
IN THE THIRD DISTRICT COURT - ALL DEPARTMENT
IN AND FOR SALT LAKE COUNTY, STATE OF UTAH

AFFIDAVIT FOR SEARCH WARRANT

STATE OF UTAH)

:ss

County of Salt Lake)

The undersigned affiant, Investigator Dustin Cordova of Unified Police, upon an oath or written affidavit subscribed under criminal penalty, declares:

That your affiant has reason to believe:

THAT

On the premises known as On the premises known as 5443 South Redwood Road, further described as a T-Mobile Store affiliated with T-Mobile USA, Inc. Law Enforcement Relations Group, located at 4 Sylvan Way Parsippany, NJ 07054;

In the City of Taylorsville, County of Salt Lake, State of Utah, there is now certain property or evidence described as:

All customer/subscriber information for (801)-[REDACTED], including any listed addresses, telephone numbers, social security numbers, dates of birth, names, any other customer identifying information, mobile handset or device identifiers/serial numbers (MEID, ESN, IMSI, IMEI) activation date and deactivation date, if applicable.

Call detail records for (801)-[REDACTED] from 05-01-2016 to present, including detailed information in reference to all known outgoing and incoming calls associated with the account, dates and times calls were made, and duration of all calls made or received. This is to include any other pertinent call detail records including special features codes, or any other codes that are maintained in the normal course of business for T-Mobile, or any T-Mobile cellular numbers identified in the course of the investigation.

Text, SMS, MMS detail records for (801)-[REDACTED] from 05-01-2016 to present, including detailed information in reference to all known outgoing and incoming SMS and MMS associated with the account, dates and times

messages were made. This is to include any other pertinent message detail records including special features codes, or any other codes that are maintained in the normal course of business for T-Mobile, of any T-Mobile cellular numbers identified in the course of the investigation.

In the event the requested Call Detail Records contain other T-Mobile customer numbers, identified as either incoming or outgoing calls, T-Mobile will provide subscriber information to the specific numbers identified, if requested.

Cell site information, to include all known cell towers associated with outgoing and incoming calls (Call Detail Records). This information is to include any sector information, if known, cell site location, and any other related material that would be necessary to identify the location and sector in reference to the cell site information associated with the call detail records.

Cell Site locations for all T-Mobile Cell Sites, sector information, including Azimuth headings, in the regional market associated with the requested cell site information.

Location information for 90 days, to include any estimated or known Longitude and Latitude of the cellular device's current location, or approximate location, information received by cell tower(s) in reference to direction and distance from the tower a device may be located (timing and triangulation information). The geographical constraints of location information will be limited to the United States.

and that said property or evidence:

Was unlawfully acquired or is unlawfully possessed;

has been used or is possessed for the purpose of being used to commit or conceal the commission of an offense; or

is evidence of illegal conduct.

Affiant believes the property and evidence described above is evidence of the crime or crimes of Affiant believes the property and evidence described above is evidence of the crime or crimes of Burglary and Possession of Stolen Property..

The facts to establish the grounds for issuance of a Search Warrant are:

Your Affiant, Detective Dustin Cordova, is currently employed by the Unified Police Department of Greater Salt Lake, Holladay Division Burglary Detective. In May 2015, your Affiant was assigned to the Holladay Investigations Unit. Your Affiant was given the responsibility to investigate citizen complaints occurring in the City

of Holladay. Many of these complaints involved mental health issues, narcotic, frauds, burglaries, fugitives, vehicle burglary incidents and other community problems.

Upon completion of the Utah Police Officers Standards and Training, your Affiant was assigned to the Midvale Precinct in a patrol capacity. During this time your Affiant was involved in numerous investigations involving illegal substances use, abuse, and distribution. In January 2012, your Affiant was assigned to Riverton as a Patrol Officer. In this capacity your Affiant has assisted on numerous crimes including: narcotics, burglary, armed robbery, rape, stolen vehicles, fraud, theft, and fatality investigations. In a patrol capacity, your affiant has assisted and authored numerous search warrants.

Your Affiant is a Certified Peace Officer in the State of Utah, and has over seven years of collective law enforcement experience. Your Affiant has completed over seven years of education directly related to law enforcement.

Your Affiant has been trained in controlled substance(s) identification and the investigation of controlled substance(s) related offenses. Your Affiant holds over thirty training certifications including: Field Investigation Drug Officer (FIDO), interview and interrogation techniques, handwriting analysis techniques, and critical incident management.

Your Affiant has completed various specialized law enforcement training. Your Affiant holds over twenty training certifications. Your affiant has completed drug recognition courses taught by the Utah Police Officers Standards and Training. Your Affiant is certified as a field training officer. Your Affiant has numerous hours of training through other Law Enforcement Agencies. Trainings include: witness statement analysis, forensics, drug investigations, critical incident management, interview techniques, undercover operations, search/seizure law and special weapons and tactics. These courses were taught by experts in their respective fields.

Your Affiant has completed numerous academic courses related to Criminal Justice. These courses include: Criminal Justice, Criminal Justice Management, Investigations, History of Criminal Justice, Search and Seizure Law, Ethics, Philosophy, American Jails, Constitutional Rights, Asset Forfeiture, Community Oriented Policing, and Forensics.

Your Affiant holds an Associate's Degree in Criminal Justice through Salt Lake Community College. Your Affiant holds a Bachelor's Degree in Criminal Justice through Weber State University. Your Affiant is currently working towards a Master's Degree in Criminal Justice through Weber State University.

Your Affiant has assisted other Specialized Units on search warrants including: FBI, ICE, DEA, US Marshals, and the Utah Attorney General's Office.

Your Affiant has investigated narcotic cases through surveillance of suspected drug sales operations, undercover assignments, interviewing suspects, and investigating intelligence reports from citizens. Your Affiant has successfully authored and executed various search warrants for numerous investigations. The execution of these search warrants resulted in felony arrests, seizure of stolen guns, seizure of stolen property, seizures of illegal contraband and seizure of narcotics.

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Your Affiant has been participating in an ongoing investigation involving numerous burglaries in the Salt Lake County area. The burglaries have been ongoing for the last year. The jurisdictions which have been victimized include: Draper, West Jordan, Millcreek, Holladay, and Sandy.

Your Affiant believes the suspects responsible for these burglaries can be identified by both distinct clothing and the method of operation. The suspects utilize a type of hunting camouflage mask, hoodie sweaters, grey gloves and distinct blue shoes with a white bottom. While the clothing can vary, the masks are consistently used in each incident.

Your Affiant has compiled similar cases and reviewed numerous surveillance video. Your Affiant has established the following: The incidents occur on Sunday nights or Monday nights, around 0000 hours to 0500 hours, two different suspects are involved, the suspects utilize two separate vehicles, the suspects can be seen utilizing a cell phone in many of these burglaries, the suspect's park behind the stores on nearby streets, the suspects turn off the power if it is accessible from the outside and the suspects forcefully enter each store. The suspects utilize a portable saw and pry bar tools in each incident. The suspect's damage the alarm panel prior to leaving the stores. The suspects target safes and ATM

machines. The suspects target foreign grocery stores, restaurants and other small businesses. The largest known amount of money stolen by the suspects occurred in Millcreek at the Rancho Market grocery store (Case#17-20263).

Your Affiant was recently notified about a separate burglary incident at the Rancho Market in Magna (Case#17-30078). This incident occurred on 02-26-2017 at 0402 hours (Sunday morning). In this incident the suspects entered the store forcefully. The suspects targeted a safe and ATM machine. The suspects turned off the power to the store prior to entering. The on scene evidence suggests the suspects utilized a type of saw and pry bar tools. The suspects were confronted during this incident.

It should be noted the above day, time, method of entry, target, tools, and method of operation is consistent with the prior burglary incidents. The only notable difference is in the Magna incident no video surveillance was obtained due to the power being deactivated.

Your Affiant spoke with the Rancho Market security officer Sola Malaga, who witnessed this incident and attempted to stop the suspects in this case. Sola told me he personally feels it is the same suspects. Sola said in the Millcreek incident the power box was located inside the store, in the Magna incident the power box was outside the store. Sola said the suspects targeted the safe and ATM machine only. Sola told me the suspects utilized the same tools and Sola added the suspects, without reason, damaged the alarm panel in both cases. Your Affiant noted this is consistent with the prior incidents.

Your Affiant asked Sola about the night of this incident. Sola told your Affiant he was the responding security officer in the prior Millcreek Rancho Market incident (17-20263). Sola remembered in the prior incident the suspects ran towards the rear of the business. Sola responded directly to the rear of the business during the Magna Rancho Market incident (17-300078). Sola witnessed two vehicles leaving the Rancho Market. Sola witnessed one of the men sitting in his vehicle and removing a type of mask prior to pulling away in his vehicle. Sola attempted to stop the vehicles by activating his emergency vehicle lights.

Both vehicles responded by speeding away at a high rate of speed. Sola was able to follow the vehicles and take down both license plates. Your Affiant was given two vehicle license plate numbers: [REDACTED] and [REDACTED].

Your Affiant checked the vehicle license plates. Vehicle [REDACTED] is registered to both, [REDACTED] and [REDACTED].

Vehicle NV-35E711 is registered to AVIS car rental. Your Affiant was provided a copy of the rental agreement by the regional security manager. The vehicle

was rented by [REDACTED]. Your Affiant was able to determine through his investigation [REDACTED] is the boss and friend of [REDACTED].

Your Affiant spoke with Detective Rasmussen. Detective Rasmussen was contacted by [REDACTED] on March, 7, 2017. [REDACTED] called regarding the Rancho Market case. [REDACTED] called Detective Rasmussen from phone number (385)-[REDACTED]. This is the same number listed for [REDACTED] on record management system history (RMS).

Detective Rasmussen received a phone call from [REDACTED] on March, 7, 2017. [REDACTED] called Detective Rasmussen from phone number (801)-[REDACTED]. This is the same number listed for [REDACTED] on record management system history (RMS). Both phone interactions are documented under Unified Police Department case# 17-30078.

Your Affiant has obtained a police report by Officer Mclelland. In Officer Mclelland's report he spoke with [REDACTED] on the phone. Officer Mclelland recorded this interview. Your Affiant reviewed this recording. [REDACTED] initially says he is the only person with keys to his vehicle ([REDACTED]). [REDACTED] states he had the vehicle with him the entire night of the incident. [REDACTED] later attempts to recants this statement when Officer Mclelland tells him the vehicle was used in a crime. I contacted Officer Mclelland and verified he contacted [REDACTED] on phone number 385-[REDACTED]. Officer Mclelland verified this is the correct phone number.

Due to the totality of circumstances: the same day of the week, time, and method of operation being used by the suspects in this case, the eye witness testimony provided by an independent witness, the vehicle license plates being identified during the night of the crime by the witness, the vehicles failing to stop for security, the vehicle registered owners knowing each other by friend or blood relation, and video evidence in prior incidents suggesting the suspects utilize their cell phones during the burglary incidents (17-20263, 16-182089).

Your Affiant knows from his training and experience as a Police Detective, suspects will often contact each other on cell phones prior to, during, or after a criminal incident.

Your Affiant knows from his training and experience as a Police Detective. The phone information requested can help determine if the suspects were in the vicinity of the involved businesses during the times and dates of occurrence.

Your Affiant knows from his training and experience as a Police Detective, burglary suspects will often scout or surveil a location prior to committing a criminal action.

Your Affiant is requesting 180 days of records to establish any regular patterns that may be exculpatory to the defendant.

This affidavit has been reviewed by Coral Rose of the Salt Lake District Attorney Office, and it has been approved for presentation to the court.

WHEREFORE, your affiant prays that a Search Warrant be issued for the seizure of said items.

I declare under criminal penalty of the State of Utah that the foregoing is true and correct.

Executed on: 31st day of March, 2017 @ 11:30 AM by /s/ Dustin Cordova