
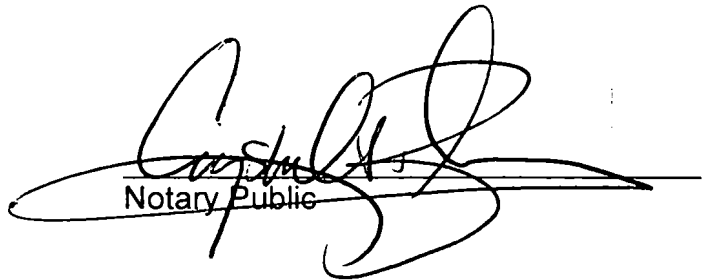


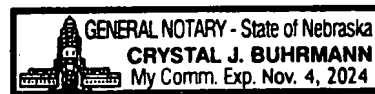
- User Accounts - 53
- Web History - 5340
- Wireless Networks - 4
- Timeline - 183013
- Audio - 4
- Documents - 4
- Images - 12504
- Videos - 206

Inventory made in the presence of Derek Dittman #1551.


Corey Weinmaster #883

SUBSCRIBED to in my presence and sworn to before me this 19th day of
April, 2024.


Notary Public



RECEIPT OF SEIZED ITEMS

The following is a list of the items seized and removed as evidence during the execution of a search warrant at the premise of the Lincoln Police Department, 575 South 10th Street, Lincoln, Lancaster County, Nebraska.

Samsung Galaxy A12 under LPD Property Q2403521

- Activity Sensor Log – 46561
- Calendar – 33
- Call Log – 2180
- Chats – 322
- Contacts – 2502
- Cookies – 2606
- Device Connectivity – 4
- Device Events – 1994
- Device Notifications – 15334
- Device Users – 1
- Emails – 314
- Installed Applications – 58
- Instant Messages – 18243
- Locations – 207
- Notes – 4
- Passwords – 1283
- Searched Items – 396
- SIM Data – 6
- Social Media – 394
- User Accounts – 53
- Web History – 5340
- Wireless Networks – 4
- Timeline – 183013
- Audio – 4
- Documents – 4
- Images – 12504
- Videos – 206

Lancaster County, NE
FILED
APR 22 2024
Clerk of the District Court

Date 4/19/24

Amy K. Mennite #883
Law Enforcement Officer

Witness [Signature] 1551

APR 22 2024

Clerk of the District Court

IN THE COUNTY OF LANCASTER COUNTY, NEBRASKA

STATE OF NEBRASKA)
) ss. SEARCH WARRANT
COUNTY OF LANCASTER)

TO: Stephanie Janiak, a certified law enforcement officer with the Lincoln Police Department, Lancaster County, Nebraska, any and all law enforcement officers, or others as needed by law enforcement.

WHEREAS, Stephanie Janiak has filed an Affidavit before the undersigned Judge of the County Court of 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 pursuant to Neb. Rev. Stat. §29-814.04.

THEREFORE, you are commanded to search and seize the items as described below.

Property to be Searched and Seized

Law enforcement and those assisting law enforcement is directed to search the following:

- **Samsung Galaxy A12 Cell Phone**, to include any digital storage device within, in the possession of the Lincoln Police Department located in Lincoln, Lancaster County, Nebraska, labeled with:
 - Property Number: **Q2403521**
 - Case Number **C4-010724**

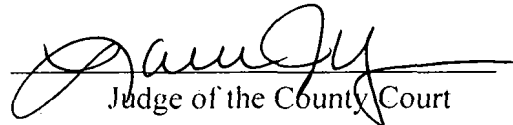
And seize the following evidence, to include any live and/or deleted data for the time frame of **05/01/2023** to **02/26/2024**:

1. Device identifiers, information and configurations.
2. User account information and any associated accounts on the device.
3. Databases and file systems.
4. Device activity logs and application usage logs
5. Call logs.
6. Contact lists.
7. Short Message Service (SMS), Multimedia Messaging Service (MMS) messages and instant messages.
8. Chat messages from installed applications.
9. Email messages.
10. Installed applications and their corresponding accounts and data.
11. Images and associated metadata.

12. Videos, and associated metadata.
13. Audio files, including voicemails, and associated metadata.
14. Document files and associated metadata.
15. Internet browsing history, including bookmarks, searches, browser cookies and other associated cache files.
16. Location data to include cellular tower connections, GPS (Global Positioning System) fixes, waypoints, routes, tracks, maps, and associated metadata.
17. Wireless networks, Bluetooth, IP addresses, and synchronization connection history.
18. Memos and notes (typed and voice).
20. Calendar information.
21. Passwords, keychains.

This Search Warrant shall be executed and returned within ten (10) days to the Clerk of the Lancaster District Court, Nebraska. In the event the search and/or seizure is not complete within ten (10) days, law enforcement is authorized to return the search warrant within ten (10) days upon completion of the search and seizure.

Given under my hand and seal this 16th day of April 2024.


Judge of the County Court

Laurie J Tardiff
Printed Name of Judge



APR 22 2024

Clerk of the District Court

IN THE COUNTY COURT OF LANCASTER COUNTY, NEBRASKA

STATE OF NEBRASKA)
) ss. AFFIDAVIT FOR SEARCH WARRANT
COUNTY OF LANCASTER)

Stephanie Janiak, a certified law enforcement officer for the Lincoln Police Department, being first duly sworn upon oath deposes and states that your Affiant is currently involved in the investigation of Sexual Assault; Frist Degree, §28-319, occurring in Lincoln, Lancaster County, Nebraska.

Affiant's Background

Your Affiant has been a law enforcement officer since 2017. Your Affiant has received basic academy training and additional training through the Lincoln Police Department. Affiant has experience in conducting criminal investigations including misdemeanor and felony offenses.

This Affidavit is being submitted for the limited purpose of securing a search warrant. Your Affiant has not set forth every fact known regarding this investigation. The facts contained in this Affidavit are based in part on the investigation that your Affiant has conducted, or information provided to your Affiant by other law enforcement officers.

Case Facts

On 02-09-2024, a 13-year-old female who will be referred to as C.K., disclosed during a forensic interview that she and 19-year-old Nicholas Southwick met on TikTok in the summer of 2023. C.K. stated that she and Southwick engaged in penile/vaginal sexual intercourse while in Southwick's pickup truck at a high school in Northwest Lincoln. C.K. reported the last time she had penile/vaginal and oral sexual intercourse with Southwick was on 02-03-2024 and 02-04-2024 at a hotel in Northwest Lincoln. C.K. also disclosed that she had sent Southwick nude images of herself, and he sent nude images of himself in return. C.K. further reported that Southwick sent her a sexually explicit video once and she could not remember if she sent a sexually explicit video to Southwick. C.K. stated that the video was sent via phone-to-phone text messages.

On 02-16-2024 at approximately 1115 HRS your Affiant interviewed Southwick at Fort Riley in Kansas. Southwick waived Miranda and agreed to make a statement. Southwick admitted that he had been speaking with C.K. for approximately 8 months over the phone

and through texting apps such as TikTok, Chanty, and Snapchat. Southwick stated that he looked up the distance to Lincoln, Nebraska which he stated was "151 miles". Southwick admitted he traveled to Nebraska to meet C.K. and admitted they had penile/vaginal sexual intercourse while in his pickup truck in the parking lot of a high school in Northwest Lincoln. Southwick admitted he returned to Nebraska a couple of weeks later and again had penile/vaginal and oral sexual intercourse with C.K. in his pickup truck in the parking lot of Northwest High School.

Southwick stated he returned to Lincoln a third time and met with C.K. at a hotel, where he rented a room, in Northwest Lincoln. Southwick admitted that he engaged in penile/vaginal and oral sexual intercourse with C.K. nine times during that time. Hotel records were obtained which confirmed Southwick rented a room on 02-03-2024 and checked out on 02-04-2024. Southwick stated the last time he spoke to C.K. was through text messages while he was in the hospital for a mental health crisis. This conversation with Southwick occurred on 02-09-2024 while C.K. was in the presence of investigators with the Lincoln Police Department. During the conversation Southwick wrote, "I can't say anything, my leaders are tracking and it's looking like the only way I'm not going away 4 life is if you said you lied to me ab [sic] your age".

Southwick, after waiving Miranda, voluntarily turned his phone over to agents with the Criminal Investigation Division with the Department of the Army on 02-13-2024. Southwick disclosed to the agents at that time that it was the same phone that he used to communicate with C.K. Southwick also provided consent for the phone to be searched. The phone was secured in Fort Riley Resident Agency Office, 403 Holbrook Avenue, Fort Riley, Kansas under Army CID report 00080-2024-CID025-002979. During your Affiant's mirandized interview with Southwick, he revoked consent to search his cellular phone.

Southwick utilized his cellular phone to communicate with a minor child for the purposes of sexual contact. Southwick is alleged to have received sexually explicit images/videos of a minor child. Southwick then used his cellular phone to navigate from Fort Riley, Kansas to Lincoln, Nebraska for the purpose of sexual contact. Southwick utilized his cellular phone during almost every phase of his criminal activity with the victim. Based on your Affiant's criminal investigation there is suspected electronic evidence pertinent to your Affiant's case on Southwick's cellular phone.

Background on Digital Devices

Through your Affiant's training and past experience, and from information provided by Electronic Evidence Unit forensic examiners, your Affiant is aware that:

Digital devices are often used to communicate via voice, text messaging, social media or other communication applications; and share data with other users and that such digital data can be transferred between various digital devices. Information associated with such data may show evidence of past, current, and future criminal activity. The information also assists law enforcement in determining the identity and culpability of participants, and the identity of victims and/or witnesses. As such, digital devices can serve both as an instrument for committing crime, as well as a storage medium for evidence of the crime.

There have been numerous instances where criminal participants utilized digital devices to photograph themselves, associates and/or co-conspirators, and victims; instances in which digital devices were used by criminal participants to create videos of their criminal activity; instances where criminal participants have used digital devices' internet applications to research crimes they have or intend to participate in; instances in which criminal participants have maintained notes within digital devices; and instances in which criminal participants used global positioning, mapping and other location services to facilitate in-person meetings with co-conspirators and/or a victim. Affiant also states that it is common for users of digital devices to communicate using a variety of methods including text messages, audio files, videos and images. It is also common for users to utilize all of these methods in a single conversation. For example, a user may send an image, video and/or audio clip in a text message conversation. Failing to extract this data may seriously jeopardize law enforcement's ability to understand the context of the conversation, which may be inculpatory or exculpatory.

On a digital device, data can be created in a matter of moments because most operations can be performed almost instantly, which would be relevant to the incident being investigated. The data can be created intentionally or accidentally by the user, or automatically by the device itself as a part of its regular functioning. Through the normal operation of a device, it logs location data, user interactions, location data, passwords, keychains, notifications, wireless connections and stores this information in databases and/or file systems.

Electronic evidence can remain on the digital devices for indefinite periods of time after the data was created, even if deleted by the user. Data generally is stored on the physical memory of the digital device, but also can be stored on removable storage devices such as Secure Digital (SD) and Subscriber Identification Module (SIM) cards. A forensic examiner may be able to recover information deleted by the user throughout the working life span of the device.

As explained herein, information stored in digital devices may provide crucial evidence of the "who, what, why, when, where, and how" of the criminal conduct under

investigation. In your Affiant's training and experience, digital device data can indicate who has used or controlled the digital device. This "user attribution" evidence is analogous to the search for "indicia of occupancy" while executing a search warrant at a residence.

To obtain and search the data from the aforementioned digital device, your Affiant requests the ability to enlist the aid of non-law enforcement who are trained in conducting forensic analysis of the data in retrieving and analyzing the data. In order to successfully complete an examination, it may be necessary to repair or replace components, or utilize potentially destructive methods. Your Affiant requests authorization to utilize the least destructive means to analyze the device before using more potentially destructive methods.

It may be required to examine every file and scan its contents briefly to determine whether it falls within the scope of the warrant. This is necessary as it is difficult to know prior to the search the level of technical ability of the device's user and data can be hidden, moved, encoded or mislabeled to evade detection. This would be relevant to not including a time frame restriction to this search.

Your Affiant also knows that if these items are not isolated and seized from network connectivity in a timely manner, evidence may be destroyed, transferred, encrypted, modified, or otherwise lost forever. Your Affiant knows that data recovered from digital devices could be used to refute or corroborate data recovered from other mobile devices or obtained from service providers.

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18. Memos and notes (typed and voice).
20. Calendar information.
21. Passwords, keychains.

The search of digital devices is a lengthy process requiring special steps to ensure the integrity of the digital devices. In the event the search and/or seizure of evidence is not completed within ten (10) days, your Affiant is requesting authorization to return the search warrant within ten (10) days upon completion of the search and seizure.

Further AFFIANT saith not;

Dated this 16th day of April 2024.


 Stephanie Janiak AFFIANT

SUBSCRIBED to in my presence and sworn to before me this 16th day of April 2024.


 Judge of the County Court

Laurie J French
 Printed Name of Judge

