chamber prior to arrival

CSSU Scene Examination Worksheet	Issuing Authority: Director	Pg. 1 of 1
Document Control Number: 5041	Issue Date: 6/10/2019 5:51:11 PM	Int. [REDACTED]
Revision: 3	UNCONTROLLED WHEN PRINTED	

[REDACTED] 1-12-21



DFS
DEPARTMENT OF
FORENSIC SCIENCES

CSSU Notes

Agency Case #: [REDACTED]	DFS Case #: [REDACTED]
Date Collected: 11/6/2021	Scientist: [REDACTED]

Investigator [REDACTED]

door to scene is fingerprint casing on floor behind sofa.

Coming through door CSU police shot

Crime scene Capital [REDACTED] has custody of

officer's weapon dia round cover and unsecured from over @

[REDACTED] photographs scene

clock at [REDACTED] 15 in magazine

clothing belongs to on first floor near security area

Flags and shoe blood on other side of door to Speaker lobby

photo collect flags flags moved prior to our arrival

Shoe blood from Security area on first floor photo

collected backpack inventory and clothing

completed scan plan

photo ext, Speaker lobby, House chamber location

of cartilage case shoe blood flags and clothing

Backpack front neck pocket [REDACTED]

12 120 1810 2 15 6 1 250 266 witness? [REDACTED]

Items inventoried and photo'd at CFC

[REDACTED]

4 Leica scans completed - [REDACTED]

Inventory and photos of clothing on first floor, backpack.

at CFC [REDACTED] 11/6/21

Items # CSI-6, CSI-7, CSI-13, CSI-14 placed in DC #10 on 11/6/21

Items # CSI-2, CSI-3 submitted to CEU locker #4 on 11/6/21

CSSU Notes Worksheet
Document Control Number: 5036
Revision: 2

Issuing Authority: Director
Issue Date: 4/15/2018 12:39:36 PM

Pg. 2 of 9

Int. [REDACTED]

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CSSU Notes

Agency Case #: [REDACTED]	DFS Case #: [REDACTED]
Date Collected: 11/6/21	Scientist: [REDACTED]

Items # CS-1, CS-4, CS-5, CS-6 thru CS-12, CS-15 thru CS-24 submitted to CIV ROOM # 1135 on 11/6/21 [REDACTED] and [REDACTED] assisted w/ packaging on 11/10/21 per OCME and Cobalt determined PD's name was Patricia Ashli

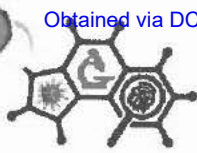
Items # CS-6, CS-7, CS-13 and CS-14 were removed from DG #10 and submitted to ROOM 1135 on 11/10/21 on 11/11/21 Cobalt states Death Report changed in report - End of notes -

CSSU Notes Worksheet
 Document Control Number: 5036
 Revision: 2

Issuing Authority: Director
 Issue Date: 4/15/2018 12:39:36 PM

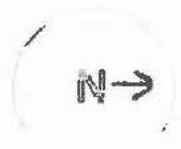
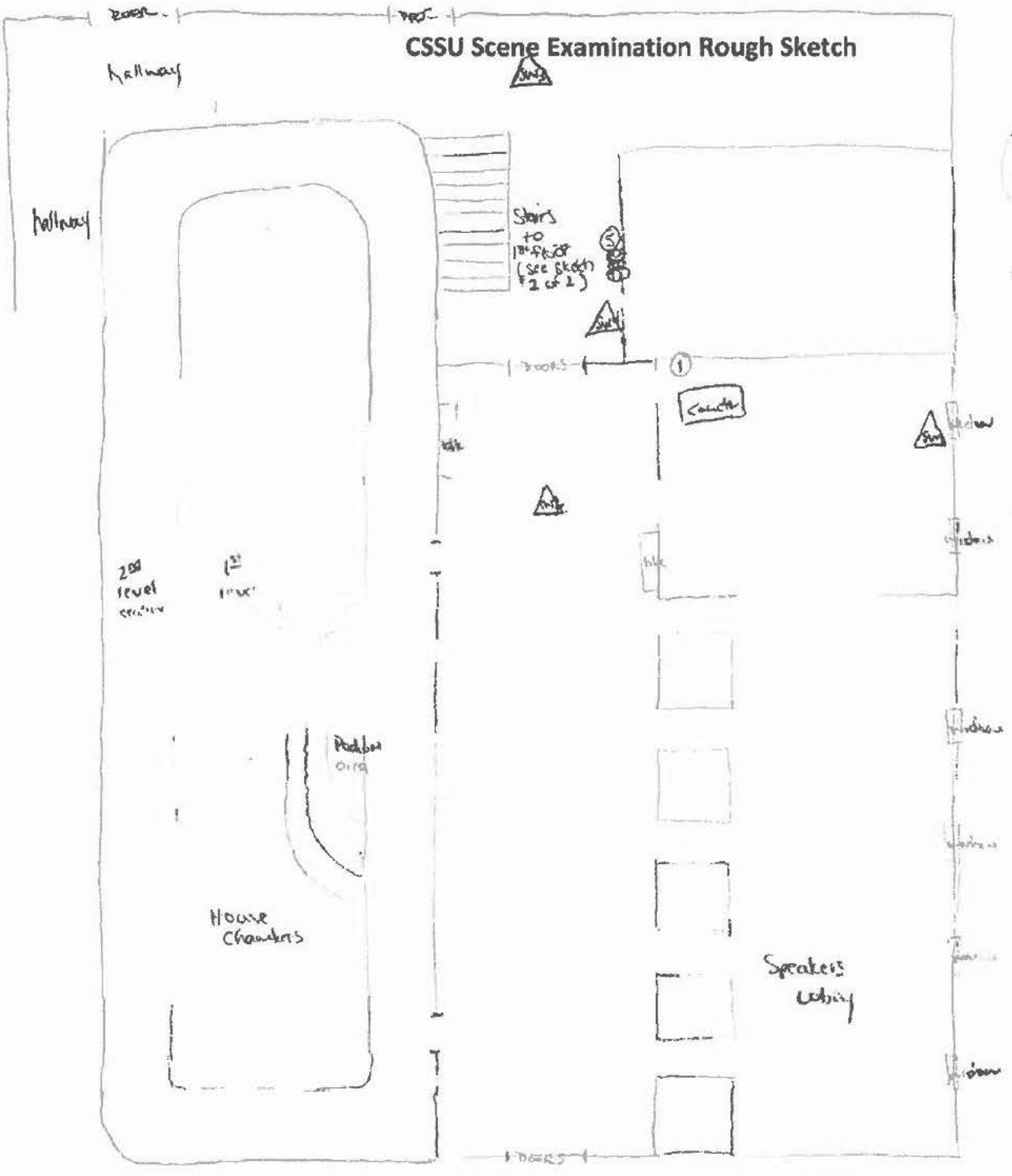
Pg. 3 of 9
 Int. [REDACTED]

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Sketch # 1 of 2



Not to Scale

CCN [REDACTED]
 Discharge of a service
 weapon
 on 06/20/19
 Scanner: [REDACTED]
 Lead: [REDACTED]
 I-Ser: [REDACTED]

CSSU Scene Examination Rough Sketch
 Document Control Number: 5038
 Revision: 2

Issuing Authority: Director
 Issue Date: 6/10/2019 5:51:16 PM

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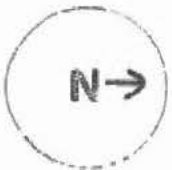
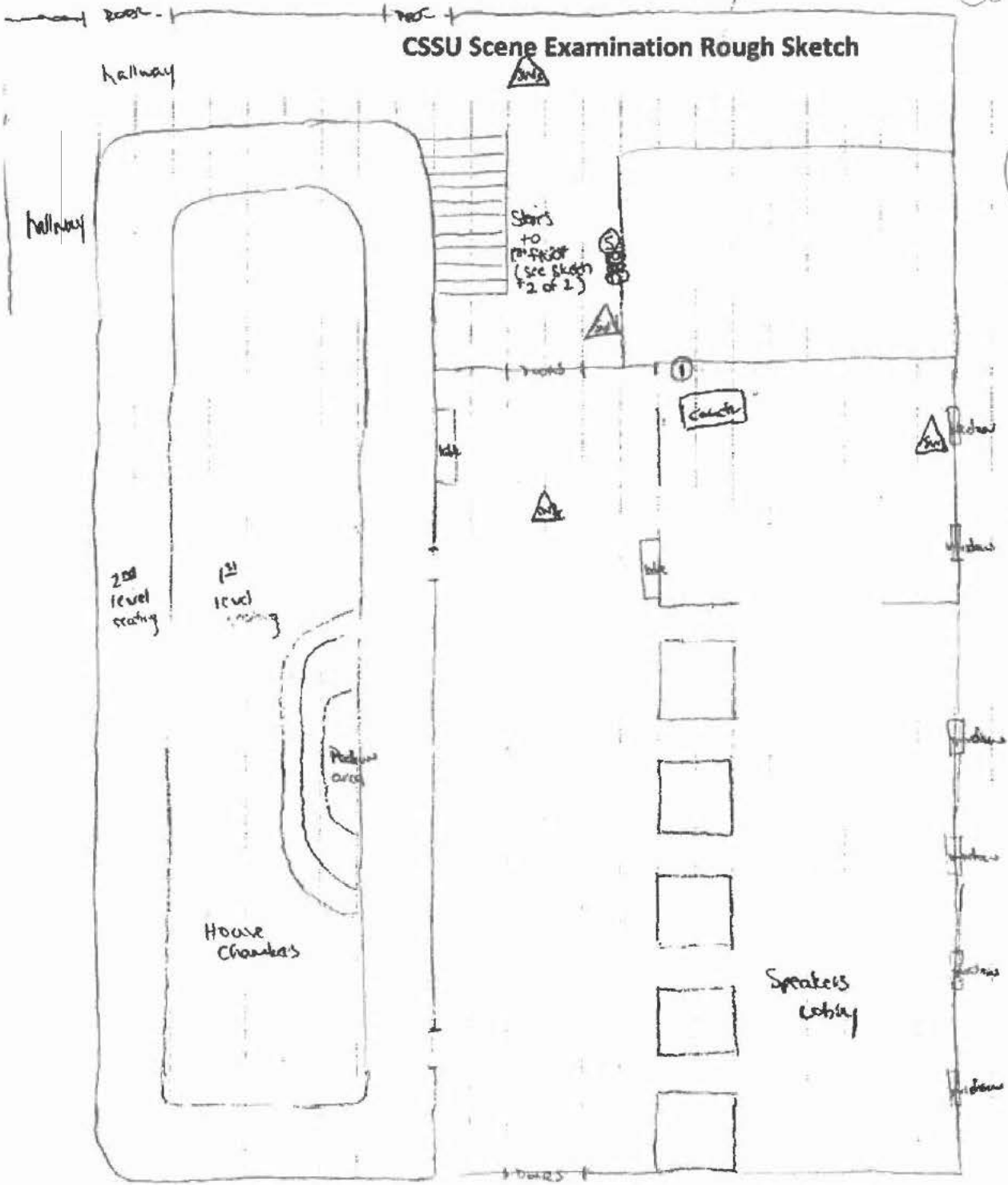
Pg. 4 of 9
 Int. [REDACTED]



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Sketch # 1 of 2 COPY

CSSU Scene Examination Rough Sketch



Not to Scale

CCN [REDACTED]
 Discharge of a service
 weapon
 01-06-2011
 Scanner: Echo
 Lead: [REDACTED]
 I-Stop: N/A

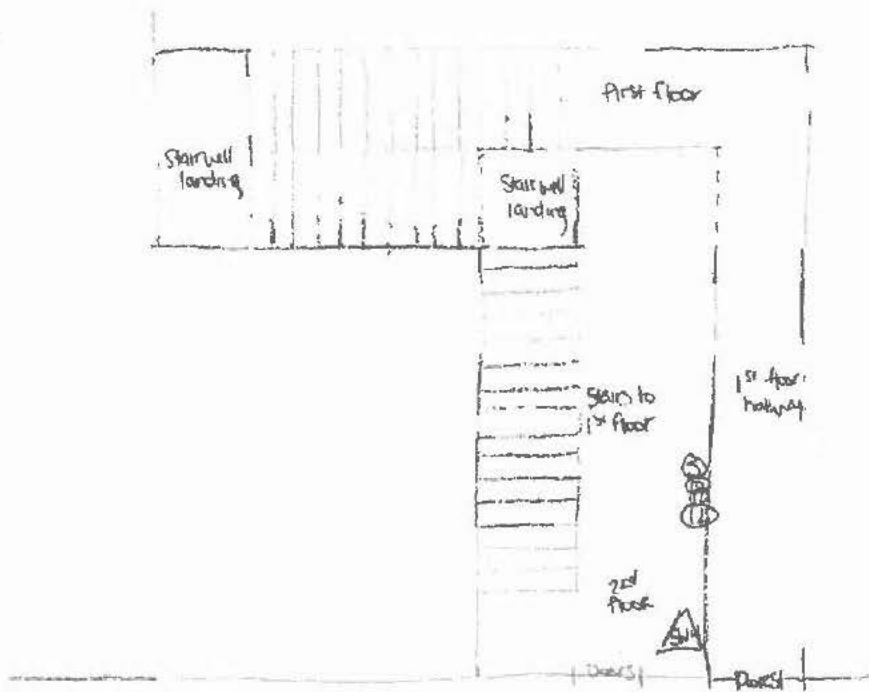
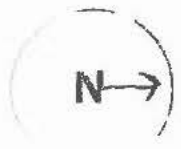
CSSU Scene Examination Rough Sketch Document Control Number: 5038 Revision: 2	Issuing Authority: Director Issue Date: 6/10/2019 5:51:16 PM
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Pg. 5 of 9
 Int. [REDACTED]

Pg. 5



CSSU Scene Examination Rough Sketch Sketch # 2 of 2



Not to Scale

CCN [REDACTED]
Discharge of a BRUCE
Worpton
DI-06-2011
Scanner: Echo
Lead [REDACTED]
I Ser: N/A

Lobby



Doors

<p>CSSU Scene Examination Rough Sketch Document Control Number: 5038 Revision: 2</p>	<p>Issuing Authority: Director Issue Date: 6/10/2019 5:51:16 PM</p>
<p>UNCONTROLLED WHEN PRINTED</p>	

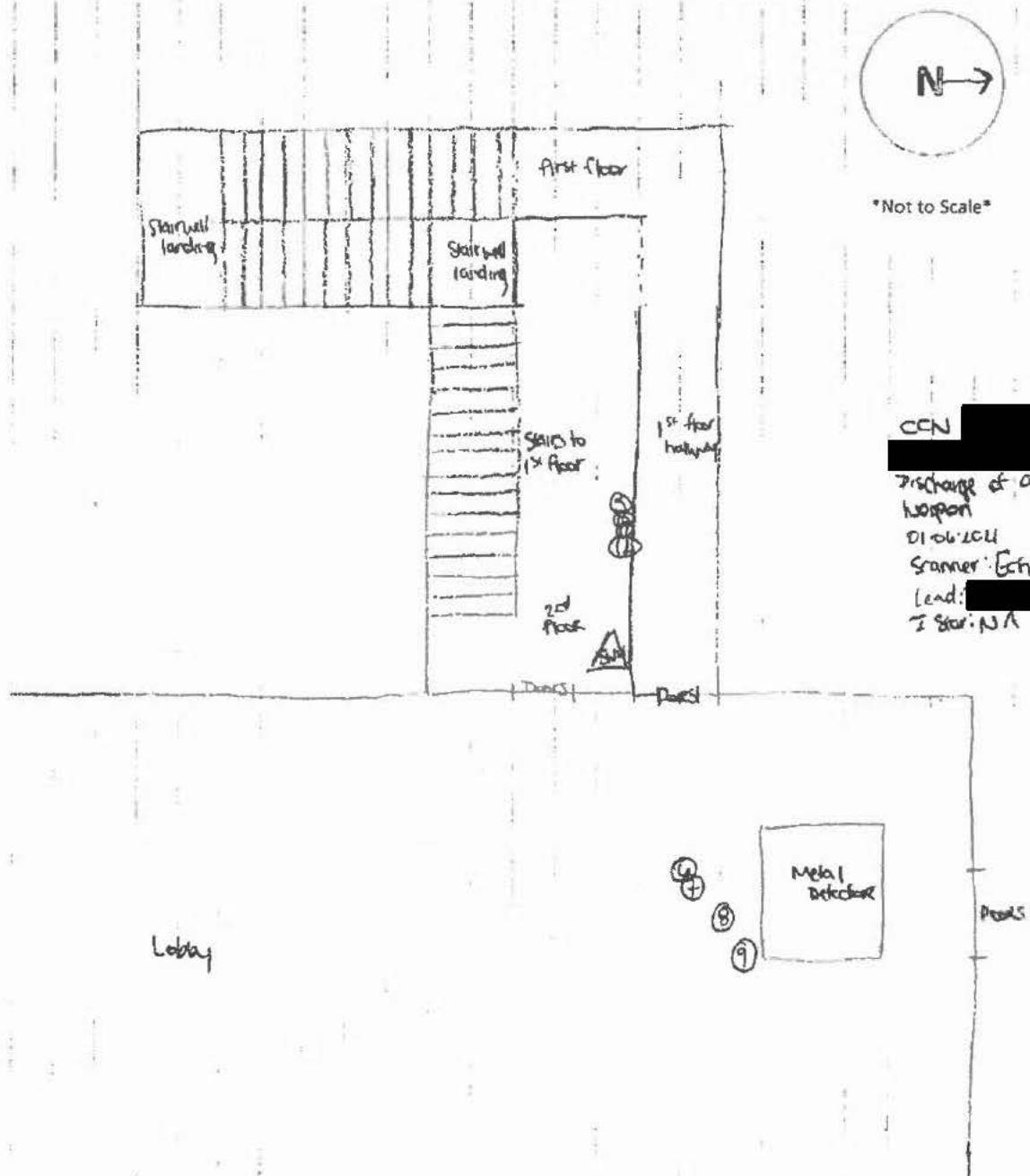
Pg. 6 of 9
Int. [REDACTED]



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FORENSIC SCIENCES

COPY

CSSU Scene Examination Rough Sketch Sketch # 2 of 2



CCN [redacted]
 Discharge of a 9mm
 weapon
 01/06/2011
 Scanner: Echo
 Lead: [redacted]
 1 Star: N/A

CSSU Scene Examination Rough Sketch Document Control Number: 5038 Revision: 2	Issuing Authority: Director Issue Date: 6/10/2019 5:51:16 PM	Pg. <u>7</u> of <u>9</u> Int. [redacted]
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CSSU Evidence Collection Log

Agency Case #: [REDACTED]	DES Case #: [REDACTED]
Date Collected: 11/6/20	Evidence collected by: [REDACTED]

Item #:	Description and Location:
CS1-1	One (1) "S&W 40 S&W" cartridge case rlf floor of Speaker's lobby
CS1-2	one (1) handgun slide: "Glock 22 40 [REDACTED] turned over by [REDACTED] police officer [REDACTED]"
CS1-3	one (1) "Glock" magazine turned over by Capitol Police officer [REDACTED]
CS1-4	Fifteen (15) cartridges "S&W 40 S&W" turned over by Capitol Police officer [REDACTED] in Sec 101 PPIU
CS1-5	one red and white "Trump Nation" flag and wooden pole rlf hallway outside Speaker's lobby
CS1-6	one white pole wrapped in red, white and blue tape one (1) red and blue "Trump 2020" flag w/ susp. blood on it rlf first floor Security area
CS1-7	one (1) blue long sleeve shirt "Independent Trading Co" size S w/ susp. blood and defect
CS1-8	Mask "Trump 2020" " " "
CS1-9	Red Backpack " "
CS1-10	one (1) pole wrapped in red, blue and white tape rlf floor outside Speaker's lobby
CS1-11	one (1) American flag " " " metal pole
CS1-12	one (1) blue "Trump 2020" flag on white metal pole
CS1-13	Gray long sleeve shirt "Aerie" size M w/ susp. blood and defect rlf first floor Security area
CS1-14	Gray bra "Bebe" size M w/ susp. blood " " "
CS1-15	one (1) United We Stand facemask eight (8) stickers Plastic Sanitary pad rlf front small packet of CS1-9

CSSU Evidence Collection Log	Document Control Number: 5035	Revision: 2	Issuing Authority: Director	Issue Date: 4/15/2018 12:38:18 PM	Pg. 8 of 9
UNCONTROLLED WHEN PRINTED					Int. [REDACTED]



CSSU Evidence Collection Log

Agency Case #: [REDACTED]	DFS Case #: [REDACTED]
Date Collected: 1/6/21	Evidence collected by: 1/6/21

Item #:	Description and Location:
CS16	US currency \$20, \$10, 2 \$5, 6 \$1
CS17	Two (2) Green gloves, sunglasses, paper, wallet w/ 4 credit cards, name of McEntee, Ashli; front Med Cigarette box w/ 43 cigarettes
CS18	new California driver license name of McEntee Ashli
CS19	Black Eddie Bauer jacket size M w/ large pocket of CS19
CS20	Brochure w/ left front pocket of CS19
CS21	Black Calvin Klein scarf M size
CS22	Green Scott unk. brand unk size
CS23	Gray "OB Brewery" size beanie
CS24	Tan Eddie Bauer sweater size M
	- end of notes -

CSSU Evidence Collection Log Document Control Number: 5035 Revision: 2	Issuing Authority: Director Issue Date: 4/15/2018 12:38:18 PM	Pg. 9 of 9 Int. [REDACTED]
UNCONTROLLED WHEN PRINTED		



Report of Autopsy Services- Crime Scene Sciences Unit

DFS Case #: [REDACTED]	Agency Case#: [REDACTED]	Scientist(s): [REDACTED]	OCME Location: District of Columbia	OCME #: [REDACTED]
Requesting Agency: Metropolitan Police Department 300 Indiana Ave. NW Washington, DC 20001		Requestor(s): Detective [REDACTED] (MPD)	Decedent: Pamatian, Ashli	
Offense: Death Investigation	Offense Date: 01/06/2021	Response Date: 01/07/2021	Report Date: 01/08/2021	

Request for Autopsy Evidence Collection:

On 01/07/2021, a request was received from Detective [REDACTED] of the Metropolitan Police Department for the collection of physical evidence from the autopsy of Pamatian, Ashli, W/F, DOB: 10/10/1985.

Decedent Prints:

The following inked prints were taken of the decedent: ten print, left palm and right palm.

Photography:

A digital storage media device containing photographs was received from DC OCME personnel.

Evidence Collected:

The following evidence was collected during the course of the autopsy examination:

- DFS Item #37 (Agency Item #A1-1): Blood card: Pamatian, Ashli.
- DFS Item #38 (Agency Item #A1-2): Ten prints, left/right palm prints: Pamatian, Ashli.
- DFS Item #39 (Agency Item #A1-3): Right hand fingernail clippings and clipper: Pamatian, Ashli.
- DFS Item #40 (Agency Item #A1-4): Left hand fingernail clippings and clipper: Pamatian, Ashli.
- DFS Item #41 (Agency Item #A1-5): One (1) bullet said to be recovered from the right anterior shoulder: Pamatian, Ashli.

Disposition of Evidence:

The contents of the digital storage media provided by the DC OCME personnel were archived on 01/07/2021.

The above evidence was submitted to the Central Evidence Unit Room #1135 on 01/07/2021.

End of Report.

Name: [REDACTED]
Signature: [REDACTED]
Title: Forensic Scientist

Autopsy Report Document Control Number: 5045 Revision: 1	Page 1 of 1 Issuing Authority: Director Issue Date: 2/7/2019 8:39:55 PM
UNCONTROLLED WHEN PRINTED	

CSSU Autopsy Response Request Form

Request Information:

Date: <u>01/06/2021</u>	Deceased at Time of Submission: <u>Yes</u> / No / Unknown
Hospital (If Known): <u>Medstar</u>	Jurisdiction: <u>DC</u> / MD / VA

Case Information:

DFS Case #: [REDACTED]	Agency Case #: [REDACTED]	Offense Date: <u>01/06/2021</u>
Offense: <u>Homicide (use of force)</u>	Offense Location: <u>1 First St NW</u>	PSA:
Lead Scientist/Technician: [REDACTED]	Contact Info: [REDACTED]	
Lead Detective/Investigator: [REDACTED]	Contact Info: [REDACTED]	

Decedent/Subject Information:

Name: <u>Mc Entee, Ashli</u>	DOB: <u>10/10/1985</u>	Race: <u>White</u>	Sex: <u>M/F</u>
------------------------------	------------------------	--------------------	-----------------

Involved Subject(s):

Name:	Sex/Race:	DOB:	Vic/Susp/Other

Incident Synopsis:

Decedent sustained a GSW to the body and was pronounced.

Evidence to CEU Rm #1135

DCME [REDACTED] PB 2737/299 DIMS# 11610035582-8 [REDACTED] 1/7/2021

Requested Evidence (Check Appropriate Boxes):

<input checked="" type="checkbox"/> Blood Card	<input checked="" type="checkbox"/> Fingernail Clippings
<input checked="" type="checkbox"/> Decedent Finger/Palm Prints	<input checked="" type="checkbox"/> Firearms-Related Evidence
<input checked="" type="checkbox"/> Photo CD	<input type="checkbox"/> Sexual Assault Kit
Clothing (specify)	
Other:	

Please Note:

The Department of Forensic Sciences reserves the right to select appropriate methods of analysis based on the type of evidence and information provided; and unless specifically designated, will select the relevant items to meet the request.

<p>CSSU Autopsy Request Response Form Document Control Number: 5054 Revision: 3</p>	<p>Issuing Authority: Director Issue Date: 4/15/2018 12:39:43 PM</p>
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Pg. 1 of 1
Int. [REDACTED]



GOVERNMENT OF THE DISTRICT OF COLUMBIA
OFFICE OF THE CHIEF MEDICAL EXAMINER
401 E. Street, SW - 5th Floor
Washington, D.C. 20024

202-698-9000 (Office)

202-698-9100 (Fax)

EVIDENCE RELEASE

Case #:
Decedent's Name: Ashli Elizabeth Pamatian
Age: 35 Years
Sex: Female
Race/Ethnicity: White

COPY

NONE RECEIVED: (Signature) _____ Date: _____ Time: _____

Item	Description	Quantity
Fingernail Clippings & Clipper	Recovered From Left Hand	1 Container
Fingernail Clippings & Clipper	Recovered From Right Hand	1 Container
Blood Card	DNA	1
Photo CD	Autopsy Photos	1
Bullet	Recovered from Right Anterior Shoulder	1

CHAIN OF CUSTODY

Action	Date/Time	From(Signature)	To (Signature)
Submitted			
Released	1/7/21 1421		DFS/CSSW

Thursday, January 07, 2021 11:19:08 AM

Page 1 of 1

1/7/2021

CSSU Case File Review Form

DFS Case Number: [REDACTED] Agency Case Number: [REDACTED]

CASE FILE REVIEW	Review		
Case Review:	Yes	No	N/A
Is the narrative accurate?	/		
Is the case demographic information populated in LIMS?	/		
Is the Chain of Custody correct for each item of evidence?	/		
Notes and Technical Aspects:	Yes	No	N/A
Are notes/worksheets clear, complete and accurate, to include lot numbers, equipment identifiers, and control data (where applicable)?	/		
Have all appropriate supporting documents been included within the case file in accordance with DFS guidelines?	/		
Are all corrections and additions to paperwork done in accordance with DFS guidelines?			/
Have photographs been captured and archived in accordance to CSSU guidelines?	/		
Where applicable, are deviations from established procedures approved and documented?			/
Report and Case File:			
Is the report accurate, capable of being understood by the customer, and supported by the notes and accompanying documentation?	/		
Is the report free of spelling errors?	/		
Are identifying names, numbers, and descriptions correct and consistent throughout the case file?	/		
Does each page of documentation possess the case number, scientist's handwritten initials, and an overall page number?	/		
LIMS:			
Is the information in LIMS accurate and complete?	/		
Have the items of evidence been entered correctly and are they consistent with the case notes?	/		
Has/Have the request(s) been initiated and/or completed by the appropriate scientist?	/		
Have you marked the appropriate request(s) as reviewed in LIMS?	/		
Case File Review By: (Printed Name and Signature) [REDACTED]	Date: 1-12-21		

EVIDENCE COLLECTION LOG

Department of Forensic Sciences Case #: [REDACTED]

AGENCIES

<u>Agency Name</u>	<u>Agency Case Number</u>
Metropolitan Police Department	[REDACTED]

EVIDENCE

<u>Evid #</u>	<u>Description</u>	<u>Crime Scene Collection #</u>	<u>Recovery Location</u>
0001	P1-1: One pair of black "Asset Spanx" leggings, unknown size with suspected blood recovered from Medstar inside a patients belonging bag IAD Agent [REDACTED]	P1-1	
0002	P1-2: One pair of brown "LL Bean" boots size womens 7 with suspected blood recovered from Medstar inside a patients belonging bag IAD Agent [REDACTED]	P1-2	
0003	P1-3: One pair of pink "35 below" socks from Medstar inside a patients belonging bag from IAD Agent [REDACTED]	P1-3	
0004	P1-4: One pink sock from Medstar inside a patients belonging bag from IAD Agent [REDACTED]	P1-4	
0005	P1-5: One coral iPhone with clear case from Medstar inside a patients belonging bag from IAD Agent [REDACTED]	P1-5	
0006	P1-6: One Green "Para force" folding knife recovered from SPO Sgt [REDACTED] at Medstar hospital inside a plastic bag	P1-6	
0007	CS1-1: One (1) "SPEER 40 S&W" cartridge case recovered from the floor of the Speaker's Lobby	CS1-1	
0008	CS1-2: One (1) handgun with following markings, Slide: 'Glock 22 .40 [REDACTED] Frame: [REDACTED]', turned over by Capitol Police Officer [REDACTED]	CS1-2	
0009	CS1-3: One (1) "glock" magazine turned over by Capitol Police Officer [REDACTED]	CS1-3	
0010	CS1-4: Fifteen (15) cartridges "SPEER 40 S&W", turned over by Capitol Polce Officer [REDACTED] in a sealed PD14	CS1-4	
0011	CS1-5: One red and white "Trump Nation" flag with wooden pole recovered from the hallway outside of teh Speaker's Lobby	CS1-5	
0012	CS1-6: One (1) red and blue "Trump 2020" flag with suspected blood recovered from the floor near Security area on first floor	CS1-6	

EVIDENCE COLLECTION LOGDepartment of Forensic Sciences Case #: [REDACTED]

EVIDENCE	- continued -	<u>Crime Scene</u>	<u>Recovery Location</u>
<u>Evid #</u>	<u>Description</u>	<u>Collection #</u>	
0013	CS1-7: One (1) blue long sleeve shirt brand: "Independent Trading Co" size: S with suspected blood and defects recovered from floor near first floor security area	CS1-7	
0014	CS1-8: One (1) blue face mask "TRUMP 2020" recovered from floor near first floor security area	CS1-8	
0015	CS1-9: One (1) red, white, and blue "JANSPORT" backpack recovered from floor near first floor security area	CS1-9	
0016	CS1-10: One (1) pole wrapped in red, white, and blue tape recovered from floor near outside Speaker's Lobby	CS1-10	
0017	CS1-11: One (1) American flag on metal pole recovered from floor near outside Speaker's Lobby	CS1-11	
0018	CS1-12: One (1) blue "TRUMP 2020" flag on plastic pole recovered from floor near outside Speaker's Lobby	CS1-12	
0019	CS1-13: One (1) gray long sleeve shirt brand: Aerie size: M with suspected blood and defects recovered floor near first floor security area	CS1-13	
0020	CS1-14: One (1) gray bra brand: Bebe size: M with suspected blood recovered floor near first floor security area	CS1-14	
0021	CS1-15: One (1) "United We Stand" face mask, eight (8) stickers, plastic, one (1) sanitary pad recovered from front small pocket of CS1-9	CS1-15	
0022	CS1-16: US Currency, \$266, recovered from front medium pocket of CS1-9 (12 \$20, 1 \$10, 2 \$5, 6 \$1)	CS1-16	
0023	CS1-17: Two (2) green gloves, sunglasses, paper, wallet, four (4) credit cards in the name of Mcentee, Ashli, cigarette box with 3 cigarettes recovered from front medium pocket of CS1-9	CS1-17	
0024	CS1-18: One (1) California driver's license in the name of Mcentee, Ashli recovered from front medium pocket of CS1-9	CS1-18	
0025	CS1-19: One (1) black jacket "Eddie Bauer" size: M recovered from large pocket of CS1-9	CS1-19	
0026	CS1-20: One (1) brochure recovered from left front pocket of CS1-19	CS1-20	

Department of Forensic Sciences Case #: [REDACTED]

EVIDENCE	- continued -	<u>Crime Scene</u>	<u>Recovery Location</u>
<u>Evid #</u>	<u>Description</u>	<u>Collection #</u>	
0027	CS1-21: One (1) black scarf "Calvin Klein" no size recovered from large pocket of CS1-9	CS1-21	
0028	CS1-22: One (1) green scarf no brand no size recovered from large pocket of CS1-9	CS1-22	
0029	CS1-23: One (1) gray "OB Brewery" beanie no brand no size recovered from large pocket of CS1-9	CS1-23	
0030	CS1-24: One (1) tan sweater "Eddie Bauer" size: M recovered from large pocket of CS1-9	CS1-24	

Department of Forensic Sciences Case #: [REDACTED]

AGENCIES

<u>Agency Name</u>	<u>Agency Case Number</u>
Office of the Chief Medical Examiner	[REDACTED]
US Capitol Police	
Metropolitan Police Department	[REDACTED]

EVIDENCE

<u>Evid #</u>	<u>Description</u>	<u>Crime Scene Collection #</u>	<u>Recovery Location</u>
0037	A1-1: Blood card: Pamatian, Ashli	A1-1	DC OCME
0038	A1-2: Ten prints, left/right palm prints: Pamatian, Ashli	A1-2	DC OCME
0039	A1-3: Right hand fingernail clippings and clipper: Pamatian, Ashli	A1-3	DC OCME
0040	A1-4: Left hand fingernail clippings and clipper: Pamatian, Ashli	A1-4	DC OCME
0041	A1-5: One (1) bullet said to be recovered from the right anterior shoulder: Pamatian, Ashli	A1-5	DC OCME

ATTACHMENT 22



Department of Forensic Sciences
401 E Street SW, Washington, DC 20024

Report of Examination

Firearms Examination Unit (FEU)
Firearms Analysis

DFS Case Number: [REDACTED]	Primary Agency: Metropolitan Police Department Agency Case #: [REDACTED]	Requesting Agency: Metropolitan Police Department Agency Case #: [REDACTED]	Offense: Death Investigation-DI Discharge of a Firearm	Report Date: 01/15/2021
---------------------------------------	--	---	---	-----------------------------------

Item(s) Submitted under [REDACTED] Agency Case # [REDACTED]

Item - 7 CS1-1: One (1) "SPEER 40 S&W" cartridge case recovered from the floor of the Speaker's Lobby

Item - 8 CS1-2: One (1) handgun with following markings, Slide: 'Glock 22 .40 [REDACTED] Frame: [REDACTED]
[REDACTED]', turned over by Capitol Police Officer [REDACTED]

Item - 9 CS1-3: One (1) "glock" magazine turned over by Capitol Police Officer [REDACTED]

Item - 41 A1-5: One (1) bullet said to be recovered from the right anterior shoulder: Pamatian, Ashli

Item - 49.1 Test Fire Cartridge Case

Item - 49.2 Test Fire Cartridge Case

Item - 49.3 Test Fire Bullet

Item - 49.4 Test Fire Bullet

Item - 52 Test Fired bullet from item 8

Item - 53 Test Fired bullet from item 8

Examinations and Conclusions:

Item #8 is a Glock, caliber 40 S&W semi-automatic pistol, model 22, serial number [REDACTED] which was found to be in operable condition.

Item #9 is a Glock brand, caliber 40 S&W box-type magazine with a checked capacity of fifteen (15) cartridges, which fits and functions in the Item #8 firearm.

Item #7 is caliber 40 S&W cartridge case, Speer brand, which was microscopically examined and identified as having been fired in the Item #8 firearm, based on agreement of firing pin and firing pin aperture shear marks.

Item #41 is a .40 caliber copper jacketed bullet which was fired from a barrel rifled with six (6) polygonal grooves, right twist. Item #41 was microscopically examined could not be identified or eliminated as having been fired from the Item #8 firearm, due to damage and a lack of individual marks in the land impressions. The AFTE GRC Database v. 1.0-12292020 was used to generate a list of possible firearms. Among the firearms which may produce similar rifling impressions as those found on Item #41 are caliber 40 S&W pistols marketed by Glock.

[REDACTED]
[REDACTED] 1/15/21

Analysis Start Date: 1/13/2021

All applicable evidence in this case was entered into the National Integrated Ballistic Information Network (NIBIN) computer system.

Disposition of Evidence:

It is FSL policy to return evidence to the DFS CEU after the Technical Review. Test fires created will be retained by the FEU for further testing.

The evidence is available for pickup at the CFL evidence center by your agency.

This report contains the conclusions of [REDACTED].

[REDACTED]
[REDACTED]
Forensic Scientist FEU

[REDACTED]
[REDACTED] 1/15/21

13



ATTACHMENT 23

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GOVERNMENT OF THE DISTRICT OF COLUMBIA
METROPOLITAN POLICE DEPARTMENT
INTERNAL AFFAIRS DIVISION

INVESTIGATIVE FILE REPORT

P.D. 854

REPORT OF INVESTIGATION	DIVISION IAD	BRANCH
FILE TITLE Use of Force Investigation – United States Capitol Police (USCP) – Officer Involved Shooting	COMPLAINT NO. IS # [REDACTED]	ARREST NO.
<input checked="" type="checkbox"/> ACTIVE <input type="checkbox"/> CLOSED <input type="checkbox"/> REQUESTED ACTION OTHER <input type="checkbox"/> REQUESTED ACTION FROM BY Agent [REDACTED]	OTHER OFFICERS.	CROSS FILE <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
DATE: January 7, 2021	RELATED FILES	

REPORT RE:

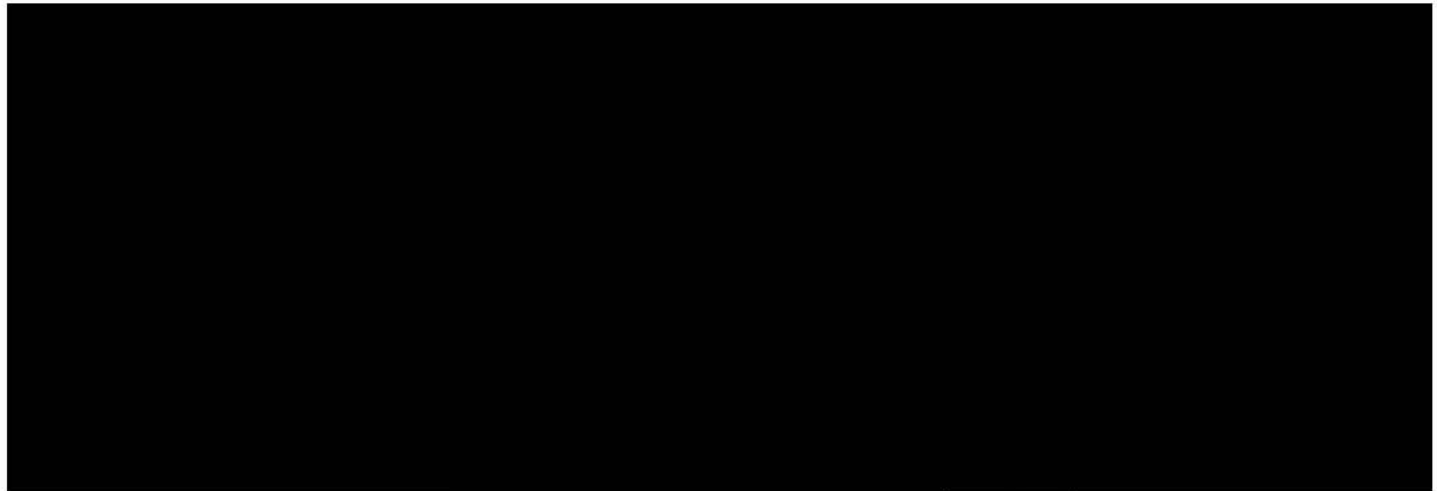
OUC Radio Transmissions – SD1-EVTs

The transmissions of the Special Operations Divisions (SOD) Events, radio zone was obtained from the Office of Unified Communications (OUC). The recordings were reviewed by Agent [REDACTED] of the Internal Affairs Division (IAD). The recordings are maintained within the IAD's main files. Upon reviewing the radio transmissions of the SD1-EVTs radio zone, the following is a paraphrased summarization of the transmissions that may be relevant to this investigation: *(The time noted represents the time stamp of the recording)*

OUC Radio Transmissions relating to the United States Capitol Police (USCP) Officer Involved Shooting (OIS) that occurred at the United States (U.S.) Capitol Building on Wednesday, January 6, 2021.

SOD 1400-1500 Hours

This recording was 35 minutes and 10 seconds long.



DISTRIBUTION:	[REDACTED]	1/7/2021
		DATE 01/07/21

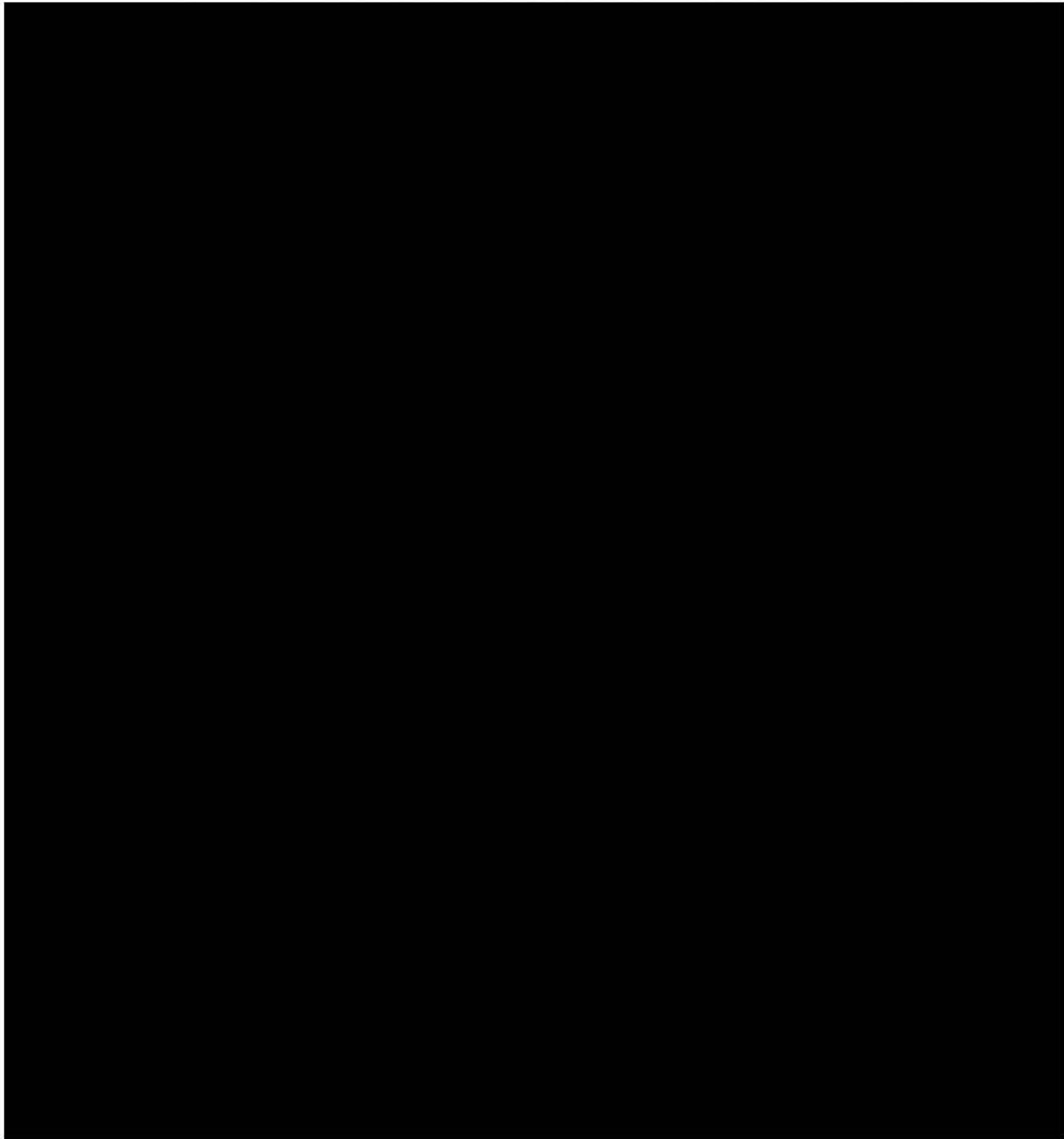
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INVESTIGATIVE FILE REPORT

P.D. 854-A

REPORT OF INVESTIGATION (Continuation)	DATE January 7, 2021	BRANCH
FILE TITLE OUC Radio Transmissions		



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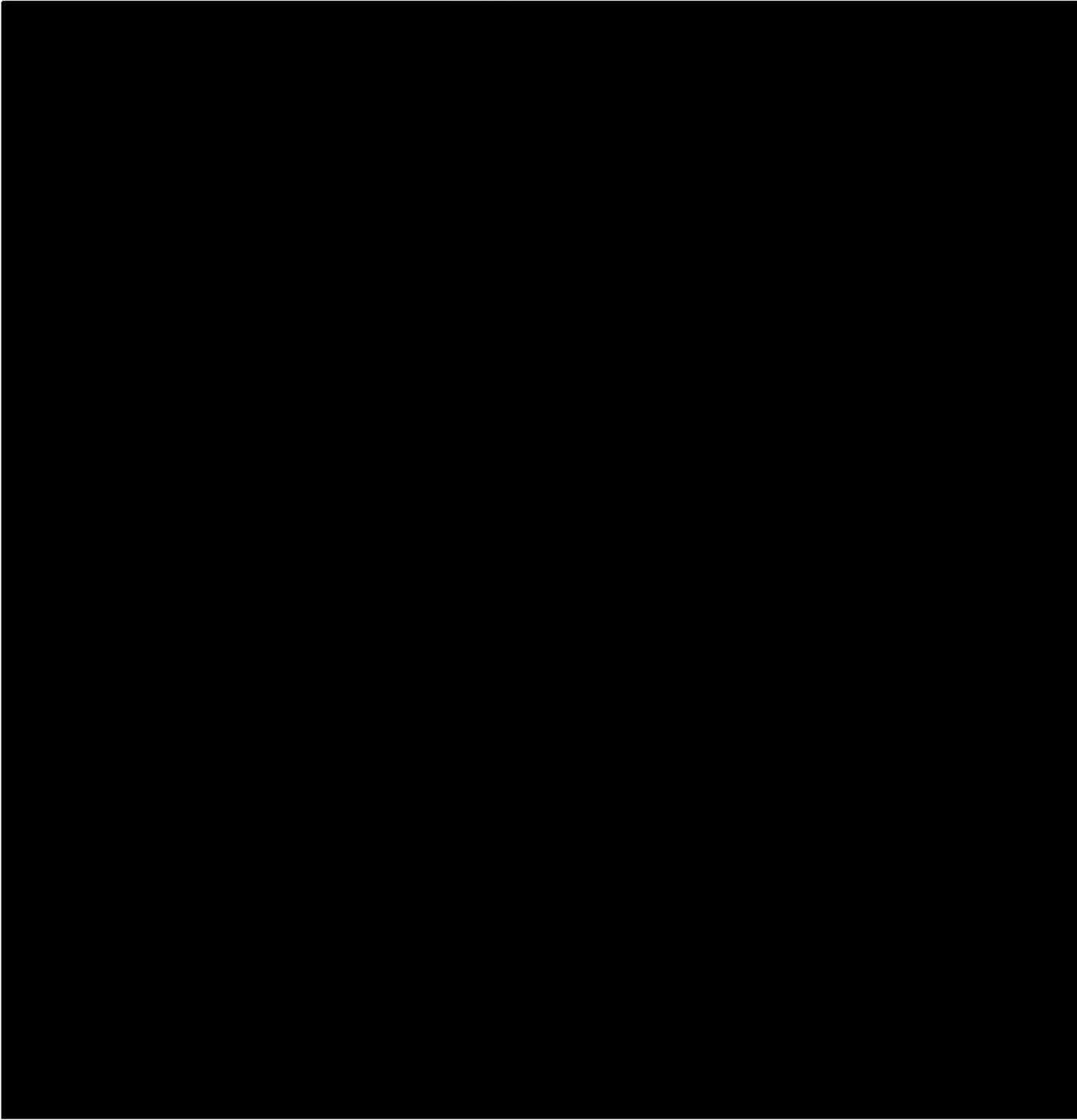
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INVESTIGATIVE FILE REPORT

P.D. 854-A

REPORT OF INVESTIGATION (Continuation)	DATE January 7, 2021	BRANCH
FILE TITLE OUC Radio Transmissions		



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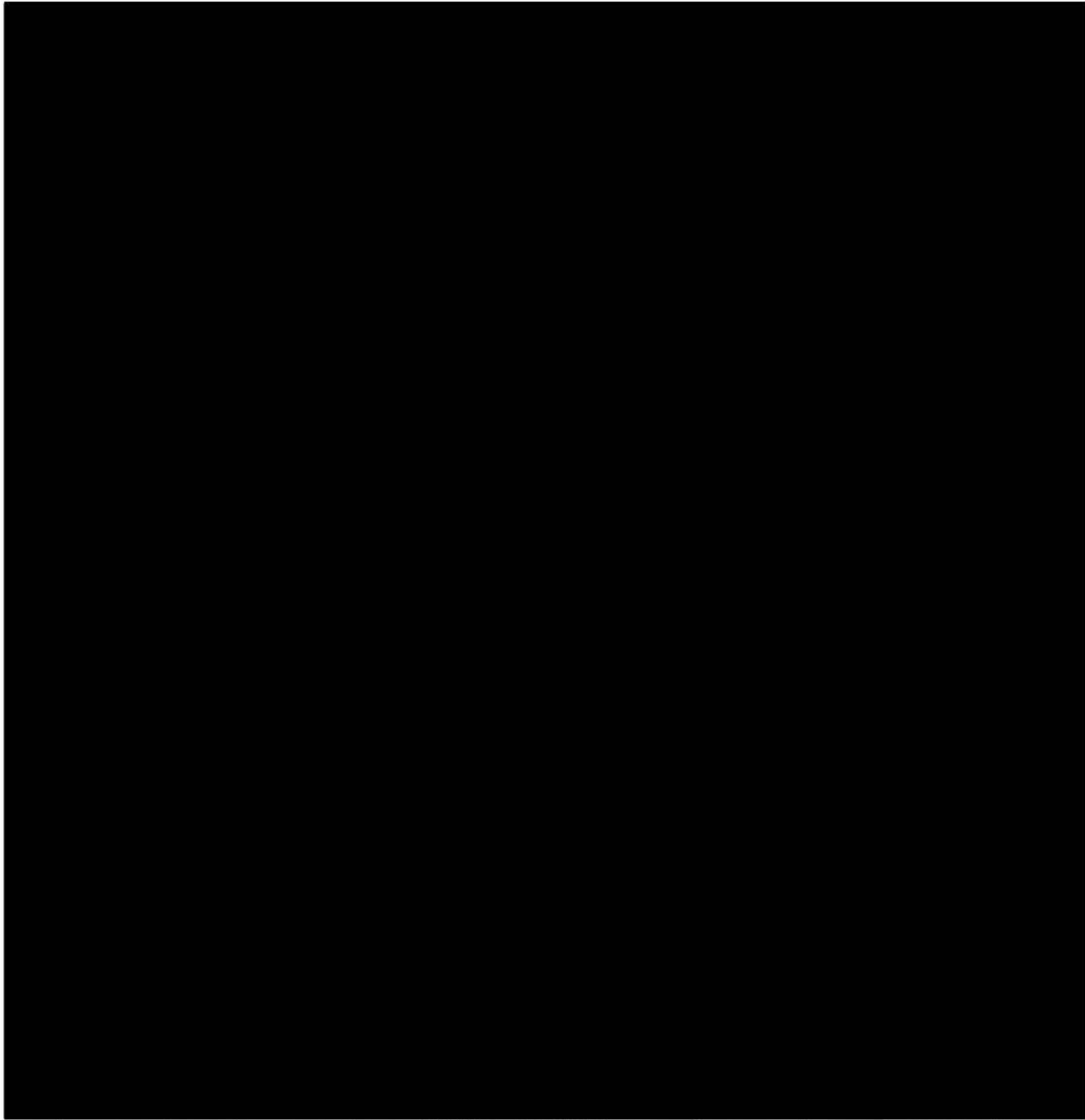
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INVESTIGATIVE FILE REPORT

P.D. 854-A

REPORT OF INVESTIGATION (Continuation)	DATE January 7, 2021	BRANCH
FILE TITLE OUC Radio Transmissions		



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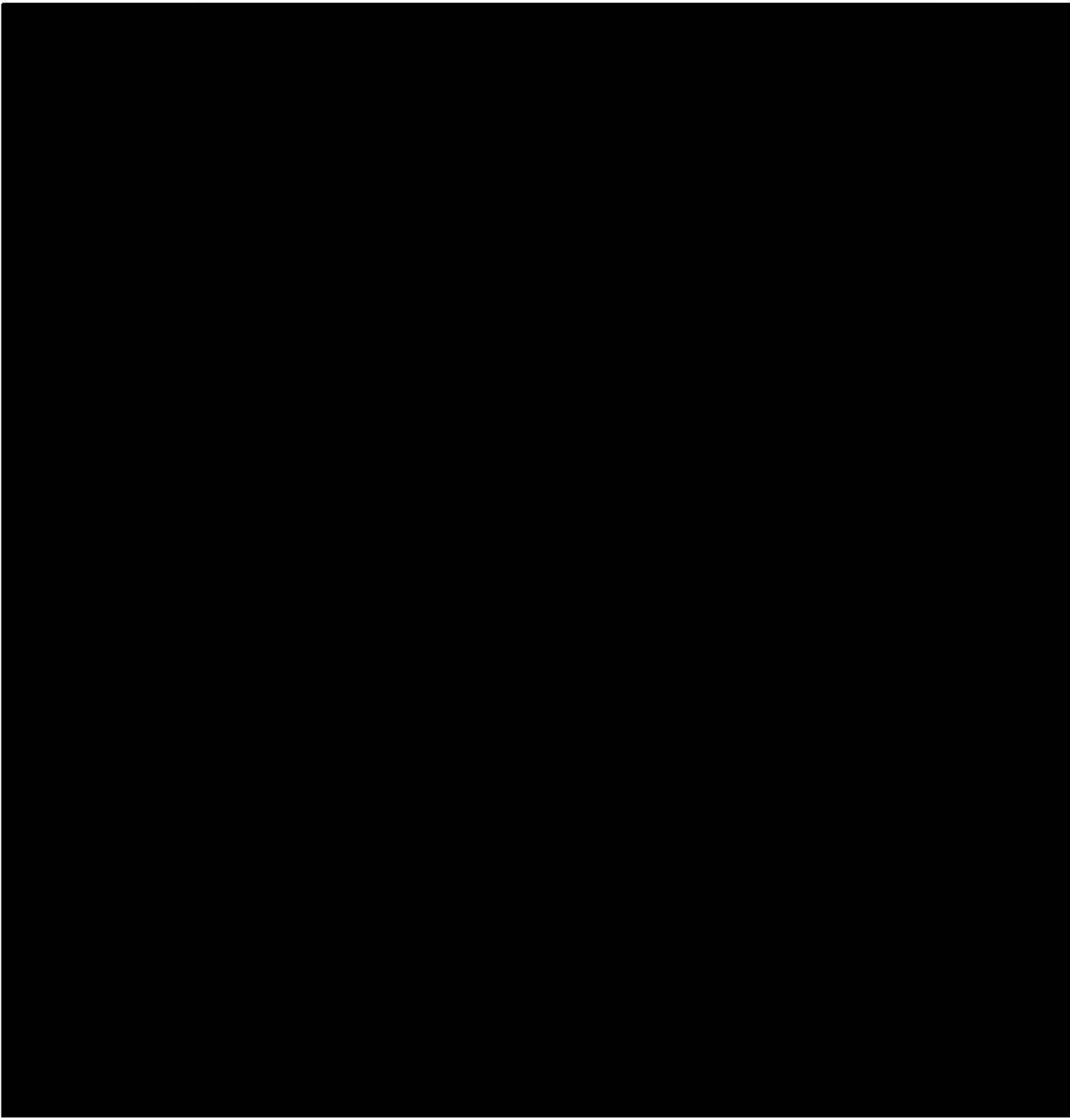
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INVESTIGATIVE FILE REPORT

P.D. 854-A

REPORT OF INVESTIGATION (Continuation)	DATE January 7, 2021	BRANCH
FILE TITLE OUC Radio Transmissions		



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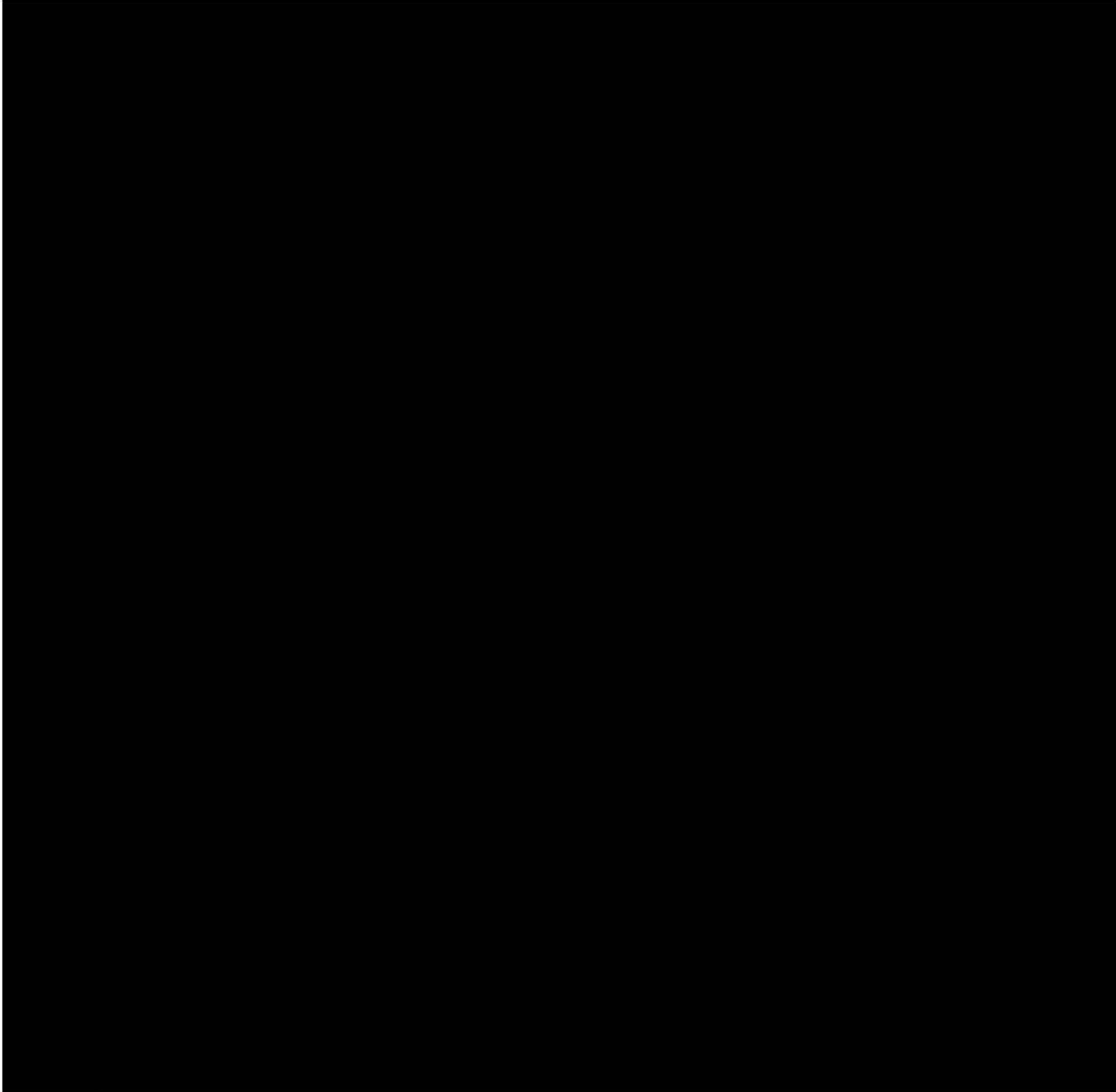
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INVESTIGATIVE FILE REPORT

P.D. 854-A

REPORT OF INVESTIGATION (Continuation)	DATE January 7, 2021	BRANCH
FILE TITLE OUC Radio Transmissions		



25:20 – JOCC radio advised, "Shots fired, on the House Floor by USCP"

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INVESTIGATIVE FILE REPORT

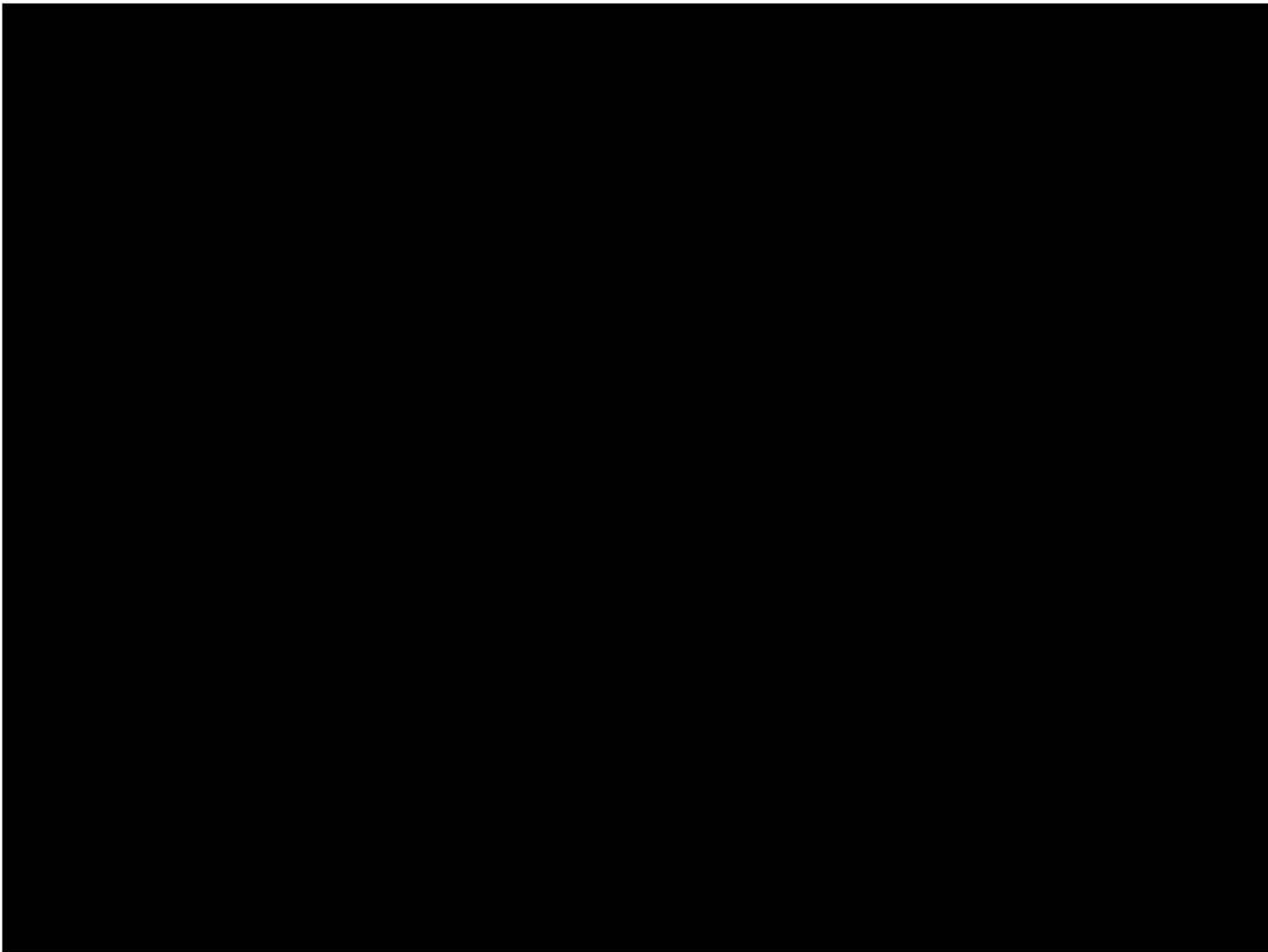
P.D. 854-A

REPORT OF INVESTIGATION (Continuation)	DATE January 7, 2021	BRANCH
FILE TITLE OUC Radio Transmissions		

25:47 – CDU 51 advised that is was an "M-80, he thinks"

26:13 – CDU 51 advised it was [inaudible] it was something from inside;

26:42 – JOCC radio advised "Shots fired in the lobby of the House Floor;"



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ATTACHMENT 24

GOVERNMENT OF THE DISTRICT OF COLUMBIA
METROPOLITAN POLICE DEPARTMENT
INTERNAL AFFAIRS DIVISION

INVESTIGATIVE FILE REPORT

P.D. 854

REPORT OF INVESTIGATION		DIVISION IAD	BRANCH
FILE TITLE Lt. Michael Byrd- USCP		COMPLAINT NO. IS# [REDACTED] CCN# [REDACTED]	ARREST NO.
Officer Involved Shooting		OTHER OFFICERS.	CROSS FILE € € € € €
<input checked="" type="checkbox"/> ACTIVE <input type="checkbox"/> CLOSED <input type="checkbox"/> REQUESTED ACTION OTHER <input type="checkbox"/> REQUESTED ACTION FROM [REDACTED] <input type="checkbox"/> OTHER		RELATED FILES	
BY Detective [REDACTED]			
DATE: January 6, 2020			
REPORT RE:			

CCTV Summary

On January 6, 2020, Agent [REDACTED] of the Metropolitan Police Department's Internal Affairs Division (IAD) viewed several United States Capitol Police (USCP) operated closed-circuit television (CCTV) cameras that covered the location of the incident inside of the U.S. Capitol Building. The following is a preliminary summary of those videos with the noted times stamps representing the actual time as listed in the CCTV system.

Camera title: [REDACTED]

Video starts at 2:23:00 PM

Video captured a number of rioters inside the US Capitol and further captured Ms. McEntee climbing up and entering through a broken out windowpane.

Camera title: [REDACTED]

Video starts at 2:40:40 PM

Video captured a number of rioters walking through the halls of the US Capitol to include Ms. McEntee who continues to walk by herself through the halls.

Camera title: [REDACTED]

Video starts at 2:48:04 PM

Captures some USCP activity at the door but nothing relevant to the force investigation.

Camera title: [REDACTED]

Video starts at 2:48:01 PM

Captures USCP and MPD activity at the door and medics entering with stretcher for Ms. Babbitt, but nothing relevant to the force investigation.

DISTRIBUTION.	SIGNATURE (Officer) Agent [REDACTED]	DATE 01/06/20
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INTERNAL AFFAIRS DIVISION**

INVESTIGATIVE FILE REPORT

P.D. 854-A

REPORT OF INVESTIGATION (Continuation)	DATE	BRANCH
FILE TITLE Use of Force		

Camera title: [REDACTED]

Video starts at 2:58:00 PM

Captures USCP and MPD activity at the door and DCFEMS exiting with Ms. Babbitt on stretcher but nothing relevant to the force investigation.

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ATTACHMENT 25

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
METROPOLITAN POLICE DEPARTMENT
INTERNAL AFFAIRS DIVISION**

INVESTIGATIVE FILE REPORT

P.D. 854

REPORT OF INVESTIGATION		DIVISION	BRANCH
FILE TITLE United States Capitol Police Use of Force, Discharge of a Service Pistol		COMPLAINT NO. # [REDACTED]	ARREST NO.
<input checked="" type="checkbox"/> ACTIVE <input type="checkbox"/> CLOSED <input type="checkbox"/> REQUESTED ACTION OTHER <input type="checkbox"/> REQUESTED ACTION FROM <input type="checkbox"/> OTHER BY Detective [REDACTED] DATE January 6, 2021 REPORT RE:	OTHER OFFICERS:	CROSS FILE	RELATED FILES
		<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	
Use of Force			

Social Media

The following are summarizations of the videos. The time noted represents the time stamp of the recording.

Video titled "Int of Mr. Thomas Baranyi.MP4"

00:05-Mr. Baranyi identified himself by name and that he was from New Jersey;

00:10—Mr. Baranyi displayed his hand for the camera which apparently had blood on his hand. Mr. Baranyi then explained that "we" stormed into the Chambers inside and a young lady (Ms. Babbitt) rushed through the window. Mr. Baranyi advised that a number of police and Secret Service were stating, "Get back! Get down! Get out of the way! Mr. Baranyi related that Ms. Babbitt didn't heed the call and "they" shot her in the neck;

00:33-Mr. Baranyi related that Ms. Babbitt then started moving weirdly and he observed blood coming out of her mouth and neck;

00:40-Mr. Baranyi then reported that riot police came into the building and ushered them out with their sticks;

01:13-Mr. Baranyi explained to a reporter that he did not EMS, that he was not hurt.

Video titled "Banned-Video"

00:05-A couple of uniformed USCP officers are observed descending down the east stairwell as members of the USCP CERT were observed coming up the stairwell;

DISTRIBUTION:	SIGNATURE (Officer) <i>Agent</i> [REDACTED]
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INTERNAL AFFAIRS DIVISION**

INVESTIGATIVE FILE REPORT

P.D. 854-A

REPORT OF INVESTIGATION (Continuation)	DATE March 20, 2020	BRANCH IAD
FILE TITLE In Custody Death		IS# [REDACTED]

00:09-A number of demonstrators were seen in the area directly outside of the doors that led into the Speakers Lobby. Ms. McEntee, who was observed wearing a red, white and blue backpack, was observed crawling through a broken out window space to the right of the swinging doors. A gunshot was heard and Ms. McEntee was observed falling down onto the floor;

00:14-Ms. McEntee was then observed being attended to by Mr. [REDACTED] and an unidentified demonstrator. Members of the CERT were attempting to clear several demonstrators from the area;

01:05-A member of CERT appeared to be attempting to administer first aid to Ms. McEntee as additional USCP officers continued to try and clear demonstrators out the immediate area;

02:08-Several demonstrators were observed crowded into the entranceway of the Speakers Lobby;

Video titled-"Shooting View"

00:01-Lieutenant Byrd was observed partially behind a wall in the Speakers Lobby pointing his service pistol in the direction of the broken window panes;

00:08-Lieutenant Byrd was observed stepping out into the hallway of the Speakers Lobby and discharging his service pistol one time;

00:10-Ms. McEntee was observed falling backwards from the window pane that she had been trying to crawl through;

00:15-Mr. [REDACTED] attempted to reposition Ms. McEntee on the floor;

00:39-A member of the CERT appeared to be attempting to begin to administer first aide.

Video titled-"BREAKING-Woman shot DEAD"

00:01-USCP Cert members were observed walking up the east stairs;

00:13-Several demonstrators were then observed standing in front of the doors that led into the Speakers Lobby and demonstrators can be heard attempting to break out the glass of the doors;

00:29-Three uniformed USCP officers began to descend the east stairwell;

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INVESTIGATIVE FILE REPORT

P.D. 854-A

REPORT OF INVESTIGATION (Continuation)	DATE March 20, 2020	BRANCH IAD
FILE TITLE In Custody Death		IS# [REDACTED]

00:42-A demonstrator can be heard yelling, "Go, bust it down." Ms. McEntee who can be seen wearing a red, white and blue backpack was then observed climbing through a broken out window that was to the immediate right of the Speakers Lobby's doors. A gun shot was then heard and Ms. McEntee fell backwards onto the floor;

00:49-The windows on the doors that led into the Speakers Lobby were broken and furniture can be seen barricading the doors. A demonstrator could be overheard stating, "It was just a flashbang." Mr. [REDACTED] was observed repositioning Ms. McEntee on the floor.

Video titled-"stop the seal chant"

This video was reviewed by the investigating agent and it did not capture the use of force by Lieutenant Byrd.

Video titled-"shooting2"

00:01-Ms. McEntee was observed lying prone with her back on the floor. There is apparent blood observed on the left side of Ms. McEntee's mouth and cheek. Several demonstrators began yelling for help and stating that she (Ms. McEntee) needs help;

00:34-A USCP CERT member appeared to be administering first aid;

Video titled-"yt1s.com-BREAKING Woman shot DEAD by Capitol Police inside"

This video was reviewed by the investigating agent and captured the same video footage as the video titled-"**BREAKING-Woman shot DEAD**"

Video titled-Capitol Building Shooting_Twitter"

00:02-Ms. McEntee was briefly captured climbing through a broken window that led into the Speakers Lobby;

00:03-A gunshot could be heard and an unidentified demonstrator was overheard stating, "That sounded like a fucking gunshot";

00:10-Mr. [REDACTED] was observed attempting to reposition Ms. McEntee on the floor;

00:24-An unknown demonstrator was overheard stating, "Active shooter. There's an active shooter here, get her down";

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Page 3 of 3

[REDACTED]

From: Knutsen, John (MPD) </O=DC GOVERNMENT/OU=EXTERNAL (FYDIBOHF25SPDLT)/CN=RECIPIENTS/CN=07B848B45F1C401C8C3BAC905136D238>
Sent: Tuesday, February 2, 2021 9:53 AM
To: [REDACTED] (MPD)
Subject: Fwd: 2.2.21 Morning News
Attachments: 2.2.21 Morning News.pdf

It's in CNN as well, see attached.

John R. Knutsen
Inspector/Director
Internal Affairs Division
Metropolitan Police Department
64 New York Avenue, NE
Washington, DC 20024
[202-727-4385](tel:202-727-4385) (office)
[REDACTED] (cell)

We are here to help.

From: Adminbox, PIO (MPD) <pio.adminbox@dc.gov>
Sent: Tuesday, February 2, 2021 7:06:42 AM
Subject: 2.2.21 Morning News

Good morning – please see news attached.

2.22.21 Morning News

2 women killed in wrong way crash on US 50 in Prince George's County.....	2
23-Year-Old Who Came to America 'Looking for a Safer Country' Killed in Carjacking	3
Law professor who patrolled as a D.C. street cop says police have 'impossible job'	5
The Lost Hours: How Confusion and Inaction at the Capitol Delayed a Troop Deployment	9
Police: Woman dead in Fairfax County after being hit by car backing out of a driveway	15
Man Charged With Abduction After 10-Hour Barricade at Fairfax Motel.....	16
DC Taps Pastors to Overcome Racial Divide on Vaccine.....	17
Va. man charged after being accused of shooting acquaintance in Sterling, authorities say	21
Charles County deputies say body found in wooded area between 2 Waldorf businesses.....	22
Inmate found dead of apparent suicide at a Maryland prison, authorities say	23
Bowser will make case for D.C. statehood at congressional hearing next month.	24
Critical injuries suffered in Montgomery County house fire, according to officials	26
Pakistani woman says Northern Virginia housekeeping job was labor trafficking	27

2 women killed in wrong way crash on US 50 in Prince George's County

The crash had closed Route 50 just outside D.C. for several hours.



Author: Zach Merchant, Lucas Robbins
Published: 10:48 AM EST February 21, 2021

Updated: 10:53 AM EST February 21, 2021

PRINCE GEORGE'S COUNTY, Md. — A head-on crash involving two cars on U.S. Route 50 in Prince George's County has killed two women, according to Maryland authorities.

The collision early Sunday near Kenilworth Avenue, just outside Washington, D.C., temporarily closed Route 50 for a few hours. The eastbound lanes had been blocked while firefighters and other first responders cleared the wreckage and investigated at the scene.

Route 50 was reopened by around 10 a.m.

Troopers went out to the crash on Route 50 shortly after 5 a.m., State Police said in a statement. A white Honda Civic was traveling west in the eastbound lanes of Route 50 when it collided with a white Hyundai Sonata, police said.

Both women died at the scene. The driver of the Honda was 31 years old, and the Hyundai driver was 53, police said.

Police were waiting to give the names of the drivers pending notification of next of kin. The cause of the crash is still being investigated.

Sad update: Maryland State Police now confirms both drivers were killed.

MSP reports one car was driving West in the EASTbound lanes early this morning and collided with the other car head on @wusa9 <https://t.co/JjLiModDh5> — Zach Merchant (@ZachMerchantTV) [February 21, 2021](#)

23-Year-Old Who Came to America 'Looking for a Safer Country' Killed in Carjacking

The victim's sister said she's worried about the pace of the investigation, as police across the area have been dealing with a recent uptick in the number of carjackings and gun violence

By [Derrick Ward](#) • Published February 21, 2021 • Updated 2 hours ago



NBC Washington

Pictured: Riyadh Al Janabi

A young man who came to the United States “looking for a safer country,” according to his sister, was shot and killed in a carjacking Thursday in Riverdale Park, Maryland.

Eleven years ago, Riyadh Al Janabi emigrated from Iraq, bringing with him a dream of a better life. At 23, he'd set goals and was close to graduating with a degree in criminal justice.

“He was almost there to accomplish some of his goals. He was one week away to join the police academy to be a police officer,” Sura, Al Janabi's sister, said.

She said Al Janabi had taken a security job at a Riverdale Park apartment complex for the experience, to continue to pursue his dream of a career in law enforcement.

[Al Janabi] was looking for a safer country and unfortunately he lost his life here.

Sura, Riyadh Al Janabi's sister

Thursday evening, police were called to the complex on 48th Avenue where Al Janabi worked. They found him lying in the parking lot; he had been shot. He died a short time later.

Police said it was a carjacking that shattered a young man's dream and a family's hopes.

“I was planning to attend his graduation, to attend his wedding, but not his funeral,” Sura said.

Her brother's car, which police have only described as a four-door sedan, was gone. There's no word of it being recovered. So far, no arrests have been made and no peace has been brought to Al Janabi's family.

"Now I decided to put all my emotions aside and fight for his justice with all my abilities," Sura said.

She said she's worried about the pace of the investigation. Police across the area have been dealing with a recent uptick in the number of carjackings and gun violence. Al Janabi's murder was among three shootings that same day.

"We all could be the next victim," Sura said. "It's not just to get his justice, but we want to prevent anyone from being the victim of gun violence."

Law professor who patrolled as a D.C. street cop says police have ‘impossible job’



By

[Robert McCartney](#)

Columnist

Feb. 22, 2021 at 5:00 a.m. EST

The recently intensified debate over how to reform policing offers two choices that seem impossible to reconcile.

In the Washington region and elsewhere, activists want to divert money away from police and toward addressing poverty and other root causes of crime. They call for more restrictions on officers’ behavior to prevent what they see as racist abuse.

On the other side, “realists” say it’s hardly the right time to hamstring law enforcement. The District’s homicide rate is hitting 15-year highs, and crime-ridden neighborhoods cry out for relief.

In such a standoff, an uncertain public wants to hear from an expert who fully appreciates both halves of the equation — and now we have one.

A new book by Georgetown University law professor Rosa Brooks recommends changes based on her real-life experience patrolling some of the District’s most violent neighborhoods as a cop. She served 4½ years as a volunteer Metropolitan Police Department reserve officer.

In [“Tangled Up in Blue: Policing the American City,”](#) Brooks brings to the task a liberal academic’s hostility to police wrongdoing and racial profiling. But her time on Southeast’s troubled streets tempers that perspective. She sympathizes with what the book calls officers’ “impossible job” of being “warriors, disciplinarians, protectors, mediators, social workers, educators, medics and mentors all at once.”

Brooks also believes that D.C. politicians give police two missions that are often at odds. They want “fewer arrests, fewer stops, fewer racial acts,” she said in an interview, but they’ll also “haul you over the coals [with punishment] if you don’t get guns off the street.”

What’s the solution? Her suggestions for reform include:

- Don't arrest so many people for trivial offenses. They give people criminal records without doing much to protect society.
- Don't use armed, uniformed officers for routine traffic enforcement. She said it "greatly increases the risk of physical violence" when police stop drivers.
- Don't make cops trigger-happy by training them to believe they're constantly at risk of being killed. (They're not.)
- Don't slash police budgets to "defund the police," because, as the book says, "the existence of violent crime is not a right-wing myth dreamed up to justify the incarceration of minorities and the poor."
- *Do* invest more to combat unemployment, homelessness and mental disease, because "racism and poverty play a major role in who ends up in prison and who does not," she writes.

Brooks's book could hardly be more timely. The D.C. Council has been pressing Mayor Muriel E. Bowser (D) to adopt a "public health" strategy in policing, which would de-emphasize arrests and redirect resources to social problems.

Last week Bowser took an [initial step](#) in that direction, announcing that the city would adopt a "whole-government" approach to gun violence. The effort will draw on experts in education, job training, mental health counseling, housing and other services.

The council will soon debate the direction of the D.C. police when it considers confirming Bowser's appointment of Robert J. Contee III as the force's new chief. A 20-member [D.C. Police Reform Commission](#) is scheduled to issue a report April 1 with wide-ranging recommendations.

Outside the city, the Maryland and Virginia state legislatures are currently weighing police and criminal justice reforms. Arlington, Prince George's and other local counties are doing the same.

The initiatives of course spring from the nationwide Black Lives Matter protests against police abuse following the May 25 killing of George Floyd by Minneapolis police.

Brooks's book has made a splash partly because of the novelty of having a tenured law professor in her 40s become a cop. She did the whole drill, beginning with push-ups and firearms training at the Police Academy. Although she worked part time, she eventually earned certification to patrol on her own as a sworn, uniformed, armed officer with authority to make arrests.

She also helped create a ["Police for Tomorrow"](#) fellowship program at Georgetown, where about 20 relatively inexperienced D.C. police officers spend 15 months studying topics such as use of force and implicit bias.

In her time on patrol, Brooks found that officers spend little time hauling people to jail and more on routine duties such as breaking up fights, shooing away aggressive panhandlers, writing accident reports and taking sick people to the hospital.

Still, Brooks agrees with activists that police make too many arrests. She urges “a real scrub” of the criminal codes to rely more on giving people tickets and less on booking them for nonviolent offenses.

One reason is that prosecutors decline to press charges in nearly a third of arrests, so the whole process wastes time and money. Also, an arrest or conviction can dog people for years and thwart their job prospects.

Some well-meaning past reforms have become self-defeating, such as the District’s policy of mandatory arrest for domestic violence cases. D.C. adopted the requirement to prevent police from winking at husbands or boyfriends who beat their wives or girlfriends. Over time, the policy has been expanded to require arrests for disputes involving any situation in which the parties are related by blood, adoption or legal custody — even former roommates.

Once Brooks was called for a domestic violence case for an altercation between two adult sisters. In an argument over laundry, the elder sister struck the younger and bruised her cheek. Both agreed it had never happened before, but the assailant was arrested and missed a day of work and was separated from her children.

“Was justice served by taking her off to jail for the night?” Brooks writes. “I can’t see how.”

She said in the interview, “The default should be that you don’t arrest people unless there’s really no alternative. . . . Maybe you should go apologize to the person you’ve been a jerk to.”

On the critical issue of preventing wrongful shootings by police, Brooks faults training that goes too far in making officers paranoid.

“The chief lesson learned at the Academy was this: Anyone can kill you at any time,” she writes.

Officers thus are overly prone to regard suspicious behavior as threatening and overreact. In fact, she notes, the Bureau of Labor Statistics says being a police officer is statistically less dangerous than many occupations including logging, fishing and truck driving.

“This is why police in America end up killing so many people,” Brooks writes. “Officers are trained to be hypervigilant and respond to potential threats instantly. They’re told they have ‘a right to go home safe.’ Too often they forget that other people have a right to go home safe, too.”

But she also says officers are caught in a bind, because their superiors will not back them up if they use force in a split-second decision that proves controversial.

“If a lawsuit [is] threatened, the department would be only too happy to throw us under the bus,” Brooks writes.

Reformers can start by sorting out mixed messages like those.

The Lost Hours: How Confusion and Inaction at the Capitol Delayed a Troop Deployment

As violence grew out of control on Jan. 6, the head of the Capitol Police made an urgent request for the National Guard. It took nearly two hours to be approved.



Why it took nearly two hours to approve deployment of the National Guard while rioters stormed the Capitol on Jan. 6 could be a focus of a congressional hearing on Tuesday. Credit...Leah Millis/Reuters

By [Mark Mazzetti](#) and [Luke Broadwater](#)

- Feb. 21, 2021

WASHINGTON — At 1:09 p.m. on Jan. 6, minutes after protesters had burst through the barricades around the U.S. Capitol and began using the steel debris to assault the officers standing guard, the chief of the Capitol Police made a desperate call for backup. It took nearly two hours for officials to approve the deployment of the National Guard.

New details about what transpired over those 115 minutes on that dark, violent day — revealed in interviews and documents — tell a story of how chaotic decision-making among political and military leaders burned precious time as the rioting at the Capitol spiraled out of control.

Communication breakdowns, inaction and confusion over who had authority to call for the National Guard delayed a deployment of hundreds of troops who might have helped quell the violence that raged for hours.

This period is likely to be a focus of a congressional hearing on Tuesday, when lawmakers will publicly question Steven A. Sund, the Capitol Police chief at the time, and other current and former officials for the first time about the [security failures](#) that contributed to the violence on that day.



Steven A. Sund, the Capitol Police chief at the time, made an urgent call for National Guard troops at 1:09 p.m. as rioters stormed the Capitol. Officials did not grant the request until 3:04 p.m. Credit...Tom Williams/CQ Roll Call, via Associated Press Images

“Capitol security leaders must address the decision not to approve the National Guard request, failures in interagency coordination and information sharing, and how the threat intelligence they had ahead of Jan. 6 informed their security decisions leading up to that day,” said Senator Maggie Hassan, Democrat of New Hampshire.

Some American officials have said that by the time the urgent request came to the Pentagon on the afternoon of Jan. 6, it was long past the time National Guard troops could have deployed quickly enough to prevent the storming of the Capitol. But law enforcement officials pointed out that during a melee that lasted hours, every lost minute was critical.

Chief Sund did not hear back for 61 minutes after he called for help from the National Guard. And even then, there was a catch: Though Capitol security officials had approved his request, the Pentagon had the final say. During a tense phone call that began 18 minutes later, a top general said that he did not like the “visual” of the military guarding the Capitol and that he would recommend the Army secretary deny the request.

Pentagon approval finally came at 3:04 p.m. The first deployment of National Guard troops arrived at the Capitol two and a half hours later.

Video evidence and interviews show the Capitol Police and supporting police units were overwhelmed for several hours after the first members of the pro-Trump mob breached the outer perimeter of the complex.

One snapshot of the violence: At 4:25 p.m., rioters outside the Capitol building beat police officers using American flags. Two minutes later, a mob outside the House chamber dragged the first of two officers from the city’s Metropolitan Police down a flight of stairs. Elsewhere, on the

Capitol grounds, one protester who collapsed in the crush of bodies was trampled by the mob. She was later pronounced dead.

“In every emergency, timing is important. In this particular case, when we’re talking about the Capitol, we’re talking about lives,” said Brian Higgins, the former police chief in Bergen County, N.J., and an adjunct professor at John Jay College of Criminal Justice.

Chief Sund made the urgent request for the National Guard to Paul D. Irving, the House sergeant-at-arms at the time, minutes after the gavel dropped to begin the solemn congressional ritual of certifying the presidential election results.

By then, just after 1 p.m., it had become clear to some Capitol security officials that the protesters could pose a threat to the lawmakers — and Vice President Mike Pence — gathered in the House chamber. But Mr. Irving said he needed to run Chief Sund’s request for National Guard troops “up the chain of command,” according to a letter the former police chief wrote to Congress this month.

Chief Sund said he anxiously waited to hear back from Mr. Irving or Michael C. Stenger, the Senate sergeant-at-arms, but heard nothing.



Paul D. Irving, the House sergeant-at-arms at the time, at the start of session to certify the presidential election results on Jan. 6. He has said nothing publicly about the response to the riot. Credit...Anna Moneymaker for The New York Times

“I continued to follow up with Mr. Irving, who was with Mr. Stenger at the time, and he advised that he was waiting to hear back from congressional leadership, but expected authorization at any moment,” Chief Sund said in his letter.

Yet it appears that Mr. Irving, who had told Chief Sund days earlier that he did not want National Guard troops at the Capitol on Jan. 6 because of bad “optics,” waited 30 minutes after hearing from the Capitol Police chief before approaching Speaker Nancy Pelosi’s staff. Neither Mr. Irving nor Mr. Stenger, who [both resigned](#) after the riot, responded to multiple requests for an interview. [Mr. Sund resigned](#) on Jan. 7, after pressure from congressional leaders.

At 1:40 p.m., Mr. Irving finally approached Ms. Pelosi’s chief of staff, Terri McCullough, and other staff members in the Speaker’s Lobby behind the House chamber — the site where a Capitol Police officer would shoot a rioter an hour later. It was the first time Mr. Irving asked about permission to seek support from the National Guard, according to Drew Hammill, Ms. Pelosi’s deputy chief of staff.

Ms. McCullough immediately entered the room and passed a note to Ms. Pelosi with the request. Video from inside the chamber shows her approaching the speaker at 1:43 p.m. Ms. Pelosi approved the request and asked whether Senator Mitch McConnell, the Kentucky Republican who was then the majority leader, also needed to approve it. Ms. McCullough said he did, according to Ms. Pelosi’s office.

Ms. McCullough left the chamber to call Mr. McConnell’s chief of staff, Sharon Soderstrom, but could not reach her. She then reached Mr. Irving, who explained that he and Mr. Stenger were already meeting with the Senate majority leader’s staff in the office of the Senate sergeant-at-arms, according to Ms. Pelosi’s office.

It was at the meeting in Mr. Stenger’s office that Mr. McConnell’s staff first learned of Chief Sund’s request for the National Guard, according to a spokesman for the senator. In that meeting, aides to the congressional leaders, including Ms. Soderstrom, were perplexed to learn that the two sergeants-at-arms had not yet approved the request for troops, according to spokesmen for Mr. McConnell and Ms. Pelosi.

There was also confusion about whether approval from congressional leaders was needed to request National Guard troops. Mr. McConnell’s staff maintains that political leaders are not in that chain of command, and that security officials should have done so as quickly as possible. One former Capitol security official said the two sergeants-at-arms could have made the request themselves, but that even in an emergency, “common sense dictates” that they would want to consult with congressional leadership.

At that meeting, the frustrated congressional aides agreed that top Capitol security officials “should have asked for the National Guard’s physical deployment to protect the U.S. Capitol complex well in advance of Jan. 6,” Mr. Hammill said. “The speaker expects security professionals to make security decisions and to be informed of those decisions.”

Around this time, rioters smashed windows on the House side of the Capitol building and began climbing inside. Outside, the mob broke into chants of “Hang Mike Pence!” Others constructed a gallows with a noose outside the Capitol.

The [riot inside the U.S. Capitol on Wednesday, Jan. 6](#), followed a rally at which President Trump made [an inflammatory speech](#) to his supporters, questioning the results of the election. Here’s a look at what happened and the ongoing fallout:

- - As [this video shows](#), poor planning and a restive crowd encouraged by President Trump set the stage for the riot.
 - A [two hour period](#) was crucial to turning the rally into the riot.
 - Several Trump administration officials, including cabinet members Betsy DeVos and Elaine Chao, [announced that they were stepping down](#) as a result of the riot.
 - Federal prosecutors [have charged more than 70 people](#), including some who [appeared in viral photos and videos of the riot](#). Officials expect to eventually charge hundreds of others.
 - The House [voted to impeach the president](#) on charges of “inciting an insurrection” that led to the rampage by his supporters.

At 2:10 p.m., Mr. Irving finally called back Chief Sund and said that congressional leaders had approved the request — a full hour after his plea for help. But the Capitol Police chief would soon learn, according to his letter, that because Washington, D.C., is not a state, final approval to deploy the city’s National Guard to the Capitol had to come from the secretary of the Army.

It is unclear why Chief Sund was unfamiliar with this requirement.

There was another roadblock: The Pentagon, citing concerns about aggressive tactics used against protesters over the summer, had removed the authority of Maj. Gen. William J. Walker, the commander of the District of Columbia National Guard, to quickly deploy his troops.

In a Jan. 4 memo, acting Defense Secretary Christopher C. Miller wrote that the D.C. National Guard could not be issued weapons, employ “riot control agents” or take other steps at the Trump rally without his “personal authorization.”

During a closed-door House committee hearing last month, General Walker said Chief Sund had called him as the violence increased that day, and he immediately notified the Army. “On my own, I started preparing people to be ready, but I had to wait for specific approval to go out to launch,” General Walker testified, according to several people who attended the meeting.



A noose and makeshift gallows erected near the Capitol on Jan. 6. Credit...Andrew Caballero-Reynolds/Agence France-Presse — Getty Images

About 2:30 p.m., according to Chief Sund's letter, he was on a conference call with federal and local law enforcement and military officials. Once again, he said National Guard troops were urgently needed to protect the Capitol. Lt. Gen. Walter E. Piatt, the director of the Army staff, pushed back.

"I don't like the visual of the National Guard standing a line with the Capitol in the background," General Piatt said on the call, according to Mr. Sund's account. The general said he would brief the Army secretary but would recommend denying the request.

An Army spokesman declined to comment on Chief Sund's description of the phone call, noting that the Pentagon's inspector general was investigating its response to the attack.

As Pentagon leaders deliberated, the mob flowed into the Capitol. At 2:44 p.m., the first rioters breached the Senate chamber. Around that same time, a Capitol Police officer shot to death [Ashli Babbitt](#), one of the protesters, as she tried to climb through a window just steps from the House chamber.

Twenty minutes later, according to a Pentagon timetable, Secretary Miller gave verbal approval to dispatch National Guard troops to the Capitol.

The violence continued for hours, and other security units from the F.B.I., Department of Homeland Security and Metropolitan Police arrived to help the outmanned police units. About 5:40 p.m., a [deployment](#) of 154 National Guard troops arrived at the Capitol. As they were being sworn in, a [flash message](#) was sent to all of Washington's National Guard troops: Report to the city's armory no later than 7 p.m.

Police: Woman dead in Fairfax County after being hit by car backing out of a driveway

The woman was pronounced dead at the crash scene.



Credit: internal

Author: Nick Boykin (WUSA9)

Published: 7:26 PM EST February 21, 2021

Updated: 9:58 PM EST February 21, 2021

FAIRFAX COUNTY, Va. — A woman was killed by a car when a man was backing out a driveway in Fairfax County, according to Fairfax County Police.

The crash happened in the 6300 block of Lakewood Drive in Falls Church, Virginia.

Police do not believe there was any foul-play and that it was an accident. But the scene and death are still being investigated, according to police.

The woman was pronounced dead at the crash scene.

Police have not released any further information.

Man Charged With Abduction After 10-Hour Barricade at Fairfax Motel

Police responded to the Breezeway Motel on Fairfax Boulevard at 7:20 a.m. Sunday for an abduction complaint

By [Briana Trujillo](#) • Published February 22, 2021 • Updated on February 22, 2021 at 12:20 am

Fairfax City Police arrested a man Sunday after he barricaded himself for over 10 hours in a motel after he allegedly held someone for a while against their will in a room.

Solaymane Daryf, 19, of Burke, Virginia was arrested on charges of abduction, brandishing a firearm and use of a firearm and in the commission of a felony, police said.

Police responded to the Breezeway Motel on Fairfax Boulevard at 7:20 a.m. for an abduction complaint, the department said.

“Investigation revealed that on February 20, 2021, the victim, who was invited to a motel room by an acquaintance, was prohibited from leaving the room,” police said in a news release. “After an extended period of time, it was determined that the suspect displayed a firearm while preventing the victim from leaving.”

Eventually, police said the suspect, Daryf, let the victim go.

Just after 5:30 p.m. Sunday police took Daryf into custody without incident.

DC Taps Pastors to Overcome Racial Divide on Vaccine

"I think there is a larger percentage of people who want to receive the vaccine and have had challenges with scheduling appointments and being able to receive the vaccine," D.C. Council Member Kenyan McDuffie said

By Ashraf Khalil and Hilary Powell • Published February 21, 2021 • Updated on February 21, 2021 at 1:51 pm



Astrid Riecken For The Washington Post via Getty Images

File photo. Participants of an interfaith service at the Shiloh Baptist Church hold hands while celebrating the anniversary of the March on Washington.

Stately and deliberate, with a distinctive white streak in his black hair, the Rev. Wallace Charles Smith started his Valentine's Day sermon at Shiloh Baptist Church by talking about love and vaccinations.

"That's what love's all about. When you get a vaccination, you are saying to everyone around you that you love them enough that you don't want any hurt, harm or danger to befall them," he said. "In the spirit of love, keep at it until you get your vaccination. That's the only thing that's going to erase this terrible scourge."

The church was empty except for a camera crew and a tiny choir. Thanks to COVID-19, Smith's Sunday sermons are now virtual affairs.

Still, health officials in the nation's capital are hoping that Smith and other Black religious leaders will serve as community influencers to overcome what officials say is a persistent vaccine reluctance in the Black community. Smith and several other local ministers recently received their first vaccine shots.

Black residents make up a little under half of Washington's population, but constitute nearly three-fourths of the city's COVID-19 deaths. The District of Columbia is now offering vaccinations to residents over age 65, but numbers show that seniors in the poorest and blackest parts of Washington are lagging behind.

Officials partially blame historic distrust of the medical establishment, especially among Black seniors, who vividly remember medical exploitation horrors such as the Tuskegee syphilis study, where hundreds of impoverished rural Black men suffered syphilis effects with minimal treatment for decades as part of the medical study.

"We know we need to focus on Black and brown communities," Dr. LaQuandra Nesbitt, the director of the district's health department, said earlier this month. "Let's not give up on communities of color being interested in the vaccine. Let's continue to answer their questions. Let's continue to be very thoughtful in how we answer their questions."

The D.C. government is giving priority for vaccine registration to predominantly Black ZIP codes and running public information campaigns, including the clergy vaccinations. The latest numbers show the gap is narrowing, but the southeastern core of the city's Black community is still getting vaccinated at the slowest rate.

"There's distrust in our community. We can't ignore that," said Rev. James Coleman of All Nations Baptist, who was vaccinated along with Smith. "The church, and particularly the Black church, is essential. ... That's what pastors do."

Prominent Black Washington figures such as Vice President Kamala Harris, radio host Kojo Nnamdi and veteran athlete Doug Williams received their injections at southeast Washington's United Medical Center and used their public platforms to encourage others to follow suit.

Coleman said he has worked to create a vaccine-positive atmosphere among the seniors in his church. Before a recent Sunday morning sermon, conducted via audio conference call, elderly parishioners in Coleman's church updated one another on their progress and congratulated those who had been vaccinated.

"There was some nervousness to overcome at first," Coleman said. "People outside the Black community sometimes can't relate to that sensitivity."

Health departments nationwide are dealing with the same challenges, and other jurisdictions also are calling on religious leaders to help dispel vaccine fears.

"Our role as clergy and as faith-based leaders is to be optimistic and hopeful. We say to our people that these vaccines are the gift of life. We believe in the science," said Rev. HB Holmes Jr. of Bethel Missionary Church in Tallahassee, Florida.

Holmes has gotten vaccinated, and his church has hosted vaccination drives.

“We knew that because of hesitation and reluctance that we needed trusted voices. So we brought together persons of great influence in Black and brown communities, particularly from our community, to say, you know, I’m going to take the vaccine and roll up our sleeves and do that publicly.” he said.

In Washington, the Pennsylvania Avenue Baptist Church has been designated a “faith-based vaccination partner,” with a portable vaccination trailer set up in the church's parking lot twice a week. The vaccinations have gone smoothly. But showing that vaccine skepticism transcends racial lines, a white D.C. resident, Kathy Boylan, crossed the city on a recent icy day to stand on the sidewalk outside the church with a sign saying “Danger: COVID Vaccine Say No!”

The city's community influencer campaign is targeting more than just religious leaders.

Prominent Black Washington figures such as Vice President Kamala Harris, local radio host Kojo Nnamdi and Doug Williams, a Super Bowl-winning quarterback for the Washington football team, have all received their injections at southeast Washington's United Medical Center and used their public platforms to encourage others to follow suit.

“I honestly believe that more people want to take it than don’t,” said hospital official Toya Carmichael, who said several people have asked for the same nurse that vaccinated Harris.

But some D.C. officials are insisting that simple cultural reluctance, while real, doesn't fully explain Washington's racial vaccination lag. Interviews with Black residents revealed a common set of complaints: seniors failing to navigate the online registration system or sitting on hold only to be informed that all appointments had been filled.

Lisa Chapman had to overcome both personal reluctance and logistical obstacles in order to schedule vaccinations for her parents, Walter Coates, 82, and Rosa Coates, 80.

First she had to persuade them.

“I just wasn’t certain. I wanted to wait and see for a while,” said Rosa Coates. “But (Lisa) convinced me. She just kept talking to me about it.”

Then it took waiting on hold for more than 90 minutes, leaving the phone on speaker and then leaping back on when a human answered.

“That's a really long time to wait. I think a lot of people do want to get it. They just can't get through,” Chapman said.

D.C. Council Member Kenyan McDuffie laid part of the problem at the feet of the government. In an interview, McDuffie, who represents southeastern Ward 5, called the city's vaccine rollout “overwhelmingly inequitable” and said talk of vaccine reluctance was obscuring a reality of vaccine frustration, made worse by the digital divide.

"I think there is a larger percentage of people who want to receive the vaccine and have had challenges with scheduling appointments and being able to receive the vaccine," he said. "My fear is that some of those residents have simply given up."

Smith, in his Valentine's Day sermon, spoke not just of the fear but also the logistical hassles of a confusing process.

"I know many of you have tried to get the vaccine, but there have been so many challenges ... waiting for hours, only to find that what you thought was available is not there," he said.

Given the community reluctance, city health officials say they cannot afford to frustrate or discourage those seeking vaccination.

Nesbitt said a new registration model would go into effect in March that would bring a further "equity lens" to the vaccination process. Also, officials have organized teams of "senior vaccine buddies" to go to the homes of seniors and help them get through the online process.

Va. man charged after being accused of shooting acquaintance in Sterling, authorities say

by ABC7

Sunday, February 21st 2021



Authorities say Antonio Fernandez of Sterling, Virginia is charged with aggravated malicious wounding and use of a firearm in the commission of a felony. (Photo courtesy of the Loudoun County Sheriff's Office)

STERLING, Va. (ABC7) — A 19-year-old man has been charged after being accused of shooting an acquaintance Saturday afternoon in Sterling, Virginia, Loudoun County Sheriff's announced Sunday.

Antonio Fernandez of Sterling, Virginia is charged with aggravated malicious wounding and use of a firearm in the commission of a felony.

Authorities say Fernandez was taken into custody a short time after the shooting and a gun was recovered. He is being held at the Loudoun County Adult Detention Center on no bond.

Officers responded to the scene of a shooting and found an unidentified man suffering from a gunshot wound on Commerce Street near E. Holly Avenue.

Loudoun County Sheriff's say the unidentified man was taken to an area hospital and is listed in stable condition.

According to investigators, Fernandez and the victim know each other and there was no threat to the community. Authorities say the shooting is under investigation.

Charles County deputies say body found in wooded area between 2 Waldorf businesses

by Samantha Mitchell

Sunday, February 21st 2021



WALDORF, Md. (ABC7) — Charles County deputies say they are currently performing a death investigation Sunday afternoon after a body was found between two Waldorf businesses near Plaza Way.

According to the sheriff's office, deputies were called to respond around 10:45 a.m. after the body of an adult male was found in a small wooded area between two businesses.

Officials say the death investigation is happening near the Bob Evans located at 3345 Crain Hwy in Waldorf.

Investigators are still looking into the circumstances and deputies continue to investigate.

Inmate found dead of apparent suicide at a Maryland prison, authorities say

by Associated Press

Sunday, February 21st 2021



FILE - Authorities are investigating the apparent suicide of an inmate at a Maryland prison. (AP Photo/David Zalubowski, File)



ROCKVILLE, Md. (AP) — Authorities are investigating the apparent suicide of an inmate at a Maryland prison.

Police and rescue personnel were called to the Montgomery County Correctional Facility in Boyds at about 7 p.m. Friday.

Officials said correctional staff who were making security rounds found 42-year-old Anthony Bernard Clair unresponsive.

He was pronounced dead at the facility. Clair's body was taken the medical examiner's office for an autopsy. No foul play is suspected.

Online court records show that Clair, who has a long criminal history, was arrested last Sunday on charges of burglary and violating a protective order.

Records also show that a separate warrant was issued for him two days later for violating probation. Blair was sentenced to 82 days times served and released on probation last month after pleading guilty to possession of drugs with intent to distribute and having a loaded handgun in a vehicle.

Bowser will make case for D.C. statehood at congressional hearing next month

By

[Meagan Flynn](#)

Feb. 22, 2021 at 6:00 a.m. EST

Mayor Muriel E. Bowser (D) will make the case for D.C. statehood to members of Congress next month at a congressional hearing where lawmakers will debate the constitutional and logistical hurdles to making the District the 51st state.

The House Committee on Oversight and Reform will hold the hearing for Del. Eleanor Holmes Norton's statehood bill on March 11.

After the social justice demonstrations that followed the killing of George Floyd, the disputed 2020 election and the Jan. 6 storming of the Capitol, Democrats are pushing the statehood issue as a top civil rights and voting rights priority this session.

Norton (D-D.C.), the District's nonvoting delegate in Congress, has proposed shrinking the federal district to a two-square-mile enclave of federal buildings — including the Capitol and the White House. The rest of the District would become the State of Washington, Douglass Commonwealth, to honor abolitionist Frederick Douglass.

A spokeswoman for Norton said the hearing will include testimony on whether the District would be financially self-sufficient as a state, as well how the separation of the rest of the city from the federal enclave would work.

Because the federal government funds and provides some services to the District — mostly within its criminal justice and penal system — questions remain about how the District would re-engineer and pay for those functions. Norton and Bowser have insisted that the District, with a population of about 700,000, is financially prepared.

“The fact that more than half a million Americans living in the District of Columbia are denied representation in Congress is a historic wrong that flies in the face of the democratic values on which our nation was founded,” panel chair Rep. Carolyn B. Maloney (D-N.Y.) said in a statement. “This hearing will make that clear.”

In addition to Bowser, witnesses called by the Democrats will include D.C. Council Chairman Phil Mendelson; the acting D.C. chief financial officer; Wade Henderson, the interim CEO of the Leadership Conference on Civil and Human Rights; a legislative attorney with the Congressional Research Service; and a military veteran. Republicans, who strongly oppose D.C. statehood, are also expected to call witnesses.

Republicans have long argued that a constitutional amendment would be required to make the District a state.

They took that position during [the last hearing on D.C. statehood](#), in 2019, which preceded the statehood bill's historic passage in the House in June.

Democrats are expected to push statehood through the House again this session, [but the legislation faces significant hurdles in the Senate](#). Because of the Senate filibuster, statehood would need 60 votes instead of 50 to pass. Statehood advocates have urged the Senate to eliminate the filibuster, something not even all Democrats support doing.

Critical injuries suffered in Montgomery County house fire, according to officials

By

[Martin Weil](#)

Feb. 21, 2021 at 11:56 p.m. EST

One person was critically injured in a house fire Sunday night in upper Montgomery County, fire officials said.

The fire was reported about 7:15 p.m. in the 15000 block of Darnestown Road in Darnestown, officials said.

The person extricated from the house was taken to a hospital with life-threatening injuries, said the county fire chief, Scott Goldstein.

Two dogs that were in the house died of their injuries and four were to be turned over to animal services personnel, said fire department spokesman Pete Piringier.

The cause of the fire could not be immediately learned.

Pakistani woman says Northern Virginia housekeeping job was labor trafficking

By

[Rachel Weiner](#)

Feb. 21, 2021 at 8:00 a.m. EST

Rehana Bibi thought her employment in America would begin with a trip to Disneyland and end with a well-paying job as a maid for the Virginia relatives of a prominent Pakistani family.

She never went to California. Instead, she said, after arriving in 2013, she spent the next five years effectively trapped in a Loudoun County home, working constantly. She said she was paid a total of about \$25,000.

“I have not seen anybody in my life, not even in Pakistan . . . treat anyone like that,” she said in an interview through an Urdu interpreter. She recalled at one point telling her husband, who remained in Pakistan, that she was considering suicide: “I told him if I stay any longer, my dead body is going to come out.”

Bibi, 46, has filed a lawsuit accusing the Yahya family, whose home and children she cared for, and their Pakistani relatives, who she says arranged her employment, of engaging in human trafficking. The case in federal court in Alexandria seeks back pay and damages; it is in its early stages.

In a court filing, the Yahyas called the allegations “as reprehensible as they are false.”

Even if they were true, their attorney Earl Mayfield wrote in court papers, the conditions Bibi described would not amount to human trafficking.

“Taking the allegations in the light most favorable to her, Ms. Bibi was oppressed, not trapped,” he told the court.

Mayfield notes that Bibi “was able to leave the first time she tried” and argues that “enduring unpleasant working conditions does not make someone a victim of trafficking or false imprisonment.”

The Pakistani relatives, Mir Shakil-ur-Rahman and his wife, did not respond to requests for comment by publication time. Shakil-ur-Rahman is the founder of a media conglomerate; he was recently jailed for eight months in a case [decried by](#) press freedom advocates. According to the complaint, Bibi was hired by Shakil-ur-Rahman as a servant for his sister-in-law’s family.

Bibi says during her time with the Yahyas, she cooked, cleaned and cared for three children. She said she was on call to assist an elderly relative who rang a bell for help day and night. She said

they told her she could shower only once a week because any more was a waste of hot water. And they forbade her from eating meat, saying she was too fat, according to the complaint.

Bibi said she asked to go home to Pakistan when two of her daughters got married but was refused, she said; she couldn't even watch the weddings on the family's iPad. She slept on a mattress on the basement floor and kept her belongings in her suitcase, according to the complaint; for the first two years, she says, she was in a storage room infested with insects.

The Yahyas referred questions to Mayfield, who offered a blanket denial for those allegations but would not discuss specifics.

"The only mention of any physical act whatsoever is an allegation that the Yahyas' pre-teen son struck Ms. Bibi twice in the course of five years, for which he was scolded by Mr. Yahya," Mayfield said in court documents. "That does not remotely come close to serious harm."

Moreover, Mayfield says that Bibi's employment contract was with his clients' relatives in Pakistan and that her room and board should be considered part of the payment.

Bibi maintains that she was confined because she spoke almost no English and was told she was in the country illegally. The visa she came to the country on was good for only one year. She says the family almost never let her out alone and warned her that if she went to the police, she would be arrested.

"Maybe they don't want me to find out what type of support and help" was available, Bibi said.

She says she also worried that if she left the family, her husband would bear the consequences.

"Having isolated her, they successfully intimidated her into acquiescing in her apparent fate, about which they assured her that she could do nothing," attorney Vic Glasberg wrote in the complaint.

Mayfield said that if the Yahyas did warn Bibi about the potential consequences of getting caught overstaying her visa, it wouldn't count as a threat because it was the truth.

Martina Vandenberg, the founder and president of the Human Trafficking Legal Center, disputes that interpretation of the law.

"Threats of deportation are one of the most common forms of coercion we see," she said. "You don't get to engineer the vulnerability and then exploit the vulnerability."

Allegations of labor trafficking such as Bibi's are not unusual, according to advocates. They say labor trafficking is more prevalent than sex trafficking, though less likely to be prosecuted.

"It's not at all an uncommon phenomenon, particularly in the D.C. area," said Janie Chuang, a law professor at American University who studies human trafficking. "When people use the threat of legal process to keep people in exploitative situations, that's a hallmark of trafficking."

You don't have to have something that looks like chattel slavery to have it amount to trafficking.”

In the 2018 fiscal year, she noted, the Justice Department [brought](#) 213 sex trafficking prosecutions but only 17 labor trafficking cases.

“Investigators frequently view forced labor cases as just a bad working situation and don't take the allegations very seriously,” Vandenberg said.

“Fully aware of that disparity, advocates really rely on civil litigation as the vehicle to getting accountability for nonsexual labor trafficking cases,” Chuang said.

After five years working for the Yahyas, Bibi befriended an Urdu-speaking woman who convinced her to leave and seek help. Attorneys for Bibi asked that the name of this woman and the details of their meeting be obscured to preserve her anonymity.

Bibi said she confided in her new friend that she was thinking of killing herself. But she had also found her passport while cleaning and was starting to consider escape. The woman told her to “be brave.”

With the friend's help, Bibi sneaked out in the early morning of Dec. 7, 2018. On Google, her friend found the Tahirih Justice Center, a Falls Church nonprofit that helps immigrant women fleeing violence.

Bibi says she is seeking to stay in the United States out of fear that the conflict over her employment would make life difficult for her if she returned to her native country. Tahirih is helping her apply for permanent U.S. residency as a victim of human trafficking.

Approval of those visas [plummeted](#) under the Trump administration, and since 2018, immigrants who apply for them are at risk of deportation during the process.

“Policies have come out in the last few years that have really continued to chip away at the legal protections that are available for immigrant survivors,” said Sasha Bershad, an attorney with Tahirih. While President Biden has [pledged](#) to reverse many of those policies, she expects that process will take years.

The friend helped Bibi find a place to live in Prince William County as she awaits word on her request for legal residency in the United States. If that is granted, she hopes to someday have her family join her.

“I still have a lot of back pain,” she said, from carrying heavy loads for the family. She also has gaps in her smile from the teeth she lost during her service; she says in the complaint that the family had a dentist remove them rather than give her more expensive care. (Mayfield says that if she was taken to the dentist, it is more evidence she was not trapped in the home). She says she has headaches from years of barely sleeping.

“I was scared all the time,” she said. “I cannot forget these memories.”

[REDACTED]

From: [REDACTED]
Sent: Thursday, January 7, 2021 9:42 AM
To: Robert.contee@dc.gov
Subject: Ashli Babbitt

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white unarmed woman shot by black cop. I wonder why there isn't burning and looting of businesses occurring. Nice training by the way.

From: Kyle, Ramey (MPD) </O=DC GOVERNMENT/OU=EXTERNAL (FYDIBOHF25SPDLT)/CN=RECIPIENTS/CN=E5D98E46F86E40C9A0578082C2F49E85>
Sent: Thursday, January 7, 2021 4:54 PM
To: [REDACTED] (MPD)
Subject: Re: Autopsies

Thank you

Sent from my iPhone

On Jan 7, 2021, at 4:18 PM, [REDACTED] (MPD) <[REDACTED]@dc.gov> wrote:

Chief,

Autopsies have been completed.

1. Ashli Pamatian (per fingerprints), W/F, 10/10/85 of Huntington, MD AKA Ashli McEntee-Babbitt.- pronounced 1515 hours
 - a. Cause- GSW to the left anterior shoulder, Manner is Homicide
2. [REDACTED]
 - a. [REDACTED]
3. [REDACTED]
 - a. [REDACTED]
4. [REDACTED]
 - a. [REDACTED]

[REDACTED]
 Homicide Branch
 Investigative Services Bureau
 Metropolitan Police Department
 101 M Street SW
 Washington, DC 20024
 202-645-9600 (Main)
 [REDACTED] (Desk)
 [REDACTED] (Cell)
[\[REDACTED\]@dc.gov](mailto:[REDACTED]@dc.gov)

We Are Here to Help.

From: [REDACTED] (MPD)
Sent: Wednesday, January 6, 2021 11:10 PM

To: Parsons, Leslie (MPD) <leslie.parsons@dc.gov>

Cc: Kyle, Ramey (MPD) <Ramey.Kyle@dc.gov>

Subject: PD120s

Chief,

Attached are the four (4) PD120s stemming from the Capitol Grounds.

1. Ashli Pamatian (per fingerprints), W/F, 10/10/85 of Huntington, MD AKA Ashli McEntee-Babbitt.- pronounced 1515 hours
2. [REDACTED]
3. [REDACTED]
4. [REDACTED]

[REDACTED]
[REDACTED] Homicide Branch
Investigative Services Bureau
Metropolitan Police Department
101 M Street SW
Washington, DC 20024
202-645-9600 (Main)
[REDACTED] (Desk)
[REDACTED] (Cell)
[REDACTED] dc.gov

We Are Here to Help.

For the latest information on the District Government's response to COVID-19 (Coronavirus), please visit coronavirus.dc.gov.

[REDACTED]

From: [REDACTED] (MPD) </O=DC GOVERNMENT/OU=EXTERNAL (FYDIBOHF25SPDLT)/CN=RECIPIENTS/CN=DAC5AA5C308245BCB380E40DC9F66534>
Sent: Thursday, January 7, 2021 4:18 PM
To: Parsons, Leslie (MPD)
Cc: Kyle, Ramey (MPD)
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 - a. [REDACTED]
3. [REDACTED]
 - a. [REDACTED]
4. [REDACTED]

[REDACTED]
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101 M Street SW
Washington, DC 20024
202-645-9600 (Main)
[REDACTED] (Desk)
[REDACTED] (Cell)
[REDACTED] dc.gov

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Sent: Wednesday, January 6, 2021 11:10 PM
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Cc: Kyle, Ramey (MPD) <Ramey.Kyle@dc.gov>
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3. [REDACTED]
4. [REDACTED]

[REDACTED]
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Washington, DC 20024
202-645-9600 (Main)
[REDACTED] (Desk)
[REDACTED] (Cell)
dc.gov

We Are Here to Help.

For the latest information on the District Government's response to COVID-19 (Coronavirus), please visit coronavirus.dc.gov.

[REDACTED]

From: [REDACTED] (MPD) </O=DC GOVERNMENT/OU=FIRST ADMINISTRATIVE GROUP/CN=RECIPIENTS/CN=[REDACTED]>
Sent: Tuesday, June 1, 2021 9:32 AM
To: Knutsen, John (MPD)
Subject: Re: Babbitt

On my desk. Going to review it today.

Get [Outlook for Android](#)

From: Knutsen, John (MPD) <John.Knutsen@dc.gov>
Sent: Tuesday, June 1, 2021 9:31:09 AM
To: [REDACTED] (MPD) <[REDACTED]@dc.gov>
Subject: Babbitt

Where is the Babbitt USCP case

Inspector John R. Knutsen
Director, Internal Affairs Division
Metropolitan Police Department
64 New York Avenue, NE
Washington, DC 20024
202-727-4385 (office)
[REDACTED] (cell)

Excellence is Transferrable

[REDACTED]

From: Knutsen, John (MPD) </O=DC GOVERNMENT/OU=FIRST ADMINISTRATIVE GROUP/CN=RECIPIENTS/CN=JOHNR.KNUTSEN>
Sent: Tuesday, June 1, 2021 9:31 AM
To: [REDACTED] (MPD)
Subject: Babbitt

Where is the Babbitt USCP case

Inspector John R. Knutsen
Director, Internal Affairs Division
Metropolitan Police Department
64 New York Avenue, NE
Washington, DC 20024
202-727-4385 (office)
[REDACTED] (cell)

Excellence is Transferrable

From: Sternbeck, Dustin (MPD) </O=DC GOVERNMENT/OU=EXTERNAL (FYDIBOHF25SPDLT)/CN=RECIPIENTS/CN=5DE1C9827DDE4EBBA567DAE3A3FBEAB9>
Sent: Thursday, January 21, 2021 4:40 PM
To: Contee, Robert (MPD)
Subject: RE: BBC News Reaching Out

Will do

Dustin Sternbeck
Director, Office of Communications
Metropolitan Police Department
300 Indiana Avenue NW
Washington, DC 20001
202.727.9346 (office)
[REDACTED] (cell)
dustin.sternbeck@dc.gov

From: Contee, Robert (MPD) <Robert.Contee@dc.gov>
Sent: Thursday, January 21, 2021 4:39 PM
To: Sternbeck, Dustin (MPD) <dustin.sternbeck@dc.gov>
Subject: FW: BBC News Reaching Out

Please handle.

Thanks

RJC

From: Emmanuelle Saliba <emmanuellesaliba@gmail.com>
Sent: Thursday, January 21, 2021 4:31 PM
To: Contee, Robert (MPD) <Robert.Contee@dc.gov>
Subject: BBC News Reaching Out

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Dear Chief Contee,

I'm an investigative reporter working with the BBC on an in-depth report about January 6. I had a couple questions I'm hoping you could answer.

Who is taking charge of the Ashli Babbitt case and investigation?

Do you know if her body has already been sent back to her family?

Appreciate the information,

Emmanuelle

--

Emmanuelle Saliba | [@_esaliba](#) | (212) 203 6937

Get important updates on the 59th Presidential Inauguration from DC Government. Text INAUG2021 to 888-777 for updates on public safety, street closures, weather alerts, and more.

From: Contee, Robert (MPD) </O=DC GOVERNMENT/OU=EXTERNAL (FYDIBOHF25SPDLT)/CN=RECIPIENTS/CN=9C29BFA7A280441CB1AAFFFEAAED056D>
Sent: Thursday, January 21, 2021 4:39 PM
To: Sternbeck, Dustin (MPD)
Subject: FW: BBC News Reaching Out

Please handle.

Thanks

RJC

From: Emmanuelle Saliba <emmanuellesaliba@gmail.com>
Sent: Thursday, January 21, 2021 4:31 PM
To: Contee, Robert (MPD) <Robert.Contee@dc.gov>
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Emmanuelle Saliba | @esaliba | (212) 203 6937

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From: Emmanuelle Saliba <emmanuellesaliba@gmail.com>
Sent: Thursday, January 21, 2021 4:31 PM
To: robert.contee@dc.gov
Subject: BBC News Reaching Out

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Emmanuelle

--

Emmanuelle Saliba | @esaliba | (212) 203 6937

From: [REDACTED] (MPD-Reserve Corps) </O=DC GOVERNMENT/OU=EXTERNAL (FYDIBOHF25SPDLT)/CN=RECIPIENTS/CN=AFA46AACEEAD40FFBA5A201112952A4D>
Sent: Tuesday, February 2, 2021 11:16 AM
To: Glover, Robert (MPD); [REDACTED] (MPD); [REDACTED] (MPD); [REDACTED] (MPD)
Subject: Congressman Markwayne Mullin defends / comforted US Cap Police LT who shot rioter

Purely FYI - no reply necessary, of course. As background, Congressman Markwayne Mullin (R-Oklahoma) is a good guy. He's a Cherokee Indian who was a notable high school and college wrestler and later became an MMA fighter before settling into running several businesses in Oklahoma prior to running for Congress.

#####

Officer Who Shot Capitol Rioter Ashli Babbitt Shouldn't Be Charged, Investigators Advise

Babbitt died after being shot by Capitol Police officer on Jan. 6



The U.S. Capitol in Washington in late January.

PHOTO: ALEXANDER DRAGO/REUTERS

By
Aruna Viswanatha

,
Sadie Gurman
and

Tawnell D. Hobbs

Wall Street Journal | Updated Feb. 1, 2021 9:46 pm ET

WASHINGTON—Investigators have made a preliminary determination that the police officer who [shot and killed Ashli Babbitt](#) during the U.S. Capitol riot shouldn't be charged with any crimes in connection with her death, according to people familiar with the review.

Ms. Babbitt, who served for more than a dozen years in the Air Force and Air National Guard and became a passionate supporter of former President [Donald Trump](#), died from being shot by a Capitol Police officer after rioters smashed through a door to the Speaker's Lobby on Jan. 6. She had entered the building as part of a crowd aiming to disrupt the certification of President Biden's victory in the 2020 presidential election.



Ashli Babbitt died from being shot by a Capitol Police officer.
PHOTO: MARYLAND MVA/CALVERT COUNTY SHERIFF'S
OFFICE/ASSOCIATED PRESS

The officer who shot her had been placed on leave soon after the riot while Ms. Babbitt's death was being investigated, including on the question of whether it was a violation of her civil rights.

The Justice Department said in announcing the investigation that it was following routine procedure for whenever a police officer uses deadly force by having the Washington Metropolitan Police Department examine the shooting. The police investigators have made an initial determination that charges against the officer

aren't warranted, the people said, adding that Justice Department officials haven't yet made a final determination on the matter. The U.S. attorney's office in Washington is leading [the broader investigation](#) into the riot and prosecuting the more than 150 cases that have resulted to date.

A Justice Department spokeswoman had no immediate comment. Any final charging decision would likely have to be approved by senior Justice Department leadership, who haven't yet been briefed on the matter.

In evaluating such cases, federal prosecutors must establish not only that an officer used excessive force but also that the officer willfully violated someone's constitutional rights. That high bar makes bringing federal charges against an officer difficult, and legal experts had predicted that any such case in connection with Ms. Babbitt's death was unlikely.

A spokeswoman for the Capitol Police declined to comment on what she called "an ongoing investigation." A Metropolitan Police spokesman said: "It would be premature to provide a comment at this time."

The death of Ms. Babbitt, a 35-year-old San Diego resident, came as a crowd of rioters gathered at the doorway to the Speaker's Lobby in the Capitol building, banging on the glass and urging officers on the scene to step aside, according to multiple videos of the incident.

The crowd smashed the glass with a helmet and stick, according to video footage. Seconds later, Ms. Babbitt, who was unarmed, attempted to jump through the shattered glass and was shot by a Capitol Police officer from inside the doorway, according to the footage.

Multiple videos of the shooting posted on social media showed Ms. Babbitt, who appears to be wearing a Trump flag as a cape, falling from a smashed-out window after being shot by an officer on the other side of a set of double doors.

The officer, a lieutenant, was essentially serving as [a potential last line of defense](#) between the rioters and members of Congress, thus providing some justification for his actions and falling well short of the standard necessary to charge a police officer with a civil-rights violation for a shooting, the people said.

“That’s where he drew the line in the sand,” a fellow Capitol Police officer said, adding that the lieutenant, whose police powers have been suspended, is expected to return to his previous status, though he is afraid of being retaliated against by Trump supporters.

“Without question he should be cleared,” a lawyer for the officer, Mark Schamel of the law firm Lowenstein Sandler, said. “There’s no way to look at the evidence and think he’s anything but a hero,” he said.

Rep. Markwayne Mullin (R., Okla.), who witnessed the shooting, said in an interview with The Wall Street Journal last month that he saw a Capitol Police lieutenant in a defensive position in front of the House lobby’s doors.

The GOP congressman said he was alarmed because there were still lawmakers and press trapped in the third-floor balcony inside the chamber, overlooking the floor.

“I believe they were wanting to hurt us,” he said of the mob that was banging on the door. “My thought was, ‘How are we going to handle this one?’”

Then, Mr. Mullin said, a gunshot rang out.

“Of course then everybody got really excited again,” he said, “but I’ll tell you, from my perspective, the lieutenant that did that, I truly feel that he saved some people’s lives that day.”

The officer approached him afterward, distraught, Mr. Mullin said. He said he hugged the officer and told him, “Listen, you did what you had to do.”

In the videos, multiple police officers appear to provide first aid to Ms. Babbitt, who was taken to a hospital and later died of her injuries.

The recommendation not to charge the officer who shot Ms. Babbitt is likely to stoke controversy. Some far-right activists have used her death as a rallying cry and referred to her as a martyr for their cause, with her image appearing on protest flags and a Telegram account linked to the far-right group the Proud Boys calling her a “casualty of system aggression.”

The Justice Department has declined to charge officers in a number of other high-profile cases that developed under different circumstances. It decided not to file federal civil-rights charges against the former Ferguson, Mo., police officer [who fatally shot an unarmed black teenager](#) in 2014, saying prosecutors couldn't disprove the officer's claims he fired because he feared for his safety. That led to widespread protests and spurred a national conversation about police use of force.

In social-media profiles in her name, Ms. Babbitt is described as a veteran and libertarian who loved her husband, her large black-and-white dog "and above all, my country." Ms. Babbitt's military service included several deployments to Iraq during the war.

On the day before the riot, Ms. Babbitt tweeted: "Nothing will stop us...they can try and try and try but the storm is here and it is descending upon DC in less than 24 hours...dark to light!"

A man who identified himself as Ms. Babbitt's brother, reached by phone, said he couldn't immediately comment.

—*Lindsay Wise contributed to this article.*

Write to Aruna Viswanatha at Aruna.Viswanatha@wsj.com, Sadie Gurman at sadie.gurman@wsj.com and Tawnell D. Hobbs at Tawnell.Hobbs@wsj.com

From: Manlapaz, Wilfredo (MPD) </O=DC GOVERNMENT/OU=FIRST ADMINISTRATIVE GROUP/CN=RECIPIENTS/CN=WILFREDO.MANLAPAZ>
Sent: Wednesday, April 14, 2021 1:14 PM
To: [REDACTED] (MPD); [REDACTED]@usdoj.gov; Knutsen, [REDACTED] (MPD)
Cc: [REDACTED] (MPD)
Subject: RE: Declination IS [REDACTED]

thanks

Wil Manlapaz
Assistant Chief

From: [REDACTED] (MPD) <[REDACTED]@dc.gov>
Sent: Wednesday, April 14, 2021 1:04 PM
To: Manlapaz, Wilfredo (MPD) <wilfredo.manlapaz@dc.gov>; [REDACTED]@usdoj.gov' <[REDACTED]@usdoj.gov>; Knutsen, [REDACTED] (MPD) <[REDACTED]@knutsen@dc.gov>
Cc: [REDACTED] (MPD) <[REDACTED]@dc.gov>
Subject: FW: Declination IS [REDACTED]

Chief, good afternoon. [REDACTED] was notified on today's date approximately 1247 hours, regarding the USAO's decision. AUSA [REDACTED]

Thank you

From: Manlapaz, Wilfredo (MPD) <wilfredo.manlapaz@dc.gov>
Sent: Wednesday, April 14, 2021 10:39 AM
To: [REDACTED] (USADC) <[REDACTED]@usdoj.gov>
Cc: [REDACTED] (MPD) <[REDACTED]@dc.gov>
Subject: RE: Declination IS [REDACTED]

Thanks [REDACTED]

[REDACTED] let me know as well when this is completed. thanks

Wil Manlapaz
Assistant Chief

From: [REDACTED] (USADC) <[REDACTED]@usdoj.gov>
Sent: Wednesday, April 14, 2021 10:34 AM
To: Manlapaz, Wilfredo (MPD) <wilfredo.manlapaz@dc.gov>
Cc: [REDACTED] (MPD) <[REDACTED]@dc.gov>
Subject: Declination IS [REDACTED]

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Good morning,

Agent [REDACTED] please make the family notification, and let me know as soon as they are notified.

[REDACTED]
[REDACTED]
Assistant United States Attorney
Public Corruption and Civil Rights (PCCR)
United States Attorney's Office
for the District of Columbia
555 4th Street NW
Washington, DC 20530

[REDACTED] [usdoj.gov](https://www.usdoj.gov)

We need everyone in our community to pre-register for a vaccination appointment by going to vaccinate.dc.gov or calling 1-855-363-0333. Already vaccinated or pre-registered? Reach out to friends, family, coworkers, and neighbors and help them pre-register. Together we can save lives and end this pandemic. #DCHOPE

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[REDACTED]

From: [REDACTED] (MPD) </O=DC GOVERNMENT/OU=EXTERNAL (FYDIBOHF25SPDLT)/CN=RECIPIENTS/CN=C019EA686D4E4A5480B6CA77376DCFB2X>
Sent: Wednesday, April 14, 2021 1:04 PM
To: Manlapaz, Wilfredo (MPD); [REDACTED]@usdoj.gov; Knutsen, [REDACTED] (MPD)
Cc: [REDACTED] (MPD)
Subject: FW: Declination IS [REDACTED]

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[REDACTED]

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Cc: [REDACTED] (MPD) <[REDACTED]@dc.gov>
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[REDACTED] let me know as well when this is completed. thanks

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Assistant Chief

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Cc: [REDACTED] (MPD) <[REDACTED]@dc.gov>
Subject: Declination IS [REDACTED]

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Thanks,

[REDACTED]
Assistant United States Attorney
Public Corruption and Civil Rights (PCCR)
United States Attorney's Office
for the District of Columbia

555 4th Street NW
Washington, DC 20530

 [usdoj.gov](https://www.usdoj.gov)

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From: ADL Law Enforcement <adl@adlmail.org>
Sent: Friday, January 15, 2021 9:14 PM
To: jeffery.carroll@dc.gov
Subject: Far-Right Extremists Memorialize "Martyr" Ashli Babbitt

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Please click on the following link to read the latest blog post from our Center on Extremism:

[Far-Right Extremists Memorialize "Martyr" Ashli Babbitt](#)

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From: Police On Target <PoliceOnTarget@bobitenews.com>
Sent: Tuesday, February 2, 2021 6:38 PM
To: robert.contee@dc.gov
Subject: FBI Agents Were Shot Through Door

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Feb 2, 2021

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Gunman Watched FBI Agents Approach Using Doorbell Camera, Then Opened Fire Through Door

Two veteran FBI agents were killed and three others wounded Tuesday morning around 6 a.m. when a gunman opened fire as the agents attempted to serve a search warrant at an apartment in Sunrise, FL, as part of a child-pornography probe.

[READ MORE](#)



MS Deputy Shot and Killed Responding to Suicide Call

The slain deputy, Lt. Michael Boutte, was shot trying to get out of his vehicle, Sheriff Ricky Adam told local media. The suspect then fired at a second responding deputy who returned fire and wounded the suspect, Adam said.

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An advertisement for Columbia Southern University. On the left is a portrait of a smiling woman in a police uniform. To her right, the text reads "Education on Your Schedule" in a serif font. Below this is a button that says "Learn More About CSU" with a right-pointing arrow. On the right side of the ad is the Columbia Southern University logo, which includes a shield with a building and the text "COLUMBIA SOUTHERN UNIVERSITY" below it.

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2 Atlanta Officers Fired During Summer Unrest Reinstated

“Lawful use of force is never going to look good on video,” the officers' lawyer Lance LoRusso said. “You have to be trained to understand why the officers were doing what they were doing. There was a clear rush to judgement.”

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Investigators Recommend No Charges for Officer who Killed Woman During Capitol Riot

The shooting of Ashli Babbitt remains under investigation by the DC Metropolitan Police, the US Attorney's Office in Washington, DC, and civil rights prosecutors, a routine process for shootings involving the Capitol Police.

[READ MORE](#)



TX K-9 Handler and Dog Stop Carjacking

Sarver said he and suspect Christian Lee Guzman had an intense struggle, as Guzman tried to steal a car outside of San Marcos Premium Outlets. At the time, Sarver had no idea there were two girls, a 10 and 15-year-old, inside the car. Then they started screaming.

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**Daily News & Updates for Thursday
April 15, 2021**

THOUGHT FOR THE DAY



Police officer who killed Daunte Wright will face second-degree manslaughter charges

BROOKLYN CENTER, Minn. — The former police officer who shot and killed Daunte Wright this week will be charged with second-degree manslaughter, Washington County Attorney Pete Orput said Wednesday.

Kim Potter, the former officer, resigned Tuesday from the Brooklyn Center, Minn., police department amid outrage after she shot Wright during a traffic stop two days earlier. The incident was captured on body-worn camera, and it set off days of unrest and protests in the region, which is already on edge during the ongoing murder trial of former Minneapolis police officer Derek Chauvin. Second-degree manslaughter is one of the counts Chauvin was charged with last year after video emerged showing him pinning [George Floyd](#) under his knee. Under Minnesota law, a person convicted of the charge can face up to 10 years behind bars and a fine of up to \$20,000. Potter was taken into custody by agents with the Minnesota Bureau of Criminal Apprehension at 11:30 a.m. Wednesday; she was booked into the Hennepin County Jail just after noon, according to jail records. The charge against Potter is relatively unusual, as police who shoot and kill people are rarely charged. While the shooting took place in Hennepin County, the county attorney there sent the case to Orput's office in Washington County as part of an agreement to have prosecutors investigate police shootings in other jurisdictions to avoid the appearance of conflicts of interest



What we know: Kim Potter faces prison time, fine if convicted of second-degree manslaughter in shooting death of Daunte Wright

Potter resigned 'in the best interest of the community,' letter says

In a one-paragraph resignation letter, Potter explained she loved her job but felt compelled to step down.

"I have loved every minute of being a police officer and serving this community to the best of my ability, but I believe it is in the best interest of the community, the department and my fellow officers if I resign immediately," Potter wrote.

Potter, 48, began working in Brooklyn Center in 1995, according to the [Star Tribune](#). She was named president of the Brooklyn Center Police Officer's Association in 2019, the newspaper reported.

In 2014, Potter and other officers were awarded the Medal of Merit for their response in a house fire, according to [KARE-TV](#).

Potter resigned the same day as Gannon, who both faced mounting pressure in the community to step down.

Before Potter resigned, Brooklyn Center Mayor Mike Elliott called for her to be

fired. Former City Manager Curt Boganey said Monday that Potter deserved "due process," but Elliott announced shortly after Boganey had been fired.

Potter was field training officer during Wright traffic stop

The [Star Tribune](#) and [KARE-TV](#) reported that during the stop on Sunday, Potter was field training a rookie officer.

Potter's body-worn camera footage shows her standing behind Wright's vehicle as one officer approaches the driver's side and another approaches the passenger side.

As Wright gets out of the car, the officer on the driver's side begins to arrest him but appears to stop. Potter steps forward and grabs Wright's arm. Wright then appears to re-enter the driver's seat as a struggle ensues.

Potter is seen pulling out her firearm and aiming at Wright as she shouts "Taser" multiple times. After she fires and Wright drives away, she said, "Oh (expletive), I just shot him."



U.S. Capitol Police officer cleared of wrongdoing in fatal shooting of Ashli Babbitt during Capitol attack

U.S. Capitol Police officer has been cleared of criminal wrongdoing for fatally shooting Air Force veteran [Ashli Babbitt](#) as she attempted to breach a set of doors deep in the Capitol during the January siege, federal prosecutors in D.C. announced Wednesday.

Authorities determined that there was insufficient evidence to prove Babbitt's civil rights were violated, and that it was reasonable for the officer to believe he was firing in self-defense or in defense of members of Congress and aides who were fleeing the House chamber. Prosecutors did not identify the officer. The killing of the 35-year-old California native became one of the defining moments of the riot, after graphic videos of her shooting spread across social media and were replayed by news outlets. Prosecutors notified a representative of Babbitt's family of its findings Wednesday, the office of acting U.S. attorney Channing Phillips of D.C. [said in a statement](#). The statement said the U.S. attorney's office and the U.S. Department of Justice have closed the investigation, "acknowledging the tragic loss of life and offering condolences" to Babbitt's family.



The FBI wanted to unlock the San Bernardino shooter's iPhone. It turned to a little-known Australian firm.

The iPhone used by a terrorist in the San Bernardino shooting was unlocked by a small Australian hacking firm in 2016, ending a momentous standoff between the U.S. government and the tech titan Apple.

Azimuth Security, a publicity-shy company that says it sells its cyber wares only to democratic governments, secretly crafted the solution the FBI used to gain access to the device, according to several people familiar with the

matter. The iPhone was used by one of two shooters whose December 2015 attack left more than a dozen people dead. The identity of the hacking firm has remained a closely guarded secret for five years. Even Apple didn't know which vendor the FBI used, according to company spokesman Todd Wilder. But without realizing it, Apple's attorneys came close last year to learning of Azimuth's role — through a different court case, one that has nothing to do with unlocking a terrorist's device. Five years ago, Apple and the FBI both [cast the struggle](#) over the iPhone as a moral battle. The FBI believed Apple should help it obtain information to investigate the terrorist attack. Apple believed that creating a back door into the phone would weaken security and could be used by malicious actors. The FBI sought a court order to compel Apple to help the government. Weeks later, the FBI backed down after [it had found](#) an outside group that had a solution to gain access to the phone.



EXPLAINER: How does an officer use a gun instead of a Taser?

A [suburban Minneapolis police officer who fatally shot a Black man](#) during a weekend traffic stop accidentally drew her firearm instead of a stun gun, the city's police chief said Monday. Although rare, a string of similar incidents has happened in recent years across the U.S.

Brooklyn Center Police Chief Tim Gannon said the officer — later identified as Kim Potter, a 26-year veteran who has been placed on administrative leave —

had made a mistake in firing her gun at 20-year-old Daunte Wright, who later died. Video of the shooting taken from the officer's body camera includes audio of her saying "Holy (expletive)! I shot him," after firing a single round from her handgun.

Gannon said the officer's immediate distress showed her use of the gun was unintentional.

"As you can hear, the officer, while struggling with Mr. Wright yells 'Taser! Taser!' several times. That is part of the officer's training prior to deploying a Taser, which is a less lethal device," Gannon said. "As I watch the video and listen to the officer's commands, it is my belief that the officer had the intention to deploy their Taser, but instead shot Mr. Wright with a single bullet."

Some questions and answers about officers who mistakenly discharge firearms when they intended to draw and deploy stun guns:

HOW FREQUENTLY DOES THIS HAPPEN?

Experts agree this is a real but very rare occurrence that probably happens less than once a year nationwide. A 2012 article published in the monthly law journal of Americans for Effective Law Enforcement documented nine cases in which officers shot suspects with handguns when they said they meant to fire stun guns dating back to 2001



Mayor Lori Lightfoot says she has viewed videos of fatal Chicago police shooting of 13-year-old Adam Toledo, family calls for calm ahead of planned protests

Mayor Lori Lightfoot again called for the release of body worn camera footage of a Chicago police officer fatally shooting 13-year old Adam Toledo but said the city needs to be sensitive to the family's needs.

The mayor said she has viewed the shooting videos, but did not offer any timeline on when they might be released to the public. Acknowledging the "difficult set of circumstances" and the Toledo family's grief, Lightfoot said she believes it's important to be transparent.

Advertisement

"We're gonna work with the family to move this process along, but I think we have to be respectful of them and move at their speed," Lightfoot said.

The mayor declined to comment on what she saw on the videos, citing ongoing

investigations.

“I’m not going to offer up my own thoughts about it,” Lightfoot said.



At Chauvin trial, defense’s medical expert says officer’s kneeling on George Floyd’s neck did not injure him

The trial of Derek Chauvin continued Wednesday with the defense’s medical expert testifying that the former officer kneeling on George Floyd’s neck did not play a critical role in the 46-year-old’s death last May. David Fowler, a former Maryland chief medical examiner, testified that “all of Floyd’s injuries were in areas that Chauvin’s knee did not press on.” But the prosecution has pressed Fowler during what’s been, at times, a tense cross-examination. His testimony came after a motion for Chauvin’s acquittal was [denied](#) by Judge Peter Cahill, who heard attorney Eric J. Nelson’s argument that the prosecution has “failed to provide sufficient evidence.” Prosecutor Jerry Blackwell engaged Fowler, a medical expert for the defense, in a testy back-and-forth about the witness’s earlier description of an object inside Floyd’s mouth while Floyd was in Cup Foods. During cross-examination, Blackwell showed photographs of Floyd in the store with something white in his mouth. Then Blackwell referred to Fowler’s earlier mention of Floyd having a white object in his mouth when police approached him.

“So would it be fair to say, in order to say that the white substance in Mr.

Floyd's mouth was a pill, in light of what you've seen, that would be jumping to a conclusion, wouldn't it?" the prosecutor asked.

Fowler paused.

"Specifically, when I testified, I said there was a white object in his mouth," Fowler replied. "That's all I could discern from that. And I remember saying that under direct."

"So you were not, then, either telling or suggesting to the jury that the white substance was a pill, are you?" Blackwell asked.

"I never said it was a pill," Fowler replied. "I carefully said that I could see a white structure in his mouth. I did not want to classify it, and I didn't."



“Let go of me! You’re hurting me! You can’t arrest me!” What would YOU do in this situation?

“When/Then” thinking—*when* this happens, *then* I will do this—has been recommended for ages as an effective self-training tool that can help you prepare for prompt, definitive, well thought-out action in a variety of

situations. Investing in prior thinking into what you will do when faced with a challenging scenario can prove priceless in several ways...among them enhancing your safety.

With that, have you thought about how you would react in in a scenario like the one an Ulster Co., NY deputy recently faced? Here's what happened:

The deputy pulled over 26-year-old Shana Shaw for making an illegal lane change and driving on a suspended license. After Shaw pulled into a spot in a parking lot the deputy approached her vehicle, informed her of her violations and asked her to step out of the car, which she did.

Shortly after exiting Shaw, who is now standing in the gap between the open driver's door and the driver's compartment, asked why she was told to step out. The deputy responds, "Because you're under arrest."

After a minute or so of claiming confusion as to why she was being arrested and arguing that she had done nothing wrong, Shaw makes a slight move toward the open driver's compartment. The deputy notices this and quickly asks her to step to the back of the car. She doesn't. Instead, she gets back into the driver's seat and the deputy quickly reaches in after her and grabs her arm at which point Shaw begins screaming and struggling away from his grip.



EXPLAINER: Why Outside Prosecutors Review Killings by Police

BOSTON (AP) — A white former police officer is being charged with second-degree manslaughter in the killing of 20-year-old Daunte Wright, just three days after the Black man was shot during a traffic stop in a Minneapolis suburb. The swift probe and announcement of a charge against Kim Potter, a 26-year veteran and training officer, was handled by a prosecutor from outside Brooklyn Center, Minnesota, where Potter shot Wright.

The decision to hand over the case was made almost immediately by Hennepin County Attorney Mike Freeman, who said county attorneys in the Minneapolis area last year adopted the practice of referring police shootings to other jurisdictions in order to “avoid any appearance of a conflict of interest.”

The Hennepin County attorney's office has also taken the back seat in the case against Derek Chauvin, the former Minneapolis officer on trial in the death of George Floyd. At the request of Democratic Gov. Tim Walz, Keith Ellison, the state's first Black attorney general, took over the Chauvin prosecution.

Bringing in outside prosecutors to review police shootings is a practice that has gained steam across the U.S. in recent years in an effort to eliminate the appearance of bias



Illinois House eyes ending qualified immunity for ‘bad apples’ in law enforcement

SPRINGFIELD, Ill. (NEXSTAR) — After an impressive run passing their entire agenda through the legislature earlier this year, the Illinois Legislative Black Caucus is looking to continue momentum into the spring session with a renewed focus on ending qualified immunity for police officers.

“This is not an anti cop, this is not a defund the police, this is none of that,” Rep. Maurice West (D-Rockford) said on Tuesday. “This only targets the bad apples, the ones who do extreme measures, willful and wanton acts, not those who make mistakes, not for those. Mistakes happen. But it’s for those who violate a constitutional right, and it is obvious that it could have been avoided.”

West described qualified immunity as a sort of “double blanket” built into the court system, or a “judicial bypass” that allows police officers off the hook for facing personal liability in civil suits, and shifts that financial burden to the police force or the city government.

Jim Kaitschuk, Executive Director of the Illinois Sheriff's Association, warned last month that law enforcement officers would retire in droves if the state removed qualified immunity.

"You want us to be in a situation where we can rely upon our training, and know that based on the law that we've been taught, that we're doing the right thing," Kaitschuk said. "Take that away, and more people are going to get hurt."

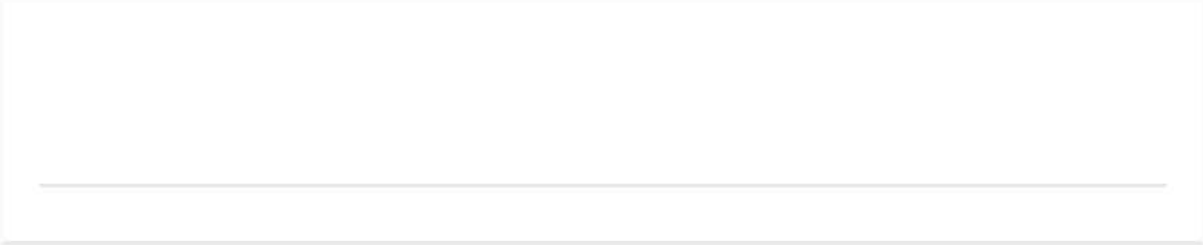
"I won't be a police officer anymore if they eliminate qualified immunity," he said.



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**Daily News & Updates for Wednesday
February 3, 2021**

THOUGHT FOR THE DAY

**” Life’s biggest tragedy
is that we get old too soon
and wise too late.”**



FBI: 2 agents killed, 3 wounded, suspect dead in Florida

Two FBI agents were fatally shot and three wounded Tuesday while serving a federal search warrant in a child exploitation case in South Florida, authorities

said.

The suspect also died at some point during the standoff in which he barricaded himself inside a home, said FBI Miami Special Agent Michael D. Leverock.

Two of the wounded agents were taken to hospitals to be treated and were in stable condition, Leverock said, adding that the names of the deceased agents will not be released immediately. The suspect's name also was not released.

The agents had arrived to serve a federal search warrant in connection with a case involving violent crimes against children, Leverock said.

Law enforcement agencies swarmed the neighborhood in the Fort Lauderdale suburb of Sunrise after the shooting. Another large contingent of officers gathered outside a Fort Lauderdale hospital where victims were taken, according to television video.

The shooting happened around 6 a.m. in a middle-class neighborhood of single family homes, duplexes and apartment buildings. Hours later, Sunrise Police urged residents of Water Terrace to remain inside their homes while law enforcement blocked the entrances to their community.



Investigators recommend no charges for US Capitol Police officer accused of killing pro-Trump rioter during insurrection, sources say

Investigators have recommended that prosecutors decline to bring [charges against a US Capitol Police officer](#) in the [shooting of a pro-Trump rioter who was killed](#) during the insurrection, according to people familiar with the matter.

The shooting of the Capitol rioter, Ashli Babbitt, remains under investigation by the DC Metropolitan Police, the US Attorney's Office in Washington, DC, and civil rights prosecutors, a routine process for shootings involving the Capitol Police. A final decision hasn't been made, the people familiar with the probe told CNN.

Justice Department officials could make a final decision in the coming days. A spokesperson for DC's Metropolitan Police Department said in an email to CNN that "it is irresponsible to make an investigatory assumption or to jump to any conclusion without completing the thorough investigation." CNN has reached out to the US Attorney's Office in DC for comment. [The Wall Street Journal](#) was first to report on the recommendation.



Five children among 6 killed in Muskogee, Oklahoma, shooting rampage

Five children were among six people killed Tuesday in a shooting rampage at a home in Muskogee, Oklahoma, authorities said.

A suspect with a gun was taken into custody, Muskogee Police Officer Lynn Hamlin said.

"We don't believe it was random," Hamlin said. "We just don't have details yet of the why or what happened."

Officers responded to a call at about 1:30 a.m. of a multiple shooting at the home, Hamlin said. The officers encountered a person with a gun, and one officer fired one shot that missed the armed person as he ran from the scene, police said.

The suspect was later arrested after a short foot pursuit. Officers at the scene found one man and four children dead, and a fifth child was airlifted to a Tulsa hospital before being declared deceased, Hamlin said



Oregon law to decriminalize all drugs goes into effect, offering addicts rehab instead of prison

For Janie Gullickson, rock bottom came both slowly and all at once.

A longtime drug and alcohol addict, Gullickson pushes back on the idea that one terrible day on the street leads to an epiphany and a climb back to normalcy. That's what happens in movies, not real life.

"I lived in the bottom for years," says Gullickson, 52. "For me and people like me, I laid there and wallowed in it for a long time."

But if she has to pick the lowest point – one that lasted years, not days, she says – it came shortly after she hit 30 in 1998. At that time, Gullickson had five kids, ages 5 to 11, by four different men. She came home from work one day as a locksmith to find that her ex-husband had taken her two youngest and left the state. Horrified, devastated and convinced that this was the beginning of the end, her life spiraled: She dropped her other son off with his dad, left her two daughters with her mom and soon became an IV meth user. The law goes into effect Monday and will be implemented over the next decade by the state officials at the Oregon Health Authority.

Advocates say the pivot will be life-changing for thousands of Oregonians.

"One of the things people misunderstand is how criminalization creates barriers to treatment," says Kassandra Frederique, the executive director of the Drug Policy Alliance, a national nonprofit dedicated to legalizing illicit drug use. "If we want people to make different choices, we have to give them

more options ... ending criminalization will do leaps and bounds around ending shame, which automatically opens people up for other opportunities.”



Department of Homeland Security stuck in neutral while awaiting confirmation vote for Mayorkas

The delay in confirming [President Joe Biden's](#) Homeland Security secretary has left the department without clear direction as it confronts a series of stark challenges, including domestic terror threats, a massive cyber breach, uncertainty at the border and helping coordinate the distribution of Covid vaccines.

Alejandro Mayorkas, the [nominee for DHS](#) secretary, will have a final confirmation vote this week after a holdup in the Senate that angered Democrats and caused a flurry of effort to get the confirmation done quickly. The vote, originally scheduled for Monday, has been pushed to Tuesday due to the winter storm that hit the Washington, DC, metropolitan area, which is impacting flights of senators coming into town, according to Senate Majority

Leader Chuck Schumer's office.

"You can tell that we are in a semi-holding pattern at the very top until Mr. Mayorkas is confirmed as Secretary and starts giving more clear public direction and more specific leadership effort," one department official said. Mayorkas' nomination was [moving through the Senate](#) but was stalled last week by [Republicans who argued](#) that the nominee hasn't been properly vetted on immigration issues. On Thursday, his nomination [successfully cleared a procedural hurdle](#) and a final vote on confirmation is on track for Tuesday.



Phoenix Police Officer Accused Of Threatening Mayor Resigns

A police officer accused of making violent threats against the Phoenix mayor resigned from his post before he could be disciplined, authorities said.

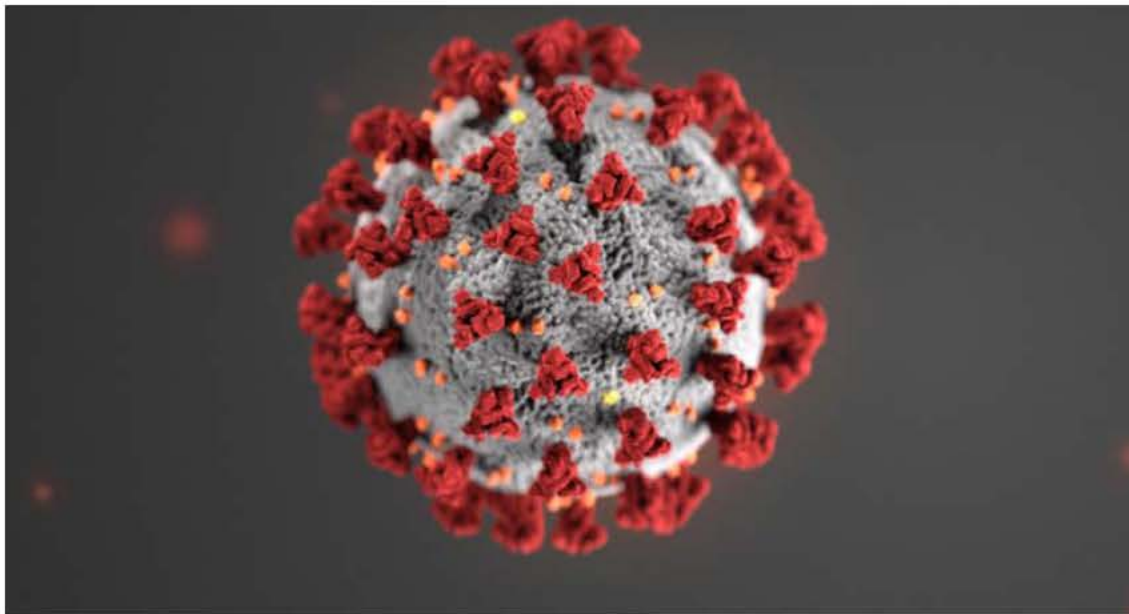
Officer Steve Poulos resigned just before he was due to meet with Phoenix Police Chief Jeri Williams for a pre-termination meeting, according to a

statement from the Phoenix Police Department.

An investigation into Poulos' comments about Phoenix Mayor Kate Gallego confirmed that he violated department policy, a spokesperson for the department said. Resigning means the department has no way to discipline him. The Maricopa County Attorney's Office decided in January [not to pursue criminal charges](#) against Poulos.

Findings from the criminal investigation conducted by the Tempe Police Department and an internal investigation by the Professional Standards Bureau will be given to the Arizona Peace Officers Standards and Training Board. The group determines whether someone is certified to work as a police officer in Arizona.

A Phoenix police sergeant said he heard Poulos say, "If the mayor defunds the police, I'm going to shoot her," at an October squad briefing, according to a [police report obtained by 12 News](#)



Impact Report: COVID-19 and Crime

This report examines changes in crime rates in 34 American cities during calendar year 2020, with a special emphasis on homicide and other violent

crimes. The current study updates previous studies by the authors with additional data through December 2020. The study was conducted by criminologist and Professor Emeritus Richard Rosenfeld and Ernesto Lopez of the University of Missouri – St. Louis and Thomas Abt, Commission Director and Council on Criminal Justice Senior Fellow.

This study examines monthly crime rates for ten violent, property, and drug offenses in 34 U.S. cities. Not all cities reported monthly data for each crime. Homicides rose sharply in 2020, and rates of aggravated assaults and gun assaults increased as well. Homicide rates were 30% higher than in 2019, an historic increase representing 1,268 more deaths in the sample of 34 cities than the year before.

Aggravated assault and gun assault rates in 2020 were 6% and 8% higher, respectively, than in 2019. Robbery rates declined by 9%.

Property and drug crime rates, with the exception of motor vehicle theft, fell significantly in 2020. Residential burglary decreased by 24%, nonresidential burglary by 7%, larceny by 16%, and drug offenses by 30%. Motor vehicle theft rose by 13%.



Growing extremist threats put more pressure on Biden

With far-right domestic terror threats on the rise, experts are urging President Biden to go beyond his initial executive actions and ensure national security forces are better equipped to address homegrown threats.

Biden is coming under pressure to shift resources and boost intelligence sharing following the Jan. 6 attack on the Capitol, when law enforcement agencies were caught flat-footed by hundreds of violent protesters who stormed the building in support of former [President Trump](#).

And the Department of Homeland Security (DHS) last week warned that the U.S. may face heightened threats from “ideologically-motivated violent extremists.”

“All of this existed before Trump and it will certainly exist post-Trump. I think his role was really to accelerate and spur the ideology and the reaching of new folks,” said Margaret Huang, president of the Southern Poverty Law Center (SPLC), which monitors hate groups and extremism.



Super Bowl security officers prep for triple threat of pandemic, politics and hometown crowds

At the stadium and behind the scenes, security officials in Tampa are bracing for a daunting range of potential threats to the Super Bowl this year, from COVID-19 and domestic terror attacks to unruly crowds cheering on their home team. The National Football League championship, which requires security coordination from some 70 local, state and federal agencies, will be played under unprecedented threat conditions with a national domestic terrorism advisory in place following the U.S. Capitol siege on Jan. 6 and the COVID-19 pandemic raging. It will also be the first Super Bowl matchup featuring a team - the Tampa Bay Buccaneers - on its home turf.

Officials have been planning the event's security for a year, according to FBI Special-Agent-in-Charge Michael McPherson, but recent political and public health crises and the cancellation of Super Bowl week events have caused the massive operation to adapt to a shifting threat picture.

Super Bowl LV is classified as a SEAR-1 event by the U.S. Department of Homeland Security (DHS), meaning it receives the highest level of federal resources, including explosive detection canine teams, cyber risk assessments and air security.



Legislation proposed would allow Marshallese Arkansans to serve in law enforcement

Marshallese Arkansans may soon be able to serve as law enforcement officers if lawmakers pass a new bill.

HB1342 would allow nonimmigrants legally admitted to the United States under the Compact of Free Association to be a certified law enforcement officer.

According to a report from [40/29 News](#), the bill was filed by state representative Megan Godfrey of Springdale on Thursday.

Godfrey said the bill is a collaboration between Springdale police and the Marshallese community.

“Currently, the Arkansas law says that anyone who is a law enforcement officer must be a U.S. citizen,” Godfrey said.

The bill is expected to be heard next week in the State Agencies Committee.

Larryville Blue by Les Lethal



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**Daily News & Updates for Monday
January 25, 2021**

THOUGHT FOR THE DAY

**“For to be free
is not merely to cast off one’s chains,
but to live in a way
that respects and enhances
the freedom of others.”**

Nelson Mandela



Numerous Capitol Police officers who responded to riot test positive for coronavirus

Since the Jan. 6 attack on the Capitol, 38 U.S. Capitol Police employees have tested positive for the novel [coronavirus](#), the head of the officers’ union said Saturday. Cases are also climbing among members of the D.C. National

Guard stationed around the Capitol.

Meantime, the Justice Department said five more people have been arrested in the Capitol riot, including a county jail guard from New Jersey who took an “emergency holiday” from work to travel to Washington and a Federal Aviation Administration employee from California who is a QAnon follower, court records stated.

In another development, two police officers from rural Virginia who had admitted their participation in the Capitol siege were suspended without pay by their department after a search warrant affidavit disclosed that one told a friend on Jan. 10: “I’m going to war . . . DC on the 20th for sure.”

The head of the labor committee for the Capitol Police officers’ Fraternal Order of Police chapter, Gus Papathanasiou, said he had been told by the police chief’s office that 38 employees tested positive for the virus. He said there was no breakdown on how many were officers at the Capitol on Jan. 6, but he noted that most civilian employees in the department telework and would not have been there during the riot. “It’s mostly officers and supervisors, all sworn personnel” who have contracted the potentially deadly virus, Papathanasiou said. “Who knows if it’s going to increase?” There were about 1,400 Capitol Police officers on duty.

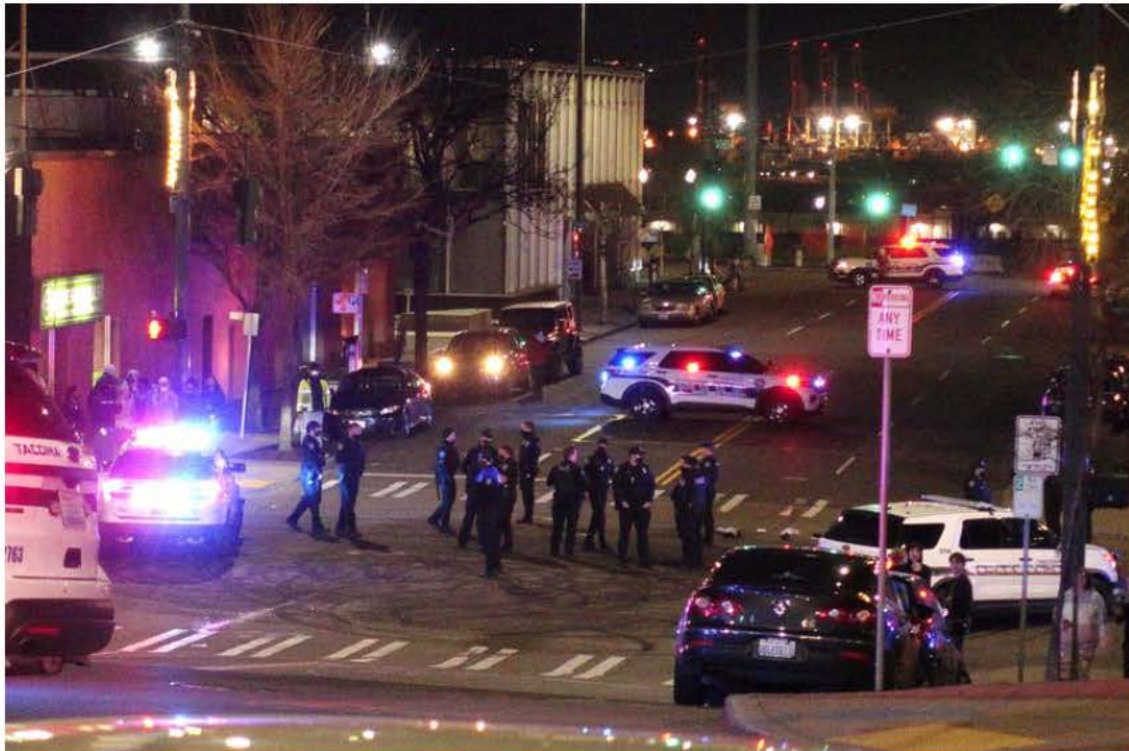
During the attack on the Capitol, officers were trying to maintain a safe distance, Papathanasiou said, “but everyone’s on top of each other. Then when you’ve got pepper spray and pepper balls being used, people are coughing and bodily fluids are all over the place.” Federal officials estimate [roughly 800 rioters](#) invaded the Capitol that afternoon.

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2 injured after police car drives through crowd at race

At least two people were injured when a police officer responding to a report of a street race plowed his car through a crowd of pedestrians that had gathered around him and were pounding on the car's windows in downtown Tacoma on Saturday night, officials said.

The incident happened just before 7 p.m. as about 100 people were blocking

an intersection and watching several cars spinning in circles, police told [The News Tribune](#) of Tacoma.

A police car arrived, then drove through the crowd after people tried to block the vehicle, a witness said.

Video posted on social media shows the police car hitting several people and running over at least one person.

Tacoma police spokesperson Wendy Haddow told the newspaper that police were notified shortly after 6 p.m. of the street racers.

Haddow said a responding officer used his car's bullhorn to address the crowd.

The crowd then began pounding on his windows, she said.

"The officer, fearing for his safety, tried to back up, but was unable to do so because of the crowd," Tacoma Police said in a statement. That prompted him to speed out of the scene for his own safety, police said.

One person sustained cuts in the collision and was taken to a hospital, Haddow said.

Puyallup Police Capt. Dan Pashon told [KCPQ-TV](#) that a second person was treated at the hospital and released.



Veteran Chicago cop charged after allegedly choking handcuffed arrestee in 2019 on South Side: officials

A Chicago police officer choked an arrestee in the back seat of a police SUV for more than 10 seconds after the arrestee used a racial slur, officials alleged. Louis Garcia, a 17-year veteran of the department, was charged by Cook County prosecutors with official misconduct this week, though the incident occurred in May 2019.

On Friday, Judge David Navarro ordered Garcia held on \$25,000 bond. Records show he posted the necessary \$2,500 to be released.

Garcia and another officer were on patrol near 89th Street and Commercial Avenue in the South Chicago community on May 31, 2019, when they encountered someone standing in the middle of traffic, officials said.

Prosecutors said Garcia and his partner saw a 42-year-old man standing in the middle of the street, blocking cars and making obscene gestures. Garcia pulled over in their SUV and approached him; the two got into an argument, and

Garcia handcuffed the man and placed him into the back seat. As the man was being put into the police SUV, he directed a racial slur at Garcia, prosecutors said.



Virginia moves toward banning capital punishment, in a shift for prolific death penalty state

Virginia, a state that has executed more prisoners than any other in the country, appears poised to eliminate the death penalty — a seismic shift for the state legislature, which just five years ago looked to the electric chair and secret pharmaceutical deals to keep the ultimate punishment alive.

The former capital of the Confederacy would become the first Southern state to abolish capital punishment if a bill on track to pass the Senate gets out of the House and over to the desk of Gov. Ralph Northam (D), who has promised to sign it. A ban in Virginia could help sweep in change across the South, according to experts who say racial disparities in the death penalty's application have roots in the region's history of slavery and Jim Crow segregation. "Just as Confederate monuments are being dismantled, this vestige of Confederate law is also facing dismantling," said Robert Dunham, executive director of the [Death Penalty Information Center](#). "That historical context is a central part of the repeal. And repeal offers a real opportunity for racial healing."

As recently as last year, as Democrats took full control in Richmond for the first time in a generation and ushered in vast changes on many fronts, efforts to ban or restrict the death penalty sputtered. Bills to ban execution failed. A more modest effort, to prohibit it in cases of severe mental illness, cleared the Senate with hefty bipartisan support. But a House subcommittee led by a Democratic prosecutor let that and other death penalty bills die without a hearing.



The first day of recreational marijuana sales brings Arizonans out by the dozens

Crowds at dispensaries in downtown Phoenix gathered as they opened their doors for the first time to sell recreational marijuana.

"I'm out here trying to buy some weed, honestly. It's just my choice of vice, you know, it's nice. It's mellow," Dylan Shatwell said.

Katheryne Lent, an admitted long-time marijuana smoker, shared praise for the industry for coming this far in Arizona.

"Yeah, I'm really excited about it, I'm an advocate and it's really a lifestyle choice," she said.

As of Friday, patrons could purchase recreational marijuana products at state licensed dispensaries. President of Curaleaf dispensary, Steve Cottrell said that after more than 10 years in this business, they're happy to legally serve fresh faces, new to cannabis.

"It's a big day for Arizona, we've been waiting a long time for this, we've

made getting through the line as fast as humanly possible and have plenty of employees to answer questions for new customers and existing patients," he said.

As lines formed around buildings, live music and flashing lights also drew crowds.

"I actually don't drink because you get hungover, so it's nice you can smoke and feel good the next day," Griffin Cottrell explained.

Plus, 16% excise tax gets tacked onto every recreational product sold. That money will go into the state's coffers.

"I think that's exactly what we should be doing, taking things like this and putting it toward positive things," Lent said.

Dispensaries doubled up on staff and inventory, anticipating a revolving door of regulars and people new to cannabis.



Police departments across U.S. weigh officer discipline after rally and Capitol riot

For two Virginia police officers who posed for a photo during the deadly U.S. Capitol insurrection, the reckoning has been swift and public: They were identified, charged with crimes and arrested.

But for five Seattle officers the outcome is less clear. Their identities still secret, two are on leave and three continue to work while a police watchdog investigates whether their actions in the nation's capital Jan. 6 crossed the line from protected political speech to lawbreaking.

The contrasting cases highlight the dilemma faced by police departments nationwide as they review the behavior of dozens of officers who were in Washington the day of the riot by supporters of President Trump. Officials and experts agree that officers who were involved in the melee should be fired and charged for their role.

But what about those officers who attended only the Trump rally before the riot? How does a department balance an officer's free speech rights with the blow to public trust that comes from the attendance of law enforcement at [an event with far-right militants and white nationalists](#) who went on to assault the seat of [American democracy](#)?



States eye allowing concealed carry of guns without a permit

Republican lawmakers in several more states want to loosen gun restrictions by allowing people to carry concealed firearms without having to get a permit, continuing a trend that gun control advocates call dangerous.

Fifteen states already allow concealed carry without a permit, and lawmakers in nine others have proposed allowing or expanding the practice. GOP governors are backing the changes in Utah and Tennessee. Another bill expanding permitless carry in Montana has passed the state House.

Most states require people to do things like get weapons training and undergo a background check to get a permit to carry a gun hidden by a jacket or inside a purse. Groups like the National Rifle Association and state lawmakers who support gun rights argue those requirements are ineffective and undermine Second Amendment protections.

The proposed changes come after gun sales hit historic levels last summer — reflected in FBI background checks — amid uncertainty and safety concerns

about the coronavirus pandemic, the struggling economy and protests over racial injustice. Since then, a violent mob stormed the U.S. Capitol. Against that backdrop, the efforts to loosen concealed carry requirements are a frightening trend for Shannon Watts, founder of the gun control group Moms Demand Action.



Texas man charged after storming US Capitol, making death threats against Rep. Ocasio-Cortez and police officer

A Texas man is facing multiple criminal charges after allegedly participating in the Jan. 6 attack on the U.S. Capitol and posting death threats against Rep. Alexandra Ocasio-Cortez, and a U.S. Capitol police officer.

The Department of Justice revealed that Garret Miller faces [five criminal charges](#), including trespassing and making death threats.

Using the initials widely used to refer to the New York Democrat, Miller tweeted "assassinate AOC" hours after he posted pictures of himself storming the Capitol. That tweet was in response to one in which Ocasio-Cortez called for President Donald Trump to be impeached, which he was a week later on a charge of inciting the mob of his supporters.

According to [the criminal complaint](#), Miller was particularly incensed by the fatal shooting of one of those supporters, Ashli Babbitt, during the attack. On Jan. 10, Miller is alleged to have threatened the Capitol Police officer who

shot Babbitt, saying on Instagram he was going to "hug his neck with a nice rope." Six days later, he said the officer deserved to die and that it was "huntin season."



'Operation Lost Angels' rescues 33 children in Los Angeles: What we know

A multiagency investigation recently found 33 missing children in Southern California, including eight who had been sexually exploited, the FBI said in a [news release](#) Friday.

Operation "Lost Angels" began Jan. 11 amid Human Trafficking Awareness Month and involved more than two dozen agencies in an effort to identify and find missing children, the FBI said.

Officials said two of the children were found multiple times at known locations for commercial sex trafficking and explained endangered children often return to such situations for various reasons as a part of a "harmful cycle" of abuse.

Several other children had been sexually exploited in the past and were considered "vulnerable missing children" before officials located them, the FBI said.

Officials arrested one person on state human trafficking charges. The agencies also opened multiple investigations, the FBI said. Some of the "minor victims" were arrested for probation violations, robbery or other

misdemeanors, and one was a victim of a noncustodial parental kidnapping, the FBI said.



New program looks to meet mental health needs of law enforcement

A new mental health program has launched in Wisconsin to meet the mental health needs of police officers.

Wisconsin Attorney General Josh Kaul is calling it the New Officer Wellness and Peer Support Program, which will be supported through federal grant funding.

A committee will be responsible for producing a manual to help develop and support peer support networks throughout the state.

Kaul says making sure law enforcement members have mental and psychological health resources is just as crucial as them being in good shape physically.

“Police officers are just like us they are leaders in our community, active in our community but they also have a day job that is difficult they encounter dangers every day,” said Kaul.

The \$125,000 of funding will be distributed to agencies who submit a proposal of how they plan on launching peer support groups.

In 2019, there were 239 officers who committed suicide in the United States.

Kaul is hoping these recourses with the program will encourage officers to reach out for help.



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[REDACTED]

From: Knutsen, John (MPD) </O=DC GOVERNMENT/OU=EXTERNAL (FYDIBOHF25SPDLT)/CN=RECIPIENTS/CN=07B848B45F1C401C8C3BAC905136D238>
Sent: Tuesday, February 2, 2021 1:27 PM
To: [REDACTED] (MPD)
Subject: Link

<https://www.wsj.com/articles/officer-who-shot-capitol-rioter-ashli-babbitt-shouldnt-be-charged-investigators-recommend-11612222798>

John R. Knutsen
Inspector/Director
Internal Affairs Division
Metropolitan Police Department
64 New York Avenue, NE
Washington, DC 20024
[202-727-4385](tel:202-727-4385) (office)
[REDACTED] (cell)

We are here to help.

From: Contee, Robert (MPD) </O=DC GOVERNMENT/OU=EXTERNAL (FYDIBOHF25SPDLT)/CN=RECIPIENTS/CN=9C29BFA7A280441CB1AAFFFEAAED056D>
Sent: Friday, January 8, 2021 2:05 PM
To: Sternbeck, Dustin (MPD)
Subject: Fw: Media Inquiry About Woman Shot During DC Protests

Robert J. Contee, III
Assistant Chief of Police
Investigative Services Bureau
300 Indiana Ave., NW #5138
Washington, D.C., 20001

From: Andrew Tang <atang1200@gmail.com>
Sent: Friday, January 8, 2021 1:27 PM
To: Contee, Robert (MPD) <Robert.Contee@dc.gov>
Subject: Media Inquiry About Woman Shot During DC Protests

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Hello Police Chief Contee,

My name is Andrew Tang, a journalist with the [San Francisco News](#). Regarding the fatal shooting of one woman during the pro-Trump protest on Capitol Hill, I wanted to confirm information disclosed so far is true. Is it true that the Ashli Babbitt was killed by a Capitol Police Officer? There is a rumor it was really a Senator who shot her. It was claimed by the Washington Times that he was placed on [administrative leave](#).

Thank you.

Andrew Tang
The San Francisco News
[Andrew, Author at San Francisco News \(thesfnews.com\)](#)

For the latest information on the District Government's response to COVID-19 (Coronavirus), please visit [coronavirus.dc.gov](#).

From: Andrew Tang <atang1200@gmail.com>
Sent: Friday, January 8, 2021 1:27 PM
To: robert.contee@dc.gov
Subject: Media Inquiry About Woman Shot During DC Protests

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Thank you.

Andrew Tang
The San Francisco News
[Andrew, Author at San Francisco News \(thesfnews.com\)](#)

From: Contee, Robert (MPD) </O=DC GOVERNMENT/OU=EXTERNAL (FYDIBOHF25SPDLT)/CN=RECIPIENTS/CN=9C29BFA7A280441CB1AAFFFEAAED056D>
Sent: Thursday, January 7, 2021 10:58 AM
To: Sternbeck, Dustin (MPD)
Subject: Fw: Media Inquiry for Jan 6 Newsweek Article: Comment/Updated Statement on Woman Fatally Shot at U.S. Capitol

Robert J. Contee, III
Assistant Chief of Police
Investigative Services Bureau
300 Indiana Ave., NW #5138
Washington, D.C., 20001

From: Soo Kim <s.kim@newsweek.com>
Sent: Thursday, January 7, 2021 6:15 AM
To: Contee, Robert (MPD) <Robert.Contee@dc.gov>
Cc: ATD MPD2 <mpd@dc.gov>
Subject: Media Inquiry for Jan 6 Newsweek Article: Comment/Updated Statement on Woman Fatally Shot at U.S. Capitol

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Dear Chief Robert Contee,

I'm a reporter for Newsweek. I'm writing an article on a woman who was fatally shot during the riots at the Capitol on Wednesday. [She was identified to be Ashli Babbit](#) but I wanted to verify the spelling of her name, as different local media appear to be reporting her surname as either Babbit or Babbitt. It wondered if there's been an updated statement from the D.C. MPD on the incident, verifying the woman's name and any other details on the shooting.

It would be great to get any quick comment/more information emailed to me as soon as possible. Many thanks.

Best,
Soo

--

Ms. Soo Kim
Reporter
NEWSWEEK

E | s.kim@newsweek.com
W | www.newsweek.com
S | Twitter [@MissSooKim](https://twitter.com/MissSooKim)

Newsweek



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From: MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@dcgovict.onmicrosoft.com
on behalf of Soo Kim
Sent: Thursday, January 7, 2021 6:15 AM
To: robert.contee@dc.gov
Cc: mpd@dc.gov
Subject: Media Inquiry for Jan 6 Newsweek Article: Comment/Updated Statement on Woman
Fatally Shot at U.S. Capitol
Attachments: Media Inquiry for Jan 6 Newsweek Article: Comment/Updated Statement on Woman
Fatally Shot at U.S. Capitol

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Sender: s.kim@newsweek.com
Subject: Media Inquiry for Jan 6 Newsweek Article: Comment/Updated Statement on Woman Fatally Shot at U.S. Capitol
Message-Id: <CABQwU1XtsdSrAv08tAsLsjAAq-QEdGRtzVQC5h6O9D55t8Gbfq@mail.gmail.com>
Recipient: website.archives@dc.gov

[REDACTED]

From: [REDACTED] [REDACTED]@gmail.com>
Sent: Wednesday, March 31, 2021 4:45 PM
To: robert.contee@dc.gov
Subject: murder

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I have been trying to find out the status of the investigation into the murder of Ashli Babbitt by a black officer. I know your dept has been working hard to arrest all the whites that were at the capital Jan the 6th. There were no other murders that day at the capital but yet not one word about it. I know it doesn't fit your agenda for allowing black to commit crimes against whites without receiving punishment. The least you could do is just once what is right since you will answer one day ,it may be judgement day but you will have to answer for it .

[REDACTED]

[REDACTED]

From: [REDACTED] (MPD) </O=DC GOVERNMENT/OU=EXTERNAL (FYDIBOHF25SPDLT)/CN=RECIPIENTS/CN=DAC5AA5C308245BCB380E40DC9F66534>
Sent: Thursday, January 7, 2021 1:52 AM
To: [REDACTED] (MPD)
Subject: FW: PD120
Attachments: Scanned from a Xerox Multifunction Printer.pdf

[REDACTED] Homicide Branch
Investigative Services Bureau
Metropolitan Police Department
101 M Street SW
Washington, DC 20024
202-645-9600 (Main)
[REDACTED] (Desk)
[REDACTED] (Cell)
[REDACTED] dc.gov

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From: [REDACTED] (MPD) <[REDACTED]@dc.gov>
Sent: Wednesday, January 6, 2021 11:08 PM
To: [REDACTED] (MPD) <[REDACTED]@dc.gov>
Subject: PD120

PD120 for decedent Ashli PAMATIAN (MCENTEE-BABBITT) attached.

[REDACTED] Homicide Branch
Criminal Investigations Division
Investigative Services Bureau
Metropolitan Police Department
[REDACTED] (office)
[REDACTED] (cell)
[REDACTED] [@dc.gov](https://dc.gov)

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[REDACTED]

From: [REDACTED] (MPD) </O=DC GOVERNMENT/OU=EXTERNAL (FYDIBOHF25SPDLT)/CN=RECIPIENTS/CN=D054D9201F7346329863524534FBC807>
Sent: Wednesday, January 6, 2021 11:08 PM
To: [REDACTED] (MPD)
Subject: PD120
Attachments: Scanned from a Xerox Multifunction Printer.pdf

PD120 for decedent Ashli PAMATIAN (MCENTEE-BABBITT) attached.

[REDACTED] Homicide Branch
Criminal Investigations Division
Investigative Services Bureau
Metropolitan Police Department

[REDACTED] (office)
[REDACTED] (cell)
[REDACTED] [@dc.gov](mailto:[REDACTED]@dc.gov)

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From: Knutsen, John (MPD) </O=DC GOVERNMENT/OU=EXTERNAL (FYDIBOHF25SPDLT)/CN=RECIPIENTS/CN=07B848B45F1C401C8C3BAC905136D238>
Sent: Wednesday, January 6, 2021 11:54 PM
To: Manlapaz, Wilfredo (MPD)
Subject: Fwd: PD120 Ashli Pamatian
Attachments: Scanned from a Xerox Multifunction Printer.pdf

John R. Knutsen
Inspector/Director
Internal Affairs Division
Metropolitan Police Department
64 New York Avenue, NE
Washington, DC 20024
[202-727-4385](tel:202-727-4385) (office)
[REDACTED] (cell)

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From: [REDACTED] (MPD) <[REDACTED]@dc.gov>
Sent: Wednesday, January 6, 2021 11:09:36 PM
To: Knutsen, John (MPD) <John.Knutsen@dc.gov>
Subject: FW: PD120 Ashli Pamatian

PD120 for Ashli Pamatian (per fingerprints) AKA Ashli McEntee-Babbitt.

[REDACTED]
Homicide Branch
Investigative Services Bureau
Metropolitan Police Department
101 M Street SW
Washington, DC 20024
202-645-9600 (Main)
[REDACTED] (Desk)
[REDACTED] (Cell)
[\[REDACTED\]@dc.gov](mailto:[REDACTED]@dc.gov)

We Are Here to Help.

From: [REDACTED] (MPD) [REDACTED]@dc.gov>
Sent: Wednesday, January 6, 2021 11:08 PM

To: [REDACTED] (MPD) <[REDACTED]@dc.gov>

Subject: PD120

PD120 for decedent Ashli PAMATIAN (MCENTEE-BABBITT) attached.

[REDACTED]
Homicide Branch
Criminal Investigations Division
Investigative Services Bureau
Metropolitan Police Department
[REDACTED] (office)
[REDACTED] (cell)
[REDACTED]@dc.gov

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[REDACTED]

From: [REDACTED] (MPD) </O=DC GOVERNMENT/OU=EXTERNAL (FYDIBOHF25SPDLT)/CN=RECIPIENTS/CN=A3DF833B18B04FD28454C5A452A35844>
Sent: Wednesday, January 6, 2021 11:14 PM
To: [REDACTED] (MPD)
Subject: Fwd: PD120 Ashli Pamatian
Attachments: Scanned from a Xerox Multifunction Printer.pdf; ATT00001.htm

Sent from my iPhone

Begin forwarded message:

From: "Knutsen, John (MPD)" <John.Knutsen@dc.gov>
Date: January 6, 2021 at 11:11:09 PM EST
To: "[REDACTED] (MPD)" <[REDACTED]@dc.gov>, "[REDACTED] (MPD)" <[REDACTED]@dc.gov>
Subject: FW: PD120 Ashli Pamatian

John R. Knutsen
Inspector/Director
Internal Affairs Division
Metropolitan Police Department
64 New York Avenue, NE
Washington, DC 20024
202-727-4385 (office)
[REDACTED] (cell)

We are here to help.

From: [REDACTED] (MPD) <[REDACTED]@dc.gov>
Sent: Wednesday, January 6, 2021 11:10 PM
To: Knutsen, John (MPD) <John.Knutsen@dc.gov>
Subject: FW: PD120 Ashli Pamatian

PD120 for Ashli Pamatian (per fingerprints) AKA Ashli McEntee-Babbitt.

[REDACTED]
[REDACTED] Homicide Branch
Investigative Services Bureau
Metropolitan Police Department
101 M Street SW
Washington, DC 20024
202-645-9600 (Main)
[REDACTED] (Desk)

[REDACTED] (Cell)
[REDACTED] [dc.gov](mailto:[REDACTED]@dc.gov)

We Are Here to Help.

From: [REDACTED] (MPD) <[\[REDACTED\]@dc.gov](mailto:[REDACTED]@dc.gov)>
Sent: Wednesday, January 6, 2021 11:08 PM
To: [REDACTED] (MPD) <[\[REDACTED\]@dc.gov](mailto:[REDACTED]@dc.gov)>
Subject: PD120

PD120 for decedent Ashli PAMATIAN (MCENTEE-BABBITT) attached.

[REDACTED]
[REDACTED] Homicide Branch
Criminal Investigations Division
Investigative Services Bureau
Metropolitan Police Department
[REDACTED] (office)
[REDACTED] (cell)
[REDACTED] [@dc.gov](mailto:[REDACTED]@dc.gov)

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[REDACTED]

From: Knutsen, John (MPD) </O=DC GOVERNMENT/OU=EXTERNAL (FYDIBOHF25SPDLT)/CN=RECIPIENTS/CN=07B848B45F1C401C8C3BAC905136D238>
Sent: Wednesday, January 6, 2021 11:11 PM
To: [REDACTED] (MPD)
Subject: RE: PD120 Ashli Pamatian

Thanks sir

John R. Knutsen
Inspector/Director
Internal Affairs Division
Metropolitan Police Department
64 New York Avenue, NE
Washington, DC 20024
202-727-4385 (office)
[REDACTED] (cell)

We are here to help.

From: [REDACTED] (MPD) <[REDACTED]@dc.gov>
Sent: Wednesday, January 6, 2021 11:10 PM
To: Knutsen, [REDACTED] (MPD) <[REDACTED]@dc.gov>
Subject: FW: PD120 Ashli Pamatian

PD120 for Ashli Pamatian (per fingerprints) AKA Ashli McEntee-Babbitt.

[REDACTED]
Homicide Branch
Investigative Services Bureau
Metropolitan Police Department
101 M Street SW
Washington, DC 20024
202-645-9600 (Main)
[REDACTED] (Desk)
[REDACTED] (Cell)
[\[REDACTED\]@dc.gov](mailto:[REDACTED]@dc.gov)

We Are Here to Help.

From: [REDACTED] (MPD) <[REDACTED]@dc.gov>
Sent: Wednesday, January 6, 2021 11:08 PM
To: [REDACTED] (MPD) <[REDACTED]@dc.gov>
Subject: PD120

PD120 for decedent Ashli PAMATIAN (MCENTEE-BABBITT) attached.

[REDACTED]
[REDACTED] Homicide Branch
Criminal Investigations Division
Investigative Services Bureau
Metropolitan Police Department
[REDACTED] (office)
[REDACTED] (cell)
[REDACTED] [@dc.gov](mailto:[REDACTED]@dc.gov)

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For the latest information on the District Government's response to COVID-19 (Coronavirus), please visit coronavirus.dc.gov.

[REDACTED]

From: Knutsen, John (MPD) </O=DC GOVERNMENT/OU=EXTERNAL (FYDIBOHF25SPDLT)/CN=RECIPIENTS/CN=07B848B45F1C401C8C3BAC905136D238>
Sent: Wednesday, January 6, 2021 11:11 PM
To: [REDACTED] (MPD); [REDACTED] (MPD)
Subject: FW: PD120 Ashli Pamatian
Attachments: Scanned from a Xerox Multifunction Printer.pdf

John R. Knutsen
Inspector/Director
Internal Affairs Division
Metropolitan Police Department
64 New York Avenue, NE
Washington, DC 20024
202-727-4385 (office)
[REDACTED] (cell)

We are here to help.

From: [REDACTED] (MPD) <[REDACTED]@dc.gov>
Sent: Wednesday, January 6, 2021 11:10 PM
To: Knutsen, John (MPD) <John.Knutsen@dc.gov>
Subject: FW: PD120 Ashli Pamatian

PD120 for Ashli Pamatian (per fingerprints) AKA Ashli McEntee-Babbitt.

[REDACTED]
[REDACTED] Homicide Branch
Investigative Services Bureau
Metropolitan Police Department
101 M Street SW
Washington, DC 20024
202-645-9600 (Main)
[REDACTED] (Desk)
[REDACTED] (Cell)
[REDACTED] [dc.gov](mailto:[REDACTED]@dc.gov)

We Are Here to Help.

From: [REDACTED] (MPD) <[REDACTED]@dc.gov>
Sent: Wednesday, January 6, 2021 11:08 PM
To: [REDACTED] (MPD) <[REDACTED]@dc.gov>
Subject: PD120

PD120 for decedent Ashli PAMATIAN (MCENTEE-BABBITT) attached.

[REDACTED]
[REDACTED] Homicide Branch
Criminal Investigations Division
Investigative Services Bureau
Metropolitan Police Department
[REDACTED] (office)
[REDACTED] (cell)
[REDACTED] [@dc.gov](mailto:[REDACTED]@dc.gov)

We are here to help.

For the latest information on the District Government's response to COVID-19 (Coronavirus), please visit coronavirus.dc.gov.

From: [REDACTED] (MPD) </O=DC GOVERNMENT/OU=EXTERNAL (FYDIBOHF25SPDLT)/CN=RECIPIENTS/CN=DAC5AA5C308245BCB380E40DC9F66534>
Sent: Wednesday, January 6, 2021 11:10 PM
To: Knutsen, John (MPD)
Subject: FW: PD120 Ashli Pamatian
Attachments: Scanned from a Xerox Multifunction Printer.pdf

PD120 for Ashli Pamatian (per fingerprints) AKA Ashli McEntee-Babbitt.

[REDACTED] Homicide Branch
Investigative Services Bureau
Metropolitan Police Department
101 M Street SW
Washington, DC 20024
202-645-9600 (Main)
[REDACTED] (Desk)
[REDACTED] (Cell)
[REDACTED] dc.gov

We Are Here to Help.

From: [REDACTED] (MPD) [REDACTED]@dc.gov>
Sent: Wednesday, January 6, 2021 11:08 PM
To: [REDACTED] (MPD) <[REDACTED]@dc.gov>
Subject: PD120

PD120 for decedent Ashli PAMATIAN (MCENTEE-BABBITT) attached.

[REDACTED] Homicide Branch
Criminal Investigations Division
Investigative Services Bureau
Metropolitan Police Department
[REDACTED] (office)
[REDACTED] (cell)
[REDACTED] [@dc.gov](mailto:[REDACTED]@dc.gov)

We are here to help.

For the latest information on the District Government's response to COVID-19 (Coronavirus), please visit coronavirus.dc.gov.

[REDACTED]

From: Parsons, Leslie (MPD) </O=DC GOVERNMENT/OU=EXTERNAL (FYDIBOHF25SPDLT)/CN=RECIPIENTS/CN=030F2FF3698F4C019A48D56C9E380778>
Sent: Thursday, January 7, 2021 9:16 AM
To: Sternbeck, Dustin (MPD)
Subject: Fwd: PD120s
Attachments: [REDACTED] Ashli Pamatian PD120.pdf; ATT00004.htm

Leslie A. Parsons
Assistant Chief of Police
Investigative Services Bureau
Metropolitan Police Department

Begin forwarded message:

From: "Parsons, Leslie (MPD)" <leslie.parsons@dc.gov>
Date: January 6, 2021 at 11:29:29 PM EST
To: "Ennis, Ralph (MPD)" <ralph.ennis@dc.gov>, "Haiman, Marvin (MPD)" <marvin.haiman@dc.gov>, "Bromeland, Matthew (MPD)" <matthew.bromeland@dc.gov>, [REDACTED] (MPD)" <[REDACTED]@dc.gov>
Subject: Fwd: PD120s

Leslie A. Parsons
Assistant Chief of Police

Begin forwarded message:

From: "[REDACTED] (MPD)" <[REDACTED]@dc.gov>
Date: January 6, 2021 at 23:09:48 EST
To: "Parsons, Leslie (MPD)" <leslie.parsons@dc.gov>
Cc: "Kyle, Ramey (MPD)" <Ramey.Kyle@dc.gov>
Subject: PD120s

Chief,

Attached are the four (4) PD120s stemming from the Capitol Grounds.

1. Ashli Pamatian (per fingerprints), W/F, 10/10/85 of Huntington, MD AKA Ashli McEntee-Babbitt.- pronounced 1515 hours
2. [REDACTED]

3. [REDACTED]

4. [REDACTED]

[REDACTED] Homicide Branch
Investigative Services Bureau
Metropolitan Police Department
101 M Street SW
Washington, DC 20024
202-645-9600 (Main)
[REDACTED] (Desk)
[REDACTED] (Cell)
dc.gov

We Are Here to Help.

For the latest information on the District Government's response to COVID-19 (Coronavirus), please visit coronavirus.dc.gov.

From: Haiman, Marvin (MPD) </O=DC GOVERNMENT/OU=EXTERNAL (FYDIBOHF25SPDLT)/CN=RECIPIENTS/CN=94E0933517EE4FA4B0BBA8A8D9D8624B>
Sent: Wednesday, January 6, 2021 11:39 PM
To: Parsons, Leslie (MPD)
Cc: Ennis, Ralph (MPD); Bromeland, Matthew (MPD); [REDACTED] (MPD)
Subject: Re: PD120s

Received

--

Marvin (Ben) Haiman
Executive Director
Professional Development Bureau
Metropolitan Police Department
[300 Indiana Avenue, NW, Suite 5117](#)
[Washington, DC 20001](#)
[REDACTED] (cell)
Marvin.Haiman@dc.gov

We are here to help.

On Jan 6, 2021, at 11:29 PM, Parsons, Leslie (MPD) <leslie.parsons@dc.gov> wrote:

Leslie A. Parsons
Assistant Chief of Police

Begin forwarded message:

From: "[REDACTED] (MPD)" <[REDACTED]@dc.gov>
Date: January 6, 2021 at 23:09:48 EST
To: "Parsons, Leslie (MPD)" <leslie.parsons@dc.gov>
Cc: "Kyle, Ramey (MPD)" <Ramey.Kyle@dc.gov>
Subject: PD120s

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2. [REDACTED]

3. [REDACTED]
4. [REDACTED]

[REDACTED] Homicide Branch
Investigative Services Bureau
Metropolitan Police Department
101 M Street SW
Washington, DC 20024
202-645-9600 (Main)
[REDACTED] (Desk)
[REDACTED] (Cell)
[dc.gov](https://www.dc.gov)

We Are Here to Help.

For the latest information on the District Government's response to COVID-19 (Coronavirus), please visit [coronavirus.dc.gov](https://www.coronavirus.dc.gov).

< [REDACTED] >
< [REDACTED] >
< [REDACTED] >
<Ashli Pamatian PD120.pdf>

[REDACTED]

From: Parsons, Leslie (MPD) </O=DC GOVERNMENT/OU=EXTERNAL (FYDIBOHF25SPDLT)/CN=RECIPIENTS/CN=030F2FF3698F4C019A48D56C9E380778>
Sent: Wednesday, January 6, 2021 11:29 PM
To: Ennis, Ralph (MPD); Haiman, Marvin (MPD); Bromeland, Matthew (MPD); [REDACTED] (MPD)
Subject: Fwd: PD120s
Attachments: [REDACTED] Ashli Pamatian PD120.pdf

Leslie A. Parsons
Assistant Chief of Police

Begin forwarded message:

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Date: January 6, 2021 at 23:09:48 EST
To: "Parsons, Leslie (MPD)" <leslie.parsons@dc.gov>
Cc: "Kyle, Ramey (MPD)" <Ramey.Kyle@dc.gov>
Subject: PD120s

Chief,

Attached are the four (4) PD120s stemming from the Capitol Grounds.

1. Ashli Pamatian (per fingerprints), W/F, 10/10/85 of Huntington, MD AKA Ashli McEntee-Babbitt.- pronounced 1515 hours
2. [REDACTED]
3. [REDACTED]
4. [REDACTED]

[REDACTED] Homicide Branch
Investigative Services Bureau
Metropolitan Police Department
101 M Street SW
Washington, DC 20024
202-645-9600 (Main)
[REDACTED] (Desk)
[REDACTED] (Cell)
dc.gov

We Are Here to Help.

For the latest information on the District Government's response to COVID-19 (Coronavirus), please visit coronavirus.dc.gov.

[REDACTED]

From: Kyle, Ramey (MPD) </O=DC GOVERNMENT/OU=EXTERNAL (FYDIBOHF25SPDLT)/CN=RECIPIENTS/CN=E5D98E46F86E40C9A0578082C2F49E85>
Sent: Wednesday, January 6, 2021 11:27 PM
To: [REDACTED] (MPD)
Subject: Re: PD120s

Thank you

Sent from my iPhone

On Jan 6, 2021, at 11:09 PM, [REDACTED] (MPD) <[REDACTED]@dc.gov> wrote:

Chief,

Attached are the four (4) PD120s stemming from the Capitol Grounds.

1. Ashli Pamatian (per fingerprints), W/F, 10/10/85 of Huntington, MD AKA Ashli McEntee-Babbitt.- pronounced 1515 hours
2. [REDACTED]
3. [REDACTED]
4. [REDACTED]

[REDACTED]
Homicide Branch
Investigative Services Bureau
Metropolitan Police Department
101 M Street SW
Washington, DC 20024
202-645-9600 (Main)
[REDACTED] (Desk)
[REDACTED] (Cell)
[\[REDACTED\]@dc.gov](mailto:[REDACTED]@dc.gov)

We Are Here to Help.

For the latest information on the District Government's response to COVID-19 (Coronavirus), please visit coronavirus.dc.gov.

<[REDACTED]>
<[REDACTED]>
<[REDACTED]>
<Ashli Pamatian PD120.pdf>

[REDACTED]

From: [REDACTED] (MPD) </O=DC GOVERNMENT/OU=EXTERNAL (FYDIBOHF25SPDLT)/CN=RECIPIENTS/CN=DAC5AA5C308245BCB380E40DC9F66534>
Sent: Wednesday, January 6, 2021 11:10 PM
To: Parsons, Leslie (MPD)
Cc: Kyle, Ramey (MPD)
Subject: PD120s
Attachments: [REDACTED] Ashli Pamatian PD120.pdf

Chief,

Attached are the four (4) PD120s stemming from the Capitol Grounds.

1. Ashli Pamatian (per fingerprints), W/F, 10/10/85 of Huntington, MD AKA Ashli McEntee-Babbitt.- pronounced 1515 hours
2. [REDACTED]
3. [REDACTED]
4. [REDACTED] W/F, 50s- pronounced 1809 hours

[REDACTED] Homicide Branch
Investigative Services Bureau
Metropolitan Police Department
101 M Street SW
Washington, DC 20024
202-645-9600 (Main)
[REDACTED] (Desk)
[REDACTED] (Cell)
dc.gov

We Are Here to Help.

For the latest information on the District Government's response to COVID-19 (Coronavirus), please visit coronavirus.dc.gov.

[REDACTED]

From: Knutsen, John (MPD) </O=DC GOVERNMENT/OU=FIRST ADMINISTRATIVE GROUP/CN=RECIPIENTS/CN=JOHNR.KNUTSEN>
Sent: Wednesday, April 14, 2021 3:59 PM
To: Manlapaz, Wilfredo (MPD)
Subject: Press
Attachments: Press Release.pdf

Not sure if you had this

John R. Knutsen
Inspector/Director
Internal Affairs Division
Metropolitan Police Department
64 New York Avenue, NE
Washington, DC 20024
202-727-4385 (office)
[REDACTED] (cell)

We are here to help.

We need everyone in our community to pre-register for a vaccination appointment by going to vaccinate.dc.gov or calling 1-855-363-0333. Already vaccinated or pre-registered? Reach out to friends, family, coworkers, and neighbors and help them pre-register. Together we can save lives and end this pandemic. #DCHOPE

[REDACTED]

From: Knutsen, John (MPD) </O=DC GOVERNMENT/OU=FIRST ADMINISTRATIVE GROUP/CN=RECIPIENTS/CN=JOHNR.KNUTSEN>
Sent: Wednesday, April 14, 2021 3:49 PM
To: [REDACTED] (MPD); [REDACTED] (MPD)
Subject: Press Release
Attachments: Press Release.pdf

John R. Knutsen
Inspector/Director
Internal Affairs Division
Metropolitan Police Department
64 New York Avenue, NE
Washington, DC 20024
202-727-4385 (office)
202-438-8486 (cell)

We are here to help.

We need everyone in our community to pre-register for a vaccination appointment by going to vaccinate.dc.gov or calling 1-855-363-0333. Already vaccinated or pre-registered? Reach out to friends, family, coworkers, and neighbors and help them pre-register. Together we can save lives and end this pandemic. #DCHOPE

[REDACTED]

From: Knutsen, John (MPD) </O=DC GOVERNMENT/OU=FIRST ADMINISTRATIVE GROUP/CN=RECIPIENTS/CN=JOHNR.KNUTSEN>
Sent: Friday, May 7, 2021 3:51 PM
To: Press, MPD (MPD)
Cc: Metzger, Kristen (MPD)
Subject: Re: question from reporter

Our investigation is still ongoing at present.

John R. Knutsen
Inspector/Director
Internal Affairs Division
Metropolitan Police Department
64 New York Avenue, NE
Washington, DC 20024
202-727-4385 (office)
[REDACTED] (cell)

We are here to help.

On May 7, 2021, at 1:23 PM, Press, MPD (MPD) <mpd.press@dc.gov> wrote:

Good Afternoon Inspector Knutsen,

I'm wondering if you may be able to assist with the below inquiry. Are we involved? Thank you.

Best,

[REDACTED]
Public Affairs Specialist
Office of Communications (PIO)
Metropolitan Police Department
300 Indiana Avenue, NW
Washington, DC 20001
202.727.4383 (main)
[REDACTED]@dc.gov
Mpd.dc.gov
[Twitter @DCPoliceDept](https://twitter.com/DCPoliceDept)

We are here to help.

From: Paul Sperry <sperry@sperryfiles.com>
Sent: Friday, May 7, 2021 10:10 AM
To: Press, MPD (MPD) <mpd.press@dc.gov>
Subject: Re: question from reporter

CAUTION: This email originated from outside of the DC Government. Do not click on links or open attachments unless you recognize the sender and know that the content is safe. If you believe that this email is suspicious, please forward to phishing@dc.gov for additional analysis by OCTO Security Operations Center (SOC).

Hi [REDACTED]

Circling back ... Is MPD-DC involved in an internal review of the USCP lieutenant who's still out on administrative leave ?

Thanks,

Paul

On Feb 11, 2021, at 1:19 PM, Press, MPD (MPD) <mpd.press@dc.gov> wrote:

This case remains under active investigation. There is no further information available to provide at this time.

Best,

[REDACTED]
Public Affairs Specialist
Office of Communications (PIO)
Metropolitan Police Department
300 Indiana Avenue, NW
Washington, DC 20001
202.727.4383 (main)
[\[REDACTED\]@dc.gov](mailto:[REDACTED]@dc.gov)
Mpd.dc.gov
[Twitter @DCPoliceDept](https://twitter.com/DCPoliceDept)

We are here to help.

From: Paul Sperry <sperry@sperryfiles.com>
Sent: Thursday, February 11, 2021 12:36 PM
To: Press, MPD (MPD) <mpd.press@dc.gov>
Subject: Re: question from reporter

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Jan 6 shooting death of Ashli Mcentee Babbitt at US Capitol Speaker's Lobby by USCP Special Agent [REDACTED], who has been suspended pending investigation. in determining appropriate use of force, is investigation taking into account [REDACTED]
[REDACTED]

On Feb 11, 2021, at 11:48 AM, Press, MPD (MPD) <mpd.press@dc.gov> wrote:

Do you have any additional information available about the investigation you're referring to? Thank you.

Best,

[REDACTED]
Public Affairs Specialist
Office of Communications (PIO)
Metropolitan Police Department
300 Indiana Avenue, NW
Washington, DC 20001
202.727.4383 (main)
[REDACTED]@dc.gov
Mpdc.dc.gov
[Twitter @DCPoliceDept](https://twitter.com/DCPoliceDept)

We are here to help.

From: Paul Sperry <sperry@sperryfiles.com>
Sent: Thursday, February 11, 2021 11:14 AM
To: Press, MPD (MPD) <mpd.press@dc.gov>
Subject: Re: question from reporter

CAUTION: This email originated from outside of the DC Government. Do not click on links or open attachments unless you recognize the sender and know that the content is safe. If you believe that this email is suspicious, please forward to phishing@dc.gov for additional analysis by OCTO Security Operations Center (SOC).

Morning [REDACTED]

We understand MPD is conducting the use-of-lethal-force shooting investigation involving USCP Special Agent [REDACTED]. We also understand that witnesses have testified to [REDACTED]. Will the investigation take this into account?

Thanks again for your time,

Paul

On Jan 29, 2020, at 8:55 PM, Press, MPD (MPD)
<mpd.press@dc.gov> wrote:

Good Evening-

Report is attached

Sincerely,

██████████
Officer, Public Information Office
Office of Communications
Metropolitan Police Department
300 Indiana Avenue, NW
Washington, DC 20001
202-727-4383 (Office)
██████████@dc.gov
www.mpdc.dc.gov
Twitter: @DCPoliceDept

We are here to help

From: Paul Sperry <sperry@sperryfiles.com>
Sent: Wednesday, January 29, 2020 7:54 PM
To: Press, MPD (MPD) <mpd.press@dc.gov>
Subject: question from reporter

CAUTION: This email originated from outside of the DC Government. Do not click on links or open attachments unless you recognize the sender and know that the content is safe. If you believe that this email is suspicious, please forward to phishing@dc.gov for additional analysis by OCTO Security Operations Center (SOC).

Good Evening PIO,

I am requesting confirmation of a criminal complaint filed with MPD by ██████████ who alleged he was the victim of a vehicle break-in near the White House during which his laptop was stolen. The incident occurred on Jan. 20, 2020. The scene of the theft was 17th and F St.

Thank you in advance for your time and assistance.

Best regards,

Paul Sperry
<https://www.realclearinvestigations.com>

<Event__20012096_Public_Incident_Packet.pdf>

From: Press, MPD (MPD) </O=DC GOVERNMENT/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=MPD.PRESS>
Sent: Friday, May 7, 2021 1:23 PM
To: Knutsen, John (MPD)
Cc: Metzger, Kristen (MPD)
Subject: FW: question from reporter

Good Afternoon Inspector Knutsen,

I'm wondering if you may be able to assist with the below inquiry. Are we involved? Thank you.

Best,

Public Affairs Specialist
Office of Communications (PIO)
Metropolitan Police Department
300 Indiana Avenue, NW
Washington, DC 20001
202.727.4383 (main)
[\[REDACTED\]@dc.gov](mailto: [REDACTED]@dc.gov)
Mpd.dc.gov
[Twitter @DCPoliceDept](https://twitter.com/DCPoliceDept)

We are here to help.

From: [REDACTED] <[REDACTED]@sperryfiles.com>
Sent: Friday, May 7, 2021 10:10 AM
To: Press, MPD (MPD) <mpd.press@dc.gov>
Subject: Re: question from reporter

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Hi [REDACTED]

Circling back ... Is MPD-DC involved in an internal review of the USCP lieutenant who's still out on administrative leave ?

Thanks,

[REDACTED]

On Feb 11, 2021, at 1:19 PM, Press, MPD (MPD) <mpd.press@dc.gov> wrote:

This case remains under active investigation. There is no further information available to provide at this time.

Best,

[REDACTED]
Public Affairs Specialist
Office of Communications (PIO)
Metropolitan Police Department
300 Indiana Avenue, NW
Washington, DC 20001
202.727.4383 (main)
[REDACTED]@dc.gov
Mpd.dc.gov
[Twitter @DCPoliceDept](https://twitter.com/DCPoliceDept)

We are here to help.

From: [REDACTED] <[REDACTED]@sperryfiles.com>
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To: Press, MPD (MPD) <mpd.press@dc.gov>
Subject: Re: question from reporter

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Jan 6 shooting death of Ashli Mcentee Babbitt at US Capitol Speaker's Lobby by USCP Special Agent [REDACTED], who has been suspended pending investigation. in determining appropriate use of force, is investigation taking into account [REDACTED]
[REDACTED]

On Feb 11, 2021, at 11:48 AM, Press, MPD (MPD) <mpd.press@dc.gov> wrote:

Do you have any additional information available about the investigation you're referring to? Thank you.

Best,

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Public Affairs Specialist
Office of Communications (PIO)
Metropolitan Police Department
300 Indiana Avenue, NW
Washington, DC 20001
202.727.4383 (main)

[REDACTED]@dc.gov
Mpdc.dc.gov
[Twitter @DCPoliceDept](https://twitter.com/DCPoliceDept)

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Morning [REDACTED]

We understand MPD is conducting the use-of-lethal-force shooting investigation involving USCP Special Agent [REDACTED]. We also understand that witnesses have testified to [REDACTED]

[REDACTED] Will the investigation take this into account?

Thanks again for your time,

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On Jan 29, 2020, at 8:55 PM, Press, MPD (MPD) <mpd.press@dc.gov> wrote:

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Report is attached

Sincerely,

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Officer, Public Information Office
Office of Communications
Metropolitan Police Department
300 Indiana Avenue, NW
Washington, DC 20001
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[REDACTED]@dc.gov
www.mpd.dc.gov
Twitter: @DCPoliceDept

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Good Evening PIO,

I am requesting confirmation of a criminal complaint filed with MPD by [REDACTED], who alleged he was the victim of a vehicle break-in near the White House during which his laptop was stolen. The incident occurred on Jan. 20, 2020. The scene of the theft was 17th and F St.

Thank you in advance for your time and assistance.

Best regards,

Paul Sperry
<https://www.realclearinvestigations.com>

<Event__20012096_Public_Incident_Packet.pdf>

Best,

[REDACTED]

[REDACTED]

Criminal Research Specialist, Investigative Support Section
Joint Strategic & Tactical Analysis Command Center
Homeland Security Bureau
Metropolitan Police Department
300 Indiana Avenue NW
Washington, DC 20001

[REDACTED] (office)

[REDACTED]@dc.gov<mailto:[REDACTED]@dc.gov>

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For the latest information on the District Government's response to COVID-19 (Coronavirus), please visit coronavirus.dc.gov<<https://coronavirus.dc.gov>>.

01/06/21 1815 hours: The ISS initiated a complete background on the subject, Ashli McEntee-Babbitt (DOB: 10/10/1985 PDID). [REDACTED]

Best,
[REDACTED]

[REDACTED], Investigative Support Section
Joint Strategic & Tactical Analysis Command Center
Homeland Security Bureau
Metropolitan Police Department
300 Indiana Avenue NW
Washington, DC 20001
[REDACTED] (office)
[REDACTED]@dc.gov
We are here to help.

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For the latest information on the District Government's response to COVID-19 (Coronavirus), please visit coronavirus.dc.gov.

For the latest information on the District Government's response to COVID-19 (Coronavirus), please visit coronavirus.dc.gov.

[REDACTED]

From: [REDACTED] (MPD) </O=DC GOVERNMENT/OU=EXTERNAL (FYDIBOHF25SPDLT)/CN=RECIPIENTS/CN=BE30AC0BA2FD4BDCA727A05E85593CA7>
Sent: Wednesday, January 6, 2021 5:58 PM
To: Knutsen, John (MPD)
Subject: Fw: Subject Social Media - Ashli McEntee-Babbitt (DOB: 10/10/85).
Attachments: image007.png; image008.png; image009.png; image019.png; image002.jpg; image004.jpg; image012.jpg; image014.jpg; image016.jpg

[REDACTED]
Detective /Agent
Metropolitan Police Department
Internal Affairs Division
64 New York Avenue, Northeast
Washington, DC 20002

[REDACTED] - Cell

We are here to help.

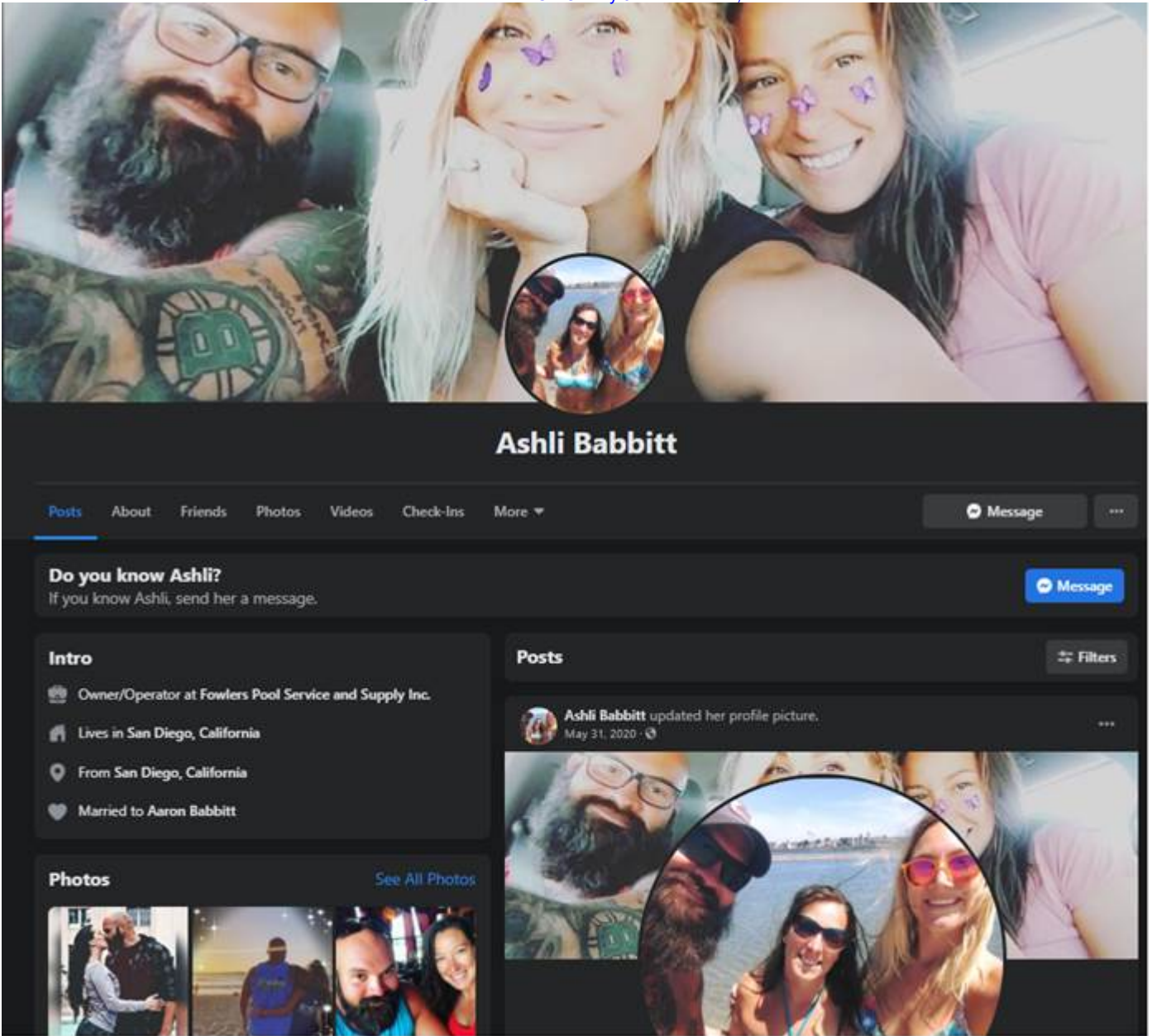
From: [REDACTED] (MPD) <[REDACTED]@dc.gov>
Sent: Wednesday, January 6, 2021 5:47 PM
To: [REDACTED] (MPD) <[REDACTED]@dc.gov>
Cc: MPDCRS <MPDCRS@dc.gov>
Subject: Subject Social Media - Ashli McEntee-Babbitt (DOB: 10/10/85).

Good evening,

Please see below for social media results for Ashli McEntee-Babbitt (DOB: 10/10/85).

[REDACTED] conducted searches based on the parameters available on each site using the subject's name(s), DOB(s), SSN(s), email(s), phone(s) and other various identifiers. The following systems returned results that appear to be relevant: Facebook, Instagram, Twitter, LinkedIn

Facebook: <https://www.facebook.com/ashli.mcentee>



A screenshot of a Facebook profile for Ashli Babbitt. The profile picture is a large photo of a man with a beard and glasses, a woman with purple butterfly face paint, and another woman. Below the profile picture is the name "Ashli Babbitt" and navigation tabs for Posts, About, Friends, Photos, Videos, Check-Ins, and More. There is a "Message" button. Below the navigation is a section "Do you know Ashli?" with a "Message" button. The "Intro" section lists: Owner/Operator at Fowlers Pool Service and Supply Inc., Lives in San Diego, California, From San Diego, California, and Married to Aaron Babbitt. The "Posts" section shows a post from May 31, 2020, with a "Filters" button. Below the posts is a "Photos" section with "See All Photos" and a grid of photos.

Instagram: <https://www.instagram.com/aebbitt/>



aebabbitt

Follow



197 posts

428 followers

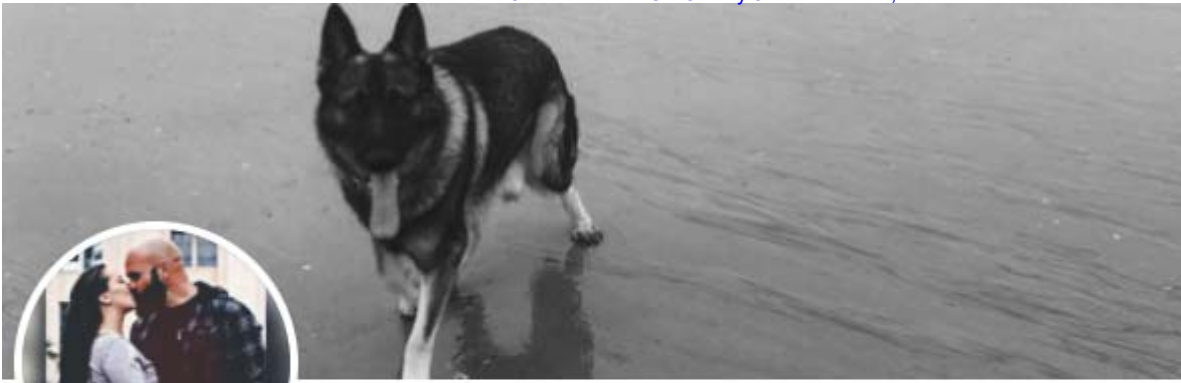
449 following

Ashli Babbitt

This Account is Private

Follow to see their photos and
videos.

Twitter: https://twitter.com/Ashli_Babbitt



Follow

CommonAshSense

@Ashli_Babbitt

#Veteran #AMERICA #Libertarian #2A #KAG- I ❤️ my dude, my 🐱 & above all, my country-🇺🇸🇺🇸 #FREEDOM

📍 United States 📅 Joined October 2016

1,843 Following 1,537 Followers

Not followed by anyone you're following

Tweets

Tweets & replies

Media

Likes

↻ CommonAshSense Retweeted



Lin Wood @LLinWood · 10h



MUST BE DONE LIST before Congress meets today:

1. Mike Pence @vp @Mike_Pence must resign & thereafter be charged with TREASON.
2. Rod Rosenstein @RodRosenstein must be arrested & charged with being accessory to murder & TREASON.
3. Chief Justice John Roberts must RESIGN.

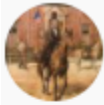
💬 5.2K

↻ 25K

❤️ 61.3K



CommonAshSense Retweeted



Lin Wood @LLinWood · 10h

MUST BE DONE LIST before Congress meets today:

1. Mike Pence @vp @Mike_Pence must resign & thereafter be charged with TREASON.
2. Rod Rosenstein @RodRosenstein must be arrested & charged with being accessory to murder & TREASON.
3. Chief Justice John Roberts must RESIGN.

5.2K 25K 61.3K

CommonAshSense Retweeted



Jack Posobiec @JackPosobiec · Jan 5

So many domestic terrorists!

HarLeigh @nodine_lee · Jan 5

Replying to @JackPosobiec

My flight is the same. All Trump supporters...



111 969 5.8K

 CommonAshSense Retweeted



Donald J. Trump  @realDonaldTrump · Jan 4

...

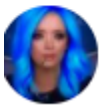
On my way, see you soon!



From **Jenn Pellegrino OAN** 


 16.1K  35.6K  190.2K 

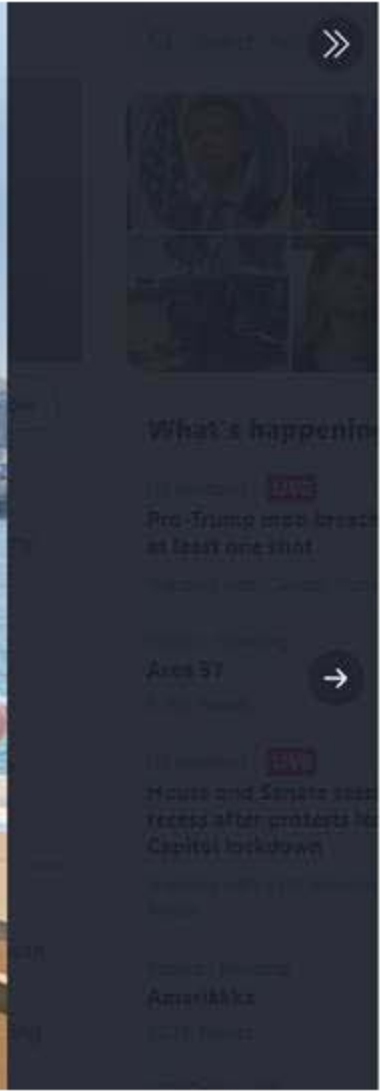
 CommonAshSense Retweeted



sheila @liquidlaugh · Jan 4
167,000 Watching Trump Rally on RSBN

...

 40  262  788 





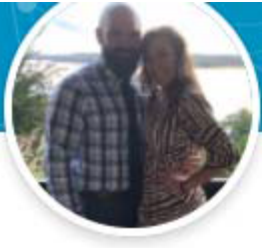
Happi
fellow

#Trum
🇺🇸 🇺🇸
🇺🇸 🇺🇸

12:07 PM



LinkedIn: <https://www.linkedin.com/in/ashli-mcentee-92034a135>



Ashli McEntee

Fowler's Pool Service and Supply Inc.

San Diego, California · 29 connections



Fowler's Pool Service and Sup
Inc.

Join to Connect

Experience



Company Owner

Fowler's Pool Service and Supply Inc.

May 2017 - Present · 3 years 9 months

San Diego, California



Small Business Owner

Fowler's Pool Service & Supply Inc.

May 2017 - Present · 3 years 9 months

San Diego, California

Owner/Operator



Nuclear officer

Exelon Nuclear

CRS Cox conducted searches based on the parameters available on each site using the subject's *name(s)*, *DOB(s)*, *SSN(s)*, *email(s)*, *phone(s)* and other various identifiers. The following systems yielded negative or unrelated results: Google, YouTube

Best,
Lexi

Please contact the Investigative Support Section at 202-727-0559 or mpdcrs@dc.gov if you have any questions or concerns.

[REDACTED], Investigative Support Section
Joint Strategic & Tactical Analysis Command Center
Homeland Security Bureau
Metropolitan Police Department
300 Indiana Avenue NW
Washington, DC 20001
[REDACTED] (office)
[REDACTED]@dc.gov

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For the latest information on the District Government's response to COVID-19 (Coronavirus), please visit coronavirus.dc.gov.

From: Contee, Robert (MPD) </O=DC GOVERNMENT/OU=EXTERNAL (FYDIBOHF25SPDLT)/CN=RECIPIENTS/CN=9C29BFA7A280441CB1AAFFFEAAED056D>
Sent: Friday, January 8, 2021 12:15 PM
To: [REDACTED]
Subject: RE: Thank you

Thank you so much Chief. We have a lot of work to do.

From: [REDACTED] <[REDACTED]@wmata.com>
Sent: Friday, January 8, 2021 6:43 AM
To: Contee, Robert (MPD) <Robert.Contee@dc.gov>; Carroll, Jeffery W. (MPD) <Jeffery.Carroll@dc.gov>; Rivera, Guillermo (MPD) <guillermo.rivera@dc.gov>; Glover, Robert (MPD) <robert.glover@dc.gov>; Parsons, Leslie (MPD) <leslie.parsons@dc.gov>
Subject: Thank you

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Chief, wanted to thank you guys for how you and the MPD handled the riot at the Capitol on Wednesday from quelling the riot to handling the criminal investigations, on behalf of the retired MPD members listed below, we are very grateful and proud of you guys.

From: [REDACTED] <[REDACTED]@gmail.com>
Sent: Friday, January 8, 2021 6:23 AM
To: [REDACTED] <[REDACTED]@gmail.com>; [REDACTED] <[REDACTED]@comcast.net>; [REDACTED] <[REDACTED]@gmail.com>; [REDACTED] <[REDACTED]@wmata.com>; [REDACTED] <[REDACTED]@gmail.com>; [REDACTED] <[REDACTED]@wmata.com>; [REDACTED] <[REDACTED]@juno.com>; [REDACTED] <[REDACTED]@gmail.com>; [REDACTED] <[REDACTED]@hotmail.com>; [REDACTED] <[REDACTED]@aol.com>; [REDACTED] <[REDACTED]@hotmail.com>; [REDACTED] <[REDACTED]@hotmail.com>; [REDACTED] <[REDACTED]@hotmail.com>; [REDACTED] <[REDACTED]@gmail.com>; [REDACTED] <[REDACTED]@hotmail.com>; [REDACTED] <[REDACTED]@gmail.com>; [REDACTED] <[REDACTED]@yahoo.com>; [REDACTED] <[REDACTED]@gmail.com>; [REDACTED] <[REDACTED]@icloud.com>; [REDACTED] <[REDACTED]@outlook.com>; [REDACTED] <[REDACTED]@usdoj.gov>; [REDACTED] <[REDACTED]@usdoj.gov>; [REDACTED] <[REDACTED]@aol.com>; [REDACTED] <[REDACTED]@si.edu>
Subject: <External>Fwd: WASH POST - How the U.S. Capitol Police were overrun in a 'monumental' security failure

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and have verified the authenticity of the message.

How the U.S. Capitol Police were overrun in a 'monumental' security failure

By
[Peter Hermann](#),

Carol D. Leonnig,
Aaron C. Davis and
David A. Fahrenthold
Jan. 8, 2021 at 12:15 a.m. EST

Add to list

Inside the U.S. Capitol, the rioters were in charge.

Trump supporters were roaming freely, carrying off furniture. Capitol Police had not asked other law enforcement agencies for help until their building was surrounded by a mob seeking to overturn the election results. Now, their officers were exhausted and injured. Their chief was down the street, in the department command center, and a police commander on the scene was pacing in a circle. Top congressional leaders, hidden in secure rooms, were calling the governors of Maryland and Virginia directly to plead for help.

At last, reinforcements arrived: D.C. police officers, who wear an image of the Capitol building on their department's official patch, but rarely enter the building itself.

"What we did do was restore democracy for all of America," D.C. Police Chief Robert Contee III said.

On Thursday, a day after hundreds of President Trump's supporters [stormed and ransacked the Capitol](#), lawmakers and police officials were still trying to understand the cascade of failures that caused the Capitol Police force — a city-size police department focused on a single complex — to let that building fall.

Those failures began days before the attack, when law enforcement agencies across Washington failed to prepare for an assault on the Capitol — even as Trump supporters openly plotted one online. They were compounded by the slow response on the day of the siege, when Capitol Police and other federal agencies did not head off a mass of Trump supporters who descended on the Capitol, egged on by the president himself, and command within the complex broke down.

"How could they fail so miserably? [The mob] could have blown the building up. They could have killed us all," said Sen. Lindsey O. Graham (R-S.C.), a longtime Trump ally.

No lawmakers were hurt. But four people died during the Capitol breach, including one woman who was fatally shot by police as she tried to break through to a room next to the House chamber.

Late on Thursday, a Capitol Police officer died of injuries he sustained in the attack. Officer Brian D. Sicknick, a 12-year veteran on the force, was "injured while physically engaging with protesters," the department said in a statement, and collapsed after returning to his division headquarters before dying at a local hospital.

The recriminations were swift. On Thursday, three of Congress's top security officials — Capitol Police Chief Steven A. Sund, House Sergeant at Arms Paul D. Irving and Senate Sergeant at Arms Michael C. Stenger — had resigned or were set to.

Neither Irving nor Stenger, both Secret Service veterans, or Sund, who was previously a top District police official, responded to requests for comment.

Before the news broke Thursday that [he will resign on Jan. 16](#), Sund said in a statement that the Capitol Police had prepared a "robust plan" for Wednesday.

But, Sund said, they had readied for a demonstration — and instead were confronted with "criminal riotous behavior."

On Thursday, D.C. officials said that their department had brought order out of chaos — a striking reversal of roles for the federal government and the city that surrounds it. City officials — who have sometimes been treated with condescension by federal leaders — said they had saved the building when the feds had failed.

"There was no intelligence that suggested there would be a breach of the U.S. Capitol," Contee said Thursday.

But law enforcement experts said they were stunned that the Capitol had been left so undefended, noting several factors that contributed to the mayhem.

While District police, major federal law enforcement agencies and neighboring police departments have agreements to assist each other in cases of emergencies, the Capitol Police did not make early requests for mutual aid with the D.C. National Guard or D.C. police, according to people familiar with the situation who spoke on the condition of anonymity to describe security preparations.

And unlike other major government events like inaugurations, there was no large-scale frozen security zone around the building, and Justice Department officials did not create a multiagency command center. Instead, both federal law enforcement agencies and National Guard troops kept a low profile,

scarred by criticism of their involvement in the response to protests after the death of [George Floyd](#) last summer.

And there appeared to be minimal efforts to build a secure perimeter around the Capitol. It wasn't until Thursday morning that fencing went up around the complex.

"The police should have defined a hard line and there should have been consequences for crossing it," said Frank Larkin, former Senate sergeant at arms who has planned for many security threats to the Capitol. "The fight should have been outside. Not inside. To have that confrontation at the door, that was a losing formula."

There had been signs that Wednesday's protests could turn violent. Pro-Trump Internet forums had been full of posts promising violence. Trump had cast Congress — which was about to formalize his defeat in the 2020 election — as the target.

So why would an attack against Congress be out of the question?

"You didn't need intelligence. You just needed to read the newspaper," said Michael Chertoff, who served as Homeland Security secretary from 2005 to 2009 under President George W. Bush. "They were advertising, 'Let's go wild. Bring your guns.' You don't need to have an FBI investigation. You just need to be able to be able to read."

Dozens arrested after mob storms Capitol; officials vow that more will be charged

When Wednesday arrived, Washington looked very different than it had during the Floyd protests last summer, when officers in riot gear filled the streets and then-Attorney General William P. Barr supervised from a Justice Department command center. That reaction was criticized as excessive, but it followed some key police precepts. Create a security zone with heavy fencing, and come down hard on anyone who tries to enter. Build multiple lines of defense, so a breach of one line doesn't start a rout. And keep a clear chain of command.

At the Capitol on Wednesday, by contrast, the grounds were guarded in some places only by low pieces of fencing and officers in street uniforms.

About 1 p.m., with crowds gathering outside the building, Sund requested help from D.C. police, according to people familiar with the appeal. D.C. police sent reinforcements to the outside of the building. It wasn't enough.

When the first attackers arrived, according to videos taken by witnesses, they picked up the fences, hit the officers with them, and kept going. Police officers simply ran with them, routed already.

Some officers ran toward the main entry doors at the top of a series of stairs, trying unsuccessfully to block a rush of protesters who breached the fallen barricades below. Some stood exhausted from battling the group's repeated assaults and efforts to attack them with pipes and bike racks.

By 1:50 p.m., video appeared on Facebook of protesters pushing against barricades on the north side of the Capitol. By 1:58 p.m., the crowd was pushing a barricade out of the way, leaving a gaping hole for protesters to flood toward the complex. Within minutes, protesters were on the steps, and by 2:15 p.m., 26 minutes after the riot started, the mob breached the building.

In a short period, Capitol Police officers were overrun. For a time, the head of the Capitol Police union said Thursday, they had to choose between protecting their building and getting members of Congress, staff and reporters out of it.

"Once the breach of the Capitol building was inevitable, we prioritized lives over property, leading people to safety," Gus Papathanasiou, head of the Capitol Police union, said in a statement. He said the union wanted Sund and his entire command staff to resign. "This lack of planning led to the greatest breach of the U.S. Capitol since the War of 1812," when British forces burned the Capitol, Papathanasiou said.

Houston Police Chief Art Acevedo, president of the Major Cities Chiefs Association, said he worried that the lack of preparedness was rooted in police's perception of the crowd. He said officers might have seen a largely White group as inherently less hostile.

"They see Black Lives Matter and go 'Oh my God, we've got to be ready.' But, hey, these people have their blue lives matter flags all over the place," which made them seem pro-police, Acevedo said. "And that bias and that false sense of security bit them. And it bit them in a historical fashion yesterday."

"It is a monumental failure," Acevedo said of the response.

Inside the Capitol, it seemed like no help was coming. The mob roamed freely in many cases, [ransacking offices and destroying furniture](#).

By early Wednesday afternoon, Sund made an urgent plea for backup from the D.C. National Guard during a call with top Pentagon and city officials,

according to officials familiar with the call. But [Defense officials balked](#), concerns about the “optics” of soldiers inside the Capitol building, two District officials said.

Photos: The damage and destruction at the U.S. Capitol

During the melee, Maryland Gov. Larry Hogan (R) said he got a call from House Majority Leader Steny H. Hoyer (D-Md.), who was in a secure location under police protection.

“I was actually on the phone with Leader Hoyer who was pleading with us to send the Guard,” Hogan said Thursday.

But the governor said he was initially stymied: Maj. Gen. Timothy Gowen, the adjutant general of the Maryland National Guard, was repeatedly rebuffed by the Defense Department.

Hoyer “was yelling across the room to [Senate Minority Leader Charles E.] Schumer and they were back and forth saying, we do have the authorization and I’m saying, ‘I’m telling you we do not have the authorization,’ ” Hogan recalled. It wasn’t until about 90 minutes later that the secretary of the Army called asking the Maryland guardsmen to “come as soon as possible,” the governor said.

Virginia Gov. Ralph Northam (D) said he also got a call on his cellphone Wednesday.

“It showed up, ‘Nancy Pelosi,’ ” he said, recalling his surprise. “She was really concerned. She said they needed help and I assured her that we had deployed the Guard and we’d sent the Virginia State Police. She said, ‘Ralph, there’s glass being broken around me. I’ve heard there’s been gunfire. We’re just very, very concerned right now.’ ”

Northam said he mobilized Virginia National Guard units. They did not arrive at the Capitol until Thursday morning, long after the breach was over. Virginia also sent state police troopers, who arrived earlier.

At a news conference Thursday, Army Secretary Ryan McCarthy, who along with the acting defense secretary was commanding the D.C. Guard on the president’s behalf, defended the Pentagon’s handling of the requests for backup from the Capitol Police and congressional lawmakers. He said a contingent of guardsmen already deployed were taken off their traffic posts, moved back to the armory to put on riot gear and then sent back to Capitol within two hours after a request for additional assistance was made. (Defense officials later activated the full D.C. Guard.)

Inside the Capitol, police who had lost control of the building sought to defend smaller and smaller pockets — like the House chamber itself. Inside the Speaker's Lobby — an ornate antechamber that opens onto the House floor — police had barricaded the door with chairs and furniture.

The rioters broke a window, and a California woman named Ashli Babbitt sought to climb through. Officers shouted at her to stop. Behind her, in the chaos, were other Capitol Police officers in tactical gear and some Hill staff. Then, from inside the lobby, a plainclothes Capitol Police stepped out from a protected corner and fired his pistol at Babbitt. The bullet hit her in the neck, and Babbitt fell back through the hole, onto the ground.

Capitol Police had been warned that some in the mob surrounding the Capitol were surreptitiously carrying firearms. Babbitt, two law enforcement officials said, was unarmed. She died later. Three other people died during the protests, one of a stroke and the other two of unspecified medical emergencies.

Eva Malecki, a spokeswoman for the U.S. Capitol Police, declined to answer questions about the shooting. The incident is being investigated by the D.C. Metropolitan Police internal affairs division, which has jurisdiction to investigate all officer-related shootings that occur in the District.

After rioters were already inside the building, **the D.C. police reinforcements, led by a D.C. police officer, Inspector Robert Glover, began to take charge inside the Capitol itself.**

To start, he sent a contingent of Capitol Police and D.C. officers to retake the Capitol's famed Statuary Hall — which one officer said was "like a mosh pit" full of shoving rioters. Then he sent officers to make a floor-by-floor search, corralling rioters and escorting them out.

"If it wasn't for Inspector Glover, we would have probably lost both chambers to looting and had a complete overtaking of the building," the officer on the scene said. The officer spoke on the condition of anonymity because he is not allowed to speak to the news media.

Gradually, other federal law enforcement officers and National Guardsmen also began to arrive. The Capitol was cleared and the Senate and House sessions resumed about 7 p.m.

On Thursday, lawmakers said they would investigate how the Capitol Police failed — and why it took so long for others, including the Pentagon, to send reinforcements.

"These are taxpayer dollars that are being used to pay these officers and to fund the United States military," said Sen. Chris Murphy (D-Conn.), noting that three officials in the line of presidential succession — Vice President Pence, Pelosi and Senate President Pro Tempore Charles E. Grassley (R-Iowa) — were all inside the Capitol when it was breached. "Taxpayers deserve to know why we were unable to defend the capitol from attack, why it took only an hour for a handful of ragamuffin, half-armed protesters to enter the building and pose a grave threat to the continuity of democracy."

Rep. Tim Ryan (D-Ohio), who leads the House committee that controls appropriations for Capitol Police said in a news conference that the more he learned, the more he had become "livid" about the failure of police planning, intel-gathering and federal command and control around the protest. He said he anticipated an investigation in the vein of those Congress launched in the wake of the terrorist attacks of Sept. 11, 2001.

The attacks on Wednesday, Ryan said, had "broken the veil of protection" around one of the shrines of American democracy.

"We are never going to look at the Capitol the same way again," Ryan said.

For the latest information on the District Government's response to COVID-19 (Coronavirus), please visit coronavirus.dc.gov.

[REDACTED]

From: [REDACTED] <[REDACTED]@yahoo.com>
Sent: Thursday, January 7, 2021 10:47 PM
To: PIO@uscg.gov; Recruiting@uscg.gov; OPR@uscg.gov; OIG@uscg.gov; mpd@dc.gov; MPD.Press@dc.gov; Procurement@uscg.gov; AskUSCP@uscg.gov
Cc: [REDACTED]; [REDACTED]; robert.contee@dc.gov; eom@dc.gov; [REDACTED]@gmail.com; [REDACTED]@yahoo.com; [REDACTED]@yahoo.com; [REDACTED]@gmail.com; [REDACTED]@gmail.com; a[REDACTED]@gmail.com; [REDACTED]@gmail.com; [REDACTED]@yahoo.com; ocme@dc.gov; ocme.records@dc.gov
Subject: Re: The murder of Ashli Babbitt inside the Capitol Bldg.
Attachments: Ashli Babbitt-f.jpg; Ashli Babbitt-g.jpg; Ashli Babbitt-h.jpg; Ashli Babbitt-i.jpg; Ashli Babbitt-o.jpg; Ashli Babbitt-e.jpg; Ashli Babbitt-b.jpg

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You murdered Ashli Elizabeth Babbitt!!

Ad Inexplorata..

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[@yahoo.com](#)

On Thursday, January 7, 2021, 11:04:19 AM PST, [REDACTED] <[REDACTED]@yahoo.com> wrote:

Jan 7, 2021

Chief Steven Sund,
Ashli Elizabeth Babbitt's body is lying in repose in a mortuary cooler at the Office of the Chief Medical Examiner, hence, will you coordinate with the staff to contact Ashli's family in San Diego??

Ad Inexplorata..

[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
[@yahoo.com](#)

On Wednesday, January 6, 2021, 09:16:56 PM PST, [REDACTED] <[REDACTED]@yahoo.com> wrote:

RIP, Ashli Elizabeth Babbitt. We will carry on the fight for freedom, Ashli!!

Ad Inexplorata..

[REDACTED]
[REDACTED]
[REDACTED]
[@yahoo.com](#)

On Wednesday, January 6, 2021, 08:15:21 PM PST, [REDACTED] <[REDACTED]@yahoo.com> wrote:

Jan 6, 2021

Steven A. Lund, Chief of Capitol Police
United States Capitol Police

Paul D. Irving, Sergeant at Arms.
U.S. House of Representatives

Michael C. Stenger, Sergeant at Arms and Doorkeeper.
U.S. Senate

J. Brett Blanton, Architect of the Capitol.

Chief of Police Robert J. Contee, Metropolitan Police Department.

Mayor Muriel Bowser, District of Columbia.

Dear Chief Lund, Sergeant at Arms Irving, Sergeant at Arms and Doorkeeper Stenger, Architect of the Capitol Blanton, Chief Police Contee, and Mayor Bowser:

The murder of combat veteran Ashley Babbitt (San Diego, CA) inside the Capitol Building is unacceptable. I sure hope you will reach out to her husband to apologize for the homicide and offer

to pay for Ashli's remains to be transported back to San Diego, as well as 100% funding of Ashli's burial expenses.

Ad Inexplorata..

[REDACTED]

[@yahoo.com](#)

[REDACTED]

From: MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@dcgovict.onmicrosoft.com
on behalf of [REDACTED]

Sent: Thursday, January 7, 2021 2:08 PM

To: PIO@uscg.gov; Recruiting@uscg.gov; OPR@uscg.gov; OIG@uscg.gov; mpd@dc.gov;
MPD.Press@dc.gov; Procurement@uscg.gov; AskUSCP@uscg.gov

Cc: [REDACTED]; [REDACTED]; robert.contee@dc.gov;
eom@dc.gov; [REDACTED]@gmail.com; [REDACTED]@yahoo.com; [REDACTED]@yahoo.com;
[REDACTED]@gmail.com; [REDACTED]@gmail.com; [REDACTED]@gmail.com; [REDACTED]@gmail.com;
[REDACTED]@gmail.com; [REDACTED]@yahoo.com; ocme@dc.gov; ocme.records@dc.gov

Subject: Re: The murder of Ashli Babbitt inside the Capitol Bldg.

Attachments: Re: The murder of Ashli Babbitt inside the Capitol Bldg.

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Sender: [REDACTED]@yahoo.com
Subject: Re: The murder of Ashli Babbitt inside the Capitol Bldg.
Message-Id: <54732672.5051078.1610046259384@mail.yahoo.com>
Recipient: ocme.records@dc.gov

[REDACTED]

From: [REDACTED] <[REDACTED]@yahoo.com>
Sent: Thursday, January 7, 2021 2:04 PM
To: PIO@uscg.gov; Recruiting@uscg.gov; OPR@uscg.gov; OIG@uscg.gov; mpd@dc.gov; MPD.Press@dc.gov; Procurement@uscg.gov; AskUSCP@uscg.gov
Cc: [REDACTED]; [REDACTED]; [REDACTED]; robert.contee@dc.gov; eom@dc.gov; [REDACTED]@gmail.com; [REDACTED]@yahoo.com; [REDACTED]@yahoo.com; [REDACTED]@gmail.com; [REDACTED]@gmail.com; [REDACTED]@gmail.com; [REDACTED]@gmail.com; [REDACTED]@yahoo.com; ocme@dc.gov; ocme.records@dc.gov
Subject: Re: The murder of Ashli Babbitt inside the Capitol Bldg.
Attachments: Ashli Babbitt-f.jpg

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Jan 7, 2021

Chief Steven Sund,

Ashli Elizabeth Babbitt's body is lying in repose in a mortuary cooler at the Office of the Chief Medical Examiner, hence, will you coordinate with the staff to contact Ashli's family in San Diego??

Ad Inexplorata..

[REDACTED]

[REDACTED]

[REDACTED]@yahoo.com

On Wednesday, January 6, 2021, 09:16:56 PM PST, [REDACTED] <[REDACTED]@yahoo.com> wrote:

RIP, Ashli Elizabeth Babbitt. We will carry on the fight for freedom, Ashli!!

Ad Inexplorata..

[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
[@yahoo.com](#)

On Wednesday, January 6, 2021, 08:15:21 PM PST, [REDACTED] <[REDACTED]@yahoo.com> wrote:

Jan 6, 2021

Steven A. Lund, Chief of Capitol Police
United States Capitol Police

Paul D. Irving, Sergeant at Arms.
U.S. House of Representatives

Michael C. Stenger, Sergeant at Arms and Doorkeeper.
U.S. Senate

J. Brett Blanton, Architect of the Capitol.

Chief of Police Robert J. Contee, Metropolitan Police Department.

Mayor Muriel Bowser, District of Columbia.

Dear Chief Lund, Sergeant at Arms Irving, Sergeant at Arms and Doorkeeper Stenger, Architect of the Capitol Blanton, Chief Police Contee, and Mayor Bowser:

The murder of combat veteran Ashley Babbitt (San Diego, CA) inside the Capitol Building is unacceptable. I sure hope you will reach out to her husband to apologize for the homicide and offer to pay for Ashli's remains to be transported back to San Diego, as well as 100% funding of Ashli's burial expenses.

Ad Inexplorata..

[REDACTED]
[REDACTED]
[REDACTED]
[@yahoo.com](#)

From: [REDACTED] <[REDACTED]@yahoo.com>
Sent: Thursday, January 7, 2021 12:17 AM
To: PIO@uscg.gov; Recruiting@uscg.gov; OPR@uscg.gov; OIG@uscg.gov; mpd@dc.gov; MPD.Press@dc.gov; Procurement@uscg.gov; AskUSCP@uscg.gov
Cc: [REDACTED]; [REDACTED]; [REDACTED]; robert.contee@dc.gov; [REDACTED]@dc.gov; [REDACTED]@gmail.com; [REDACTED]@yahoo.com; [REDACTED]@yahoo.com; [REDACTED]@gmail.com; [REDACTED]@gmail.com; [REDACTED]@gmail.com; [REDACTED]@gmail.com; [REDACTED]@yahoo.com
Subject: Re: The murder of Ashli Babbitt inside the Capitol Bldg.
Attachments: Ashli Babbitt-a.jpg; Ashli Babbitt-b.jpg; Ashli Babbitt-c.jpg; Ashli Babbitt-d.jpg; Ashli Babbitt-e.jpg; Ashli Babbitt-f.jpg; Ashli Babbitt-g.jpg; Ashli Babbitt-h.jpg; Ashli Babbitt-i.jpg

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Ad Inexplorata..

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[\[REDACTED\]@yahoo.com](mailto:[REDACTED]@yahoo.com)

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Sent: Wednesday, January 6, 2021 11:15 PM
To: PIO@uscg.gov; Recruiting@uscg.gov; OPR@uscg.gov; OIG@uscg.gov; mpd@dc.gov; MPD.Press@dc.gov; Procurement@uscg.gov; AskUSCP@uscg.gov
Cc: [REDACTED]; [REDACTED]; [REDACTED]; robert.contee@dc.gov; eom@dc.gov; [REDACTED]@gmail.com; [REDACTED]@yahoo.com; [REDACTED]@yahoo.com; [REDACTED]@gmail.com; [REDACTED]@gmail.com; [REDACTED]@gmail.com; [REDACTED]@gmail.com; [REDACTED]@gmail.com; uscp006@yahoo.com
Subject: The murder of Ashli Babbitt inside the Capitol Bldg.

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Ad Inexplorata..

[REDACTED]

 [@yahoo.com](#)

From: Police Top Stories <PoliceTopStories@bobitenews.com>
Sent: Saturday, February 6, 2021 11:05 AM
To: robert.contee@dc.gov
Subject: Top 5 News & Articles of the Week

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TOP NEWS

Gunman Watched FBI Agents Approach Using Doorbell Camera, Then Opened Fire Through Door

Two veteran FBI agents were killed and three others wounded Tuesday morning around 6 a.m. when a gunman opened fire as the agents attempted to serve a search warrant at an apartment in Sunrise, FL, as part of a child-pornography probe.

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Ice Cream Makers Launch Campaign to Make It Easier to Sue Police

“We are now united in a coalition that is resolved to end this get-out-of-jail free card for bad cops,” Ben Cohen told reporters during the briefing. “It is now time to shift from protest to policy.”

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2 Atlanta Officers Fired During Summer Unrest Reinstated

“Lawful use of force is never going to look good on video,” the officers’ lawyer Lance LoRusso said. “You have to be trained to understand why the officers were doing what they were doing. There was a clear rush to judgement.”

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CA Lawmakers Want Sheriffs with No Police Experience

“Sheriff is one of the most powerful elected offices,” said state Senator Scott Wiener, who sponsored the bill, which was introduced Thursday. “For 139 years, from 1850 to 1989, anyone could run for sheriff and the people could select who they wanted to hold this very powerful and impactful position.”

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3 Minneapolis Council Members Propose Replacing Police with Public Safety Department

Three Minneapolis City Council members introduced a proposal Thursday that would disband the city's police department and replace it with a new Department of Public Safety, while still keeping officers in the city.

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Suspect Killed when Citizens, Officer Open Fire at Vegas Gun Range After Officer Stabbed

Police say the man was causing a disturbance inside The Range 702 and was asked to leave the business.

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TX Sergeant Critically Wounded in Shooting, Suspects at Large

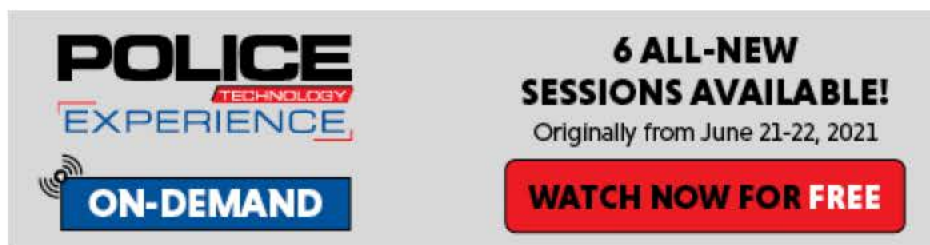
Sgt. Joey Sepulveda was investigating some suspicious people who may have been burglarizing vehicles in the parking lot of a local apartment complex when he was shot, Bexar County Sheriff Javier Salazar said.

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New Mexico State Trooper Killed at Traffic Stop, Suspect Fatally Shot After Long Pursuit

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MS Deputy Shot and Killed Responding to Suicide Call

The slain deputy, Lt. Michael Boutte, was shot trying to get out of his vehicle, Sheriff Ricky Adam told local media. The suspect then fired at a second responding deputy who returned fire and wounded the suspect, Adam said.

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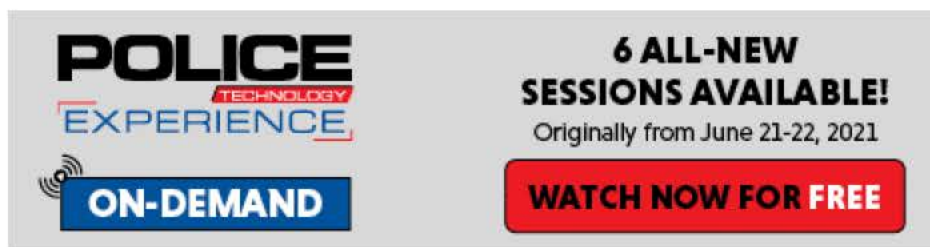
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Sent: Thursday, January 7, 2021 1:48 AM
To: [REDACTED] (MPD)
Subject: FW: UPDATED PD120
Attachments: Cobalt report [REDACTED].pdf

[REDACTED] Homicide Branch
Investigative Services Bureau
Metropolitan Police Department
101 M Street SW
Washington, DC 20024
202-645-9600 (Main)
[REDACTED] (Desk)
[REDACTED] (Cell)
[REDACTED] dc.gov

We Are Here to Help.

From: [REDACTED] (MPD) <[REDACTED]@dc.gov>
Sent: Thursday, January 7, 2021 12:56 AM
To: [REDACTED] (MPD) <[REDACTED]@dc.gov>
Subject: Fwd: UPDATED PD120

From: [REDACTED] (MPD) <[REDACTED]@dc.gov>
Sent: Thursday, January 7, 2021 12:54:52 AM
To: [REDACTED] (MPD) <[REDACTED]@dc.gov>; [REDACTED] (MPD) <[REDACTED]@dc.gov>
Cc: [REDACTED] (MPD) <[REDACTED]@dc.gov>
Subject: RE: UPDATED PD120

Attached is the approved cobalt incident for death report. We have detailed the portion of office involved shooting in the internal narrative. I will be attending the autopsy later this morning.

From: [REDACTED] (MPD) <[REDACTED]@dc.gov>
Sent: Wednesday, January 6, 2021 11:09 PM
To: Investigations OCME <Investigations.OCME@dc.gov>
Cc: [REDACTED] (OCME) <[REDACTED]@dc.gov>; [REDACTED] (MPD) <[REDACTED]@dc.gov>
Subject: UPDATED PD120

NOK notified

See attached

[REDACTED]
Detective, Homicide Branch
Investigative Services Bureau
Criminal Investigations Division
Homicide Branch
101 M St. SW,
Washington, D.C. 20024
[REDACTED] (Cell)
202-645-9600 (Main)
[REDACTED] (Desk)
[REDACTED]@dc.gov

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From: [REDACTED] (MPD) </O=DC GOVERNMENT/OU=EXTERNAL (FYDIBOHF25SPDLT)/CN=RECIPIENTS/CN=DAC5AA5C308245BCB380E40DC9F66534>
Sent: Thursday, January 7, 2021 1:02 AM
To: Commander, 3DWatch (MPD)
Subject: Fwd: UPDATED PD120
Attachments: Cobalt report_[REDACTED].pdf

[REDACTED] Homicide Branch
Investigative Services Bureau
101 M Street SW
Washington, DC 20024
202-645-9600 (Main)
[REDACTED] (Desk)
[REDACTED] (Cell)
[REDACTED]@dc.gov

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Begin forwarded message:

From: "[REDACTED] (MPD)" <[REDACTED]@dc.gov>
Date: January 7, 2021 at 00:55:41 EST
To: "[REDACTED] (MPD)" <[REDACTED]@dc.gov>
Subject: Fwd: UPDATED PD120

From: [REDACTED] (MPD) <[REDACTED]@dc.gov>
Sent: Thursday, January 7, 2021 12:54:52 AM
To: [REDACTED] (MPD) <[REDACTED]@dc.gov>; [REDACTED] (MPD) <[REDACTED]@dc.gov>
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[REDACTED] (Desk)
[REDACTED] [@dc.gov](mailto:[REDACTED]@dc.gov)

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[REDACTED]

From: [REDACTED] (MPD) </O=DC GOVERNMENT/OU=EXTERNAL (FYDIBOHF25SPDLT)/CN=RECIPIENTS/CN=D054D9201F7346329863524534FBC807>
Sent: Thursday, January 7, 2021 12:56 AM
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[REDACTED]

From: [REDACTED] (MPD) </O=DC GOVERNMENT/OU=EXTERNAL (FYDIBOHF25SPDLT)/CN=RECIPIENTS/CN=E9E8550503FE48AADED59F01E7BF2B7>
Sent: Thursday, January 7, 2021 12:55 AM
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[REDACTED]

From: [REDACTED] (MPD) </O=DC GOVERNMENT/OU=EXTERNAL (FYDIBOHF25SPDLT)/CN=RECIPIENTS/CN=4E2512ABBB974AC0B7014183ECF436E3>
Sent: Friday, January 8, 2021 12:46 PM
To: Carroll, Jeffery W. (MPD)
Subject: Re: Wa apo Article

Wow

[REDACTED]

On Jan 8, 2021, at 10:43 AM, Carroll, Jeffery W. (MPD) <Jeffery.Carroll@dc.gov> wrote:

Jeffery W. Carroll
Assistant Chief of Police
Metropolitan Police Department
Homeland Security Bureau
[300 Indiana Avenue, NW #5050](#)
[Washington, DC 20001](#)
Cell Phone [REDACTED]
jeffery.carroll@dc.gov

"We are here to help"

How the U.S. Capitol Police were overrun in a 'monumental' security failure

By

[Peter Hermann,](#)

[Carol D. Leonnig,](#)

[Aaron C. Davis](#) and

[David A. Fahrenthold](#)

Jan. 8, 2021 at 12:15 a.m. EST

[Add to list](#)

Inside the U.S. Capitol, the rioters were in charge.

Trump supporters were roaming freely, carrying off furniture. Capitol Police had not asked other law enforcement agencies for help until their building was surrounded by a mob seeking to overturn the election results. Now, their officers were exhausted and injured. Their chief was down the street, in the department command center, and a police commander on the scene was pacing in a circle. Top congressional leaders, hidden in secure rooms, were calling the governors of Maryland and Virginia directly to plead for help.

At last, reinforcements arrived: D.C. police officers, who wear an image of the Capitol building on their department's official patch, but rarely enter the building itself.

"What we did do was restore democracy for all of America," D.C. Police Chief Robert Contee III said.

On Thursday, a day after hundreds of President Trump's supporters [stormed and ransacked the Capitol](#), lawmakers and police officials were still trying to understand the cascade of failures that caused the Capitol Police force — a city-size police department focused on a single complex — to let that building fall.

Those failures began days before the attack, when law enforcement agencies across Washington failed to prepare for an assault on the Capitol — even as Trump supporters openly plotted one online. They were compounded by the slow response on the day of the siege, when Capitol Police and other federal agencies did not head off a mass of Trump supporters who descended on the Capitol, egged on by the president himself, and command within the complex broke down.

"How could they fail so miserably? [The mob] could have blown the building up. They could have killed us all," said Sen. Lindsey O. Graham (R-S.C.), a longtime Trump ally.

No lawmakers were hurt. But four people died during the Capitol breach, including one woman who was fatally shot by police as she tried to break through to a room next to the House chamber.

Late on Thursday, a Capitol Police officer died of injuries he sustained in the attack. Officer Brian D. Sicknick, a 12-year veteran on the force, was "injured while physically engaging with protesters," the department said in a statement, and collapsed after returning to his division headquarters before dying at a local hospital.

The recriminations were swift. On Thursday, three of Congress's top security officials — Capitol Police Chief Steven A. Sund, House Sergeant at Arms Paul D. Irving and Senate Sergeant at Arms Michael C. Stenger — had resigned or were set to.

Neither Irving nor Stenger, both Secret Service veterans, or Sund, who was previously a top District police official, responded to requests for comment.

Before the news broke Thursday that [he will resign on Jan. 16](#), Sund said in a statement that the Capitol Police had prepared a "robust plan" for Wednesday.

But, Sund said, they had readied for a demonstration — and instead were confronted with "criminal riotous behavior."

On Thursday, D.C. officials said that their department had brought order out of chaos — a striking reversal of roles for the federal government and the city that surrounds it. City officials — who have sometimes been treated with condescension by federal leaders — said they had saved the building when the feds had failed.

"There was no intelligence that suggested there would be a breach of the U.S. Capitol," Contee said Thursday. But law enforcement experts said they were stunned that the Capitol had been left so undefended, noting several factors that contributed to the mayhem.

While District police, major federal law enforcement agencies and neighboring police departments have agreements to assist each other in cases of emergencies, the Capitol Police did not make early requests for mutual

aid with the D.C. National Guard or D.C. police, according to people familiar with the situation who spoke on the condition of anonymity to describe security preparations.

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By early Wednesday afternoon, Sund made an urgent plea for backup from the D.C. National Guard during a call with top Pentagon and city officials, according to officials familiar with the call. But [Defense officials balked](#), concerns about the "optics" of soldiers inside the Capitol building, two District officials said.

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"It showed up, 'Nancy Pelosi,' " he said, recalling his surprise. "She was really concerned. She said they needed help and I assured her that we had deployed the Guard and we'd sent the Virginia State Police. She said, 'Ralph, there's glass being broken around me. I've heard there's been gunfire. We're just very, very concerned right now.' "

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Rep. Tim Ryan (D-Ohio), who leads the House committee that controls appropriations for Capitol Police said in a news conference that the more he learned, the more he had become “livid” about the failure of police planning, intel-gathering and federal command and control around the protest. He said he anticipated an investigation in the vein of those Congress launched in the wake of the terrorist attacks of Sept. 11, 2001.

The attacks on Wednesday, Ryan said, had “broken the veil of protection” around one of the shrines of American democracy.

“We are never going to look at the Capitol the same way again,” Ryan said.

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From: Carroll, Jeffery W. (MPD) </O=DC GOVERNMENT/OU=EXTERNAL (FYDIBOHF25SPDLT)/CN=RECIPIENTS/CN=E1F60172A6584BFE981681E4AEE2372A>
Sent: Friday, January 8, 2021 10:44 AM
To: [REDACTED] (MPD); [REDACTED] (MPD)
Subject: Wa apo Article

Jeffery W. Carroll
Assistant Chief of Police
Metropolitan Police Department
Homeland Security Bureau
[300 Indiana Avenue, NW #5050](#)
[Washington, DC 20001](#)
Cell Phone [REDACTED]
jeffery.carroll@dc.gov

"We are here to help"

How the U.S. Capitol Police were overrun in a 'monumental' security failure

By

[Peter Hermann,](#)

[Carol D. Leonnig,](#)

[Aaron C. Davis](#) and

[David A. Fahrenthold](#)

Jan. 8, 2021 at 12:15 a.m. EST

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Inside the U.S. Capitol, the rioters were in charge.

Trump supporters were roaming freely, carrying off furniture. Capitol Police had not asked other law enforcement agencies for help until their building was surrounded by a mob seeking to overturn the election results. Now, their officers were exhausted and injured. Their chief was down the street, in the department

command center, and a police commander on the scene was pacing in a circle. Top congressional leaders, hidden in secure rooms, were calling the governors of Maryland and Virginia directly to plead for help.

At last, reinforcements arrived: D.C. police officers, who wear an image of the Capitol building on their department's official patch, but rarely enter the building itself.

"What we did do was restore democracy for all of America," D.C. Police Chief Robert Contee III said.

On Thursday, a day after hundreds of President Trump's supporters [stormed and ransacked the Capitol](#), lawmakers and police officials were still trying to understand the cascade of failures that caused the Capitol Police force — a city-size police department focused on a single complex — to let that building fall.

Those failures began days before the attack, when law enforcement agencies across Washington failed to prepare for an assault on the Capitol — even as Trump supporters openly plotted one online. They were compounded by the slow response on the day of the siege, when Capitol Police and other federal agencies did not head off a mass of Trump supporters who descended on the Capitol, egged on by the president himself, and command within the complex broke down.

"How could they fail so miserably? [The mob] could have blown the building up. They could have killed us all," said Sen. Lindsey O. Graham (R-S.C.), a longtime Trump ally.

No lawmakers were hurt. But four people died during the Capitol breach, including one woman who was fatally shot by police as she tried to break through to a room next to the House chamber.

Late on Thursday, a Capitol Police officer died of injuries he sustained in the attack. Officer Brian D. Sicknick, a 12-year veteran on the force, was "injured while physically engaging with protesters," the department said in a statement, and collapsed after returning to his division headquarters before dying at a local hospital.

The recriminations were swift. On Thursday, three of Congress's top security officials — Capitol Police Chief Steven A. Sund, House Sergeant at Arms Paul D. Irving and Senate Sergeant at Arms Michael C. Stenger — had resigned or were set to.

Neither Irving nor Stenger, both Secret Service veterans, or Sund, who was previously a top District police official, responded to requests for comment.

Before the news broke Thursday that [he will resign on Jan. 16](#), Sund said in a statement that the Capitol Police had prepared a "robust plan" for Wednesday.

But, Sund said, they had readied for a demonstration — and instead were confronted with "criminal riotous behavior."

On Thursday, D.C. officials said that their department had brought order out of chaos — a striking reversal of roles for the federal government and the city that surrounds it. City officials — who have sometimes been treated with condescension by federal leaders — said they had saved the building when the feds had failed.

"There was no intelligence that suggested there would be a breach of the U.S. Capitol," Contee said Thursday.

But law enforcement experts said they were stunned that the Capitol had been left so undefended, noting several factors that contributed to the mayhem.

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[REDACTED]

From: Knutsen, John (MPD) </O=DC GOVERNMENT/OU=EXTERNAL (FYDIBOHF25SPDLT)/CN=RECIPIENTS/CN=07B848B45F1C401C8C3BAC905136D238>
Sent: Tuesday, February 2, 2021 1:43 PM
To: [REDACTED] (MPD); [REDACTED] (MPD)
Subject: FW: Wall Street Journal Article
Attachments: Officer Who Shot Capitol Rioter Ashli Babbitt Shouldn.pdf

John R. Knutsen
Inspector/Director
Internal Affairs Division
Metropolitan Police Department
64 New York Avenue, NE
Washington, DC 20024
202-727-4385 (office)
[REDACTED] (cell)

We are here to help.

From: Adminbox, PIO (MPD) <pio.adminbox@dc.gov>
Sent: Tuesday, February 2, 2021 1:41 PM
To: Knutsen, John (MPD) <John.Knutsen@dc.gov>
Subject: Wall Street Journal Article

Please see the WSJ article attached.

Best,

[REDACTED]
Public Affairs Specialist
Office of Communications (PIO)
Metropolitan Police Department
300 Indiana Avenue, NW
Washington, DC 20001
202.727.4383 (main)
[REDACTED]@dc.gov
Mpd.cdc.gov
[Twitter @DCPoliceDept](https://twitter.com/DCPoliceDept)

We are here to help.

[REDACTED]

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[Twitter @DCPoliceDept](https://twitter.com/DCPoliceDept)

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[REDACTED]

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Sent: Monday, February 1, 2021 8:19 PM
To: Knutsen, John (MPD)
Subject: Fwd: WSJ article on Babbit shooting

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From: [REDACTED] (MPD) <[REDACTED]@dc.gov>
Sent: Monday, February 1, 2021 7:51:01 PM
To: [REDACTED] (USADC) <[REDACTED]@usdoj.gov>
Subject: Re: WSJ article on Babbit shooting

The media does like to take its liberties.

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From: [REDACTED] (USADC) <[REDACTED]@usdoj.gov>
Sent: Monday, February 1, 2021 7:09:39 PM
To: [REDACTED] (MPD) <[REDACTED]@dc.gov> [REDACTED] (CRT) <[REDACTED]@usdoj.gov>
Cc: [REDACTED] (USADC) <[REDACTED]@usdoj.gov>
Subject: WSJ article on Babbit shooting

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<https://www.wsj.com/articles/officer-who-shot-capitol-rioter-ashli-babbitt-shouldnt-be-charged-investigators-recommend-11612222798>

[REDACTED]
Sent from my iPhone



METROPOLITAN POLICE DEPARTMENT
Internal Affairs Bureau
Internal Affairs Division



MEMORANDUM

TO: Assistant Chief of Police *W. Manly* 6/16/2021
Internal Affairs Bureau

THRU: Inspector *J. K. [unclear]* 6/15/2021
Internal Affairs Division

THRU: Captain [redacted] 6/15/21
Internal Affairs Division

THRU: Lieutenant [redacted]
Internal Affairs Division

DATE: June 15, 2021

SUBJECT: Investigative Report Concerning the Use of Force (Glock 22 .40 caliber service pistol) by United States Capitol Police Lieutenant Michael Byrd, IS# [redacted] IAD# [redacted] CCN# [redacted]

Event Summary

On January 6, 2021, a large number of demonstrators ascended on the United States Capitol after attending an event at the Ellipse¹. The event included speeches by various speakers to include President Donald Trump and was held to dispute the Certification of the Electoral College. During President Trump's speech several groups began to break away from the Ellipse and began travelling eastbound towards the United States Capitol, gathering at and near the Capitol's reflecting pool.

The crowds' numbers began to swell in size, and were becoming extremely agitated. It was reported approximately 1253 hours, the demonstrators began to escalate their behavior more and began breaching pre-established police lines. These demonstrators became increasingly violent and subsequently pushed the limited amount of United States Capitol Police Officers (USCP) to the base of the West Steps of the Capitol building.²

¹ The Ellipse is basically the oval-shaped field between the Mall (Washington Monument) and the White House.

² Due to the rioters actions escalating into criminal behavior they will be referred to as rioters throughout this Final Investigation.

As the violent demonstration continued, approximately 1315 hours, rioters then started to break several windows and breach a number of entry points that led into the east side of the United States Capitol building.

By 1350 hours, Inspector Robert Glover³ of the Special Operations Division (SOD) voiced that the Capitol had been breached as rioters began entering into the United States Capitol. (See video titled [REDACTED] at the time stamp of 2:23:00 and video titled [REDACTED])

Several hundred rioters eventually entered into the United States Capitol building and began to move freely through different areas of the building. (See video [REDACTED])

Several rioters attempted to gain access to the House Chamber Floor by attempting to break the doors that led directly into the House Chamber. The rioters' attempts to access the House Chamber through these doors were unsuccessful.

The rioters moved into a hallway area near the east stairwell that led directly into an area identified as the Speakers Lobby. (See Video titled "Banned Video" at the time stamp of 00:09) The Speakers Lobby is also an access point that leads directly into the House Chamber Floor. If the rioters were successful in entering the Speakers Lobby, they would have had immediate access onto the House Chamber's Floor. (Prior to the rioters entering the Speakers Lobby area, Vice President of the United States, Michael Pence along with numerous House members were present inside the House Chamber Certifying the electoral votes regarding the Presidential Election. Vice President Pence and several House members were evacuated out of the House Chamber to safe location prior to the rioters breaching the Speakers Lobby's Doors. However, not all members of House were evacuated)

USCP uniformed members Sergeant [REDACTED] and Officers [REDACTED] and [REDACTED] stood guard on the outside of the Speakers Lobby's doors. A fourth individual identified as Mr. [REDACTED] who is an unarmed civilian staff member of the Sergeant at Arms, also known as Door Keepers⁴ was at the location and attempting to deescalate the rioters' actions. (See Mr. [REDACTED] mobile phone video at the time stamp of 00:00)

On January 6, 2021, USCP Lieutenant Michael Byrd was working the day work shift (0700 hours until relieved), in business attire. USCP Officer [REDACTED] was working the day work shift (0830 hours until relieved), in full uniform and USCP Sergeant [REDACTED] was working the evening shift (1300 hours until relieved) in business attire as well.

³ On January 6, 2021, Robert Glover held the rank of Inspector. He was promoted to the rank of Commander on January 12, 2021.

⁴ "Door Keepers" maintain order in the Senate Chamber, the Speaker's Lobby and surrounding areas.

Both Lieutenant Byrd and Sergeant [REDACTED] were assigned to the House Chamber security detail and Officer [REDACTED] was assigned to the House Chamber Division. None of the USCP members were equipped with Body Worn Cameras (BWCs).

Approximately 1442 hours, as the rioters were in the hallway outside of the Speakers Lobby, they were actively attempting to breach the doors to the House Chamber by utilizing their flagpoles and helmets to strike the glass on the doors. Lieutenant Byrd and Officer [REDACTED] along with additional unidentified USCP members, began to barricade the doors with desks, a couch, and chairs. The unidentified USCP officers responded onto the House Chamber Floor to evacuate out additional members of Congress. As most of the members of Congress were being led out of the House Chamber Floor, Sergeant [REDACTED] exited the House Chamber Floor into the Speakers Lobby area.

The rioters began breaking out three of the four windows that led directly into the Speakers Lobby area. *(See video titled "Breaking-Woman shot Dead" at the time stamp of 00:13).* Upon breaking the windows, the rioters were able to reach through the broken window pane and began pushing the chairs off the barricade created by the furniture.

Lieutenant Byrd took a tactical position to the immediate right, or south, of the barricaded doors, and was facing in an eastbound direction. Officer [REDACTED] who took a tactical position behind the right side of the third pillar, and Sergeant [REDACTED] who took a tactical position behind the fourth pillar on the right side of the Speaker Lobby supported Lieutenant Byrd. All three members had drawn their service pistols and had their service pistols pointed in the direction of the barricaded doors and the rioters, who were directly outside of the Speakers Lobby's doors.

As the rioters continued to try and breach the Speakers Lobby's doors, Sergeant [REDACTED] and Officers [REDACTED] and [REDACTED] moved away from the Speakers Lobby's Doors and began to descend the east stairwell. A Containment & Emergency Response Team (CERT) consisting of Officers [REDACTED], [REDACTED], [REDACTED] and [REDACTED] were ascending the east stairwell from the first floor, passing the other USCP members. *(See video titled Mr. [REDACTED] mobile phone video at the time stamp of 00:11)*

Approximately 1446 hours, as the CERT members were near the top of the stairs, Ms. Ashli Babbitt (also identified as Ms. Ashli Pamatian) jumped up and began to crawl through one of the window wells that had previously been broken out. As Ms. Babbitt was going through the window, Lieutenant Byrd left his cover/concealment by stepping forward towards Ms. Babbitt as she was crawling through the broken windowpane. Lieutenant Byrd, while holding his service pistol with a two handed grip and approximately ten to twelve feet away from Ms. Babbitt, discharged one round from his service pistol striking Ms. Babbitt. *(See video titled "Shooting View" at the time stamp of 00:08)*

After discharging his service pistol, Lieutenant Byrd stepped back towards his cover/concealment while still pointing his service pistol towards the open area where the window had been broken out.

Lieutenant Byrd's discharged round struck Ms. Babbitt in her left anterior shoulder, just below her clavicle. Ms. Babbitt fell back from the windowpane and onto the floor. Upon Ms. Babbitt landing on the floor, CERT Officers [REDACTED] and [REDACTED] began to administer first aid to Ms. Babbitt. (See video titled "Banned-Video at the time stamp of 01:05)

The CERT members then picked Ms. Babbitt up and carried her down the east side stairwell into an area where members of the District of Columbia Fire and Emergency Medical Services (DCFEMS) Medic 10 was stationed. DCFEMS began to render medical intervention and transported Ms. Babbitt to the MedStar, Washington Hospital Center.

While at the MedStar unit, Ms. Babbitt succumbed to her injuries and was pronounced deceased at 1515 hours by Doctor [REDACTED] of the medical staff.

Ms. Babbitt's remains were subsequently transported to the Office of the Chief Medical Examiner (OCME).

On January 6, 2021, Detective [REDACTED] of the Metropolitan Police Department's Homicide Branch prepared a Police Department (PD) Form 120 (Death Report), regarding the investigation surrounding the death of Ms. Babbitt. **(Attachment 1)**

On January 6, 2021, Agent [REDACTED] of the Internal Affairs Division (IAD) generated Incident Summary (IS) Number [REDACTED] in reference to this incident. **(Attachment 2)**

All reports regarding this incident bear Central Complaint Number (CCN [REDACTED]) **(Attachment 3)**

On January 7, 2020, Agent [REDACTED] notified Assistant United States Attorney (AUSA) [REDACTED] of the United States Attorney's Office (USAO) regarding USCP Lieutenant Byrd's Use of Force (Service Pistol). **(Attachment 4)**

On April 14, 2021, AUSA [REDACTED] issued a Declination Letter to the IAD and Agent [REDACTED] regarding Lieutenant Byrd's Use of Force (Glock) against Ms. Ashli Babbitt. **(Attachment 5)**

Investigator

Agent [REDACTED] was assigned as the lead investigator for this use of force incident.

Member Involved

Lieutenant Michael Byrd

Personal Identification Number:	[REDACTED]
Duty & Uniform Status:	On-duty/Business attire
Personal Information:	Black Male, [REDACTED] years old
Strong Hand:	Right
Assignment:	USCP, House Chamber Security Detail
Appointed to USCP:	[REDACTED]
Height/Weght:	[REDACTED]
ASP Equipped:	No
OC Spray Equipped:	No
Previous Shootings:	None
Body Armor Equipped:	No
BWC:	No
Injuries:	None

Subject of Force

Ms. Ashli Elizabeth Babbitt

(Also known as Ms. Ashli Pamatian)

Personal: White/Female
 DOB: October 10, 1985
 Ht/Wt: 5'3", 150lbs.
 Address: [REDACTED]
 Impairment: Unknown

Violations that led to police contact:

Felony Rioting/Unlawful Entry DC Code 22-1322 & 22-3302

Violations during police contact:

Felony Rioting DC Code 22-1322

Outstand Arrest Warrants:

None

Previous arrests:

[REDACTED]

Description of Injuries

Ms. Babbitt was transported to the MedStar WHC by DCFEMS Medic # [REDACTED]. Ms. Babbitt was observed to have suffered one apparent gunshot wound to her left anterior shoulder just below her clavicle.

All medical intervention on behalf of Ms. Babbitt failed, and she consequently succumbed to her injury. Ms. Babbitt was pronounced deceased at 1515 hours, by Doctor [REDACTED] of the medical staff.

On Thursday, January 7, 2021, Agent [REDACTED] of the IAD attended the autopsy of Ms. Ashli Babbitt. The autopsy was performed by Doctor [REDACTED] of the Office of the Chief Medical Examiner (OCME) for the District of Columbia and carried OCME # [REDACTED] (**Attachment 6**)

Dr. [REDACTED] explained that Ms. Babbitt suffered a gunshot wound to the left anterior shoulder. The bullet travelled left to right causing injuries to blood vessels, her trachea, and her right lung, before lodging in the right anterior shoulder area. The bullet was recovered as evidence and provided to the DFS.

On March 23, 2021, the OCME forwarded the autopsy report completed by Dr. [REDACTED] to the investigating agent. (**Attachment 7**)

The autopsy report concluded that Ms. Babbitt died as a result of a gunshot wound to the left anterior shoulder and her death was classified as a Homicide.

Gunshot Wounds (GSW)

Gunshot wound of the left anterior shoulder.

Toxicology Report

[REDACTED]
(See Attachment 7)

Autopsy Findings

Doctor [REDACTED] autopsy report identified Ms. Babbitt's death as a Homicide. The cause of death was identified as a gunshot wound to the left anterior shoulder.

(See Attachment 7)

Description of Scene

The scene of this incident occurred in the Speakers Lobby of the United States Capitol. The scene can be described as a long carpeted hallway with a large room with mosaic tile and assorted furniture on the south side of the hallway and the House Floor on the north side of the hallway. There are two swinging wood pane doors with wood pane windows on both sides of the doors at both the east and west side of the Speakers Lobby. The swinging wood pane doors on the east and west side of the hallway were observed to have been barricaded with assorted furniture.

The main scene of this incident was the east side of the hallway. Ms. Babbitt was attempting to enter through a far north wood pane window, which had been broken out by the rioters.

Lieutenant Byrd was standing on the southeast side of the hallway when he discharged his service pistol.

Involved Officer's Statement

Lieutenant Michael Byrd

USCP

On January 6, 2021, Agent [REDACTED] of the IAD attempted to take an audio-recorded statement from Lieutenant Byrd. Lieutenant Byrd declined to provide a statement. **(Attachment 8)**⁵

Police Witnesses inside of the Speakers Lobby

Sergeant [REDACTED]

USCP

On January 6, 2021, Sergeant [REDACTED] provided an audio-recorded statement to Agent [REDACTED] and Agent [REDACTED] of the IAD. The following is a brief summary of Sergeant [REDACTED] statement: **(Attachment 9)**

Sergeant [REDACTED] arrived at his office at 1300 hours, and was advised that there may be a lockdown at the Capitol building, due to a large demonstration. Sergeant [REDACTED] spent the first part of his tour of duty preparing for this lockdown and going over plans for getting House Members out of the House Chamber if necessary.

⁵ Lieutenant Byrd, for the purpose of the MPDs and United States Attorney's Office investigation, did not provide a statement.

Sergeant [REDACTED] spent the first part of his tour of duty preparing for this lockdown and going over plans for getting House Members out of the House Chamber if necessary.

Sergeant [REDACTED] was advised that there was a breach at the Capitol building and that rioters were approaching the House Chamber door, so he assisted in evacuating House Members out of that area. The east doors of the Speakers Lobby, which are located just outside of the House Chamber, were subsequently blockaded. Rioters began banging on the House Chamber's door. A representative that was on the House Chamber Floor shouted that shots had been fired. Sergeant [REDACTED] was advised that the sound was breaking glass, not gunshots.

Sergeant [REDACTED] then radioed that the report of gunshots was incorrect, and that it was glass breaking. Sergeant [REDACTED] was then approached by an officer who advised that the sound was, in fact, gunshots. Sergeant [REDACTED] went back over the radio and reported that there were gunshots on the House Floor⁶.

Sergeant [REDACTED] walked out of the House Chamber, and into the Speakers Lobby and observed glass being broken out of the doors and windows at the east end of the Speakers Lobby.

Sergeant [REDACTED] observed that an officer (USCP Officer [REDACTED] and Lieutenant Byrd had taken up tactical positions and had removed their service pistols.

Sergeant [REDACTED] removed his service pistol and positioned himself behind a pillar in the Speakers Lobby.

A glass panel came completely out of one of the windows on the far north side, and Ms. Babbitt started to come through the opening. Sergeant [REDACTED] reported hearing a lot of screaming, and then overheard someone yelling, "Get back! Get back!"

As Sergeant [REDACTED] observed Ms. Babbitt climbing through the opened area, he heard a gunshot. Ms. Babbitt was then observed falling backwards onto the floor.

The crowd on the outside of the previously barricaded east doors began to step back, and some raised their hands in the air. Sergeant [REDACTED] did not see anything in Ms. Babbitt's hands prior to hearing the gunshot.

Sergeant [REDACTED] advised that he was approximately three to four pillars back away from Lieutenant Byrd, who was positioned closest to the barricaded doors. Sergeant [REDACTED] explained that he did not know who had discharged their pistol until he spoke with Lieutenant Byrd a couple of moments after this incident occurred. Sergeant [REDACTED] related that Lieutenant Byrd looked upset and stated, "I was the one who took the shot."

⁶ This was later found to be inaccurate. There was no evidence of gunshots occurring on the House floor.

Officer [REDACTED]

USCP

On January 6, 2021, Officer [REDACTED] provided an audio-recorded statement to Agents [REDACTED] and [REDACTED] of the IAD. The following is a brief summary of Officer [REDACTED] statement: **(Attachment 10)**

Officer [REDACTED] explained that he was assigned to the Upper House door, when approximately 1300 hours, the rioters rushed the west face of the United States Capitol building. The rioters then entered the lower level of the building at which time USCP officers were directed to fall back into the building to institute a lock down of the building.

The rioters began climbing on the Inauguration Stage, and then breached the Rotunda Doors, while the Members of Congress were inside of the House Chamber.

Officer [REDACTED] and other USCP officers then barricaded the Speakers Lobby's doors from inside of the Speakers Lobby, as the rioters made their way up to the other side of the Lobby Doors.

USCP officers escorted the Members of Congress out of the House Chamber's west doors. Officer [REDACTED] then heard, "Shots fired!" announced over the radio. Officer [REDACTED] noted several other officers had their service pistols drawn.

Officer [REDACTED] and Lieutenant Byrd then took up positions near the first couple of pillars in the Speakers Lobby. The rioters began breaking out the glass on the doors as well as the windowpanes. Officer [REDACTED] and Lieutenant Byrd gave several verbal commands to the rioters, stating, "Stay back! and Back up!"

Officer [REDACTED] then observed Ms. Babbitt climbing through the far north window pane, and he then heard a gunshot. After hearing the gunshot, Officer [REDACTED] observed Ms. Babbitt fall backwards towards the floor.

Although no other rioters attempted to come through, they did not disperse and continued to chant and yell. Although Officer [REDACTED] heard the gunshot, he did not see Lieutenant Byrd discharge his service pistol.

Officer [REDACTED] explained that the rioters were using sticks, flags, and helmets to break the windows that led into the Speakers Lobby. Officer [REDACTED] did not observe Ms. Babbitt in possession of any potential weapons and his attention was drawn to her because she was climbing through the broken out window-pane.

Officer [REDACTED] related that after he heard the gunshot, they maintained their covered positions behind the pillars and continued scanning for other threats.

Officer [REDACTED] observed additional USCP officers on the outside of the barricaded doors, but he was unsure where those officers came from.

Officer [REDACTED] noted Mr. [REDACTED] who worked for the Sergeant at Arms, was attempting to provide medical care as USCP CERT members attempted to render first aid as well.

Officer [REDACTED] along with Lieutenant Byrd and Sergeant [REDACTED] then went back into the House Chamber, in order to continue to evacuate other Members of Congress that were still present in the House Chamber. Officer [REDACTED] was unsure what time he heard the gunshot, but he believed it was sometime between 1430-1500 hours.

Officer [REDACTED] explained that the rioters were yelling, cursing at the officers, and making obscene gestures. Officer [REDACTED] while still in the House Chamber, did not recall hearing gunshots, and believed that the noise was consistent with the windows being broken. Officer [REDACTED] then recalled hearing an announcement that "shots" had been fired over his police radio.

Police Witnesses on the Outside of the Speakers Lobby

Sergeant [REDACTED]

USCP

On February 4, 2021, USCP Sergeant [REDACTED] provided an audio-recorded statement to Agent [REDACTED] of the IAD. In addition, present during this statement were Special Agents [REDACTED] and [REDACTED] of the Federal Bureau of Investigation (FBI) and Attorney [REDACTED] of the USCP General Counsel. The following is a brief summary of USCP Sergeant [REDACTED] statement: **(Attachment 11)**

Sergeant [REDACTED] was initially assigned to the outside of the US Capitol building; however, after being assaulted by rioters on a couple of occasions to include being exposed to "bear spray" he was brought inside of the US Capitol to flush his eyes. While inside the Capitol, the building was placed in a "lock down" status.

While inside the Capitol building, even though in a "lock down" status, several rioters were still able to access the building. While in the area of the Rotunda (which Sergeant [REDACTED] identified as being underneath the House Chamber), he along with other USCP officers were able to remove the rioters from the immediate area. As Sergeant [REDACTED] continued to listen to the numerous radio transmissions, he heard a request for more officers on the second floor. Sergeant [REDACTED] along with Officers [REDACTED] and [REDACTED] then responded to the second floor.

Upon reaching the second floor, Sergeant [REDACTED] ended up in the hallway that led into the Speakers Lobby near the east stairwell. Sergeant [REDACTED] recognized that if the Speakers Lobby doors were breached the rioters would have immediate access to the House Chamber. Therefore, Sergeant [REDACTED] along with Officers [REDACTED] and [REDACTED] took up positions in front of Speakers Lobby door and attempted to communicate with the rioters in an effort to de-escalate their actions.

Sergeant [REDACTED] acknowledged that there was no way that they were going to be able to stop the rioters so he hoped that all the members of the House Chamber had been safely evacuated.

Sergeant [REDACTED] fearing for his safety and the safety of Officers [REDACTED] and [REDACTED] due to the rioters surging towards them, made a decision to leave the area and began to move towards the east stairwell. While approaching the stairwell Sergeant [REDACTED] observed the CERT members ascending the stairs.

Sergeant [REDACTED] explained that although he had seen the videos of the rioters trying to break the Speakers Lobby's windows, he did not recall witnessing these actions in real time.

As Sergeant [REDACTED] and Officers [REDACTED] and [REDACTED] were moving down the staircase, Sergeant [REDACTED] reported hearing a gunshot. Sergeant [REDACTED] not initially realizing that the sound was a gunshot, believed it was the glass of the Speakers Lobby doors being broken.

Sergeant [REDACTED] and Officers [REDACTED] and [REDACTED] came back up the stairs and observed CERT Officer [REDACTED] administering first aid to Ms. Babbitt. Sergeant [REDACTED] prior to hearing the gunshot, and upon seeing photos of Ms. Babbitt, recognized Ms. Babbitt as being up towards the front of the rioters but did not recall her making any specific statements, nor did he report Ms. Babbitt possessing a weapon.

Although Sergeant [REDACTED] gave some thought to using less lethal force, he couldn't because he had previously exhausted his supply of OC, while on the outside of the Capitol building.

Furthermore, prior to responding to the area outside of the Speakers Lobby, he had lost his ASP. Sergeant [REDACTED] did not think that removing his service pistol was a viable option under the circumstances.

Officer [REDACTED]

USCP

On February 4, 2021, USCP Officer [REDACTED] provided an audio-recorded statement to Agent [REDACTED] of the IAD. In addition, present during this statement were Special Agents [REDACTED] and [REDACTED] of the FBI and Attorney [REDACTED] of the USCP General Counsel. The following is a brief summary of USCP Officer [REDACTED] statement: **(Attachment 12)**

By the time Officer [REDACTED] had reported for work, the rioters had already breached the inside of the US Capitol. Officer [REDACTED] responded directly to the US Capitol with four or five other USCP officers and upon entering the building through the Canon Tunnel, he observed several rioters within the boundaries of the Memorial Door (*which was identified as the southeast door of the US Capitol*).

While at this location, Officer [REDACTED] and a couple of his colleagues were sprayed and exposed to some type of chemical substance, possibly from a fire extinguisher.

Officer [REDACTED] explained that he and his colleagues were unable to breathe due to the sprayed substance; therefore, they stepped outside of the Memorial Door to catch their breath.

Upon catching their breath, they re-entered the US Capitol and although the environment was described as "insane," Officer [REDACTED] and his colleagues continued to try and remove the rioters from inside the US Capitol.

Upon clearing out the rioters who were in their line of sight, Officers [REDACTED] and [REDACTED] began working their way to the Rotunda, eventually moving up to the area directly outside of the Speakers Lobby where they linked up with Sergeant [REDACTED]

Sergeant [REDACTED] then advised them that they were going to hold at this position. Officer [REDACTED] explained that the radio was going "crazy" with calls for assistance and he was unable to transmit over all the other transmissions.

Officer [REDACTED] recalled that they were in front of the Speakers Lobby doors for approximately 10 seconds when 60-80 rioters had filled the immediate hallway directly outside of the Speakers Lobby.

The rioters were yelling and screaming and Officer [REDACTED] specifically recalled one rioter who punched the glass doors that they were standing in front of and attempting to protect. Officer [REDACTED] explained that there wasn't anything they could do considering the numerous amount of rioters.

At one point during this event, Sergeant [REDACTED] pulled him and Officer [REDACTED] closer and reported to them that CERT members were staged on the stairs to their immediate left. Sergeant [REDACTED] related to Officers [REDACTED] and [REDACTED] that they were getting ready to move. Shortly thereafter, the rioters began to pass items, identified as flag-poles, a helmet, and a stanchion up to the front of the group to be utilized to try to break the glass of the Speakers Lobby's doors, because the doors had been previously barricaded.

As Sergeant [REDACTED] and Officers [REDACTED] and [REDACTED] moved away from the Speakers Lobby's doors towards the east stairwell, the rioters advanced forward and started to break the glass on the Speakers Lobby's doors. Officer [REDACTED] recalled one rioter using a helmet to try to shatter the glass.

While descending the east stairwell, and as the CERT officers were ascending the stairs, Officer [REDACTED] heard a gunshot. Officer [REDACTED] did not see where the gunshot came from or who may have discharged a firearm. Officer [REDACTED] reported he has had previous military training (US Marines), and reported that the gunshot was extremely loud and was sure that the sound he heard was indeed a gunshot.

Upon hearing the gunshot, Officers [REDACTED] and [REDACTED] along with Sergeant [REDACTED] began ascending the east stairwell back towards the Speakers Lobby. Upon getting back near the top of the stairs, Officer [REDACTED] observed CERT Officer [REDACTED] administering first aid to Ms. Babbitt. Officers [REDACTED] and Officer [REDACTED] then took up positions along the railing and attempted to push the rioters back away from the CERT officers who were administering first aid.

Officer [REDACTED] acknowledged that he was aware that there were USCP officers on the inside of the Speakers Lobby behind the barricades. Officer [REDACTED] was unable to communicate with them due to the volume of radio transmissions. Officer [REDACTED] did not recall hearing any verbal commands being given from inside the Speakers Lobby.

Officer [REDACTED] related that prior to moving away from the Speakers Lobby's doors, he felt that his and his colleagues safety were in danger and felt that any use of force deployed would only help to escalate the rioters' behavior.

Officer [REDACTED]

USCP

On February 10, 2021, USCP Officer [REDACTED] provided an audio-recorded statement to Agent [REDACTED] of the IAD. Also present during this statement were Special Agents [REDACTED] and [REDACTED] of the FBI, Attorney [REDACTED] of the USCP General Counsel and Attorney [REDACTED] of the Department of Justice (DOJ). The following is a brief summary of USCP Officer [REDACTED] statement: **(Attachment 13)**

During the insurrection at the US Capitol, Officer [REDACTED] was struck with a fire extinguisher and then he along with four other USCP officers were physically forced out of the Memorial Door.

Upon gaining entry back into the US Capitol, Officer [REDACTED] maneuvered around the Capitol and eventually found himself in front of the Speakers Lobby doors. While in front of the Speakers Lobby doors, Officer [REDACTED] indicated that there was a significant amount of radio "chatter". Approximately one minute later Officer [REDACTED] observed a large number of rioters in the hallway.

Officer [REDACTED] observed USCP officers inside of the Speakers Lobby and assumed that they were the House Chambers detail. Officer [REDACTED] additionally observed members of Congress exiting from inside of the House Chamber as well.

Officer [REDACTED] recalled that one of the rioters who stood out to him was a subject who was punching the glass on the doors. Officer [REDACTED] stated that other rioters threatened to physically remove them if they (USCP officers) did not get out the way. Since there was only three of them, Officer [REDACTED] concentrated on scanning the crowd for potential firearms.

Officer [REDACTED] then observed CERT members coming up the stairs so they tried to get the CERT members in front of them due to the heavy armor they were wearing.

Officer [REDACTED] felt that his only force option was deadly force; however, his mindset was that if he discharged his service pistol it would have escalated the actions of the rioters. Furthermore, Officer [REDACTED] was unable to remove his ASP due to how close the rioters had encroached on his position.

Officer [REDACTED] attempts to try and deescalate the crowd were unsuccessful, as the rioters were intent on getting into the House Chambers. Officer [REDACTED] further recalled Ms. Babbitt as being one of the rioters and explained that she stood out to him because she was the only female at the front of the rioters and recalled that she was wearing a backpack. Officer [REDACTED] did not report observing Ms. Babbitt possessing a weapon. Officer [REDACTED] additionally recalled that at one point he pushed her back into the crowd.

Upon Sergeant [REDACTED] determining to vacate the area to let the CERT officers move in, they began to descend the stairwell. Prior to moving away from the Speakers Lobby doors, Officer [REDACTED] did not hear any verbal commands coming from any of the USCP officers that were inside of the Speakers Lobby.

As Sergeant [REDACTED] and Officers [REDACTED] and [REDACTED] were descending the stairs, he heard a gunshot; however, he did not know who discharged a firearm. Officer [REDACTED] then ascended up the stairwell and observed Ms. Babbitt lying on the floor. Officer [REDACTED] then began giving the rioters commands to back up and to give CERT members room to try and administer first aid to Ms. Babbitt, who was suffering from a gunshot wound.

Officer [REDACTED] later learned that the gunshot had come from the inside of the Speakers Lobby when he overheard some of the officers on the scene talking about the event.

Containment Emergency Response Team Witnesses

Officer [REDACTED]

USCP

On February 4, 2021, USCP CERT Officer [REDACTED] provided an audio-recorded statement to Agent [REDACTED] of the IAD. Also present during this statement were Special Agents [REDACTED] and [REDACTED] of the FBI and Attorney [REDACTED] of the USCP General Counsel. The following is a brief summary of USCP Officer [REDACTED] statement:
(Attachment 14)

Officer [REDACTED] was working the evening shift starting at 1430 hours. Upon arriving at the station a little early, Officer [REDACTED] heard about the "breach" happening inside of the US Capitol; therefore, he dressed in his CERT gear and ran over to the Capitol from the Fairchild building. Upon reaching the Capitol, Officer [REDACTED] believed that he raised Officer [REDACTED] over the radio and they arranged to meet up in the Hall of Columns.

While meeting with other members of the CERT, he heard a radio transmission come over the radio for "shots" being fired on the second floor, in the area of the Speakers Lobby. Officer [REDACTED] along with CERT Officers [REDACTED] [REDACTED] and [REDACTED] responded to the east stairwell that would take them to the area of the Speakers Lobby.

As Officer [REDACTED] along with the other CERT members were ascending the east stairwell, he observed a number of rioters outside of the doors that led directly into the Speakers Lobby. Officer [REDACTED] additionally observed that the rioters' were very hostile and further observed the rioters swinging sticks or poles, or some type of impact weapons. Officer [REDACTED] described the environment and atmosphere as very threatening.

Officer [REDACTED] recalled seeing Sergeant [REDACTED] and Officers [REDACTED] and [REDACTED] positioned in front of the Speakers Lobby's doors. However, Officer [REDACTED] stated that he and his colleagues were responding to a call for "shots" fired, so he was focused on locating any rioters who were a potential threat.

Officer [REDACTED] explained as they continued to ascend the east stairwell, Sergeant [REDACTED] and Officers [REDACTED] and [REDACTED] began to descend the stairwell passed them. Officer [REDACTED] advised that as he was trying to determine his next move, on whether he should try and push through the rioters or try and find another stairwell to reach the Speakers Lobby, he heard a "pop." Officer [REDACTED] acknowledged that he was not immediately sure that what he heard was a gunshot.

Officer [REDACTED] related that during this event, the yelling and the banging by the rioters was louder than the sound of the apparent gunshot. Officer [REDACTED] then recalled seeing a male (Mr. [REDACTED]) laying Ms. Babbitt on to the floor. Officer [REDACTED] then heard the rioters yelling, "They shot her. They shot her." Officer [REDACTED] then heard a rioter state, "It was just a flashbang."

Officer [REDACTED] began to assess Ms. Babbitt as she was lying on the floor and initially he did not see a weapon or any visible injury. Officer [REDACTED] then realizing that the sound he heard was a gunshot raised his patrol rifle and began to scan the rioters for any potential threats. Officer [REDACTED] while scanning the area observed a couple of plain clothes USCP officers inside of the Speakers Lobby. The officers had their service pistols drawn and pointed in the direction of the rioters. Officer [REDACTED] advised that prior to hearing the "pop," he did not observe these USCP officers inside of the Speakers Lobby.

Officer [REDACTED] began yelling, "Blue, Blue, Blue! CERT out here! CERT out here!" and gave the USCP officers on the inside a thumbs up to acknowledge that there were police officers outside of the Speakers Lobby amongst the rioters.

Officer [REDACTED] upon reassessing Ms. Babbitt, observed that she had blood coming from the areas of her nose and her mouth and an apparent gunshot wound to her upper chest. Officer [REDACTED] attempted to get on his radio; however, all these attempts failed. Officer [REDACTED] then made a decision to begin to render first aid. Officer [REDACTED] then chose to move Ms. Babbitt to a more secure location so members of the DCFEMS could treat her.

Officer [REDACTED] and a couple of his CERT colleagues moved Ms. Babbitt to the "south door," at which time he was joined by a medic from the FBI's Hostage Rescue Team (HRT). Officer [REDACTED] and the HRT medic continued to render first aid until DCFEMS arrived and took over.

Officer [REDACTED] stated that he and his CERT colleagues were not initially responding for the actions of the rioters outside of the Speakers Lobby's doors, but instead they were responding to a call for shots fired on the House Chamber Floor. Officer [REDACTED] did not recall hearing any verbal commands prior to hearing the gunshot.

Officer [REDACTED] USCP

On February 4, 2021, USCP CERT Officer [REDACTED] provided an audio-recorded statement to Agent [REDACTED] of the IAD. Also present during this statement were Special Agents [REDACTED] and [REDACTED] of the FBI and Attorney [REDACTED] of the USCP General Counsel. The following is a brief summary of USCP Officer [REDACTED] statement:
(Attachment 15)

Officer [REDACTED] reported that upon arriving for his shift (evening shift) he learned of what was happening outside and inside of the Capitol. Officers [REDACTED] and [REDACTED] responded to the Capitol on foot from their headquarters because there were no vehicles available.

Officer [REDACTED] entered the Capitol through the south door and had just met up with their lieutenant when a radio transmission was broadcast advising that shots had been fired outside of the Speakers Lobby. Officer [REDACTED] stated that the broadcast may have been Chambers, but he was pretty sure the radio transmission advised the Speakers Lobby.

Officer [REDACTED] used to work inside the House Chambers so he was familiar with the immediate area, so he along with other CERT officers began to respond. There were two sets of stairs that led up to the Speakers Lobby identified as the east and west stairwells. CERT Officers [REDACTED] [REDACTED] [REDACTED] and [REDACTED] proceeded towards the east stairwell and began to ascend the staircase.

As the CERT officers were ascending the east stairwell, Officer [REDACTED] observed a "massive" crowd who appeared to be angry and hostile standing in front of the doors that lead into the Speakers Lobby. Officer [REDACTED] then observed a couple of uniformed officers heading past them walking down the east stairwell. Officer [REDACTED] then observed some rioters hitting the glass on the doors and the fixed windows next to the doors with sticks or poles. Officer [REDACTED] stated that these sounds may have initially been mistaken and identified as the gunshots.

Shortly after arriving in the east stairwell and realizing that the shots fired call may have been a false alarm, Officer [REDACTED] attempted to determine their (CERTs) next plan of action. Officer [REDACTED] then heard another noise which wasn't that loud, possibly due to their hearing protection. However, that's when he observed Ms. Babbitt falling towards the floor holding her chest.

Officer [REDACTED] initially thought that Ms. Babbitt was possibly hit by a less lethal projectile but soon learned that she had been struck by a bullet. Officer [REDACTED] began attempting to identify a potential threat at which time Officer [REDACTED] began to administer first aid to Ms. Babbitt. Officer [REDACTED] after scanning the crowd, began to assist Officer [REDACTED]

Officer [REDACTED] stated to him (Officer [REDACTED] that Ms. Babbitt was suffering from a chest wound and they wanted to try and get a "seal" on the wound. Officers [REDACTED] and [REDACTED] continued to try to administer medical intervention. However, since the rioters weren't moving back or away, Officer [REDACTED] suggested that Ms. Babbitt be moved to the lower level.

While on the ground floor, a medic from an FBI Hostage Rescue and DCFEMS assisted them with medical intervention.

While ascending the stairwell and prior to Ms. Babbitt being shot, Officer [REDACTED] was unaware that there were USCP officers inside of the Speakers Lobby. Upon Ms. Babbitt being injured he recalled hearing Officer [REDACTED] yelling, "Blue! Blue! Blue!" and could not see with whom Officer [REDACTED] was attempting to communicate with.

Officer [REDACTED] did not recall hearing any type of verbal commands being given prior to Ms. Babbitt being shot, nor did he see who shot Ms. Babbitt. Officer [REDACTED] later that afternoon learned Ms. Babbitt was shot by a member of the USCP.

Officer [REDACTED]

USCP

On February 4, 2021, USCP CERT Officer [REDACTED] provided an audio-recorded statement to Agent [REDACTED] of the IAD. Also present during this statement were Special Agents [REDACTED] and [REDACTED] of the FBI and Attorney [REDACTED] of the USCP General Counsel. The following is a brief summary of USCP Officer [REDACTED] statement:
(Attachment 16)

Officer [REDACTED] related that on January 6, 2021, officers from the USCP had been responding to different calls for service all throughout the US Capitol. Officer [REDACTED] was outside of the south door in the Hall of Columns with CERT members [REDACTED] [REDACTED] and [REDACTED] when they heard a radio transmission for gunshots being fired on the House Floor.

Officer [REDACTED] along with the other CERT members responded to the east stairwell and as they were ascending the stairwell, they observed three uniformed USCP officers descending the stairwell. Officer [REDACTED] believed that since the uniformed officers were moving away from the House Chambers that there were no actual gunshots heard.

As CERT proceeded further up the staircase, Officer [REDACTED] observed Mr. [REDACTED] on the top of the stairwell. Officer [REDACTED] attempted to get to his location and determine if there were still members in the House Chamber. Officer [REDACTED] while attempting to get to Mr. [REDACTED] observed Ms. Babbitt "jump up." Officer [REDACTED] then heard what sounded like a gunshot or what may have been glass being broken. Officer [REDACTED] then observed Ms. Babbitt falling backwards.

After Ms. Babbitt fell to the floor it appeared to him that Mr. [REDACTED] was attempting to pick her up, not realizing that she had possibly been shot. Officer [REDACTED] recalled that Officer [REDACTED] then began yelling, "Blue! Blue! Blue!"

While Mr. [REDACTED] attempted to lift Ms. Babbitt up, Officer [REDACTED] observed Ms. Babbitt coughing up blood. Officer [REDACTED] then began to administer first aid to Ms. Babbitt as he (Officer [REDACTED] along with other USCP officers began to try to get the rioters to back up. Officer [REDACTED] and Mr. [REDACTED] put a chest seal on Ms. Babbitt and moved her to a safer location.

Prior to Ms. Babbitt being injured, Officer [REDACTED] did not hear any verbal commands; however, he qualified this statement by also advising that the sounds of the crowd were overwhelming and he was also equipped with headphones and an ear piece. Although Officer [REDACTED] spent a number of years on the House Chamber detail and knew that there were officers assigned to this detail, he did not recall seeing any officers inside of the Speakers Lobby.

In closing, Officer [REDACTED] although equipped with less lethal service weapons, he did not utilize any of them because he felt that it would only further escalate the actions of the rioters.

Officer [REDACTED]

USCP

On February 4, 2021, USCP CERT Officer [REDACTED] provided an audio-recorded statement to Agent of the IAD. Also present during this statement were Special Agents [REDACTED] and [REDACTED] of the FBI and Attorney [REDACTED] of the USCP General Counsel. The following is a brief summary of USCP Officer [REDACTED] statement: **(Attachment 17)**

Officer [REDACTED] was initially standing in the Hallway of Columns, which is directly underneath the Speaker's Lobby area. Officer [REDACTED] while at this location heard a transmission over the radio, that "shots" had been fired in the House Chamber.

CERT Officers [REDACTED] [REDACTED] [REDACTED] and [REDACTED] placed themselves into a "stack" and then began to head towards the Speakers Lobby. While on a landing of the east stairwell between the first and second floors, Officer [REDACTED] heard a gunshot. As the "stack" continued moving up the stairwell towards the Speakers Lobby, Officer [REDACTED] observed Ms. Babbitt lying on the floor. Officer [REDACTED] was not in a position to see Ms. Babbitt when she attempted to climb through the window that led into the Speakers Lobby.

Officer [REDACTED] began to administer first aide to Ms. Babbitt and then a decision was made to move her, so a few of his colleagues picked Ms. Babbitt up off the floor and began to carry her down the east stairwell.

Officer [REDACTED] related that he then proceeded to walk to the top of the east stairwell and eventually climbed through the broken out window to enter the Speakers Lobby. While inside the Speakers Lobby, he made contact with CERT Lieutenant [REDACTED]

While in the Speakers Lobby, Lieutenant [REDACTED] spoke with Lieutenant Byrd and appeared to be trying to console him.

Civilian Witness

Mr. [REDACTED] Office of the Sergeant at Arms

On January 6, 2021, Mr. [REDACTED] provided an audio-recorded statement to Agents [REDACTED] and [REDACTED] of the IAD. The following is a brief summary of Mr. [REDACTED] statement: **(Attachment 18)**

On January 6, 2021, the US Capitol building was breached on the east side of the Rotunda. After the breach occurred, Mr. [REDACTED] along with three or four unknown USCP officers, attempted to keep the rioters from advancing through the hallways near the House Chamber Floor. Mr. [REDACTED] indicated another group of rioters were near the main House Chamber Floor doorway at the same time.

The rioters were unruly and eventually pushed through himself and the other officers, which caused the small group of USCP officers to reposition near the "Dem" door to keep the group from advancing. However, the USCP officers were unsuccessful and the rioters proceeded to the doorway that led into the Speakers Lobby.

The doorway to the Speakers Lobby, which is mostly glass with a wooden frame, had been barricaded from the inside with large pieces of furniture, and several USCP officers were behind the barricade as well. While positioned at the door, Mr. [REDACTED] advised that the rioters were large in number, loud, and agitated.

The rioters eventually began to utilize their flag poles, striking the glass, which eventually caused the glass to break and fall to the floor.

Ms. Babbitt was directly in front of Mr. [REDACTED] during all of the unrest at the doorway, and although she was agitated, he was able to have a brief dialogue with her. Mr. [REDACTED] explained that he also observed Ms. Babbitt participate in breaking the glass to the doors.

Mr. [REDACTED] recalled observing the CERT officers coming up the east stairwell, and then heard a single gunshot, which was loud and appeared to be have come from over his right shoulder. Mr. [REDACTED] did not observe a gun, nor did he see any muzzle flash. Immediately after hearing the gunshot, Mr. [REDACTED] observed Ms. Babbitt fall to the floor.

Mr. [REDACTED] described Ms. Babbitt as "bleeding really bad" and he immediately began to administer aid along with members of the CERT. Ms. Babbitt's clothing was cut away to expose a gunshot wound to the left shoulder area which he eventually covered with a chest seal.

As aid was continuing to be administered, the rioters eventually began to cooperate with the USCP officers' instructions. CERT members then evacuated Ms. Babbitt from the area by carrying her down the east stairwell.

Mr. [REDACTED] did not recall seeing any objects in Ms. Babbitt's hands, but he did note that he was not able to constantly observe her hands during the riotous behavior taking place. Mr. [REDACTED] explained that Ms. Babbitt was identifiable because she was wearing a backpack.

At the conclusion of the interview, Mr. [REDACTED] indicated that as the breach of the Capitol occurred, a joint session of Congress was taking place, which included the entire Congressional leadership along with half of the Executive Branch.

Mr. [REDACTED]⁷ [REDACTED]

On January 6, 2021, Mr. [REDACTED] provided a non-recorded statement to Special Agent [REDACTED] of the USCP and Agent [REDACTED] of the IAD. The following is a brief summary of Mr. [REDACTED] statement: **(Attachment 19)**

Mr. [REDACTED] was on the east stairwell leading up to the second floor of the Speakers Lobby hallway, when he noted an unidentified male rioter, approximately 5'8", 130 pounds, wearing jeans, and a black and yellow shirt, yelling at two uniformed USCP officers and Mr. [REDACTED] who was identified as being dressed in business attire.

⁷ Mr. [REDACTED] was identified as a demonstrator who willingly provided a statement to Special Agent [REDACTED] and Agent [REDACTED]

The unidentified male was observed pushing on the doors to the House Chamber⁸. Ms. Babbitt was observed standing nearby the unidentified male. The rioters were heard yelling, "We are not here for you. We are here for them!" Mr. [REDACTED] also observed several USCP officers with rifles moving up the east stairwell towards the Speakers Lobby. Mr. [REDACTED] further observed there were approximately 30 rioters in the area.

Mr. [REDACTED] then heard a loud noise, and observed Ms. Babbitt fall to the floor. Mr. [REDACTED] smelled what he believed was gunpowder; however, he did not see who discharged a weapon. Mr. [REDACTED] did not see Ms. Babbitt in possession of any weapons.

Several USCP officers then started commanding that the rioters "make a hole," as Ms. Babbitt was carried down the east stairwell past him.

Mr. [REDACTED]

On January 8, 2021, [REDACTED] provided an audio-recorded statement to Agent [REDACTED] of the IAD. The following is a brief summary of Mr. [REDACTED] statement: **(Attachment 20)**

On January 6, 2021, there were a number of Members on the House Floor, to include the balconies, debating the Electoral College. Mr. [REDACTED] recalled hearing several radio transmissions over the US Capitol officers' radios and then reported seeing several social media images coming over his mobile device. Mr. [REDACTED] then observed a US Capitol Police lieutenant approach the Speaker's area and give an update on what was transpiring outside and then inside of the US Capitol.

Mr. [REDACTED] then began hearing noises that sounded like someone was beating on the doors outside of the House Chamber. Mr. [REDACTED] then began assisting US Capitol officers with barricading the doors that led into the House Chamber. Mr. [REDACTED] advised that he had some more conversations with the US Capitol officers and then he began to hear glass breaking. Mr. [REDACTED] explained that the rioters may have been using a "glass punch" to break the windows and that these sounds can be misinterpreted as "gunshots."

Upon hearing the glass being broken, someone on the House Floor began yelling, "Shots fired," and a US Capitol police officer broadcasted that shots were fired over the radio. Mr. [REDACTED] recognized that the sounds were not gunshots.

As the rioters continued to bang and rattle the House Chambers doors, a plan was being devised to try to evacuate the remaining Members from inside of the House Chamber. The House Chamber Members were then led out into the Speakers Lobby and escorted down the west stairwell.

⁸ These doors are actually identified as the Speakers Lobby's doors.

Shortly thereafter, Mr. [REDACTED] observed Lieutenant Byrd, who appeared to be alone, in the Speakers Lobby utilizing a pillar as cover/concealment, pointing his service pistol at the doors to the Speakers Lobby. This area was a main concentration of where the rioters were attempting to breach the House Chamber. Mr. [REDACTED] recalled hearing Lieutenant Byrd giving loud verbal commands, stating that he (Lieutenant Byrd) would "shoot." Although Lieutenant Byrd was giving other commands, Mr. [REDACTED] could not clearly understand what was being stated.

Mr. [REDACTED] again heard the sounds of glass breaking and then heard what sounded like two gunshots; however, he was not absolutely sure on the number of gunshots heard. Mr. [REDACTED] felt that Lieutenant Byrd did everything he could do in an effort to protect the remaining Members who were trapped in the balconies of the House Chamber. Mr. [REDACTED] stated that in his opinion, Lieutenant Byrd saved a number of people's lives when he discharged his service pistol.

If Ms. Babbitt would have breached the Speakers Lobby, a number of other rioters would have followed Ms. Babbitt. Mr. [REDACTED] felt that if this had occurred the rioters could have easily taken Lieutenant Byrd's service pistol from him, and utilize the service pistol not only against him (Lieutenant Byrd) but the other Members who were still inside the House Chamber.

In closing, Mr. [REDACTED] felt that after Lieutenant Byrd had discharged his service pistol, he was definitely visibly shaken.

Evidence and Firearms

Department of Forensic Science (DFS) Scientists [REDACTED] and [REDACTED] responded to the Med Star WHC and performed the below listed tasks. All reports regarding DFS documents bear DFS # [REDACTED] (Attachment 21)

1. Recovered Ms. Babbitt's assorted clothing;
2. Recovered a "Para Force" folding knife in Ms. Babbitt's pants pocket;
3. Recovered one coral colored iPhone inside a clear case

USCP Crime Scene Search (CSS) Officer [REDACTED] performed the following tasks prior to the arrival of the DFS:⁹

1. Glock 22, .40 caliber service weapon of Lieutenant Byrd was recovered and inspected;
2. One .40 caliber cartridge recovered from the chamber of the weapon.
3. Glock magazine recovered from the well of the weapon, which contained fourteen cartridges. *(A fully loaded Glock 22 magazine contains fifteen cartridges.)*

⁹ USCP Officer [REDACTED] turned over Lieutenant Byrd's service pistol to DFS Scientist [REDACTED] while inside of the House Chambers.

DFS Scientists [REDACTED], [REDACTED], [REDACTED] Capitol building and performed the following tasks:

1. Photographs were taken of the scene;
2. LEICA scan of the Speakers Lobby;
3. Recovered numerous items of assorted clothing and personal effects;
4. Recovered California driver's license in the name of Babbitt, Ashli
5. Recovered a red, white and blue "JANSPORT" backpack;
6. US Currency in the amount of two-hundred sixty-six dollars;
7. Recovered numerous assorted flag poles;
8. Service Weapon of USCP Lieutenant Byrd was turned over to DFS by USCP CSS Officer [REDACTED];
9. Glock Magazine and fifteen "SPEER .40 S&W" cartridges turned over to DFS by USCP CSS Officer [REDACTED]
10. Recovered one "SPEER .40 S&W" cartridge casing recovered from the floor Speakers Lobby

Evidence & Firearms Recovered / Processed:

Rounds Fired by Lieutenant Byrd:	One
Rounds Taking Effect:	One
Property Damage:	None ¹⁰

1. **Glock 22, .40 caliber semi-automatic pistol, Serial # [REDACTED], Property of the USCP.**

Issued to Lieutenant Byrd; the weapon was examined by USCP CSS Officer [REDACTED] after the incident and was found to have one (1) cartridge in the chamber and fourteen cartridges in the magazine.

DFS Scientist [REDACTED] responded to the OCME office and performed the following task:

1. Recovered one bullet that had been recovered from Ms. Babbitt's right shoulder by Doctor [REDACTED]

Firearms Examination Report

Firearms Examiner Mr. [REDACTED] examined Lieutenant Byrd's service pistol and prepared the report. The following is a summary of the examination results: **(Attachment 22)**

¹⁰ Although there were visible signs of damage due to the actions of the rioters, there was no apparent property damage observed or located as a result of the discharge of Lieutenant Byrd's service pistol.

Glock, caliber .40 S&W, semi-automatic pistol, model 22, serial number [REDACTED] (identified as item #8) was issued to Lieutenant Byrd. The service pistol was found to be in normal operating condition.

Item #7 was identified as a .40 S&W cartridge casing, Speer brand, which was microscopically examined and identified as having been fired by Item #8 (Glock). This finding was based on agreement of firing pin and firing pin aperture shear marks.

Item #41 was identified as a .40 caliber copper jacketed bullet, which was fired from a barrel rifled with six polygonal grooves, right twist.

Although Item #41 was microscopically examined, the bullet could not be identified or eliminated as having been fired from Item #8 (Glock), due to damage and a lack of individual marks in the land impressions.

Item #9 was identified as a Glock brand, caliber .40 S&W box type magazine with a checked capacity of fifteen cartridges, which fits and functions in Item #8 (Glock).

Body Worn Camera Section

USCP officers are not equipped with BWCs.

Radio Zone Transmissions

The transmissions of the Special Operations Divisions (SOD) Events, radio zone was obtained from the Office of Unified Communications (OUC). The recordings were reviewed by Agent [REDACTED] of the IAD. The recordings are maintained within the IAD's main files.

Upon reviewing the radio transmissions of the SD1-EVTs radio zone, the following is a paraphrased summarization of the transmissions that may be relevant to this investigation: *(The time noted represents the time stamp of the recording)*
(Attachment 23)

OUC Radio Transmissions relating to the United States Capitol Police (USCP) Officer Involved Shooting (OIS) that occurred at the United States (U.S.) Capitol Building on Wednesday, January 6, 2021.

SOD 1400-1500 Hours

This recording was 35 minutes and 10 seconds long.

25:20 – JOCC radio advised, "Shots fired, on the House Floor by USCP"

25:47 – CDU 51 advised that it was an "M-80, he thinks"

26:13 – CDU 51 advised it was [inaudible] it was something from inside;

26:42 – JOCC radio advised "Shots fired in the lobby of the House Floor;"

USCP radio zone recordings were initially provided to the MPD. However, Attorney [REDACTED] of the UCSP General Counsel requested that the CDs containing the transmission be returned due to sensitive information on the CDs. At the time of this Final Investigation, the USCP has not forwarded any radio zone recordings.

Closed Circuit Television

On January 6, 2020, Agent [REDACTED] of IAD viewed several USCP operated Closed-Circuit Television Video (CCTV) cameras that covered the location of the incidents inside of the United States Capitol Building. The following is a brief summary of the CCTV videos. The noted time represent the actual time as listed in the CCTV system.¹¹ [REDACTED]

[REDACTED] (Attachment 24)

Camera title: [REDACTED]

Video starts at 2:23:00 PM

Approximately 2:23:15 (actual time) video captured a number of rioters inside the US Capitol and further captured Ms. Babbitt climbing up and entering through a broken out windowpane. Ms. Babbitt does not appear to be carrying anything in her hands.

Camera title: [REDACTED]

Video starts at 2:40:40 PM

Approximately 2:41:00 (actual time) video captured a number of rioters walking through the halls of the US Capitol to include Ms. Babbitt who continues to walk by herself through the halls possibly holding a cellular device.

Camera title: [REDACTED]

Video starts at 2:48:04 PM

Captures some USCP activity at the door but nothing relevant to the force investigation.

Camera title: [REDACTED]

Video starts at 2:48:01 PM

Captures USCP and MPD activity at the door and medics entering with stretcher for Ms. Babbitt, but nothing relevant to the force investigation.

¹¹ These videos have been uploaded into Evidence.com and are available under the CCN [REDACTED] and under IAD_IS# [REDACTED]

Camera title: [REDACTED]

Video starts at 2:58:00 PM

Captures USCP and MPD activity at the door and DCFEMS exiting with Ms. Babbitt on stretcher but nothing relevant to the force investigation.

Social Media¹²

The following are summarizations of the videos. The time noted represents the time stamp of the recording. (**Attachment 25**)

Video titled "Int of Mr. Thomas Baranyi.MP4"¹³

00:05-Mr. Baranyi identified himself by name and that he was from New Jersey;

00:10—Mr. Baranyi displayed his hand for the camera which apparently had blood on his hand. Mr. Baranyi then explained that "we" stormed into the Chambers inside and a young lady (Ms. Babbitt) rushed through the window. Mr. Baranyi advised that a number of police and Secret Service were stating, "Get back! Get down! Get out of the way! Mr. Baranyi related that Ms. Babbitt didn't heed the call and "they" shot her in the neck;

00:33-Mr. Baranyi related that Ms. Babbitt then started moving weirdly and he observed blood coming out of her mouth and neck;

00:40-Mr. Baranyi then reported that riot police came into the building and ushered them out with their sticks;

01:13-Mr. Baranyi explained to a reporter that he did not need EMS, that he was not hurt.

Video titled "Banned-Video"

00:05-A couple of uniformed USCP officers are observed descending down the east stairwell as members of the USCP CERT were observed coming up the stairwell;

00:09-A number of rioters were seen in the area directly outside of the doors that led into the Speakers Lobby. Ms. Babbitt, who was observed wearing a red, white, and blue backpack, was observed crawling through a broken out window space to the right of the swinging doors. A gunshot was heard and Ms. Babbitt was observed falling down onto the floor;

¹² Multiple social media videos have been uploaded into Evidence.com and are available under the CCN [REDACTED] and under IAD_IS#[REDACTED].

¹³ Mr. Baranyi was arrested by Special Agents with the Federal Bureau of Investigation. Upon being arrested Mr. Baranyi invoked his Fifth Amendment.

00:14-Ms. Babbitt was then observed being attended to by Mr. [REDACTED] and an unidentified demonstrator. Members of the CERT were attempting to clear several rioters from the area;

01:05-A member of CERT appeared to be attempting to administer first aid to Ms. Babbitt as additional USCP officers continued to try and clear rioters out the immediate area;

02:08-Several rioters were observed crowded into the entranceway of the Speakers Lobby;

Video titled "Shooting View"

00:01-Lieutenant Byrd was observed partially behind a wall in the Speakers Lobby pointing his service pistol in the direction of the broken windowpanes;

00:08-Lieutenant Byrd was observed stepping out into the hallway of the Speakers Lobby and discharging his service pistol one time;

00:10-Ms. Babbitt was observed falling backwards from the windowpane that she had been trying to access;

00:15-Mr. [REDACTED] attempted to reposition Ms. Babbitt on the floor;

00:39-A member of the CERT appeared to be attempting to begin to administer first aide.

Video titled-"BREAKING-Woman shot DEAD"

00:01-USCP CERT members were observed walking up the east stairs;

00:13-Several rioters were then observed standing in front of the doors that led into the Speakers Lobby and rioters can be heard attempting to break out the glass of the doors;

00:29-Three uniformed USCP officers began to descend the east stairwell;

00:42-A demonstrator can be heard yelling, "Go, bust it down." Ms. Babbitt who can be seen wearing a red, white, and blue backpack was then observed climbing through a broken out window that was to the immediate right of the Speakers Lobby's doors. A gunshot was then heard and Ms. Babbitt fell backwards onto the floor;

00:49-The windows on the doors that led into the Speakers Lobby were broken and furniture can be seen barricading the doors. A demonstrator could be overheard stating, "It was just a flashbang." Mr. [REDACTED] was observed repositioning Ms. Babbitt on the floor.

Video titled-"stop the seal chant"

This video was reviewed by the investigating agent and it did not capture the use of force by Lieutenant Byrd.

Video titled-"shooting2"

00:01-Ms. Babbitt was observed lying prone with her back on the floor. There is apparent blood observed on the left side of Ms. Babbitt's mouth and cheek. Several rioters began yelling for help and stating that she (Ms. Babbitt) needs help;

00:34-A USCP CERT member appeared to be administering first aid;

Video titled-"yt1s.com-BREAKING Woman shot DEAD by Capitol Police inside"

This video was reviewed by the investigating agent and captured the same video footage as the video titled-"**BREAKING-Woman shot DEAD**"

Video titled-"Capitol Building Shooting Twitter"

00:02-Ms. Babbitt was briefly captured climbing through a broken window that led into the Speakers Lobby;

00:03-A gunshot could be heard and an unidentified demonstrator was overheard stating, "That sounded like a fucking gunshot";

00:10-Mr. [REDACTED] was observed attempting to reposition Ms. Babbitt on the floor;

00:24-An unknown demonstrator was overheard stating, "Active shooter. There's an active shooter here, get her down";

Mobile Phone Video¹⁴

The following is a brief synopsis of Mr. [REDACTED] mobile device.

00:00-Video begins by showing the front of the Speakers Lobby and USCP members Sergeant [REDACTED] and Officers [REDACTED] and [REDACTED] are present;

00:11-Mr. [REDACTED] began to descend the east stairwell as members of the CERT were ascending the stairwell. Loud banging and screaming could be heard;

00:34-Sergeant [REDACTED] and Officers [REDACTED] and [REDACTED] were observed beginning to descend the east stairwell;

¹⁴ Mr. [REDACTED] who provided a statement, additionally provided the video from his mobile phone device.

00:46-CERT Officer [REDACTED] was observed speaking with Mr. [REDACTED] when a gunshot could be heard;

00:52-CERT Officer [REDACTED] was observed scanning the crowd as Mr. [REDACTED] began attempting to assist Ms. Babbitt;

01:00-Mr. [REDACTED] began to descend further down the east stairwell as an officer(s) was heard giving verbal commands to back up.


Consultation with the United States Attorney's Office

On January 7, 2021, the investigating agent notified AUSA [REDACTED] regarding Lieutenant Byrd's Use of Force (Glock).

On January 8, 2021, the investigating agent forwarded AUSA [REDACTED] the investigative report regarding this event for her review.

On April 14, 2021, AUSA [REDACTED] forwarded a Letter of Declination to the IAD and Agent [REDACTED] regarding Lieutenant Byrd's Use of Force (Glock) against Ms. Ashli Babbitt, which occurred on January 6, 2021. The Letter of Declination notified the Department that the USAO had declined criminal prosecution. **(See Attachment 5)**

Upon the issuance of the Declination Letter, this investigation became administrative in nature. Therefore, the event will be further investigated by members of the USCP's Office of Professional Responsibility for Findings and Recommendations regarding Lieutenant Byrd's Use of Force (Glock).



Agent
Internal Affairs Division

Attachments

1. PD Form 120
2. Incident Summary Number [REDACTED]
3. Cobalt Report bearing CCN [REDACTED]
4. Email notifying the USAO
5. Letter of Declination
6. PD Form 854 Autopsy
7. OCME Autopsy report
8. PD Form 854 Attempt statement of Lieutenant Byrd
9. PD Form 854 statement of Sergeant [REDACTED]
10. PD Form 854 statement of Officer [REDACTED]
11. PD Form 854 statement of USCP Sergeant [REDACTED]
12. PD Form 854 statement of USCP Officer [REDACTED]
13. PD Form 854 statement of USCP Officer [REDACTED]
14. PD Form 854 statement of USCP Officer [REDACTED]
15. PD Form 854 statement of USCP Officer [REDACTED]
16. PD Form 854 statement of USCP Officer [REDACTED]
17. PD Form 854 statement of USCP Officer [REDACTED]
18. PD Form 854 statement of Mr. [REDACTED]
19. PD Form 854 statement of Mr. [REDACTED]
20. PD Form 854 statement of Mr. [REDACTED]
21. DFS documents
22. Firearms Examination Report
23. PD Form 854 OUC
24. PD Form 854 CCTV
25. PD Form 854 Social Media