

STATE of CALIFORNIA - COUNTY of SAN JOAQUIN RETURN TO SEARCH WARRANT

Detective Nathan Coghurn, being sworn, says he conducted a search pursuant to the Search Warrant described below:

Issuing Magistrate: Judge Harrington

Magistrate's Court: Superior Court of California, County of San Joaquin, Stockton Department.

Date of Issuance: December 10, 2008.

Date of Service: December 10, 2008.

Your Affiant searched the following location(s), vehicle(s), and person(s):

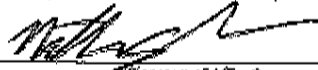
T-Mobile
4 Sylvan Way
Parsippany, NJ 07054

Your Affiant seized the following items:

- Described in the attached and incorporated inventory.
- Described below:

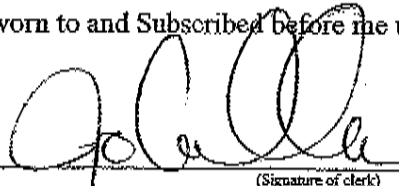
I sought subscriber information, call detail records (outbound / inbound call detail), call origination / termination location, cell site tower information, and all stored communications or files, including voice mail, email, digital images, and text message associated with the ensuing cell phone number: [REDACTED] In terms of the requested time period, I sought all historical information T-Mobile possessed concerning the aforementioned cell phone numbers.

I further swear this is a true and detailed account of all the property taken by me pursuant to the search warrant. Pursuant to Penal Code Sections 1528 and 1536 this property will be retained in my custody, subject to the order of this court or of any other court.



(Signature of Affiant)

Sworn to and Subscribed before me this 11th day of December 2008, at 8:15 ^{AM} P.M.

 12/11/08

(Signature of clerk)

Clerk of the Superior Court of California, County of San Joaquin, Tracy Department.



(Clerk's Printed Name)

SW NO. TSW 576

STATE of CALIFORNIA, COUNTY of San Joaquin, SEARCH WARRANT and AFFIDAVIT (AFFIDAVIT)

Det. Nate Cogburn swears under oath the facts expressed by him in the attached and incorporated Affidavit are true and based thereon he has probable cause to believe and does believe the articles, property, and persons described below are lawfully seizable pursuant to Penal Code Section 1524 et seq., as indicated below, and are now located at the locations set forth below. Wherefore, Affiant requests this Search Warrant be issued.

N. Cogburn
(Signature of Affiant)

NO KNOCK: YES NO
HOBBS SEALING REQUESTED: YES NO
NIGHT SEARCH REQUESTED: YES NO

(SEARCH WARRANT)

THE PEOPLE OF THE STATE OF CALIFORNIA TO ANY SHERIFF, POLICEMAN OR PEACE OFFICER IN THE COUNTY OF SAN JOAQUIN: proof by affidavit, under penalty of perjury, having been made before me by Det. Nate Cogburn there is probable cause to believe the property or person described herein may be found at the location(s) set forth herein and it is lawfully seizable pursuant to Penal Code Section 1524 et seq., as indicated below by "☒"(s), in that:

- it was stolen or embezzled;
- it was used as the means of committing a felony;
- it is possessed by a person with the intent to use it as means of committing a public offense or is possessed by another to whom he or she may have delivered it for the purpose of concealing it or preventing its discovery;
- it tends to show a felony has been committed or that a particular person has committed a felony;
- it tends to show sexual exploitation of a child, in violation of Penal Code Section 311.3, or possession of matter depicting sexual conduct of a person under the age of 18 years, in violation of Section 311.11, has occurred or is occurring;
- there is a warrant to arrest the person;
- a provider of electronic communication service or remote computing service has records of evidence, as specified in Penal Code Section 1524.3, showing property was stolen or embezzled constituting a misdemeanor, or property or things are in possession of any person with intent to use them as a means of committing a misdemeanor public offense, or in the possession of another to whom he or she may have delivered them for the purpose of concealing them or preventing their discovery;

You are therefore COMMANDED to SEARCH:

T-Mobile
4 Sylvan Way
Parsippany, NJ 07054
[REDACTED]

For the FOLLOWING PROPERTY or PERSON(S):

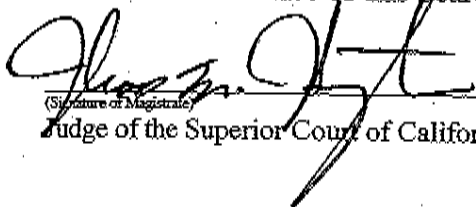
I am seeking subscriber information, call detail records (outbound / inbound call detail), call origination / termination location, cell site tower information, and all stored communications or files, including voice mail, email, digital images, and text message associated with the ensuing cell phone number: [REDACTED] In terms of the requested time period, I am seeking all historical information Metro PCS possesses concerning the aforementioned cell phone numbers.

AND TO SEIZE IT / THEM IF FOUND and bring it / them forthwith before me, or this court, at the courthouse of this court.

It is hereby ordered this entire search warrant and statement of probable cause / affidavit be sealed because disclosure could irremediably harm the ongoing criminal investigation. In accordance with California Rules of Court Rule 243.1(d), this court finds:

- There exists an overriding interest that overcomes the right of public access to the record;
- The overriding interest supports the sealed record;
- A substantial probability exists that the overriding interest will be prejudiced if the record is not sealed;
- The proposed sealing order is narrowly tailored;
- No less restrictive means exists to achieve the overriding interest.

This **Search Warrant** and **Affidavit** and attached and incorporated **Affidavit** were sworn to as true and subscribed before me on this 10th day of Dec, 2008 at 4:30 A.M. / P.M. Wherefore, I find probable cause for the issuance of this Search Warrant and do issue it.


(Signature of Magistrate)
 Judge of the Superior Court of California, County of San Joaquin.

12-10-08
(Date)

NO KNOCK: YES NO
 HOBBS SEALING APPROVED: YES NO
 NIGHT SEARCH APPROVED: YES NO



 Signature of Magistrate

STATE of CALIFORNIA, COUNTY of San Joaquin,
ATTACHED and INCORPORATED
STATEMENT OF PROBABLE CAUSE

Affiant declares under penalty of perjury the following facts are true and there is probable cause to believe, and affiant does believe, the designated articles, property, and persons are now in the described locations, including all rooms, buildings, and structures used in connection with the premises and buildings adjoining them, the vehicles and the persons:

Your Affiant, Nathan Cogburn, declares I am a sworn peace officer and currently assigned to the investigations division as a detective specializing in cases concerning child abuse and sexual assault. Additionally, I supervise convicted sex offenders residing within the City of Tracy, where I have been dutifully employed as a police officer since February 2004. Moreover, I am a member of the Sacramento Valley Hi - Tech Crimes Task Force.

During my tenure as a police officer, I have investigated various cases involving an assortment of transgressions, specifically: violent crimes against persons, narcotics and controlled substances violations, sex crimes, domestic violence offenses, child sexual exploitation, Internet crimes against children, theft, forgery, identity theft, weapons violations, street-terrorism, municipal, state, and federal violations.

In 2003, I graduated from the 920-hour POST-certified Ray Simon Regional Criminal Justice Basic Police Academy. The extensive training encompassed no less than two-hundred (200) hours of homicide, sexual assault, child abuse, sexual exploitation of children, domestic violence, and property crimes investigations.

Throughout the duration of my employment, I received in-service training regarding child abuse crimes. Additionally, I conversed with detectives and senior officers with vast experience regarding the efficient and effective investigation of complex child abuse and sexual assault crimes. In conducting my own investigations, I interviewed and interrogated suspects involved in the aforementioned crimes and obtained both admissions and confessions from them. Moreover, I have consulted with crime scene technicians with regard to common types of evidence collected during the course of these investigations and the proper methods of obtaining and packaging said evidence. In all I have investigated, or assisted in the investigation of, a minimum of seventy child abuse / sexual assault cases.

I have completed the following training:

- **BA in English from UC Berkeley.**
- **MS in Emergency Services Administration from CSU Long Beach.**
- **80-hour training: Institute of Criminal Investigation (ICI) Core Course.**
- **80-hour training: ICI Homicide Investigation.**
- **40-hour training: ICI Child Abuse Investigation.**
- **40-hour training: ICI Sexual Assault Investigation.**
- **32-hour training: Encase 1 Computer Forensics.**
- **32-hour training: Cybercop 101 - Basic Data Recovery and Acquisition.**
- **24-hour training: ICI Interview and Interrogation.**
- **24-hour training: CNOA - Drug Abuse Recognition.**
- **21-hour training: 6th Annual Internet Crimes against Children (ICAC) Conference.**
- **16-hour training: Third Degree Communications - Child Exploitation.**



Signature of Magistrate