

IN THE DISTRICT COURT OF LANCASTER COUNTY, NEBRASKA

IN THE MATTER OF THE
SEARCH WARRANT FOR:

1027 GARFIELD STREET
APARTMENT 3, LINCOLN,
LANCASTER COUNTY,
NEBRASKA

CR24-1
ORDER TO UNSEAL
AFFIDAVIT,
SEARCH WARRANT
AND RETURN

Clerk of the District Court

JUN 04 2024

Lancaster County, NE
FILED

This matter came before the Court upon the motion of Mary C. Norrie, Chief Deputy County Attorney of Lancaster County, for an order of this Court directing the Clerk of the District Court to unseal and prepare one (1) certified copy of the Affidavit, Search Warrant, and Return dated February 16, 2024. Said Search Warrant was filed on or about February 20, 2024. The Affidavit, Search Warrant and Return are related to Law Enforcement case number C4-013537.

IT IS THEREFORE ORDERED that the Clerk of the District Court of Lancaster County, Lincoln, Nebraska unseal and prepare one (1) certified copy of the Affidavit, Search Warrant, and Return.

Dated this 4th day of June, 2024

BY THE COURT:



DISTRICT COURT JUDGE

Kevin R. McManaman

Submitted by:
Mary C. Norrie, #26083
Deputy Lancaster County Attorney


243



002181742D02



IN THE DISTRICT COURT OF LANCASTER COUNTY, NEBRASKA

IN THE MATTER OF THE
SEARCH WARRANT FOR:

1027 GARFIELD STREET
APARTMENT 3, LINCOLN,
LANCASTER COUNTY,
NEBRASKA

CR 24-1
MOTION TO UNSEAL
AFFIDAVIT,
SEARCH WARRANT
AND RETURN

Clerk of the District Court

JUN 04 2024

Lancaster County, NE
FILED

COMES NOW the State of Nebraska by Mary C. Norrie, Deputy Lancaster County Attorney and hereby requests the Court to direct the Clerk of the District Court's Office to unseal and prepare one certified copy of the Affidavit, Search Warrant and Return dated February 16, 2024. Said Search Warrant was filed on or about February 20, 2024. The Affidavit, Search Warrant and Return are related to Law Enforcement case number C4-013537.

Dated this 31st day of May, 2024

STATE OF NEBRASKA, PETITIONER
PATRICK F. CONDON, LANCASTER
COUNTY ATTORNEY

/s/Mary C. Norrie *M.C.*
Mary C. Norrie, #26083 *u-3-24*
Deputy County Attorney
605 South 10th Street
Lincoln, NE 68508
402-441-7321
mnorrie@lancaster.ne.gov

INVENTORY

IN THE COUNTY COURT OF LANCASTER COUNTY, NEBRASKA

IN THE MATTER OF THE SEARCH WARRANT
OF THE DESCRIBED PREMISES OF
1027 GARFIELD STREET, APARTMENT 3
LINCOLN, LANCASTER COUNTY, NEBRASKA

STATE OF NEBRASKA)
)
COUNTY OF LANCASTER)

ss.

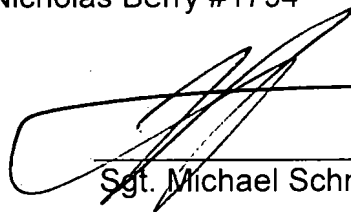
INVENTORY OF PROPERTY
SEIZED BY VIRTUE OF THE
SEARCH WARRANT ISSUED HEREIN

Sgt. Michael Schmidt 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.

- | | |
|------------------------|-------------------|
| Glass bong | Blue pills |
| Bank statement | Owe notes |
| Holster with mag pouch | Revolver and ammo |
| US currency | Needles |
| 2 cellular phones | Pill cutter |
| Powder | Digital scale |
| Glass pipes | Tax document |
| Foil | Holsters |

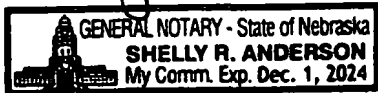
LANCASTER COUNTY
2024 FEB 21 AM 10:39
CLERK OF THE
DISTRICT COURT

Inventory made in the presence of Inv. Nicholas Berry #1794


#1572
Sgt. Michael Schmidt #1572

SUBSCRIBED to in my presence and sworn to before me this 20th day of

February, 2024.




NOTARY PUBLIC

RECEIPT

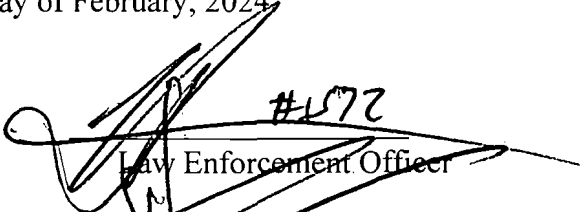
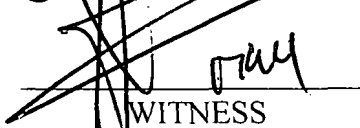
The undersigned hereby acknowledges receipt of the following described property seized from 1027 Garfield Street Apartment 3, Lincoln, Lancaster County, Nebraska and all vehicles under the direct control of its occupants:

GLASS BOTTLE
BANK STATEMENT
HOLSTER w/ MAG POUCH
US CURRENCY
(2) CELLULAR PHONES
POWDER
GLASS PIPES
FOIL
BLUE PILLS

ONE NOTES
REVOLVER & AMMO
NEEDLES
PILL BOTTLE
DIGITAL SCALE
TAX DOCUMENT
HOLSTERS

DATED this 16th day of February, 2024.

LANCASTER COUNTY
2024 FEB 21 AM 10:39
CLERK OF THE
DISTRICT COURT


#1572
Law Enforcement Officer

WITNESS

IN THE COUNTY COURT OF LANCASTER COUNTY, NEBRASKA

STATE OF NEBRASKA)
)
COUNTY OF LANCASTER)

ss. AFFIDAVIT FOR SEARCH WARRANT

CLERK OF THE
DISTRICT COURT

2024 FEB 21 AM 10:40

LANCASTER COUNTY

Investigator Andrew Barksdale #1733, being first duly sworn upon oath deposes and states that he is a Police Officer for the Lincoln Police Department, Lancaster County, Nebraska and has been a Police Officer for ten years. AFFIANT further states he is currently an Investigator with the Lincoln/Lancaster County Narcotics Task Force. Affiant has received training to all aspects of narcotics investigations, drug recognition, response to street drugs, and the use, manufacturing, and sales of controlled substances. Affiant has received 24 hours of training from Midwest Counter Drug Training Center course for Methamphetamine Investigations which specifically addressed the use, sales, and manufacturing of Methamphetamine. Affiant has also attended an 8 hour course addressing current drug trends which specifically addressed marijuana use, sales, and manufacturing. AFFIANT further states he is currently involved in an investigation into the illegal sales of controlled substances involving Alex E Keating (01-24-1991) and the address of 1027 Garfield Street Apartment 3, Lincoln, Lancaster County, Nebraska. Your AFFIANT, has also reviewed case reports regarding these investigations by all Lincoln Police Department Officers and other involved law enforcement.

1027 Garfield Street is a three story brick building with tan and white trim. It is located on the south side of Garfield Street between South 10th Street to South 11th Street. There is a main entry door on the north side of the building that has the numbers '1027' displayed above the door on an awning. Apartment 3 is located on the west half of the second floor. According to the Confidential Informant (CI#1), the number '3' is displayed on the interior entry door for 1027

Garfield Street Apartment 3, Lincoln, Lancaster County, Nebraska. There is a sidewalk that leads from the north entry door to Garfield Street. There is a small parking lot area on the south side of the building off of the alley as well as a garage. There is a sidewalk that leads from the parking area to the south side of 1027 Garfield Street. There are four exterior doors on the south side of the building for individual apartments. The rear door for apartment three is the west second floor door and the number '3' is displayed to the east of the door.

Probable Cause:

On 01-22-2024, your Affiant met with Confidential Informant (CI#1), who is of known and proven reliability. The CI arranged to obtain 10 fentanyl pills from Montrez Hines (04-11-1991). The CI and the CI's vehicle was searched and no money nor contraband was located. The CI was provided with \$140 of Narcotic Unit buy money. The CI drove to 14120 Kenilworth Street, Waverly, Lancaster County, Nebraska. Montrez Hines got into the vehicle with the CI and directed the CI to drive to the area of 13 and A Street in Lincoln, Lancaster County, Nebraska to obtain the fentanyl pills from Montrez Hines fentanyl pill source. While en route, Montrez Hines asked the CI "you know where Alex lives right?" referring that they were going to Alex's place and referring to Alex as being the source. They ultimately drove to 1027 Garfield Street, Lincoln, Lancaster County, Nebraska and parked in the street in front of the apartment. The CI provided Montrez Hines with the \$140 of Narcotic Unit buy money. Montrez Hines exited the vehicle and entered 1027 Garfield Street, Lincoln, Lancaster County, Nebraska. A short period of time later, Montrez Hines exited 1027 Garfield Street, Lincoln, Lancaster County, Nebraska and got back into the vehicle with the CI. Montrez Hines informed the CI that he, referring to the source, charged \$20 dollars a pill. Montrez Hines indicated he obtained 10 pills from the source. He reported he spent \$50 dollars of his own and the \$140

dollars of the CI's money, which was the \$140 dollars of Narcotic Unit buy money. Montrez Hines provided the CI seven of the blue M 30 suspected fentanyl pills and Montrez Hines kept three of the pills for himself. Montrez Hines indicated he, referring to the source, gave him a break yesterday when Montrez Hines bought 10 pills for \$150 dollars. Montrez Hines said he, referring to the source, only had 30 pills left.

Montrez Hines exited the vehicle and the CI left the area. Your Affiant met with the CI and the CI turned over the seven fentanyl pills. The CI and the CI's vehicle was searched and no money nor contraband was located. The CI reported knowing 'Alex', the source, and provided his phone number of 402-413-0060. Your Affiant found this phone number was associated with Alex Keating (01-24-1991) through the Lincoln Police Department Records Management System (RMS). The CI reported obtaining fentanyl pills from him previously. Your Affiant showed the CI the most recent jail book in photo of Alex Keating. The CI identified the photo as 'Alex' that Montrez Hines would have obtained these fentanyl pills from. The fentanyl pills were tagged into property.

Your Affiant observed through LPD RMS that Addison Floro (07-20-1999) resides at 1027 Garfield Street Apartment 3, Lincoln, Lancaster County, Nebraska. Your Affiant learned that LPD Officers contacted Montrez Hines at 1027 Garfield Street, Lincoln, Lancaster County, Nebraska and was invited to that location by Addison Floro. Your Affiant also received information from Investigator Dalton #951 that he had information indicating that Alex Keating and Addison Floro are in a relationship. Investigator Masek #902174 received information from Lincoln Electrical Services that Addison Floro has service in her name for 1027 Garfield Street Apartment 3, Lincoln, Lancaster County, Nebraska. Addison Floro has a gray 2013 Hyundai Elantra with Nebraska license

plates APJ254 registered to her through the Nebraska Department of Motor Vehicles.

On 02-05-2024, your Affiant met with Confidential Informant (CI#1), who is of known and proven reliability. The CI had arranged to purchase five fentanyl pills and .1 grams of fentanyl powder from Alex Keating through texting him at his phone number of 402-413-0060. Alex Keating indicated it would be \$15 a pill and \$35 per .1 gram of powdered fentanyl. The CI and the CI's vehicle was searched and no contraband nor money was located. The CI was provided with \$110 of Narcotic Unit buy money. The CI then drove and parked on the street in front of 1027 Garfield Street, Lincoln, Lancaster County, Nebraska. Investigator Tenney #1821 observed Alex Keating walk out the front north entry door of 1027 Garfield Street, Lincoln, Lancaster County, Nebraska and contact the CI at the vehicle. The CI provided Alex Keating with \$110 of Narcotic Unit buy money. In exchange, Alex Keating provided the CI with five blue M 30 suspected fentanyl pills and a plastic baggie containing approximately .4 grams of suspected powdered fentanyl powder. Investigator Tenney #1821 observed Alex Keating go back into 1027 Garfield Street, Lincoln, Lancaster County, Nebraska. The CI left and met with your Affiant. The CI turned over the pills and powdered fentanyl to your Affiant. The CI and the CI's vehicle was searched and no contraband nor money was located. The pills and powder were tagged into property.

On 02-07-2024, your Affiant met with Confidential Informant (CI#1), who is of known and proven reliability. The CI began communicating with Alex Keating by calling and messaging him at his phone number of 402-413-0060. During the communication, the CI arranged to purchase five fentanyl pills from Alex Keating for \$75 at his residence located at 1027 Garfield Street, Lincoln, Lancaster County, Nebraska. The CI and the CI's vehicle was searched and no contraband nor money was located. The CI was provided with \$75 of Narcotic Unit buy

money. The CI then drove and parked on the street in front of 1027 Garfield Street, Lincoln, Lancaster County, Nebraska. Alex Keating walked from the direction of 1027 Garfield Street, Lincoln, Lancaster County, Nebraska and contacted the CI at the CI's vehicle. The CI provided Alex Keating with the \$75 of Narcotics Unit buy money. In exchange, Alex Keating provided the CI with five blue M 30 suspected fentanyl pills. Sergeant Schmidt #1572 observed Alex Keating go back into the front north entry door of 1027 Garfield Street, Lincoln, Lancaster County, Nebraska. The CI left the area and met your Affiant. The CI turned over the fentanyl pills. The CI and the CI's vehicle was searched and no money nor contraband was located. The pills were tagged into property.

On 02-14-2024, your Affiant met with Confidential Informant (CI#1), who is of known and proven reliability. The CI had arranged to obtain five fentanyl pills from Alex Keating by texting him at his phone number of 402-413-0060. The CI and the CI vehicle was searched and no money nor contraband was located. The CI was provided with \$75 of Narcotic Unit buy money. The CI drove and parked on the street in front of 1027 Garfield Street, Lincoln, Lancaster County, Nebraska. During additional messages with Alex Keating, the CI was directed to come into 'number 3.' The CI then went into 1027 Garfield Street Apartment 3, Lincoln, Lancaster County, Nebraska. The CI later reported the number '3' is displayed on the apartment door. Inside the apartment, the CI provided Alex Keating with \$75 of Narcotic Unit buy money. In exchange, Alex Keating provided the CI with 5 blue M 30 suspected fentanyl pills. The CI then left the apartment and met with your Affiant. The CI turned over the pills to your Affiant. The CI and the CI vehicle was searched and no contraband nor money was located. The CI reported observing Alex Keating in possession of approximately 20 additional fentanyl pills. The CI also reported that Alex Keating is out of fentanyl powder, but is supposed to be getting more. The pills were tagged into property.

The above does constitute grounds of probable cause for the issuance of a Search Warrant for 1027 Garfield Street Apartment 3, Lincoln, Lancaster County, Nebraska and all vehicles under the direct control of its occupants for the following items:

Any and all controlled substance, including but not limited to Fentanyl; drug paraphernalia items commonly used for the ingestion of controlled substances; drug paraphernalia items commonly used for the preparation and distribution of controlled substances including, but not limited to scales, plastic bags, film canisters, tin foil, or other packaging containers such as vials and plastic wrap; any documentary evidence relating to the source of the controlled substance including, but not limited to customer lists, account sheets, ledgers, notes, or diaries; receipts; maps; cellular telephones and any other electronic storage devices that could be used in the communication and/storage of information of the sale of controlled substances; any proceeds directly attributable to the sale of controlled substances including, but not limited to United States currency, bank accounts, property, or other financial records, permission to photograph the same; any evidence of occupancy or ownership; and authorizing and directing seizure of the same; any surveillance equipment, including but not limited to cameras, monitors, cables, and recording devices.

Your Affiant requests permission from the court to use any and all measures necessary to access the contents of any safes or any lockable storage containers.

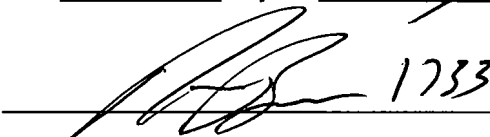
Your Affiant further states that public interests requires that officers serving this warrant need not knock or announce their presence prior to entry due to the fact that the items sought are easily disposed of in short periods of time for officers to announce their presence, and that this warrant should be

served at any time, including the nighttime hours as the nighttime hours are currently upon us and that the items sought may be moved prior to the coming for the daylight hours.

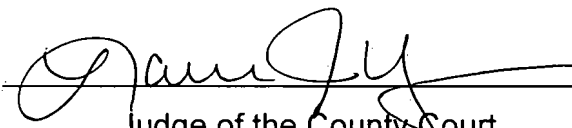
Your AFFIANT requests authorization to measure, photograph, video tape and seize the aforementioned items.

Further AFFIANT saith not;

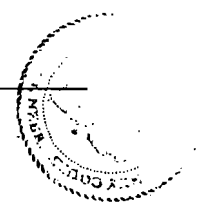
Dated this 16th day of February, 2024.


Investigator Andrew Barksdale #1733, AFFIANT

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


Judge of the County Court

Laurie J Yardley
Printed Name of Judge



IN THE COUNTY OF LANCASTER COUNTY, NEBRASKA

STATE OF NEBRASKA)
) ss. SEARCH WARRANT
County of Lancaster)

TO: Investigator Andrew Barksdale #1733, an Investigator with the Lincoln Police Department , Lancaster County, Nebraska, and any and all law enforcement officers.

WHEREAS, Investigator Andrew Barksdale #1733, has filed an Affidavit before the undersigned Judge of the County Court of Lincoln, 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 1027 Garfield Street Apartment 3, Lincoln, Lancaster County, Nebraska and all vehicles under the direct control of its occupants for the following items:

Any and all controlled substance, including but not limited to fentanyl; drug paraphernalia items commonly used for the ingestion of controlled substances; drug paraphernalia items commonly used for the preparation and distribution of controlled substances including, but not limited to scales, plastic bags, film canisters, tin foil, or other packaging containers such as vials and plastic wrap: any documentary evidence relating to the source of the controlled substance including, but not limited to customer lists, account sheets, ledgers, notes, or diaries; receipts; maps; cellular telephones and any other electronic storage devices that could be used in the communication and/storage of information of the sale of controlled substances; any proceeds directly attributable to the sale of controlled substances including, but not limited to United States currency, bank accounts, property, or other financial records, permission to photograph the same; any evidence of occupancy or ownership; and authorizing and

directing seizure of the same; any surveillance equipment, including but not limited to cameras, monitors, cables, and recording devices.

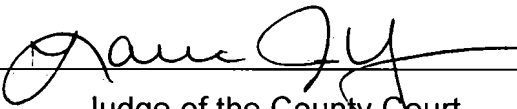
The court has granted permission to use any and all measures necessary to access the contents of any safes or any lockable storage containers.

The court finds that public interest requires that law enforcement officers executing this warrant are not required to knock and announce their presence and purpose prior to entry into the premise, and that it may be served at any time, including the night time hours.

Law Enforcement is authorized to measure, photograph, video tape, and seize the aforementioned items.

This search warrant shall be executed and returned within ten (10) days to a Judge of the County Court of Lancaster County, Nebraska.

Given under my hand and seal this 16th day of February, 2024.


Judge of the County Court

Laurie J. Yosdy
Printed Name of Judge



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

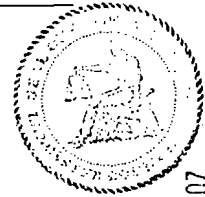
IN THE MATTER OF THE SEARCH) SEALED
WARRANT FOR) COURT
1027 GARFIELD STREET APARTMENT 3) ORDER
LINCOLN, LANCASTER COUNTY, NEBRASKA)

This court, being duly advised in the premises, finds that the search warrant, search warrant affidavit, receipt, inventory, return and this order regarding the search of above-mentioned address shall be sealed and maintained by the Clerk of the District Court of Lancaster County, Nebraska until otherwise ordered by this Court.

IT IS SO ORDERED.

Given under my hand and seal this 16 day of February, 2024.


JUDGE OF THE COUNTY COURT



LANCASTER COUNTY
2024 FEB 21 AM 10:40
CLERK OF THE
DISTRICT COURT

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

LANCASTER COUNTY

2024 FEB 21 AM 10:41

CLERK OF THE
DISTRICT COURT

IN THE MATTER OF THE SEARCH) APPLICATION
WARRANT FOR) FOR A COURT ORDER
1027 GARFIELD STREET APARTMENT 3) TO SEAL A SEARCH
LINCOLN, LANCASTER COUNTY, NEBRASKA) WARRANT

COMES NOW Investigator Andrew F Barksdale #1733 for the Lincoln Nebraska Police Department, in Lancaster County, Nebraska, and after being first duly sworn upon oath, deposes and states as follows:


THE APPLICANT is currently involved in the investigation of a case involving the distribution of controlled substances occurring in Lincoln, Lancaster County, Nebraska and has applied for a search warrant for the address of 1027 Garfield Street Apartment 3, Lincoln, Lancaster, County, Nebraska in regards to the previously mentioned investigation.

THE APPLICANT further states that information listed in the search warrant was provided by a confidential informant and that controlled purchases were conducted by a Confidential Informant. THE APPLICANT is concerned that the identity of the confidential informant (CI) involved in this case may be compromised if information contained in the affidavit was released. Public release of the information would compromise other on-going investigations.

THE APPLICANT further states that suspects identified in the affidavit and search warrant are suspects, or closely associated with suspects, involved in the distribution of controlled substance occurring in Lincoln, Lancaster County, Nebraska. Release of the information would compromise on-going investigations if released to the public.

Because of these facts, Your APPLICANT is requesting the search warrant, the affidavit for the search warrant, receipt, inventory, return, this application and any resulting court order be sealed and maintained by the Clerk of the District Court of Lancaster County until otherwise ordered by this Court.

Further Your APPLICANT saith not.



Inv. Andrew Barksdale #1733, APPLICANT

SUBSCRIBED to in my presence and sworn to before me this 16th day of
February, 2024



Judge of the County Court, Lancaster County



SEALED

Court Staff Information:

Judge: Laurie J. Yardley

Date of Warrant/Order: February 16, 2024

Sealed until: 90 days

Until ordered by the court

Other: _____

Filed Date:

Unsealed On:

Envelope Contains: Affidavit

Search Warrant/Court Order

Return

Inventory

Warrant/Order Details: (only include details that won't jeopardize the investigation)

Lincoln Police Department Case No.: C4-013537

Name of Officer:

Name of Subject:

Address of Property:

Type of Property: