

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.

iPhone 11 under LPD Property Q2402564

- Call Log - 9
- Chats - 170
- Contacts - 351
- Device Events - 225
- Installed Applications - 62
- Locations - 6
- Passwords - 413
- Social Media - 163
- User Accounts - 11
- Wireless Networks -204
- Timeline - 32763
- Audio - 7979
- Images - 2647
- Videos - 34

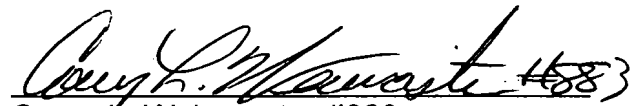
iPhone 14 Pro Max under LPD Property Q2402565

- Applications Usage Log - 8814
- Call Log - 1752
- Chats - 437
- Contacts - 497

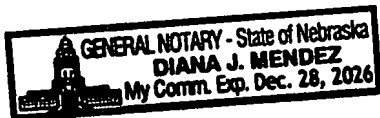
**LANCASTER COUNTY
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CLERK OF THE
DISTRICT COURT**

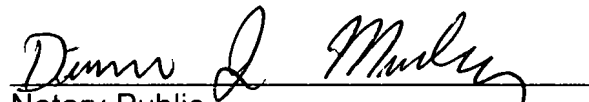
Cookies - 2395
Device Connectivity - 233
Device Events - 7307
Device Notifications - 431
Emails - 5742
Installed Applications - 55
Instant Messages - 302
Locations - 3210
Notes - 51
Passwords - 2216
Searched Items - 3210
Social Media - 50
Transfers - 266
User Accounts - 13
Voicemails - 192
Web History - 36164
Wireless Networks - 334
Timeline - 272436
Audio - 2682
Documents - 303
Images - 94451
Videos - 7919

Inventory made in the presence of Derek Dittman #1551.


Corey L. Weinmaster #883

SUBSCRIBED to in my presence and sworn to before me this 12th day of March, 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.

iPhone 11 under LPD Property Q2402564

- Call Log – 9
- Chats – 170
- Contacts – 351
- Device Events – 225
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LANCASTER COUNTY

iPhone 14 Pro Max under LPD Property Q2402565

- Applications Usage Log – 8814
- Call Log – 1752
- Chats – 437
- Contacts – 497
- Cookies – 2395
- Device Connectivity – 233
- Device Events – 7307
- Device Notifications – 431
- Emails – 5742
- Installed Applications – 55
- Instant Messages – 302
- Locations – 3210
- Notes – 51
- Passwords – 2216
- Searched Items – 3210
- Social Media – 50
- Transfers – 266
- User Accounts – 13
- Voicemails – 192

- Web History – 36164
- Wireless Networks – 334
- Timeline – 272436
- Audio – 2682
- Documents – 303
- Images – 94451
- Videos – 7919

Date 3/11/24

Cory D. Kawachi #883
Law Enforcement Officer

Witness  1551

IN THE COUNTY OF LANCASTER COUNTY, NEBRASKA

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

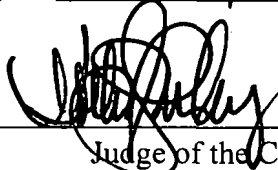
TO: Investigator Andre O'Connor, a law enforcement officer with the Lincoln Police Department, Lincoln, Lancaster County, Nebraska, any and all law enforcement officers, and agents thereof.

WHEREAS, Investigator Andre O'Connor 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 1st day of March, 2024.



Judge of the County Court



Holly Harsky

Printed Name of Judge

LANCASTER COUNTY
2024 MAR 13 PM 2:40
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:

- iPhone inside gold glister case, to include any digital device within, located in the Lincoln Police Property & Evidence Unit at 575 South 10th Street, Lincoln, Lancaster County, Nebraska, labeled with Property Number **Q2402565** and Case Number **C3-092412**.
- Black iPhone with black case, to include any digital device within, located in the Lincoln Police Property & Evidence Unit at 575 South 10th Street, Lincoln, Lancaster County, Nebraska, labeled with Property Number **Q2402565** and Case Number **C3-092412**.
400
Q2402564

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 03/13/2022 to current date, 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. 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).
19. User dictionary.

20. Calendar information.
21. Passwords, keychains.

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.

IN THE COUNTY COURT OF LANCASTER COUNTY, NEBRASKA

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

Andre O'Connor, 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 a robbery and narcotics investigation, occurring between October 13th, 2023, through February 8th, 2024 in 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: Digital Device(s) to be searched

Attachment B: Technical Information Regarding the Search of Digital Devices.

The above are hereby attached and incorporated by reference.

Affiant's Background

Investigator Andre O'Connor, being first duly sworn upon oath deposes and states that he is a Investigator for the Lincoln Police Department, Lancaster County, Nebraska. Your AFFIANT has been employed as a police officer with the Lincoln Police Department since March 2020, and previously employed with the Grand Island Police Department since April 2013, and is currently working as an Investigator in the Criminal Investigations Division. Your AFFIANT holds a Bachelor of Science Comprehensive degree in Criminal Justice. Your AFFIANT has successfully completed the 16-week Basic Training for Law Enforcement at the Nebraska Law Enforcement Training Center, in which a portion of this training involved the identification and detection of controlled substance and drug paraphernalia. Additionally, your AFFIANT successfully completed 72 hours of Drug Recognition training, 24 hours of Integrated Drug Interdiction training, and has instructed over 600 hours of Drug and Alcohol training . Your AFFIANT annually completes over 30 hours of training. Your AFFIANT is trained and certified as a

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Drug Recognition Expert Instructor in the state of Nebraska. Throughout his career, your AFFIANT has conducted and assisted in drug investigations on numerous occasions. AFFIANT further states he is currently involved in a robbery and narcotics investigation, that occurred in Lincoln, Lancaster County, Nebraska. AFFIANT has reviewed case reports regarding this investigation prepared by other involved Law Enforcement Officers.

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

Facts:

On 10-13-2023 at approximately 1826 hours, Officers were dispatched to 2334 Vine Street, Lincoln, Lancaster County, Nebraska regarding a Robbery. Upon arrival, officers contacted the victim, Benjamin Mejia Santiago, who reported just being robbed at gunpoint, before escaping and running to this address. Mejia Santiago reported he was robbed at another location, later determined to be, 2301 "W" Street Apartment #12, Lincoln, Lancaster County, Nebraska.

Mejia Santiago reported he had met a female on Instagram, who had given him the address of 2301 W Street apartment #12, Lincoln, Lancaster County, Nebraska for a party. Mejia Santiago reported he arrived at this residence and entered the apartment complex, where multiple males wearing ski masks were already inside. Mejia Santiago stated three males pressed firearms to the right side of his head, back, and stomach while demanding his wallet, car keys, and phone.

Mejia Santiago stated once he gave the individuals his belongings, they began assaulting him in the living room. Mejia Santiago stated one of the males told him to unlock his phone, or he would kill him. One of the males took Mejia Santiago's car keys

and tried to start his vehicle in an attempt to steal it; however, they were unsuccessful in getting it started. Mejia Santiago stated he felt as if he was being assaulted for approximately ten minutes.

Ofc. Armstead examined Mejia Santiago and observed redness on his face, a small wound on his lip, and an abrasion on Mejia Santiago's left shoulder. Officers observed blood on the west wall of the residence, just inside the south entrance to 2301 W Street Apartment #12, Lincoln, Lancaster County, Nebraska.

Mejia Santiago reported his wallet, two debit cards, green iPhone 14, Driver's License and GMC key fob were all stolen from him.

Ofc. Armstead obtained a search warrant for the residence, which was signed by Judge Timothy Phillips. The warrant was executed on 10-14-2023 and the following five individuals were located inside, Antonio Johnson, Tarahja Mapp, Jakyri Miller, Kayden Radke, and Gabriella Espinosa were all inside the residence. All individuals were searched, Mapp had a ski mask on his head, and Espinosa had items located inside her pockets that belonged to the victim, Mejia Santiago. It should be noted no firearms were located inside the residence.

Espinosa was interviewed and reported Mejia Santiago was invited over to smoke marijuana with the parties inside the residence. Espinosa stated Johnson, Mapp, Miller, and Radke were apart of the robbery as they told Mejia Santiago to run his pockets as they were robbing him for "1 zip of weed." Espinosa stated Johnson, Mapp, Miller, and Radke began to beat Mejia Santiago up and attempted to keep him inside the residence, but Mejia Santiago ultimately escaped.

On 11-17-2023, Inv. O'Connor conducted a proffer interview with Gabriella Espinosa regarding the robbery that occurred at 2301 W St Apartment #12, Lincoln, Lancaster County, Nebraska. Espinosa reported Charlissa Lasley went on a date with the victim, Benjamin Mejia Santiago earlier that day and he had bought her Olive Garden. Espinosa

reported Charlissa brought Mejia Santiago back to Jakyri Miller's residence, 2301 W St #12, Lincoln, Lancaster County, Nebraska to hangout.

Espinosa stated Jakyri Miller, Antonio Johnson, Tarahja Mapp, Kayden Radke, Charlissa Lasley and Christian Lupercio were also inside the apartment. Espinosa reported Mejia Benjamin mentioned he had a Glock inside his car, which was parked in the driveway.

Espinosa stated after all of them got done smoking marijuana, she observed Lasley and Lupercio to go into the bathroom and come out moments later. Espinosa stated after Lasley and Lupercio exited the bathroom, Lupercio pushed Mejia Santiago up against the wall and started to pat him down for his car keys. Espinosa stated Lupercio had his gun drawn and pointed at Mejia Santiago while telling him to "run yo pockets."

Espinosa stated Miller was also engaging in the robbery as he had a handgun tucked in his waistband area. Espinosa stated Lupercio took Mejia Santiago's car keys and went outside to search for the Glock inside his vehicle. Espinosa stated while Lupercio was outside, her, Tarahja Mapp and Kayden Radke were sitting on the bed, "intimidating" Mejia Santiago, telling him he wasn't going to leave the residence.

Espinosa reported after Lupercio returned inside, and said he did not find the Glock handgun and started assaulting Mejia Santiago. She stated both Lupercio and Miller started punching Mejia Santiago in the face, and he appeared, "scared." Espinosa stated that while Lupercio and Miller were punching Mejia Santiago, they were calling him a "bitch." Espinosa reported Mejia Santiago did not punch back and he just covered his face to protect himself.

Espinosa stated Lupercio robbed Mejia Santiago for his car keys and a "zip of weed." (1 ounce/ 28 grams) Espinosa reported there were two guns inside the apartment and Lupercio had brought over both guns. Espinosa stated Lupercio was holding one

handgun, while Miller was holding the other handgun. Espinosa was shown an image of Lupercio, who she positively identified as Christian Lupercio Jr. DOB 01-22-2004.

On 10-26-2023, Ofc. Staley took a of a burglary that occurred at 2301 W Street #12, Lincoln, Lancaster County, Nebraska. Ofc. Staley spoke with the reporting party, Sydney Sotolongo, who works with Cedars Youth Opportunity. Sydney reported the burglary of Jakyri Miller's residence, as he was a resident of assisted housing through Cedars. Sydney reported Miller was currently confined in jail and noticed his residence had a broken window. Sydney reported she went inside the residence and noticed the stove had been moved out and there was a MagTech box of 50 cartridges. Ofc. Staley examined the box of ammunition and observed several different cartridges inside the box, but all were 9mm ammunition. Sydney thought maybe a gun was hidden under the stove and "someone involved" came back to get it. Sydney reported nothing else was taken or disturbed in the apartment.

On 01-10-2024, Your Affiant conducted a follow up interview with Mejia Santiago. Your Affiant asked him what happened during the day of the robbery (10-13-2024), and he reported posting a video to his Instagram story of him "flashing a ton of cash" with the caption 'What's the move.'

Mejia Santiago reported he received a message from a random female (Lasley) asking him if he wanted to go to a party. Mejia Santiago did not remember the females name, but described her as a Native female, approximately 5'5, 130lbs, brown hair and 19 years old. Mejia Santiago reported to exchanging messages with this female and agreed to take her out to Olive Garden for food, prior to going to the party.

Mejia Santiago reported after they left Olive Garden, they returned to 2301 W St Apartment #12, Lincoln, Lancaster County, Nebraska to "hang out" prior to going to the party.

Mejia Santiago stated there was approximately 7 males inside the residence, to include two females. Mejia Santiago described the other female as a “cubby” Hispanic female, wearing an Applebee's shirt. Mejia Santiago said this cubby female was a friend of the native female. The “cubby female” was identified as Gabriella Espinosa.

Mejia Santiago reported after the males got done smoking marijuana, a white male approached him, pointed a gun at him and demanded he empty his pockets. The white male then demanded the keys to Mejia Santiago's vehicle, to include his wallet and access to his bank information located on his phone. Mejia Santiago stated he gave this male his keys and wallet, but after refusing to give him his bank information, the male started assaulting him.

Your Affiant asked Mejia Santiago if this white male was the only individual who assaulted him and he said, “no.” Mejia Santiago stated there was a taller black male, who also had a gun and assaulted him as well. Mejia Santiago stated, “they all hand guns.” He reported feeling a gun pointed to his head, back and chest. Mejia Santiago stated he was punched and kicked multiple times while he was on the ground by multiple individuals.

Your Affiant asked Mejia Santiago if he could describe any of the other individuals and he reported they were all wearing black ski masks. Mejia Santiago reported the white male told him 'I'm about to end your life tonight' while he was being assaulted. Mejia Santiago reported he was scared and thought his “life is going to be over... this is over.”

Mejia Santiago stated after he was assaulted; he was sitting in a closet bedroom before he was able to escape the apartment to run for help.

Your Affiant asked Mejia Santiago to describe the white male and he was approximately the same height as him, with darker hair. Mejia Santiago said the white male's friends were calling him “Chico” (unsure of spelling).

Your Affiant asked Mejia Santiago if he would be able to identify the suspect he described as a white male in a photo line-up and he said, "yes."

On 01-11-2024, Your Affiant and Inv. Schwerdtfeger, met with Mejia Santiago at 4840 F St, Omaha, Douglas County, Nebraska for the purpose of showing him a photo line-up. Inv. Schwerdtfeger presented a prepared photo line-up containing an array of 6 separate photographs. Upon reviewing the photo line-up, Mejia Santiago identified Christian Lupercio as "Chico", the white male, who had assaulted him and robbed him at gun point and stated he was 100% sure Lupercio was the male who set the robbery up.

On 01-23-2024, Your Affiant conducted a criminal history check through LPD Dispatch. Lupercio is not a convicted felony but does have two an active Lancaster County Warrant for 3rd Degree Assault (23C0014496 01-18-2024) and Possession of Controlled Substance- Marijuana (CR23741 01-04-2024).

On 01-23-2024 at approximately 1919 hours, Your Affiant, along with other investigators started conducting surveillance on Christian Lupercio. On 01-23-2024 at approximately 2030 hours, Your Affiant and Investigator Gruber observed Lupercio at his girlfriend, Jamie Goodman's residence, 6634 Morrill Ave Apartment #2, Lincoln, Lancaster County, Nebraska. Your Affiant also observed a black, 2013 Audi A5 bearing NE plate YZG299 to be parked out front of this residence. Upon conducting a records check on the vehicle, it comes back registered to Jamie Goodman's mother, Jessica Goodman, who also resides at 6634 Morrill Ave Apartment #2, Lincoln, Lancaster County, Nebraska.

While investigators were conducting surveillance, a blue Jeep bearing NE plate AMH182 was observed driving southbound on 66th Street, before turning eastbound on Morrill Avenue and to park directly outside of 6634 Morrill Avenue Apartment #2, Lincoln, Lancaster County, Nebraska. Immediately upon parking, a male matching the description of Lupercio walked southbound from 6634 Morrill Avenue Apartment #2, Lincoln, Lancaster County, Nebraska and approaches the passenger side of the blue Jeep.

The male is observed to reach into the blue Jeep with his hands, appearing to hand the occupants of the vehicle something. The male walked back north towards 6634 Morrill Ave Apartment #2, Lincoln, Lancaster County, Nebraska, and the blue Jeep leaves eastbound on Morrill Ave, Lincoln, Lancaster County, Nebraska. It should be noted the Jeep was at the residence for no longer than approximately 30 total seconds. Based on your Affiants training and experience with narcotics investigations, he knows short term come and go traffic, coupled with hand to hand exchanges are consistent with narcotic transactions.

Patrol Officers were contacted to assist with a traffic stop on the blue Jeep. Probable cause established as the blue Jeep failed to signal a lane change and was also observed to have a defective rear passenger brake light. Ofc. Sladek ultimately conducted a stop at on this vehicle at North 20th & Cornhusker Highway, Lincoln, Lancaster County, Nebraska. The driver was identified as John Hansen and the passenger as Emilio Brassell. Odor of marijuana was detected, and during a probable cause search of the vehicle, officers recovered a baggie containing 14.1 grams of marijuana. The driver, John Hansen was cited and released for possessing marijuana.

Your Affiant and Inv. Gruber continued surveillance and relocated to 6634 Morrill Avenue, Lincoln, Lancaster County, Nebraska and observed the black Audi A5 was now gone from the residence. At approximately 2228 hours, the Audi arrived and parked directly outside of 6634 Morrill Avenue, Lincoln, Lancaster County, Nebraska. A male is observed to exit the driver's seat and a female exits the passenger's seat. Both individuals are observed to walk towards the direction of 6634 Morrill Avenue Apartment #2, Lincoln, Lancaster County, Nebraska.

On 01-29-2024 at 2200 hours, Inv. Gruber conducted physical surveillance at 6634 Morrill Avenue Apartment #2, Lincoln, Lancaster County, Nebraska. At approximately 2230 hours, Inv. Gruber observed a blue Jeep bearing NE Plate AMH182 driving southbound on 66th Street and observed the vehicle turn eastbound on Morrill Avenue. Inv. Gruber observed the vehicle to stop in front of the residence, 6634 Morrill Avenue

Apartment #2, Lincoln, Lancaster County, Nebraska, and a male to approach the blue Jeep.

Inv. Gruber observed the male walk from the area of 6634 Morrill Avenue Apartment #2, Lincoln, Lancaster County, Nebraska. Inv. Gruber observed the male to contact the blue Jeep and the Jeep to immediately leave after a brief contact with the male. Inv. Gruber observed the vehicle to leave eastbound on Morrill Avenue, followed by a northbound turn on 67th Street, Lincoln, Lancaster County, Nebraska. After the Jeep left, Inv. Gruber observed the male to return to the area of 6634 Morrill Avenue #2, Lincoln, Lancaster County, Nebraska.

On 01-30-2024 at approximately 2248 hours, Inv. Gruber and I, Inv. O'Connor drove through the public alley behind the residence of 6634 Morrill Ave Apartment #2. As investigators were driving through the alley, your Affiant observed apartment #2 to have their garbage bin placed in the public alley, with the garage bin overflowing, and trash bags leaning up against it.

It should be noted that your Affiant has recently conducted surveillance on this residence and has seen the garbage bin to be up against the detached garage, furthest to the east. Based on your Affiant's observations, it appears that trash is collected on Wednesdays.

Inv. Gruber and I stopped our vehicle in the public alley and collected two bags of trash from the garbage bin. At approximately 2300 hours, Inv. Gruber and I searched through the garbage bags we collected. During the search of the bags, I located the following items of value: Prescription pill bottle prescribed to Jamie Goodman, plastic baggie containing marijuana residue, Dutch Cigarillos (Containing 1 cigarillo), rolling papers in red package, toilet paper roll- Tissue/Lint dryer sheet, .1 grams of marijuana.

On 02-01-2024, Investigator Meyer was conducting social media surveillance on Christian Lupercio Jr's (DOB 01-22-2004) known social media accounts to uncover

potential criminal activity involving firearms and narcotics. While conducting surveillance on Lupercio's accounts, Inv. Meyer observed Lupercio to post two videos to his known Snapchat account, "c_moneylong." The first video Lupercio posted on 02-01-2024, was of a "Sativa" cannabis vape pens with a label that read, "2 grammers! , two cellphone emoji's and one checkmark. The second video Lupercio posted was of marijuana inside a glass container with a label that displayed two coughing emoji's and a smoking emoji. Your Affiant knows through his investigative experience involving narcotic sales over social media that cellphone emoji's, coupled with images of narcotics, are commonly used together to solicit phone calls regarding narcotic transactions. Your Affiant also known the coughing emoji is commonly used to indicate the grade/quality of the marijuana productive, suggesting it'll make you cough, hence the coughing emoji. Investigators were able to verify Lupercio's Snapchat account based on numerous selfie style videos and images Lupercio shared.

Your Affiant searched Lincoln Police Department's local database and observed Lupercio to have a listed address of 3700 Cornhusker Highway Trailer # C49, Lincoln, Lancaster County, Nebraska.

During the dates of 01/27/2024 – 02/01-2024 investigators conducted surveillance on Lupercio and observed him to primarily frequent two locations and to stay the night at these two locations. On 01/27/24 -01/28/24, Lupercio stayed the night at his residence, 3700 Cornhusker Highway Trailer #C49. On 01/29/2024- 02/01/2024, Lupercio stayed the night at his girlfriend's residence, 6634 Morrill Avenue Apartment #2, Lincoln, Lancaster County, Nebraska.

On 02-08-2024 at approximately 2253 hours, LPD SWAT executed a search warrant on 6634 Morrill Ave, Lincoln, Lancaster County, Nebraska. While making announcements outside of the residence, Lupercio exited the residence and was taken into custody without incident. During the search of the residence, investigators located 18.2 grams of marijuana inside a toilet of the northeast bedroom, to include three glass marijuana water bong, three small THC containers and three packs of rolling papers


inside the same northeast bedroom. It should be noted Lupercio was staying in this bedroom with his girlfriend, Jamie Goodman.

Your Affiant also located a black, iPhone with black case hiding underneath some clothes inside Lupercio and Goodman's bedroom. Investigators also seized an iPhone inside a gold glitter case on the living room couch, which Jamie Goodman later identified as her. Your Affiant asked Jamie Goodman about the black iPhone that was located inside her bedroom closet. Jamie stated the phone belonged to Lupercio and said he hid the phone inside the closet prior to exiting the residence.

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.

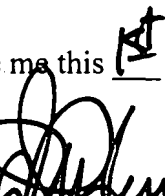
Further AFFIANT saith not;


Dated this 1st day of March 2024.



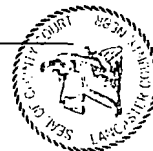
Andre O'Connor AFFIANT

SUBSCRIBED to in my presence and sworn to before me this 1st day of March, 2024.



Judge of the County Court


Printed Name of Judge



ATTACHMENT A: Digital Device(s) to Be Searched

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

- iPhone inside gold glister case, to include any digital device within, located in the Lincoln Police Property & Evidence Unit at 575 South 10th Street, Lincoln, Lancaster County, Nebraska, labeled with Property Number **Q2402565** and Case Number **C3-092412**.
- Black iPhone with black case, to include any digital device within, located in the Lincoln Police Property & Evidence Unit at 575 South 10th Street, Lincoln, Lancaster County, Nebraska, labeled with Property Number **Q2402565¹⁴** and Case Number **C3-092412**. **Q2402564⁰⁸**

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 03/13/2022 to current date, 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. 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).
19. User dictionary.

20. Calendar information.
21. Passwords, keychains.

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.