

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-282 (TSC)               |
|                          | : |  |
| v.                       | : |  |
|                          | : |  |
| GRAYSON SHERRILL,        | : | VIOLATIONS:                                |
| ELLIOT BISHAI, and       | : | 18 U.S.C. § 231(a)(3)                      |
| ELIAS IRIZARRY,          | : | (Civil Disorder)                           |
|                          | : | 18 U.S.C. §§ 111(a)(1) and (b)             |
| Defendants.              | : | (Assaulting, Resisting, or Impeding        |
|                          | : | Certain Officers Using a Deadly or         |
|                          | : | Dangerous Weapon)                          |
|                          | : | 18 U.S.C. §§ 1752(a)(1) and (b)(1)(A)      |
|                          | : | (Entering and Remaining in a Restricted    |
|                          | : | Building or Grounds with a Deadly or       |
|                          | : | Dangerous Weapon)                          |
|                          | : | 18 U.S.C. §§ 1752(a)(2) and (b)(1)(A)      |
|                          | : | (Disorderly and Disruptive Conduct in a    |
|                          | : | Restricted Building or Grounds with a      |
|                          | : | Deadly or Dangerous Weapon)                |
|                          | : | 18 U.S.C. §§ 1752(a)(4) and (b)(1)(A)      |
|                          | : | (Engaging in Physical Violence in a        |
|                          | : | Restricted Building or Grounds with a      |
|                          | : | Deadly or Dangerous Weapon)                |
|                          | : | 40 U.S.C. § 5104(e)(2)(F)                  |
|                          | : | (Act of Physical Violence in the Capitol   |
|                          | : | Grounds or Buildings)                      |
|                          | : | 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)(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**

On or about January 6, 2021, within the District of Columbia, **GRAYSON SHERRILL**, committed and attempted to commit an act to obstruct, impede, and interfere with a law enforcement officer, that is, D.H., who was an officer for the Metropolitan Police Department, lawfully engaged in the lawful performance of his/her 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**, in violation of Title 18, United States Code, Section 231(a)(3))

**COUNT TWO**

On or about January 6, 2021, within the District of Columbia, **GRAYSON SHERRILL**, using a deadly and dangerous weapon, that is, a metal pole, did forcibly assault, resist, oppose, impede, intimidate, and interfere with, an officer and employee of the United States, and of any branch of the United States Government (including any member of the uniformed services), and any person assisting such an officer and employee, that is, D.H., who was an officer for the Metropolitan Police Department, while such officer or employee was engaged in or on account of the performance of official duties, and where the acts in violation of this section involve physical contact with the victim and the intent to commit another felony.

**(Assaulting, Resisting, or Impeding Certain Officers Using a Deadly or Dangerous Weapon**, in violation of Title 18, United States Code, Sections 111(a)(1) and (b))

**COUNT THREE**

On or about January 6, 2021, within the District of Columbia, **GRAYSON SHERRILL**, 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 deadly and dangerous weapon, that is, a metal pole.

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

**COUNT FOUR**

On or about January 6, 2021, within the District of Columbia, **GRAYSON SHERRILL**, 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 deadly and dangerous weapon, that is, a metal pole.

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

**COUNT FIVE**

On or about January 6, 2021, within the District of Columbia, **GRAYSON SHERRILL**, did knowingly engage in any act of physical violence against any person and property 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, and, during and in relation to the offense, did use and carry a deadly and dangerous weapon, that is, a metal pole.

**(Engaging in Physical Violence in a Restricted Building or Grounds with a Deadly or Dangerous Weapon**, in violation of Title 18, United States Code, Section 1752(a)(4) and (b)(1)(A))

**COUNT SIX**

On or about January 6, 2021, within the District of Columbia, **GRAYSON SHERRILL**, willfully and knowingly engaged in an act of physical violence within the United States Capitol Grounds and any of the Capitol Buildings.

**(Act of Physical Violence in the Capitol Grounds or Buildings**, in violation of Title 40, United States Code, Section 5104(e)(2)(F))

**COUNT SEVEN**

On or about January 6, 2021, within the District of Columbia, **ELLIOT BISHAI** and **ELIAS IRIZARRY**, 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.

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

**COUNT EIGHT**

On or about January 6, 2021, within the District of Columbia, **ELLIOT BISHAI** and **ELIAS IRIZARRY**, 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 NINE**

On or about January 6, 2021, within the District of Columbia, **GRAYSON SHERRILL**, **ELLIOT BISHAI**, and **ELIAS IRIZARRY**, willfully and knowingly engaged in disorderly and disruptive conduct within the United States Capitol Grounds and 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 TEN**

On or about January 6, 2021, within the District of Columbia, **GRAYSON SHERRILL**, **ELLIOT BISHAI**, and **ELIAS IRIZARRY**, 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.



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