

LPD Case Number: C4-001741

IN THE COUNTY COURT OF LANCASTER COUNTY, NEBRASKA


C24-1

IN THE MATTER OF THE SEARCH WARRANT
OF THE DESCRIBED PREMISES OF
LINCOLN POLICE DEPARTMENT
PROPERTY UNIT
440 SOUTH 8TH STREET
LINCOLN, LANCASTER COUNTY, NEBRASKA

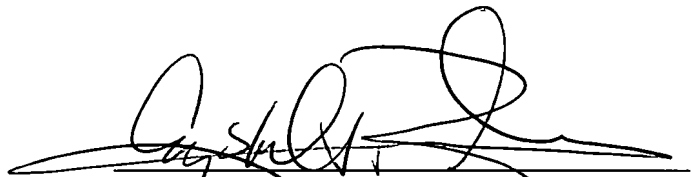
SEARCH WARRANT RETURN

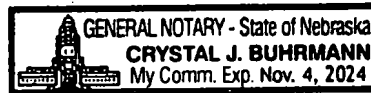
STATE OF NEBRASKA)
)
) ss.
COUNTY OF LANCASTER)

The undersigned states that he received the Search Warrant issued herein on the 8th day of January, 2024, and that he executed the same on the 8th day of January, 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.


Brian Gruber #1856

SUBSCRIBED to in my presence and sworn to before me this 10th day of January, 2024.


Notary Public



LANCASTER COUNTY
2024 JAN 11 PH 3:45
CLERK OF THE
DISTRICT COURT



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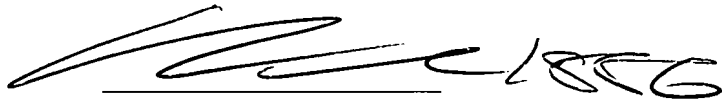
RECEIPT

The undersigned hereby acknowledges receipt of the following described property seized from a grey and yellow tent and its contents which is located at the Lincoln Police Department Property Unit, 440 S. 8th Street in Lincoln Lancaster County, Nebraska:

1 document

LANCASTER COUNTY
2024 JAN 11 PM 3:45
CLERK OF THE
DISTRICT COURT

DATED this 8th day of January, 2024.



Law Enforcement Officer

Sgt. Trent Pote #1671
WITNESS

IN THE COUNTY OF LANCASTER COUNTY, NEBRASKA

STATE OF NEBRASKA)
) ss. SEARCH WARRANT
County of Lancaster)

TO: Brian Gruber, an Investigator with the Lincoln Police Department, Lancaster County, Nebraska, and any and all law enforcement officers.

WHEREAS, Brian Gruber, 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 a grey and yellow tent and its contents which is located at the Lincoln Police Department Property Unit, 440 S. 8th Street in Lincoln Lancaster County, Nebraska, for the following items:

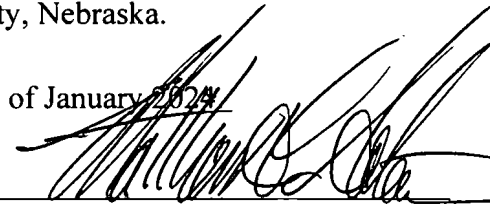
- DNA
- BLOOD
- RECEIPTS
- BED SHEETS
- PROOF OF OCCUPANCY


LANCASTER COUNTY
2024 JAN 11 PM 3:45
CLERK OF THE
DISTRICT COURT

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

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

Given under my hand and seal this 8th day of January 2024



Judge of the County Court


Printed Name of Judge

IN THE COUNTY COURT OF LANCASTER COUNTY, NEBRASKA

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

Brian Gruber, 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 1st Degree Domestic Assault 28-323 (3) (7) (F2A), occurring in the city of Lincoln, Lancaster County, Nebraska. As part of the investigation, AFFIANT has consulted with other involved law enforcement and reviewed case reports. AFFIANT states as follows:

LANCASTER COUNTY
2024 JAN 11 PM 3:45
CLERK OF THE
DISTRICT COURT

Facts:

On 01-07-2024 at 1258 hours, Officers with the Lincoln Police Department were detailed to Bryan West Medical Center, 2300 S 16th Street in Lincoln, Lancaster County, Nebraska for a report of a serious assault. Officers arrived and identified the victim as Deidre Ehrlich. Ehrlich was found to have a significant head injury which required emergency surgery to relieve pressure on her brain. Ehrlich was confirmed to have three brain bleeds and a 7 mm right-to-left midline shift of the brain. Nursing staff advised that when Ehrlich was brought to the hospital that she was awake and alert. Ehrlich informed nursing staff that her boyfriend, 'Michael Donner' punched her in the head 8 times. Ehrlich then lost consciousness and was brought to surgery in critical condition.

Your Affiant is aware that Michael Donner (09-27-1984) was contacted in the waiting room at Bryan West where he was ultimately taken into custody. Donner was transported to LPD Headquarters, 575 S 10 Street, Lincoln, Lancaster County, Nebraska to be interview. Your Affiant conducted the interview, during which, Donner waived his rights and agreed to the interview. Donner stated he has been in a dating relationship with Ehrlich for a year and a half, and stated they are currently engaged. Donner stated himself and Ehrlich are both currently homeless and live together in a tent which is located at the St. Paul Methodist

Church, 1144 M Street in Lincoln, Lancaster County, Nebraska. Donner stated himself and Ehrlich are the only individuals who live inside of the tent and described the tent as yellow and grey. Donner ultimately denied assaulting Ehrlich, but placed himself with Ehrlich the night before this incident inside of the tent and until she was brought to the hospital. During the interview, your Affiant observed that a knuckle on Donner's left hand had swelling and redness to it. When questioned about his injury, Donner provided conflicting recollections of how he was injured. Through your Affiant's prior training and experience, this injury appeared consistent with an injury from striking an object with a closed fist.

Your Affiant observed that Michael has previously been convicted of 3rd Degree Domestic Assault on 09-30-2023. In the previous domestic assault case, Ehrlich was the victim of the physical assault. Ehrlich 's family was contacted in this investigation and described Ehrlich 's relationship with Donner as abusive and described previous unreported assaults with Ehrlich as the victim. Donner was ultimately transported to the Lancaster County Jail and lodged for 1st Degree Domestic Assault.

During this investigation, Investigators located the tent that Donner and Ehrlich have been staying in as it was set up outside of the St. Paul Methodist Church, 1144 M Street. Your Affiant is aware that this tent is grey and yellow in color and is consistent with the description of the tent provided by Michael Donner in an interview. Due to weather conditions and the inability to preserve the tent on-site, your Affiant is aware that Investigators seized the tent and transported it to the Lincoln Police Department Property Unit located at 440 S 8th Street, Lincoln, Lancaster County, Nebraska and tagged the tent under property report Q2400524. Your Affiant is aware that the tent contained a backpack with items, clothing, and bed sheets. At this time, the location of this assault is unknown, but is believed to have occurred in the downtown Lincoln area as the Donner and Ehrlich were observed by witnesses and on surveillance cameras near the downtown area, in proximity of the tent that they have been staying in. Your Affiant believes evidence relating to this assault may be located in the tent that Donner and Ehrlich were living in. The evidence may include DNA, blood, and receipts that would place Donner and Ehrlich on surveillance video prior to the assault taking place. Furthermore, your Affiant believes proof of occupancy may

be located inside of the tent which shows use and possibly ownership of the tent and the contents inside.

The above does constitute grounds of probable cause for the issuance of a Search Warrant for a grey and yellow tent and its contents which is located at the Lincoln Police Department Property Unit, 440 S 8th Street in Lincoln, Lancaster County, Nebraska, under property number Q2400524 for the following items:

DNA

BLOOD

RECEIPTS

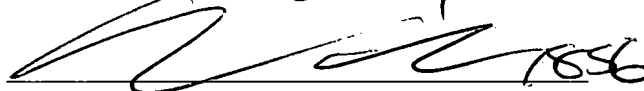
BED SHEETS

PROOF OF OCCUPANCY

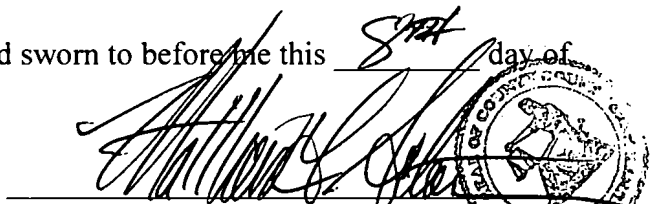

Your AFFIANT requests authorization to measure, photograph, video tape and seize the aforementioned items.

Further AFFIANT saith not;

Dated this 8th day of January, 2024.


Investigator Brian Gruber, AFFIANT

SUBSCRIBED to in my presence and sworn to before me this 8th day of January, 2024.


Judge of the County Court 

MATTHEW L ACTON

Printed Name of Judge