

UNITED STATES DISTRICT COURT

for the

District of Columbia

United States of America

v.

Kevin Francisco Cordon
DOB: XX/XX/XXXX

Sean Carlo Cordon
DOB: XX/XX/XXXX

Defendant(s)

Case: 1:21-mj-00277

Assigned To : Meriweather, Robin M.

Assign. Date : 3/4/2021

Description: Complaint w/ Arrest Warrant

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of January 6, 2021 in the county of in the in the District of Columbia, the defendant(s) violated:

Code Section

Offense Description

Defendant Kevin Francisco Cordon - 18 U.S.C. § 1512(c)(2) - Obstruction of Justice/Congress, 18 U.S.C. §§ 1752(a)(1) and (2) - Knowingly Entering or Remaining in any Restricted Building or Grounds Without Lawful Authority, and 40 U.S.C. §§ 5104(e)(2)(D) and (G) - Violent Entry and Disorderly Conduct on Capitol Grounds.

Defendant Sean Carlo Cordon - 18 U.S.C. §§ 1752(a)(1) and (2) - Knowingly Entering or Remaining in any Restricted Building or Grounds Without Lawful Authority, and 40 U.S.C. §§ 5104(e)(2)(D) and (G) - Violent Entry and Disorderly Conduct on Capitol Grounds.

This criminal complaint is based on these facts:

See attached statement of facts.

Continued on the attached sheet.

Handwritten signature of Shane M. Andersen

Complainant's signature

Shane M. Andersen, Special Agent

Printed name and title

Attested to by the applicant in accordance with the requirements of Fed. R. Crim. P. 4.1 by telephone.

Date: 03/04/2021

Handwritten signature of Robin M. Meriweather and official seal

2021.03.04 16:41:11 -05'00'

Judge's signature

City and state: Washington, D.C.

Robin M. Meriweather, U.S. Magistrate Judge

Printed name and title

STATEMENT OF FACTS

Your affiant, Shane Andersen, is a Special Agent of the Federal Bureau of Investigation, assigned to the Los Angeles Field Office, West Covina Resident Agency. In my duties as a special agent, I conduct international and domestic terrorism investigations. Currently, I am tasked with investigating criminal activity in and around the Capitol grounds on January 6, 2021. As a special agent, I am authorized by law or by a Government agency to engage in or supervise the prevention, detention, investigation, or prosecution of a violation of Federal criminal laws.

The U.S. Capitol is secured 24 hours a day by U.S. Capitol Police. Restrictions around the U.S. Capitol include permanent and temporary security barriers and posts manned by U.S. Capitol Police. Only authorized people with appropriate identification were allowed access inside the U.S. Capitol. On January 6, 2021, the exterior plaza of the U.S. Capitol was also closed to members of the public.

On January 6, 2021, a joint session of the United States Congress convened at the United States Capitol, which is located at First Street, SE, in Washington, D.C. During the joint session, elected members of the United States House of Representatives and the United States Senate were meeting in separate chambers of the United States Capitol to certify the vote count of the Electoral College of the 2020 Presidential Election, which had taken place on November 3, 2020. The joint session began at approximately 1:00 p.m. Shortly thereafter, by approximately 1:30 p.m., the House and Senate adjourned to separate chambers to resolve a particular objection. Vice President Mike Pence was present and presiding, first in the joint session, and then in the Senate chamber.

As the proceedings continued in both the House and the Senate, and with Vice President Mike Pence present and presiding over the Senate, a large crowd gathered outside the U.S. Capitol. As noted above, temporary and permanent barricades were in place around the exterior of the U.S. Capitol building, and U.S. Capitol Police were present and attempting to keep the crowd away from the Capitol building and the proceedings underway inside.

At such time, the certification proceedings were still underway and the exterior doors and windows of the U.S. Capitol were locked or otherwise secured. Members of the U.S. Capitol Police attempted to maintain order and keep the crowd from entering the Capitol; however, shortly around 2:00 p.m., individuals in the crowd forced entry into the U.S. Capitol, including by breaking windows and by assaulting members of the U.S. Capitol Police, as others in the crowd encouraged and assisted those acts.

Shortly thereafter, at approximately 2:20 p.m. members of the United States House of Representatives and United States Senate, including the President of the Senate, Vice President Mike Pence, were instructed to—and did—evacuate the chambers. Accordingly, the joint session of the United States Congress was effectively suspended until shortly after 8:00 p.m. Vice President Pence remained in the United States Capitol from the time he was evacuated from the Senate Chamber until the sessions resumed.

During national news coverage of the aforementioned events, video footage which appeared to be captured on mobile devices of persons present on the scene depicted evidence of

violations of local and federal law, including scores of individuals inside the U.S. Capitol building without authority to be there.

On January 7, 2021 a tip from an anonymous individual from Finland that provided a link to a video on the website for Finnish newspaper *Ilta Sanomat*¹. The newspaper had placed a link to an interview the newspaper's U.S. correspondent conducted with an individual who identified himself as KEVIN CORDON ("K. CORDON"), 33, from California. K. CORDON was dressed in an American flag, worn as a cape and attached via a carabiner, a Columbia jacket with red liner, and black ballistic vest. During the interview, K. CORDON stated that he entered the Capitol building via a broken window and walked through the hallways of the Capitol building. K. CORDON told the interviewer:

We're here to take back our democratic republic. It's clear that this election is stolen, there's just so much overwhelming evidence and the establishment, the media, big tech are just completely ignoring all of it. And we're here to show them we're not having it. We're not- we're not just gonna take this laying down. We're standing up and we're taking our country back. This is just the beginning.

When the interviewer asked K. CORDON why he entered the Capitol, K. CORDON responded:

It was um, it was a once in a lifetime opportunity to show that the people of this country are not gonna take this corruption laying down. And we're gonna show that we have the power. We have the power in numbers, we have the power in spirit to show them that they can't just push us around and take over our country with their corruption. So we had to actually step foot in their building that they think their [sic] own. And that's why everybody was shouting, "this is our house." Because it is! This is for the people, by the people, of the people government. And we needed to remind them because-- and we need to remind ourselves. I needed to remind myself and I needed to remind the rest of the public that this is our country. This country was founded on individuals having their own sovereignty over their own lives and I think a lot of the public has forgotten that. And we're back to show that we're - we're reawakening to that reality that this is our country and we're not gonna take that nonsense.

¹ Video located at <https://www.is.fi/ulkomaat/art-2000007723759.html>, accessed on January 21, 2021



Figure 1: Screenshot of K. CORDON during interview

I subsequently identified KEVIN FRANCISCO CORDON via California Department of Motor Vehicle (“DMV”) records. Additionally, I reviewed K. CORDON’s DMV photograph and believe it matches the individual in the interview whose photograph appears above.

On January 16, 2021, the FBI received a tip from an anonymous individual who stated that “Kevin Cordon and Sean Cordon both went to capital riot terrorist event.” I identified SEAN CARLO CORDON (“S. CORDON”), via California DMV records. The video footage of K. CORDON’s *Ilta Sanomat* interview shows a man matching S. CORDON’s description standing nearby in the background of the video.

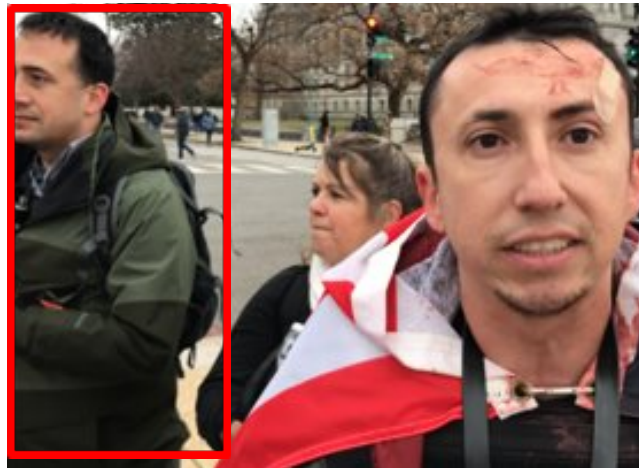


Figure 2: S. CORDON in the background of K. CORDON's Interview.

The male was wearing a two-tone green Marmot jacket, dark colored backpack, and a collared shirt. I additionally reviewed S. CORDON’s DMV photograph and believe it matches the individual in the background of the interview whose photograph appears above.

As further discussed below, K. CORDON and S. CORDON (“the CORDONs”) traveled together to Washington D.C. and entered the U.S. Capitol building together. They are assessed to be brothers based on their common last name, common previous residence, and both having phone numbers on a cell phone plan subscribed to by a woman who is believed to be their mother based on her age and common previous residence.

Review of surveillance footage from the United States Capitol building on January 6, 2021 indicated that the CORDONs entered the U.S. Capitol as further explained below:

- 2:16 PM: The CORDONs arrive on the north side of the Upper West Terrace, toward a gathering of individuals that included police officers. K. CORDON is wearing a black gas mask, and S. CORDON is wearing a respirator mask. The CORDONs walk away from the police officers. They later take off their masks and walk toward an entrance to the Capitol Building.

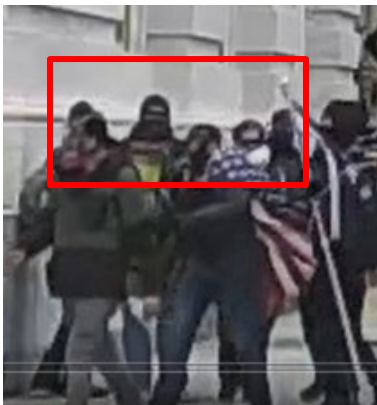


Figure 3: The CORDONs wearing masks after approaching gathering with police officers.



Figure 4: K. CORDON with mask in right hand



Figure 5: S. CORDON with full face respirator mask in left hand prior to entering Capitol building.

- 2:26:12 PM: K. CORDON climbs through a window into the west side of the Capitol building on the first floor, Senate side. S. CORDON, dons a full-face respirator mask just prior to entering, and follows soon thereafter.

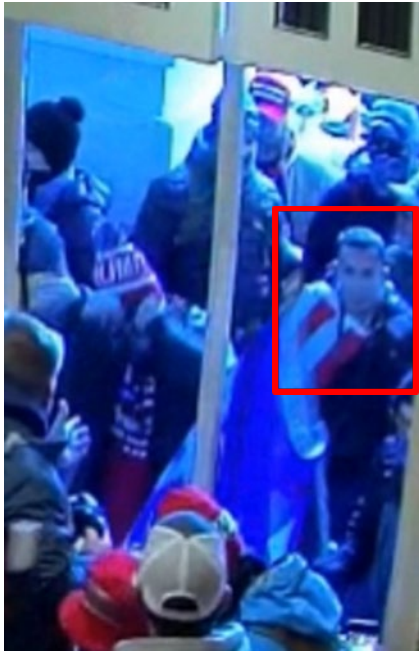


Figure 6: K. CORDON entering the U.S. Capitol through the window



Figure 7: K. CORDON in foreground as S. CORDON enters U.S. Capitol through the window

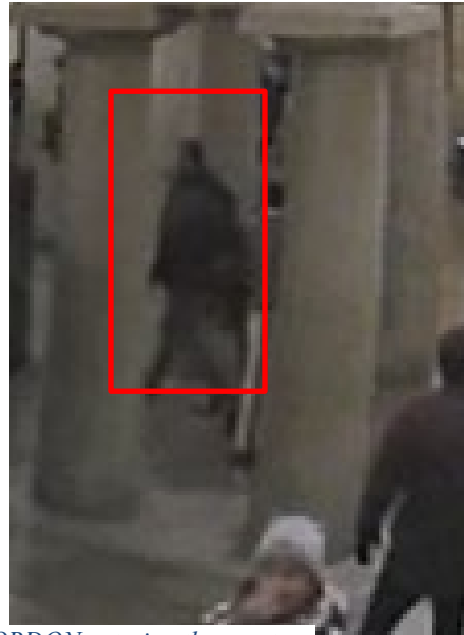


Figures 8: The CORDONs entering the Capitol building.

The CORDONs entry is consistent with statements K. CORDON made in his *Ilta Sanomat* interview that “they broke into the windows and uh there was people scuffling with the cops and

um that's when I got hit with a projectile not sure what it was... From there we proceeded into the broken windows and into the Capitol building we were walking around the hallways.”

- 2:27:41 PM: The CORDONs walked through the Crypt underneath the Rotunda of the Capitol.



Figures 9 and 10: K. CORDON and S. CORDON entering the crypt.

- 2:52:10 PM: The CORDONs are outside of the U.S. Capitol building along its east side, near First St. SE, as K. CORDON takes part in *Ilta Sanomat* interview.



Figures 11 and 12: The CORDONs near 1st St. SE where K. Cordon did interview with Ilta Sanomat.

- 3:00 PM. S. CORDON makes a phone call.



Figure 13: S. CORDON makes a Call.

Public records indicate that S. CORDON uses telephone number (***) ***-7534. Billing records indicate that the phone number used by S. CORDON made a call to phone number (***) ***-6966 from Washington, DC on January 6, 2021 at 3:00 PM. According to public records and DMV records, the number (***) ***-6966 is used by an individual who shares a residence with S. CORDON.

- 3:03 PM: The CORDONS depart north along First Street, SE.

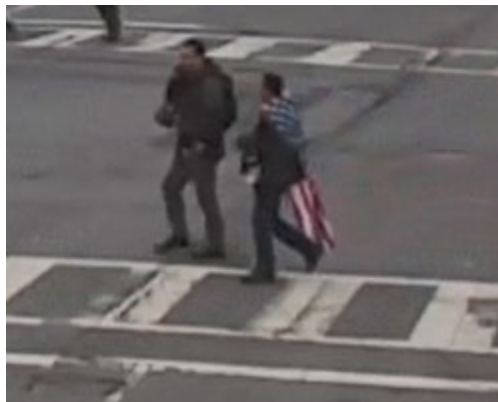


Figure 14: The CORDONS on First St, SE.

Public records indicate that K. CORDON uses telephone number (***) ***-8217. According to records obtained through a search warrant which was served on Verizon, on January 6, 2021, in and around the time of the incident, the cellular phone associated with (***) ***-8217 was identified as having utilized a cell site consistent with providing service to a geographic area that included the interior of the United States Capitol building. Billing records indicate that the phone number used by K. CORDON made calls from Washington, DC on January 6, 2021.

I reviewed flight records, which indicate that on January 5, 2021, the CORDONS traveled from Los Angeles International Airport to Washington Dulles International Airport via United

411, landing the morning of January 6. Flights for both brothers were purchased on the same itinerary, with the same credit card. Surveillance video from Los Angeles International Airport of the boarding area just prior to boarding United flight 411 showed a male with a similar shape and build as K. CORDON wearing an American flag cape. A male with similar shape to S. CORDON and standing next to K. CORDON puts on a two-tone green coat similar to the one surveillance video shows S. CORDON wearing on January 6, 2021. Flight records further indicate that the CORDONs departed Dulles International Airport on January 7, 2021 via United 2276 and returned to Los Angeles International Airport.

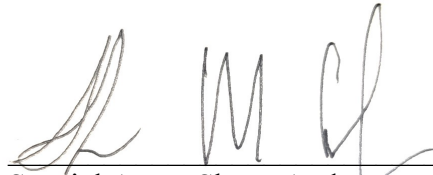


Figures 15 and 16: The CORDONs at LAX

Based on the foregoing, your affiant submits that there is probable cause to believe that KEVIN FRANCISCO CORDON and SEAN CARLO CORDON violated 18 U.S.C. § 1752(a)(1) and (2), which makes it a crime to (1) knowingly enter or remain in any restricted building or grounds without lawful authority to do; and (2) knowingly, and with intent to impede or disrupt the orderly conduct of Government business or official functions, engage in disorderly or disruptive conduct in, or within such proximity to, any restricted building or grounds when, or so that, such conduct, in fact, impedes or disrupts the orderly conduct of Government business or official functions; or attempts or conspires to do so. For purposes of Section 1752 of Title 18, a “restricted building” includes a posted, cordoned off, or otherwise restricted area of a building or grounds where the President or other person protected by the Secret Service, including the Vice President, is or will be temporarily visiting; or any building or grounds so restricted in conjunction with an event designated as a special event of national significance.

Your affiant submits there is also probable cause to believe that KEVIN FRANCISCO CORDON and SEAN CARLO CORDON violated 40 U.S.C. § 5104(e)(2)(D) and (G), which makes it a crime to willfully and knowingly (D) utter loud, threatening, or abusive language, or engage in disorderly or disruptive conduct, at any place in the Grounds or in any of the Capitol Buildings with the intent to impede, disrupt, or disturb the orderly conduct of a session of Congress or either House of Congress, or the orderly conduct in that building of a hearing before, or any deliberations of, a committee of Congress or either House of Congress; and (G) parade, demonstrate, or picket in any of the Capitol Buildings.

Finally, your affiant submits there is probable cause to believe that KEVIN FRANCISCO CORDON violated 18 U.S.C. § 1512(c)(2), which makes it a crime to obstruct, influence, or impede any official proceeding, or attempt to do so. Under 18 U.S.C. § 1515, congressional proceedings are official proceedings.



Special Agent Shane Andersen
Federal Bureau of Investigation

Attested to by the applicant in accordance with the requirements of Fed. R. Crim. P. 4.1 by telephone, this 4th day of March 2021.

 2021.03.04
16:42:58 -05'00'

ROBIN M. MERIWEATHER
U.S. MAGISTRATE JUDGE