

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

Holding a Criminal Term

Grand Jury Sworn in on August 11, 2021

UNITED STATES OF AMERICA	:	CRIMINAL NO. 21-CR-64-CKK
	:	
v.	:	MAGISTRATE NO. 21-MJ-265
	:	
TOMMY FREDERICK ALLAN	:	VIOLATIONS:
	:	18 U.S.C. §§ 1512(c)(1) and 2 (Corruptly
Defendant.	:	Altering, Destroying, Mutilating, or
	:	Concealing a Record, Document, or Other
	:	Object)
	:	18 U.S.C. §§ 1512(c)(2) and 2
	:	(Obstruction of an Official Proceeding)
	:	18 U.S.C. § 641 (Theft of Government
	:	Property)
	:	18 U.S.C. § 1752(a)(1)
	:	(Entering and Remaining in a Restricted
	:	Building or Grounds)
	:	18 U.S.C. § 1752(a)(2)
	:	(Disorderly and Disruptive Conduct in a
	:	Restricted Building or Grounds)
	:	40 U.S.C. § 5104(e)(2)(A)
	:	(Entering and Remaining on the Floor of
	:	Congress)
	:	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)

INDICTMENT

The Grand Jury charges that:

COUNT ONE

From on or about January 7, 2021, through on or about January 16, 2021, **TOMMY FREDERICK ALLAN** corruptly altered, destroyed, mutilated, and concealed a record,

document, or other object, or attempted to do so, with the intent to impair the record, document or other object's integrity or availability for use in an official proceeding, to wit, a cellphone and a Facebook account.

(Corruptly Altering, Destroying, Mutilating, or Concealing a Record, Document, or Other Object, in violation of Title 18, United States Code, Section 1512(c)(1) and 2)

COUNT TWO

On or about January 6, 2021, within the District of Columbia and elsewhere, **TOMMY FREDERICK ALLAN** 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 THREE

On or about January 6, 2021, within the District of Columbia, **TOMMY FREDERICK ALLAN**, did embezzle, steal, purloin, knowingly convert to his use and the use of another, and without authority, sold, conveyed and disposed of any record, voucher, money and thing of value of the United States and any department and agency thereof, that is, a United States flag and Senate documents, which have a value of less than \$1000.

(Theft of Government Property, in violation of Title 18, United States Code, Section 641)

COUNT FOUR

On or about January 6, 2021, in the District of Columbia, **TOMMY FREDERICK ALLAN** did unlawfully and 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.

(Entering and Remaining in a Restricted Building or Grounds, in violation of Title 18, United States Code, Section 1752(a)(1))

COUNT FIVE

On or about January 6, 2021, in the District of Columbia, **TOMMY FREDERICK ALLAN** 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.

(Disorderly and Disruptive Conduct in a Restricted Building or Grounds, in violation of Title 18, United States Code, Section 1752(a)(2))

COUNT SIX

On or about January 6, 2021, in the District of Columbia, **TOMMY FREDERICK ALLAN** willfully and knowingly entered and remained on the floor of a House of Congress and in any cloakroom and lobby adjacent to that floor, in the Rayburn Room of the House of Representatives, and in the Marble Room of the Senate, without authorization to do so.

(Entering and Remaining on the Floor of Congress, in violation of Title 40, United States Code, Section 5104(e)(2)(A))

COUNT SEVEN

On or about January 6, 2021, in the District of Columbia, **TOMMY FREDERICK ALLAN** 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 EIGHT

On or about January 6, 2021, in the District of Columbia, **TOMMY FREDERICK ALLAN** 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))

A TRUE BILL:

FOREPERSON.

A handwritten signature in black ink that reads "Matthew Graves" followed by a stylized monogram or initials.

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