

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

Holding a Criminal Term

Grand Jury Sworn in on January 8, 2021

UNITED STATES OF AMERICA	:	CRIMINAL NO. 1:21-cr-00078-EGS
	:	
v.	:	
	:	VIOLATIONS:
JOHN EARLE SULLIVAN,	:	18 U.S.C. §§ 1512(c)(2), 2
	:	(Obstruction of an Official Proceeding)
Defendant.	:	18 U.S.C. §§ 231(a)(3), 2
	:	(Civil Disorder)
	:	18 U.S.C. § 1752(a)(1) and § 1752(b)(1)(A)
	:	(Entering and Remaining in a Restricted
	:	Building or Grounds with a Dangerous
	:	Weapon)
	:	18 U.S.C. § 1752(a)(2) and § 1752(b)(1)(A)
	:	(Disorderly and Disruptive Conduct in a
	:	Restricted Building or Grounds with a
	:	Dangerous Weapon)
	:	40 U.S.C. § 5104(e)(1)(A)(i)
	:	(Unlawful Possession of a Dangerous
	:	Weapon on Capitol Grounds or Buildings)
	:	40 U.S.C. § 5104(e)(2)(D)
	:	(Disorderly Conduct in
	:	a Capitol Building)
	:	40 U.S.C. § 5104(e)(2)(G)
	:	(Parading, Demonstrating, or Picketing in
	:	a Capitol Building)
	:	18 U.S.C. § 1001(a)(2)
	:	(False Statement or Representation to an
	:	Agency of the United States)
	:	18 U.S.C. § 2
	:	(Aiding and Abetting)
	:	
	:	FORFEITURE:
	:	18 U.S.C. § 981; 21 U.S.C. § 853;
	:	and 28 U.S.C. § 2461

INDICTMENT

The Grand Jury charges that:

COUNT ONE

On or about January 6, 2021, within the District of Columbia and elsewhere, **JOHN EARLE SULLIVAN**, attempted to, and did, corruptly obstruct, influence, and impede an official proceeding, that is, a proceeding before Congress, specifically, Congress's certification of the Electoral College vote as set out in the Twelfth Amendment of the Constitution of the United States and 3 U.S.C. §§ 15-18.

(Obstruction of an Official Proceeding and Aiding and Abetting, in violation of Title 18, United States Code, Sections 1512(c)(2) and 2)

COUNT TWO

On or about January 6, 2021, within the District of Columbia, **JOHN EARLE SULLIVAN**, committed and attempted to commit an act to obstruct, impede, and interfere with a law enforcement officer, that is, an officer from the United States Capitol Police, lawfully engaged in the lawful performance of his official duties, incident to and during the commission of a civil disorder which in any way and degree obstructed, delayed, and adversely affected commerce and the movement of any article and commodity in commerce and the conduct and performance of any federally protected function.

(Civil Disorder and Aiding and Abetting, in violation of Title 18, United States Code, Sections 231(a)(3) and 2)

COUNT THREE

On or about January 6, 2021, in the District of Columbia, **JOHN EARLE SULLIVAN**, did knowingly enter and remain in a restricted building and grounds, that is, any posted, cordoned-off, and otherwise restricted area within the United States Capitol and its grounds, where the Vice

President was temporarily visiting, without lawful authority to do so, and, during and in relation to the offense, did use and carry a dangerous weapon, that is, a knife.

(Entering and Remaining in a Restricted Building or Grounds with a Dangerous Weapon, in violation of Title 18, United States Code, Sections 1752(a)(1) and 1752(b)(1)(A))

COUNT FOUR

On or about January 6, 2021, in the District of Columbia, **JOHN EARLE SULLIVAN**, did knowingly, and with intent to impede and disrupt the orderly conduct of Government business and official functions, engage in disorderly and disruptive conduct in and within such proximity to, a restricted building and grounds, that is, any posted, cordoned-off, and otherwise restricted area within the United States Capitol and its grounds, where the Vice President was temporarily visiting, when and so that such conduct did in fact impede and disrupt the orderly conduct of Government business and official functions, and, during and in relation to the offense, did use and carry a dangerous weapon, that is, a knife.

(Disorderly and Disruptive Conduct in a Restricted Building or Grounds with a Dangerous Weapon, in violation of Title 18, United States Code, Sections 1752(a)(2) and 1752(b)(1)(A))

COUNT FIVE

On or about January 6, 2021, within the District of Columbia, **JOHN EARLE SULLIVAN**, did carry and have readily accessible, a dangerous weapon, that is, a knife having a blade longer than three inches, on the United States Capitol Grounds and in any of the Capitol Buildings.

(Unlawful Possession of a Dangerous Weapon on Capitol Grounds or Buildings, in violation of Title 40, United States Code, Section 5104(e)(1)(A)(i))

COUNT SIX

On or about January 6, 2021, in the District of Columbia, **JOHN EARLE SULLIVAN**, willfully and knowingly engaged in disorderly and disruptive conduct in any of the Capitol Buildings with the intent to impede, disrupt, and disturb the orderly conduct of a session of Congress and either House of Congress, and the orderly conduct in that building of a hearing before or any deliberation of, a committee of Congress or either House of Congress.

(Disorderly Conduct in a Capitol Building, in violation of Title 40, United States Code, Section 5104(e)(2)(D))

COUNT SEVEN

On or about January 6, 2021, in the District of Columbia, **JOHN EARLE SULLIVAN**, willfully and knowingly paraded, demonstrated, and picketed in any United States Capitol Building.

(Parading, Demonstrating, or Picketing in a Capitol Building, in violation of Title 40, United States Code, Section 5104(e)(2)(G))

COUNT EIGHT

On or about January 11, 2021, in the District of Columbia and elsewhere, **JOHN EARLE SULLIVAN**, did willfully and knowingly make materially false, fictitious, and fraudulent statements and representations in a criminal matter in the District of Columbia within the jurisdiction of the executive branch of the Government of the United States, by stating to a Special Agent of the Federal Bureau of Investigation that he did not have a weapon, including a knife, while inside the United States Capitol Building on January 6, 2021 in the District of Columbia. The statements and representations were false because, as **JOHN EARLE SULLIVAN** then and

there knew, he did have a knife on his person while inside the United States Capitol Building on January 6, 2021 in the District of Columbia.

(False Statement or Representation Made to an Agency of the United States, in violation of Title 18, United States Code, Section 1001(a)(2))

FORFEITURE ALLEGATION

1. Upon conviction of the offense alleged in Count One of this Superseding Indictment, **JOHN EARLE SULLIVAN**, the defendant, shall forfeit to the United States, pursuant to Title 18, United States Code, Section 981(a)(1)(C), and Title 28, United States Code, Section 2461, any property, real and personal, which constitutes or is derived from proceeds traceable to the commission of the offense alleged in Count One. The United States will also seek a forfeiture money judgment for a sum of money equal to the value of any property, real and personal, which constitutes or is derived from proceeds traceable to the commission of the offense alleged in Count One.

2. The United States will also seek forfeiture of the following specific property upon conviction of the offense alleged in Count One:

- a. \$89,875.00 in U.S. currency in a JPMorgan Chase bank account ending in 7715, in the name of John E. Sullivan; and
- b. \$1,000.00 in U.S. currency from Venmo (a Paypal, Inc. entity) account ending in 2020, with username @insurgenceusa, which is connected to the JPMorgan Chase bank account ending in 7715 in the name of John E. Sullivan.

3. If any of the property described above as being subject to forfeiture, as a result of any act or omission of **JOHN EARLE SULLIVAN**, the defendant:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;

- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty;

the defendant shall forfeit to the United States, pursuant to Title 21, United States Code, Section 853(p), any other property of the defendant up to the value of the property described above.

(Criminal Forfeiture, pursuant to Title 18, United States Code, Section 981(a)(1)(C); Title 21, United States Code, Section 853(p); Title 28, United States Code, Section 2461(c))

A TRUE BILL:

FOREPERSON.

Matthew M. Graves | *je*

Attorney of the United States in
and for the District of Columbia.