



U.S. Department of Justice

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## FACT SHEET

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The following data points are made available in order to provide context with respect to the U.S. Supreme Court ruling in *Fischer v. United States*.

- The United States Attorney’s Office for the District of Columbia has charged roughly **1,427 individuals** with federal crimes arising from alleged criminal conduct committed at the United States Capitol on January 6, 2021. In more than **82 percent** of those cases— involving approximately 1,178 individuals—the defendants were either never charged with or not convicted of violating 18 U.S.C. § 1512(c)(2), the statute at issue in *Fischer*. Today’s decision has no bearing on those cases.
- Of the approximately 249 remaining cases, there are **zero cases** where a defendant was charged *only* with 18 U.S.C. § 1512(c)(2). In other words, in every case potentially impacted by the *Fischer* decision, the defendant faced other criminal charges—felonies, misdemeanors, or both—for illegal conduct related to the Capitol Breach.
- Today’s decision will most significantly impact a narrow band of cases: those where the only felony for which a defendant was convicted and sentenced was 18 U.S.C. § 1512(c)(2). In total, approximately 52 individuals have been convicted and sentenced on that charge and no other felony; of those individuals, only 27 are currently serving a sentence of incarceration—**less than 2 percent** of all charged cases arising from the Capitol Breach.

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