

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

Robert L. “Robb” Pitts, Chairman, Fulton  
County Board of Commissioners,

and

Fulton County Board of Registration and  
Elections,  
Petitioners,

v.

UNITED STATES OF AMERICA,

Respondent.

CASE NUMBER:  
1:26-MC-0177

**EMERGENCY MOTION FOR RETURN OF PROPERTY PURSUANT TO  
FEDERAL RULE OF CRIMINAL PROCEDURE 41(g)**

On January 28, 2026, the United States obtained a search warrant (the “Search Warrant” or “Warrant”) under seal from the U.S. District Court for the Northern District of Georgia. (Ex. 1.) The United States executed the Warrant later that day, seizing and removing approximately 656 boxes containing the original versions of 2020 election-related materials from the Fulton County Clerk of Superior Court. Pursuant to Federal Rule of Criminal Procedure 41(g), Petitioners Robert L. “Robb” Pitts, Chairman of the Fulton County Board of Commissioners, and the Fulton County Board of Registration and Elections respectfully request the return of all original seized materials and an order instructing the Respondent to maintain, but not review, any copies of the seized materials until this matter is resolved.

In support of this Motion, Petitioners rely upon the attached Memorandum of Law.

Dated: February 4, 2026

Respectfully submitted,

/s/ Y. Soo Jo

Y. Soo Jo  
Georgia Bar No. 385817  
OFFICE OF THE FULTON  
COUNTY ATTORNEY  
141 Pryor St. SW, Suite 4038  
Atlanta, GA 30303  
404-612-0246  
[soo.jo@fultoncountyga.gov](mailto:soo.jo@fultoncountyga.gov)

**CERTIFICATE OF SERVICE**

I hereby certify that, on this 4<sup>th</sup> day of February, 2026, I caused a true and correct copy of the foregoing filing and all papers filed in the action to date, to be served on the following counsel for respondent via electronic mail to:

Thomas Albus, U.S. Attorney for the Eastern District of Missouri  
[thomas.albus@usdoj.gov](mailto:thomas.albus@usdoj.gov)

Theodore S. Hertzberg, U.S. Attorney for the Northern District of Georgia  
[theodore.hertzberg@usdoj.gov](mailto:theodore.hertzberg@usdoj.gov)

Respectfully submitted,

/s/ Y. Soo Jo  
Y. Soo Jo  
Georgia Bar No. 385817  
OFFICE OF THE FULTON  
COUNTY ATTORNEY  
141 Pryor St. SW, Suite 4038  
Atlanta, GA 30303  
404-612-0246  
[soo.jo@fultoncountyga.gov](mailto:soo.jo@fultoncountyga.gov)