

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

**UNITED STATES OF AMERICA** :  
 :  
 **v.** : **Cr. No. 21-mj-33**  
 :  
 **PETER J. HARDING,** :  
 :  
 **Defendant.** :

**JOINT MOTION TO CONTINUE STATUS HEARING**

The United States, by and through its attorney, the United States Attorney for the District of Columbia, respectfully files this joint motion to continue the status hearing scheduled for June 10, 2021 to August 9, 2021. In support of this motion, the government and Defendant Peter Harding state as follows:

1. On January 11, 2021, the Court issued an Arrest Warrant based on a Criminal Complaint and its supporting Statement of Facts charging Mr. Harding with violations of 18 U.S.C. § 1752(a)(1) and (2) (Knowingly Entering or Remaining in any Restricted Building or Grounds Without Lawful Authority) and 40 U.S.C. § 5104(e)(2)(C) (Violent Entry and Disorderly Conduct on Capitol Grounds).

2. On January 13, 2021, the defendant was arrested pursuant to the Arrest Warrant and had an initial appearance in the U.S. District Court for the Western District of New York on January 14, 2021.

3. On January 19, 2021, the defendant had an initial appearance in the U.S. District Court for the District of Columbia.

4. On February 2, 2021, the parties appeared for an ascertainment of counsel and status hearing. At that hearing, a further ascertainment of counsel and status hearing was set for March 4, 2021. That hearing was later continued to March 31, 2021.

5. On March 31, 2021, the parties appeared for a hearing. At that hearing, a further status hearing was set for June 10, 2021.

6. Since the March 31, 2021 hearing, the government has provided some discovery to the defendant, which the defendant is reviewing. Additionally, the parties agreed to a protective order that the Court subsequently issued. The parties have also begun discussing whether a resolution short of trial is possible.

7. The parties therefore jointly request that the June 10, 2021 hearing be continued for 60 days, to August 9, 2021, to allow the defendant time to continue to review the discovery provided, the government time to provide additional discovery, and for the parties to continue discussing whether a resolution short of trial is possible.

8. Counsel for the defendant has authorized the government to represent that the defendant does not oppose the exclusion of time until the next hearing for purposes of the Speedy Trial Act because the ends of justice served by a continuance based on the facts stated above outweigh the interest of the public and the defendant in a speedy trial.

Respectfully submitted,

CHANNING D. PHILLIPS  
ACTING UNITED STATES ATTORNEY  
D.C. Bar No. 415793

By: /s/ Stuart Allen  
STUART D. ALLEN  
D.C. Bar No. 1005102; N.Y. Bar No. 4839932  
Assistant United States Attorney  
National Security Section  
555 Fourth Street, N.W., Eleventh Floor  
Washington, D.C. 20530  
(202) 252-7794  
stuart.allen@usdoj.gov

Dated: June 8, 2021