



U.S. Department of Justice

Channing D. Phillips
United States Attorney

District of Columbia

*Judiciary Center
555 Fourth St., N.W.
Washington, D.C. 20530*

March 15, 2017

By Electronic Mail

Michael Madden, Esq.
Counsel for Defendant Jack Sorensen

Re: United States v. Jack Sorensen, 2017-CF2-1293

Dear Mr. Madden:

This letter confirms the post-indictment plea offer extended to your client, Jack Sorensen. This plea offer expires March 17, 2017. The government reserves the right to revoke this plea offer at any time before your client enters a guilty plea in this case. If your client accepts the terms and conditions set forth below, please have your client execute this document in the space provided below. Upon receipt of the executed document, this letter will become the plea agreement between your client and the Office of the United States Attorney for the District of Columbia. The terms of the offer are as follows:

1. Your client, Jack Sorensen, agrees to enter a guilty plea in this case, 2017-CF2-1293, to one count of rioting (misdemeanor).
2. Your client understands that, pursuant to 22 D.C. Code, Sections 1322(b) and 1322(c), the charge of Rioting (misdemeanor) carries a maximum penalty of 180 days incarceration, and a fine of \$1,000. Your client also understands that the Court must require your client to pay an assessment of at least \$50 to the Victims of Violent Crime Compensation Fund for this misdemeanor count.
3. Subject to the Court's acceptance of this plea, your client and the Government agree to a sentence of 180 days incarceration, execution of sentence suspended as to all, with one (1) year of supervised probation, and a \$500 fine. A condition of the supervised probation is that your client must perform fifty (50) hours of community service. In addition, your client understands that, under the terms of this plea agreement, he is permitted to request that the Court impose the sentence under the Youth Rehabilitation Act ("Youth Act"). Your client further understands that the Government will take no position on whether your client should be sentenced under the Youth Act. Your client understands that, under the terms of this plea agreement, the Court has the discretion to decide whether or not this sentence should be imposed

under the Youth Act, and the Court has discretion about where the community service must be performed.

4. Your client and the Government agree, pursuant to Rule 11(c)(1)(C) of the Superior Court Rules of Criminal Procedure, to present this plea agreement to the Court for its approval. If the Court accepts the plea agreement and the sentence specified by the parties, then the Court will embody in the judgment and sentence the disposition provided for in this plea agreement, pursuant to Rule 11(c)(3) of the Superior Court Rules of Criminal Procedure. The parties understand, however, that in light of other factors the Court may not agree that the agreed upon sentence is an appropriate one and may reject this plea agreement pursuant to Rule 11(c)(5) of the Superior Court Rules of Criminal Procedure. Your client understands that if his plea agreement is rejected, the Court, in accordance with the requirements of Rule 11(c)(5), will inform the parties of its rejection of the plea agreement, and will afford both parties the opportunity to withdraw the plea, and, if your client persists in the guilty plea will inform your client that a final disposition may be less favorable to your client than that contemplated by this agreement.

5. In entering this plea of guilty, your client understands and agrees to waive certain rights afforded to your client by the Constitution of the United States and/or by statute. In particular, your client knowingly and voluntarily waives or gives up his right against self-incrimination with respect to the offenses to which your client is pleading guilty before the Court accepts your client's plea. Your client also understands that by pleading guilty your client is waiving or giving up your client's right to be tried by a jury or by a judge sitting without a jury, the right to be assisted by an attorney at trial and the right to confront and cross-examine witnesses.

6. Your client further agrees that if, pursuant to Rule 11(c)(5) of the Superior Court Rules of Criminal Procedure, the Court determines to reject the plea agreement of the parties as set out in this agreement, then the parties will return to the *status quo ante*.

7. Your client understands that this Office reserves its full right of allocution for purposes of sentencing in this matter. However, the Government agrees that the sentence set forth in paragraph 3 is the agreed upon sentence in this case.

8. The Government reserves its right to full allocution in any post-sentence litigation in order to defend the Court's ultimate decision on such issues. In addition, your client acknowledges that the Government is not obligated and does not intend to file any post-sentence motion in this case pursuant to Rule 35(b) of the Federal Rules of Criminal Procedure.

9. Your client understands and agrees that your client will not be allowed to withdraw the guilty plea entered under this agreement solely because of the harshness of the sentence imposed. Such a motion to withdraw shall constitute a breach of this agreement.

10. At the time of sentencing, the Government will move to dismiss the remaining and greater charges against your client in case number 2017-CF2-1293. Your client agrees and acknowledges that the charges to be dismissed at the time of sentencing were based in fact and

would not provide your client with a basis for any future claims as a "prevailing party" under the "Hyde Amendment," P. L. 105-119 (1997).

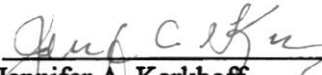
11. This letter sets forth the entire understanding between the parties and constitutes the complete plea agreement between your client and the United States Attorney's Office for the District of Columbia. This agreement supersedes all prior understandings, promises, agreements, or conditions, if any, between this Office and your client.

12. This agreement only binds the United States Attorney's Office for the District of Columbia. It does not bind any other United States Attorney's Office or any other office or agency of the United States Government, or any state or local prosecutor. These individuals and agencies remain free to prosecute your client for any offense committed within their respective jurisdictions.

13. There are no other agreements, promises, understandings or undertakings between your client and this Office. Your client understands and acknowledges that there can be no valid addition or alteration to this agreement unless the modification is made on the record in open Court or made in a writing signed by all of the parties.

Sincerely,

CHANNING D. PHILLIPS
UNITED STATES ATTORNEY

BY: 

Jennifer A. Kerkhoff
John Borchert
Assistant United States Attorneys

DEFENDANT'S ACCEPTANCE

I have read this plea agreement and have discussed it with my attorney, Michael Madden, Esquire.

I fully understand this agreement and agree to it without reservation.

I do this voluntarily and of my own free will, intending to be legally bound.

No threats have been made to me nor am I under the influence of anything that could impede my ability to understand this agreement fully.

I reaffirm that absolutely no promises, agreements, understandings, or conditions have been made or entered into in connection with my decision to plead guilty except those set forth in this plea agreement.

I am satisfied with the legal services provided by my attorney in connection with this plea agreement and matters related to it.

Date: 03/21/16



Jack Sorensen
Defendant


ATTORNEY'S ACKNOWLEDGMENT

I have read each of the pages constituting this plea agreement, reviewed them with my client, and discussed the provisions of the agreement with my client, fully.

These pages accurately and completely set forth the entire plea agreement.

I concur in my client's desire to plead guilty as set forth in this agreement.

Date: 03/22/17



Michael Madden, Esq.
Attorney for the Defendant Jack Sorensen

**STATEMENT OF FACTS IN
SUPPORT OF GUILTY PLEA**

The United States and Defendant Jack Ryan Sorensen ("Sorensen") agree that the following facts are true and correct:

1. On January 20, 2017, Sorensen joined together with more than 200 other people in and around Logan Circle in Washington, D.C. The group formed a "black bloc" in which individual defendants wore black or dark colored clothing, gloves, scarves, sunglasses, ski masks, gas masks, goggles, helmets, hoodies, and other face-concealing and face-protecting items to conceal their identities in an effort to prevent law enforcement from being able to identify the individual perpetrators of violence or destruction. Some of the members of the black bloc were armed with hammers, crowbars, wooden sticks, and other weapons.

2. At or about 10:19 AM on January 20, 2017, Sorensen and others participating in the black bloc moved south from Logan Circle on 13th Street NW. Sorensen marched with the black bloc and saw that, within minutes of leaving Logan Circle, individuals participating in the black bloc began to vandalize and damage public and private property. Sorensen made no effort to disassociate himself from the black bloc and continued to march with the black bloc for more than thirty (30) minutes while participants in the black bloc continued to commit acts of vandalism around the streets of the District of Columbia.

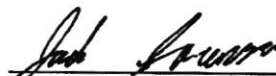
3. The actions of the black bloc constituted a "riot," that is, an assemblage of five or more persons which by tumultuous and violent conduct or the threat thereof created grave danger of damage or injury to property or persons.

4. Sorensen willfully engaged in the riot along with others. Sorensen was among those dressed in black. Sorensen also wore goggles and concealed his face with a mask. Sorensen participated in the black block for approximately 33 minutes while the black bloc

moved through the streets of Washington, D.C., traveling approximately sixteen (16) blocks. As it moved through the streets of Washington, D.C., the black bloc vandalized buildings, cars, and other public and private property. Sorensen observed members of the black bloc causing the damage, took no steps to remove himself from the black bloc despite multiple opportunities to do so, and continued to participate in the black bloc which he knew, or reasonably should have known, was aiding the violence and destruction caused by members of the black bloc.

Limited Nature of Statement of Facts

This statement of facts is intended for the limited purpose of establishing a factual basis for a guilty plea by Sorensen. It is not intended to set forth every fact known by Sorensen or the United States regarding the matters discussed above.



JACK ~~RYAN~~ SORENSEN
Defendant *Dylan*

Michael Madden

MICHAEL MADDEN
Counsel for Jack Ryan Sorensen



JENNIFER KERKHOFF
Assistant United States Attorney

March 23, 2017