

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF GEORGIA
SAVANNAH DIVISION

UNITED STATES OF AMERICA)
)
 v.) Case: 4:22-cr-084
)
BERNARD OKOJIE)

**UNITED STATES' NOTICE OF INTENT TO OFFER
SELF-AUTHENTICATING RECORDS PURSUANT TO F.R.E. 902**

The United States notifies the Court and counsel of its intent to offer at trial 29 sets of self-authenticating records from 22 custodians pursuant to Federal Rule of Evidence 902.

First, the United States intends to offer at trial self-authenticating records from AT&T pursuant to Federal Rule of Evidence 902(11) and (13). Said records consist of telephone records and related documents. Said records are accompanied by a certification of a qualified custodian that meets the requirements of Rules 902(11) and (13) and 803(6)(A)–(C). *See* Ex. A.

Second, the United States intends to offer at trial self-authenticating records from Bank of America pursuant to Federal Rule of Evidence 902(11). Said records consist of bank records relating to Defendant and related companies and individuals, and related documents. Said records are accompanied by a certification of a qualified custodian that meets the requirements of Rules 902(11) and 803(6)(A)–(C). *See* Ex. B.

Third, the United States intends to offer at trial self-authenticating records from Benworth Capital Partners (“Benworth Capital”) pursuant to Federal Rule of Evidence 902(11). Said records consist of documents relating to Defendant’s Paycheck

Protection Program (PPP) loan, application, and related records. Said records are accompanied by a certification of a qualified custodian that meets the requirements of Rules 902(11) and 803(6)(A)–(C). *See* Ex. C.

Fourth, the United States intends to offer at trial self-authenticating records from Cadence Bank pursuant to Federal Rule of Evidence 902(11) and (13). Said records consist of bank records relating to Defendant and related companies and individuals, and related documents. Said records are accompanied by a certification of a qualified custodian that meets the requirements of Rules 902(11) and (13) and 803(6)(A)–(C). *See* Ex. D.

Fifth, the United States intends to offer at trial self-authenticating records from Capri Holdings Limited (“Capri Holdings”), which operates the Versace product line, pursuant to Federal Rule of Evidence 902(11) and (13). Said records consist of Versace receipts and sales transaction records relating to Defendant, and related documents. Said records are accompanied by a certification of a qualified custodian that meets the requirements of Rules 902(11) and (13) and 803(6)(A)–(C). *See* Ex. E.

Sixth, the United States intends to offer at trial self-authenticating records from Cross River Bank pursuant to Federal Rule of Evidence 902(11). Said records consist of documents relating to a Paycheck Protection Program (PPP) loan, and related documents. Said records are accompanied by a certification of a qualified custodian that meets the requirements of Rules 902(11) and 803(6)(A)–(C). *See* Ex. F.

Seventh, the United States intends to offer at trial self-authenticating records from EFCU Financial Federal Credit Union (“EFCU”) pursuant to Federal Rule of

Evidence 902(11) and (13). Said records consist of documents relating to person for whom Defendant applied for an Economic Injury Disaster Loan, and related documents. Said records are accompanied by a certification of a qualified custodian that meets the requirements of Rules 902(11) and (13) and 803(6)(A)–(C). *See* Ex. G.

Eighth, the United States intends to offer at trial self-authenticating records from the Georgia Department of Revenue (“Ga. Dept. of Revenue”) pursuant to Federal Rule of Evidence 902(4), (11) and (13). Said records consist of vehicle title histories for three vehicles registered to Defendant, and related documents. Said records are accompanied by a certification of a qualified custodian that meets the requirements of Rules 902(4), (11) and (13) and 803(6)(A)–(C). *See* Ex. H.

Ninth, the United States intends to offer at trial self-authenticating records from Google LLC (“Google”) pursuant to Federal Rule of Evidence 902(11) and (13). Said records consist of documents relating to a series of Google Accounts listed in the certification, and related documents. Said records are accompanied by certifications of a qualified custodian that meet the requirements of Rules 902(11) and (13) and 803(6)(A)–(C). *See* Ex. I.

Tenth, the United States intends to offer at trial self-authenticating records from Harvest Small Business Finance, LLC (“Harvest”) pursuant to Federal Rule of Evidence 902(11). Said records consist of documents relating to a Paycheck Protection Program (PPP) loan, and related documents. Said records are accompanied by a certification of a qualified custodian that meets the requirements of Rules 902(11) and 803(6)(A)–(C). *See* Ex. J.

Eleventh, the United States intends to offer at trial self-authenticating records from Kabbage Inc. (“Kabbage”) pursuant to Federal Rule of Evidence 902(11). Said records consist of documents relating to a Paycheck Protection Program (PPP) loan, and related documents. Said records are accompanied by a certification of a qualified custodian that meets the requirements of Rules 902(11) and 803(6)(A)–(C). *See* Ex. K.

Twelfth, the United States intends to offer at trial self-authenticating records from Leith Inc. (“Leith”), which does business as Mercedes-Benz of Raleigh, pursuant to Federal Rule of Evidence 902(11) and (13). Said records consist of a bill of sale, payment receipts, and other documents relating to Defendant. Said records are accompanied by a certification of a qualified custodian that meets the requirements of Rules 902(11) and (13) and 803(6)(A)–(C). *See* Ex. L.

Thirteenth, the United States intends to offer at trial self-authenticating records from MidSouth Community Federal Credit Union (“MidSouth”) pursuant to Federal Rule of Evidence 902(11) and (13). Said records consist of documents relating to person for whom Defendant applied for an Economic Injury Disaster Loan, and related documents. Said records are accompanied by a certification of a qualified custodian that meets the requirements of Rules 902(11) and (13) and 803(6)(A)–(C). *See* Ex. M.

Fourteenth, the United States intends to offer at trial self-authenticating records from Navy Federal Credit Union (“Navy Federal”) pursuant to Federal Rule of Evidence 902(11) and (13). Said records consist of bank records relating to

Defendant and the charged conduct, and related documents. Said records are accompanied by certifications of a qualified custodians that meet the requirements of Rules 902(11) and (13) and 803(6)(A)–(C). *See* Ex. N & O.

Fifteenth, the United States intends to offer at trial self-authenticating records from Pike National Bank pursuant to Federal Rule of Evidence 902(11). Said records consist of documents relating to person for whom Defendant applied for an Economic Injury Disaster Loan, and related documents. Said records are accompanied by a certification of a qualified custodian that meets the requirements of Rules 902(11) and 803(6)(A)–(C). *See* Ex. P.

Sixteenth, the United States intends to offer at trial self-authenticating records from Prestamos CDFI, LLC (“Prestamos”), a division of Chicanos Por La Causa Inc. pursuant to Federal Rule of Evidence 902(11). Said records consist of documents relating to Paycheck Protection Program (PPP) loans, and related documents. Said records are accompanied by certifications of qualified custodians that meet the requirements of Rules 902(11) and 803(6)(A)–(C). *See* Ex. Q, R, S, & T.

Seventeenth, the United States intends to offer at trial self-authenticating records from Regions Bank (“Regions”) pursuant to Federal Rule of Evidence 902(11) and (13). Said records consist of bank records relating to Defendant, Defendant’s purported companies, and an individual for whom Defendant obtained an Economic Injury Disaster Loan, along with documents relating to Paycheck Protection Program (PPP) loans, and related documents. Said records are accompanied by a certification of a qualified custodian that meets the requirements of Rules 902(11) and (13) and

803(6)(A)–(C). *See* Ex. U, V, & W.

Eighteenth, the United States intends to offer at trial self-authenticating records from Robinhood Financial, LLC (“Robinhood”) pursuant to Federal Rule of Evidence 902(11) and (13). Said records consist of financial documents relating to Defendant, and related documents. Said records are accompanied by a certification of a qualified custodian that meets the requirements of Rules 902(11) and (13) and 803(6)(A)–(C). *See* Ex. X.

Nineteenth, the United States intends to offer at trial self-authenticating records from SunTrust Bank (“SunTrust”) pursuant to Federal Rule of Evidence 902(11) and (13). Said records consist of documents relating to bank account(s) owned by and credit card(s) held by Defendant, and related documents. Said records are accompanied by a certification of a qualified custodian that meets the requirements of Rules 902(11) and (13) and 803(6)(A)–(C). *See* Ex. Y.

Twentieth, the United States intends to offer at trial self-authenticating records from Synovus Financial Corp. (“Synovus”) pursuant to Federal Rule of Evidence 902(11) and (13). Said records consist of documents relating to bank account(s) owned by Defendant, and related documents. Said records are accompanied by a certification of a qualified custodian that meets the requirements of Rules 902(11) and (13) and 803(6)(A)–(C). *See* Ex. Z.

Twenty-first, the United States intends to offer at trial self-authenticating records from Wells Fargo Bank, N.A. (“Wells Fargo”) pursuant to Federal Rule of Evidence 902(11) and (13). Said records consist of documents relating to person for

whom Defendant applied for an Economic Injury Disaster Loan, and related documents. Said records are accompanied by a certification of a qualified custodian that meets the requirements of Rules 902(11) and (13) and 803(6)(A)–(C). *See* Ex. AA.

Twenty-second, the United States intends to offer at trial self-authenticating records from Yahoo Inc. (“Yahoo”) pursuant to Federal Rule of Evidence 902(11) and (13). Said records consist of documents relating to Yahoo Accounts listed in the certifications, and related documents. Said records are accompanied by certifications of a qualified custodian that meet the requirements of Rules 902(11) and (13) and 803(6)(A)–(C). *See* Ex. BB & CC.

The records and certifications generated by AT&T, Bank of America, Benworth Capital, Cadence Bank, Capri Holdings, Cross River Bank, EFCU, Ga. Dept. of Revenue, Google, Harvest, Kabbage, Leith, MidSouth, Navy Federal, Pike National Bank, Prestamos, Regions, Robinhood, SunTrust, Synovus, Wells Fargo, and Yahoo have been produced in discovery and made available to defense counsel for inspection.

This 26th day of October 2022.

Respectfully submitted,

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CERTIFICATE OF SERVICE

This is to certify that I have on this day served all the parties in this case in accordance with the notice of electronic filing (“NEF”) which was generated as a result of electronic filing in this Court.

This 26th day of October 2022.

Respectfully submitted,

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