

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

UNITED STATES OF AMERICA,	:	
	:	
	:	CRIMINAL INDICTMENT
v.	:	NO. 1:22-CR-171
	:	
CARL DELANO TORJAGBO,	:	
Defendant.	:	

**MOTION TO RECONSIDER
ORDER OF DETENTION**

Now comes the defendant, Carl Delano Torjagbo, by and through his undersigned counsel, who moves the Court to reconsider its May 12, 2022 order of detention. Under 18 U.S.C. §3142(c)(1)(B), a defendant is to be released pending trial “subject to the least restrictive further condition, or combination of conditions, that such judicial officer determines will reasonably assure the appearance of the person as required and the safety of any other person and the community”. Mr. Torjagbo asserts that there are conditions of bond that would assure his continued appearance and safeguard the safety of the community. In support thereof, Carl Torjagbo shows the Court the following:

1.

Carl Torjagbo was indicted for multiple counts of bank fraud and money laundering on May 10, 2022.

2.

At his initial appearance on May 12, 2022, the government moved for detention and the Court granted that motion. (Dkts 10, 11)

3.

At initial appearance and arraignment the Court moved forward with a detention hearing, Mr. Torjagbo was appointed an attorney with the Federal Defender Program, Inc. and did not have access to information necessary to rebut the government's claims that he was a risk of flight or a danger to the community. Since that time, Mr. Torjagbo has retained counsel. Additional information has been assembled to present to the Court to support his release on bond with special conditions pending trial.

4.

Mr. Torjagbo is not a risk of flight. Contrary to the reasons listed on the Detention Order, Mr. Torjagbo is a naturalized United States citizen, who is not subject to removal; he has lived in the United States for all of his adult life. Mr. Torjagbo does not have a prior felony with the exception of a 2008 conviction for repeat traffic/driving violations. He has resided in the Atlanta area for a substantial period of time. He has a local support group of friends and family, including a relative who is ready and willing to let Mr. Torjagbo reside with him.

5.

There are also conditions the Court can impose that would ensure Mr.

Torjagbo's continued appearance. For example, Torjagbo will surrender his passport and pilot license. In addition he will comply with special conditions such as geo-location monitoring and home confinement.

6.

Mr. Torjagbo is not a danger to the community. The offenses alleged stem from financial transactions that are non-violent that took place over a condensed period of time. There is only one victim, a bank. There is nothing in his past conduct or the nature of the instant charged offenses to suggest Mr. Torjagbo would victimize anyone in the community.

Wherefore, the defendant, Carl Delano Torjagbo, requests that he be released on bond under whatever conditions the Court and United States Probation deem appropriate or in the alternative, requests a hearing on the issue.

Respectfully submitted,

/s/ Jay L. Strongwater

Jay L. Strongwater

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/s/ Emily B. Strongwater

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CERTIFICATE OF SERVICE

I hereby certify that I have on this day served a true and correct copy of the within and foregoing pleading upon counsel for the government by electronically posting through the District Court's ECF Filing System, addressed as follows:

John Russell Phillips, Esq.
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This 8th day of August, 2022.

/s/ Jay L. Strongwater
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