

SUPERIOR COURT
OF THE
DISTRICT OF COLUMBIA

Holding a Criminal Term

Grand Jury Sworn in on April 3, 2017

FILED
DC SUPERIOR COURT
CASE MANAGEMENT
2017 MAY 30 PM 4:13

THE UNITED STATES OF AMERICA

v.

AARON CANTU
PDID 719-765

Criminal No.

2017 CF2 001304

Violations:

22 D.C. Code, Section 1322(d)
22 D.C. Code, Sections
1322(b), 1322(d)
22 D.C. Code, Section 1805a
22 D.C. Code, Section 303

(Inciting or Urging to Riot;
Rioting; Conspiracy; Destroying
Property)

COUNT ONE
INCITING OR URGING TO RIOT

1. On or about January 20, 2017, within the District of Columbia, Aaron Cantu willfully incited or urged other people to engage in a riot, that is, a public disturbance involving an assemblage of five or more persons, that by tumultuous and violent conduct and the threat thereof, resulted in serious bodily harm or property damage in excess of \$5,000.

2. It was a part of this riot that Aaron Cantu and others gathered on the morning of January 20, 2017, in and around Logan Circle located at 13th Street and P Street NW, Washington, D.C.

3. It was a part of this riot that, on January 20, 2017, Aaron Cantu and others used a tactic called the "Black Bloc" in which individual defendants wore black or dark colored clothing, gloves, scarves, sunglasses, ski masks, gas masks, goggles, helmets, hoodies, and other face-concealing and face-protecting items to conceal their identities in an effort to prevent law enforcement from being able to identify the individual perpetrators of violence or destruction.

4. It was a part of this riot that, on January 20, 2017, to facilitate violence and destruction, individuals participating in the Black Bloc armed themselves with items that could be used to damage persons and property. These items included hammers, crowbars, metal poles, wooden sticks, wooden poles, bricks, rocks, pieces of concrete, lighters, flares, firecrackers, and other explosive devices.

5. It was a part of this riot that, on January 20, 2017, Aaron Cantu and other individuals participating in the Black Bloc brought face masks, gas masks, and goggles to eliminate or mitigate the effectiveness of crowd control measures that might be used by law enforcement.

6. It was a part of this riot that, at or about 10:19 AM on January 20, 2017, Aaron Cantu and others moved south from Logan Circle on 13th Street NW as part of the Black Bloc.

7. It was a part of this riot that, at about 10:19 AM on January 20, 2017, individuals participating in the Black Bloc carried flares and lit firecrackers and fireworks as Aaron Cantu and others moved south on 13th Street NW.

8. It was a part of this riot that, at or about 10:21 AM on January 20, 2017, within two (2) blocks of leaving Logan Circle, individuals participating in Black Bloc started breaking and attempting to break the windows of a BP gas station located in the 1300 block of 13th Street NW, as Aaron Cantu and others moved south on 13th Street NW.

9. It was a part of this riot that, beginning at or about 10:23 AM on January 20, 2017, and continuing for the duration of the riot, individuals participating in the Black Bloc began pulling newspaper stands, trashcans and signs into the street, blocking vehicles as Aaron Cantu and others moved through the streets of the District of Columbia.

10. It was a part of this riot that, beginning at about 10:25 AM on January 20, 2017, and continuing for the duration of the riot, individuals participating in the Black Bloc used spray paint to deface public and private property as Aaron Cantu and others moved through the streets of the District of Columbia.

11. It was a part of this riot that, at about 10:26 AM on January 20, 2017, individuals participating in the Black Bloc broke the windows of an Au Bon Pain restaurant located in the 1100 block of 13th Street NW, as Aaron Cantu and others moved south on 13th Street NW.

12. It was a part of this riot that, at about 10:27 AM on January 20, 2017, individuals participating in the Black Bloc attempted to break the windows of Maddy's Taproom restaurant located in the 1100 block of 13th Street NW, by hitting it with wooden sticks as Aaron Cantu and others moved south on 13th Street NW.

13. It was a part of this riot that, at about 10:29 AM on January 20, 2017, Aaron Cantu and others turned west from 13th Street NW onto K Street NW as part of the Black Bloc.

14. It was a part of this riot that, at about 10:30 AM on January 20, 2017, defendants Jashua Barnak and Kimberly Cain and other individuals participating in the Black Bloc broke the windows of a limousine parked on the north side of K Street NW, and assaulted the limousine driver as he stood near the vehicle, as Aaron Cantu and others moved west on K Street NW.

15. It was a part of this riot that, at about 10:32 AM on January 20, 2017, Aaron Cantu and others participating in the Black Bloc moved into Franklin Square park from the north side of the park, regrouped, then left Franklin Square park moving east on I Street NW as part of the Black Bloc.

16. It was a part of this riot that, at about 10:34 AM on January 20, 2017, individuals participating in the Black Bloc broke the windows of a government vehicle and used spray paint to deface the vehicle, as Aaron Cantu and others moved east on I Street NW.

17. It was a part of this riot that, at about 10:35 AM on January 20, 2017, defendants Jashua Barnack, Michael Basillas, Kimberly Cain, Anthony Felice, and Dane Powell, and other individuals participating in the Black Bloc, broke the windows of a Starbuck's coffee shop located in the 1200 block of I Street NW, as Aaron Cantu and others moved east on I Street NW.

18. It was a part of this riot that, at about 10:35 AM on January 20, 2017, defendants Michael Basillas, Phillip Brewer, Ella Fassler, Carlo Piantini, Joan Steffon, and other individuals

participating in the Black Bloc, broke the windows of a Bank of America branch located in the 1200 block of I Street NW, as Aaron Cantu and others moved east on I Street NW.

19. It was a part of this riot that, at about 10:35 AM on January 20, 2017, defendant Ian Grant, and other individuals participating in the Black Bloc, broke or attempted to break the windows of the Atrium Café restaurant located in the 1200 block of I Street NW, as Aaron Cantu and others moved east on I Street NW.

20. It was a part of this riot that, at about 10:36 AM on January 20, 2017, individuals participating in the Black Bloc broke the windows of Bobby Van's restaurant located in the 1200 block of New York Ave NW, as Aaron Cantu and others moved south on New York Avenue NW.

21. It was a part of this riot that, at about 10:37 AM on January 20, 2017, Aaron Cantu and others participating in the Black Bloc reached the intersection of 12th Street NW and New York Avenue NW, and turned east on New York Avenue NW.

22. It was a part of this riot that, at about 10:38 AM on January 20, 2017, as Aaron Cantu and others participating in the Black Bloc attempted to move past 11th Street NW and New York Ave NW, Aaron Cantu and others participating in the Black Bloc encountered a police line and turned around, moving west on New York Avenue NW towards 13th Street NW.

23. It was a part of this riot that, at about 10:40 AM on January 20, 2017, defendant Dane Powell and other individuals participating in the Black Bloc broke the windows of a McDonald's restaurant located near the intersection of New York Avenue NW and 13th Street NW, as Aaron Cantu and others moved west on New York Avenue NW.

24. It was a part of this riot that, at about 10:41 AM on January 20, 2017, Aaron Cantu and others participating in the Black Bloc moved north on 13th Street NW in an effort to avoid law enforcement.

25. It was a part of this riot that, at about 10:41 AM on January 20, 2017, individuals participating in the Black Bloc damaged the ATM machines at the Wells Fargo Bank located in the 1300 block of I Street NW, as Aaron Cantu and others moved north on 13th Street NW.

26. It was a part of this riot that, at about 10:42 AM on January 20, 2017, Aaron Cantu and others participating in the Black Bloc moved west on I Street NW in an effort to avoid law enforcement.

27. It was a part of this riot that, at about 10:42 AM on January 20, 2017, individuals participating in the Black Bloc broke the windows of a police cruiser located in the 1300 block of I Street NW, as Aaron Cantu and others moved west on I Street NW.

28. It was a part of this riot that, at about 10:43 AM on January 20, 2017, Aaron Cantu and others participating in the Black Bloc moved into Franklin Square park from the south side and the west side of the park, regrouped, then left Franklin Square park moving north on 14th Street NW as part of the Black Bloc.

29. It was a part of this riot that, at about 10:45 AM on January 20, 2017, Aaron Cantu and others participating in the Black Bloc moved towards the Crowne Plaza hotel located at 14th Street and K Street NW.

30. It was a part of this riot that, at about 10:46 AM on January 20, 2017, defendant Michael Basillas, and other individuals participating in the Black Bloc, broke the windows at the Starbucks coffee shop located at the Crowne Plaza in the 1000 block of 14th Street NW, as Aaron Cantu and others moved north in the 1000 block of 14th Street NW.

31. It was a part of this riot that, at about 10:47 AM on January 20, 2017, Aaron Cantu and others participating in the Black Bloc reached the intersection of 14th Street NW and L Street NW, and turned east on L Street NW.

32. It was a part of this riot that, at about 10:48 AM on January 20, 2017, an individual participating in the Black Bloc threw a patio chair at law enforcement officers in the area, causing an officer to fall off his motorcycle and, during efforts to apprehend the Black Bloc participant, a law enforcement officer suffered a broken wrist.

33. It was a part of this riot that, at about 10:49 AM on January 20, 2017, Aaron Cantu and others participating in the Black Bloc ran together east on L Street NW in an effort to avoid law enforcement.

34. It was a part of this riot that, at about 10:49 AM on January 20, 2017, individuals participating in the Black Bloc broke the windows of a commercial building located in the 1200 block of L Street NW, as Aaron Cantu and others moved east on L Street NW.

35. It was a part of this riot that, at about 10:50 AM on January 20, 2017, Aaron Cantu and others participating in the Black Bloc observed law enforcement forming a police line consisting of less than two dozen officers at the intersection of 12th Street NW and L Street NW.

36. It was a part of this riot that, at about 10:52 AM on January 20, 2017, approximately two hundred individuals participating in the Black Bloc, charged at the police line at 12th Street NW and L Street NW, in an attempt to avoid arrest by law enforcement.

37. It was a part of this riot that, beginning at about 10:19 AM and continuing until 10:52 AM on January 20, 2017, Aaron Cantu and others participating in the Black Bloc traveled together a distance of approximately sixteen (16) city blocks as individuals participating in the Black Bloc committed acts of violence and destruction.

38. It was a part of this riot that, beginning at about 10:19 AM and continuing until 10:52 AM on January 20, 2017, Aaron Cantu and others participating in the Black Bloc, did not exercise multiple opportunities to leave the Black Bloc, choosing instead to stay with the Black Bloc, including two separate occasions when the Black Bloc dispersed into Franklin Square park and regrouped, thereby allowing individuals in the Black Bloc to commit further acts of violence and destruction.

39. It was a part of this riot that, beginning at about 10:19 AM and continuing until 10:52 AM on January 20, 2017, Aaron Cantu and others participating in the Black Bloc traveled together for approximately sixteen (16) city blocks as individuals within the Black Bloc voiced commands to Aaron Cantu and others to ensure that the group moved together for the purpose

of aiding those individuals committing the violent and destructive acts by allowing them to hide among Aaron Cantu and others participating in the Black Bloc in an effort to avoid detection by law enforcement.

40. It was a part of this riot that, beginning at about 10:21 AM and continuing until 10:52 AM on January 20, 2017, individuals participating in the Black Bloc cheered and celebrated the violence and destruction by participants in the Black Bloc, and also chanted "Fuck it up," "Fuck Capitalism," and "Whose streets? Our streets" prior to, during, and after acts of violence and destruction.

41. It was a part of this riot that, beginning at about 10:45 AM and continuing past 11:00 AM on January 20, 2017, Aaron Cantu and others changed and removed their clothing in an attempt to alter their appearance or conceal from law enforcement their participation in the Black Bloc.

42. It was a part of this riot that, starting at approximately 10:21 AM and continuing until 10:52 AM on January 20, 2017, the damage to commercial businesses, and other public and private property and vehicles exceeded more than \$5,000. (Inciting or Urging to Riot, in violation of 22 D.C. Code, Section 1322(d) (2001 ed.))

COUNT TWO RIOTING

1. On or about January 20, 2017, within the District of Columbia, Aaron Cantu willfully engaged in a riot, that is, a public disturbance involving an assemblage of five or more persons, that by tumultuous and violent conduct and the threat thereof, resulted in serious bodily harm or property damage in excess of \$5,000.

2. It was a part of this riot that Aaron Cantu and others gathered on the morning of January 20, 2017, in and around Logan Circle located at 13th Street and P Street NW, Washington, D.C.

3. It was a part of this riot that, on January 20, 2017, Aaron Cantu and others used a tactic called the "Black Bloc" in which individual defendants wore black or dark colored clothing, gloves, scarves, sunglasses, ski masks, gas masks, goggles, helmets, hoodies, and other face-concealing and face-protecting items to conceal their identities in an effort to prevent law enforcement from being able to identify the individual perpetrators of violence or destruction.

4. It was a part of this riot that, on January 20, 2017, to facilitate violence and destruction, individuals participating in the Black Bloc armed themselves with items that could be used to damage persons and property. These items included hammers, crowbars, metal poles, wooden sticks, wooden poles, bricks, rocks, pieces of concrete, lighters, flares, firecrackers, and other explosive devices.

5. It was a part of this riot that, on January 20, 2017, Aaron Cantu and other individuals participating in the Black Bloc brought face masks, gas masks, and goggles to eliminate or mitigate the effectiveness of crowd control measures that might be used by law enforcement.

6. It was a part of this riot that, at or about 10:19 AM on January 20, 2017, Aaron Cantu and others moved south from Logan Circle on 13th Street NW as part of the Black Bloc.

7. It was a part of this riot that, at about 10:19 AM on January 20, 2017, individuals participating in the Black Bloc carried flares and lit firecrackers and fireworks as Aaron Cantu and others moved south on 13th Street NW.

8. It was a part of this riot that, at or about 10:21 AM on January 20, 2017, within two (2) blocks of leaving Logan Circle, individuals participating in Black Bloc started breaking and attempting to break the windows of a BP gas station located in the 1300 block of 13th Street NW, as Aaron Cantu and others moved south on 13th Street NW.

9. It was a part of this riot that, beginning at or about 10:23 AM on January 20, 2017, and continuing for the duration of the riot, individuals participating in the Black Bloc began

pulling newspaper stands, trashcans and signs into the street, blocking vehicles as Aaron Cantu and others moved through the streets of the District of Columbia.

10. It was a part of this riot that, beginning at about 10:25 AM on January 20, 2017, and continuing for the duration of the riot, individuals participating in the Black Bloc used spray paint to deface public and private property as Aaron Cantu and others moved through the streets of the District of Columbia.

11. It was a part of this riot that, at about 10:26 AM on January 20, 2017, individuals participating in the Black Bloc broke the windows of an Au Bon Pain restaurant located in the 1100 block of 13th Street NW, as Aaron Cantu and others moved south on 13th Street NW.

12. It was a part of this riot that, at about 10:27 AM on January 20, 2017, individuals participating in the Black Bloc attempted to break the windows of Maddy's Taproom restaurant located in the 1100 block of 13th Street NW, by hitting it with wooden sticks as Aaron Cantu and others moved south on 13th Street NW.

13. It was a part of this riot that, at about 10:29 AM on January 20, 2017, Aaron Cantu and others turned west from 13th Street NW onto K Street NW as part of the Black Bloc.

14. It was a part of this riot that, at about 10:30 AM on January 20, 2017, defendants Jashua Barnak and Kimberly Cain and other individuals participating in the Black Bloc broke the windows of a limousine parked on the north side of K Street NW, and assaulted the limousine driver as he stood near the vehicle, as Aaron Cantu and others moved west on K Street NW.

15. It was a part of this riot that, at about 10:32 AM on January 20, 2017, Aaron Cantu and others participating in the Black Bloc moved into Franklin Square park from the north side of the park, regrouped, then left Franklin Square park moving east on I Street NW as part of the Black Bloc.

16. It was a part of this riot that, at about 10:34 AM on January 20, 2017, individuals participating in the Black Bloc broke the windows of a government vehicle and used spray paint to deface the vehicle, as Aaron Cantu and others moved east on I Street NW.

17. It was a part of this riot that, at about 10:35 AM on January 20, 2017, defendants Jashua Barnack, Michael Basillas, Kimberly Cain, Anthony Felice, and Dane Powell, and other individuals participating in the Black Bloc, broke the windows of a Starbuck's coffee shop located in the 1200 block of I Street NW, as Aaron Cantu and others moved east on I Street NW.

18. It was a part of this riot that, at about 10:35 AM on January 20, 2017, defendants Michael Basillas, Phillip Brewer, Ella Fassler, Carlo Piantini, Joan Steffon, and other individuals participating in the Black Bloc, broke the windows of a Bank of America branch located in the 1200 block of I Street NW, as Aaron Cantu and others moved east on I Street NW.

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21. It was a part of this riot that, at about 10:37 AM on January 20, 2017, Aaron Cantu and others participating in the Black Bloc reached the intersection of 12th Street NW and New York Avenue NW, and turned east on New York Avenue NW.

22. It was a part of this riot that, at about 10:38 AM on January 20, 2017, as Aaron Cantu and others participating in the Black Bloc attempted to move past 11th Street NW and New York Ave NW, Aaron Cantu and others participating in the Black Bloc encountered a police line and turned around, moving west on New York Avenue NW towards 13th Street NW.

23. It was a part of this riot that, at about 10:40 AM on January 20, 2017, defendant Dane Powell and other individuals participating in the Black Bloc broke the windows of a McDonald's restaurant located near the intersection of New York Avenue NW and 13th Street NW, as Aaron Cantu and others moved west on New York Avenue NW.

24. It was a part of this riot that, at about 10:41 AM on January 20, 2017, Aaron Cantu and others participating in the Black Bloc moved north on 13th Street NW in an effort to avoid law enforcement.

25. It was a part of this riot that, at about 10:41 AM on January 20, 2017, individuals participating in the Black Bloc damaged the ATM machines at the Wells Fargo Bank located in the 1300 block of I Street NW, as Aaron Cantu and others moved north on 13th Street NW.

26. It was a part of this riot that, at about 10:42 AM on January 20, 2017, Aaron Cantu and others participating in the Black Bloc moved west on I Street NW in an effort to avoid law enforcement.

27. It was a part of this riot that, at about 10:42 AM on January 20, 2017, individuals participating in the Black Bloc broke the windows of a police cruiser located in the 1300 block of I Street NW, as Aaron Cantu and others moved west on I Street NW.

28. It was a part of this riot that, at about 10:43 AM on January 20, 2017, Aaron Cantu and others participating in the Black Bloc moved into Franklin Square park from the south side and the west side of the park, regrouped, then left Franklin Square park moving north on 14th Street NW as part of the Black Bloc.

29. It was a part of this riot that, at about 10:45 AM on January 20, 2017, Aaron Cantu and others participating in the Black Bloc moved towards the Crowne Plaza hotel located at 14th Street and K Street NW.

30. It was a part of this riot that, at about 10:46 AM on January 20, 2017, defendant Michael Basillas, and other individuals participating in the Black Bloc, broke the windows at the Starbucks coffee shop located at the Crowne Plaza in the 1000 block of 14th Street NW, as Aaron Cantu and others moved north in the 1000 block of 14th Street NW.

31. It was a part of this riot that, at about 10:47 AM on January 20, 2017, Aaron Cantu and others participating in the Black Bloc reached the intersection of 14th Street NW and L Street NW, and turned east on L Street NW.

32. It was a part of this riot that, at about 10:48 AM on January 20, 2017, an individual participating in the Black Bloc threw a patio chair at law enforcement officers in the area, causing an officer to fall off his motorcycle and, during efforts to apprehend the Black Bloc participant, a law enforcement officer suffered a broken wrist.

33. It was a part of this riot that, at about 10:49 AM on January 20, 2017, Aaron Cantu and others participating in the Black Bloc ran together east on L Street NW in an effort to avoid law enforcement.

34. It was a part of this riot that, at about 10:49 AM on January 20, 2017, individuals participating in the Black Bloc broke the windows of a commercial building located in the 1200 block of L Street NW, as Aaron Cantu and others moved east on L Street NW.

35. It was a part of this riot that, at about 10:50 AM on January 20, 2017, Aaron Cantu and others participating in the Black Bloc observed law enforcement forming a police line consisting of less than two dozen officers at the intersection of 12th Street NW and L Street NW.

36. It was a part of this riot that, at about 10:52 AM on January 20, 2017, approximately two hundred individuals participating in the Black Bloc, charged at the police line at 12th Street NW and L Street NW, in an attempt to avoid arrest by law enforcement.

37. It was a part of this riot that, beginning at about 10:19 AM and continuing until 10:52 AM on January 20, 2017, Aaron Cantu and others participating in the Black Bloc traveled together a distance of approximately sixteen (16) city blocks as individuals participating in the Black Bloc committed acts of violence and destruction.

38. It was a part of this riot that, beginning at about 10:19 AM and continuing until 10:52 AM on January 20, 2017, Aaron Cantu and others participating in the Black Bloc, did not exercise multiple opportunities to leave the Black Bloc, choosing instead to stay with the Black Bloc, including two separate occasions when the Black Bloc dispersed into Franklin Square park and regrouped, thereby allowing individuals in the Black Bloc to commit further acts of violence and destruction.

39. It was a part of this riot that, beginning at about 10:19 AM and continuing until 10:52 AM on January 20, 2017, Aaron Cantu and others participating in the Black Bloc traveled together for approximately sixteen (16) city blocks as individuals within the Black Bloc voiced commands to Aaron Cantu and others to ensure that the group moved together for the purpose of aiding those individuals committing the violent and destructive acts by allowing them to hide among Aaron Cantu and others participating in the Black Bloc in an effort to avoid detection by law enforcement.

40. It was a part of this riot that, beginning at about 10:21 AM and continuing until 10:52 AM on January 20, 2017, individuals participating in the Black Bloc cheered and celebrated the violence and destruction by participants in the Black Bloc, and also chanted "Fuck it up," "Fuck Capitalism," and "Whose streets? Our streets" prior to, during, and after acts of violence and destruction.

41. It was a part of this riot that, beginning at about 10:45 AM and continuing past 11:00 AM on January 20, 2017, Aaron Cantu and others changed and removed their clothing in an attempt to alter their appearance or conceal from law enforcement their participation in the Black Bloc.

42. It was a part of this riot that, starting at approximately 10:21 AM and continuing until 10:52 AM on January 20, 2017, the damage to commercial businesses, and other public and private property and vehicles exceeded more than \$5,000. (Rioting, in violation of 22 D.C. Code, Sections 1322(b) and (d) (2001 ed.))

COUNT THREE
CONSPIRACY TO RIOT

The Conspiracy

On or about January 20, 2017, within the District of Columbia, Aaron Cantu and other persons whose identities are both known and unknown to the Grand Jury, did knowingly and willfully combine, conspire, confederate and agree together to engage in a riot, in violation of 22 D.C. Code, Section 1322(b).

Object of the Conspiracy

The principal goals and purposes of this conspiracy were for the members of the conspiracy, to include Aaron Cantu and other persons whose identities are both known and unknown to the Grand Jury, to engage in a public disturbance to damage, destroy, or deface property located in the District of Columbia. The damage, destruction, and defacing of property was accomplished by force and violence by members of the conspiracy, and by the use of a "Black Bloc" in which individual participants in the conspiracy wore black or dark colored clothing, gloves, scarves, sunglasses, ski masks, gas masks, goggles, helmets, hoodies, and other face-concealing and face-protecting items, and moved together as a group throughout the streets of the District of Columbia in an effort to prevent law enforcement from being able to identify or to stop the individual co-conspirators committing the acts of violence or destruction.

Overt Acts

In furtherance of the conspiracy, and in order to effect the objects thereof, Aaron Cantu and other persons whose identities are both known and unknown to the Grand Jury, alone and in various combinations, in the District of Columbia, directly and indirectly, committed overt acts including, but not limited to, the following:

1. On or about the morning of January 20, 2017, members of the conspiracy gathered in and around Logan Circle located at 13th Street and P Street NW, Washington, D.C.
2. On or about January 20, 2017, members of the conspiracy wore black or dark colored clothing, gloves, scarves, sunglasses, ski masks, gas masks, goggles, helmets, hoodies, and other face-concealing and face-protecting items to conceal their identities in an effort to prevent law enforcement from being able to identify the individual perpetrators of violence or destruction.
3. On or about January 20, 2017, members of the conspiracy armed themselves with items that could be used to damage persons and property. These items included hammers,

crowbars, metal poles, wooden sticks, wooden poles, bricks, rocks, pieces of concrete, lighters, flares, firecrackers, and other explosive devices.

4. On or about January 20, 2017, members of the conspiracy brought face masks, gas masks, and goggles to eliminate or mitigate the effectiveness of crowd control measures that might be used by law enforcement.

5. At or about 10:19 AM on January 20, 2017, members of the conspiracy moved together as a group south from Logan Circle on 13th Street NW as part of the Black Bloc.

6. At about 10:19 AM on January 20, 2017, members of the conspiracy carried flares and lit firecrackers and fireworks as the Black Bloc moved south on 13th Street NW.

7. At or about 10:21 AM on January 20, 2017, within two (2) blocks of leaving Logan Circle, members of the conspiracy started breaking and attempting to break the windows of a BP gas station located in the 1300 block of 13th Street NW, as the Black Bloc moved south on 13th Street NW.

8. Beginning at or about 10:23 AM on January 20, 2017, and continuing for the duration of the riot, members of the conspiracy began pulling newspaper stands, trashcans and signs into the street, blocking vehicles as the Black Bloc moved through the streets of the District of Columbia.

9. Beginning at about 10:25 AM on January 20, 2017, and continuing for the duration of the riot, members of the conspiracy used spray paint to deface public and private property as the Black Bloc moved through the streets of the District of Columbia.

10. At about 10:26 AM on January 20, 2017, members of the conspiracy broke the windows of an Au Bon Pain restaurant located in the 1100 block of 13th Street NW, as the Black Bloc moved south on 13th Street NW.

11. At about 10:27 AM on January 20, 2017, members of the conspiracy attempted to break the windows of Maddy's Taproom restaurant located in the 1100 block of 13th Street NW, by hitting it with wooden sticks as the Black Bloc moved south on 13th Street NW.

12. At about 10:29 AM on January 20, 2017, the Black Bloc turned west from 13th Street NW onto K Street NW.

13. At about 10:30 AM on January 20, 2017, defendants Jashua Barnak and Kimberly Cain, and other persons whose identities are both known and unknown to the Grand Jury, broke the windows of a limousine parked on the north side of K Street NW, and assaulted the limousine driver as he stood near the vehicle, as the Black Bloc moved west on K Street NW.

14. At about 10:32 AM on January 20, 2017, members of the conspiracy moved into Franklin Square park from the north side of the park, regrouped, then left Franklin Square park moving east on I Street NW as part of the Black Bloc.

15. At about 10:34 AM on January 20, 2017, members of the conspiracy broke the windows of a government vehicle and used spray paint to deface the vehicle, as the Black Bloc moved east on I Street NW.

16. At about 10:35 AM on January 20, 2017, defendants Jashua Barnack, Michael Basillas, Kimberly Cain, Anthony Felice, and Dane Powell, and other persons whose identities are both known and unknown to the Grand Jury, broke the windows of a Starbuck's coffee shop located in the 1200 block of I Street NW, as the Black Bloc moved east on I Street NW.

17. At about 10:35 AM on January 20, 2017, defendants Michael Basillas, Phillip Brewer, Ella Fassler, Carlo Piantini, and Joan Steffon, and other persons whose identities are both known and unknown to the Grand Jury, broke the windows of a Bank of America branch located in the 1200 block of I Street NW, as the Black Bloc moved east on I Street NW.

18. At about 10:35 AM on January 20, 2017, defendant Ian Grant, and other persons whose identities are both known and unknown to the Grand Jury, broke or attempted to break the windows of the Atrium Café restaurant located in the 1200 block of I Street NW, as the Black Bloc moved east on I Street NW.

19. At about 10:36 AM on January 20, 2017, members of the conspiracy broke the windows of Bobby Van's restaurant located in the 1200 block of New York Ave NW, as the Black Bloc moved south on New York Avenue NW.

20. At about 10:37 AM on January 20, 2017, members of the conspiracy reached the intersection of 12th Street NW and New York Avenue NW, and turned east on New York Avenue NW as part of the Black Bloc.

21. At about 10:38 AM on January 20, 2017, as the Black Bloc attempted to move past 11th Street NW and New York Ave NW, members of the conspiracy participating in the Black Bloc encountered a police line and turned around, moving west on New York Avenue NW towards 13th Street NW.

22. At about 10:40 AM on January 20, 2017, defendant Dane Powell, and other persons whose identities are both known and unknown to the Grand Jury, broke the windows of a McDonald's restaurant located near the intersection of New York Avenue NW and 13th Street NW, as the Black Bloc moved west on New York Avenue NW.

23. At about 10:41 AM on January 20, 2017, members of the conspiracy moved north on 13th Street NW in an effort to avoid law enforcement.

24. At about 10:41 AM on January 20, 2017, members of the conspiracy damaged the ATM machines at the Wells Fargo Bank located in the 1300 block of I Street NW, as the Black Bloc moved north on 13th Street NW.

25. At about 10:42 AM on January 20, 2017, members of the conspiracy moved west on I Street NW in an effort to avoid law enforcement.

26. At about 10:42 AM on January 20, 2017, members of the conspiracy broke the windows of a police cruiser located in the 1300 block of I Street NW, as the Black Bloc moved west on I Street NW.

27. At about 10:43 AM on January 20, 2017, members of the conspiracy moved into Franklin Square park from the south side and the west side of the park, regrouped, then left Franklin Square park moving north on 14th Street NW as part of the Black Bloc.

28. At about 10:45 AM on January 20, 2017, members of the conspiracy moved towards the Crowne Plaza hotel located at 14th Street and K Street NW.

29. At about 10:46 AM on January 20, 2017, defendant Michael Basillas, and other persons whose identities are both known and unknown to the Grand Jury, broke the windows of the Starbucks coffee shop located at the Crowne Plaza hotel in the 1000 block of 14th Street NW, as the Black Bloc moved north in the 1000 block of 14th Street NW.

30. At about 10:47 AM on January 20, 2017, members of the conspiracy reached the intersection of 14th Street NW and L Street NW, and turned east on L Street NW.

31. At about 10:48 AM on January 20, 2017, a member of the conspiracy threw a patio chair at law enforcement officers in the area, causing an officer to fall off his motorcycle and, during efforts to apprehend the co-conspirator, a law enforcement officer suffered a broken wrist.

32. At about 10:49 AM on January 20, 2017, members of the conspiracy ran together east on L Street NW in an effort to avoid law enforcement.

33. At about 10:49 AM on January 20, 2017, members of the conspiracy broke the windows of a commercial building located in the 1200 block of L Street NW, as the Black Bloc moved east on L Street NW.

34. At about 10:52 AM on January 20, 2017, members of the conspiracy charged at the police line at 12th Street NW and L Street NW, in an attempt to avoid arrest by law enforcement.

35. Beginning at about 10:19 AM and continuing until 10:52 AM on January 20, 2017, members of the conspiracy traveled together a distance of approximately sixteen (16) city blocks as part of a Black Bloc as individual co-conspirators committed acts of violence and destruction.

36. Beginning at about 10:19 AM and continuing until 10:52 AM on January 20, 2017, members of the conspiracy traveled together for approximately sixteen (16) city blocks as part of a Black Bloc as individual co-conspirators voiced commands to the Black Bloc to ensure the group moved together for the purpose of aiding those individuals committing the violent and destructive acts by allowing them to hide within the Black Bloc in an effort to avoid detection by law enforcement.

37. Beginning at about 10:21 AM and continuing until 10:52 AM on January 20, 2017, members of the conspiracy cheered and celebrated the violence and destruction by members of the conspiracy, and chanted "Fuck it up," "Fuck Capitalism," and "Whose streets? Our streets" prior to, during, and after acts of violence and destruction.

38. Beginning at about 10:45 AM and continuing past 11:00 AM on January 20, 2017, members of the conspiracy changed and removed their clothing in an attempt to alter their appearance or conceal from law enforcement their participation in the Black Bloc.
(Conspiracy, in violation of 22 D.C. Code, Section 1805a (2001 ed.))

COUNT FOUR
DESTRUCTION OF PROPERTY

On or about January 20, 2017, within the District of Columbia, Aaron Cantu maliciously did injure, break and destroy certain property, that is, the windows of a Starbucks coffee shop located in the 1200 block of I Street NW, Washington, D.C., which was property in the care and custody of Starbucks Coffee Company, causing damage in the amount of \$1000 or more.
(Destroying Property, in violation 22 D.C. Code, Section 303 (2001 ed.))

COUNT FIVE
DESTRUCTION OF PROPERTY

On or about January 20, 2017, within the District of Columbia, Aaron Cantu maliciously did injure, break and destroy certain property, that is, the windows of a Bank of America branch located in the 1200 block of I Street NW, which was property in the care and custody of Bank of America, causing damage in the amount of \$1000 or more. (Destroying Property, in violation 22 D.C. Code, Section 303 (2001 ed.))

COUNT SIX
DESTRUCTION OF PROPERTY

On or about January 20, 2017, within the District of Columbia, Aaron Cantu maliciously did injure, break and destroy certain property, that is, the windows of the Atrium Café, which was property in the care and custody of M. Kim, the owner of the Atrium Café located in the 1200 block of I Street NW, Washington, D.C., causing damage in the amount of \$1000 or more. (Destroying Property, in violation 22 D.C. Code, Section 303 (2001 ed.))

COUNT SEVEN
DESTRUCTION OF PROPERTY

On or about January 20, 2017, within the District of Columbia, Aaron Cantu maliciously did injure, break and destroy certain property, that is, the windows of a McDonald's restaurant, which was property in the care and custody of the owner(s) of the McDonald's restaurant located at 1235 New York Avenue NW, Washington, D.C., causing damage in the amount of \$1000 or more. (Destroying Property, in violation 22 D.C. Code, Section 303 (2001 ed.))

COUNT EIGHT
DESTRUCTION OF PROPERTY

On or about January 20, 2017, within the District of Columbia, Aaron Cantu maliciously did injure, break and destroy certain property, that is, the windows of a Starbucks coffee shop located at the Crowne Plaza Hotel, which was property in the care and custody of Starbucks Coffee Company, causing damage in the amount of \$1000 or more. (Destroying Property, in violation 22 D.C. Code, Section 303 (2001 ed.))

Channing D. Phillips
CHANNING D. PHILLIPS

United States Attorney
in and for the District of Columbia

A TRUE BILL:

Lanette Johnson Debra
Foreperson