

IN THE COUNTY COURT OF LANCASTER COUNTY, NEBRASKA

CR24-1

IN THE MATTER OF THE SEARCH WARRANT  
OF THE DESCRIBED PREMISES OF  
LINCOLN POLICE DEPARTMENT  
575 SOUTH 10TH STREET  
LINCOLN, LANCASTER COUNTY, NEBRASKA

SEARCH WARRANT RETURN

LANCASTER COUNTY

2024 FEB 15 PM 2:54

CLERK OF THE  
DISTRICT COURT

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

The undersigned states that he received the Search Warrant issued herein on the 8th day of February, 2024, and that he executed the same on the 12th day of February, 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.

*Corey L. Weinmaster*  
Corey L. Weinmaster

SUBSCRIBED to in my presence and sworn to before me this 10<sup>th</sup> day of February, 2024.



*Angela M. Yates*  
Notary Public



002162783D02

S

**INVENTORY**

**IN THE COUNTY COURT OF LANCASTER COUNTY, NEBRASKA**

**IN THE MATTER OF THE SEARCH WARRANT  
OF THE DESCRIBED PREMISES OF  
LINCOLN POLICE DEPARTMENT  
575 SOUTH 10TH STREET  
LINCOLN, LANCASTER COUNTY, NEBRASKA**

**STATE OF NEBRASKA     )  
  )  
COUNTY OF LANCASTER )**

**ss.**

**INVENTORY OF PROPERTY  
SEIZED BY VIRTUE OF THE  
SEARCH WARRANT ISSUED HEREIN**

Corey L. Weinmaster, 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 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.

Motorola Moto G Pure under Q2400989

- Call Log - 105
- Chats - 19
- Contacts - 1039
- Device Events - 358
- Device Notifications - 2187
- Emails - 89
- SIM Data - 9
- Social Media -99
- Web History - 2812
- Audio - 22
- Images - 3761
- Videos - 44

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Inventory made in the presence of Derek Dittman.

Corey L. Weinmaster #883  
Corey L. Weinmaster

SUBSCRIBED to in my presence and sworn to before me this 15<sup>th</sup> day of  
February, 2024.



Angela M. Yates  
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 10<sup>th</sup> Street, Lincoln, Lancaster County, Nebraska.

Motorola Moto G Pure under Q2400989

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DISTRICT COURT

Date 2/12/24

Corey L. Slavish #883  
Law Enforcement Officer

Witness [Signature] 1551

IN THE COUNTY OF LANCASTER COUNTY, NEBRASKA

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

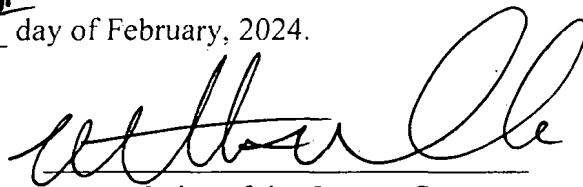
TO: Inv. Sullivan #1804, a law enforcement officer with the Lincoln Police Department, Lincoln, Lancaster County, Nebraska, any and all law enforcement officers, and agents thereof.

WHEREAS, Inv. Sullivan #1804 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.

THEREFORE, you are commanded to search and seize the items as described in **Attachment A**, hereby attached and incorporated by reference, to include any specific authorization as contained in **Attachment A**.

THEREFORE, you are commanded to execute and return this Search Warrant in the manner as prescribed in **Attachment A**.

Given under my hand and seal this 8<sup>th</sup> day of February, 2024.

  
Judge of the ~~County Court~~  
District

MATTHEW O. MAURER  
Printed Name of Judge

LANCASTER COUNTY  
2024 FEB 15 PM 2:54  
CLERK OF THE  
DISTRICT COURT

## ATTACHMENT A: Digital Device(s) to Be Searched

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

- **Blue Motorola Cellphone**, to include any digital device within, located in the Lincoln Police Property & Evidence Unit at 575 South 10<sup>th</sup> Street, Lincoln, Lancaster County, Nebraska, labeled with Property Number **Q2400989** and Case Number **C4-004597**.

for the following evidence, to include any live and/or deleted data to include including any live and/or deleted data for the time frame of **01/10/2024** to **01/17/2024**, specifically for the seizure of following items:

1. Device identifiers, information and configurations.
2. User account information and any associated accounts on the device.
3. Call logs.
4. Short Message Service (SMS), Multimedia Messaging Service (MMS) messages and instant messages.
5. Chat messages from installed applications.
6. Email messages.
7. Installed applications and their corresponding accounts and data.
8. Images and associated metadata.
9. Photographs and/or videos, and associated metadata.
10. Audio files, including voicemails, and associated metadata.
11. Document files and associated metadata.
12. Location data to include cellular tower connections, GPS (Global Positioning System) fixes, waypoints, routes, tracks, maps, and associated metadata.
13. Wireless networks, Bluetooth, IP addresses, and synchronization connection history.
14. Memos and notes (typed and voice).
15. Passwords, keychains.
16. Databases and file systems.
17. Device activity logs and application usage logs

To obtain and search the data from the aforementioned digital device, law enforcement and/or those assisting may:

1. Obtain data from the physical memory of the digital device itself as well as from any data storage devices housed within the digital device, specifically Secure Digital (SD) and Subscriber Identification Module (SIM) cards;

2. Obtain data from the aforementioned digital device's active file system, as well as unallocated space as to recover deleted data and file fragments;
3. Obtain data by making unobtrusive revocable setting changes to permit the digital extraction of the data unless the digital device requires disassembly to obtain the desired data which may render the device inoperable;
4. Copy, forensically image, view, photograph, record, and/or conduct forensic analysis of the data obtained;
5. Enlist the aid of non-law enforcement, who are trained in conducting forensic analysis of the data in retrieving and analyzing the data. When files have been deleted, they can be potentially recovered later using forensic tools. A person with familiarity with how digital devices work may, after examining the data, be able to draw conclusions about how the device was used, the purpose of its use, who used it, where, and when; and/or
6. 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.
7. Remove the digital device to another location conduct the digital forensic examination and/or analysis.

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, law enforcement is authorized to return the search warrant within ten (10) days upon completion of the search and seizure.

## ATTACHMENT B: Technical Information Regarding the Search of 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 device data can provide valuable insight for criminal investigations. Digital devices are used by the general public for communication, access to and sharing of information, research, socialization, entertainment, mapping, shopping, note taking and other functionality. Individuals also use digital devices for the aforementioned purposes, and as a tool for facilitating criminal activity.

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 current, on-going, future, and past criminal activity as well as assist law enforcement in determining identity and culpability of participants, including identifying those with knowledge of a criminal offense or identify those who have aided a criminal participant in the commission of a criminal offense, victims and/or witnesses. As such, digital devices possessed by criminal participants can serve both as an instrument for committing crime as well as a storage medium for evidence of the crime, including communications to plan, execute, and otherwise document the commission of a 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 criminals 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.

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.

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.



The following are examples of how types of data on digital devices can assist investigators. A full, all-inclusive list would be impossible due to the ever-increasing development of digital devices and their applications:

1. Phone information, configurations, calendar events, notes and user account information which can be used to identify or confirm who owns or was using a digital device. Because of their small size, digital devices can easily be passed from one person. As such it is necessary to document evidence that reveals or suggests who possessed or used the device. This evidence is akin to the search for venue items when executing a search warrant at a residence.
2. Call logs can establish familiarity between people involved in an incident. These records are consistently stamped with dates and times which can be significant regarding the reconstruction of the timeline of events regarding an investigation. Associated contact lists stored in the device can provide names to correspond with voice calls as well as other forms of communication. Voicemails can indicate the purpose of the phone call when the phone call was not answered. This information can also be invaluable to establish conspirators, witnesses, and suspect information.
3. Data from associated supplemental software applications (apps), both standard and manually installed, stored on the digital devices can demonstrate the user's association with investigated people, locations, and events. Digital devices can run apps which allow them to increase their functionality. Common programs include social media applications, such as Facebook, as well as messaging applications Snapchat and Facebook Messenger to name a few. These applications are increasingly used as alternative methods for users to communicate from the standard messaging service as they offer additional functionality. Many of these applications can determine the user's geographic location which can be instrumental to completing an investigation.
4. Media files such as images, videos, audio, and documents provide first-hand documentation of actions regarding an event. Additionally, files can contain embedded metadata that show additional information which is valuable to investigators such as when and where the file was created. Digital devices can create, store and exchange media with other devices and computers.

Your Affiant seeks to complete a comprehensive and unbiased examination of the data on the device for information which could aid in the investigation; seeking only prescribed information would jeopardize the completeness of the search as it is typically unknown how the electronic device was used or the technical ability and intent of the user before the device has been examined. As with other types of evidence, the context, location, and data surrounding information in the device data is often necessary to understand whether evidence falls within the scope of the search warrant. This type of information will be important to the forensic examiner's ability to piece together and recognize evidence of the above-listed crimes.

Your Affiant knows that digital devices are constantly changing system data on the device as programmed by their manufacturer. Additionally, your Affiant knows that searching the digital device itself would irreversibly alter data and/or evidence on the device. To search a device for evidence, the commonly accepted best practice of digital forensics is to utilize forensic software to obtain an extraction of the data on the device. Attempts will be made to obtain the devices data by only making unobtrusive revocable changes to the system settings to permit the extraction of the data. If necessary, the digital device may require disassembly to obtain the desired data which may render the device inoperable. These processes do not change or alter any of the user data stored on the device. The extraction is then searched using analysis software to locate, identify, and seize the evidence authorized by this warrant. The device and the image are then preserved in evidence.

The digital device has been stored in a manner in which its/their contents are, to the extent material to this investigation, substantially the same state as when it first came into the possession of law enforcement.

IN THE COUNTY COURT OF LANCASTER COUNTY, NEBRASKA

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

Patrick Sullivan, being first duly sworn upon oath deposes and states that he is an Investigator for the Lincoln Police Department, Lincoln, Lancaster County, Nebraska. AFFIANT states he is currently involved in the investigation of a Child Abuse 28-707 Felony IIIA, occurring between January 10<sup>th</sup>, 2024 and January 17<sup>th</sup>, 2024 at 2000 G Street #B11, Lincoln, Lancaster County Nebraska. AFFIANT has reviewed case reports regarding this investigation prepared by other involved Law Enforcement Officers.

Attachments

Include Name of Attachment Exactly

- Attachment A: Blue Motorola Cellphone in LPD Property Q2400989
- Attachment B: Technical Information Regarding the Search of Digital Devices.

The above are hereby attached and incorporated by reference.

Affiant's Background

Your Affiant has been a police officer for the Lincoln Police Department since 2017. Your Affiant has training and experience in conducting criminal investigations. Your Affiant has experience in investigating homicides, burglaries, robberies, and assaults.

This Affidavit is submitted in support of a search warrant. Your Affiant may not have set forth every fact known to your Affiant regarding this investigation. The information contained in this Affidavit is from your Affiant's criminal investigation and may include information provided by other law enforcement, or others.

Case Facts

On 01-17-2024 at approximately 1118 hours, Officer Quandt #1471 with the Lincoln Police Department was dispatched to 820 Goodhue BLVD, McPhee Elementary school, in Lincoln, Lancaster County, Nebraska on a report of a child abuse. Officer Quandt contacted S.A.P. (AGE: 11) who is known to the Lincoln Police Department. S.A.P. reported her father, Vaughn Newman (DOB: 05-07-1978), was upset over the loss of her keys. S.A.P. said Vaughn grabbed her by the neck, choked her until she was unable to breath, and threatened to break her neck and kill her. S.A.P. reports that she ran from their apartment and pulled the fire alarm while yelling for help. S.A.P. stated Vaughn grabbed her and dragged her back into the apartment. S.A.P. stated the police arrived, but she was to scared to tell them what happened. S.A.P. stated the above events happened between 01-10-2024 and 01-16-2024 at 2000 G Street #B11 in Lincoln, Lancaster County, Nebraska. Officer Quandt observed horizontal scratches to the right side of S.A.P.'s neck, scratches and bruising to the inside of her upper right arm, scratches to her left

LANCASTER COUNTY  
2024 FEB 15 PM 2:54  
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DISTRICT COURT

forearm, and an abrasion to her right elbow. S.A.P. informed Officer Quandt all of these injuries were caused by Vaughn.

On 01-17-24 Vaughn was arrested by Officers and transported to the Lancaster County Jail. Officer Quandt spoke with Vaughn who waived his Miranda rights. He made claims that S.A.P. was schizophrenic and suffered from mental illness like her mother. He initially denied any type of physical altercation or violence between himself and his daughter. Vaughn stated several times that he felt that S.A.P. was attempting to be manipulative with him and that she had intentionally lost her house keys. Vaughn denied that he had choked or threatened to kill his daughter. He stated that he had threatened to 'beat her ass' when upset with her over the keys. Vaughn stated that he could tell that S.A.P. knew where her keys were at and this was why he was upset with her. Vaughn stated that they had been looking for the keys for days and that S.A.P. had told him that the keys were stolen from her by another juvenile friend named Julie (Unknown DOB). Vaughn stated that he and his sister with S.A.P. went to Julie's home. Vaughn stated that he felt that S.A.P. was lying about the keys being stolen because S.A.P. did not behave correctly when she asked Julie about the keys. Vaughn stated that S.A.P. told him yesterday she had flushed the keys down the toilet. When Officer Quandt informed Vaughn that S.A.P. told him she made up both stories out of fear of him he stated that she was being manipulative and remained steadfast in his belief that S.A.P. had intentionally lost the keys. Officer Quandt asked Vaughn if he had a camera system and he admitted that he did. Officer Quandt asked Vaughn if he could view the footage from this system on his phone. He initially denied this. Vaughn later recanted and stated that he would allow Officer Quandt to view the footage from 1-10-24. Vaughn unlocked the device and consented to Officer Quandt opening and viewing his ring videos from 1-10-23. Officer Quandt found several videos from his door mounted device. Officer Quandt observed at approx. 2225 hrs on 1-10-24 video of S.A.P. running from the apartment with Vaughn directly behind her. Officer Quandt observed S.A.P. and heard her yelling for help as Vaughn was observed to grab her from behind and attempt to force her back into the apartment. S.A.P. struggled against Vaughn while yelling for help. Vaughn could be heard yelling at S.A.P. to get back into the apartment. S.A.P. appeared to be fearful of Vaughn during the incident. Firemen and Police officers later arrived and spoke with Vaughn who briefly disclosed that the incident involved himself and his daughter. Officer Quandt confiscated Vaughn's blue Motorola cell phone and tagged into property under Q2400989.

On 01-19-2024 S.A.P. was forensically interviewed at the BraveBe child advocacy center. S.A.P. disclosed on 01-10-2024 she was ready to go to school, but could not find her set of house keys. S.A.P. called her grandma to take her to school, but Vaughn told her through some type of camera in the living room that she could not go to school and leave the apartment unlocked and if she didn't find the keys he was going to kill her. S.A.P. did not go to school on that day. S.A.P. said she looked through the whole apartment all day for the keys making the apartment messy, but when Vaughn got home she still had not found them. S.A.P. stated Vaughn was angry she had made a mess and that she had not found the keys. Vaughn then choked her and threatened to kill her. Vaughn had pushed S.A.P. against the wall and strangled her saying he was going to kill her and threatening that if she didn't find the keys he would break her neck. S.A.P. stated she then decided to tell Vaughn that she had given the keys to her friend so he would stop threatening to kill her. Vaughn then took S.A.P. and her aunt Vomanechia Newman (DOB: 05-

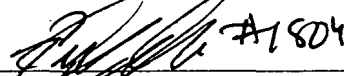
13-1977) and her cousin to her friend 'Julie's' house. Julie did not have the keys. Upon returning to the apartment she went to her room, but Vaughn came into the room so she tried to lock herself in the bathroom. Vaughn then came in and threatened her with some 'pointy pliers' he uses for work. S.A.P. stated Vaughn held the pliers over his head in what was perceived as an overhand stabbing motion. S.A.P then saw Vaughn in the kitchen boiling water. S.A.P. thought Vaughn was going to throw hot water on her so she ran out of the apartment, but Vaughn caught her and choked her. S.A.P. was screaming and ended up pulling the fire alarm in the building. This did happen and the cops were called under case C4-002684 at 2229 hrs. S.A.P. did not disclose what was happening to her at that time. S.A.P. stated the abuse continued through the weekend and over the following Monday (Martin Luther King JR Day) and Tuesday (school cancelation). S.A.P. reported the abuse at school on Wednesday the 17th.

Your Affiant believes based on the information above that evidence of this crime may be located on Vaughn's cellphone.

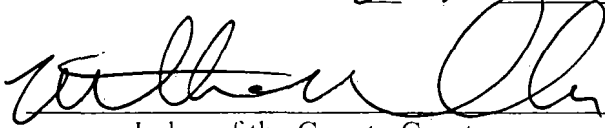
The above does constitute grounds of probable cause for the issuance of a search warrant to search and seize the evidence specifically identified in Attachment A, to include any specific authorization requested authorization to be ordered by the court.

Further AFFIANT saith not;

Dated this 8<sup>th</sup> day of February, 2024.

  
Inv. Patrick Sullivan, Lincoln Police Dept.

SUBSCRIBED to in my presence and sworn to before me this 8<sup>th</sup> day of FEBRUARY, 2024.

  
Judge of the County Court  
DISTRICT  
MATTHEW O. MELNIK  
Printed Name of Judge