

Sergeant [REDACTED] spent the first part of his tour of duty preparing for this lockdown and going over plans for getting House Members out of the House Chamber if necessary.

Sergeant [REDACTED] was advised that there was a breach at the Capitol building and that rioters were approaching the House Chamber door, so he assisted in evacuating House Members out of that area. The east doors of the Speakers Lobby, which are located just outside of the House Chamber, were subsequently blockaded. Rioters began banging on the House Chamber's door. A representative that was on the House Chamber Floor shouted that shots had been fired. Sergeant [REDACTED] was advised that the sound was breaking glass, not gunshots.

Sergeant [REDACTED] then radioed that the report of gunshots was incorrect, and that it was glass breaking. Sergeant [REDACTED] was then approached by an officer who advised that the sound was, in fact, gunshots. Sergeant [REDACTED] went back over the radio and reported that there were gunshots on the House Floor⁶.

Sergeant [REDACTED] walked out of the House Chamber, and into the Speakers Lobby and observed glass being broken out of the doors and windows at the east end of the Speakers Lobby.

Sergeant [REDACTED] observed that an officer (USCP Officer [REDACTED] and Lieutenant Byrd had taken up tactical positions and had removed their service pistols.

Sergeant [REDACTED] removed his service pistol and positioned himself behind a pillar in the Speakers Lobby.

A glass panel came completely out of one of the windows on the far north side, and Ms. Babbitt started to come through the opening. Sergeant [REDACTED] reported hearing a lot of screaming, and then overheard someone yelling, "Get back! Get back!"

As Sergeant [REDACTED] observed Ms. Babbitt climbing through the opened area, he heard a gunshot. Ms. Babbitt was then observed falling backwards onto the floor.

The crowd on the outside of the previously barricaded east doors began to step back, and some raised their hands in the air. Sergeant [REDACTED] did not see anything in Ms. Babbitt's hands prior to hearing the gunshot.

Sergeant [REDACTED] advised that he was approximately three to four pillars back away from Lieutenant Byrd, who was positioned closest to the barricaded doors. Sergeant [REDACTED] explained that he did not know who had discharged their pistol until he spoke with Lieutenant Byrd a couple of moments after this incident occurred. Sergeant [REDACTED] related that Lieutenant Byrd looked upset and stated, "I was the one who took the shot."

⁶ This was later found to be inaccurate. There was no evidence of gunshots occurring on the House floor.

Officer [REDACTED]

USCP

On January 6, 2021, Officer [REDACTED] provided an audio-recorded statement to Agents [REDACTED] and [REDACTED] of the IAD. The following is a brief summary of Officer [REDACTED] statement: **(Attachment 10)**

Officer [REDACTED] explained that he was assigned to the Upper House door, when approximately 1300 hours, the rioters rushed the west face of the United States Capitol building. The rioters then entered the lower level of the building at which time USCP officers were directed to fall back into the building to institute a lock down of the building.

The rioters began climbing on the Inauguration Stage, and then breached the Rotunda Doors, while the Members of Congress were inside of the House Chamber.

Officer [REDACTED] and other USCP officers then barricaded the Speakers Lobby's doors from inside of the Speakers Lobby, as the rioters made their way up to the other side of the Lobby Doors.

USCP officers escorted the Members of Congress out of the House Chamber's west doors. Officer [REDACTED] then heard, "Shots fired!" announced over the radio. Officer [REDACTED] noted several other officers had their service pistols drawn.

Officer [REDACTED] and Lieutenant Byrd then took up positions near the first couple of pillars in the Speakers Lobby. The rioters began breaking out the glass on the doors as well as the windowpanes. Officer [REDACTED] and Lieutenant Byrd gave several verbal commands to the rioters, stating, "Stay back! and Back up!"

Officer [REDACTED] then observed Ms. Babbitt climbing through the far north window pane, and he then heard a gunshot. After hearing the gunshot, Officer [REDACTED] observed Ms. Babbitt fall backwards towards the floor.

Although no other rioters attempted to come through, they did not disperse and continued to chant and yell. Although Officer [REDACTED] heard the gunshot, he did not see Lieutenant Byrd discharge his service pistol.

Officer [REDACTED] explained that the rioters were using sticks, flags, and helmets to break the windows that led into the Speakers Lobby. Officer [REDACTED] did not observe Ms. Babbitt in possession of any potential weapons and his attention was drawn to her because she was climbing through the broken out window-pane.

Officer [REDACTED] related that after he heard the gunshot, they maintained their covered positions behind the pillars and continued scanning for other threats.

Officer [REDACTED] observed additional USCP officers on the outside of the barricaded doors, but he was unsure where those officers came from.

Officer [REDACTED] noted Mr. [REDACTED] who worked for the Sergeant at Arms, was attempting to provide medical care as USCP CERT members attempted to render first aid as well.

Officer [REDACTED] along with Lieutenant Byrd and Sergeant [REDACTED] then went back into the House Chamber, in order to continue to evacuate other Members of Congress that were still present in the House Chamber. Officer [REDACTED] was unsure what time he heard the gunshot, but he believed it was sometime between 1430-1500 hours.

Officer [REDACTED] explained that the rioters were yelling, cursing at the officers, and making obscene gestures. Officer [REDACTED] while still in the House Chamber, did not recall hearing gunshots, and believed that the noise was consistent with the windows being broken. Officer [REDACTED] then recalled hearing an announcement that "shots" had been fired over his police radio.

Police Witnesses on the Outside of the Speakers Lobby

Sergeant [REDACTED]

USCP

On February 4, 2021, USCP Sergeant [REDACTED] provided an audio-recorded statement to Agent [REDACTED] of the IAD. In addition, present during this statement were Special Agents [REDACTED] and [REDACTED] of the Federal Bureau of Investigation (FBI) and Attorney [REDACTED] of the USCP General Counsel. The following is a brief summary of USCP Sergeant [REDACTED] statement: **(Attachment 11)**

Sergeant [REDACTED] was initially assigned to the outside of the US Capitol building; however, after being assaulted by rioters on a couple of occasions to include being exposed to "bear spray" he was brought inside of the US Capitol to flush his eyes. While inside the Capitol, the building was placed in a "lock down" status.

While inside the Capitol building, even though in a "lock down" status, several rioters were still able to access the building. While in the area of the Rotunda (which Sergeant [REDACTED] identified as being underneath the House Chamber), he along with other USCP officers were able to remove the rioters from the immediate area. As Sergeant [REDACTED] continued to listen to the numerous radio transmissions, he heard a request for more officers on the second floor. Sergeant [REDACTED] along with Officers [REDACTED] and [REDACTED] then responded to the second floor.

Upon reaching the second floor, Sergeant [REDACTED] ended up in the hallway that led into the Speakers Lobby near the east stairwell. Sergeant [REDACTED] recognized that if the Speakers Lobby doors were breached the rioters would have immediate access to the House Chamber. Therefore, Sergeant [REDACTED] along with Officers [REDACTED] and [REDACTED] took up positions in front of Speakers Lobby door and attempted to communicate with the rioters in an effort to de-escalate their actions.

Sergeant [REDACTED] acknowledged that there was no way that they were going to be able to stop the rioters so he hoped that all the members of the House Chamber had been safely evacuated.

Sergeant [REDACTED] fearing for his safety and the safety of Officers [REDACTED] and [REDACTED] due to the rioters surging towards them, made a decision to leave the area and began to move towards the east stairwell. While approaching the stairwell Sergeant [REDACTED] observed the CERT members ascending the stairs.

Sergeant [REDACTED] explained that although he had seen the videos of the rioters trying to break the Speakers Lobby's windows, he did not recall witnessing these actions in real time.

As Sergeant [REDACTED] and Officers [REDACTED] and [REDACTED] were moving down the staircase, Sergeant [REDACTED] reported hearing a gunshot. Sergeant [REDACTED] not initially realizing that the sound was a gunshot, believed it was the glass of the Speakers Lobby doors being broken.

Sergeant [REDACTED] and Officers [REDACTED] and [REDACTED] came back up the stairs and observed CERT Officer [REDACTED] administering first aid to Ms. Babbitt. Sergeant [REDACTED] prior to hearing the gunshot, and upon seeing photos of Ms. Babbitt, recognized Ms. Babbitt as being up towards the front of the rioters but did not recall her making any specific statements, nor did he report Ms. Babbitt possessing a weapon.

Although Sergeant [REDACTED] gave some thought to using less lethal force, he couldn't because he had previously exhausted his supply of OC, while on the outside of the Capitol building.

Furthermore, prior to responding to the area outside of the Speakers Lobby, he had lost his ASP. Sergeant [REDACTED] did not think that removing his service pistol was a viable option under the circumstances.

Officer [REDACTED]

USCP

On February 4, 2021, USCP Officer [REDACTED] provided an audio-recorded statement to Agent [REDACTED] of the IAD. In addition, present during this statement were Special Agents [REDACTED] and [REDACTED] of the FBI and Attorney [REDACTED] of the USCP General Counsel. The following is a brief summary of USCP Officer [REDACTED] statement: **(Attachment 12)**

By the time Officer [REDACTED] had reported for work, the rioters had already breached the inside of the US Capitol. Officer [REDACTED] responded directly to the US Capitol with four or five other USCP officers and upon entering the building through the Canon Tunnel, he observed several rioters within the boundaries of the Memorial Door (*which was identified as the southeast door of the US Capitol*).

While at this location, Officer [REDACTED] and a couple of his colleagues were sprayed and exposed to some type of chemical substance, possibly from a fire extinguisher.

Officer [REDACTED] explained that he and his colleagues were unable to breathe due to the sprayed substance; therefore, they stepped outside of the Memorial Door to catch their breath.

Upon catching their breath, they re-entered the US Capitol and although the environment was described as "insane," Officer [REDACTED] and his colleagues continued to try and remove the rioters from inside the US Capitol.

Upon clearing out the rioters who were in their line of sight, Officers [REDACTED] and [REDACTED] began working their way to the Rotunda, eventually moving up to the area directly outside of the Speakers Lobby where they linked up with Sergeant [REDACTED]

Sergeant [REDACTED] then advised them that they were going to hold at this position. Officer [REDACTED] explained that the radio was going "crazy" with calls for assistance and he was unable to transmit over all the other transmissions.

Officer [REDACTED] recalled that they were in front of the Speakers Lobby doors for approximately 10 seconds when 60-80 rioters had filled the immediate hallway directly outside of the Speakers Lobby.

The rioters were yelling and screaming and Officer [REDACTED] specifically recalled one rioter who punched the glass doors that they were standing in front of and attempting to protect. Officer [REDACTED] explained that there wasn't anything they could do considering the numerous amount of rioters.

At one point during this event, Sergeant [REDACTED] pulled him and Officer [REDACTED] closer and reported to them that CERT members were staged on the stairs to their immediate left. Sergeant [REDACTED] related to Officers [REDACTED] and [REDACTED] that they were getting ready to move. Shortly thereafter, the rioters began to pass items, identified as flag-poles, a helmet, and a stanchion up to the front of the group to be utilized to try to break the glass of the Speakers Lobby's doors, because the doors had been previously barricaded.

As Sergeant [REDACTED] and Officers [REDACTED] and [REDACTED] moved away from the Speakers Lobby's doors towards the east stairwell, the rioters advanced forward and started to break the glass on the Speakers Lobby's doors. Officer [REDACTED] recalled one rioter using a helmet to try to shatter the glass.

While descending the east stairwell, and as the CERT officers were ascending the stairs, Officer [REDACTED] heard a gunshot. Officer [REDACTED] did not see where the gunshot came from or who may have discharged a firearm. Officer [REDACTED] reported he has had previous military training (US Marines), and reported that the gunshot was extremely loud and was sure that the sound he heard was indeed a gunshot.

Upon hearing the gunshot, Officers [REDACTED] and [REDACTED] along with Sergeant [REDACTED] began ascending the east stairwell back towards the Speakers Lobby. Upon getting back near the top of the stairs, Officer [REDACTED] observed CERT Officer [REDACTED] administering first aid to Ms. Babbitt. Officers [REDACTED] and Officer [REDACTED] then took up positions along the railing and attempted to push the rioters back away from the CERT officers who were administering first aid.

Officer [REDACTED] acknowledged that he was aware that there were USCP officers on the inside of the Speakers Lobby behind the barricades. Officer [REDACTED] was unable to communicate with them due to the volume of radio transmissions. Officer [REDACTED] did not recall hearing any verbal commands being given from inside the Speakers Lobby.

Officer [REDACTED] related that prior to moving away from the Speakers Lobby's doors, he felt that his and his colleagues safety were in danger and felt that any use of force deployed would only help to escalate the rioters' behavior.

Officer [REDACTED]

USCP

On February 10, 2021, USCP Officer [REDACTED] provided an audio-recorded statement to Agent [REDACTED] of the IAD. Also present during this statement were Special Agents [REDACTED] and [REDACTED] of the FBI, Attorney [REDACTED] of the USCP General Counsel and Attorney [REDACTED] of the Department of Justice (DOJ). The following is a brief summary of USCP Officer [REDACTED] statement: **(Attachment 13)**

During the insurrection at the US Capitol, Officer [REDACTED] was struck with a fire extinguisher and then he along with four other USCP officers were physically forced out of the Memorial Door.

Upon gaining entry back into the US Capitol, Officer [REDACTED] maneuvered around the Capitol and eventually found himself in front of the Speakers Lobby doors. While in front of the Speakers Lobby doors, Officer [REDACTED] indicated that there was a significant amount of radio "chatter". Approximately one minute later Officer [REDACTED] observed a large number of rioters in the hallway.

Officer [REDACTED] observed USCP officers inside of the Speakers Lobby and assumed that they were the House Chambers detail. Officer [REDACTED] additionally observed members of Congress exiting from inside of the House Chamber as well.

Officer [REDACTED] recalled that one of the rioters who stood out to him was a subject who was punching the glass on the doors. Officer [REDACTED] stated that other rioters threatened to physically remove them if they (USCP officers) did not get out the way. Since there was only three of them, Officer [REDACTED] concentrated on scanning the crowd for potential firearms.

Officer [REDACTED] then observed CERT members coming up the stairs so they tried to get the CERT members in front of them due to the heavy armor they were wearing.

Officer [REDACTED] felt that his only force option was deadly force; however, his mindset was that if he discharged his service pistol it would have escalated the actions of the rioters. Furthermore, Officer [REDACTED] was unable to remove his ASP due to how close the rioters had encroached on his position.

Officer [REDACTED] attempts to try and deescalate the crowd were unsuccessful, as the rioters were intent on getting into the House Chambers. Officer [REDACTED] further recalled Ms. Babbitt as being one of the rioters and explained that she stood out to him because she was the only female at the front of the rioters and recalled that she was wearing a backpack. Officer [REDACTED] did not report observing Ms. Babbitt possessing a weapon. Officer [REDACTED] additionally recalled that at one point he pushed her back into the crowd.

Upon Sergeant [REDACTED] determining to vacate the area to let the CERT officers move in, they began to descend the stairwell. Prior to moving away from the Speakers Lobby doors, Officer [REDACTED] did not hear any verbal commands coming from any of the USCP officers that were inside of the Speakers Lobby.

As Sergeant [REDACTED] and Officers [REDACTED] and [REDACTED] were descending the stairs, he heard a gunshot; however, he did not know who discharged a firearm. Officer [REDACTED] then ascended up the stairwell and observed Ms. Babbitt lying on the floor. Officer [REDACTED] then began giving the rioters commands to back up and to give CERT members room to try and administer first aid to Ms. Babbitt, who was suffering from a gunshot wound.

Officer [REDACTED] later learned that the gunshot had come from the inside of the Speakers Lobby when he overheard some of the officers on the scene talking about the event.

Containment Emergency Response Team Witnesses

Officer [REDACTED] USCP

On February 4, 2021, USCP CERT Officer [REDACTED] provided an audio-recorded statement to Agent [REDACTED] of the IAD. Also present during this statement were Special Agents [REDACTED] and [REDACTED] of the FBI and Attorney [REDACTED] of the USCP General Counsel. The following is a brief summary of USCP Officer [REDACTED] statement:
(Attachment 14)

Officer [REDACTED] was working the evening shift starting at 1430 hours. Upon arriving at the station a little early, Officer [REDACTED] heard about the "breach" happening inside of the US Capitol; therefore, he dressed in his CERT gear and ran over to the Capitol from the Fairchild building. Upon reaching the Capitol, Officer [REDACTED] believed that he raised Officer [REDACTED] over the radio and they arranged to meet up in the Hall of Columns.

While meeting with other members of the CERT, he heard a radio transmission come over the radio for "shots" being fired on the second floor, in the area of the Speakers Lobby. Officer [REDACTED] along with CERT Officers [REDACTED] [REDACTED] and [REDACTED] responded to the east stairwell that would take them to the area of the Speakers Lobby.

As Officer [REDACTED] along with the other CERT members were ascending the east stairwell, he observed a number of rioters outside of the doors that led directly into the Speakers Lobby. Officer [REDACTED] additionally observed that the rioters' were very hostile and further observed the rioters swinging sticks or poles, or some type of impact weapons. Officer [REDACTED] described the environment and atmosphere as very threatening.

Officer [REDACTED] recalled seeing Sergeant [REDACTED] and Officers [REDACTED] and [REDACTED] positioned in front of the Speakers Lobby's doors. However, Officer [REDACTED] stated that he and his colleagues were responding to a call for "shots" fired, so he was focused on locating any rioters who were a potential threat.

Officer [REDACTED] explained as they continued to ascend the east stairwell, Sergeant [REDACTED] and Officers [REDACTED] and [REDACTED] began to descend the stairwell passed them. Officer [REDACTED] advised that as he was trying to determine his next move, on whether he should try and push through the rioters or try and find another stairwell to reach the Speakers Lobby, he heard a "pop." Officer [REDACTED] acknowledged that he was not immediately sure that what he heard was a gunshot.

Officer [REDACTED] related that during this event, the yelling and the banging by the rioters was louder than the sound of the apparent gunshot. Officer [REDACTED] then recalled seeing a male (Mr. [REDACTED]) laying Ms. Babbitt on to the floor. Officer [REDACTED] then heard the rioters yelling, "They shot her. They shot her." Officer [REDACTED] then heard a rioter state, "It was just a flashbang."

Officer [REDACTED] began to assess Ms. Babbitt as she was lying on the floor and initially he did not see a weapon or any visible injury. Officer [REDACTED] then realizing that the sound he heard was a gunshot raised his patrol rifle and began to scan the rioters for any potential threats. Officer [REDACTED] while scanning the area observed a couple of plain clothes USCP officers inside of the Speakers Lobby. The officers had their service pistols drawn and pointed in the direction of the rioters. Officer [REDACTED] advised that prior to hearing the "pop," he did not observe these USCP officers inside of the Speakers Lobby.

Officer [REDACTED] began yelling, "Blue, Blue, Blue! CERT out here! CERT out here!" and gave the USCP officers on the inside a thumbs up to acknowledge that there were police officers outside of the Speakers Lobby amongst the rioters.

Officer [REDACTED] upon reassessing Ms. Babbitt, observed that she had blood coming from the areas of her nose and her mouth and an apparent gunshot wound to her upper chest. Officer [REDACTED] attempted to get on his radio; however, all these attempts failed. Officer [REDACTED] then made a decision to begin to render first aid. Officer [REDACTED] then chose to move Ms. Babbitt to a more secure location so members of the DCFEMS could treat her.

Officer [REDACTED] and a couple of his CERT colleagues moved Ms. Babbitt to the "south door," at which time he was joined by a medic from the FBI's Hostage Rescue Team (HRT). Officer [REDACTED] and the HRT medic continued to render first aid until DCFEMS arrived and took over.

Officer [REDACTED] stated that he and his CERT colleagues were not initially responding for the actions of the rioters outside of the Speakers Lobby's doors, but instead they were responding to a call for shots fired on the House Chamber Floor. Officer [REDACTED] did not recall hearing any verbal commands prior to hearing the gunshot.

Officer [REDACTED] USCP

On February 4, 2021, USCP CERT Officer [REDACTED] provided an audio-recorded statement to Agent [REDACTED] of the IAD. Also present during this statement were Special Agents [REDACTED] and [REDACTED] of the FBI and Attorney [REDACTED] of the USCP General Counsel. The following is a brief summary of USCP Officer [REDACTED] statement:
(Attachment 15)

Officer [REDACTED] reported that upon arriving for his shift (evening shift) he learned of what was happening outside and inside of the Capitol. Officers [REDACTED] and [REDACTED] responded to the Capitol on foot from their headquarters because there were no vehicles available.

Officer [REDACTED] entered the Capitol through the south door and had just met up with their lieutenant when a radio transmission was broadcast advising that shots had been fired outside of the Speakers Lobby. Officer [REDACTED] stated that the broadcast may have been Chambers, but he was pretty sure the radio transmission advised the Speakers Lobby.

Officer [REDACTED] used to work inside the House Chambers so he was familiar with the immediate area, so he along with other CERT officers began to respond. There were two sets of stairs that led up to the Speakers Lobby identified as the east and west stairwells. CERT Officers [REDACTED], [REDACTED], [REDACTED] and [REDACTED] proceeded towards the east stairwell and began to ascend the staircase.

As the CERT officers were ascending the east stairwell, Officer [REDACTED] observed a "massive" crowd who appeared to be angry and hostile standing in front of the doors that lead into the Speakers Lobby. Officer [REDACTED] then observed a couple of uniformed officers heading past them walking down the east stairwell. Officer [REDACTED] then observed some rioters hitting the glass on the doors and the fixed windows next to the doors with sticks or poles. Officer [REDACTED] stated that these sounds may have initially been mistaken and identified as the gunshots.

Shortly after arriving in the east stairwell and realizing that the shots fired call may have been a false alarm, Officer [REDACTED] attempted to determine their (CERTs) next plan of action. Officer [REDACTED] then heard another noise which wasn't that loud, possibly due to their hearing protection. However, that's when he observed Ms. Babbitt falling towards the floor holding her chest.

Officer [REDACTED] initially thought that Ms. Babbitt was possibly hit by a less lethal projectile but soon learned that she had been struck by a bullet. Officer [REDACTED] began attempting to identify a potential threat at which time Officer [REDACTED] began to administer first aid to Ms. Babbitt. Officer [REDACTED] after scanning the crowd, began to assist Officer [REDACTED]

Officer [REDACTED] stated to him (Officer [REDACTED]) that Ms. Babbitt was suffering from a chest wound and they wanted to try and get a "seal" on the wound. Officers [REDACTED] and [REDACTED] continued to try to administer medical intervention. However, since the rioters weren't moving back or away, Officer [REDACTED] suggested that Ms. Babbitt be moved to the lower level.

While on the ground floor, a medic from an FBI Hostage Rescue and DCFEMS assisted them with medical intervention.

While ascending the stairwell and prior to Ms. Babbitt being shot, Officer [REDACTED] was unaware that there were USCP officers inside of the Speakers Lobby. Upon Ms. Babbitt being injured he recalled hearing Officer [REDACTED] yelling, "Blue! Blue! Blue!" and could not see with whom Officer [REDACTED] was attempting to communicate with.

Officer [REDACTED] did not recall hearing any type of verbal commands being given prior to Ms. Babbitt being shot, nor did he see who shot Ms. Babbitt. Officer [REDACTED] later that afternoon learned Ms. Babbitt was shot by a member of the USCP.

Officer [REDACTED]

USCP

On February 4, 2021, USCP CERT Officer [REDACTED] provided an audio-recorded statement to Agent [REDACTED] of the IAD. Also present during this statement were Special Agents [REDACTED] and [REDACTED] of the FBI and Attorney [REDACTED] of the USCP General Counsel. The following is a brief summary of USCP Officer [REDACTED] statement:
(Attachment 16)

Officer [REDACTED] related that on January 6, 2021, officers from the USCP had been responding to different calls for service all throughout the US Capitol. Officer [REDACTED] was outside of the south door in the Hall of Columns with CERT members [REDACTED] and [REDACTED] when they heard a radio transmission for gunshots being fired on the House Floor.

Officer [REDACTED] along with the other CERT members responded to the east stairwell and as they were ascending the stairwell, they observed three uniformed USCP officers descending the stairwell. Officer [REDACTED] believed that since the uniformed officers were moving away from the House Chambers that there were no actual gunshots heard.

As CERT proceeded further up the staircase, Officer [REDACTED] observed Mr. [REDACTED] on the top of the stairwell. Officer [REDACTED] attempted to get to his location and determine if there were still members in the House Chamber. Officer [REDACTED] while attempting to get to Mr. [REDACTED] observed Ms. Babbitt "jump up." Officer [REDACTED] then heard what sounded like a gunshot or what may have been glass being broken. Officer [REDACTED] then observed Ms. Babbitt falling backwards.

After Ms. Babbitt fell to the floor it appeared to him that Mr. [REDACTED] was attempting to pick her up, not realizing that she had possibly been shot. Officer [REDACTED] recalled that Officer [REDACTED] then began yelling, "Blue! Blue! Blue!"

While Mr. [REDACTED] attempted to lift Ms. Babbitt up, Officer [REDACTED] observed Ms. Babbitt coughing up blood. Officer [REDACTED] then began to administer first aid to Ms. Babbitt as he (Officer [REDACTED] along with other USCP officers began to try to get the rioters to back up. Officer [REDACTED] and Mr. [REDACTED] put a chest seal on Ms. Babbitt and moved her to a safer location.

Prior to Ms. Babbitt being injured, Officer [REDACTED] did not hear any verbal commands; however, he qualified this statement by also advising that the sounds of the crowd were overwhelming and he was also equipped with headphones and an ear piece. Although Officer [REDACTED] spent a number of years on the House Chamber detail and knew that there were officers assigned to this detail, he did not recall seeing any officers inside of the Speakers Lobby.

In closing, Officer [REDACTED] although equipped with less lethal service weapons, he did not utilize any of them because he felt that it would only further escalate the actions of the rioters.

Officer [REDACTED]

USCP

On February 4, 2021, USCP CERT Officer [REDACTED] provided an audio-recorded statement to Agent of the IAD. Also present during this statement were Special Agents [REDACTED] and [REDACTED] of the FBI and Attorney [REDACTED] of the USCP General Counsel. The following is a brief summary of USCP Officer [REDACTED] statement: **(Attachment 17)**

Officer [REDACTED] was initially standing in the Hallway of Columns, which is directly underneath the Speaker's Lobby area. Officer [REDACTED] while at this location heard a transmission over the radio, that "shots" had been fired in the House Chamber.

CERT Officers [REDACTED] [REDACTED] [REDACTED] and [REDACTED] placed themselves into a "stack" and then began to head towards the Speakers Lobby. While on a landing of the east stairwell between the first and second floors, Officer [REDACTED] heard a gunshot. As the "stack" continued moving up the stairwell towards the Speakers Lobby, Officer [REDACTED] observed Ms. Babbitt lying on the floor. Officer [REDACTED] was not in a position to see Ms. Babbitt when she attempted to climb through the window that led into the Speakers Lobby.

Officer [REDACTED] began to administer first aide to Ms. Babbitt and then a decision was made to move her, so a few of his colleagues picked Ms. Babbitt up off the floor and began to carry her down the east stairwell.

Officer [REDACTED] related that he then proceeded to walk to the top of the east stairwell and eventually climbed through the broken out window to enter the Speakers Lobby. While inside the Speakers Lobby, he made contact with CERT Lieutenant [REDACTED]

While in the Speakers Lobby, Lieutenant [REDACTED] spoke with Lieutenant Byrd and appeared to be trying to console him.

Civilian Witness

Mr. [REDACTED] Office of the Sergeant at Arms

On January 6, 2021, Mr. [REDACTED] provided an audio-recorded statement to Agents [REDACTED] and [REDACTED] of the IAD. The following is a brief summary of Mr. [REDACTED] statement: **(Attachment 18)**

On January 6, 2021, the US Capitol building was breached on the east side of the Rotunda. After the breach occurred, Mr. [REDACTED] along with three or four unknown USCP officers, attempted to keep the rioters from advancing through the hallways near the House Chamber Floor. Mr. [REDACTED] indicated another group of rioters were near the main House Chamber Floor doorway at the same time.

The rioters were unruly and eventually pushed through himself and the other officers, which caused the small group of USCP officers to reposition near the "Dem" door to keep the group from advancing. However, the USCP officers were unsuccessful and the rioters proceeded to the doorway that led into the Speakers Lobby.

The doorway to the Speakers Lobby, which is mostly glass with a wooden frame, had been barricaded from the inside with large pieces of furniture, and several USCP officers were behind the barricade as well. While positioned at the door, Mr. [REDACTED] advised that the rioters were large in number, loud, and agitated.

The rioters eventually began to utilize their flag poles, striking the glass, which eventually caused the glass to break and fall to the floor.

Ms. Babbitt was directly in front of Mr. [REDACTED] during all of the unrest at the doorway, and although she was agitated, he was able to have a brief dialogue with her. Mr. [REDACTED] explained that he also observed Ms. Babbitt participate in breaking the glass to the doors.

Mr. [REDACTED] recalled observing the CERT officers coming up the east stairwell, and then heard a single gunshot, which was loud and appeared to be have come from over his right shoulder. Mr. [REDACTED] did not observe a gun, nor did he see any muzzle flash. Immediately after hearing the gunshot, Mr. [REDACTED] observed Ms. Babbitt fall to the floor.

Mr. [REDACTED] described Ms. Babbitt as "bleeding really bad" and he immediately began to administer aid along with members of the CERT. Ms. Babbitt's clothing was cut away to expose a gunshot wound to the left shoulder area which he eventually covered with a chest seal.

As aid was continuing to be administered, the rioters eventually began to cooperate with the USCP officers' instructions. CERT members then evacuated Ms. Babbitt from the area by carrying her down the east stairwell.

Mr. [REDACTED] did not recall seeing any objects in Ms. Babbitt's hands, but he did note that he was not able to constantly observe her hands during the riotous behavior taking place. Mr. [REDACTED] explained that Ms. Babbitt was identifiable because she was wearing a backpack.

At the conclusion of the interview, Mr. [REDACTED] indicated that as the breach of the Capitol occurred, a joint session of Congress was taking place, which included the entire Congressional leadership along with half of the Executive Branch.

Mr. [REDACTED]⁷ [REDACTED]

On January 6, 2021, Mr. [REDACTED] provided a non-recorded statement to Special Agent [REDACTED] of the USCP and Agent [REDACTED] of the IAD. The following is a brief summary of Mr. [REDACTED] statement: **(Attachment 19)**

Mr. [REDACTED] was on the east stairwell leading up to the second floor of the Speakers Lobby hallway, when he noted an unidentified male rioter, approximately 5'8", 130 pounds, wearing jeans, and a black and yellow shirt, yelling at two uniformed USCP officers and Mr. [REDACTED] who was identified as being dressed in business attire.

⁷ Mr. [REDACTED] was identified as a demonstrator who willingly provided a statement to Special Agent [REDACTED] and Agent [REDACTED]

The unidentified male was observed pushing on the doors to the House Chamber⁸. Ms. Babbitt was observed standing nearby the unidentified male. The rioters were heard yelling, "We are not here for you. We are here for them!" Mr. [REDACTED] also observed several USCP officers with rifles moving up the east stairwell towards the Speakers Lobby. Mr. [REDACTED] further observed there were approximately 30 rioters in the area.

Mr. [REDACTED] then heard a loud noise, and observed Ms. Babbitt fall to the floor. Mr. [REDACTED] smelled what he believed was gunpowder; however, he did not see who discharged a weapon. Mr. [REDACTED] did not see Ms. Babbitt in possession of any weapons.

Several USCP officers then started commanding that the rioters "make a hole," as Ms. Babbitt was carried down the east stairwell past him.

Mr. [REDACTED]

On January 8, 2021, [REDACTED] provided an audio-recorded statement to Agent [REDACTED] of the IAD. The following is a brief summary of Mr. [REDACTED] statement: **(Attachment 20)**

On January 6, 2021, there were a number of Members on the House Floor, to include the balconies, debating the Electoral College. Mr. [REDACTED] recalled hearing several radio transmissions over the US Capitol officers' radios and then reported seeing several social media images coming over his mobile device. Mr. [REDACTED] then observed a US Capitol Police lieutenant approach the Speaker's area and give an update on what was transpiring outside and then inside of the US Capitol.

Mr. [REDACTED] then began hearing noises that sounded like someone was beating on the doors outside of the House Chamber. Mr. [REDACTED] then began assisting US Capitol officers with barricading the doors that led into the House Chamber. Mr. [REDACTED] advised that he had some more conversations with the US Capitol officers and then he began to hear glass breaking. Mr. [REDACTED] explained that the rioters may have been using a "glass punch" to break the windows and that these sounds can be misinterpreted as "gunshots."

Upon hearing the glass being broken, someone on the House Floor began yelling, "Shots fired," and a US Capitol police officer broadcasted that shots were fired over the radio. Mr. [REDACTED] recognized that the sounds were not gunshots.

As the rioters continued to bang and rattle the House Chambers doors, a plan was being devised to try to evacuate the remaining Members from inside of the House Chamber. The House Chamber Members were then led out into the Speakers Lobby and escorted down the west stairwell.

⁸ These doors are actually identified as the Speakers Lobby's doors.

Shortly thereafter, Mr. [REDACTED] observed Lieutenant Byrd, who appeared to be alone, in the Speakers Lobby utilizing a pillar as cover/concealment, pointing his service pistol at the doors to the Speakers Lobby. This area was a main concentration of where the rioters were attempting to breach the House Chamber. Mr. [REDACTED] recalled hearing Lieutenant Byrd giving loud verbal commands, stating that he (Lieutenant Byrd) would "shoot." Although Lieutenant Byrd was giving other commands, Mr. [REDACTED] could not clearly understand what was being stated.

Mr. [REDACTED] again heard the sounds of glass breaking and then heard what sounded like two gunshots; however, he was not absolutely sure on the number of gunshots heard. Mr. [REDACTED] felt that Lieutenant Byrd did everything he could do in an effort to protect the remaining Members who were trapped in the balconies of the House Chamber. Mr. [REDACTED] stated that in his opinion, Lieutenant Byrd saved a number of people's lives when he discharged his service pistol.

If Ms. Babbitt would have breached the Speakers Lobby, a number of other rioters would have followed Ms. Babbitt. Mr. [REDACTED] felt that if this had occurred the rioters could have easily taken Lieutenant Byrd's service pistol from him, and utilize the service pistol not only against him (Lieutenant Byrd) but the other Members who were still inside the House Chamber.

In closing, Mr. [REDACTED] felt that after Lieutenant Byrd had discharged his service pistol, he was definitely visibly shaken.

Evidence and Firearms

Department of Forensic Science (DFS) Scientists [REDACTED] and [REDACTED] responded to the Med Star WHC and performed the below listed tasks. All reports regarding DFS documents bear DFS # [REDACTED] (Attachment 21)

1. Recovered Ms. Babbitt's assorted clothing;
2. Recovered a "Para Force" folding knife in Ms. Babbitt's pants pocket;
3. Recovered one coral colored iPhone inside a clear case

USCP Crime Scene Search (CSS) Officer [REDACTED] performed the following tasks prior to the arrival of the DFS:⁹

1. Glock 22, .40 caliber service weapon of Lieutenant Byrd was recovered and inspected;
2. One .40 caliber cartridge recovered from the chamber of the weapon.
3. Glock magazine recovered from the well of the weapon, which contained fourteen cartridges. *(A fully loaded Glock 22 magazine contains fifteen cartridges.)*

⁹ USCP Officer [REDACTED] turned over Lieutenant Byrd's service pistol to DFS Scientist [REDACTED] while inside of the House Chambers.