

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.                | : |                     |

**PRELIMINARY MOTION TO SUPPRESS POST-ARREST STATEMENT**

Comes now the defendant, Carl Torjagbo, by and through his undersigned counsel, who moves the Court to suppress his post-arrest statement. In support thereof, the defendant shows the Court the following:

1.

Mr. Torjagbo has been indicted in a multi-count indictment charging him with bank fraud and money laundering in connection with a PPP loan.

2.

Following his arrest on May 12, 2022, Mr. Torjagbo was subjected to a post-arrest interrogation. The questioning took place without counsel for the defendant being present or intelligently waived.

3.

A hearing pursuant to *Jackson v. Denno*, 378 U.S. 368 (1984) is needed to determine whether Carl Torjagbo understood his rights and voluntarily waived all the rights guaranteed to him under the United States Constitution.

4.

The time during the duration of the resolution of this motion should be deemed excludable from Speedy Trial Act calculations.

Wherefore, Carl Torjagbo requests a pretrial hearing on the question of whether his post-arrest statement was properly obtained and reported in conformity with his constitutional rights.

Respectfully submitted,

/s/ Jay L. Strongwater  
Jay L. Strongwater  
Georgia Bar No. 688750

/s/ Emily B. Strongwater  
Emily B. Strongwater  
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Counsel for Defendant

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.  
Assistant United States Attorney  
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This 30<sup>th</sup> day of November, 2022.

/s/ Jay L. Strongwater

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