

File No.

# SEARCH WARRANT

## IN THE MATTER OF

In RE: ROD Investigation from May 3, 2008

Date Issued 05/06/2008 Time Issued 9:15  AM  PM

Name Of Applicant  
Captain Rick Sutherland

Name Of Additional Affiant

Name Of Additional Affiant

### RETURN OF SERVICE

I certify that this Search Warrant was received and executed as follows:

Date Received	05/06/2008	Time Received	9:15	<input checked="" type="checkbox"/> AM <input type="checkbox"/> PM
Date Executed	05/06/2008	Time Executed		<input checked="" type="checkbox"/> AM <input type="checkbox"/> PM

I made a search of Phone provided

\_\_\_\_\_ as commanded.

- I seized the items listed on the attached inventory.
- I did not seize any items.
- This Warrant WAS NOT executed within forty-eight (48) hours of the date of issuance and I hereby return it not executed.

Signature Of Officer Making Return  
Rick Sutherland

Department Of Agency Of Officer  
DCSO

Incident Number  
2008 088775

# STATE OF NORTH CAROLINA

ONSLOW County

In The General Court Of Justice  
District/Superior Court Division

To any officer with authority and jurisdiction to conduct the search authorized by this Search Warrant:

I, the undersigned, find that there is probable cause to believe that the property and person described in the application on the reverse side and related to the commission of a crime is located as described in the application.

You are commanded to search the premises, vehicle, person and other place or item described in the application for the property and person in question. If the property and/or person are found, make the seizure and keep the property subject to Court Order and process the person according to law.

You are directed to execute this Search Warrant within forty-eight (48) hours from the time indicated on this Warrant and make due return to the Clerk of the Issuing Court.

This Search Warrant is issued upon information furnished under oath by the person(s) shown.

Date 5-6-08 Signature [Signature]

Deputy CSC  Assistant CSC  CSC

Magistrate  District Ct. Judge  Superior Ct. Judge

This Search Warrant was returned to me on the date and time shown below.

Date \_\_\_\_\_ Time \_\_\_\_\_  AM  PM

Signature \_\_\_\_\_

Deputy CSC  Assistant CSC

Clerk Of Superior Court

*original / Return*

*Version*

# APPLICATION FOR SEARCH WARRANT

1. Captain Rick Sutherland

*(insert name and address, or if law enforcement officer, name, rank and agency)*

being duly sworn, request that the Court issue a warrant to search the person, place, vehicle, and other items described in this application and to find and seize the property and person described in this application. There is probable cause to believe that *(Describe property to be seized, or if search warrant is to be used for searching a place to serve an arrest warrant or other process, name person to be arrested)*

all incoming and outgoing text messages and records of all incoming and outgoing phone calls for the phone number 702-241-1111 for the date of May 3, 2008 for the times 7:30am to 7:00am. Subscriber information on the account to identify the owner of the account and the identifying information associated with the account.

constitutes evidence of a crime and the identity of a person participating in a crime. *(Name crime)* Resist Obstruct and Delay an Officer in the Performance of their

Duties

and is located *(Check appropriate box(es) and fill in specified information)*

in the following premises *(Give address and, if useful, describe premises)*

*(and)*  
 on the following person(s) *(Give name(s) and, if useful, describe person(s))*

*(and)*  
 in the following vehicle(s) *(Describe vehicle(s))*

*(and)*

*(Name and/or describe other places or items to be searched, if applicable)*

Verizon Wireless Business Records and Storage Media

The applicant swears to the following facts to establish probable cause for the issuance of a search warrant:  
See Attached

**SWORN AND SUBSCRIBED TO BEFORE ME**


Date

5-6-08

Date

5-6-08

Signature of Applicant

Signature 

Magistrate

Dep. CSC

Asst. CSC

Clerk of Superior Court

Judge

In addition to the affidavit included above, this application is supported by additional affidavits, attached, made by Captain Rick Sutherland

In addition to the affidavit included above, this application is supported by sworn testimony, given by \_\_\_\_\_

This testimony has been *(check appropriate box)*  reduced to writing  tape recorded and I have filed each with the clerk.

**NOTE:** If more space is needed for any section, continue the statement on an attached sheet of paper with a notation saying "see attachment." Date the continuation and include on it the signatures of applicant and issuing official.