

LANCASTER COUNTY  
2024 JUN -5 PM 2:57

CLERK OF THE DISTRICT COURT

IN THE COUNTY COURT OF LANCASTER COUNTY, NEBRASKA

0224-1

IN THE MATTER OF THE )  
INVENTORY OF IDENTIFYING )  
CHARACTERISTICS FROM )  
  
Jermaine Graham DOB: 01-25-1987 )

RETURN ON ORDER TO  
PRODUCE IDENTIFYING  
PHYSICAL  
CHARACTERISTICS  
EVIDENCE

STATE OF NEBRASKA )  
County of Lancaster ) ss.

The undersigned states that she received the Order to Produce Identifying Physical Characteristic Evidence issued herein on the 30<sup>th</sup> day of May, 2024 and that he/she did execute the same on the 30<sup>th</sup> day of May, 2024 by obtaining the evidence described, to-wit:

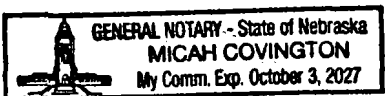
2 Buccal DNA swabs obtained from Jermaine Graham

DATED this 30<sup>th</sup> day of May, 2024

*Lance Johnson*  
\_\_\_\_\_  
Inv. Lance Johnson

SUBSCRIBED AND SWORN to before me this 30th day of May, 2024

*Micah Covington*  
\_\_\_\_\_  
Notary Public



C4003877



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*JE*

RECEIPT

The undersigned hereby acknowledges receipt of the following described property seized from Jermaine Graham (DOB: 01-25-1987), Lancaster County, Nebraska:

Buccab Swabs from Jermaine Graham

LANCASTER COUNTY  
2024 JUN -5 PM 2:57  
CLERK OF THE  
DISTRICT COURT

DATED this 30<sup>th</sup> day of May, 2024

Inv. Ron Johnson 902185  
Law Enforcement Officer

\_\_\_\_\_  
WITNESS

IN THE COUNTY COURT OF LANCASTER COUNTY, NEBRASKA

STATE OF NEBRASKA,  
PLAINTIFF,

VS.

Jermaine Graham (DOB: 01-25-1987)

ORDER TO PRODUCE IDENTIFYING PHYSICAL CHARACTERISTICS

TO: Lance Johnson, and other law enforcement officers of the Lancaster County Sheriff's Office

WHEREAS, Lance Johnson has filed an Affidavit before the undersigned Judge of the County Court of Lancaster County, Nebraska, a copy of which Affidavit is attached hereto and made a part hereof, the court finds that for purposes of this Order the facts set forth in said Affidavit are true, and said facts and the evidence adduced constitute grounds and probable cause for the issuance of an Order to Produce Identifying Physical Characteristics. The Court further finds and orders as follows:

1. That the offense of Possession of a Firearm by a Prohibited Person is the subject of said Affidavit referred to above
2. That there is probable cause to believe that the offense of Possession of a Firearm by a Prohibited Person has been committed.
3. That there is probable cause to believe that Jermaine Graham DOB: 01-25-1987 committed said offense.
4. That Identifying Physical Characteristics Sought is: Buccal swab DNA
5. That Jermaine Graham DOB: 01-25-1987 has refused to voluntarily provide the identifying physical characteristics sought.
6. That Jermaine Graham DOB: 01-25-1987 is the individual who may be detained for obtaining such identifying physical characteristics.
7. That Inv. Lance Johnson and other officers of the Lancaster County Sheriff's Office are the peace officers authorized to obtain such identifying physical characteristics and to effectuate any detention which may be necessary to obtain the same.
8. That Jermaine Graham DOB: 01-25-1987 will be under no legal obligation to submit to any

- interrogation or to make any statement during the period of his appearance.
9. That such identifying physical characteristics may be obtained at The Lancaster County Jail, 3801 W O Street, Lincoln, Lancaster County, Nebraska.
  10. That Jermaine Graham DOB: 01-25-1987 shall appear at The Lancaster County Jail, 3801 W O Street, Lincoln, Lancaster County, Nebraska, at such date and time as is designated by Inv. Lance Johnson for the purpose of obtaining the above-mentioned identifying physical characteristics.
  11. That if Jermaine Graham DOB: 01-25-1987 fails to comply with the request of said Inv. Lance Johnson, the said Jermaine Graham DOB: 01-25-1987 shall be guilty of contempt of court and be punished accordingly.
  12. That Jermaine Graham DOB: 01-25-1987 shall be required to stay no longer than one (1) hour for the purpose of Inv. Lance Johnson obtaining the above-mentioned identifying physical characteristics.
  13. That this Order shall remain in force and effect for a period of fifteen (15) days only.
  14. That a copy of this Order shall be served upon Jermaine Graham DOB: 01-25-1987.
  15. That a Return of this Order shall be made within 30 days after the identification procedures have been carried out, setting forth the type of identifying physical characteristics obtained. If the Order is not executed, a Return shall be filed within 30 days stating the same.

THEREFORE, you are commanded to search the said Jermaine Graham DOB: 01-25-1987 to produce the aforementioned identifying physical characteristics which constitutes evidence that a criminal offense has been committed, and to seize the same.

GIVEN UNDER MY HAND AND SEAL this 30<sup>th</sup> day of May,  
2024

BY THE COURT:

JUDGE OF THE COUNTY COURT

Rodney D. Renter  
PRINTED NAME OF JUDGE



LANCASTER COUNTY  
2024 JUN -5 PM 2:58

CLERK OF THE  
DISTRICT COURT

IN THE COUNTY COURT OF LANCASTER COUNTY, NEBRASKA

STATE OF NEBRASKA,  
PLAINTIFF,  
VS.  
Jermaine Graham DOB: 01-25-1987,

AFFIDAVIT FOR  
ORDER TO PRODUCE IDENTIFYING  
PHYSICAL CHARACTERISTICS

COMES NOW, Investigator Lance Johnson of the Lancaster County Sheriff's Office, being first duly sworn upon oath, deposes and states as follows:

1. Your AFFIANT was assigned to investigate a Possession of a Firearm by a Prohibited Person that occurred at 816 G St. #13 in Lincoln, Lancaster County, Nebraska.
2. Your AFFIANT has reviewed reports of other peace officers involved in the investigation of Possession of a Firearm by a Prohibited Person and has conducted additional follow-up into the investigation of the incident. According to the information that your AFFIANT obtained:

Your Affiant obtained a signed search warrant for 816 G St #13 in Lincoln, Lancaster County, Nebraska on 05-24-2024. This was related to an investigation into firearms and controlled substances at this apartment. In addition, this investigation was regarding Jermaine Graham, DOB 01-25-1987, who had a felony Douglas County arrest warrant for Terroristic Threats that was issued 04-13-2022. Graham is a convicted felon.

As part of this investigation, Graham was observed on social media with a black handgun in his hand. Copies of these videos posted on his Facebook account were obtained.

On 05-29-2024, the Metro Fugitive Task Force was conducting surveillance at this apartment when task force members observed Graham at the apartment. Members of the MFTF, LPD Gang Unit, and LSO Criminal Investigations surrounded the apartment and ordered Graham out of the apartment. Graham refused to exit and the LSO Tactical Response Unit was activated.

The front door to apartment #13 was breached and Graham exited the apartment shortly thereafter. Three other people also eventually exited the apartment. The LSO TRU then cleared the apartment, and no other people were located.

The search warrant was then served at the apartment to locate firearms, ammunition, controlled substances, and the clothing Graham was wearing in the Facebook videos. During the service of the search warrant, a black S&W M&P Shield .40 caliber handgun with serial number HWH8412 was located in the southwest bedroom on the floor, by the wall to the door that enters the bedroom. The firearm was found to be reported stolen under LPD case C4-016478. Ammunition was also located in the apartment along with glass bulbous pipes commonly used to smoke methamphetamine.

Graham ultimately was lodged for charges that included possession of a firearm by a prohibited person, among other charges. Stephanie Patak, the renter of the apartment, was also lodged on charges. Patak consented to her DNA being obtained on 05-29-2024.

On 05-30-2024, your Affiant contacted Graham at the Lancaster County Jail for the purpose of requesting his DNA through a buccal swab. Graham refused to provide his consent to obtain his DNA.

3. Your AFFIANT knows that buccal DNA swabs are a way of producing non-testimonial identification evidence regarding the person responsible for the Possession of a Firearm by a Prohibited Person described herein. The identifying physical characteristics sought from Jermaine Graham DOB: 01-25-1987 is a sample of his DNA in the form of DNA buccal swabs. The procurement of these identifying physical characteristics is likely to contribute evidence to the further identification of Jermaine Graham DOB: 01-25-1987 as being the person responsible for the Possession of a Firearm by a Prohibited Person herein.

The identifying physical characteristics sought can be obtained from Jermaine Graham DOB: 01-25-1987 at the Lancaster County Jail, 3801 W O St, Lincoln, Lancaster County, Nebraska and should require a detention not to exceed one (1) hour.

AFFIANT further states that there is probable cause to believe that Jermaine Graham DOB: 01-25-1987 is responsible for Possession of a Firearm by a Prohibited Person as described herein, and in violation of the laws of the State of Nebraska.

4. Your AFFIANT has been advised personally by Jermaine Graham DOB:

01-25-1987 he has refused to voluntarily provide a DNA sample via buccal swabs.

Further your Affiant saith not.

DATED this 30<sup>th</sup> day of May, 2024

Lance Johnson

Inv. Lance Johnson

SUBSCRIBED AND SWORN to before me this 30<sup>th</sup> day of May, 2024

[Signature]  
JUDGE OF THE COUNTY COURT

Rodney D. Reuter  
PRINTED NAME OF JUDGE

