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GOVERNMENT OF THE DISTRICT OF COLUMBIA
METROPOLITAN POLICE DEPARTMENT
INTERNAL AFFAIRS DIVISION

INVESTIGATIVE FILE REPORT

P.D. 854

REPORT OF INVESTIGATION		DIVISION	BRANCH
FILE TITLE		ARREST NO.	
USCP Use of Force (Service Pistol)		COMPLAINT NO. # [REDACTED]	
<input checked="" type="checkbox"/> ACTIVE <input type="checkbox"/> CLOSED <input type="checkbox"/> REQUESTED ACTION OTHER <input type="checkbox"/> REQUESTED ACTION FROM BY Detective [REDACTED]	OTHER OFFICERS.	CROSS FILE <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	RELATED FILES
DATE January 6, 2021			

REPORT RE: Use of Force

On February 4, 2021, USCP Containment Emergency Response Team (CERT) Officer [REDACTED] provided an audio-recorded statement to Agent [REDACTED] of the Internal Affairs Division (IAD). Also present during this statement were Special Agents [REDACTED] and [REDACTED] of the Federal Bureau of Investigation and Attorney [REDACTED] of the USCP General Counsel. The following is a brief summary of USCP Officer [REDACTED] statement:

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

Officer [REDACTED] related that he and CERT members [REDACTED] [REDACTED] [REDACTED] placed themselves into a "stack" and then began to head towards the Speakers Lobby. Officer [REDACTED] explained that while on a landing between the first and second floors he heard a gunshot. Officer [REDACTED] stated that as the "stack" continued towards the Speakers Lobby he observed Ms. Babbitt lying on the floor. Officer [REDACTED] stated that he was not in a position to see Ms. Babbitt trying to climb through the window that led into the Speakers Lobby.

Officer [REDACTED] advised that Officer [REDACTED] began to administer first aide to Ms. Babbitt and then a decision was made to move her. Officer [REDACTED] stated that a few of his colleagues picked Ms. Babbitt up off the floor and began to carry her down the stairs.

Officer [REDACTED] related that he proceeded to walk up the stairs 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].

Officer [REDACTED] stated that Lieutenant [REDACTED] then began to speak with Lieutenant Byrd and appeared to be trying to console him.

DISTRIBUTION:	SIGNATURE (Officer) Agent [REDACTED]	[REDACTED]
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METROPOLITAN POLICE DEPARTMENT
Internal Affairs Bureau
Internal Affairs Division

Transcription Details:

Date: February 4, 2021
Time: 1252 Hours
Location: United States, Capitol Police Headquarters

Present: Agent [REDACTED] Internal Affairs Division
FBI Special Agent [REDACTED]
FBI Special Agent [REDACTED]
U.S. Capitol Police, General Counsel, Attorney [REDACTED]
Officer [REDACTED] U.S. Capitol Police, Cert Containment Emergency Response Team

Incident Summary [IS] Number: [REDACTED]
Internal Affairs Division [IAD] Number: None
Use of Force Number: [REDACTED]

Statement of: Officer [REDACTED]

Recording Run Time: Fifteen minutes and Sixteen seconds [00:15:16]

Note: The time may be slightly different depending on the playback program used to review this audio recording.

BEGINNING OF AUDIO

00:01 This is Agent [REDACTED] of the Internal Affairs Division. Today's date is February the fourth, two thousand and twenty-one. Approximate time now is twelve-fifty-two hours. Currently located at the United States Capitol Police Headquarters building. I'm gonna take a statement from the United States Capitol Police, uh, Cert team officer, uh, uh, [REDACTED] Um, Officer [REDACTED] is here to provide a statement in reference to, for MPD purposes, case number identify is IS number [REDACTED] Uh, present for the interview is Officer [REDACTED] Officer [REDACTED] good afternoon, sir.

00:32 [REDACTED] Good afternoon.

00:33 [REDACTED] For the recording, can you please identify yourself by your full name, spell your last name for the recording. Uh, the agency you work for, and although I know what Cert means for in case the, uh, statement has to be transcribed, uh, can you just spell out the acronym of, of Cert?

00:45 [REDACTED] Yes. Full name is [REDACTED] Last name is spelled, common spelling, [REDACTED] Uh, on Cert Containment Emergency Response Team.

00:53 [REDACTED] Okay. Uh, also present for the interview are FBI Special Agents [REDACTED]

- Special Agent good afternoon, ma'am.
- 01:00 Good afternoon. Special Agent with the FBI. Last name,
- 01:05 And, Special Agent and I still probably, messed up the first name, and Special Agent can you identify yourself please?
- 01:13 Sure, of course. Special Agent
- 01:19 And, then last but not least, is the U.S. Capitol Police's General Counsel Attorney Attorney good afternoon to you and can you also identify yourself ma'am?
- 01:28 Good afternoon, United States, Capitol Police, Office of the General Counsel.
- 01:36 Thank you, ma'am. Okay. Officer if I can just direct your attention back to, uh, the events that took place on January the sixth of two thousand twenty-one, and again, you're only being interviewed as a witness regarding what you saw, uh, in reference to that day. If I can direct your attention back to just maybe a few minutes prior to you entering the east stairwell to head up to the, to the speaker's lobby. Uh, if you can take me from that point on and then, uh, in your own words tell me, uh, what you recall happening?
- 02:01 Okay. Do you want names to when I say people or, certified operators?
- 02:05 I mean, if you know, if you know your cert team members, I think they've already been identified, but you know if you know a specific person's name, sure.
- 02:11 Okay. So, uh, we were in the hallway of columns right by the south door, one floor underneath where the shooting occurred. Um, there was five operators including myself and then our lieutenant was also present, um, Lieutenants um, the operators, I'm sure you have, already have and or
- 02:31 Yep. Okay.
- 02:31 And, then the last one was I don't know if you have him yet,
- 02:35 Okay.
- 02:36 Also, another operator. Um, when the call initially came out I was actually talking to and my lieutenant, um, to get a game plan of what we were doing cause it was ridiculous in there. Um, and someone said the shots went down on the house chamber.

02:50 [REDACTED] Okay.

02:50 [REDACTED] So, we stacked. I was fourth in the stack. Uh, it was [REDACTED] [REDACTED] and myself. Um, when we went up the stairs, pretty much right when I was on the landing, which is in between the first and second floor is when the shot rang out .

03:05 [REDACTED] Okay.

03:06 [REDACTED] Um, we continued up, I turned, I saw the female laying on the ground, um, and then I, I honestly turned and scanned the crowd immediately to see where the shot came out, where it rang out from. Um, as I was scanning the crowd, someone pushed down another individual so that he was behind us at the time on the landing, so I was kind of dealing with him and scanning at the same time. Um, I didn't like someone being behind us especially with everything going on. So, I continued scanning, um, [REDACTED] yelled to me, I know you got a med pack, you needed a knife to open it. Um, I gave him my knife, the only problem is my knife, it's more of a dagger, it's more of a self-defense knife. So, I gave it to him and he gave it back to me immediately, he's like, I can't use it because it would look horrible. Um, so as he gave it back to me and I was scanning the crowd, I saw [REDACTED] actually enter the chamber on the other side by himself. Um, later on I realized the lieutenant was with him, but he was kind of behind.

04:01 [REDACTED] Okay.

04:01 [REDACTED] Um, so as I saw [REDACTED] um, also two more operators come up, came up, uh, [REDACTED] and, um, [REDACTED] came through the mall on the other side...

04:15 [REDACTED] Would that be the west side coming east?

04:16 [REDACTED] Yeah. So, they came through up on a landing where everyone was, they pushed right through.

04:20 [REDACTED] So, they came in through the hallway...

04:22 [REDACTED] Through the hallway.

04:22 [REDACTED] Right through the lobby area?

04:23 [REDACTED] Yes.

04:23 [REDACTED] Okay. Okay.

04:24 [REDACTED] So, I know [REDACTED] help push back some people away from it. It was next to impossible but he did help. Um, I want to say [REDACTED] rendered aid but I'm not a hundred percent sure, but, he was there too.

04:35 [REDACTED] Okay.

04:35 [REDACTED] Um, and then at that point, they started, they, they decide, I mean they were working on it that whole time obviously, um, and then they went to move her, they went to pick her up. They already had three guys on her, I want to say there was more officers on the landing at that point to guide them down, so my job was to get to [REDACTED] who was by himself.

04:51 [REDACTED] Okay.

04:51 [REDACTED] So, I actually climbed through the window next to where she got shot, um, the doors was still barricaded so we couldn't open them, so I climbed through the window to link up with [REDACTED] to see what the game plan was over there.

05:03 [REDACTED] Okay.

05:05 [REDACTED] Um, at that time, like I said, I noticed my lieutenant was there, he was actually consoling I think Byrd at the time who was...

05:12 [REDACTED] Okay. So, you are familiar with the, with Lieutenant Byrd?

05:14 [REDACTED] Yeah, yeah.

05:15 [REDACTED] Okay.

05:15 [REDACTED] Um, he was, he was down and out, he was sitting down, he was almost in tears when I saw him. But, um, people were talking to him handling the situation. Um, and then they called for an AED over the radio, uh, so I went up to a couple of chambers, the plain clothes officers in there and ask where they keep their AED's, naturally that's where the members are. Um, they said they just moved things around, so that was kind of a mess, but they did find one, I got it, and then I handed it to another officer through the glass window, though I have no clue who it was, and said, get it down to the South door ASAP.

05:48 [REDACTED] When you say that you went in and spoke to the plain clothes members, did you actually enter the house floor?

05:52 [REDACTED] Plain clothes officers. I wasn't on the floor itself, I was on the hallway.

05:56 [REDACTED] Okay.

05:56 [REDACTED] Pretty much the hallway.

05:58 [REDACTED] Could, could you see into the house floor?

05:59 [REDACTED] I could not. All the doors were closed and they had a, they had an officer pretty much at every doorway.

06:04 [REDACTED] Okay.

06:04 [REDACTED] So.

06:05 [REDACTED] Alright. So, you don't know if members of the house were still in, in, on the floor when this incident took place?

06:09 [REDACTED] No.

06:10 [REDACTED] Okay. Alright. Now, if I can just back your attention up a little bit as you guys are coming up the stairs...

06:14 [REDACTED] Um hmm.

06:15 [REDACTED] It sounds like since you're the last one in, in the stack, um, you're not in the best position to view what's going on, but from what you can observe or maybe even what you hear, can you describe the environment that's going on above you?

06:29 [REDACTED] I mean, it was all hell to say, to, to be, I mean I know that's not a proper word...

06:36 [REDACTED] No, no, I mean...

06:36 [REDACTED] It was hectic. I mean, I was in the building all day, cause I was like towards, I know [REDACTED] and [REDACTED] just got there. I, I mean, we got pushed back, I was at the lower crypt, I was at the rotunda, we got pushed back down the hallway.

06:47 [REDACTED] And, what was the general atmosphere or the, the behavior of the, the, I don't want to put a classification on them, but the people that were in outside of the speaker's lobby?

06:58 [REDACTED] Uh, very angry.

07:00 [REDACTED] Okay.

07:00 [REDACTED] Uh, I don't know, I guess, I don't know, I guess that's the best word for it.

07:05 [REDACTED] That's, that's fine.

07:06 [REDACTED] Yeah.

07:06 [REDACTED] Okay. Did, did you hear anything that sounded like pounding or banging?

07:11 [REDACTED] ~~ps~~, I did not.

07:12 [REDACTED] Okay.

07:12 [REDACTED] So, the initial shots fired call, they think it was banging on the thing, I did not hear anything like that personally.

07:18 [REDACTED] Alright.

07:18 [REDACTED] But, my focus was truly, when, when we came in initially, um, there was two other officers posted, there's two wooden doors to come into the stairwell right there on the bottom, and I pretty much told them, hey, like shut the doors until we come back down.

07:32 [REDACTED] Okay.

07:32 [REDACTED] Cause, I didn't want any people coming from up there...

07:34 [REDACTED] Of course.

07:34 [REDACTED] Back down.

07:34 [REDACTED] Okay.

07:35 [REDACTED] So...

07:35 [REDACTED] Now, if I can just go, take you back to the, to the, uh, the hall, the hall, is it statues, is that you guys call?

07:41 [REDACTED] ^{Statu.}
~~Stack~~ hall.

07:42 [REDACTED] Stack hall. Okay. You said...

07:42 [REDACTED] Hallway of columns.

07:44 [REDACTED] That you had heard shots fired. Did someone say that to you, or did you, did that come across the radio that you...

07:50 [REDACTED] The radio.

07:51 [REDACTED] It came across the radio.

07:51 [REDACTED] The radio.

07:51 [REDACTED] And, it been on or somewhere around the, the house chamber?

07:55 [REDACTED] Yeah. So, initially I don't know what the initial shots fired location was because I was speaking to other people at the time and you couldn't barely hear anything.

08:03 [REDACTED] Sure.

08:03 [REDACTED] But, someone said, um, the House Chamber.

08:06 [REDACTED] Okay.

08:06 [REDACTED] And, then that's when I just jumped in the stack and went.

08:08 [REDACTED] And, then you went up. Okay. And, then do you recall, um, hearing the actual gunshot outside of the Speaker's Lobby or coming from inside the Speaker's Lobby, do you remember hearing a gunshot?

08:17 [REDACTED] When I was on the landing...

08:19 [REDACTED] Yes.

08:19 [REDACTED] I heard the gunshot, yes.

08:20 [REDACTED] And, what made you think it was a gunshot?

08:22 [REDACTED] Uh, I mean, we shoot...

08:25 [REDACTED] I got you.

08:25 [REDACTED] Yeah.

08:25 [REDACTED] Okay.

08:26 [REDACTED] A million rounds was...

08:26 [REDACTED] Okay. I get it, I get it.

08:26 [REDACTED] I thought it would be louder, honestly, for the building, they say it's supposed to echo and everything, I had only one ear down at the time and the other ear was up, so I had nothing in this one, but for what it was, it wasn't that loud.

08:37 [REDACTED] Prior to hearing the gunshot and I'm taking in to account what you had said, like all hell had broken loose, the anger, the crowd, the yelling and stuff. Did you hear any verbal commands being given that sound like they were being given by a law enforcement member, and, and we all know what we're, what law enforcement command sounded like. Did you hear anything that sounded like, you know, like a law enforcement command?

08:58 [REDACTED] So, in my position, no. I did not.

08:59 [REDACTED] Okay. Right. Did you hear anything after the shot was fired?

09:03 [REDACTED] Not really. Not that I could quote, um, there was a lot of yelling and everything going on. Honestly, my focus was at that time as the whole day, I was just looking at hands and guns...

09:11 [REDACTED] Of course.

09:11 [REDACTED] And, weapons. I didn't, ~~half~~ the time I wasn't listening. I know [REDACTED] actually called me on the radio a couple of times, but he went back downstairs and I don't, I don't recall that cause at that point I'm still looking at hands, I don't.

09:24 [REDACTED] Alright. And, did you actually see the individual who was shot?

09:27 [REDACTED] Yes.

09:27 [REDACTED] Okay. Prior to her being shot, did you at any point ever see, was there anything that stood out about her Inaudible [09:33], was there any animation or anything that you specifically focused on that she was doing that would make you look, you know?

09:41 [REDACTED] I didn't see her prior to getting shot.

09:43 [REDACTED] Okay.

09:43 [REDACTED] I saw her after she was shot and on the ground when I turned the corner.

09:47 [REDACTED] Did you see...

09:47 [REDACTED] Pretty much, the first time I saw her was when [REDACTED] asked for my knife, because that took my focus off the guy behind me...

09:52 [REDACTED] Okay.

09:52 [REDACTED] So, I could give him the knife.

09:54 [REDACTED] Um hmm.

09:54 [REDACTED] And, I saw her and then I calmly just went back to.

09:57 [REDACTED] Is it fair to say then that you did not see her attempting to, to go through the broken out window?

10:01 [REDACTED] I did not.

10:02 [REDACTED] Okay. Alright, sir, I, I don't have anything further. I'd like to turn you over to the special agents.

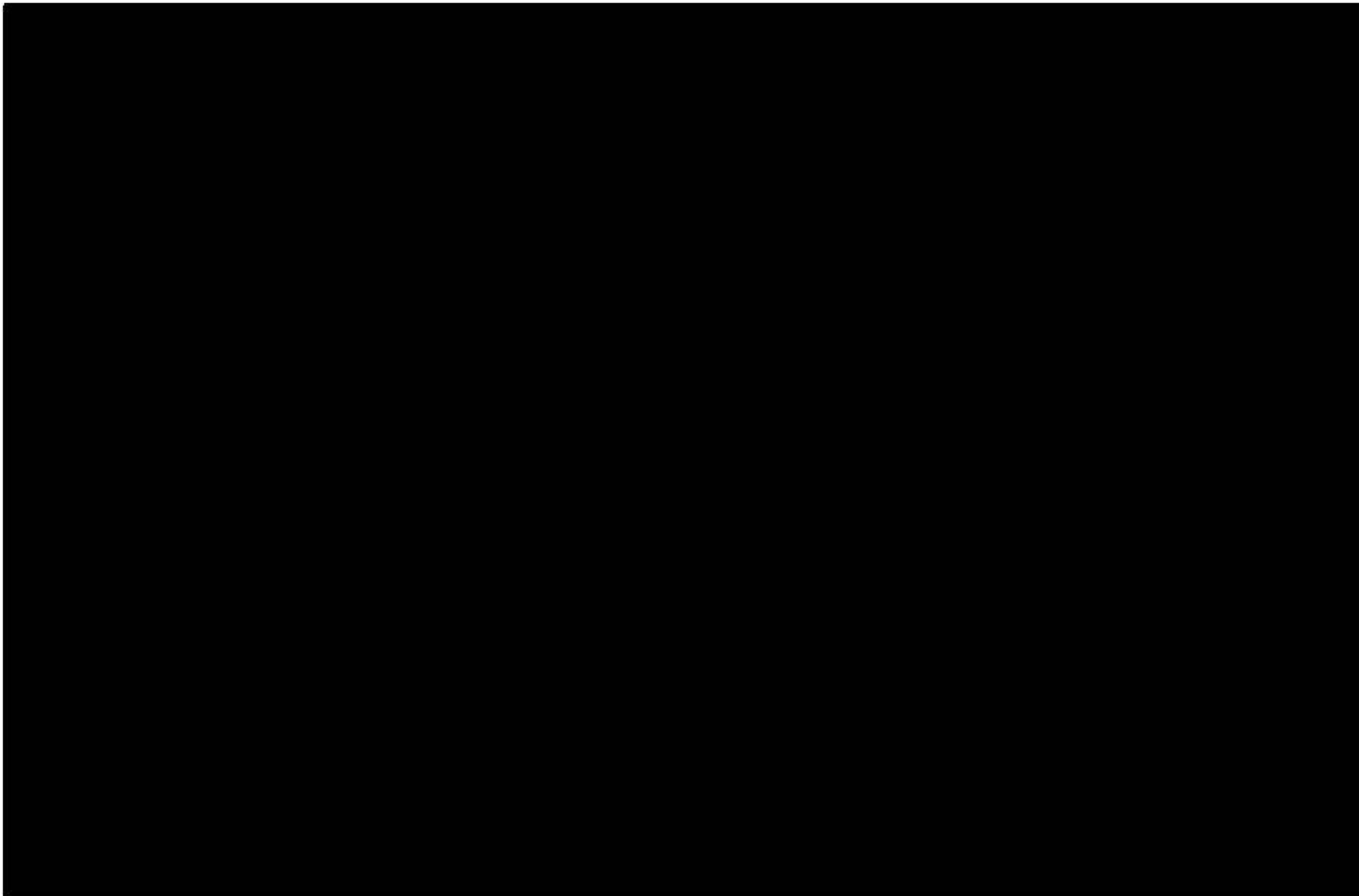
10:06 [REDACTED] Just really quick...

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14:48 [REDACTED] Ok. Then, Officer [REDACTED] I'll leave you in closing with the last word, is there anything you'd like to add to your statement that you think may be helpful or relevant regarding the events of January the sixth, two thousand twenty-one?

14:58 [REDACTED] No. I think I'm good.

14:59 [REDACTED] Okay. And, I thank you for your time, uh, this afternoon. The statement was, uh, will be helpful moving forward. Uh, I'm going to conclude your statement, the current time now is, uh, thirteen-o-seven hours, that's gonna conclude the statement of United States, Capitol Police Officer cert team member, uh, [REDACTED]

END OF AUDIO

Signature

Date and Time

Prepared by: Civilian
Internal Affairs Division