

Federal Defenders
OF NEW YORK, INC.

One Pierrepont Plaza-16th Floor, Brooklyn, NY 11201
Tel: (718) 330-1200 Fax: (718) 855-0760

David E. Patton
*Executive Director and
Attorney-in-Chief*

Deirdre D. von Dornum
Attorney-in-Charge

May 26, 2022

Via Email and ECF

The Honorable Brian M. Cogan
United States District Court
Eastern District of New York
225 Cadman Plaza East
Brooklyn, NY 11201

Re: United States v. Percell Ross, 21-CR-571 (BMC) (LB)

Dear Judge Cogan,

We write regarding our pending motion to suppress. ECF No. 10. We've been advised by Judge Bloom that Your Honor intends to decide this motion. Since the completion of briefing, on May 24, 2022, the government provided a more than two-hour-long videotaped interrogation of Ross. As we work through that footage, we intend to supplement our briefing with a motion to suppress those post-arrest statements on the bases that they were involuntarily made, and that law enforcement violated Ross's right to silence and right to counsel. The government has consented to a hearing on these issues. ECF No. 11 at 5. With the Court's permission, we will file our supplemental briefing by June 10, 2022.

Thank you for your consideration.

Respectfully Submitted,

/s/

Michelle Gelernt
Mia Eisner-Grynberg
Attorneys for Percell Ross
(718) 330-1257

cc: AUSA Jack Dennehy (by ECF and email)