

IN THE COUNTY COURT OF LANCASTER COUNTY, NEBRASKA

LANCASTER COUNTY

2024 MAY 16 PM 3:28

CLERK OF THE DISTRICT COURT

CR24-1

IN THE MATTER OF THE)
SEARCH WARRANT FOR)
PROPERTY LOCATED IN THE)
LINCOLN POLICE)
DEPARTMENT PROPERTY)
UNIT, 575 SOUTH 10TH)
STREET, LINCOLN,)
LANCASTER COUNTY, NE)
Q2407722 (BLACK IPHONE))

SEARCH WARRANT
RETURN

STATE OF NEBRASKA)
COUNTY OF LANCASTER)

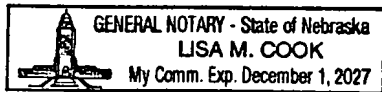
ss.

The undersigned states that he/she received the search warrant issued herein on the 19th day of April, 2024 and that he/she executed the same on the 10th day of May, 2024 seized the property/person described in the inventory filed herein and by delivering a copy of the said order for said property/person at the place from which the property/person was taken.

DATE this 15 day of May, 2024.


Deputy Colt Lathrop

SUBSCRIBED AND SWORN to before me this 15 day of May, 2024.




Notary Public

C4002884



211

IN THE COUNTY COURT OF LANCASTER COUNTY, NEBRASKA

IN THE MATTER OF THE)
SEARCH WARRANT FOR)
PROPERTY LOCATED IN THE)
LINCOLN POLICE DEPARTMENT)
PROPERTY UNIT, 575 SOUTH)
10TH STREET, LINCOLN,)
LANCASTER COUNTY, NE)
Q2407722 (BLACK IPHONE))

INVENTORY

LANCASTER COUNTY
2024 MAY 16 PM 3:29
CLERK OF THE
DISTRICT COURT

STATE OF NEBRASKA)
) ss.
County of Lancaster)

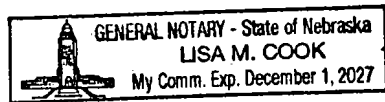
Deputy Colt Lathrop being first duly sworn upon oath, deposes and states the following is an inventory of property seized by virtue of the warrant issued herein:

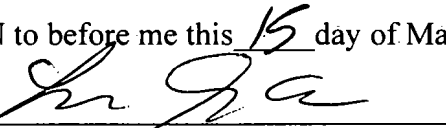
- Complete cell phone extraction of all data/contents

DATED this 15 day of May, 2024.


Deputy Colt Lathrop

SUBSCRIBED AND SWORN to before me this 15 day of May, 2024.




Notary Public

C4002884

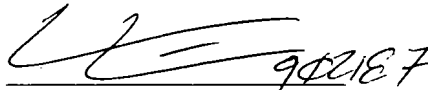
RECEIPT

The undersigned hereby acknowledges receipt of the following described property seized from a Black Iphone 14 Lancaster County, Nebraska:

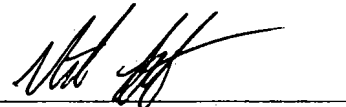
- Complete cell phone extraction of all data/contents.

LANCASTER COUNTY
2024 MAY 16 PM 3:29
CLERK OF THE
DISTRICT COURT

DATED this 14 day of May 2024



Law Enforcement Officer



WITNESS

LANCASTER COUNTY
2024 MAY 16 PM 3:29

CLERK OF THE
DISTRICT COURT

IN THE LANCASTER COUNTY COURT OF LANCASTER COUNTY
NEBRASKA

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

TO: Lathrop, Colt 902187, a Deputy Sheriff with the Lancaster County Sheriff's Office, Lancaster County, Nebraska, and any and all law enforcement officers.

WHEREAS, Lathrop, Colt 902187, has filed an Affidavit before the undersigned Judge of the Lancaster County Court of Lancaster County, Nebraska, a copy of which affidavit is attached hereto and made a part hereof; 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 the following device in the custody of the Lincoln Police Department Property Unit, 575 South 10th, Lincoln, Lancaster County, Nebraska:

- 1. Black I-Phone ion a blue cases with a clear back labeled with Property Number Q2407722 and Case Number C4002884.

Evidence to be searched for includes:

- a. Evidence of other accounts associated with this device including email addresses, social media accounts, messaging "app" accounts, and other accounts that may be accessed through the digital device that will aid in determining the possessor/user of the device(s);
- b. Evidence of use of the device to communicate with others about Theft by Deception - Nebraska Revised Statute 28-512, Theft by Unlawful Taking \$0-\$500 - Nebraska Revised Statute 28-511, and Unauthorized use of a financial transaction device - Nebraska Revised Statute 28-620; via email, chat sessions,

instant messages, text messages, app communications, social media, internet usage, and other similar digital communications;

c. Photographs, images, videos, documents, and related data created, accessed, read, modified, received, stored, sent, moved, deleted or otherwise manipulated;

d. Evidence of use of the device to conduct internet searches relating to Theft by Deception - Nebraska Revised Statute 28-512, Theft by Unlawful Taking \$0-\$500 - Nebraska Revised Statute 28-511, and Unauthorized use of a financial transaction device - Nebraska Revised Statute 28-620;

e. Information that can be used to calculate the position of the device, including location data; GPS satellite data; GPS coordinates for routes and destination queries; application data or usage information and related location information; IP logs or similar internet connection information; and images created, accessed or modified, together with their metadata and EXIF tags;

f. Evidence of the identity of the person in possession of the device(s) and the associated times and dates. Such evidence may be found in digital communications, photos and video and associated metadata, IP logs, documents, social media activity, and similar data;

g. Records linking the suspect, co-conspirator(s), victim(s), and/or witness(es) to a certain screen name, handle, email address, social media identity, etc.;

h. Records showing a relationship with suspect, co-conspirator(s), victim(s), witness(es), and/or location(s), etc.;

i. Names, nicknames, account ID's, phone numbers, or addresses of specific persons;

j. Records showing a relationships to particular areas or locations associated Theft by Deception - Nebraska Revised Statute 28-512, Theft by Unlawful Taking \$0-\$500 - Nebraska Revised Statute 28-511, and Unauthorized use of a financial transaction device - Nebraska Revised Statute 28-620

k. Photographs, images, videos, documents that contain or are evidence of Theft by Deception - Nebraska Revised Statute 28-512, Theft by Unlawful Taking \$0-\$500 - Nebraska Revised Statute 28-511, and Unauthorized use of a financial transaction device - Nebraska Revised Statute 28-620;

l. Evidence of purchases, such as items used in planning or facilitating Theft by Deception - Nebraska Revised Statute 28-512, Theft by Unlawful Taking \$0-\$500 - Nebraska Revised Statute 28-511, and Unauthorized use of a financial transaction device - Nebraska Revised Statute 28-620;

m. Internet research history conducted while planning, executing, or covering up Theft by Deception - Nebraska Revised Statute 28-512, Theft by Unlawful Taking \$0-\$500 - Nebraska Revised Statute 28-511, and Unauthorized use of a financial transaction device - Nebraska Revised Statute 28-620;

n. Any live and deleted user attribution data including user accounts, e-mail accounts, passwords, PIN codes, patterns, account names, user names, screen names, remote data storage accounts, documents, files, calendars, metadata, recycle bin files, and any other information and evidence that may demonstrate attribution to a particular user or users;

o. Any live and deleted applications, programs, or software, used to facilitate the creation, storage, display, or transmission of digital visual recordings and the logs and data associated with the applications, programs or software, and any device backup files;

p. Any live and deleted audio or visual recording files including files bearing file extensions jpg, jpeg, png, gif, tif, wav, aiff, mp3, mp4, avi, mpg, mpeg, flv, mp4, mov, and wmv along with any descriptive metadata within or associated with the visual recording files, which may include date and time the recording was created, the device used to create the recording and location the recording was made;

q. Any live and deleted passwords, password files, keys, encryption codes, or other information necessary to access the digital device, software or data stored on the digital device;

r. Any live and deleted records, documents, programs, applications, information, or materials created, modified, or stored in any form on the digital device listed in this affidavit, that show the actual user(s) of the computers or digital devices including web browser history; temporary Internet files; cookies, bookmarked or favorite web pages; e-mail addresses used from the computer; MAC IDs and/or Internet Protocol addresses used by the computer; e-mails, instant messages, text messages (SMS/MMS), application data and other electronic communications; address books; contact lists; records of social networking and online service usage; calendar entries, notes, journals, and any software that would allow others to control the digital device such as viruses, Trojan horses, malware, and other forms of malicious software.

This Court, being duly advised that the examination of digital devices is a lengthy process requiring special steps to ensure the integrity of the electronic evidence,

finds it may not be possible to complete a return for the Court within the 10 days normally required by the Court.

Given under my hand and seal this 19 day of April, 2024



A handwritten signature in black ink, appearing to be "Joseph D. ...", written over a horizontal line.

JUDGE OF THE LANCASTER COUNTY
COURT

A handwritten signature in black ink, appearing to be "Joseph D. ...", written over a horizontal line.

Printed Name of Lancaster County Court
Judge

LANCASTER COUNTY

2024 MAY 16 PM 3:29

CLERK OF THE DISTRICT COURT

IN THE LANCASTER COUNTY COURT OF LANCASTER COUNTY NEBRASKA

STATE OF NEBRASKA)
COUNTY OF LANCASTER)

) ss. SEARCH WARRANT AFFIDAVIT

Deputy Lathrop, Colt 902187, being first duly sworn upon oath deposes and states that he is a DEPUTY SHERIFF for the Lancaster County Sheriff's Office, Lancaster County, Nebraska. Your AFFIANT further states he is currently involved in the investigation of Theft by Deception - Nebraska Revised Statute 28-512, Theft by Unlawful Taking \$0-\$500 - Nebraska Revised Statute 28-511, and Unauthorized use of a financial transaction device - Nebraska Revised Statute 28-620.

As part of the investigation, your AFFIANT has consulted with other law enforcement and reviewed case reports. Your AFFIANT states as follows:

The item to be searched for digital evidence are particularly described as:

- 1. Black I-Phone in a blue case with a clear back labeled with Property Number Q2407722 and Case Number C4002884.

The item to be searched is in the custody of the Lincoln Police Department Property Unit, 575 South 10th, Lincoln, Lancaster County, Nebraska. The item to be searched shall be delivered to the Electronic Evidence Unit, located at 605 South 10th, Lincoln, Lancaster County, Nebraska for digital forensic processing and analysis. The Electronic Evidence Unit forensic examiners may designate additional forensic services, as deemed necessary, to complete the analysis. Once examination and analysis has been completed, the listed evidence shall be returned to the Lincoln Police Department Property Unit, where it will be held until any final disposition by the Court.

RELEVANT FACTS

On April 17th, 2024 at approximately 1102am CST, I was parked in the turnaround of Nebraska Parkway just east of Rokeby Rd observing westbound Nebraska Parkway traffic when a vehicle pulled up next to me. The driver of the vehicle quickly stated that there was a white Penske rental box truck with a Hispanic male pulled over just east of my location. He stated the vehicle was pulled off near the north side of the ditch of westbound traffic lanes and appeared to be littering. I drove eastbound and passed the Penske truck traveling westbound on Nebraska Parkway. I continued eastbound and found freshly made muddy tracks consistent with a vehicle being recent pulled off the shoulder. I noticed there to be a green box of 'Club' crackers and a large Styrofoam cup in the ditch beside the tracks location. I then proceeded westbound on Nebraska Parkway and locate the same Penske truck pulled now stopped on the shoulder near S 87th /Nebraska Parkway. I initiated a traffic stop of the Penske truck which came to a stop in the north-bound lanes of S 84th St, just south of Eiger Dr. I conducted a traffic stop on a Penske box rental truck (bearing Indiana plate 2830979) for the offense of littering.

I contacted the driver and lone occupant of the Penske truck, who identified himself by his New Mexico driver's license as Juan C Acosta Valdez. He also provided me with a Penske rental agreement. I identified myself as Deputy Lathrop with the Sheriff's Office and asked why he was littering on the highway. Valdez spoke little English and Google Translate was utilized to communicate. I input in 'Why are you littering on the highway' to which Valdez communicated back in broken English 'My bad' and tried to explain that he stopped on the side to use the restroom and just threw items out. When I asked again why he just didn't keep the trash in his truck, he again replied with 'My bad'. Due to the language barrier, I asked Valdez to exit the vehicle and take a seat in my front passenger seat. Valdez then sat in the front passenger seat of my marked patrol unit 0924.

According to the Penske rental agreement the pick-up date to be April 9th, 2024 with a drop off date of April 10th, 2024. When I pointed out to Valdez he was overdue for the drop off date, he stated his boss 'Frank' had called Penske and made an extension on the rental. This would later be confirmed this with Penske - Fort Myers location who stated the new drop off date was for April 20th, 2024. I

also noticed the customer information on the rental agreement was made out to Gonzalez Construction.

While working through Valdez's paperwork and running his license on LPD Channel 16, conversation was made with Valdez about his travels. Valdez claimed to live in New Mexico but was living in Florida for that last 3 months. Valdez stated that he moved to Florida to assist his daughter in moving into her new residence and ended up getting a job from 'Frank'. Valdez stated he left Florida and was coming to Lincoln, NE to pick up vehicle motors and then would turn right back around and head back to Florida. Valdez could not name a business nor give me the address but stated it was written down on paper inside the truck. This address would later be identified as 2414 N St Lincoln Lancaster County Nebraska. A Google search of this address would reveal it to be Lincoln Restaurant Equipment. According to their Facebook page, Lincoln Restuarant Equipment sells new and used restaurant equipment but not vehicle parts.

Valdez claimed to have just left Florida on April 15th, 2024. This would later change to Valdez being in Nebraska since April 15th, 2024. Over the course of speaking with Valdez, his phone continually rang, and Valdez continued to decline the calls. When asked who kept calling him, Valdez stated his boss 'Frank'. When asked why, he stated 'Frank' was just checking up on him. When asked how often 'Frank' calls to check on him, he stated usually at least once in the morning and once in the afternoon. At this time, LPD Channel 16 would advise that Valdez had an active felony arrest warrant out of Florida.

I then asked if Valdez was aware of his warrant to which he stated no. Valdez made claim that approximately 10 days ago he spoke with his lawyer who spoke with the judge over his case and was granted more time to pay for his fines if he got a job. While discussing his warrant, I observed Valdez to quickly shut his phone off. Valdez was then placed into custody and secured in the rear of my cruiser. A search incident to arrest yielded two wallets were located in Valdez' pockets, spare change, a set Super eight (8) hotel room keys, and various business cards. One wallet contained a Washington state driver's license for David Gonzalez.

When I asked Valdez who Gonzalez was, he stated it was his business partner who was still at the hotel. When I asked which hotel, Gonzalez would

originally state something along the lines of 'C' hotel. I believed Valdez to be struggling with English to say Super 8. When I asked if the hotel was in Lincoln, Valdez would originally say yes. Valdez then changed his story to a Hotel 6, about an hour outside of Lincoln. When asked what direction the hotel was from Lincoln, Valdez was unable to answer. A general manager card for 'Jessica' at Super 8 in Percival, IA was located within the wallet with the license belonging to David Gonzalez. I then called the number on the card for Jessica at Super 8. She informed me there was an active room for David Gonzalez that was checked in to on April 15th, 2024, and was due for checkout on April 18th, 2024. Jessica stated she went into the room shortly before and noted no other individuals in the room and only a suitcase and blanket were in the room.

Due to the Penske truck being a rental and Valdez being arrested on an extraditable warrant, the Penske truck was towed by Midwest Towing. An inventory search of the truck revealed numerous pieces of paper of which appeared to be handwritten credit card numbers and receipts from TriMark Foodservice Equipment, Supplies and Design in Omaha, NE. In the storage unit of the box truck, two Polaris VRX iQ+ robotic pool cleaners were located. One box had two receipts attached to it and were identical but separate purchases, as if the transaction was broken into two payments utilizing the same credit card number. These receipts were from Leslie's Cool Springs, TN #939 located at 615 Bakers bridge Ave Ste 170, Franklin, TN 37067. These receipts only showed the last four digits of 9536. A search of all credit cards in Valdez's possession did not have a matching last four digits to these receipts. Ultimately, Valdez was lodged at the Lancaster County Jail for his Florida extraction warrant and given a written warning for the Littering.

Leslie's would be later contacted and stated the transaction was unusual. The assistant manager Jack, stated a single Hispanic male would come in and make two separate but back to back purchases of these Polaris VRX iQ+. The employee also stated that there was no credit card transaction done but the credit card numbers were manually punched into the computer in order to complete the purchase. This employee also stated it was odd because the Hispanic male stated he would be back to purchase several more items on Monday but never returned.

Due to the circumstance in which the cellular phone was seized in relation to the arrest scene and crime, the statements made by Juan Carlos Acosta Valdez about unusual travel plans and purchase history, statements made by the assistant manager Jack of Leslie's Pro Swimming Equipment about the unusual transaction with manual credit card number inputs for the two Polaris VRX iQ+ pool cleaners, the credit card numbers from the purchase receipts from Leslie's Pro Swimming not matching any credit cards in Valdez's possession, evidence of at least two credit card numbers hand written on separate scratch papers, it is probable the cellular phone was in possession of the person(s) responsible for the Theft by Deception - Nebraska Revised Statute 28-512, Theft by Unlawful Taking \$0-\$500 - Nebraska Revised Statute 28-511, and Unauthorized use of a financial transaction device - Nebraska Revised Statute 28-620; and it is reasonable to believe the device contains information pertinent to this investigation.

INVESTIGATOR BACKGROUND

Your AFFIANT is a certified law enforcement officer in the State of Nebraska with 5 years of experience investigating crimes including, but not limited to Theft by Deception - Nebraska Revised Statute 28-512, Theft by Unlawful Taking \$0-\$500 - Nebraska Revised Statute 28-511, and Unauthorized use of a financial transaction device - Nebraska Revised Statute 28-620, Your AFFIANT is a DEPUTY SHERIFF assigned to the Lancaster County Sheriff's Office Patrol Division and has received training and experience in technologically based investigative tools, including cellular devices. Through such training and experience, your affiant understands the capabilities of cellular devices and the valuable information contained within pertaining to criminal investigations. Furthermore, most people possess cellular telephones and other connected devices (tablets, watches, laptops, etc.) used to communicate electronically. It can be generally recognized that cellular devices tend to accompany their users everywhere, and thus, it may be inferred that a suspect's cellular phone accompanied the suspect at the time of the crime.

Your AFFIANT knows from his training and experiences that dedicated GPS devices store large amounts of data. Location data including waypoints, search history, home location and routes of travel all are stored on the device. GPS devices record location points while powered on, and this data is also stored on the device. GPS devices can also be used as removable media, with the capability

of storing any digital data. GPS devices record location points while powered on, and this data is also stored on the device.

Your AFFIANT knows from his training and experiences that SIM cards, or Subscriber Identification Module, are used in GSM cellular networks. SIM cards can contain subscriber identification numbers, text messages, and contacts, among other identifying information.

Your AFFIANT knows from his training and experiences that images and data captured on cellular devices or tablets are easily transferred. Data or data files can be transferred from device to device via storage cards, and wireless technologies. Data can also be transferred to computers via data cables or wireless technology.

Your AFFIANT knows that cellular devices and tablets can contain data in memory such as email, text messages, calendar events, contacts, photographs, videos, and call records.

Your AFFIANT also knows from his training and experiences that cellular devices, especially 'smart phones', and tablets can access the internet in the same capacity as a desktop computer. Smart phones and tablets have internet web browsers, email clients, and software to enable the same functionality as a traditional desktop or laptop computer.

Your AFFIANT knows from his training and experience those cellular devices, especially 'smart phones' and tablet devices using the Android and Apple iOS operating systems, create and store GPS (Global Positioning System) data. This data can be stored for the lifetime of the phone or tablet.

Your AFFIANT also has knowledge in the forensic analysis of computers, cellular devices, and other digital media. Your AFFIANT advises that the examination of computer files, documenting the examination, and making evidentiary and discovery copies of evidence found on a computer and storage devices is a lengthy, technical process. It is necessary to determine that no security devices are in place, which causes the destruction of evidence during the search. In some cases, it is impossible to even conduct a search without expert technical assistance.

Electronic device data search protocols are exacting procedures designed to protect the integrity of the evidence and to recover even “hidden”, erased, compressed, password-protected, or encrypted files. Using these procedures, it is also possible to recover evidence from “slack space” and/or “unallocated space” of the storage media. The data in these areas is not controlled by the user of a computer and can exist on a computer for extended periods of time. In theory, it can exist for several years. It is possible that evidence is contained within the data stored in the slack space and/or unallocated space.

Your AFFIANT also advises the Court that technical expertise is necessary to complete examination of electronic evidence. Because of the possibility that files may be hidden, or codes put in place to prevent the retrieval of data, it may become necessary to request assistance of an individual/s who are not commissioned law enforcement officers but who are trained and/or learned in the retrieval of data stored in a computer or related devices.

Your AFFIANT also advises that an examination requires all peripheral devices, software and documentation, printed and handwritten, be seized since it would be impossible without examination to determine that it is standard, commercially available software and/or hardware. In some instances, it is necessary to have the software used to create data files and records in order to read the files and records. In addition, without examination, it is impossible to determine that the disks purporting to contain standard commercially available software program has not been used to store records instead.

Your AFFIANT knows digital data can be found in numerous locations and formats. Evidence can be embedded into unlikely files for the type of evidence, such as a photo included in a document or converted into a PDF file or other format to conceal their existence. Information on devices and media can be stored in random order; with deceptive file names; hidden from normal view; encrypted or password protected; and stored within applications on cellular devices.

Your AFFIANT knows, 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 warrant. This type of information

will be important to the forensic examiner's ability to piece together and recognize evidence of criminal activity.

Your AFFIANT advises that it has been recognized by the Nebraska Supreme Court that law enforcement cannot predict where evidence of a crime will be located in a cellular device, or call records, or in what format, such as texts, videos, photographs, emails, or applications. And it has been further stated that there is no way for law enforcement to know where in the digital information associated with cell phones it will find evidence of the specified crime. Consequently, a brief examination of all electronic data associated with a cell phone is usually necessary to find where the information to be seized is located, and such examination is reasonable under the Fourth Amendment.

No wire communications or electronic communications will be intercepted. There is no reason to believe that any of the computers operate in any way as a server of an electronic bulletin board service. As such, the provisions of the Wire and Electronic Communications Interception Act would not apply. Should information of this type be discovered, it would be set aside, unopened.

There is no indication that there is any "work product" or "documentary" material stored on the computers with the purpose of disseminating to the public a newspaper, broadcast, or other similar form of public communication. Should officers become aware of any such materials, they shall be returned as quickly as circumstances permit.

Furthermore, your AFFIANT advises that the examination of an electronic device is a lengthy process requiring special steps to ensure the integrity of the electronic evidence. Therefore, your AFFIANT would like to advise the Court that it may not be possible to complete a return to the Court within the 10 days normally required by the Courts.

Your AFFIANT believes that the information presented to him is factual and that there is reason to believe that the below-mentioned property has location and communication data, along with other evidence related to this case.

The above does constitute grounds of probable cause for the issuance of a Search Warrant for the following device:

Black I-Phone (newer but unknown model) labeled with Property Number Q2407722 and Case Number C4002884.

Evidence to be searched for includes:

a. Evidence of other accounts associated with this device including email addresses, social media accounts, messaging “app” accounts, and other accounts that may be accessed through the digital device that will aid in determining the possessor/user of the device;

b. Evidence of use of the device to communicate with others about Theft by Deception - Nebraska Revised Statute 28-512, Theft by Unlawful Taking \$0-\$500 - Nebraska Revised Statute 28-511, and Unauthorized use of a financial transaction device - Nebraska Revised Statute 28-620; via email, chat sessions, instant messages, text messages, app communications, social media, internet usage, and other similar digital communications;

c. Photographs, images, videos, documents, and related data created, accessed, read, modified, received, stored, sent, moved, deleted or otherwise manipulated;

d. Evidence of use of the device to conduct internet searches relating to Theft by Deception - Nebraska Revised Statute 28-512, Theft by Unlawful Taking \$0-\$500 - Nebraska Revised Statute 28-511, and Unauthorized use of a financial transaction device - Nebraska Revised Statute 28-620;

e. Information that can be used to calculate the position of the device, including location data; GPS satellite data; GPS coordinates for routes and destination queries; application data or usage information and related location information; IP logs or similar internet connection information; and images created, accessed or modified, together with their metadata and EXIF tags;

f. Evidence of the identity of the person in possession of the device(s) and the associated times and dates. Such evidence may be found in digital communications, photos and video and associated metadata, IP logs, documents, social media activity, and similar data;

g. Records linking the suspect, co-conspirator(s), victim(s), and/or witness(es) to a certain screen name, handle, email address, social media identity, etc.;

h. Records showing a relationship with suspect, co-conspirator(s), victim(s), witness(es), and/or location(s), etc.;

i. Names, nicknames, account ID’s, phone numbers, or addresses of specific persons;

j. Records showing a relationships to particular areas or locations associated with Theft by Deception - Nebraska Revised Statute 28-512, Theft by Unlawful Taking \$0-\$500 - Nebraska Revised Statute 28-511, and Unauthorized use of a financial transaction device - Nebraska Revised Statute 28-620;

k. Photographs, images, videos, documents that contain or are evidence of Theft by Deception - Nebraska Revised Statute 28-512, Theft by Unlawful Taking \$0-\$500 - Nebraska Revised Statute 28-511, and Unauthorized use of a financial transaction device - Nebraska Revised Statute 28-620;

l. Evidence of purchases, such as items used in planning or facilitating Theft by Deception - Nebraska Revised Statute 28-512, Theft by Unlawful Taking \$0-\$500 - Nebraska Revised Statute 28-511, and Unauthorized use of a financial transaction device - Nebraska Revised Statute 28-620;

m. Internet research history conducted while planning, executing, or covering up Theft by Deception - Nebraska Revised Statute 28-512, Theft by Unlawful Taking \$0-\$500 - Nebraska Revised Statute 28-511, and Unauthorized use of a financial transaction device - Nebraska Revised Statute 28-620;

n. Any live and deleted user attribution data including user accounts, e-mail accounts, passwords, PIN codes, patterns, account names, user names, screen names, remote data storage accounts, documents, files, calendars, metadata, recycle bin files, and any other information and evidence that may demonstrate attribution to a particular user or users;

o. Any live and deleted applications, programs, or software, used to facilitate the creation, storage, display, or transmission of digital visual recordings and the logs and data associated with the applications, programs or software, and any device backup files;

p. Any live and deleted audio or visual recording files including files bearing file extensions jpg, jpeg, png, gif, tif, wav, aiff, mp3, mp4, avi, mpg, mpeg, flv, mp4, mov, and wmv along with any descriptive metadata within or associated with the visual recording files, which may include date and time the recording was created, the device used to create the recording and location the recording was made;

q. Any live and deleted passwords, password files, keys, encryption codes, or other information necessary to access the digital device, software or data stored on the digital device;

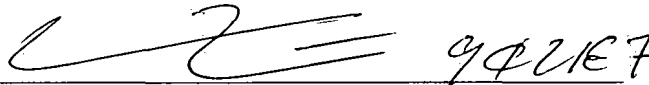
r. Any live and deleted records, documents, programs, applications, information, or materials created, modified, or stored in any form on the digital device listed in this affidavit, that show the actual user(s) of the computers or

digital devices including web browser history; temporary Internet files; cookies, bookmarked or favorite web pages; e-mail addresses used from the computer; MAC IDs and/or Internet Protocol addresses used by the computer; e-mails, instant messages, text messages (SMS/MMS), application data and other electronic communications; address books; contact lists; records of social networking and online service usage; calendar entries, notes, journals, and any software that would allow others to control the digital device such as viruses, Trojan horses, malware, and other forms of malicious software.

Your AFFIANT would also like to advise the court that the examination of digital devices is a lengthy process requiring special steps to ensure the integrity of the electronic evidence. Therefore, it may not be possible to complete a return for the court within the 10 days normally required by the court.

Further AFFIANT saith not;

Dated this 19th day of April, 2024.

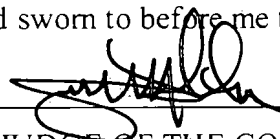


DEPUTY LATHROP, COLT 902187

WITH

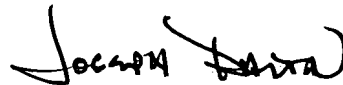
LANCASTER COUNTY SHERIFF'S OFFICE

SUBSCRIBED to in my presence and sworn to before me this 19 day of April, 2024



JUDGE OF THE COUNTY COURT





Printed Name of County Court Judge