

RECEIPT

The undersigned hereby acknowledges receipt of the following described property seized from the Apple iPhone located in the Lincoln Police Property Evidence Unit at 575 South 10th Street, Lincoln, Lancaster County, NE labeled with Property number Q2403386 and Case number C4-014821.

No data found due to security features.

LANCASTER COUNTY
2024 MAR - 8 PM 4: 20
CLERK OF THE
DISTRICT COURT

DATED this 28th day of February 2024

Chris Johnson #1736
Law Enforcement Officer

John Danhue #715
WITNESS

IN THE COUNTY OF LANCASTER COUNTY, NEBRASKA

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

TO: Christopher Johnson, a Investigator with the Lincoln Police Department, Lancaster County, Nebraska, and any and all law enforcement officers.

WHEREAS, Christopher Johnson 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 the places(s) listed in Attachment A to seize the listed property, as well as search the property for the digital evidence listed in Attachment B.

Service Provider shall send the information electronically via email at lpd1736@lincoln.ne.gov or to Christopher Johnson at the Lincoln Police Department, 575 S 10th Street, Lincoln, NE, 68508.

This search warrant shall be executed and returned within ten (10) days to a Clerk of the Lancaster District Court, Nebraska. In the event records are not received from the Service Provider within ten (10) days, your Affiant requests authorization to returned the search warrant within ten (10) days of receipt of the records.

Given under my hand and seal this 27 day of February 2024.

[Handwritten Signature]

Judge of the County Court

JOHN J. JAMES

Printed Name of Judge



LANCASTER COUNTY
2024 MAR -8 PH 4:20
CLERK OF THE
DISTRICT COURT

ATTACHMENT A

Property to Be Searched

This warrant is directed to seize and search the following;

- Apple iPhone located in the Lincoln Police Property Evidence Unit at 575 South 10th Street, Lincoln, Lancaster County, NE, labeled with Property Number Q2403386 and Case Number C4-014821.

ATTACHMENT B

Particular Things to be Seized

To the extent that the information described in Attachment A is within the possession, custody, or control of the Lincoln Police Department it is requested to search for and seize the following records for each item listed in Attachment A to include including any live and/or deleted data for the time frame of February 3rd, 2024 at 0001 hours CST to February 22nd, 2024 at 2359 hours CST, specifically for the following:

1. Names, nicknames, account ID's, phone numbers, or addresses of specific persons assigned to the device.
2. Device and SIM Card identification information to include but not limited to:
 - a. Mobile Station Integrated Services Digital Network (MSISDN)
 - b. International Mobile Subscriber Identity (IMSI)
 - c. Integrated Circuit Card Identifier (ICCID)
 - d. Unique ID (UDID)
 - e. International Mobile Equipment Identifier (IMEI)
 - f. Serial Number
 - g. Media Access Control address (MAC address)

IN THE COUNTY COURT OF LANCASTER COUNTY, NEBRASKA

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

Christopher Johnson, 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 an THEFT BY UNLAWFUL TAKING \$5000/MORE, Statute 28-511(F2A), occurring on 02-16-2024, at 3160 T Street, 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: Property to be Searched.
- Attachment B: Particular Things to be Seized.

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 2014. Since 2014 Affiant has been investigating misdemeanor and felony crimes with the Lincoln Police Department to include homicide, burglary, robbery, assault, weapon offenses, narcotics, sexual assault, human trafficking, child enticement, and pornography. Affiant has experience and is certified as a Drug Recognition Expert (DRE), a Certified Crime Scene Analyst (CCSA) or what is commonly referred to as a Crime Scene Investigator (CSI) and has over 500 hours of advanced training in crime scene and criminal investigations. Affiant is familiar with, and has used, normal methods of investigation, including, but not limited to, visual surveillance, questioning of witnesses and suspects, the use of search and arrest warrants, the use of informants, the use of undercover officers, and the use of court-authorized wire intercepts.

Your Affiant is familiar with many commonly abused drugs including cocaine, heroin, LSD, marijuana, ecstasy, methamphetamine, and fentanyl along with their appearance, methods of use, manufacturing, distribution, packaging and concealment, slang terms frequently used to refer to these drugs, and paraphernalia related to their use and

LANCASTER COUNTY
2024 MAR -8 PM 4: 20
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distribution. Affiant has experience and training in the means and methods of burglary related crimes. Affiant has investigated several cases in which narcotics use was directly correlated with burglary related crimes resulting in the theft of property to generate proceeds for future drug related transactions.

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 02-17-2024 at 0742 hours Kathryn Kholousi reported someone stole her locked vehicle, a red 2015 Kia Optima bearing Nebraska dealer plate 2-3794 and VIN: 5XXGM4A75FG489587, while it was parked in her driveway last night. Kholousi stated that she parked her vehicle at approximately 2000 hours, and when she came out to get in her vehicle this morning at 0730 hours, she found it missing. Kholousi provided a Nebraska title for her vehicle and stated that her vehicle had one-half tank of gasoline.

On 02-17-2024 at 0743 hours Brian Splater, Casey's General Store Manager, reported a belated shoplifting had occurred at the Casey's at 606 W A Street, Lincoln, Lancaster County, Nebraska under related LPD case C4-014231. Video surveillance showed three males exiting a red Kia sedan bearing Nebraska dealer plate 2-3794 and entering the store at 0646 hours. Offender one is observed to be wearing a Nike brand tan jacket, blue jeans, and white Nike brand tennis shoes, offender two is wearing a green head wrap, a black jacket with the hood of a blue sweatshirt visible underneath, blue jeans and white tennis shoes, offender three is wearing a black mask, matching grey Nike brand jacket and sweatpants, black gloves, and black shoes. Offender three holds the entry door to the Casey's store open for offenders one and two, and then offender three stands in the open doorway while offenders two and three select alcohol to steal. Offenders one and two steal one 750 mL bottle of Fireball whiskey, three 10 packs of 50 mL shooters of Fireball whiskey, and one blue Frost Trail 10 pack of 50 mL vodka shooters for a total loss of \$59.45. All three offenders then leave the store without paying and drive away from the scene in the stolen red Kia.

On 02-18-2024 at approximately 0938 hours Officer Abele #1182 was informed that a stolen 2008 white Ford Taurus bearing Nebraska plate 15C925 (LPD case C4-013314) was parked unoccupied in the alley behind 242 S 28th Street. The investigation revealed the vehicle was parked the day prior, on 02-17-2024, at approximately 1543 hours. After a neighborhood canvass, a video from an adjacent house revealed that after

the vehicle parked, three unknown male offenders exited and walked away from the scene between houses to the west. On 02-22-2024 Lieutenant Armstrong #1257 identified these three offenders to be wearing the same clothing as the three offenders from the Casey's video.

On 02-20-2024 during a case management meeting, Investigators discussed the above-described cases and other similar auto thefts throughout the City of Lincoln. Lieutenant Agnew #1249 mentioned that he noticed several Ring Neighborhood posts online with videos of offenders breaking into vehicles. On 02-21-2024 Officer Ogan #1823 was reviewing these videos and observed two videos where the offenders were wearing similar clothing as the offenders in the above-described Casey's video. In the first video two offenders attempt to steal a white 2020 Hyundai Palisade which was reported under LPD case C4-014443. Offender one is wearing a blue sweatshirt and offender two is wearing a red sweatshirt. The offenders are confronted by the vehicle owner and run away from the scene. They ultimately flee the scene in a dark colored small SUV. This incident occurred on 02-17-2024 between 2209 and 2215 hours.

The second video is titled "3 guys breaking into cars" and shows three offenders getting out of a lighter colored, possibly silver or light blue, Hyundai sedan. Offender one is wearing a black vest with a blue sweatshirt underneath, black pants, and white shoes, offender two is wearing a gray sweatshirt, dark colored pants (possibly green) and the same white Nike brand tennis shoes as offender one from the Casey's video, and offender three is wearing a black sweatshirt, black pants, and black tennis shoes. This incident has not been reported to LPD and as such the date and time cannot be confirmed, but it is listed as 02-19-2024 at 0608 hours.

On 02-19-2024 at 0639 hours Rufus Williams reported an unknown offender stole his 2017 blue Hyundai Elantra which was parked on the street just west of 1626 D Street along the north curb (LPD case C4-014821). Williams said he parked his vehicle between 02-18-2024 at 1630 hours and 02-19-2024 at 0625 hours and this morning the vehicle was gone. Williams stated he has the only keys to the vehicle, and recently had it serviced at Sid Dillon where a security recall was completed. Officer Ference #1279 examined the location where the vehicle had been parked and discovered parts of the door lock and a bright blue lock cover on the ground. These were photographed and collected; however, no latent fingerprints were located on the blue plastic lock cover.

On 02-21-24 at approximately 1345 hours investigators with the LPD Gang Unit were on duty in unmarked police vehicles near 16th Street and A Street. Investigators observed the above-described blue Hyundai Elantra at 16th Street and Washington Street being driven by a male suspect (later identified as Aris Phillips) who was wearing a

white/grey sweatshirt. The vehicle was confirmed to be listed as stolen in LPD case C4-014821. The vehicle was observed to park in the alley between 16th and 17th Street and Washington Street to A Street.

Investigators began setting up a perimeter to contact the vehicle and Phillips. As Investigators pulled into the alley the vehicle was observed to be unoccupied. Investigators, wearing green external body armor and police patches, observed Phillips exiting 1640 Washington Street #5. Investigators went to contact Phillips, identified themselves, and Phillips fled southbound on foot. Investigators gave commands of “police” and “stop”. Phillips ran south then turned mid-block back north where he was taken into custody in the alley near the stolen auto which was still running.

Phillips was wearing a backpack which contained a Ziplock bag with marijuana (40g total) and 9 THC vape cartridges. The vehicles ignition was damaged significantly. A USB cord was observed to have been used to start the engine. Phillips was transported to the Lancaster County Youth Services Center, 1200 Radcliff Street, where he was lodged for the above charge. The vehicle was towed at the request of the victim. It should be noted that Phillips was wearing an identical sweatshirt as offender three from the Casey’s video mentioned above, and similar blue jeans and matching Nike tennis shoes as offender one in the video. Phillips was also carrying an Apple iPhone cellular device on his person when he was taken into custody. That phone was seized and tagged into property under report Q2403386.

Digital Device Identification

Through your Affiant’s training and experience with examining digital devices, your Affiant is aware cellular devices contain multiple device identifiers to include, an Integrated Circuit Card which has an Integrated Circuit Card ID number (“ICCID”), this ICCID is the serial number of the device’s SIM card. The SIM card generally contains the Mobile Station Integrated Services Digital Network Number (MSISDN) also referred to as the phone number utilized by the device. The telephone number of a user’s device can be linked to the carrier or provider of service for the device along with secondary providers such as Apple and or Google. Digital devices also contain other device identifiers, including the Media Access Control address (“MAC address”), the unique device identifier (“UDID”), serial numbers, an International Mobile Subscriber Identity (“IMSI”) and International Mobile Equipment Identification (“IMEI”). These identifiers are utilized in varying capacity for identification of the device and for access and use of service providers, and third-party applications.

The accessing of a device for multiple device identifiers is not unlike that of access the interior of a motor vehicle to identify the Vehicle Identification Number (VIN). The information identified from the multiple device identifiers is also analogous to the search for "indicia of occupancy" while executing a search warrant at a residence and will aid in the identification of the user and or operator of the device. Therefore, the records requested in this warrant are likely to contain the identifiers required to identify owner, users, and/or service providers utilized by the device.

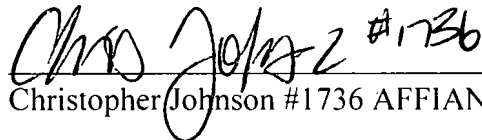
Your Affiant requests authorization to search for and seize the listed items in Attachment B, hereby attached and incorporated by reference.

Service Provider shall send the information electronically via email at lpd1736@lincoln.ne.gov or to Christopher Johnson at the Lincoln Police Department, 575 S 10th Street, Lincoln, NE, 68508.

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Further AFFIANT saith not;

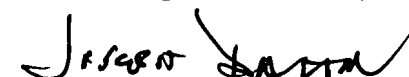
Dated this 27th day of February 2024.


Christopher Johnson #1736 AFFIANT



SUBSCRIBED to in my presence and sworn to before me this 27 day of February, 2024.


Judge of the County Court


Printed Name of Judge