LPD Case Number: C4-019461

## IN THE COUNTY COURT OF LANCASTER COUNTY, NEBRASKA

IN THE MATTER OF THE SEARCH WARRANT OF THE DESCRIBED PREMISES OF 1641 J STREET #105	SEARCH WARRANT RETURN
AND A SILVER 2005 MAZDA 6	
NEBRASKA LICENSE PLATE ARM220	
VIN# 1YVHP80CX55M25317	20°
LINCOLN, LANCASTER COUNTY, NEBRASKA	_ANCAS 2024 MAR CLEI DISTI
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CTATE OF NEDDACKA	20 R
STATE OF NEBRASKA )	<u> </u>
) SS.	PM CO
COUNTY OF LANCASTER )	

The undersigned states that he received the Search Warrant issued herein on the 19th day of March, 2024, and that he executed the same on the 19th day of March, 2024, by seizing the property described in the Inventory filed herein and by delivering a copy of the Search Warrant for the said property at the place from which the property is taken.

ØSEPH VILLAMONTE #1700

CD 211 -1

SUBSCRIBED to in my presence and sworn to before me this 20th day of MAY(h 2014).

Notary Public

GENERAL NOTARY - State of Nebraska
BRISA LARA GONZALEZ
BRISA LARA GONZALEZ
My Comm. Exp. Nov. 16, 2027

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## **INVENTORY**

# IN THE COUNTY COURT OF LANCASTER COUNTY, NEBRA

IN THE MATTER OF THE SEARCH WARRANT
OF THE DESCRIBED PREMISES OF
1641 J STREET #105
AND A SILVER 2005 MAZDA 6
NEBRASKA LICENSE PLATE ARM220
VIN# 1YVHP80CX55M25317
LINCOLN, LANCASTER COUNTY, NEBRASKA

STATE OF NEBRASKA	)	INVENTORY OF PROPERTY
	) ss.	SEIZED BY VIRTUE OF THE
COUNTY OF LANCASTER	)	SEARCH WARRANT ISSUED HEREIN

Joseph Villamonte #1700, being first duly sworn on oath, deposes and says the following is an inventory of the property seized by virtue of the Search Warrant issued herein:

The undersigned hereby acknowledges receipt of the following described property seized from 1641 J Street #105 and a silver 2005 Mazda 6 with Nebraska license plate ARM220 and VIN # 1YVHP80CX55M25317 in Lincoln, Lancaster County, Nebraska:

#### Apartment:

- -Cash
- -THC Products
- -Marijuana
- -Scale
- -Packaging
- -Mushrooms
- -Owe Notes
- -Unknown Pill
- -Proof of Occupancy

#### Vehicle:

- -Fanny Pack
- -Marijuana
- -Cash
- -Scale
- -Phone

2024 MAR 20 PM 4: 04

Inventory made in the presence of Alexander Sa	JOSEPH VILLAMONTE #1700
SUBSCRIBED to in my presence and sworn to be MUVIW. 2024.	B < 1 M
7	Notary Public  GENERAL NOTARY - State of Nebraska BRISA LARA GONZALEZ BRISA LARA GONZALEZ My Comm. Exp. Nov. 16, 2027

### RECEIPT

The undersigned hereby acknowledges receipt of the following described property seized from 1641 J Street #105 and a silver 2005 Mazda 6 with Nebraska license plate ARM220 and VIN 1YVHP80CX55M25317 in Lincoln, Lancaster County, Nebraska:

Apartment - Cash -THC products - Marjving - Scale - Padenying - Mishrooms - Owe notes - Unknown p. 11 - froot of Ougancy - Farny Pack - Marijiana - Cash

aw Enforcement Officer

CLERK OF THE DISTRICT COURT

DATED this \_\_\_\_\_\_ day of March, 2024.

C4-019461

TO: Joseph Villamonte, a Police Officer with the Lincoln Police Department, Lancaster County, Nebraska, and any and all law enforcement officers.

WHEREAS, Joseph Villamonte, has filed an Affidavit before the undersigned Judge of the County Court of Lincoln, Lancaster County, Nebraska, and said written Affidavit, having been duly considered, the court finds that the facts set forth in said Affidavit are true, and that those facts do constitute grounds and probable cause for the issuance of a Search Warrant.

THEREFORE, you are commanded to search 1641 J Street #105, a multi unit apartment with #105 being on the first floor and a silver 2005 Mazda 6 with Nebraska license plate ARM220 and VIN 1YVHP80CX55M25317 regardless of its location in proximity to the residence in Lincoln, Lancaster County, Nebraska, for the following items:

Any and all controlled substance, including but not limited to Marijuana; drug paraphernalia item commonly used for the ingestion of controlled substances; drug paraphernalia items commonly used for the preparation and distribution of controlled substances including, but not limited to scales, plastic bags, film canisters, tin foil, or other packaging containers such as vials and plastic wrap; Equipment used in the production of controlled substance including, but not limited to grow lights, exhaust fans, fertilizers, pots, and potting soil; Any documentary evidence relating to the source of the controlled substance including. but not limited to customer lists, account sheets, ledgers, notes, or diaries; receipts; maps; cellular telephones and any other electronic storage device that could be used in the communication and storage of information of the sale of controlled substances; any proceeds directly attributable to the sale of controlled substances including, but not limited to United States currency, bank accounts, property, or other financial records, permission to photograph the same; any evidence of occupancy or ownership; and authorizing and directing seizure of the same; All firearms, ammunition, containers, or firearms related accessories and

any documentation relating to the ownership or purchase of any firearms. Law enforcement is authorized to access any safe or lockable storage container by any means necessary.

Law enforcement is authorized to measure, photograph, video tape, and seize the aforementioned items.

The court finds that the public interest requires that the requested search warrant not be restricted to daytime service and that it may be served at any time as firearms are accessible to the occupants and other evidence can be destroyed.

Law enforcement are not required to knock and announce their presence prior to entry.

This search warrant shall be executed and returned within ten (10) days to a Judge of the County Court of Lancaster County, Webraska.

day of March, 20

Given under my hand and seal this \_/

Judge of the County Cou

Printed Name of Judge

Joseph Villamonte, being first duly sworn upon oath deposes and states that he is a Investigator for the Lincoln Police Department, Lancaster County, Nebraska. AFFIANT further states he is currently involved in the investigation of MANU/DELV/POSS CONTR SUBST W/INTENT TO DELVR - 28-416(1)(A) occurring at 1641 J Street #105, Lancaster County, Nebraska. As part of the investigation, AFFIANT has consulted with other involved law enforcement and reviewed case reports. AFFIANT states as follows:

#### Facts:

On 01-24-2024 at approximately 0020 hours, Lincoln Police Officer Walters #1885, was in a marked police cruiser driving east on O Street approaching Centennial when he observed a siler 2005 Mazda 6 sedan with Nebraska license plate YVJ250 driving south on Centennial Mall with no headlights on. Officer Walters and Officer Bond turned south onto Centennial Mall and observed the vehicle continue south violating the red light at Centennial Mall and N Street, and then again at Centennial Mall and M Street where the vehicle turned east. Officer Walters activated his cruiser overhead lights and sirens to stop the vehicle.

The vehicle came to a stop at 16th and M Street where Officer Walters and Officer Bond approached the vehicle and contacted Anthuan D Alfaro (DOB 01-03-2007), who was the driver and sole occupant of the vehicle. Due to Anthuan's erratic behavior, Officer Walters told Anthuan to turn off the car multiple times. Anthuan responded 'turn the car off? For what?' As Officer Bond and Officer Walters were standing near the vehicle, Anthuan quickly accelerated causing the tires to spin out. Officer Bond and Officer Walters had to step back from the vehicle to avoid being run over by Anthuan's tires. Anthuan then fled in the vehicle at a high rate of speed, driving towards 17th Street where it was last seen

northbound towards O Street on 17th Street.

Lincoln Police Investigator Sullivan conducted follow up that identified Ana Alfaro as the current owner of the vehicle based on department of motor vehicle records. Officer Walters contacted Ana over the phone who confirmed she owned the vehicle. Ana stated that her son, Anthuan, was the sole driver of the vehicle. Officer Walters then contacted Officer Morrow, the SRO for Northwest High School where Anthuan had attended school. Lincoln Police Officer Morrow is very familiar with Anthuan, confirmed that the driver who fled from Officer Walters was in fact Anthuan after viewing body worn camera images. Officer Walters then recontacted Ana to inform her that Anthuan would need to be cited for felony fleeing to avoid arrest. On 02-11-2024, Officer Walters created a broadcast for Anthuan and the vehicle and learned the vehicle had been registered with new Nebraska license plates ARM220 based on department of motor vehicle records as of 02-07-2024.

Beginning in February 2024, Lincoln Police Gang Unit Investigator Villamonte, your Affiant, began to monitor the known Snapchat and Telegram account of Anthuan Alfaro. The Snapchat account name is under 'lordproffit' and the Telegram account name is under 'LincolnNetWork'. Your Affiant confirmed the accounts as Alfaro's by observing him post numerous selfie style videos and photographs to the account. During this time, your Affiant has also observed Anthuan post numerous advertisements of controlled substances for sale while using his silver 2005 Mazda 6 with Nebraska license plate ARM220 to aid in the sale of the controlled substances. The following are examples of social media posts by Anthuan where he is advertising controlled substances for sale:

On 02-06-2024, Anthuan posted a video to his Telegram account of marijuana with the caption of 'Purple OG, 8<sup>th</sup>-30, half 90, 140-Z'. Your Affiant knows through extensive investigative experience involving narcotic sales over social media that Anthuan is describing his strain of marijuana and correlating prices for difference weights of the product.

On 02-13-2024, Anthuan posted a video to his Telegram account of marijuana with the caption of 'Oreos, 30-8<sup>th</sup>, half-80 90, 130-Z, Qp-400, P-1350.'

On 02-15-2024, Anthuan posted a video to his Telegram account of THC cartridges with the caption of 'Big chiefs back in!! I know I said Friday but they got here a day early!! Flavors: Chief OG, AK-47, Triple Scoops, Uzlimaki'. Your Affiant observed for these products to not be commercially available for purchase in the state of Nebraska due to the THC content.

On 02-16-2024, Anthuan posted a video to his Telegram account of 1 oz packages of psilocybin mushrooms with the caption of 'Still mobile!!", with a vehicle emoji. Your Affiant knows that when Anthuan uses the term 'mobile' he is telling people viewing his post that he is in a vehicle and can deliver the controlled substances he is advertising.

On 02-27-2024, Anthuan posted a photograph on his Telegram account of a Snapchat account 'lordproffit' that he was claiming was his new account. This account was added and monitored.

On 02-28-2024, Anthuan posted a photograph to his Snapchat account with the caption of 'In traffic' and a vehicle emoji. The steering wheel of a Mazda is viewable in the photograph. The steering wheel has a blue and black cover over it that is clearly visible as well.

On 02-29-2024, Anthuan posted a photograph to his Snapchat account with the caption of '2Gs and 1Gs'. Anthuan also provides a link to his Telegram account with the caption of 'add dat but youn active you will get black listed'. Your Affiant knows that Anthuan is stating that if you are not purchasing items listed on the account, then he will delete you off the account so you can no longer view what he is selling. Your Affiant observed Anthuan to create an additional post on 02-29-2024 in his vehicle with the caption of 'In traffic' with a bread and vehicle emoji.

On 03-01-2024, Lincoln Police Investigator Meyer located Anthuan's silver 2005 Mazda 6 with Nebraska license plate ARM220 and VIN 1YVHP80CX55M25317 parked in the 400 Block south 24<sup>th</sup> Street. Investigator Meyer was able to observe the interior of the vehicle and observed it to be identical to the photographs Anthuan was posting, including the steering wheel cover. Investigators' intention was to conduct surveillance on the vehicle, but

broke off visual of the vehicle for a short time and when arriving back in the area the vehicle was no longer on location.

On 03-03-2023, Anthuan posted a photograph to his Snapchat account driving a Mazda vehicle with the caption of 'in traffic all day!!' and 'Lincoln'.

On 03-05-2024, Anthuan posted a photograph to his Snapchat account driving a Mazda vehicle with the caption of 'Early bird gets the worm, In traffic all day nc'.

On 03-14-2024, Anthuan posted a photograph to his Snapchat account with the caption of '1, 2G DISPOS, SCREW ONS, PACK'. Your Affiant knows that disposables and screw ons are THC vape products, and 'pack' is referring to marijuana. Your Affiant observed Anthuan to share an additional photograph to his Snapchat account of numerous 2 gram THC vape cartridges not available for purchase in the state of Nebraska.

On 03-15-2024, Anthuan posted a photograph to his Snapchat account with the caption of 'RUNNING THROUGH THE CITY HITTING EVERYONE TODAY 1, 2G' with a cake and juice emoji. Anthuan's Mazda steering wheel is visible in the photograph indicating he is using his vehicle to aid in the sale of controlled substances. Your affiant knows through investigative experience that 'cake' is a flavor of THC vape cartridge or 'vape juice'.

On 03-16-2024, Anthuan posted a photograph and a video to his Telegram account of numerous THC vape cartridges that indicate they are from California and are 1000mg THC oil.

On 03-18-2024, Anthuan posted a photograph to his Snapchat account with the caption of EARLY BIRD GET THE WORM ACTIVE EARLY N IN TRAFFIC ALL DAY WITH WHAT YOU NEED FOR THE RIGHT \$'. Anthaun's Mazda steering wheel is visible in the photograph.

On 02-13-2024, Gang Unit Investigators located Anthuan's vehicle parked at 1641 J Street through investigative means. Investigators conducted various methods of surveillance and observed Anthuan exiting and entering 1641 J Street,

as well as his silver 2005 Mazda 6 with Nebraska license plate ARM220 during surveillance. Within the last week of authoring this warrant, investigators have also received information from a reliable source of information that Anthuan is living at 1641 J Street #105 with Aniyah Tucker (DOB 05-17-2002). During a search of Tucker on the Lincoln Police Department's records management system, your Affiant found Tucker to have a prior arrest for delivery of a controlled substance from 11-10-2022. Tucker was found guilty of this offense on 02-01-2024. Your Affiant also found Tucker to have a prior arrest for possess firearm by a prohibited person and carrying a concealed weapon from 08-28-2023. In February 2024, your Affiant received information from an additional source of unknown reliability that Anthuan is in possession of a firearm and is a source for controlled substances. Your Affiant has observed Anthuan to share a photograph of an unknown male associate brandishing a firearm within the last 10 days at the time of authoring this warrant.

Your Affiant conducted research on 1641 J Street on apartments.com which has photographs of the interior units in the apartment. The background of the photographs shared by Anthuan advertising-controlled substances inside of the apartment appear similar to the photographs on apartments.com of 1641 J Street in terms of flooring, and the color of the baseboards. Anthuan has shared additional photographs in his vehicle parked outside of 1641 J Street advertising controlled substances. The apartment complex is clearly visible in the background of the pictures.

Your Affiant knows through investigative experience that it is common for persons to display and possess firearms on social media when they are involved in the sale of controlled substances to show they are armed to protect the product they are selling and the proceeds they may have from sales. Your Affiant also knows through training and investigative experience that in some cases persons involved in the sale of controlled substances will use a motor vehicle to transport controlled substances during the sales or to purchase controlled substances. Your Affiant knows through training and investigative experience that persons involved in the sale of controlled substances use their primary residences and/or places they commonly frequent to store their controlled substances for safekeeping.

The above does constitute grounds of probable cause for the issuance of a Search Warrant for 1641 J Street #105, a multi unit apartment with #105 being on the first floor and a silver 2005 Mazda 6 with Nebraska license plate ARM220 and VIN 1YVHP80CX55M25317 regardless of its location in proximity to the residence in Lincoln, Lancaster County, Nebraska, for the following items:

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Law enforcement requests to measure, photograph, video tape and seize the aforementioned items.

Law enforcement is requesting that the search warrant not be restricted to daytime service and that it may be served at any time for the following reasons: Based on previously mentioned social media posts, past law enforcement contacts and source information that Anthuan or Tucker are in possession of firearms. For the safety of all involved, including the community, occupants of 1641 J Street

#105, and law enforcement, la enforcement is asking for the flexibility to serve the warrant anytime of the day or night in order to safely serve the warrant.

Your Affiant further states that Officers are not required to knock and announce their presence prior to entry. If the Officers announce their presence and knock prior to their entry into 1641 J Street #105, in Lincoln, Lancaster County, Nebraska, the property sought poses danger to life or limb of the officers or others as well as. Specifically, your Affiant states that: The aforementioned firearms could be accessed and readied by individuals inside the residence if announcements are given, and evidence could be destroyed.

Further AFFIANT saith not;

Dated this

his /9/ day of // //ch

<u>,</u> 2024.

Joseph Villamonte, AFFIANT

day of

Judge of the County Court

Printed Name of Judge