





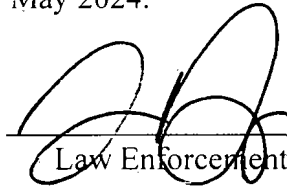
RECEIPT

The undersigned hereby acknowledges receipt of the following described property seized from Meta Platforms Inc – 1 Meta Way, Menlo Park, California, 94025

Requested data for Facebook account “Adam Schmidt”

Lancaster County, NE  
FILED  
MAY 07 2024  
Clerk of the District Court

DATED this 6<sup>th</sup> day of May 2024.

  
1723  
Law Enforcement Officer

\_\_\_\_\_  
WITNESS

MAY 07 2024

Clerk of the District Court

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

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

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

WHEREAS, Jason Drager 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.

Pursuant to Neb. Rev. Stat. 86-2,108, the Court finds that the records which are the subject of this search warrant are material and relevant to a legitimate law enforcement ongoing investigation. Meta Inc. is ordered NOT to notify any other person of the existence of this search warrant, including the user of the account, or release any information related to this search warrant, as there is reason to believe that notification or other disclosure would impede this ongoing investigation or otherwise cause an adverse result, as defined by law. This notice or disclosure restriction shall be for a period not to exceed 90 days.

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 [lpd1723@cjis.lincoln.ne.gov](mailto:lpd1723@cjis.lincoln.ne.gov) or to Investigator Jason Drager 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 16<sup>th</sup> day of April 2024.

*Laure J. Yast*  
Judge of the County Court

Laure J Yast  
Printed Name of Judge



**ATTACHMENT A**

**Property to Be Searched**

This warrant is directed to Meta Platforms, Inc. – 1 Meta Way, Menlo Park, California, 94025.

Service via (Meta Platforms, Inc.) Law Enforcement Request System (LERS) on-line at <https://www.facebook.com/records>.

This warrant applies to Facebook.com webpages/accounts described as:

Facebook URL:

<https://www.facebook.com/profile.php?id=61555677346528>

Facebook User Name:

Adam Schmidt

with preserved data associated to Meta Platforms, Inc case number/preservation ID **8584000**.

## **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 Meta Inc. regardless of whether such information is located within or outside of the United States, including any messages, records, files, logs, or information that have been deleted but are still available, or have been preserved.

Meta Inc. is requested to disclose the following records for each identifier listed in Attachment A for the time frame of February 01, 2024, at 0000 hours CST to April 08, 2024, at 1430 hours CDT, specifically for the following items:

1. All contact and personal identifying information, including full name, user identification number, birth date, gender, contact e-mail addresses, physical address (including city, state, and zip code), telephone numbers, screen names, websites, Facebook advertising ID and associated data including location data collected, and other personal identifiers;
2. All location information including Phase II data, latitude-longitude data, and other precise location information, to include RTT reports, PCMD reports, and NELOS/SCAMP reports without geographic limitation as well as cell-site tower and sector activations and locations at call origination, call termination, and during the progress of the call without geographic limitation;
3. All activity logs for the account and all other documents showing the user's posts and other Facebook activities;
4. All photos and videos uploaded by that user ID and all photos and videos uploaded by any user that have that user tagged in them, including Exchangeable Image File ("EXIF") data and any other metadata associated with those photos and videos;
5. All profile information; News Feed information; status updates; videos, photographs, articles, and other items; Notes; Wall postings; friend lists, including the friends' Facebook user identification numbers; groups and networks of which the user is a member, including the groups' Facebook group identification numbers; future and past event postings; rejected "Friend" requests; comments; gifts; pokes; tags; and information about the user's access and use of Facebook applications;

6. All records or other information regarding the devices and internet browsers associated with, or used in connection with, that user ID, including the hardware model, operating system version, unique device identifiers, mobile network information, and user agent string;
7. Records of any Facebook accounts that are linked to the Account by machine cookies (meaning all Facebook user IDs that logged into Facebook by the same machine as the Account);
8. All “check ins,” location history, and other location information;
9. All other records and contents of communications and messages made or received by the user, including all Messenger activity, private messages, chat history, video and voice calling history, and pending “Friend” requests;
10. All past and present lists of friends created by the account including blocked lists and any address books stored by Facebook obtained from the user’s devices;
11. All records of Facebook searches performed by the account between the dates;
12. All information about the user’s access and use of Facebook Marketplace;
13. The types of service utilized by the user, the length of service (including start date) and the means and source of any payments associated with the service (including any credit card or bank account number);
14. All privacy settings and other account settings, including privacy settings for individual Facebook posts and activities, and all records showing which Facebook users have been blocked by the account; and
15. All records pertaining to communications between Facebook and any person regarding the user or the user’s Facebook account, including contacts with support services and records of actions taken.



IN THE COUNTY COURT OF LANCASTER COUNTY, NEBRASKA

Lancaster County, NE  
FILED  
MAY 07 2024  
Clerk of the District Court

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

Jason Drager, 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 possession of a firearm by a prohibited person, 28-1206(3)(B), occurring on April 04, 2024, in the City of Lincoln, Lancaster County Nebraska. AFFIANT has reviewed case reports regarding this investigation prepared by other involved Law Enforcement Officers.

Affiant’s Background

Your affiant has been a police officer for the Lincoln Police Department since 2013. Since 2013 Affiant has been investigating misdemeanor and felony crimes with the Lincoln Police Department to include homicide, burglary, robbery, assault, weapon offences, narcotics, sexual assault, human trafficking, child enticement, and pornography. Your Affiant has training and experience in conducting criminal investigations.

This Affidavit is submitted in support of a search warrant. Since this Affidavit is being submitted for the limited purpose of securing a search warrant, your Affiant not set forth every fact known to me regarding this investigation. The statements contained in this Affidavit are based in part on the investigation that your Affiant has conducted, and information provided to your Affiant by other law enforcement officers verbally, and through written reports.

Case Facts

On April 07, 2024, officers of the Lincoln Police Department were dispatched to the area of 1004 N 40th Street, Lincoln, Lancaster County, Nebraska on a report of a “loud pop” followed by a female yelling “oh my god” several times. Upon arrival, the reporting party, Carla Pepler, directed officers to 1035 N 40th Street. Officers were unable to contact the resident but learned Sarah Hansen was the most recent documented resident. A short time later, Sarah arrived at Bryan East Hospital, 1600 S 48th Street, with a gunshot wound to the leg. Sarah was driven to the hospital by her boyfriend, Adam Schmidt.

Officers contacted Sarah at the hospital. Sarah reported she was attempting to holster a firearm and the firearm discharged, striking her in the leg. Sarah stated the incident took place in the driveway of her residence, 1035 N 40<sup>th</sup> Street. Sarah also stated she recently purchased the firearm.

Sarah stated Adam was present during the incident and he was a felon. Officers interviewed Adam and he initially stated he was not present during the incident. Adam stated Sarah called him and she told him she had shot herself. Adam stated he drove to Sarah's residence and then ultimately drove Sarah to the hospital. Officers confronted Adam with the conflicting accounts and Adam admitted to being present during the incident. Adam stated he did not want to get into trouble for being around a firearm given he was a felon. Adam stated Sarah accidentally discharged the firearm and then he secured the firearm above the refrigerator in Sarah's residence. Adam described the firearm as a .45 caliber semi-automatic.

Sarah consented to officers entering her residence and retrieving the firearm from the top of the refrigerator. Officers later entered Sarah's residence and seized the firearm. Officers observed the firearm to be a black and silver Springfield XD45 bearing serial number US633451.

Dominick Beckley also arrived at the hospital while officers were conducting their investigation. Dominick was there to check on Sarah. Dominick stated he sold the firearm to Sarah that she shot herself with. Dominick stated he purchased the firearm from an associate on February 01, 2024. Dominick then decided to sell the firearm and learned Sarah was interested in purchasing one. Dominick stated Sarah worked with his mother and she was a longtime friend. Dominick stated Sarah purchased the firearm from him on April 04, 2024. Dominick then provided a Firearm Bill of Sale which indicated "Sarah Marie" was the buyer and she paid \$400 for the firearm. However, the bill of sale had yet to be signed by Sarah.

Dominick stated he met Adam on April 04, 2024, at approximately 1500 hours in the parking lot of Madonna Rehabilitation Center, 5401 South Street, to carry out the transaction. Dominick stated he gave the firearm to Adam and Adam gave him \$400 cash. Dominick stated Adam was alone at the time of the transaction and Dominick did not know why Adam was picking up the firearm on Sarah's behalf.

Dominick stated he exchanged Facebook messages with both Sarah and Adam leading up to the transaction. Dominick allowed officers to review and photograph the messages between Dominick and Adam that were exchanged on April 04, 2024. Your AFFIANT reviewed the messages and observed that Adam asked Dominick how much it cost to purchase Dominick's additional "rounds". Dominick later replied "Actually it's on the house. Y'all can have them it's 19 rounds". Your AFFIANT knows through his training and experience that "rounds" means ammunition or bullets regarding firearms. Your AFFIANT also observed another message in which Adam stated "And sara is going

to call you about the b.o.s. Needs to be in her grandma's name apparently". Your AFFIANT believes "b.o.s" is an acronym for Bill of Sale.

The Facebook account used by Adam to message Dominick was identified as <https://www.facebook.com/profile.php?id=61555677346528>.

Your AFFIANT reviewed Adam's criminal history and observed Adam was a convicted felon and therefore he is prohibited from possessing firearms.

Your AFFIANT believes a search of Adam's Facebook account will assist in determining if Adam was unlawfully in possession of a firearm.

### Facebook Specific Facts

Meta Platforms, Inc., owns and operates a free-access social networking website using the name Facebook that can be accessed at <http://www.facebook.com>. Facebook allows its users to establish accounts with Facebook, and users can then use their accounts to share written news, photographs, videos, and other information with other Facebook users, and sometimes with the general public.

Facebook asks users to provide basic contact and personal identifying information to Facebook, either during the registration process or thereafter. This information may include the user's full name, birth date, gender, contact e-mail addresses, Facebook passwords, physical address (including city, state, and zip code), telephone numbers, screen names, websites, credit card numbers, and other personal identifiers. Facebook also assigns a user identification number to each account.

Facebook users may join one or more groups or networks to connect and interact with other users who are members of the same group or network. Facebook assigns a group identification number to each group. A Facebook user can also connect directly with individual Facebook users by sending each user a "Friend Request." If the recipient of a "Friend Request" accepts the request, then the two users will become "Friends" for purposes of Facebook and can exchange communications or view information about each other. Each Facebook user's account includes a list of that user's "Friends" and a "News Feed," which highlights information about the user's "Friends," such as profile changes, upcoming events, and birthdays.

Facebook users can select different levels of privacy for the communications and information associated with their Facebook accounts. By adjusting these privacy settings, a Facebook user can make information available only to himself or herself, to particular Facebook users, or to anyone with access to the Internet, including people who are not Facebook users. A Facebook user can also create "lists" of Facebook friends to

facilitate the application of these privacy settings. Facebook accounts also include other account settings that users can adjust to control, for example, the types of notifications they receive from Facebook.

Facebook users can create profiles that include photographs, lists of personal interests, and other information. Facebook users can also post “status” updates about their whereabouts and actions, as well as links to videos, photographs, articles, and other items available elsewhere on the Internet. Facebook users can also post information about upcoming “events,” such as social occasions, by listing the event’s time, location, host, and guest list. In addition, Facebook users can “check in” to particular locations or add their geographic locations to their Facebook posts, thereby revealing their geographic locations at particular dates and times. A particular user’s profile page also includes a “Wall,” which is a space where the user and his or her “Friends” can post messages, attachments, and links that will typically be visible to anyone who can view the user’s profile.

Facebook allows users to upload photos and videos, which may include any metadata such as location that the user transmitted when s/he uploaded the photo or video. It also provides users the ability to “tag” (i.e., label) other Facebook users in a photo or video. When a user is tagged in a photo or video, he or she receives a notification of the tag and a link to see the photo or video. For Facebook’s purposes, the photos and videos associated with a user’s account will include all photos and videos uploaded by that user that have not been deleted, as well as all photos and videos uploaded by any user that have that user tagged in them.

Facebook users can exchange private messages on Facebook with other users. Those messages are stored by Facebook unless deleted by the user. Facebook users can also post comments on the Facebook profiles of other users or on their own profiles; such comments are typically associated with a specific posting or item on the profile. In addition, Facebook has a chat feature that allows users to send and receive instant messages through Facebook Messenger. These chat communications are stored in the chat history for the account. Facebook also has Video and Voice Calling features, and although Facebook does not record the calls themselves, it does keep records of the date of each call. The Facebook Messages can be set to secret and are termed “Secret Conversations.” A secret conversation in Messenger is end-to-end encrypted and just for the users in the conversation.

If a Facebook user does not want to interact with another user on Facebook, the first user can “block” the second user from seeing his or her account. Facebook has a “like” feature that allows users to give positive feedback or connect to particular pages. Facebook users

can “like” Facebook posts or updates, as well as webpages or content on third-party (*i.e.*, non-Facebook) websites. Facebook users can also become “fans” of particular Facebook pages. Facebook has a search function that enables its users to search Facebook for keywords, usernames, or pages, among other things.

Each Facebook account has an activity log, which is a list of the user’s posts and other Facebook activities from the inception of the account to the present. The activity log includes stories and photos that the user has been tagged in, as well as connections made through the account, such as “liking” a Facebook page or adding someone as a friend. The activity log is visible to the user but cannot be viewed by people who visit the user’s Facebook page.

Facebook also has a Marketplace feature, which allows users to post free classified ads. Users can post items for sale, housing, jobs, and other items on the Marketplace.

In addition to the applications described above, Meta Platforms, Inc. also provides its users with access to thousands of other applications (“apps”) on the Meta Platforms, Inc. platforms. When a Facebook user accesses or uses one of these applications, an update about that user’s access or use of that application may appear on the user’s profile page.

Meta Platforms, Inc. also retains Internet Protocol (“IP”) logs for a given user ID or IP address. These logs may contain information about the actions taken by the user ID or IP address on Facebook, including information about the type of action, the date and time of the action, and the user ID and IP address associated with the action. For example, if a user views a Facebook profile, that user’s IP log would reflect the fact that the user viewed the profile and would show when and from what IP address the user did so.

Meta Platforms, Inc. also uses “cookies” to store and receive identifiers and other information on computers, phones, and other devices. Other technologies, including data stored from the user’s web browser or device, identifiers associated with the user’s device, and other software, are used for similar purposes. “Cookies” are defined in this context as small pieces of text used to store information on web browsers. According to Meta Inc. platform, Inc’s privacy policy, “cookies” helps Meta Inc. platform, provide, protect and improve the Meta Inc. platform, products, such as by personalizing content, tailoring and measuring ads, and providing a safer experience. While the cookies that they use may change from time to time as they improve and update the Meta Inc. platform. Products, they use them for the following purposes: Authentication; Security, Site and Product Integrity; Advertising, Recommendations, Insights and Measurement; Site Features and Services; Performance; Analytics and Research. According Meta

Platforms, Inc. law enforcement representatives Meta Inc. platform, has the ability to identify accounts associated by the use of a “cookie.”

Social networking providers like Meta Platforms, Inc. typically retain additional information about their users’ accounts, such as information about the length of service (including start date), the types of service utilized, and the means and source of any payments associated with the service (including any credit card or bank account number). In some cases, Meta Platforms, Inc. users may communicate directly with Meta Platforms, Inc. about issues relating to their accounts, such as technical problems, billing inquiries, or complaints from other users. Social networking providers like Meta Platforms, Inc. typically retain records about such communications, including records of contacts between the user and the provider’s support services, as well as records of any actions taken by the provider or user as a result of the communications.

As explained herein, information stored in connection with a Facebook account may provide crucial evidence of the “who, what, why, when, where, and how” of the criminal conduct under investigation, thus enabling the State of Nebraska to establish and prove each element or alternatively, to exclude the innocent from further suspicion. In my training and experience, a Facebook user’s IP log, stored electronic communications, and other data retained by Meta Platforms, Inc., can indicate who has used or controlled the Facebook account. This “user attribution” evidence is analogous to the search for “indicia of occupancy” while executing a search warrant at a residence. For example, profile contact information, private messaging logs, status updates, and tagged photos (and the data associated with the foregoing, such as date and time) may be evidence of who used or controlled the Facebook account at a relevant time. Further, Facebook account activity can show how and when the account was accessed or used. For example, as described herein, Meta Platforms, Inc. logs the Internet Protocol (IP) addresses from which users access their accounts along with the time and date. By determining the physical location associated with the logged IP addresses, investigators can understand the chronological and geographic context of the account access and use relating to the crime under investigation. Such information allows investigators to understand the geographic and chronological context of Facebook access, use, and events relating to the crime under investigation. Additionally, Facebook builds geo-location into some of its services. Geo-location allows, for example, users to “tag” their location in posts and Facebook “friends” to locate each other. This geographic and timeline information may tend to either inculcate or exculpate the Facebook account owner. Last, Facebook account activity may provide relevant insight into the Facebook account owner’s state of mind as it relates to the offense under investigation. For example, information on the Facebook account may indicate the owner’s motive and intent to commit a crime (e.g., information indicating a plan to commit a crime), or consciousness

of guilt (e.g., deleting account information in an effort to conceal evidence from law enforcement).

Although not primarily designed as an email communications platform, FACEBOOK does allow users or anyone visiting a user's web page to send private email communications. Additionally, "Precision Location" information includes information about the location of the TARGET FACEBOOK ACCOUNT and includes all available Phase II data, latitude-longitude data, and other precise location information, to include RTT reports, PCMD reports, and NELOS/SCAMP reports, as pertaining to the Target Cellular Device without geographic limitation, as well as cell-site tower and sector activations and locations at call origination, call termination, and during the progress of the call without geographic limitation. The location sharing must be enabled on the user's device for Facebook to collect geographical location information.

Therefore, the computers of Meta Platforms, Inc. are likely to contain all the material described above, including stored electronic communications and information concerning subscribers and their use of Facebook, such as account access information, transaction information, and other account information.

#### Explanation of the Internet and Internet Related Terms

When an individual communicates through the Internet, the individual leaves an Internet Protocol (IP) address which identifies the individual user by account and Internet Service Provider (ISP). An IP address, together with the date and time of a communication is unique to each communication. IP addresses are assigned to Internet Service Providers who in turn assign specific addresses to individual users.

Internet Service Providers and others who are assigned ranges of IP addresses typically maintain a record of their sub-assignment of individual IP addresses to individual users. When such records are maintained, it is possible to identify the specific account associated with the use of a particular IP address at a specific date and time, and the specific physical computer and location from which the communication is transmitted.

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

Service Provider shall send the information electronically via email at [lpd1723@cjis.lincoln.ne.gov](mailto:lpd1723@cjis.lincoln.ne.gov) or to Investigator Jason Drager at the Lincoln Police Department, 575 S 10th Street, Lincoln, NE, 68508.

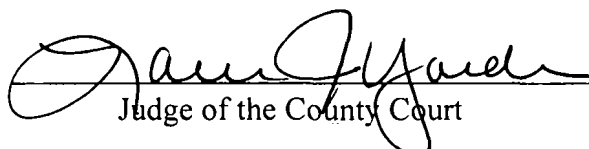
This search warrant shall be executed and returned within ten (10) days to a Clerk of the Lancaster District Court, Nebraska. In the event records are not received from the Service Provider within ten (10) days, your Affiant requests authorization to returned the search warrant within ten (10) days of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

Further AFFIANT saith not;

Dated this 16 day of April 2024.

  
\_\_\_\_\_  
Jason Drager, AFFIANT

SUBSCRIBED to in my presence and sworn to before me this 16 day of April, 2024.

  
\_\_\_\_\_  
Judge of the County Court

Laurie J. Yardley  
\_\_\_\_\_  
Printed Name of Judge

