

IN THE COUNTY COURT OF LANCASTER COUNTY, NEBRASKA

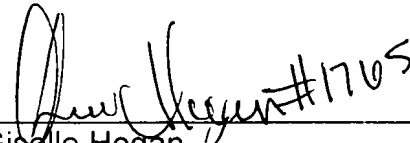
CR24-1

IN THE MATTER OF THE SEARCH WARRANT  
OF THE DESCRIBED PREMISES OF  
WHITE 1996 FORD CROWN VICTORIA  
4 DOOR; NEBRASKA PLATE AFN365;  
VIN:2FALP74W4TX18671

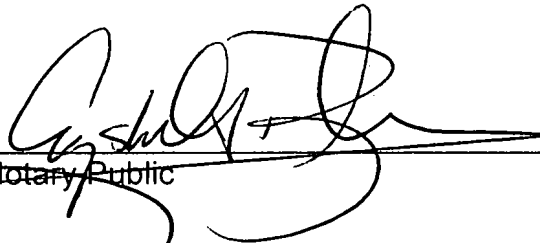
SEARCH WARRANT RETURN

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

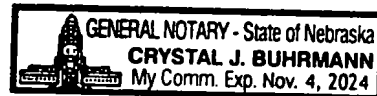
The undersigned states that she received the Search Warrant issued herein on the 22nd day of January, 2024, and that she executed the same on the 12th day of March, 2024, by seizing the property described in the Inventory filed herein and by delivering a copy of the Search Warrant for the said property at the place from which the property is taken.

  
\_\_\_\_\_  
Giselle Hogan

SUBSCRIBED to in my presence and sworn to before me this 13th day of March, 2024.

  
\_\_\_\_\_  
Notary Public

LANCASTER COUNTY  
2024 MAR 14 PM 4: 24  
CLERK OF THE  
DISTRICT COURT



002162876D02



INVENTORY

IN THE COUNTY COURT OF LANCASTER COUNTY, NEBRASKA

IN THE MATTER OF THE SEARCH WARRANT  
OF THE DESCRIBED PREMISES OF  
WHITE 1996 FORD CROWN VICTORIA  
4 DOOR; NEBRASKA PLATE AFN365;  
VIN:2FALP74W4TX18671

LANCASTER COUNTY  
2024 MAR 14 PM 4:24  
CLERK OF THE  
DISTRICT COURT

STATE OF NEBRASKA     )  
  )  
COUNTY OF LANCASTER   )

ss.

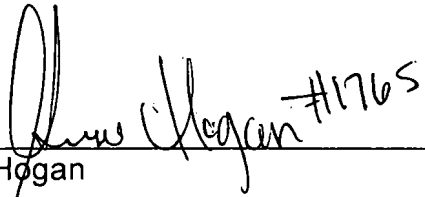
INVENTORY OF PROPERTY  
SEIZED BY VIRTUE OF THE  
SEARCH WARRANT ISSUED HEREIN

Giselle Hogan, 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:

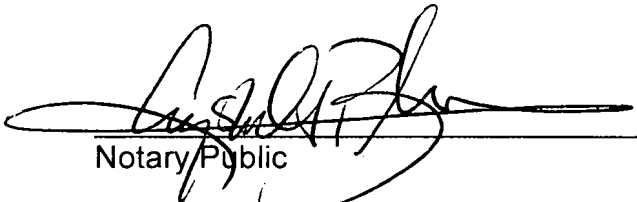
The following is a list of items seized and removed as evidence during the execution of a search of White 1996 Ford Crown Victoria 4 door vehicle, bearing Nebraska plate number "AFN365", VIN:2FALP74W4TX186721

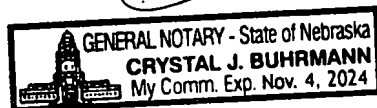
- Global positioning information and data between the dates of January 23, 2024 at approximately 2326 hours and March 08, 2024 at approximately 1654 hours.

Inventory made in the presence of Jessica Drager.

  
\_\_\_\_\_  
Giselle Hogan

SUBSCRIBED to in my presence and sworn to before me this 13<sup>th</sup> day of March, 2024.

  
\_\_\_\_\_  
Notary Public



RECEIPT

The following is a list of items seized and removed as evidence during the execution of a search of White 1996 Ford Crown Victoria 4 door vehicle, bearing Nebraska plate number "AFN365", VIN:2FALP74W4TX186721:

- Global positioning information and data between the dates of January 23, 2024 at approximately 2326 hours and March 08, 2024 at approximately 1654 hours.

LANCASTER COUNTY  
2024 MAR 14 PM 4: 24  
CLERK OF THE  
DISTRICT COURT

DATED this 12<sup>th</sup> day of March 2024.

[Signature] #1765  
Law Enforcement Officer

[Signature] 1715  
WITNESS

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

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

TO: Giselle Hogan, a Police Officer with the Lincoln Police Department, Lancaster County, Nebraska, and any and all law enforcement officers.

WHEREAS, Giselle Hogan, has filed an affidavit before the undersigned Judge of the District Court of Lincoln, Lancaster County, Nebraska, a copy of which affidavit is attached hereto and made a part hereof;

WHEREAS, 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 authorizing the installation of a mobile tracking device pursuant to Neb. Rev. Stat. 86-2,103 upon a White 1996 Ford Crown Victoria 4 door vehicle, bearing Nebraska plate number "AFN365", VIN:2FALP74W4TX186721, and you are authorized to seize the same to accomplish the purpose of this order pursuant to Neb. Rev. Stat. 86-2,103;

THEREFORE, it is hereby ordered that Officers of the Lincoln Police Department, and such other cooperating law enforcement officers as are deemed necessary, are authorized to install, repair, maintain, operate, adjust, and remove a mobile tracking device in, on, about, and from the White 1996 Ford Crown Victoria 4 door vehicle, bearing Nebraska plate number "AFN365", VIN:2FALP74W4TX186721, and are authorized to seize the same to accomplish the purpose of this Warrant pursuant to Neb. Rev. State Statute 86-2,103;

IT IS FURTHER ORDERED that said mobile tracking device shall be installed within the jurisdiction of this court, within ten (10) calendar days from the date of this Warrant and a return made to the court.

IT IS FURTHER ORDERED that the operation of said tracking device shall terminate forty-five (45) days from the date the mobile tracking device

CLERK OF THE  
DISTRICT COURT

2024 MAR 14 PM 4: 24

LANCASTER COUNTY

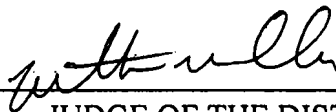
becomes fully operational, without further order of the court.

IT IS FURTHER ORDERED that upon conclusion of these forty-five (45) days the court finds that immediate notification may have an adverse result, and authorize the officer executing this warrant to delay notice to the person who, or whose property of object, will be tracked for a period not to exceed thirty (30) days after the termination of the monitoring of the mobile tracking device.

IT IS FURTHER ORDERED that said mobile tracking device shall be installed, maintained, or removed at any time of day or night.

NOW, this Court, being duly advised in the premises finds that the attached Affidavit and Search Warrant, regarding the installation of a mobile tracking device pursuant to Neb. Rev. Stat. 86-2,103, shall be sealed, except as otherwise ordered by this Court, for the reason that it is important for law enforcement to protect from general public closure the use and availability of this specific advanced law enforcement technology, and it is important to ensure the safety of individuals and law enforcement personnel involved in the investigation.

Given under my hand and seal this 22nd day of January, 2024.

  
\_\_\_\_\_  
JUDGE OF THE DISTRICT

COURT

Matthew O. Mellor

\_\_\_\_\_  
Printed Name of Judge

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

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

Giselle Hogan, being first duly sworn upon oath deposes and states that she is a Investigator for the Lincoln Police Department, Lancaster County, Nebraska. AFFIANT further states he is currently involved in the investigation of three Burglaries, 28-507 (F2A) occurring at 2992 Orchard Street, Lincoln, Lancaster County, Nebraska, 2323 U Street #2, Lincoln, Lancaster County, Nebraska and 2545 S Street, 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:

**Facts:**

On January 12, 2024 your Affiant began investigating a series of attempted burglaries in the area of North 27<sup>th</sup> Street and Vine Street, Lincoln, Lancaster County, Nebraska.

On January 11, 2024 at approximately 1831 hours, Officer Armstead was dispatched to 2323 U Street #2, Lincoln, Lancaster County, Nebraska. Dakota Nichols and Alexis Evans reported that at approximately 1820 through 1830 hours, an unknown person entered their residence through a window. Evans reported that she was in the upstairs area of the residence and that when she went downstairs she observed that her window was open and all of the items on the shelf next to the window had been knocked over and her dressers were open. Your Affiant knows this behavior to be consistent with suspects looking for items of value, based on your Affiant's training and experienc. No items were reported missing.

Just a few minutes later, a different burglary nearby was being reported approximately two blocks away.

LANCASTER COUNTY  
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On January 11, 2024 at approximately 1851 hours, Officer Sladek was dispatched to 2545 S Street, Lincoln, Lancaster County, Nebraska. Shinesta Sisneros reports she saw a man walking westbound towards her house through her Ring Doorbell exterior surveillance camera. Sisneros reports the man was attempting to break into her residence through a window. Sisneros reports she continued to monitor her home surveillance and observed the same male attempting to break into her neighbors home at 2537 S Street, Lincoln, Lancaster County, Nebraska. Footage was collected from Sisneros which shows a male sliding open the east window of 2537 S Street, Lincoln, Lancaster County, Nebraska. The male is observed moving a shelf inside the residence blocking his entry. The male makes an attempt of shutting the window and attempts to open a different window before walking away.

Just a few minutes later, a different burglary nearby was being reported approximately 8 blocks away.

On January 11, 2024 at approximately 1854 hours, Officer Bohac was dispatched to 2992 Orchard Street, Lincoln, Lancaster County, Nebraska where he took a report from Oscar Leon Carbonell who reported he was sleeping in his bedroom with his young child when he heard a noise followed by a male later described as dark skinned, 40-45 years old, approximately 5'10 and 170 lbs with braids to his shoulders and wearing a black coat and hood enter his residence demanding money while pointing a gun at his face. Carbonell reports the suspect took his wallet looked through it, dropped it on the floor and left the residence. During the report of this incident, Carbonell reported to Officer Bohac that he recalled this male had come to his house approximately two days prior asking about shoveling snow. Carbonell stated during this time, the male had been wearing the same coat and was in a dirty white or light grey sedan with a white female sitting in the front seat. Officers on scene noted they observed damage to the rear entrance door, reporting the casing where the door latched to be broken and the door trim knocked off the door and wall.

On January 16, 2024 during your Affiants investigation, your Affiant canvassed the area surrounding 2992 Orchard Street, Lincoln, Lancaster

County, Nebraska. During this investigation, your Affiant contacted Elizabeth Montes who resides at 1215 N 30<sup>th</sup> Street, Lincoln, Lancaster County, Nebraska. Montes showed your Affiant footage of exterior cameras that she has on her property. This footage shows that on January 11, 2024 at approximately 1842 hours an older, longer nosed, white four door sedan with dark tinted windows driving in the alley just north of 1215 N 30<sup>th</sup> Street, Lincoln, Lancaster County, Nebraska. The vehicle turns north and parks along North 30<sup>th</sup> Street. The next movement is of a male running behind 1215 N 30<sup>th</sup> Street, Lincoln, Lancaster County, Nebraska east bound through the alley at 1846 hours. 1215 N 30<sup>th</sup> Street is next to 2992 Orchard Street, Lincoln, Lancaster County, Nebraska, just north of. The vehicle was parked along North 30<sup>th</sup> Street between Orchard and Dudley Streets in Lincoln, Lancaster County, Nebraska.

On January 16, 2024 Officer Buhrman was assisting your Affiant with a canvass for the burglary at 2323 U Street #2, Lincoln, Lancaster County, Nebraska. Officer Buhrman contacted Vanessa Dang at 2320 U Street, Lincoln, Lancaster County, Nebraska who had movement on her exterior home surveillance camera that captures a white colored four door longer nosed sedan with dark tinted windows that was parked facing east in front of 2331 U S Street on January 11, 2024 at 1825 hours. This vehicle has been compared to the footage for the burglary at 2992 Orchard Street, Lincoln, Lancaster County, Nebraska and your Affiant believes them to be the same.

On January 19, 2024, your Affiant was contacted by Officer Orth who had seen the footage of the white sedan from the burglary at 2992 Orchard Street, Lincoln, Lancaster County, Nebraska. Officer Orth informed your Affiant that he believed the vehicle was a 1992-1997 Ford Crown Victoria due to his knowledge of the A and C pillars in the vehicle and the B pillar not being visible. Officer Orth followed up with Crime Analyst Trisha Todd who compiled a list of Ford Crown Victoria's registered in the area. Crime Analyst Trisha Todd provided Officer Orth and your Affiant with a White 1996 Ford Crown Victoria 4 door vehicle, bearing Nebraska plate number "AFN365", VIN:2FALP74W4TX18672. Dominique Moody has been given a Warning in the Vehicle for excessive window tinting on 12-08-2023. Dominique Moody is described by his Nebraska Department of Motor Vehicle driver's license as a 32-year-old black male, approximately 5'7", weighing approx. 200 lbs and with dreadlock style braids down to his shoulders. Moody resides at 1532 Whittier Street, Lincoln, Lancaster County, Nebraska per Lincoln Police Department RMS database.



On January 19, 2024 and on January 20, 2024 your Affiant and other investigators attempted to conduct surveillance of the White 1996 Ford Crown Victoria 4 door vehicle, bearing Nebraska plate number "AFN365" but were unable to locate it.

On January 21, 2024 Officer Orth informed your Affiant he had located the vehicle parked in the driveway of 1532 Whittier Street, Lincoln, Lancaster County, Nebraska.

While reviewing Moody's criminal history, your Affiant found Moody was found guilty of Burglary on 02-28-2013 and again found guilty of Burglary on 8-15-2016. In both burglaries the M.O. was entry through a window. Your Affiant was able to review these reports as they stem from investigations by the Lincoln Police Department.

On 01-23-2024 your Affiant created a photo line up which consists of six parties with similar characteristics which include gender, race and other features such as hair type and style. Your Affiant used the suspect information provided by Oscar Leon Carbonell and created a photo lineup which included Dominique Moody. Your Affiant asked Investigator Schwerdtfeger to show the photo lineup as Investigator Schwerdtfeger did not have knowledge of this case or Moody. This lineup was shown to Oscar Leon Carbonell, who viewed the lineup twice focusing both times on Moody. Ultimately Carbonell chose Moody with 90% certainty stating the remembered seeing his face a few days prior and again the night of the burglary at 2992 Orchard Street, Lincoln, Lancaster County, Nebraska.

AFFIANT believes that installing a mobile tracking device pursuant to Neb. Rev. Stat. 86-2,103 upon the White 1996 Ford Crown Victoria 4 door vehicle, bearing Nebraska plate number "AFN365", VIN:2FALP74W4TX186721 will assist law enforcement to identify specific areas frequented by individuals operating the afore mentioned vehicle that has been used to aid and assist with Burglary 28-507 (F2A), as well as locating others involved, the outstanding firearm and potential clothing used in the three burglaries previously mentioned. Traditional surveillance investigative techniques are difficult in because persons involved in criminal activity may identify law enforcement personnel attempting to document movements. The installation of a mobile tracking device will allow

law enforcement to conduct consistent day-time and night-time surveillance and to document with more success the movements, and meetings with persons known and unknown, of the individuals operating the White 1996 Ford Crown Victoria 4 door vehicle, bearing Nebraska plate number "AFN365", VIN:2FALP74W4TX186721, and will assist in the ongoing investigation of Burglary 28-507 (F2A) occurring in Lancaster County, Nebraska.

AFFIANT informs the court that the mobile tracking device requested is a Global Positioning System transmitting device which, by use of satellite signals, is capable of monitoring the location of a vehicle. The mobile tracking device is incapable of receiving, monitoring, or transmitting speech.

AFFIANT requests that the Search Warrant for the installation and use of a mobile tracking device authorize surreptitious entry into the subject vehicle or any premises, on which the subject vehicle is located at any hour of the day or night to install, maintain, repair, adjust and remove the mobile tracking device in, on, or about the subject vehicle, such installation to be completed within 10 days of the issuance of said Warrant. Further, that the mobile tracking device may be operated and monitored when the subject vehicle is located in a place where there is a reasonable expectation of privacy.

AFFIANT requests the use of said mobile tracking device be authorized for 45 days from the date the warrant is signed.

AFFIANT further requests that the Warrant authorize law enforcement officers, in the event that the subject vehicle travels outside the jurisdiction of the court, be allowed to continue to use and monitor the mobile tracking device in any jurisdiction if the device is installed in the jurisdiction of this Court pursuant to Nebraska Revised Statutes, Section 86-2,103.

AFFIANT requests that the Court authorize notice of the installation of the mobile tracking device to be delayed for a period of 30 days after the termination of the monitoring of the tracking device, because there is reasonable cause to believe that providing immediate notification may have an adverse result as defined by law in Nebraska Revised State Statute 86-2,108 and would seriously jeopardize the investigation. The warrant and affidavit reveal an ongoing

investigation and premature disclosure of this information may cause the targets of the investigation to alter their activities, flee the jurisdiction. It may be requested that such a period of delay thereafter be extended by the court for good cause shown.

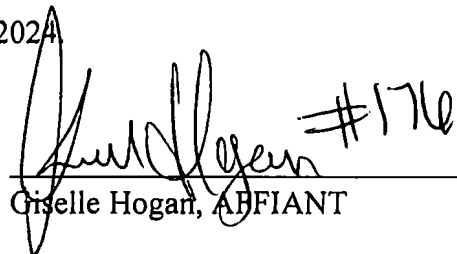
AFFIANT states a return will be made within 10 days of the issuance of said Warrant, stating the time and date of the installation of the device, and further states an amended return will be made after the device is removed, stating the time and date of the removal of the device.

AFFIANT further requests that this affidavit and the Court's Warrant be placed under seal and the existence of the mobile tracking device not be disclosed, except as otherwise ordered by this Court, for the reason that it is important to law enforcement to protect from general public disclosure the use and availability of this specific advanced tracking equipment and it is important to ensure the safety of individuals and law enforcement personnel involved in the investigation.

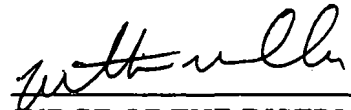
Wherefore, AFFIANT believes that the above constitutes grounds of probable cause for the issuance of a Search Warrant, authorizing law enforcement to install, repair, maintain, operate, adjust, and remove a mobile tracking device in, on, about and from the interior of the White 1996 Ford Crown Victoria 4 door vehicle, bearing Nebraska plate number "AFN365", VIN:2FALP74W4TX186721, and authorizing the seizure of the same to accomplish the purpose of said Warrant pursuant to Neb. Rev. Stat. 86-2,103. AFFIANT requests the same.

Further AFFIANT saith not.

Dated this 23<sup>rd</sup> day of January 2024

 #1765  
Giselle Hogan, AFFIANT

SUBSCRIBED AND SWORN to before me this 22<sup>nd</sup> day of January 2024.

  
\_\_\_\_\_  
JUDGE OF THE DISTRICT COURT

Matthew O. Mellor

\_\_\_\_\_  
Printed Name of Judge