

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

ATLANTA DIVISION

UNITED STATES OF AMERICA	)	
	)	
vs.	)	CRIMINAL ACTION
	)	NO. 1:22-CR-171-MLB-RDC
CARL DELANO TORJAGBO	)	
_____	)	

UNOPPOSED MOTION FOR EXTENSION OF TIME TO FILE
PERFECTED MOTION TO SUPPRESS STATEMENTS

COMES NOW the Defendant, CARL DELANO TORJAGBO, by and through his undersigned counsel, and moves the Court for a three-day extension of time to file his perfected motion to suppress statements. In support of this motion, Mr. Torjagbo states the following.

Pending before the Court is Mr. Torjagbo's preliminary motion to suppress statements, doc. 44. An evidentiary hearing on the motion is scheduled for June 5, 2024. The Court has directed Mr. Torjagbo to perfect his preliminary motion to suppress statements by May 6, 2024. (Doc. 85). Due to the press of undersigned counsel's responsibilities on other matters, undersigned counsel requests that the deadline for filing Mr. Torjagbo's perfected motion to suppress statements be extended by three (3) days to May 9, 2024.

Undersigned counsel has communicated with counsel for the Government, Russell Phillips, regarding this request for an extension of time. Mr. Phillips has informed undersigned counsel that he is not opposed to this motion.

Undersigned counsel posits that the time covered by this requested extension of time would be excludable under the provisions of the Speedy Trial Act, 18 U.S.C. § 3161. 18 U.S.C. § 3161(h)(1)(D) excludes delay resulting from any pretrial motion, from the filing of the motion through the conclusion of the hearing on, or other prompt disposition of, such motion. 18 U.S.C. § 3161(h)(1)(D). Subsections 3161(h)(7)(A) and (h)(7)(B)(iv) authorize exclusion of delay based upon a finding that the ends of justice outweigh the best interests of the public and the defendant in a speedy trial, such as where the delay provides reasonable time necessary for effective preparation by counsel, taking into account the exercise of due diligence. See 18 U.S.C. §§ 3161(h)(7)(A) & (h)(7)(B)(iv).

WHEREFORE, Mr. Torjagbo respectfully requests that this motion be granted.

Dated: This 6th day May, 2024.

Respectfully submitted,

s/ Kendal D. Silas

KENDAL D. SILAS

State Bar of Georgia No. 645959

Attorney for CARL TOGJAGBO

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CERTIFICATE OF SERVICE

I hereby certify that the foregoing Unopposed Motion for Extension of Time to Perfect Motion to Suppress Statements was electronically filed this day with the Clerk of Court using the CM/ECF system, which will automatically send email notification of such filing to the following:

Russell Phillips, Esq.
Assistant United States Attorney
Northern District of Georgia
Federal Courthouse, Ste. 600
75 Ted Turner Drive, S.W.
Atlanta, GA 30303

Dated: This 6th day of May, 2024.

s/ Kendal D. Silas

KENDAL D. SILAS, Esq.
Attorney for CARL TORJAGBO