

SEARCH WARRANT

COUNTY OF _____
STATE OF _____

TO ANY PEACE OFFICER WITHIN OR OF SAID COUNTY:

Proof by Affidavit having been made before me by **Detective** _____ with the _____ **Police Department** that there is probable cause to believe that certain evidence of a crime, to wit: **TCA 39-14-103 (Theft) and TCA 39-13-1002 (Burglary)**, will be found upon **ATT Records under the control of ATT located at 11760 US Highway 1, Suite 300, North Palm Beach, FL 33408**, Affiant applies to this Court for this order directing ATT and any other telecommunication providers, to provide to _____ **Police Department Detective** _____, the following information and assistance:

The unique identifiers for each wireless device that generated a Timing Advanced Location Information record, and Historical Precision Location Information data, within the geo-fenced search area for each location, including International Mobile Subscriber Identity (“IMSI”), Service Type, Start/End Time of connection, Start/End Cell, End Timing Advance (Miles), End Latitude (degrees), End Longitude (degrees) for the following geo-fenced locations:

- **Location 1:** A 100-meter radius surrounding the address of 1915 Mallory Lane, Franklin, TN 37067, identified by the latitude/longitude coordinates of 35.955732, -86.819044.
 1. Date and Time Period (Provided in Central Time)
 - a) Start Time: 2/8/2024 at 1100 hours
 - b) End Time: 2/8/2024 at 1115 hours
- **Location 2:** A 550-meter radius surrounding the address of 3600 Mallory Lane, Franklin, TN 37067, identified by the latitude/longitude coordinates of 35.939168, -86.819563.
 1. Date and Time Period (Provided in Central Time)
 - a) Start Time: 2/9/2024 at 1610 hours
 - b) End Time: 2/9/2024 at 1630 hours
- **Location 3:** A 100-meter radius surrounding the address of 645 Thompson Lane, Nashville, TN 37204, identified by the latitude/longitude coordinates of 36.110817, -86.755740.
 1. Date and Time period (Provided in Central Time)
 - a) Start Time: 2/9/2024 at 1500 hours
 - b) End Time: 2/9/2024 at 1515 hours

Records are to be certified for court purposes and include a certificate of authenticity and sent preferably electronically to:

Det. _____ at Email Address

_____ Police Department

ADDRESS

Your affiant has sufficient reason to believe and does believe that the above-described information is crucial in the felony criminal **investigation of an unknown suspect** and is located upon the ATT servers and is subject to seizure and makes this affidavit so that a warrant may issue to search the said premises, place or thing.

YOU ARE THEREFORE COMMANDED to make an immediate search of ATT, a company doing business in _____ County, STATE and with corporate offices at, **11760 US Highway 1, Suite 300, North Palm Beach, FL 33408**, including all computer servers, record systems, offices and files, for the aforesaid evidence; and if you find the same or any part thereof, seize the evidence, make lawful disposition thereof in accordance with this warrant and provide said evidence with a **CERTIFICATE OF AUTHENTICITY** to affiant.

I HEREBY CERTIFY THAT I HAVE DELIVERED THIS SEARCH WARRANT FOR EXECUTION TO:

_____/Detective, at _____ o'clock ___ M, on this _____ day
of _____, 2024.

JUDGE or MAGISTRATE / _____ COUNTY

AFFIDAVIT IN SUPPORT OF SEARCH WARRANT

COUNTY OF NAME

STATE OF NAME

Personally appeared before _____, **JUDGE or MAGISTRATE** / **NAME COUNTY** for said State, the undersigned _____ with the _____ **Police Department** that there is probable cause to believe that certain evidence of a crime, to wit : **TCA 39-14-103 (Theft) and TCA 39-13-1002 (Burglary)**, will be found upon **ATT Records under the control of ATT located at 11760 US Highway 1, Suite 300, North Palm Beach, FL 33408**, Affiant applies to this Court for this order directing ATT and any other telecommunication providers, to provide to _____ **Police Department Detective** _____, the following information and assistance:

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 - c) Start Time: 2/8/2024 at 1100 hours
 - d) End Time: 2/8/2024 at 1115 hours
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- **Location 3:** A 100-meter radius surrounding the address of 645 Thompson Lane, Nashville, TN 37204, identified by the latitude/longitude coordinates of 36.110817, -86.755740.
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Statement of Facts In Support of Probable Cause

The purpose of this affidavit is to provide probable cause to search ATT servers for evidence related to **cellular records kept by ATT**. It is not intended to include each and every fact known by your affiant. This affidavit is made by **Detective _____** has worked in the field of law enforcement since _____. Affiant has worked in the Criminal Investigation Division since MONTH YEAR in the Major Crimes Unit. Detective _____ has received specialized training to include, criminal investigations, death investigations, interview and interrogation methods, crime scene processing, and other investigative skills. Your Affiant now testifies herein which is based upon information received from other law enforcement officers, unless otherwise stated, which your Affiant believes to be true, and is as follows:

Detective NAME states the following under oath:

On 2/9/2024, CITY Police officers were called to 3600 Mallory Lane, Franklin, TN, in reference to a vehicle burglary that had just occurred. The victim, FULL NAME stated his vehicle was burglarized in the parking lot of Walmart (3600 Mallory Lane) and he had approximately \$32,592 in cash stolen from his vehicle.

NAME stated on 2/9/2024, he sold property in Mexico to his coworker, NAME. NAME and NAME met in the parking lot of the Wells Fargo Bank located at 618 Thompson Lane, Nashville, TN at approximately 1:00pm, where NAME gave three Wells Fargo envelopes to NAME containing \$32,592 in cash. After the transfer of the money, NAME drove in his vehicle to King Siam Thai Cuisine located at 907 12th Avenue South, Nashville, TN, in order to meet his daughter for lunch around 2:00 pm. After lunch, NAME drove to Bank of America located at 645 Thompson Lane, Nashville, TN, to get the sale of the property paperwork notarized. Once the paperwork was notarized, NAME drove to Walmart (3600 Mallory Lane, Franklin, TN) arriving at approximately 4:11 pm. NAME parked in the parking lot of Walmart and went into the store.

When NAME went back out to his vehicle, he realized the vehicle had been burglarized and the large amount of cash, which was left inside the car while he went into Walmart, was missing. Officers on scene checked Walmart security camera footage and observed NAME park his vehicle at approximately 4:11 pm on 2/9/2024. The footage also showed a gray newer model Toyota Rav 4 closely follow NAME vehicle into the parking lot. The Rav 4 can be seen driving around the parking lot for approximately 12 minutes before parking next to NAME's vehicle on the passenger side. The camera angle does not allow for one to see what happens on the passenger side of NAME's vehicle. Four minutes after parking next to NAME's vehicle, the gray Rav 4 drives away and exits the parking lot. It appears as though he Rav 4 parked next to the victim's vehicle and one or more occupants exited the Rav 4 to break into NAME's vehicle. This is a common practice with what has come to be known as "Juggers". Juggers will watch people in bank parking lots and then follow the bank customers to a place where the suspect(s) can burglarize vehicles with the hopes of obtaining whatever cash the bank customers took out of the bank.

When I (Det. NAME), was assigned this case, I learned there was a very similar case assigned to NAME Police Detective NAME which occurred on 2/8/2024. In Det. NAME case, the victim drove

from the Bank of America located at 1211 Murfreesboro Road, Franklin, TN, where he obtained approximately \$500 in cash, to Academy Sports located at 1915 Mallory Lane, Franklin, TN. The victim in this case parked his vehicle in the parking lot of Academy Sports at approximately 11:00 am. The victim stated he was in the store for approximately 15 minutes before he came out to his vehicle and discovered it was burglarized and the cash he had just obtained was stolen. Video surveillance showed a newer model gray or silver small SUV park next to the victim vehicle in a way that the activity cannot be viewed by security cameras. The gray SUV parks next to the victim vehicle for a few minutes before leaving the scene in an unknown direction. This gray SUV appears to be a Toyota Rav 4, likely the same suspect vehicle involved in the case I am investigating that took place on 2/9/2024.

Based on my experience with “juggers”, the people who perpetrate these types of crimes are typically from out-of-town and will stay in a target location for a brief time period, usually a day or two. It is likely that the suspects in these two cases are the same people. The Rav 4 seen at both Academy and Walmart appear the be the same vehicle.

On 2/15/2024, I spoke to the victim, NAME, over the phone. He described the events with the same details regarding the day of the theft from his vehicle, but he did add that along with the stolen cash, he had company checks that were also stolen from his vehicle. NAME indicated that one of these checks was attempted to be cashed somewhere in North Carolina on 2/14/2024. NAME said the checks were for a Wells Fargo Business account for his employer’s business, BUSINESS NAME. NAME provided a picture of a voided check for the compromised account (Wells Fargo Bank, Routing Number 061000227, Account number 1234567) and a contact for his employer who might have more information on the attempted check cashing, NAME (555-555-5555).

I called NAME who could not provide many more details about the stolen checks or where they were cashed. She stated the impacted Wells Fargo account was closed on Monday (2/13/2024), and the business received a phone call from Wells Fargo on 2/14/2024 advising someone was trying to cash a check against this account in North Carolina. A specific city was not provided.

By obtaining the requested information from ATT, I will be able to obtain any device that went within the described radius of the locations above. Using this information, I could possibly locate a device that is common to multiple locations, thus providing a lead on the identity of the suspect(s) in this case. ATT’s accounts related to the ATT devices in the area of the aforementioned target locations can potentially provide incriminating or exculpatory information regarding the identification of the offender(s), accomplices, and/or witnesses during the time of the crime committed in CITY, STATE on 2/8/2024 and 2/9/2024. This information would prove crucial to this case and subsequent prosecution.

Experience and Basis of Knowledge of Affiant

Affiant, Detective NAME, has worked in the field of law enforcement since YEAR. Affiant has worked in the Criminal Investigation Division since MONTH YEAR in the Major Crimes Unit.

Detective **NAME** has received specialized training to include, criminal investigations, death investigations, interview and interrogation methods, crime scene processing, and other investigative skills. Affiant knows the preceding information from personal observance and from information relayed to him by other police officers and citizens.

Through the experience and the training and experience of other law enforcement, Affiant knows that computers and cellular telephones have become a natural repository for information and collections, including photographs, documents, emails, and other electronic files due to the storage capabilities and features offered. Computers and cellular telephones are capable of storing vast amounts of information and data.

Your affiant states that personal computers and cellular telephones are a natural repository for information and collections, and organization of materials for personal, business, and financial use. Your affiant states that the varying unlimited uses of a personal computer and cellular telephones make it also probable that evidence of dominion, ownership and control of the personal computer, cellular telephone and files thereon may be found in varying electronic forms. This includes the data transmitted to and from the cellular devices to the responsible third-party cellular service provider.

Your affiant states that based on past experience cellular telephones transmit and receive data. The transmission of this data often times document their location at the time the data is transmitted. This data is stored on computer servers by the cellular telephone providers.

Your affiant states that based on his training and past experience, people who commit these types of crimes often have their cellular telephone with them at the time they commit the crime. Obtaining this information will confirm the suspect was in the area at the time of the incident.

I SWEAR THE FOREGOING IS TRUE UNDER PENALTY OF PERJURY.

AFFIANT

Sworn to and subscribed before me on _____ the _____ day of
_____ 2024.

JUDGE or MAGISTRATE / NAME COUNTY

RETURN OF SERVICE

OFFICER'S RETURN AND SUMMARY INVENTORY OF PROPERTY SEIZED

The within warrant came to hand, and executed on this _____ day of _____, 2024, by searching the person(s) and premises herein described, and taking therefrom the following evidence which was seized:

Agent, Deputy or Officer Executing Warrant

JUDGEMENT ON SEARCH WARRANT

Due and proper return having been made of the warrant, the property seized as described in the said return shall be retained, subject to the orders of the _____ Court of NAME County, and the within warrant, affidavit, and return shall be filed in the office of the Clerk of said Criminal Court.

This _____ day of _____, 2024.

Judge/Magistrate of the Court