

IN THE SUPREME COURT OF THE STATE OF NEVADA

THE STATE OF NEVADA,

Appellant,

v.

DUSTIN LEWIS,

Respondent.

Electronically Filed
Jan 31 2023 09:30 AM
Elizabeth A. Brown
Clerk of Supreme Court

Case No. 85158

APPELLANT'S APPENDIX
Volume 2

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Counsel for Respondent

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CERTIFICATE OF SERVICE

I hereby certify and affirm that this document was filed electronically with the Nevada Supreme Court on 31st day of January, 2023. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

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Nevada Attorney General

CAESAR V. ALMASE, ESQ.
Counsel for Appellant

KAREN MISHLER
Chief Deputy District Attorney

/s/ J. Hall

Employee, Clark County
District Attorney's Office

KM//jh



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2 CAESAR ALMASE, ESQ.
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7 Attorney For Defendant

8 **DISTRICT COURT**
9 **CLARK COUNTY, NEVADA**

10 STATE OF NEVADA,

11 Plaintiff,

12 v.

13 DUSTIN LEWIS,
14 #7030601

15 Defendant.

Case No.: C-19-340051-1

Dept. No.: XXIV

**DEFENDANT DUSTIN LEWIS MOTION TO
SUPPRESS EVIDENCE BASED ON FOURTH
AMENDMENT VIOLATION AND FRUIT OF
THE POISONOUS TREE DOCTRINE**

16 COMES NOW Defendant, DUSTIN LEWIS by and through his attorney of record,
17 CAESAR ALMASE of ALMASE LAW, and hereby files DEFENDANT DUSTIN LEWIS MOTION
18 TO SUPPRESS EVIDENCE BASED ON FOURTH AMENDMENT VIOLATION AND FRUIT OF
19 THE POISONOUS TREE DOCTRINE. This Motion is based upon the instant motion, and
20 argument of Counsel at the time set for hearing of this motion.

21 DATED this 26 of February 2021.

22 By:



23 Caesar Almase #7974
24 526 S. 7th Street
25 Las Vegas, NV 89101
(702) 463-5590
Attorney for Defendant

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NOTICE OF MOTION

TO: CLARK COUNTY DISTRICT ATTORNEY, Attorney for Plaintiff:

PLEASE TAKE NOTICE that the foregoing motion has been set for hearing on the

_____ day of _____ 2021, at 8:30 AM in District Court XXIV.

DATED this 26 day of February 2021.

By: 

Caesar Almase #7974
526 S. 7th Street
Las Vegas, NV 89101
(702) 463-5590
Attorney for Defendant

CERTIFICATE OF SERVICE

I hereby certify I electronically filed the foregoing document with the Clerk of the Court by using the electronic filing system on the 26 day of February 2021. Service was made electronically and via email to:

Steven B. Wolfson
Clark County District Attorney
pdmotions@clarkcountyda.com

By: 

CAESAR ALMASE, ESQ.
Attorney For Defendant

RELEVANT FACTS

On December 8, 2018, at 10:17 AM, Officer Penney, with LVMPD, was dispatched to the StorageOne storage facility located at 9960 W. Flamingo Rd. to investigate a burglary to unit B-151. (Exhibit A, Declaration of Arrest, page 2) He contacted complaining witness Marc Falcone, the unit's renter, who had last been to the unit the previous day. (*Id.*) On the 8th Mr. Falcone received a phone call from a StorageOne employee saying his unit had been burglarized. (*Id.* at 3.) Mr. Falcone told officers he was missing 21 wristwatches worth an estimated \$2.173 million. (*Id.*) Further investigations revealed that, in addition to B-151, B-145 and B-147 had been burglarized on December 8; and units A-301, A-185, B-148, and B-259 were burglarized on December 6. (*Id.* at 3, 6.) Beyond Mr. Falcone's watches, he reported as missing a Panerai watch brand bag, watch boxes, duffle bag, and a briefcase that also had watches in it. (*Id.* at 4)

StorageOne stills from video surveillance showed two individuals, a white female adult and white male adult, entering the facility at 3:21 AM, on the 8th and leaving again at 4:43 AM, carrying several bags and pushing a wheelchair. (*Id.* at 3.) Detectives canvassed the area and learned from unidentified homeless people that the suspects may be homeless and living near the intersection of Tropicana and Fort Apache, which is approximately 2 miles from the StorageOne location. (*Id.*) Upon checking past crime reports and field interviews of homeless people in that area between Tropicana and Fort Apache, detectives found an interview from July 7, 2018, involving an Annie Bishop and a James Gregg who were homeless and matched the general description of the suspects. (*Id.* at 3, 4) The lead detective compared still shots from StorageOne surveillance to booking photos of Ms. Bishop and Mr. Gregg, determining there were similarities, but could not conclude these were the burglary suspects, due to the still shots being distant and the faces unclear. (*Id.* at

1 5). The detective did determine from surveillance that the suspects were carrying various
2 bags and an apparent chessboard (*Id.* at 5). Ms. Bishop and Mr. Gregg were never located.

3 On December 11, 2018, at 6:30 PM, officers re-canvassed the area around
4 StorageOne, attempting to locate Ms. Bishop and Mr. Gregg, and discovered a tent in a
5 fenced-off desert area east of the StorageOne facility. (*Id.* at 6.) Officers "decided to hop the
6 fence that surrounds the desert area and challenged the tent to see if anyone was inside.
7 There was no answer, **so they unzipped the door of the tent** to see if anyone was inside."
8 (*Id.* at 6) (emphasis added) Upon opening the tent, officers found no one home. However,
9 officers took the opportunity the unzipped and open tent afforded, looked inside, and saw a
10 wooden chessboard and watch boxes with one box that had "Panerai" written on it. (*Id.* at
11 6-7) Outside the tent approximately 25 yards east, a folded wheelchair was also seen. (*Id.*)

12 Based on the prior investigation and, significantly, the items officers saw inside and
13 outside the tent, a search warrant was sought and obtained. (Exhibit B, Tent Application,
14 Search Warrant, Return and Property Report) Officer Shark, in his application, stated he
15 was part of the flex team who saw the tent in the desert, and that officers attempted to
16 make verbal contact with the residents of the tent (*Id.* at 5, ln. 234-40) Receiving no
17 answer, the officer states that due to the "tent being in a fenced in private area, **Officers**
18 **opened the front zipper flap** to determine if there were occupants inside." (*Id.*, at 5, ln
19 240-42) (emphasis added) Upon opening the tent and looking inside, officers saw the
20 watch boxes, one of which had "Panerai" written on it, and the chessboard they believed
21 was seen on video, while outside was the folded wheelchair. (*Id.* at 5, ln. 242-50)

22 During the processing of the tent and surrounding area, latent prints were
23 recovered from various items including the chessboard, a coin holder, blue bag, and red
24 jewelry cleaner jar from inside the tent. (*Exh. A*, at 7) Additionally, the wheelchair handles
25 were swabbed for DNA (*Id.*)

1 Later that night of the 11th, after property from the tent was impounded, officers
2 returned to the campsite, ostensibly to search for Officer Shark's lost cell phone. (*Id.* at 7-8.)
3 They discovered the scene had been disturbed since the earlier departure. (*Id.* at 8.) While
4 at the campsite, they heard an alarm sound from inside StorageOne, but officers did not
5 locate any suspects inside the facility. (*Id.*) Instead, officers saw a black Lincoln Navigator
6 parked nearby. (*Id.*) Officers sealed the vehicle and towed it to a secured lot, anticipating
7 searching it the following day. (*Id.*) In the nearby Chevron gas station parking lot, officers
8 saw two black male adults get into a silver Nissan Altima with a Lyft sticker and drive away,
9 but did not investigate them. (*Id.*)

10 On December 12th at 1:02 AM, a "Chris Jones" called to report a robbery at 9920 W.
11 Flamingo Rd., at the Chevron just east of the StorageOne facility. (*Id.* at 8) He reported two
12 homeless men with a handgun and sawed-off shotgun took his phone and wallet and were
13 in a silver Nissan Altima with a Lyft sticker. (*Id.* at 8-9.) The person reporting said he was
14 now at his apartment at the Eagle Trace Apartments, 5370 East Craig Road. (*Id.* at 9.) The
15 Lincoln Navigator had a parking tag for the same apartment complex. (*Id.*) Surveillance
16 video from the StorageOne facility showed the same apparent white male from prior video,
17 as well as the black males from the Nissan on the property. (*Id.*)

18 Officers identified one of the black males as Tyree Faulkner and interviewed him.
19 (*Id.* at 9-10.) He would admit to fabricating the robbery incident, and was with his cousin
20 who knew a homeless white couple, who paid them \$500.00 to drive them around; the
21 white female had tried to sell a watch, but decided against it. (*Id.* at 10-11.) Later, the white
22 male offered Mr. Faulkner and his cousin each a \$1000.00, to drive them around. (*Id.* at 11.)
23 They went to the storage facility where the white male used a pair of bolt cutters to cut the
24 hasp of a lock on a unit. (*Id.*)
25

1 A search warrant of the Lincoln Navigator was issued based on the information Mr.
2 Faulkner provided, the previous investigation completed, and notably, the application
3 references a "bag of clothing sitting on the ground to the rear of the Navigator." (Exhibit C,
4 Navigator Application, Search Warrant, Return and Property Report, at 9) According to a
5 detective present during the search of the tent a few hours earlier, he recognized it as one
6 of the bags he saw at the campsite. (*Id.*) Upon searching the Navigator, officers found two
7 watches that later were determined to have the fingerprints of Mr. Faulkner and Thomas
8 Herod, and other miscellaneous items (*Id.*).

9 Of significance to the instant motion, later this same day, the latent prints from the
10 tent were processed, showing Ms. Ornelas' prints on the chessboard, and Mr. Lewis' prints
11 on a coin holder, blue bag, and red jewelry cleaner jar. (*Exh. A*, at 11) Based on the recovery
12 of these prints, the lead detective made a forensic request for the prints recovered from the
13 StorageOne facility to be matched against them; while a comparison of the prints of Messrs.
14 Faulkner, Bishop and Gregg was also requested (*Id.* at 12)

15 Subsequent investigation indicated Ms. Ornelas was located in downtown Las Vegas,
16 and surveillance located her near the Fun City Motel at 2233 South Las Vegas Boulevard.
17 (*Id.* at 12.) On December 14, she was taken into custody there, and application for a search
18 warrant for the hotel room and Ms. Ornelas' DNA was made. (Exhibit D, Motel Room
19 Application, Search Warrant, and Return) Notably, the applying detective referenced the
20 search of the tent, the items recovered inside including the watch boxes, chessboard, coin
21 holder and bags (*Id.* at 4, ln. 159-70) Then the Applicant tells the judge that latent prints
22 were recovered from the tent property, which returned to Ms. Ornelas and Mr. Lewis (*Id.* at
23 4, ln. 186-89) The search warrant was granted and among the numerous items seized and
24 listed on the Return were 3 watches which were determined to belong to Mr. Falcone. (*Exh.*
25 *D*, at 10)

1 On January 9, 2019, the lead detective received a forensic report on the prints
2 recovered from StorageOne, indicating Mr. Lewis' hand print and Ms. Ornelas' thumb print
3 were on the outside wall of unit B-145. (*Exh. A* at 14) According to the lead detective, "That
4 now placed both Lewis and Ornelas at the scene of the original burglaries to Blutman,
5 Rodrigue and Falcone's units." (*Id.*) Based on this new development of Mr. Lewis as a
6 suspect, officers began a search of him which led them to his mother's address which
7 resulted in his arrest for parole violation. (*Id.*)

8 The lead detective then interviewed Mr. Lewis about various aspects of this case
9 including the mode of the burglaries, his hand print at StorageOne, the tent, and the items
10 seized from it, including his fingerprints. (*Id.*, at 14-15) While Mr. Lewis denied
11 involvement in these burglaries and made no admissions of guilt, the lead detective
12 repeatedly said he was lying, offered to lessen his incarceration if Mr. Lewis would return
13 the watches, and generally made comments meant to elicit an admission of guilt. (*Id.* at 15)
14 At one point, the detective asked him who had the watches and Mr. Lewis said to talk with
15 Ms. Ornelas (*Id.*) After the interview, the lead detective re-booked Mr. Lewis for the instant
16 charges. (*Id.*)

17 MEMORANDUM OF POINTS AND AUTHORITIES

18 LAW

19 The Fourth Amendment to the United States Constitution protects citizens, persons
20 and property from unreasonable searches and seizures by government agents except after
21 obtaining a warrant supported by probable cause. Probable cause exists when "there is a
22 fair probability that contraband or evidence of a crime will be found in a particular place."
23 *Illinois v. Gates*, 462 U.S. 213, 238 (1983). Evidence obtained as a result of an illegal search
24 is subject to exclusion, as is evidence later discovered and "derivative of an illegality" as "fruit
25

1 of the poisonous tree." *Segura v. United States*, 468 U.S. 796, 804 (1984) (quoting *Nardona*
2 *v. United States*, 308 U.S. 338, 341 (1939)).

3 A person has a subjective expectation of privacy in a tent and its contents where
4 that person manifests such expectation, such as by leaving it closed. *Alward v. State*, 112
5 Nev. 141, 150, 912 P.2d 243, 249 (1996), *overruled on other grounds by Rosky v. State*, 121
6 Nev. 184, 111 P.3d 690 (2005); *see also United States v. Gooch*, 6 F.3d 673, 676 (9th Cir.
7 1993). The Fourth Amendment "protects people, not places." *Gooch*, 6 F.3d at 676-77
8 (quoting *Katz v. United States*, 389 U.S. 347, 351 (1967)). "Simply because [the defendant]
9 camped on land [owned by another] does not diminish his expectation of privacy." *Alward*,
10 112 Nev. at 150, 912 P.2d at 249. Warrantless searches of tents, therefore, violate the
11 Fourth Amendment. *Id.* (relied on by, *e.g., Haley v. State*, 696 N.E.2d 98, 101 (Ind. 1998);
12 *State v. Pulse*, 925 P.2d 797, 813 (Hi. 1996)).

13 Though it cannot be secured by a deadbolt and can be entered by those who
14 respect not others, the thin walls of a tent nonetheless are notice of its
15 occupant's claim to privacy unless consent to enter be asked and given. One
16 should be free to depart the campsite for the day's adventure without fear of
17 this expectation of privacy being violated. Whether of short or longer term
duration, one's occupation of a tent is entitled to equivalent protection from
unreasonable government intrusion as that afforded to homes or hotel
rooms.

18 *People v. Schafer*, 946 P.2d 938, 944 (Colo. 1997) (citing *Alward*, 112 Nev. at 150, 912 P.2d
19 at 249).

20 APPLICATION

21 The search of the tent, the car, and motel room were violations of the Fourth
22 Amendment of the United States Constitution, and the items and physical evidence
23 obtained as a result should be suppressed as fruit of the poisonous tree. Mr. Lewis
24 concedes he does not have a reasonable expectation of privacy in Mr. Faulkner's Navigator,
25 the hotel room Ms. Ornelas occupied, or her DNA. However, Mr. Lewis, like all people

1 afforded the protection of the Fourth Amendment of the US Constitution, absolutely had an
2 expectation of privacy in the home he maintained during this case, his tent. Officers
3 unzipped his tent in clear violation of the Fourth Amendment and case law. As such, every
4 tangible piece of property illegally seized from the tent and surrounding area, and any
5 physical evidence recovered including Mr. Lewis' fingerprints and DNA swabs should be
6 suppressed.

7 As *Alward* and the related cases show, the occupants of a tent, irrespective of
8 whether the tent is on private or public ground, have a legitimate expectation of privacy.
9 The *Alward* Court found their defendant, like Mr. Lewis, had a subjective expectation of
10 privacy evidenced by the leaving of his tent zipped and closed, and had an objective
11 expectation of privacy which was not diminished because the tent was on land managed by
12 the Bureau of Land Management. 112 Nev. at 150, 912 P.2d at 249 Insofar as expectations
13 of privacy, Mr. Lewis, is similarly situated here and *Alward* is on all fours with this issue.

14 Mr. Lewis also seeks to suppress, under the Fruit of the Poisonous Tree Doctrine
15 espoused in *Segura v. United States*, 468 U.S. 796, 804 (1984): his hand print recovered
16 from StorageOne; his entire interview; all documents, statements, and any other tangible
17 evidence relating to his identity; and any evidence from the search of the Navigator and the
18 Fun City Motel that the State intends to use against Mr. Lewis at trial. As the US Supreme
19 Court held in *Segura*, "evidence later discovered and found to be derivative of" an illegal
20 search or seizure must be excluded, as well as any primary evidence directly obtained from
21 the illegality. (*Id.* at 468 US 797) This directive, by necessity, includes all the above items
22 sought to be suppressed. It would go against established case law and defeat the purpose
23 of Fourth Amendment protection, to allow admission of these secondary items of evidence
24 against Mr. Lewis with the taint of illegality permeating into them as well.

1 Mr. Lewis was established as a possible suspect, solely from the prints recovered
2 from the tent, which was opened in violation of the Fourth Amendment. There simply was
3 no other mechanism by which Mr. Lewis would have been identified. The investigation
4 performed right up until the moment officers unconstitutionally opened the tent, led them
5 to Ms. Bishop and Mr. Gregg, and these two individuals were removed as suspects as a
6 result of this intrusion into Mr. Lewis' home. Therefore, all evidence that flowed and was
7 derived from this identification should be suppressed as well.

8 **CONCLUSION**

9 This Honorable Court should order the suppression of the tangible property and
10 physical evidence recovered from Mr. Lewis' tent and surrounding area, as these items
11 were seized in violation of the Fourth Amendment of the US Constitution and the *Alward*
12 case. By extension under the Fruit of the Poisonous Tree doctrine and the *Segura* case, Mr.
13 Lewis' hand print, his interview, all documents, statements, any other tangible evidence
14 relating to his identity, and any evidence from the search of the Navigator and the Fun City
15 Motel that the State intends to use against Mr. Lewis at trial must be suppressed as well.
16

17 DATED this 26 day of February 2021.

18 By:



Caesar Almase #7974
526 S. 7th Street
Las Vegas, NV 89101
(702) 463-5590
Attorney for Defendant

EXHIBIT A

LAS VEGAS METROPOLITAN POLICE DEPARTMENT
DECLARATION OF ARREST REPORT

☒ County Jail ☐ City Jail ☒ Adult ☐ Juvenile Bureau: SVAC

ID# 7030601		EVENT # 181200033889		ARRESTEE'S NAME (LAST) Lewis		(FIRST) Dustin		(MIDDLE)		SSN# [REDACTED]
RACE W	SEX M	DOB 03/12/1983	HGT 6'2"	WGT 190	HAIR BRO	EYES HZL	POB Fresno, CA			
ARRESTEE'S ADDRESS Transient						CITY Las Vegas		STATE NV		ZIP CODE 89101
OCCURRED DATE: 12/08/2018 TIME: 03:21		ARREST DATE: 01/16/2019 TIME: 12:00		LOCATION OF ARREST (NUMBER, STREET, CITY, STATE, ZIP CODE) 330 Casino Center, Las Vegas, NV 89101						
LOCATION OF CRIME (NUMBER, STREET, CITY, STATE, ZIP CODE) 9960 W. Flamingo Road B-151, Las Vegas, NV 89147										
CHARGES / OFFENSES Burglary (First) / NRS 205.060.2 (two counts) Burglary (First) / NRS 205.060.2 Grand Larceny > \$3,500.00 / NRS 205.222.3 Conspiracy Burglary / NRS 205.060.2 Burglary (First) / NRS 205.060.2 Conspiracy Burglary / NRS 205.060.2										
CONNECTING REPORTS (TYPE OR EVENT NUMBER) ICR, Voluntary Statements, Property Report, Search Warrants - 181200033889; ICR, Voluntary Statement - 181200034074; ICR, TCR, DOA, AP, Search Warrant, Property Report - 181200051857; Vehicle Impound										

The undersigned makes the following declarations subject to the penalty of perjury and says: That I am a peace officer with the LVMPD, being so employed for a period of approximately 18 year(s).

That I learned the following facts and circumstances which lead me to believe that the above named subject committed or was committing the offenses above at the location of 9960 W. Flamingo Road #B-151, LV, NV 89147 and that the offense(s) occurred at approximately 03:21 hours on the 8th day of December, 2018.

Details for Probable Cause:

Officers Involved:

Detective E. Grimes	P# 6729
Detective A. Archer	P# 6403
Detective M. Saunders	P# 6076
Detective T. Linder	P# 9848
Detective Z. Davis	P# 13944
Detective B. Jones	P# 9679
Detective B. Rose	P# 9661
Sgt. J. Glover	P# 13976
Officer A. Shark	P# 14815
Officer J. Ellis	P# 9298
Officer M. O'Connor	P# 14817
Officer R. Tighe	P# 15840
Detective J. Zinger	P# 9206
Officer C. Penney	P# 15844
Officer J. Luoto	P# 17324
Officer A. Elkind	P# 14749

Other LVMPD Personnel Involved:

Crime Scene Analyst W. Scharpf	P# 16762
Crime Scene Analyst T. Olson	P# 16552
Crime Scene Analyst G. Tapay	P# 15709
Crime Scene Analyst B. Grover	P# 4934

Wherefore, Declarant prays that a finding be made by a magistrate that probable cause exists to hold said person for preliminary hearing (if charges are a felony or gross misdemeanor) or for trial (if charges are misdemeanor).

LVMPD 1006 (Rev. 1-18)

**LAS VEGAS METROPOLITAN POLICE DEPARTMENT
CONTINUATION REPORT**

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Crime Scene Analyst E. Stephens	P# 5158
Forensic Scientist II L. Manigault	P# 15987
Forensic Scientist II L. Haines	P# 9931

Victims:

Marc Falcone
03/16/73
52 Wildwing Ct, Las Vegas, NV 89135

Michael Rodrigue
11/25/47
32 Garden Rain, Las Vegas, NV 89135

Rita Yvonne Rodrigue
06/29/50
32 Garden Rain, Las Vegas, NV 89135

Kenny Blutman
07/02/63
10340 Heale Garden Ct, Las Vegas, NV 89135

Grit Koppetz
12/22/80
3200 Mcleod #266, Las Vegas, NV 89121

Contacts:

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52 Wildwing Ct, Las Vegas, NV 89135

Nedy Macedo
04/30/85
9960 W. Flamingo Road, Las Vegas, NV 89147

Lee Preble
5105 S. Durango Drive #100, Las Vegas, NV 89113

Don Merchant
4240 W. Flamingo Road #100, Las Vegas, NV 89103

Tony Casillas
9920 W. Flamingo Road, Las Vegas, NV 89147

Arsen Urfalyan
8425 W. Flamingo Road #5, Las Vegas, NV 89147

Details:

On December 8, 2018, at approximately 10:17 hours, Officer C. Penney, P# 16844, was dispatched to the StorageOne storage facility, located at 9960 W. Flamingo Road, Las Vegas, NV 89147, in response for a burglary to unit B-151, under LVMPD event 181200033889.

When Officer Penney arrived, he made contact with Marc Falcone, who was the renter of B-151. Falcone had last been to that unit on December 7, 2018, at approximately 14:45 hours. Falcone left his storage unit secured. On

Wherefore, Declarant prays that a finding be made by a magistrate that probable cause exists to hold said person for preliminary hearing (if charges are a felony or gross misdemeanor) or for trial (if charges are misdemeanor).

[FOOTERTXT]

LVMPD 802 (Rev 02/18) Word 2013

19F00933B - ORNELAS, MARGAUX

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CONTINUATION REPORT

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December 8, 2018, at approximately 09:48 hours, Falcone received a call from StorageOne employee Nedy Macedo, informing him that his unit had been burglarized.

Falcone's girlfriend, Jennifer Schacht, was also on scene and had told Officer Penney that she had talked with Macedo and that Macedo stated that their video surveillance showed two subjects entering the facility from the southwest corner, by the main office, at approximately 03:21 hours on December 8, 2018. Macedo also advised that there was a door activation alarm on unit B-147 at 04:03 hours. A second alarm was set off on the target unit, B-151, at 04:37 hours. The same subjects were seen leaving the facility at 04:43 hours with several bags and a wheelchair, exiting the facility and heading west on Flamingo Road.

Falcone had told Officer Penney that he was missing 21 high-end, rare, collectable wrist watches with an approximate value of \$2,173,000.00.

Officer Penney completed a report for Burglary under event 181200033888.

Sgt. M. Ibarra, P# 8103, and Detectives B. Jones, P# 9879, and B. Rose, P# 9861, responded to the scene. They learned that there were actually three storage units that had been burglarized. They were units B-146, B-147 and B-151. They ensured that the scene was processed by Crime Scene Analyst W. Scharpf, P# 16762.

Detective Jones was able to get a detailed list of stolen watches from Falcone. He also was able to get some still shots from the facility's video surveillance, which he later had uploaded into the LVMPD electronic patrol briefing system. The briefing entry described the suspects, with the first being described as a white female adult, mid-30's to 40's, light-colored hair in a ponytail, wearing a dark-colored jacket, pushing a wheelchair, and the second being described as a white male adult, mid-30's, short dark-colored hair, dark-colored hoodie, dark-colored jeans.

Sgt. Ibarra and Detectives Jones and Rose also canvassed the surrounding businesses for more video surveillance, but were unsuccessful in locating any.

On December 8, 2018, at approximately 16:04 hours, Officers J. Luoto, P# 17324, and A. Elkind, P# 14749, completed a crime report for Burglary under LVMPD event 181200034974. That report was for Michael Rodrigue, who was the renter of unit B-147. The officers were requested by Detective Jones. The report states that Rodrigue and his wife, Rita Yvonne Rodrigue, had inspected their unit and their belongings had been moved, but at that time they were not sure if anything had been stolen. Both had told the officers that entry into the unit appeared to have been made through a hole cut in the wall coming from an adjacent storage unit.

Later that afternoon, swing-shift detectives responded to canvass the area as well, trying to locate the two subjects, who appeared to possibly be homeless individuals. Detective T. Linder, P# 9848, spoke to a homeless person at the McDonald's across the street and had described the individuals we were looking for and was told that the subjects were homeless and that they lived in the area near Fort Apache and Tropicana.

Detective Linder went to Fort Apache and Tropicana and located another homeless person there that told him he had seen a blonde female in a wheel chair being pushed by a white male adult in that area. The area was checked for the two subjects, but they were not located.

Detective Linder returned to his office and conducted a records check of our crime reports and field interviews and located a field interview of a white female that was stopped in the area of Fort Apache and Tropicana named Annie Bishop, born 06/15/84, ID# 5599431, who was with her husband, James Gregg, born 12/29/86, ID# 7048098. Detective Linder was able to pull up prior booking photos for both and Bishop had blonde hair with dark roots that he thought could possibly be a match for the female in the surveillance photos, who also had blonde hair with dark roots. Gregg also had short brown hair, which the male in the video surveillance also had.

On December 10, 2018, I, Detective E. Grimes, P# 6729, was assigned Falcone and Rodrigue's cases. I checked to see if the crime scene report and photos had been uploaded into Onbase, but all I found were the video surveillance still shots that had been uploaded by Detective Jones. The crime scene report and photos had not been uploaded into Onbase yet.

Wherefore, Declarant prays that a finding be made by a magistrate that probable cause exists to hold said person for preliminary hearing (if charges are a felony or gross misdemeanor) or for trial (if charges are misdemeanor).

[FOOTERTEXT]

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I was also advised that the lock to unit B-151 was found inside the unit with a key in the lock.

I had received a list of the watches that had been stolen that was sent by Detective Jones to our Investigative Specialist, B. Williams, P# 7517. The list had make/model/serial numbers/values/ and descriptions. There was also a list of photos of similar watches to those stolen that Falcone had also sent to Detective Jones. I had IS Williams enter the watches into NCIC for those that had serial numbers.

This is a list of the watches that were stolen:

Richard Mille/Felipe Massa, RM11, s/n - 4389 #3 of 50, \$185,000.00
Vacheron, 5000/000PB048, s/n - 1353947, \$150,000.00
Urwerk, 202 White Shark, s/n - #6 of 12, \$27,000.00
Audemar Piguet, LE100 Royal Oak Ceramic Perpetual Calendar, s/n - J63429, \$160,000.00
Rolex, white gold Skydweller 116509, s/n - 207231DO, \$44,000.00
Patek, 5170P, s/n - 316026, \$96,400.00
Patek, 5890, \$64,500.00
Audemar Piguet, Pablo Montoya, s/n - 94, \$80,000.00
Greubel Forsey, 24 Secondes, s/n - #14, \$300,000.00
Greubel Forsey, GMT, s/n - #19, \$300,000.00
Patek, 5650G, s/n - 7096449, \$150,000.00
Patek, 5168G, s/n - 7119236, \$55,000.00
Panerai, PAM 692 BMG, s/n - 0392, \$13,000.00
Panerai, PAM 721, s/n - 0394, \$10,000.00
Panerai, PAM 767, s/n - 005, \$140,000.00
MB & F, Legacy Perpetual, s/n - 03W63223, \$150,000.00
H. Moser Cie, Flying Endeavour, s/n - 200116474, \$27,000.00
Richard Mille, RM11-03, s/n - RM11-03T150, \$165,000.00
Panerai, PAM 375, s/n - 0951, \$12,300.00
Panerai, PAM 725, s/n - 067, \$17,300.00
A. Lange & Sohne, Datograph Perpetual Tourbillon, s/n - 229071, \$300,000.00

I contacted Falcone by phone and asked if he was missing anything other than wrist watches. He told me only some minor items. I explained that I had seen some still shots from the storage facility's video surveillance and it showed the suspects with a wheelchair that had what looked like a large chessboard in it. Falcone told me he had actually seen the video when he was at the facility on the day of the burglary and thought it was a chessboard too. I asked if it was his and he said it was not. He said he was missing a couple bags, one was a Panerai bag that was white with blue trim, which had two watch boxes inside of it, and a black canvas duffle bag. He was also missing a leather briefcase that had a couple watches inside, and he was also missing a couple watch boxes that were approximately 18" x 14".

I had asked Falcone why he had such valuable items inside a storage unit. Falcone explained that he was building a new home and actually had four storage units rented at this location. He said he had a handyman put together four shelving units, which he loaded up with his watch collection. Most of his watches come in wooden boxes that take up a lot of space. He also had two safes with watches inside the unit as well. He said he just did not have the space for all of those items at the home he was currently staying in.

I asked Falcone about the lock with the key in it. He told me that he had three sets of keys but could not find one of his set of keys. He said he normally keeps his keys on a lanyard that he keeps around his neck, since he has four units. He wasn't aware of how one of his keys could have been taken.

I also found the field interview that Detective Linder had found regarding Bishop and Gregg, which was from July 7, 2018, under event 180707-2623. The narrative states that Bishop's mother had called the police to set her daughter up to be arrested for some outstanding warrants she knew her daughter had. Bishop's mother wanted

Wherefore, Declarant prays that a finding be made by a magistrate that probable cause exists to hold said person for preliminary hearing (if charges are a felony or gross misdemeanor) or for trial (if charges are misdemeanor).

[FOOTERTEXT]

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her daughter off of the streets because she was homeless, a drug user, and wanted her away from her husband, James Gregg.

The field interview didn't list Gregg's date of birth or ID#, but I found domestic violence report between the two that occurred on March 14, 2018, under event 180314-2257, which listed Gregg's date of birth.

I also was able to view both of their booking photos and compared them to the video surveillance still shots that Detective Jones had uploaded into Onbase. The video surveillance photos are a distant shot and the faces of the subjects cannot be seen clearly. Bishop does look similar to the female in the photos, but I could not say for sure they were the same person. They both had blond hair with dark roots and a similar body build. The male suspect's face in the photos had no clear details and all I could say was that he had short dark brown hair, which Gregg also had, and their builds appeared to be similar, but I could not say for sure they were the same person.

I conducted a records check on both in our pawn shops and Bishop had not pawned anything since January of 2018, and Gregg had last pawned something on November 30, 2018. The phone number listed on that pawn transaction also matched the phone number listed for Gregg in the Domestic Violence report, listed as a cellular number.

I also found that Gregg was currently wanted for Conspiracy Burglary, Domestic Battery and some traffic violations.

Since both were homeless, I had no address for either and had both flagged in SCOPE that if located I should be notified.

I also had our FLEX Squad at our station, commanded by Sgt. J. Glover, P# 13976, attempt to locate Bishop and Gregg, but they were unsuccessful.

I decided to apply for a precision pen register on Gregg's phone, to find him for his outstanding warrants, thinking that if we locate him quickly, Bishop would probably be with him, and then I could interview both regarding the burglaries and if they were responsible, they might still have some of the stolen property. While preparing the affidavit, I spoke with Detective Linder to get the details of what he had done first hand. He told me that when he initially responded to the area of Flamingo and I-215, he had attempted to canvass the area, speaking with homeless individuals. He told me that he would describe the male and female suspects and that they had a wheelchair, asking if that sounded like anyone they knew. He found a homeless female, who he did not identify, that recognized the description as matching a couple that stayed in the area of Fort Apache and Tropicana. Detective Linder then went to that area to canvass the homeless. He found a male, who he also did not identify, that recognized the description, telling him that he believed they came by his camp with the wheelchair earlier that day. Detective Linder then attempted to locate the subjects in that area but was unable to find them. Detective Linder then returned to his office and started checking the crime reports and field interviews and that is when he found Bishop and Gregg, who he thought could possibly be a match for the suspects in the photos. His partner, Detective Z. Davis, P# 13944, took booking photos of Bishop and Gregg and started walking the bicycle/jogging path that parallels the I-215 from Flamingo to Tropicana, canvassing the homeless along that path looking for Bishop and Gregg and also showing the photos to any homeless individuals he found.

I contacted Detective Davis and he told me he found a homeless male named Ethan Riggs, born 09/16/89, in the area of Fort Apache and Tropicana, who recognized the photo of Gregg, saying he knew him as "Shamus" and that he and his wife usually stay in a RV that is usually parked in the Walmart parking lot nearby. Detective Davis had asked if he ever saw them with a wheelchair and Riggs had said he never saw them with a wheelchair. Detective Davis attempted to locate the RV but found none in the parking lot.

I applied for the precision pen register which was authorized by the Honorable District Court Judge N. Aiff.

I had one of my partners, Detective M. Saunders, P# 6076, go to the StorageOne to get me a copy of the video surveillance. Detective Saunders obtained the video and e-mailed it to me.

Wherefore, Declarant prays that a finding be made by a magistrate that probable cause exists to hold said person for preliminary hearing (if charges are a felony or gross misdemeanor) or for trial (if charges are misdemeanor).

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I viewed the video surveillance from two different camera views and it showed that at approximately 03:21:24 hours on December 8, 2018, the white male enters the property from the pedestrian gate that is located on the southeast part of the office building. The male is seen wearing a dark-colored jacket with possibly a hooded sweatshirt underneath, hood up, and dark-colored pants, carrying nothing. At approximately 03:21:39 hours, the female can be seen entering the same gate, wearing a large dark-colored jacket, dark-colored shirt, dark-colored pants, hair pulled back into a ponytail, pushing a wheelchair that is empty. On a different camera that appears to be between two rows of storage buildings, at approximately 04:43:17, the couple can be seen together. The female now has what appears to be a large chessboard in the wheelchair, with some type of bag hanging off of the side of the wheelchair. The male is wearing a different jacket and is carrying what looks like a light-colored duffel bag in his left hand, with two bags hanging off of his right shoulder, one that appears to be a black briefcase and the other some medium-colored (night vision camera is distorting the colors) duffel bag. At approximately 04:43:35 hours on the camera by the pedestrian gate, the female can be seen pushing the wheelchair towards the exit gate. At approximately 04:44:40 hours, the male can be seen heading toward the exit gate and the jacket can be seen in color since the lighting is better and it appeared to be a green Army jacket and the male's pants appear to be blue jeans. The male also only had one bag strapped across his shoulder in front of his chest and the other two bags are no longer with him.

On December 11, 2018, I had checked our crime reports to see if I could locate the report for the third victim, but couldn't locate one. I contacted the StorageOne and told the employee that answered that I was investigating the burglaries that had occurred there and the employee asked me, "Which ones?" I asked what she was talking about and she explained that two days prior to the three units getting burglarized on December 8, 2018, there were four units that had been burglarized on December 8, 2018. I checked and did not find any crime reports for that day. The employee told me that they had tried contacting the four renters, but three were currently out of state and did not know what they were missing and the fourth never returned their calls. I asked what units had been burglarized and she told me unit A-301, rented by Jacob Battey, unit A-185, rented by Consuelo Cassara, unit B-148, rented by Michael Mossholder, and unit B-259, rented by Mark Rothermel. The employee also told me that from the December 8th burglaries, unit B-145 was rented by Kenny Blutman.

The employee told me that their video surveillance showed it was the same couple that did the burglaries on December 8, 2018. I asked if she could make a copy of the videos for me and she told me I would have to speak with Macedo, who was off, but would leave her a note for me.

I was able to get phone numbers for Blutman, Battey, Cassara, Mossholder and Rothermel. I called Blutman and he told me that he had inspected his unit, which only contained paperwork for an old business of his, and nothing appeared to be stolen. Of the others, I was only able to speak with Cassara, who confirmed she was currently out of state and didn't know if anything was missing, but was concerned about some crystal that she had inside the unit.

I also called Rodrigue to verify that he was not missing anything. He told me that they were only missing some miscellaneous items, nothing of any great value. I told him that there was video surveillance of the suspects and although he may think his items were not of much value, it might be important for my case. He told me he was missing a Disney collector doll, Lobitan collector doll, green Barbie doll, black briefcase, Thomas the Train toys, green Army jacket with "Rodrigue" on it, and a Madam Alexander doll. I asked if he was missing anything else and he said he did not think so. I asked if he was missing a chessboard and he said he forgot about that. He said his son had given him a large wooden chessboard/set that he had stored in the unit and forgot about that, but said it was also missing. I told him that was important to me because it can be seen on the video surveillance.

Later that evening, at approximately 18:30 hours, I was contacted by my sergeant, E. Wilds, P# 5801, who told me that Sgt. Glover and his squad had decided to re-canvass the area around the storage facility in an attempt to locate Bishop and Gregg. They had created an "Investigation/Follow Up" event under event number 181200049822. While walking along the bicycle/jogging path that parallels I-215, they located a tent that was in the desert area directly east of the StorageOne, north of the Chevron gas station that is also directly east of the StorageOne. They decided to hop the fence that surrounds the desert area and challenged the tent to see if

Wherefore, Declarant prays that a finding be made by a magistrate that probable cause exists to hold said person for preliminary hearing (if charges are a felony or gross misdemeanor) or for trial (if charges are misdemeanor).

(FOOTERTEXT)

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anyone was inside. There was no answer, so they unzipped the door of the tent to see if anyone was inside. There was nobody inside, but they saw a large wooden chessboard, which matched the one seen on the video surveillance still shot that was in the wheelchair being pushed by the female suspect. They also saw what appeared to be watch boxes and could see that one had "Paneral" written on it. They did not enter the tent. They also saw that about 25 yards directly east of the tent was a folded wheelchair that also looked like the one on the video surveillance photos.

I responded and assisted Officer A. Shark, P# 14815, on doing a telephonic search warrant for the tent, which we did under Falcone's original event, 181200033889. Officer Shark was the affiant on the search warrant, which was authorized by the Honorable Justice Court Judge J. Bonaventure.

We had CSA B. Grover, P# 4934, process the scene first. CSA Grover was able to lift latent prints off of several items, including the wheelchair near the handle, wood "Officine Paneral" box, green "Sears" box, white "Luxor" box, plastic case in black suitcase, plastic coin case in blue bag, "Prada" eyeglass case, chess set, red jewelry cleaner jar, and "Fossil" box. CSA Grover also swabbed the handles of the wheelchair for possible DNA.

We searched the tent and were able to recover the following items pursuant to the telephonic search warrant:

Wheelchair
Watch boxes
Black duffle bag
Army jacket with "Rodrigue" that had dog tags inside one of the pockets for "Michael Rodrigue"
Chessboard
White bag ("Paneral")
Black briefcase
Disney collectible doll (Mickey Mouse)
Watch box ("Gucci") with miscellaneous jewelry and cards with Falcone's name on them

There was also numerous other items of obvious value, consisting of a lot of costume jewelry, purse/bags, music box, paperwork with names of different people (including Jacob Battey, Vic & Micah Realica), electronics (cellular phones, laptops, e-readers, tablet computers, headphones), New Jersey driver's license for Eugene Langley, passport for a child named Andrew Zhao, numerous coin collection albums and cases (with most of the coins missing except for mainly pennies), sports card collection, and other miscellaneous items.

I decided that we would also impound the other items of value for safekeeping, since I knew that at least some of it belonged to other people and the rest could possibly belong to whoever was residing at the tent and we could not secure the tent to prevent anyone else from stealing the property.

We also found a business card for Las Vegas Jewelry Broker that had handwritten on it "Audemars Piguet Royal Oak off shore T-3 Titanium" written on it. That matched one of the watches that was listed on Falcone's report.

It was now approaching 23:00 hours and was getting late and was cold outside. We did not have the time to do a property report in the field for the large amount of property that we were taking for safekeeping, so I left a post-it note on the search warrant return, which basically stated we impounded a lot of property for safekeeping and to contact me if any of the property was theirs, with my office phone number.

We returned to our office, located at the Spring Valley Area Command, and unloaded all of the property into our evidence vault, and would do a detailed property report later.

I conducted a records check on the Las Vegas Jewelry Exchange (the business card found at the tent with "Audemar Piguet" written on it, but did not see any watches sold there since December 8th and also did not see any customers named Bishop or Gregg.

Officer Shark then noticed that he could not find his personal cellular phone. We all started looking for it, checking his vehicle, calling it to see if we heard it ringing anywhere, including the multiple boxes of property we

Wherefore, Declarant prays that a finding be made by a magistrate that probable cause exists to hold said person for preliminary hearing (if charges are a felony or gross misdemeanor) or for trial (if charges are misdemeanor).

[FOOTERTEXT]

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had in the evidence vault, but couldn't hear it. Officer Shark thought he may have possibly dropped it in the desert area around the tent, so he and one of his partners, Officer O'Conner, P# 14817, decided to return to the tent to look around for his phone.

They arrived back at the tent at approximately 23:45 hours. When they got to the tent, they noticed that the duplicate original we had left inside the tent was gone, but the return was still there. They also noticed that some miscellaneous items we had left, such as a pair of bolt cutters, some empty non-descript bags, dirty clothing, were now missing. At approximately 23:58 hours, they heard an alarm sounding off from inside the storage facility.

They walked back to their vehicle and drove into the storage facility and also requested available patrol units, but there were no clear units available. Sgt. Glover, the rest of his squad, and I headed back up to the storage facility and took up perimeter positions surrounding the facility. The Air Unit was requested as was two K-9 units.

I had taken up a position on the southeast corner, near the pedestrian and entrance gate. Sgt. Glover and a couple of his officers (Officers J. Ellis, P# 9298 and R. Tighe, P# 15840) were on the southwest corner of the facility. While K-9 officers were searching, Sgt. Glover and his officers noticed a matte black, Lincoln Navigator SUV parked on the west side of the west wall of the storage facility, which they thought looked suspicious because there was a bag, some paperwork, and a U-Haul key on the ground outside the vehicle. They looked into the vehicle and did not see anybody inside, but did see a man's wristwatch in a clear case on the front passenger seat. The vehicle had California license plate 8N9F287 on it, which returned to Edmund Wilson, 13835 Judah Avenue, Hawthorne, CA 90250.

I advised Sgt. Glover that since it was getting late, we should seal the vehicle and tow it to a secured lot so we could do a search warrant on it the following day.

I had also noticed that there was a U-Haul cargo truck parked in the parking lot of the Chevron and Popeye's Chicken directly east of me, and advised Sgt. Glover that once K-9 was done searching, we should check to see if the U-Haul key they found was for that vehicle.

While K-9 was searching, they advised that inside building B, they found the door to B-151 halfway open. I advised that was the same unit that had been burglarized before, which was Falcone's unit. They advised that there were shelving units full of boxes and a couple safes inside.

K-9 completed their search and did not locate anyone on property. After they gave the "all clear", Sgt. Glover and Officers Ellis and Tighe came over to my position with the U-Haul key. We talked for a moment and while talking, saw a silver Nissan with a "Lyft" sign in the front window pull into the Chevron and stop near the front doors. We saw two black males exit the business. One was a large male in his 20's, weighing over 300 pounds, wearing only a white tank-top undershirt and jeans. The other male was much shorter, medium build, wearing a white long-sleeved shirt and white pants. We all thought this looked strange to us because it was currently in the 40's outside and very cold, and neither of those males was wearing a jacket. The males got into the vehicle and it left the area.

We did not make contact with them because I know the suspects in this burglary were a white couple.

After K-9 left, we decided we were going to re-check the whole facility, thinking that this couple is homeless and has no vehicle and that possibly they could be hiding in some unlocked unit or inside one of the RV's parked in the lot. We did not find any unlocked units, but did find one RV that was unlocked, but found nobody inside of it.

While we were re-searching the complex, we also had a couple officers go back to re-check the tent and desert area to make sure they did not go back there.

At approximately 01:02 hours on December 12, 2018, a robbery incident was created under event 181200051353. The details of the call stated that it occurred at the Chevron, located at 9920 W. Flamingo Road, which was the Chevron just to the east of the StorageOne facility. It was called in by "Chris Jones", who advised a 15 minute

Wherefore, Declarant prays that a finding be made by a magistrate that probable cause exists to hold said person for preliminary hearing (if charges are a felony or gross misdemeanor) or for trial (if charges are misdemeanor).

[FOOTERTEXT]

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time lapse and that two with firearms (handgun and sawed-off shotgun) had took his phone and wallet. He advised they would be en route to the McDonalds near Las Vegas Boulevard and Nellis, stating they were in a black, Nissan Altima, Lyft vehicle and using the Lyft driver's phone. The caller described the suspects as two homeless white males in their 30's, who were last seen heading into a Public Storage near the Chevron. An officer arrived at the McDonalds, but was unable to locate the person reporting. The person reporting called back and advised he was now at his apartment, located at the Eagle Trace Apartments, 5370 E. Craig Road.

Sgt. Glover contacted me and advised of the robbery call and also told me that the black Lincoln Navigator had a sticker on the window for Eagle Trace Apartments. We now suspected that the black males and the vehicle may be involved in the burglary to Falcone's storage unit that evening.

There was no StorageOne manager living on site and I called an emergency contact number for the business and spoke with Lee Preble, who was a manager at another location located at 5105 S. Durango Drive. Preble was aware of the prior burglaries at this location and told me he would respond and also had access to the video surveillance at this location.

Preble arrived a short time later and we were able to review the video surveillance from that evening. It showed that at approximately 23:43:18 hours the same white male from the video surveillance from the burglaries on December 8th was inside the property. He somehow triggered the west exit gate to open and walks out of the property. At approximately 23:49:34 hours, the same male somehow triggered the gate to open again and he walks back into the property. At approximately 23:49:46 hours, as the gate is closing, a second male enters the property, who I recognized as the large black male I had seen get into the Lyft vehicle at the Chevron, except he was wearing a black hooded jacket. At approximately 23:51:06 hours, that large black male walks over to the gate from the inside of the property, out of camera view, and then the gate opens again, and the male walks back into the property. At 23:51:21 hours, a third male runs into the property through the open gate. I recognized him as the smaller black male that got into the Lyft vehicle, except he was wearing a black jacket. At 23:59:23 hours, the white male and the large black male return to the gate, the black male triggers it to open and they leave the property. The smaller black male can be seen in the distance in the parking lot west of the west wall of the facility, which means he must have just jumped the west wall.

Preble showed me another camera that was from the interior of the facility that was between two buildings, and it is a better view of all three males. It showed that at approximately 23:49:49 hours, the white male walking with something long in his hand and wearing a backpack. The two black males follow the white male at approximately 23:51:25 hours. At approximately 23:59 hours, all three males are seen running back the way they had come.

Preble showed me a third camera angle that is from the east entrance gate, where the pedestrian gate is located. It showed the white male on property, walking toward the pedestrian gate at approximately 23:38:41 hours. The white male is seen walking back into the property at approximately 23:41:20 hours. At approximately 00:04:14 hours from December 12, 2018, Officers Shark and O'Connor are seen entering the property in their white, unmarked vehicle. At approximately 00:16:00 hours, I can be seen parked outside the entrance gate on a perimeter spot.

While Preble was showing me the video surveillance, he asked if I knew that the key and lock to Falcone's unit was found inside the unit on the day of the initial burglary. I told him I was aware of that. He asked if I knew that the key had one of their StorageOne key tags on it with "B-151" on it and I told him I was not aware of that because the crime scene photos had not been uploaded yet. He told me that they sell the locks with three sets of keys to the renters and will give them the key tags as a courtesy, but they do not write the unit numbers on the tags.

Sgt. Glover had received an update from the officer that was with the person reporting the robbery at Eagle Trace Apartments. The officer said he was with a large black male that he had identified as Tyree Faulkner and that Faulkner stated he had been with his cousin, who left prior to the officer arriving, in his black Lincoln Navigator when the two homeless males had robbed them at gun point. I told Sgt. Glover to advise the officer to take the male into custody for the burglary that occurred this evening and to have him transported to the Spring Valley Area Command.

Wherefore, Declarant prays that a finding be made by a magistrate that probable cause exists to hold said person for preliminary hearing (if charges are a felony or gross misdemeanor) or for trial (if charges are misdemeanor).

[FOOTERTEXT]

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Officers Shark and O'Connor went to the Chevron to see if they could review video surveillance. The clerk advised them that he did not have access. The clerk also remembered the two black males that had been inside and he advised them that both had left their jackets behind and the officers recovered them.

I was then advised that Officer Ellis was approached by the driver of the silver Nissan Lyft vehicle, who had returned. He later told me that the driver pulled up to him and advised that he had picked up the guys we were looking for. Officer Ellis asked who he was referring to and the driver said he picked up two black males at the Chevron, who had asked to borrow his phone. He overheard them talking to each other saying that they needed to make a false police report for their vehicle being robbed. Officer Ellis asked the driver his name and the driver told him he did not want to be involved and drove off.

I had also tried calling Falcone earlier once I learned that his storage unit had been burglarized again. He was not answering, so I had to have officers go knock on his door and he later responded after Preble had shown me the video surveillance. I had already looked at Falcone's storage unit and it still had the shelving units full of watch boxes and the two safes inside. Falcone advised me that after the initial burglary on December 8th, he removed all of his watches, but had to leave the boxes and safes because he did not have room for them. He said tonight nothing was stolen.

I asked Falcone about the key found on the day of the original burglary, saying I just learned that it had his unit number written on it. Falcone said that he has four units on property and has a lanyard with all four keys, but that they did have the extra keys with the tags, but doesn't know how it could have been left there.

I requested a crime scene analyst to process Falcone's unit for the incident that occurred that evening. CSA E. Stephens, P# 5158, responded and processed it under the original investigation/Follow up event we were still on, 181200049822. I was with her when we examined Falcone's unit and it appeared that the hasp that the pad lock would be on had been damaged so the lock could be removed. We could not locate any lock. Falcone later told me that he had two locks on the unit. CSA Stephens also photographed the vehicle prior to it being towed.

It was now approaching 04:00 hours and I contacted my sergeant, Sgt. E. Wilds, P# 5801, and told him what had occurred since we last spoke and that I was going to need some relief since I had been up so long. He called in two of my partners, Detectives A. Archer, P# 6403, and M. Saunders. I met with them at Spring Valley Area Command and Faulkner had also just arrived. I briefed them on what had occurred and explained that another burglary report would have to be done for Falcone's unit for the incident that occurred that evening and that the vehicle that was impounded would need to a search warrant done so it could be searched for evidence and property belonging to Falcone.

Detective Saunders and I then conducted a taped interview (audio/video) with Faulkner. The following is a summary of that interview and is not verbatim, please refer to the transcription for full details. Detective Saunders read Faulkner his Miranda rights and Faulkner understood them and agreed to talk with us. He initially told us about his robbery in detail and then I confronted him about the burglary, letting him know that I had seen him and the other black male getting into the Lyft vehicle and that I had video from the storage facility, showing they were on property with the white male. I also told him that a few days prior, that unit had been burglarized by the white male and a white female, where some expensive watches had been stolen, but that tonight nothing had been stolen. I asked him to just tell me the truth about what had occurred and to stop lying. He then confessed to his involvement in the burglary from that evening. He said he was not going to tell me who the black male, only saying it was his cousin. He also said he did not know the white couple, saying his cousin knew the male. Apparently his cousin had met the white male in jail.

Faulkner told me he had only been in Las Vegas for just over a month and wasn't familiar with the city and the roads. He said that he and his cousin had been approached by the white couple a few days prior, the white male asking if they could give them a ride to a few places. Faulkner said they were paid \$500.00 to drive the two around. He couldn't remember any specific addresses or business names, but did remember that they did go to some jewelry store where the female had tried to sell a watch, but didn't. He said she had walked out of the

Wherefore, Declarant prays that a finding be made by a magistrate that probable cause exists to hold said person for preliminary hearing (if charges are a felony or gross misdemeanor) or for trial (if charges are misdemeanor).

[FOOTERTEXT]

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19F00933B - ORNELAS, MARGAUX

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AA 000185

LAS VEGAS METROPOLITAN POLICE DEPARTMENT
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business back to the white male and the employee was running after her, telling her he wanted to buy the watch, but he said the white male did not want to sell it. Faulkner said they parted ways later.

He then said he and his cousin were at some 7-11, somewhere on Las Vegas Boulevard (he didn't know which one), and went in to buy some juice to drink. The white male was on one of the "Buffalo" machines (keno type slot machine). The male approached them again, asked if they would be willing to give them some more rides. They asked what was in it for them and he said the male told them they could have some watches he had. They looked at them and he said they looked plastic and told him they were not interested in them. He said the male then offered them \$1,000.00 each, which they accepted.

Faulkner said all he could remember from that evening was that everything they did was along Flamingo Road on the right side. He said they wanted to buy some marijuana, so they stopped at some weed dispensary and the female went in and bought some. He said she mentioned that she had some fake ID that she used when she bought it.

He then said that they stopped at some other jewelry store but didn't sell anything. They then went up to where the storage facility was located and said the white male told them that he needed their help moving some things, and he and his cousin went inside with the white male while the female stayed at the vehicle. He said the male found a way to open the gate by pressing some button on the inside of the unit. He said they went into one of the buildings and the white male had a pair of bolt cutters, which he used to cut the hasp. He said there were two locks on the hasp and the white male just slid them off and put them into his pocket. He said the white male opened the door and the alarm sounded off. He said he was not concerned that the alarm was going off, but then a moment later he heard the police helicopter flying by and he and his cousin told the male they were leaving. He said the male and female had a backpack each, and that both were full of watches. He said the white male told him he needed to get his bags and he told the white male that the vehicle was unlocked. Faulkner said he and his cousin walked over to the Chevron, where he used the clerks phone to call his girlfriend, who arranged to have a Lyft vehicle pick them up. He admitted that he made up the robbery incident, saying he knew we were going to find his vehicle and would eventually link it to him, so he figured he would give it a try, but figured we would be arresting him.

Detective Archer completed a new burglary report for Falcone's storage unit being burglarized that evening under event 181200051857. Detective Archer was also listening to our interview with Faulkner and he did the arrest of Faulkner for Burglary and Conspiracy Burglary.

Detective Saunders applied for a search warrant to search Faulkner's vehicle, which was a matte black, 1998, Lincoln, Navigator, California plate 6NJJF287, vin - 5LMPU28L2WLJ54870. The warrant was approved and signed by the Honorable Justice Court Judge M. Toblason.

Detectives Saunders and Archer executed the search warrant and had the vehicle processed by CSA T. Olson, P# 16552. Faulkner's wallet with his identification was found inside. Two watches were also located. One was a Grubel Forsey, model 14, still in a plastic case, and the other was a Panerai, PAM 767, T005100, Tourbillon watch. These matched Falcone's report and I later released them back to Falcone.

Later that afternoon we were also advised that the latent prints lifted at the tent had been entered into AFIS and two hits came back. Latent prints from the Chessboard came back as a match to Margaux Ornelas, SCOPE ID# 7032495, and latent prints from a coin holder, blue bag, and red jewelry cleaner jar came back as a match to Dustin Lewis, SCOPE ID# 7030601.

I returned to work on December 13, 2018, and pulled up the most recent booking photos for both. Ornelas is a white female with blond hair that has dark roots, born 03/27/77, 5'6" tall, and weighing 145 pounds. Lewis is a white male with short dark-colored hair, born 03/12/83, 6'2" tall, and weighing 190 pounds.

I conducted a records check on Ornelas and she currently had outstanding warrants for Domestic Battery and Non-Sufficient Funds/Check. I conducted a records check on Lewis and he was currently showing priority "5" through P & P, which meant that he was wanted for violating his parole.

Wherefore, Declarant prays that a finding be made by a magistrate that probable cause exists to hold said person for preliminary hearing (if charges are a felony or gross misdemeanor) or for trial (if charges are misdemeanor).

[FOOTER TEXT]

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I also checked Onbase to see if the crime scene report and photos from the original burglary to Falcone, Rodrigue and Blutman's units was completed, and found they were. I was able to view the crime scene photos and it appeared that Blutman's unit (B-145) was on the corner with his door facing east and was at the intersection of two aisles. Rodrigue's unit (B-147) was the next unit to the west, on the south side of the east/west aisle. Falcone's unit (B-151) was two units west of Rodrigue's unit. I could see that the metal wall above Blutman's unit had been pried loose somehow, giving access to his unit over the top of his rolling door. The suspect(s) would have had to climb over the door into his unit. Inside his unit, part of the metal wall on the west side, near the ceiling, was cut and pulled to the side creating a hole into Rodrigue's unit. Rodrigue's unit's door was found open, so the suspect(s) must have found a way to open the door from the inside. There was no entry into the unit between Rodrigue and Falcone's unit and no forced entry into Falcone's unit. I believe that Falcone may have either accidentally left his unit unlocked with the lock and key inside the unit, or left the key in the lock on the door. I also saw that one of the lock mechanisms on one of Falcone's safes was damaged and hanging by a wire, which showed the suspect(s) tried to break into the safe as well.

The crime scene report showed that latent prints were lifted from the exterior of Blutman's unit, as well as from inside of Falcone's unit. I made a forensic request to have Lewis, Ornelas, Faulkner, Bishop and Gregg's known prints compared to any latent prints lifted at the scene.

There are two marijuana dispensaries located on Flamingo Road. One is The Apothecary Shoppe, located at 4240 W. Flamingo Road #100, Las Vegas, NV 89103, and I spoke with the director of security, Don Merchant. I explained what I was investigating and he told me the other dispensary is not open at night, so most likely it would have occurred at his location.

We reviewed the video surveillance and at approximately 22:33 hours a matte black Lincoln Navigator parks in front of the business. There are four occupants inside. The rear passenger side door opens and then closes, and then the rear driver's side door opens and a white female exits. She is wearing a black beanie, camouflage jacket, blue jeans and light brown leather boots with fur trim. That female enters the business at 22:34:05 hours and Merchant saved off a still shot, which I immediately recognized as Ornelas. Ornelas waits in line, shows her identification and Merchant was able to check their log and said that the identification was in the name of "Grit Koppetz". Ornelas eventually makes her purchase and gets back into the vehicle and they leave.

Merchant provided me a copy of the video surveillance and a copy of the receipt.

I recognized the name Grit Koppetz as well. It was one of the customer's names that I had seen when I had looked into the Las Vegas Jewelry Exchange.

I returned to my office and conducted a records check on the name Grit Koppetz. I found that Koppetz was a victim of burglary under event 180905-1331, which occurred on September 1, 2018, at her business located at 3765 S. Las Vegas Boulevard, Las Vegas, NV 89109. The report states that her office was burglarized and her wallet was stolen, which had her Nevada driver's license, social security card, resident alien card, Germany driver's license, and \$30.00 in cash.

I called Koppetz and she said that she has no idea who committed her burglary and that there was no video surveillance.

I contacted Detective J. Zinger, P# 9206, who works on a surveillance squad. He had been advised of my case and was trying to locate Bishop and Gregg. I told him about the search warrant on the tent and that it appears that Bishop and Gregg are not actually involved in this case, letting him know that we recovered finger prints to another couple that matches the same description of the suspects (and Bishop and Gregg), and that I now needed to locate Ornelas and Lewis.

On December 14, 2018, Detective Zinger and his squad developed information that Ornelas was located in the downtown area. They conducted surveillance in that area and spotted a female that looked like Ornelas enter the Fun City Motel Apartment 110, located at 2233 S. Las Vegas Boulevard, Las Vegas, NV 89101. Detective Zinger

Wherefore, Declarant prays that a finding be made by a magistrate that probable cause exists to hold said person for preliminary hearing (if charges are a felony or gross misdemeanor) or for trial (if charges are misdemeanor).

[FOOTERTEXT]

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said he went into the office to see who was registered to that room and was told it was registered to Grit Koppetz. Detective Zinger said he exited the office and Ornelas was standing there, so he took her into custody.

Ornelas had dyed her hair dark brown, which means she was aware that the police were looking for her. I checked and Faulkner had since been released from CCDC, so he was the most likely source.

I was off that day, but had briefed Detective Jones of the new details on the investigation in case Ornelas or Lewis were caught while I was off. Detective Jones responded to the motel and applied for a telephonic search warrant to search the motel room, which was granted by the Honorable Justice Court Judge J. Bonaventure.

Detective Jones later advised me that they recovered three more watches that belonged to Falcone: Audemar Piguet (s/n - J63429), Paneral (s/n - 5067/200), and another Paneral (s/n - T0392/1000). He also said there was some other miscellaneous jewelry and baseball cards that did not belong to Falcone, as well as numerous identifications, credit/debit cards, etc. for other people, including Grit Koppetz's resident alien card, which was turned over to Fraud Detective D. Koop, P# 4882, for follow up.

Ornelas was arrested on her outstanding warrants and Lewis was not located. The Audemar Piguet recovered was the same model that was handwritten on the Las Vegas Jewelry Exchange business card we found at the tent.

I returned to work on December 17, 2018, and went to CCDC with Detective Saunders to interview Ornelas. I read Ornelas her Miranda rights and she said she understood them and wanted an attorney. I did not even get a chance to explain why I wanted to speak with her. I did learn that she had been sentenced on her Domestic Battery warrant and had to serve approximately four months in CCDC. I did not immediately re-book Ornelas because I wanted to wait for the forensic results on my print comparison from the scene of the original burglary to Falcone's unit.

I re-checked Ornelas, Lewis, Bishop, Gregg, Faulkner and the name Grit Koppetz in our pawn shops and all were still negative for any watches. The items that had been sold under Koppetz's name at the Las Vegas Jewelry Exchange had all been done prior to Falcone's burglary.

On December 19, 2018, I went to the Las Vegas Jewelry Exchange and spoke with the owner, Arsen Urfalyan. I looked at the jewelry that was sold to him under the name Grit Koppetz, but there was nothing unique about it that would allow me to determine if it belonged to someone else. I then explained my case to Urfalyan and told him that the person that presented the identification as Koppetz was not Koppetz. He said he thought the female matched the picture on the resident alien card. I then told him about his business card that was found with the specific watch written on it. He said he remembered that watch. He said a female had brought it in for him to look at, but he wasn't sure if it was the same female that used the Koppetz identification. He said he and his brother looked at the watch, saw that it was very expensive, but were not sure if it was authentic. He said he asked the female if they could keep it overnight so they could get a watch expert to examine and appraise the watch for them, but said she refused to let them do that. He said she left and never came back.

Urfalyan also let me look at all the jewelry they had in their safe and there were no watches. He also let me look at his video surveillance system, but he did not know the password. He said he and his brother bought the business from the prior owner in February of 2018, but that man had since passed away and his family did not know the password. I tried several generic passwords, but none worked and I was not even sure the system was even recording.

On December 26, 2018, I went to the Chevron at 9920 W. Flamingo Road, which is actually called "Haddies", and spoke with the manager, Tony Casillas. He was able to provide me video surveillance from the business from December 8, 2018, and December 11-12, 2018. The time shown on the video is approximately 13 minutes behind actual time.

The video from December 8, 2018, showed Ornelas and Lewis walking eastbound at approximately 04:32 hours (camera time), which is actually 04:45 hours, which matches with the StorageOne video. Ornelas is walking

Wherefore, Declarant prays that a finding be made by a magistrate that probable cause exists to hold said person for preliminary hearing (if charges are a felony or gross misdemeanor) or for trial (if charges are misdemeanor).

{FOOTERTEXT}

LVMPD 802 (Rev 02/18) Word 2013

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along the sidewalk on the north side of Flamingo, pushing the wheelchair with the chessboard in the seat. Lewis is walking through the parking lot of Haddies, wearing Rodrigue's Army jacket, and it is definitely him and not Gregg. They both continue towards the Popeye's to the east of Haddies out of camera view. The easiest way to get to the tent camp site is to walk up a driveway between the Popeye's and the Dignity Health quick care located to the east of the Popeye's. The driveway heads north to a cell tower. There is a gate to the fence that surrounds the desert area that is not locked.

The video from December 11-12, 2018, actually started just after midnight on December 12, 2018, which is actually about 00:14 hours. I had gone back to have Casillas re-record the video to get the video from 23:30 - 00:00 on December 11, 2018, but when I picked up the video again, it still started just after midnight on December 12. The video does show that Lewis, Ornelas, Faulkner and the other black male are all together in the slot area. Ornelas is seen wearing the same outfit that she was wearing earlier in the video from the Apothecary Shoppe. It showed that Faulkner and the other black male take off their jackets and leave them in the slot area, later found by the clerk. It showed that Ornelas removed the camouflage jacket and Lewis puts it on. It showed that Ornelas and Lewis both have backpack and they leave the business at approximately 00:11 hours (00:24 actual), heading east on foot. It showed Faulkner and the other black male leave in the Lyft vehicle at approximately 00:42 hours (00:55 actual). All four walk by the register camera and I was able to print out very good still shots of their faces.

On January 9, 2019, I received a Report of Examination on my forensic request and it stated that one latent print lifted from the exterior wall of Unit B-145 north of the east facing bay door was identified to the right palm of Dustin Lewis (ID# 7030601). Another latent print lifted from the exterior wall of Unit B-145 north of the east facing bay door was identified to the right thumb of Margaux Ornelas (ID# 7032495).

That now placed both Lewis and Ornelas at the scene of the original burglaries to Blutman, Rodrigue and Falcone's units.

Later that evening, I was advised that Sgt. Glover and his squad had found a possible address for Lewis' mother, at 3212 Arlene Way #D, Las Vegas, NV 89108. They conducted surveillance there and a short time later saw a male that looked like Lewis riding on a bike, go into that apartment. They conducted a knock and talk and spoke with Lewis' mother who told them that he was inside. He had hid in the bathroom and his mother yelled at him to come out and he did and was taken into custody for his Parole Violation. He had no backpack on his person and no watches belonging to Falcone. His mother was cooperative and gave consent for the officers to search her apartment, vehicle and storage room at the apartment building and no stolen property was located.

The following day I received a Report of Examination from the latent prints lifted from the Lincoln Navigator. The report stated that multiple latent prints from the Graebel Forsey watch case were identified to the fingers of Tyree Faulkner (SCOPE ID# 7067032) and Thomas Herod (ID# 7052832).

I pulled up Herod's booking photo and immediately recognized him as the smaller black male in the videos. Herod was also showing that he was currently on probation. I checked Herod in the pawn shops and he was negative.

I compared Herod's arrest history to Lewis' arrest history and both were booked into CCDC on December 1, 2017, which confirms what Faulkner had told me.

I then went to CCDC to interview Lewis. I recorded the interview and will have it transcribed at a later date. The following is a summary of that interview and is not verbatim, please refer to the transcription for full details. I read Lewis his Miranda rights, which he said he understood, and explained my whole case to him. I explained that I could prove my case, that I knew all of the individuals involved, and that the reason I was here was to hopefully help him out by him helping me out by telling me where the watches were at. He told me nothing was going to help him. I asked if he wanted to be in prison and he told me he has spent his whole life in prison and was probably going to spend the rest of his life in prison. I explained that it looked like he was going to be going to prison already for his parole violation and that if my victim got his watches back, he could probably minimize his time in prison. Lewis denied stealing or selling any watches or even knowing where they were at. He denied breaking into the storage unit as well. I asked if he had ever been in that storage facility and he told me he has

Wherefore, Declarant prays that a finding be made by a magistrate that probable cause exists to hold said person for preliminary hearing (if charges are a felony or gross misdemeanor) or for trial (if charges are misdemeanor).

[FOOTERTEXT]

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been in a storage facility on Cheyenne, near his mother's home, saying it was her unit. I told him he was lying, and told him again that his prints were found inside the storage facility on one of the units that was burglarized. He again denied stealing any watches. I showed him the crime scene report where his prints were identified on the units that were burglarized and video still shot of him and Ornelas at the Chevron, telling him I know he is lying about never being inside the storage facility and wanted him to tell me the truth. He continued to say he did not know anything about the theft. I asked him who had the watches and he told me to talk with Ornelas. I asked what she was going to tell me and he said he didn't know. He asked what proof I had and I told him I had his prints on the units from the day of the burglary and he asked how I knew they were not there from a year before. I explained that we also had his prints on property that was stolen from the units that was found in the tent. He then started to say he wasn't even sure what storage unit I was talking about and I described its location again and then he said he might have been in there before. I pulled up a map of the area and showed him where the tent was located and he said he wasn't sure if he was ever there or not.

Due to the above circumstances, I am re-booking Ornelas and Lewis for three counts of Burglary (First) and one count of Grand Larceny > \$3,500.00 and Conspiracy Burglary, for the burglaries to the three storage units (B-145, B-147, and B-151) that occurred on December 8th, 2018. I am also re-booking both for Burglary (First) and Conspiracy Burglary for the burglary to storage unit B-151 that occurred on December 11th, 2018.

I contacted Parole & Probation regarding Thomas Harod, and they are working on trying to locate him for me. I explained that I have probable cause to arrest him for Burglary (First), Conspiracy Burglary and Possession of Stolen Property > \$3,500.00.

***** End *****

Wherefore, Declarant prays that a finding be made by a magistrate that probable cause exists to hold said person for preliminary hearing (if charges are a felony or gross misdemeanor) or for trial (if charges are misdemeanor).

[FOOTERTEXT]

LVMPD 602 (Rev 02/18) Word 2013

EXHIBIT B

FILED
 LAS VEGAS METROPOLITAN POLICE DEPARTMENT
 APPLICATION AND AFFIDAVIT FOR SEARCH WARRANT

2018 DEC 20 A 8:14

JUSTICE COURT
 LAS VEGAS NEVADA

SW2018

3244

STATE OF NEVADA)
 COUNTY OF CLARK) ss:

BY
 DEPUTY

APPLICATION FOR TELEPHONIC SEARCH WARRANT

Det. Grimes: Okay. We are recording.

Ofcr. Shark: All right. Judge Bonaventure, for the record, this line is being recorded. Do I have your permission to continue?

Judge Bonaventure: Yes.

Ofcr. Shark: This is Officer Andrew Shark, P#14815, out of Spring Valley Area Command. I am making an application for a Telephonic Search Warrant pursuant to NRS 179.045 under LVMPD event number 181200033889. I am talking to Judge Bonaventure and the date is 12/11/18 and the time of this call is 2105 hours. Judge Bonaventure, could you please swear me in? My right hand is raised.

Judge Bonaventure: Do you swear to tell the truth, the whole truth, and nothing but the truth?

Ofcr. Shark: Yes, I do.

Judge Bonaventure: Thank you.

Ofcr. Shark: Judge Bonaventure, my application is as follows:

I, Officer Shark, P#14815, am employed by Las Vegas Metropolitan Police Department and have been so employed for the period of 5 years. I am currently assigned to the Spring Valley Area Command Flex Unit and have been assigned to this detail for 5 months. I am presently investigating the crimes of Burglary 1st and Grand Larceny > \$3,500, which occurred at 9980 W. Flamingo Road, Las Vegas, Clark County, Nevada on or about 0321 hours to 0444 hours on the 8th day of December, 2018.

There is probable cause to believe that certain property hereinafter described will be found at the following described premises to wit; a green and gray tent in the desert area directly

SW2018 - 3244
 SW
 Search Warrant
 10323036



IMAGED
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RECEIVED

DEC 18 2018

LAS VEGAS JUSTICE COURT

RECEIVED IN JUSTICE COURT
 DEPARTMENT 9 CHAMBERS ON

DEC 19 2018

RECEIVED IN JUSTICE COURT
 DEPARTMENT 9 CHAMBERS ON

DEC 18 2018

AA 000192

North of 9920 W. Flamingo Road and South of CC215, Assessor
Parcel 163-18-414-004, Las Vegas, Clark County, Nevada 89147.

Further described as the tent is located in the middle of the West
wall bordering the property. The tent has a zipper zip up flap
facing East as the door. There is a metal wheelchair with black
seats located near the center of the desert area, East of the tent.

The property referred to and sought to be seized consists of the
following:

- Richard Mille RM11 Felipe Massa watch.
- Richard Mille RM11-03 Titanium watch.
- Vacheron Constantin Perpetual Calendar watch.
- Patek Philippe 5170P watch.
- Patek Philippe 5990 1/A watch.
- Patek Philippe 5168G-001 watch.
- Patek Philippe 5650G watch.
- Audemar Piguet LE Platinum Montoya watch.
- Audemar Piguet Royal Oak Ceramic Perpetual Calendar
watch.
- Panerai Pam 767 Tourbillon watch.
- Panerai Pam 692 BMG watch.
- Panerai Pam 721 watch.
- Panerai Pam 725 watch.
- Panerai Pam 375 watch.
- H. Moser CIE Flying Endeavor watch.
- Urwerk-202 White Shark watch.
- Rolex WG Sky Dweller watch.
- MB&F Legacy Perpetual in Platinum watch.
- Greubel Forsey GMT in Platinum watch.

- 96 • Greubel Forsey 24 Seconds Platinum watch.
- 97
- 98 • A. Lange & Sohne Datograph Perpetual Tourbillon watch.
- 99
- 100 • Panerai white and blue bag.
- 101
- 102 • Black canvas duffle bag.
- 103
- 104 • Leather briefcase.
- 105
- 106 • Multiple watch boxes.
- 107
- 108 • Latent fingerprints.
- 109
- 110 • Potential DNA.
- 111
- 112 • Large wooden chess set.
- 113
- 114 • Disney collector doll.
- 115
- 116 • Lobitan collector doll.
- 117
- 118 • Green Barbie doll.
- 119
- 120 • Black briefcase.
- 121
- 122 • Thomas the Train toys.
- 123
- 124 • Green army jacket with "Rodrigue".
- 125
- 126 • Madam Alexander doll.
- 127
- 128 • Limited items or personal property which would tend to
- 129 establish a possessory interest in the items sought to be
- 130 seized pursuant to this search warrant to include, but not
- 131 limited to: personal identification, photographs, utility
- 132 company receipts, addressed envelopes, rent receipts, etc.
- 133

The items sought to be seized constitute evidence which would tend to show the identity of persons responsible for committing the crimes of Burglary 1st and Grand Larceny > \$3,500.

In support of the assertion to constitute the existence of probable cause, the following facts are offered:

Under LVMPD event number LLV181200033889 on 12/08 of 2018 at approximately 1017 hours, Officer C. Penny, P#15488, operating as LVMPD marked patrol unit was dispatched to the

144 Storage One business located at 9960 W. Flamingo Rd, Las
145 Vegas, NV 89147, in reference to a burglary.

146
147 Upon arrival, Officers made contact with Marc Felcone, the renter
148 of unit B-151, who stated that on 12/07 of 2018 at approximately
149 1145 hours, he left his storage unit securing it with a lock. He then
150 received a call from a Storage One employee on 12/08 of 2018 at
151 0948 hours, informing him that his unit had been broken into.
152 Felcone advised Officers that 21 high end rare collectable
153 watches were taken with an approximate value of \$2,173,000.

154
155 The following are the items Felcone advised Officers that were
156 missing:

157
158 Det. Grimes: Yeah, Detective Grimes here. I had spoken with Mr. Felcone after
159 that report was taken to find out if anything else was missing. He
160 told me he was also missing a Panerai white and blue bag, a
161 black canvas duffel bag, a leather briefcase, multiple watch boxes,
162 but his main concern was the watches.

163
164 Ofcr. Shark: Later under LVMPD event number LLV181200033974 on 12/08 of
165 2018 at approximately 1603 hours, Officer J. Luoto, P#17324 and
166 Officer A. Elkind, P#14749, were again dispatched to Storage One
167 business located at 9960 W. Flamingo Rd, Las Vegas, NV 89147
168 in reference of a burglary.

169
170 Upon arrival, Officers made contact with Detective B. Jones,
171 P#9879, who advised them that unit B-147 had been broken into
172 along with unit B-145. Contact was made with Michael Rodrigue,
173 with the renters of unit B-147, who originally advised Officers that
174 though items were moved, they did not notice any items that were
175 taken at this time, but they did also state that there was a hole cut
176 in the wall to the adjacent unit and believed this to be the entry
177 location.

178
179 Detective E. Grimes, P#6729, later made contact with Rodrigue,
180 who stated that after a closer inspection, the following items were
181 in fact taken from the storage unit:

- 182
- 183 • Large wooden chess set.
 - 184
 - 185 • Disney collector doll.
 - 186
 - 187 • Lobitan collector doll.
 - 188
 - 189 • Green Barbie doll.
 - 190
 - 191 • Black briefcase.
 - 192
 - 193 • Thomas the Train toys.

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241
242
243

- Green army jacket with "Rodrigue" written on it.
- Madam Alexander doll.

Detective Grimes made contact with the owner of B-145, who stated no items were missing and he did not want to file a report at this time.

Under both event numbers, Crime Scene Analysts were called and processed all the storage units.

Video footage of the business was then reviewed. The cameras located by the pedestrian gate showed at 0321 hours on 12/08 of '18, an unknown white male wearing a dark colored hooded jacket, gray shirt, blue jeans, dark clothes and not carrying any items or bags was followed by a white female with light colored hair in a ponytail, dark colored jacket and was pushing a metal wheelchair with dark seats that was also empty into the property.

At 0443 hours, the surveillance from a different camera from inside the complex showed rows of storage units and the same subjects can be seen walking through the East side of the storage complex, the male, now wearing a different jacket carrying multiple bags, one light colored bag, one dark duffel bag and one leather briefcase or laptop bag. The female pushing the same wheelchair, but it has a large wooden chess board placed on top of it.

At 0444 hours, the pedestrian gate camera again shows the same subjects above exiting the complex showing that the male's jacket was in fact different and he appears to be wearing a green army jacket while exiting.

Detectives had canvassed the area to possibly identify the subjects seen on the video based on their descriptions. A homeless female advised Detectives that there was a couple matching the description in the area of Tropicana and Fort Apache, but were unable to locate the subjects in that area.

On 12/11/18 at approximately 1810 hours, I, along with other Spring Valley Flex team members were conducting follow up reference the above event numbers at known homeless camps in the area of 9820 W. Flamingo, when we observed a green and gray tent on the West side a fence in the desert area. Officers attempted to make contact verbally with the occupants of the tent, but received no answer. Due to the tent being in a fenced in private area, Officers opened the front zipper flap to determine if there were occupants inside. While doing so, and without making entry, Officers observed multiple watch boxes, one with Panerai

244 written on it, matching Falcone's report. Officers also observed a
245 wooden chess board matching the chess board that was taken
246 and observed on video.
247
248 Officers then canvassed the area and located a chrome
249 wheelchair with black seats in the desert area approximately 25
250 yards East of the tent.
251
252 Your Honor, we are also hoping to process the above wheelchair
253 and the tent for potential forensic evidence, such as latent
254 fingerprints and DNA.
255
256 Det. Grimes: Which could help as a match up to any potential forensic evidence
257 that was recovered when the scene was originally processed, to
258 help us identify the suspects, and who the tent camp may belong
259 to.
260
261 Ofcr. Shark: Your affiant prays this search warrant authorize a night time
262 search clause for the following reasons: the premises is currently
263 frozen. Delaying the search may unnecessarily risk the loss of
264 evidence and result in the chain of custody issues which would be
265 minimized by a prompt search. Since the property is located in the
266 unsecured desert area, it would also tie up multiple Police
267 Officers, who could then be free to respond to calls for service.
268
269 Judge Bonaventure, this ends my probable cause details. Do you
270 want me to read the duplicate original search warrant?
271
272 Judge Bonaventure: No, that's unnecessary.
273
274 Ofcr. Shark: Judge Bonaventure, this ends the search warrant portion. Judge
275 Bonaventure, do you find probable cause exists for the issuance
276 of a search warrant?
277
278 Judge Bonaventure: Yes, I do find probable cause.
279
280 Ofcr. Shark: Judge Bonaventure, do you authorize a night time service clause?
281
282 Judge Bonaventure: Yes, I do.
283
284 Ofcr. Shark: Do I have your permission to affix your name on the duplicate
285 original search warrant?
286
287 Judge Bonaventure: Yes.
288
289 Ofcr. Shark: This application and signing of the search warrant was witnessed
290 by Detective E. Grimes, P#6729. The time is 2119 hours. Judge
291 Bonaventure, this ends our conversation. Thank you for your time.
292
293 Judge Bonaventure: You're welcome.

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 #15372

Jessica Dodd, P#15372 LEST

*"I certify that this is a true and accurate transcription,
dated this 17th day of December, 2018, at 1000 hours."*

 #14815

Ofcr. A. Shark, P#14815, LVMPD

Spring Valley Area Command, Patrol Investigations

*"Having read the transcription of the Telephonic Search Warrant issued by this Court on
the 11th day of December, 2018, at 2119 hours, LVMPD, serving as Affiant and having
reviewed the recording of the application, it appears the transcription is accurate."*



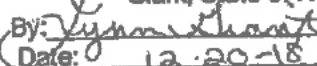
Judge Bonaventure

Las Vegas Township, Department A

Justice of the Peace

CERTIFIED COPY

The document to which this certificate is
attached is a full, true and correct copy of the
original on file and of record in Justice Court of
Las Vegas Township, in and for the County of
Clark, State of Nevada.

By:  Deputy
Date: 12-20-18

DUPLICATE ORIGINAL SEARCH WARRANT
NRS 179.045

STATE OF NEVADA

} ss.

FILED

SW2018

3244

The State of Nevada, to any Peace Officer in the County of Clark, Clark County, Nevada, having been made before me by Detective/Officer A. SHARK, P# 14815 by oral statements given under oath, that there is probable cause to believe that certain evidence, to wit:

- | | | | |
|--|----------------------|------------------|----------------------------|
| () RICHARD MILLE RM11 FELIPE MASSIA WATCH | DEPUTY JUSTICE CLERK | LAS VEGAS NEVADA | PERPETUAL TOURBILLON WATCH |
| RICHARD MILLE RM11-03 TITANIUM WATCH | | | PANERAI WHITE & BLUE BAG |
| VACHERON CONSTANTIN PERPETUAL CALENDAR WATCH | | | - BLACK CANVAS DUFFLE BAG |
| PATEK PHILIPPE 5170P WATCH | | | - LEATHER BRIEFCASE |
| () PATEK PHILIPPE 5990 1/A WATCH | | | - MULTIPLE WATCH BOXES |
| PATEK PHILIPPE 5168G-001 WATCH | | | - LATENT FINGERPRINTS |
| PATEK PHILIPPE 5650G WATCH | | | - POTENTIAL DNA |
| AUDEMARS PIGUET LE PLATINUM MONTOYA WATCH | | | |
| () AUDEMARS PIGUET ROYAL OAK CERAMIC PERPETUAL CALENDAR WATCH | | | |
| PANERAI PAM 767 TOURBILLON WATCH | | | - LARGE WOODEN CHESS SET |
| PANERAI PAM 692 AMG WATCH | | | - DISNEY COLLECTOR DOLL |
| PANERAI PAM 701 WATCH | | | - LOATIAN COLLECTOR DOLL |
| () PANERAI PAM 705 WATCH | | | - GREEN BARBIE DOLL |
| PANERAI PAM 375 WATCH | | | - BLACK BRIEFCASE |
| H. MOSER CIE FLYING ENDEAVOR WATCH | | | - THOMAS THE TRAIN TOYS |
| URWERK - 202 WHITE SHARK WATCH | | | - GREEN ARMY JACKET |
| () ROLEX WG SKY DWELLER WATCH | | | WITH "RODRIGUE" |
| MB & F LEGACY PERPETUAL IN PLATINUM WATCH | | | - MADAM ALEXANDER DOLL |
| GREUBEL FORSEY GMT PLATINUM WATCH | | | |
| GREUBEL FORSEY 84 SECONDES PLATINUM WATCH | | | |

() Limited items of personal property which would tend to establish a possessory interest in the items sought to be seized pursuant to this search warrant to include but not limited to: personal identification, photographs, utility company receipts, addressed envelopes, rent receipts, etc.

A GREEN AND GRAY TENT IN THE DESERT AREA DIRECTLY NORTH OF 9920 W. FLAMINGO RD which are presently located at: AND SOUTH OF CC 215, ASSESSOR PARCEL 163-18-411-904 Las Vegas, Clark County, Nevada, 89147 (zip code) and as I am satisfied that there is probable cause to believe that said evidence is located as set forth above and based upon the statements of Detective/Officer A. SHARK there are sufficient grounds for the issuance of the Search Warrant.

You are hereby commanded to search and examine said premise and/or vehicle for said property and trace evidence, serving this warrant (at any hour day or night) / (between 7am and 7pm) and if the property is there, to seize it and leave a written inventory and make a return before me within 10 days. The attached recorded oral statement upon which this warrant is based is hereby incorporated by this reference as though fully set forth herein.

Dated this 11TH day of DECEMBER 18, at 2119 hours.

(Print Judge's name) J. BONAVENTURE

Signed by Detective/Officer A. SHARK, P# 14815, acting upon oral authorization of,

Judge J. BONAVENTURE

Witnessed by E. GRIMES P# 6729

ENDORSED this 19th day of December, 20 18

Judge [Signature]

LVMPD 559 (Rev. 07/15) PDP

CERTIFIED COPY

The document to which this certificate is attached is a full, true and correct copy of the original on file and of record in Justice Court of Las Vegas Township, in and for the County of Clark, State of Nevada.

By [Signature] Deputy
 Date: 12-20-18

AA 000199

RECEIVED

DEC 18 2018

LAS VEGAS JUSTICE COURT

DUPLICATE ORIGINAL SEARCH WARRANT
NRS 179.045

STATE OF NEVADA

}
 } ss.
 }

The State of Nevada, to any Peace Officer in the County of Clark. Proof having been made before me by Detective/Officer A. SHARK, P# 14815 by oral statements given under oath, that there is probable cause to believe that certain evidence, to wit:

- | | |
|--|---|
| () RICHARD MILLE RM11 FELICE MASSIA WATCH | - A. LANGE & SOHNE DATOGRAH PERPETUAL TOURBILLION WATCH |
| RICHARD MILLE RM11-03 TITANIUM WATCH | - PANERAI WHITE & BLUE BAG |
| VACHERON CONSTANTIN PERPETUAL CALENDER WATCH | - BLACK CANVASE DUFTLE BAG |
| PATEK PHILIPPE 5170P WATCH | - LEATHER BRIEFCASE |
| () PATEK PHILIPPE 5990 1/A WATCH | - MULTIPLE WATCH BOXES |
| PATEK PHILIPPE 51686-001 WATCH | - LATENT FINGERPRINTS |
| PATEK PHILIPPE 5650G WATCH | - POTENTIAL DNA |
| Audemars Piguet Le Platinum Montoya Watch | |
| () Audemars Piguet Royal Oak Ceramic Perpetual Calendar Watch | |
| PANERAI PAM 1767 TOURBILLION WATCH | - LARGE WOODEN CHESS SET |
| PANERAI PAM 1692 AMG WATCH | - DISNEY COLLECTOR DOLL |
| PANERAI PAM 1701 WATCH | - LOBITAN COLLECTOR DOLL |
| () PANERAI PAM 1705 WATCH | - GREEN BARBIE DOLL |
| PANERAI PAM 375 WATCH | - BLACK BRIEF CASE |
| H. MOSER CIE FLYING ENDEAVOR WATCH | - THOMAS THE TRAIN TOYS |
| URWERK - 202 WHITE SHARK WATCH | - GREEN ARMY JACKET WITH "RODRIGUE" |
| () ROLEX WG SKY DWELLER WATCH | - MADAM ALEXANDER DOLL |
| MB & F LEGACY PERPETUAL IN PLATINUM WATCH | |
| GREUBEL FORSEY GMT PLATINUM WATCH | |
| GREUBEL FORSEY 84 SECONDES PLATINUM WATCH | |

() Limited items of personal property which would tend to establish a possessory interest in the items sought to be seized pursuant to this search warrant to include but not limited to: personal identification, photographs, utility company receipts, addressed envelopes, rent receipts, etc.

A GREEN AND GRAY TENT IN THE DESERT AREA DIRECTLY NORTH OF 7920 W. FLAMINGO RD which are presently located at AND SOUTH OF CC 2-5, ASSESSOR PARCEL 163-18-444-004 Las Vegas, Clark County, Nevada, 89147 (zip code) and as I am satisfied that there is probable cause to believe that said evidence is located as set forth above and based upon the statements of Detective/Officer A. SHARK there are sufficient grounds for the issuance of the Search Warrant.

You are hereby commanded to search and examine said premise ~~and/or vehicle~~ for said property and trace evidence, serving this warrant (at any hour day or night) / ~~(between 7am and 7pm)~~ and if the property is there, to seize it and leave a written inventory and make a return before me within 10 days. The attached recorded oral statement upon which this warrant is based is hereby incorporated by this reference as though fully set forth herein.

Dated this 11TH day of DECEMBER 18, at 2119 hours.

(Print Judge's name) J. BONAVENTURE

Signed by Detective/Officer A. SHARK, P# 14815, acting upon oral authorization of,

Judge J. BONAVENTURE

Witnessed by E. GRIMES P# 6729

ENDORSED this _____ day of _____, 20____

Judge _____

18200033889

Page 1 of 1**RETURN**

(Must be made within 10 days of issuance of Warrant)

The Search and Seizure Warrant authorizing a search and seizure at the following described location(s):

A GREEN AND GRAY TENT IN THE DESERT AREA DIRECTLY NORTH OF
9920 W. FLAMINGO ROAD AND SOUTH OF CC 215, ASSESSOR
PARCEL 163.-18-414-004, LAS VEGAS, CLARK COUNTY, NEVADA 89147

was executed on 12/11/18
(month, day, year)

A copy of this inventory was left with AT THE PLACE OF SEARCH

(name of person or "at the place of search")

The following is an inventory of property taken pursuant to the warrant:

- ~~ARMY COLLECTIBLE~~ - WHEELCHAIR
- ~~PAPER DUCK~~ - WATCH BOXES
- ~~ARMY COLLECTIBLE~~ - BLACK DUFFLE BAG
- ~~ARMY~~
- DOG TAGS - ARMY JACKET
- CHESS BOARD - WATCH BOX (GUY) WITH MISC JEWELRY AND FELLOW'S NAME ON CARDS.
- WHITE BAG - DISNEY COLLECTIBLE DOLL
- BLACK BRIEF CASE

This inventory was made by: R. TEGUE #15840

[Signature] 15340 [Signature] #14815
(at least two officers including affiant if present. If person from whom property is taken is present include that person.)

18200033889

Page 1 of 1**RETURN****FILED****3244**

(Must be made within 10 days of issuance of Warrant)

2018 DEC 20 A 8:14

SW2018

JUSTICE COURT
CLARK COUNTY, NEVADA

The Search and Seizure Warrant authorizing a search and seizure at the following described location(s):

A GREEN AND GRAY TENT IN THE DESERT AREA DIRECTLY NORTH OF
 9920 W. FLAMINGO ROAD AND SOUTH OF CC 215, ASSESSOR
 PARCEL 163-18-414-004, LAS VEGAS, CLARK COUNTY, NEVADA 89147

was executed on

12/11/18

(month, day, year)

A copy of this inventory was left with

AT THE PLACE OF SEARCH

(name of person or "at the place of search")

The following is an inventory of property taken pursuant to the warrant:

- ~~ARMY COLLECTIBLE~~ - WHEELCHAIR
- ~~ARMY COLLECTIBLE~~ - WATCH BOXES
- ~~ARMY COLLECTIBLE~~ - BLACK DUFFLE BAG
- ~~ARMY COLLECTIBLE~~
- DOG TAGS - ARMY JACKET
- CHESS BOARD - WATCH BOX (GUESS) WITH MISC JEWELRY AND FELLOW'S
NAME ON CARDS.
- WHITE BAG - DISNEY COLLECTIBLE DOLL
- BLACK BRIEF CASE

RECEIVED

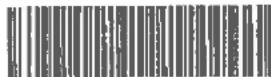
DEC 18 2018

SW2018-3244

RD

Return Date (Officer Execution Date)

10323036



LAS VEGAS JUSTICE COURT

This inventory was made by: R. TEGUE #15840

[Signature] *[Signature]*
 (at least two officers including affiant if present. If person from whom property is taken is present include that person.)

CERTIFIED COPY

The document to which this certificate is
 attached is a full, true and correct copy of the
 original on file and of record in Justice Court of
 Las Vegas Township, in and for the County of
 Clark, State of Nevada.

By: *[Signature]* Deputy

Date: 12-20-18

**LAS VEGAS METROPOLITAN POLICE DEPARTMENT
PROPERTY REPORT**

Date of LVMPD Possession 12/11/18	Time of LVMPD Possession 23:00	Page(s) 1 OF 5
Event # 181200033889		

Incident
SEARCH WARRANT

EVIDENCE
☒ Felony
☐ Gross Misd
☐ Misdemeanor
 List Other Related Event #'s (if any):
181200034924, 181200049822

NO EVIDENTIARY Value:
☒ No Owner Identified
☐ Destroy
☐ Return To DMV

SAFEKEEPING
 Must provide Owner info in Persons Section AND identify Owner # for each Item Listed

FIREARM IMPOUNDED DUE TO:
☐ Temporary Protective Order (TPO)
☐ Extended Order of Protection

Impounding Officer (Print Name): E. GRIMES	Unit PD 26	P# / Initials E 6729 G	Task Force Officers from Other Jurisdictions: PRINT LVMPD SGT Name & P#
Supervisor Approving (Signature): <i>[Signature]</i>	Unit PD 563	P# / Initials E 5801 W	

PERSONS - (S)USPECT / (V)ICTIM / (O)WNER / (F)INDER							
<input type="checkbox"/> S <input type="checkbox"/> V <input type="checkbox"/> O <input type="checkbox"/> F	Last Name REALICA	First Name, MI VIC	DOB 12/12/77	Phone # —	Charge(s) —		
Street Address 4087 RUSSIAN RIDER DR		City LV	State NV	Zip Code 89122	Arrest Date —	ID# —	
<input type="checkbox"/> S <input type="checkbox"/> V <input type="checkbox"/> O <input type="checkbox"/> F	Last Name REALICA	First Name, MI MICAH	DOB 08/29/80	Phone # —	Charge(s) —		
Street Address 4087 RUSSIAN RIDER DR		City LV	State NV	Zip Code 89122	Arrest Date —	ID# —	
<input type="checkbox"/> S <input type="checkbox"/> V <input type="checkbox"/> O <input type="checkbox"/> F	Last Name LANGCEY	First Name, MI EUGENE	DOB 09/14/23	Phone # —	Charge(s) —		
Street Address 31 RICHMAN ST POB 24		City MALDEN	State NJ	Zip Code 08328	Arrest Date —	ID# —	

FIELD RELEASE ONLY	Released Item(s) #	By Officer P# & Initials	Date Released	Released to Owner (Above Person) #	Owner's Signature
--------------------	-----------------------	--------------------------	---------------	---------------------------------------	-------------------

(Relating to Impound)
PACKAGES #7-#13 AND #15 WERE SEIZED UNDER SEARCH WARRANT FROM TENT IN DESERT AREA TO EAST OF EASTWALL OF 9960 W. FLAMINGO RD, W/IN 89135 AS EVIDENCE. PACKAGES #1-#6 WERE IMPOUNDED AS SAFEKEEPING FROM SAME AREA. PACKAGE #14 WAS FOUND NEAR A BLACK LINCOLN NAVIGATOR

PKG #	ITEM #	OWNER #	Make or Brand	MODEL	COLOR	Serial # / OAN State & Gov. Issued ID #s	Qty.	PROPERTY DESCRIPTION * Firearms MUST list: 1) Barrel Length 2) Country Manufacturer 3) Caliber 4) Action Type (S&W, Auto, Bolt, Revolver, Etc.)
1	1						99	WATCHES
1	2						(%) 10	BRACELETS
1	3						15	RINGS
1	4						38	NECKLACES
1	5						58	PAIRS OF EARRINGS
1	6						43	SINGLE EARRINGS
1	7						34	PENDANTS AND PINS
1	8						1	4 PAIRS AND 1 INDIVIDUAL CUFFLINKS IN BOX
1	9						2	JUMBO ZIPLOC BAGS FULL OF MISC JEWELRY
2	10		LOUIS VUITTON	BLW			1	LOUIS VUITTON PURSE

LAS VEGAS METROPOLITAN POLICE DEPARTMENT
PROPERTY PERSONS & REMARKS
CONTINUATION REPORT

Page(s) 2 OF 5

Event # 181200033889

PERSONS - (S)USPECT / (V)ICTIM / (O)WNER / (F)INDER						
SO VS FO	Last Name <u>ZHAO</u>	First Name, MI <u>ANDREW</u>	DOB <u>08/17/03</u>	Phone # <u>---</u>	Charge(s) <u>---</u>	
# <u>4</u>	Street Address	City	State	Zip Code	Arrest Date	ID#
SO VS FO	Last Name <u>FALCONI</u>	First Name, MI <u>MARC</u>	DOB <u>03/16/73</u>	Phone # <u>94-</u> <u>715-3600</u>	Charge(s) <u>---</u>	
# <u>5</u>	Street Address <u>52 WILD WING CT</u>	City <u>LAS VEGAS</u>	State <u>NV</u>	Zip Code <u>89135</u>	Arrest Date	ID#
SO VS FO	Last Name <u>RODRIGUE</u>	First Name, MI <u>MICHAEL</u>	DOB <u>11/25/71</u>	Phone # <u>95-</u> <u>288-4370</u>	Charge(s) <u>---</u>	
# <u>6</u>	Street Address <u>32 GARDEN RAIN</u>	City <u>LAS VEGAS</u>	State <u>NV</u>	Zip Code <u>89135</u>	Arrest Date	ID#
SO VS FO	Last Name <u>NORCROSS</u>	First Name, MI <u>LINDA</u>	DOB	Phone # <u>502-</u> <u>279 6303</u>	Charge(s) <u>---</u>	
# <u>7</u>	Street Address	City	State	Zip Code	Arrest Date	ID#
SO VS FO	Last Name <u>BATTEY</u>	First Name, MI <u>JACOB</u>	DOB	Phone #	Charge(s) <u>---</u>	
# <u>8</u>	Street Address <u>3001 LAKE ESTAT RD</u>	City <u>LAS VEGAS</u>	State <u>NV</u>	Zip Code <u>89117</u>	Arrest Date	ID#
SO VS FO	Last Name	First Name, MI	DOB	Phone #	Charge(s)	
#	Street Address	City	State	Zip Code	Arrest Date	ID#
SO VS FO	Last Name	First Name, MI	DOB	Phone #	Charge(s)	
#	Street Address	City	State	Zip Code	Arrest Date	ID#

400 L FIELD RELEASE	Released Item(s) #	By Officer P# & Initials	Date Released	Released to Owner (Above Person) #	Owner's Signature
	Released Item(s) #	By Officer P# & Initials	Date Released	Released to Owner (Above Person) #	Owner's Signature

(Relating to Impound) TO THE WEST OF THE WEST WALL OF 9260 W. FLAMINGO ROAD. SEARCH WARRANT WAS UNDER EVENT 181200033889, WHICH IS FALCONI'S ORIGINAL BURGLARY INCIDENT. RODRIGUE IS A BURGLARY VICTIM UNDER EVENT 181200034974. TENT WAS LOCATED UNDER INVESTIGATION/FOLLOWUP INCIDENT UNDER 1812000 49822.

Distribution: White: Records/Onbase | Yellow: Evidence Vault | Pink: Citizen

LAS VEGAS METROPOLITAN POLICE DEPARTMENT
PROPERTY CONTINUATION REPORT

Page(s)
3 OF 5

Event # 181200P33889

PKG #	ITEM #	OWNER #	Make or Brand	MODEL	COLOR	Serial # / OAN State & Gov. Issued ID #'s	Qty.	PROPERTY DESCRIPTION	
								1) Barcode MUST list:	2) Country Made/Imported
								3) Callers	4) Action Type (B/A, Auto, Bolt, Revolver, Etc.)
2	11						1	DECORATIVE PET CARRIER	
2	12						9	EMPTY CASES/BOXES/BAGS	
2	13						4	MUSIC BOX AND DECORATIVE COMPACTS	
2	14						7	KEY CHAIN HOLDERS AND ONE KEY	
2	15						1	PAD LOCK & 11 KEYS	
2	16						1	STEEL FLASK	
2	17						2	LIGHTERS	
2	18				M	"JOE"	1	BELT BUCKLE	
2	19						1	BAG OF DECORATIVE STONES	
2	20				M	"CHRISTMAS 1998"	1	COLLECTOR SPOON	
2	21						1	FACE TOY	
2	22		BULOWA				1	DESK CLOCK	
2	23						3	PAIRS OF GLASSES	
2	24						1	COLLECTOR KNIFE IN BOX	
2	25						1	PACKAGE OF FITNESS BANDS	
2	26						1	TIN WITH COLLECTOR CHIPS/COINS	
2	27						1	PAPERWORK FOR REVERIE, INC.	
3	28						1	SPORTCARD COLLECTION	
3	29						1	COIN COLLECTION/ALUMINUM CASES	
4	30	8					1	BLACK LEATHER BRIEF CASE	
5	31							WITH PAPERWORK FOR STACOB	
5	31		HP			5CD 5450 HGH	1	LAPTOP WITH POWER CORD	
5	32		LENOVO			L3A 7062 08/09	1	LAPTOP WITH POWER CORD	
5	33		APPLE	IPHON 3GS		88945 AN 23 NS	1	CELL PHONE IN BOX	
5	34		SAMSUNG	GALAXY SIII			1	CELL PHONE	
5	35		SAMSUNG	INTENSITY II			1	CELL PHONE IN CASE	
5	36		HTC	MY TOUCH			1	CELL PHONE	
5	37		CREATIVE			MAPE MAR 3/2008	1	MP3 PLAYER	

LMPD 07-0 (Rev. 01/12)

↑ Corresponds to # Listed in PERSONS section
(Suspect / Victim / Owner / Finder)

Distribution: White: Records/Onbase | Yellow: Evidence Vault | Pink: Citizen

19F00933B - ORNELAS, MARGAUX

Page 79 of 167

AA 000205

LAS VEGAS METROPOLITAN POLICE DEPARTMENT
PROPERTY CONTINUATION REPORT

Page(s)
4 OF 5

Event # 181200 033889

PKG #	ITEM #	OWNER #	Make or Brand	MODEL	COLOR	Serial # / OAN State & Gov. Issued ID #'s	Qty.	PROPERTY DESCRIPTION * If Seizure MUST list: 1) Serial Length 2) Country Made/Importer 3) Caliber 4) Action Type (SA, Auto, Bolt, Revolver, Etc.)
5	38		AVERATEX			DGT 093 LPD 0943	1	LAPTOP
5	39		APPLE	MACBOOK			1	LAPTOP
5	40		SONY			273501000086529	1	TABLET
5	41		SONY			148397951047068	1	E-READER
5	42		VIZIO				1	TABLET IN CASE
5	43		DRAGON TOUCH		PNK		1	TABLET IN CASE
5	44		DRAGON TOUCH		BLU		1	TABLET IN CASE
5	45		NOOK				1	E-READER
5	46		TRIO	AXS			1	TABLET
5	47		WD	MY PASSPORT		WXY 1 E 26 8 0 0 0 0	1	EXTERNAL HARD DRIVE IN CASE
5	48		BEATS				1	HEADPHONES IN BAG
5	49						1	CLIP ON CAMERA DEVICE
5	50						1	MISC. CABLES / CORDS / REMOTES
6	51	1/2					1	MISC. PAPERWORK FOR MICAH REALICA
6	52	3				LO4241242809232	1	EUGENE LANGLEY'S NEW JERSEY DRIVER'S LICENSE
6	53	4	US			587813599	1	ANDREW ZHAO'S PASSPORT
6	54						1	BASEBALL WITH SIGNATURES
5	55		AMAZON	KINDLE			1	E-READER IN CASE
7	56	5					7	WATCH BOXES AND SOME TAGS
7	57	5	TRAVIS MATTHEW				1	BLACK DUFFLE BAG
7	58	5	PANERAI				1	BLUE/WHITE BAG
7	59	5					1	GUCCI BOX WITH FALCONE'S BUSINESS CARDS FOR FERTITTA ENTERTAINMENT & FERTITTA BOOK
8	60	5					1	BLACK LEATHER BRIEFCASE
9	61	5					1	BLACK LEATHER BRIEFCASE (DAMAGED)
10	62	6					1	LARGE WOODEN CHESS BOARD & SET
11	63	96					1	RODRIGUE'S ARMY JACKET AND DOG TAGS
12	64	6					1	MICKY MOUSE DOLL

LVMPD 67-8 (Rev. 0712)

↑ Corresponds to # Listed in PERSONS section
(Suspect / Victim / Owner / Finder)

Distribution: White: Records/Onbase | Yellow: Evidence Vault | Pink: Citizen

19F00933B - ORNELAS, MARGAUX

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AA 000206

Page(s)
5 OF 5

Event #	1	8	1	2	0	0	03	3	8	8	9
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[illegible]

EXHIBIT C

LAS VEGAS METROPOLITAN POLICE DEPARTMENT
APPLICATION AND AFFIDAVIT FOR SEARCH WARRANT

Event #: 181200051857

STATE OF NEVADA) 1998 Lincoln Navigator
) ss: California plate 6NJF287
) VIN # 5LMPU28L2WLJ54870

Michael Saunders, P# 6076, being first duly sworn, deposes and says that he is the affiant herein and is a Detective with the Las Vegas Metropolitan Police Department (LVMPD) presently assigned to the Spring Valley Area Command. That he has been employed with the LVMPD for the past 19 years and has been assigned to the Spring Valley Area Command for the past six months.

There is probable cause to believe that certain property hereinafter described will be found at the following described premises, to-wit:

- 1- 1998 Lincoln Navigator SUV Black in color, California license plate 6NJF287, VIN # 5LMPU28L2WLJ54870. This vehicle is presently located at 1200 N. A Street, Las Vegas, NV. 89106.

The property referred to and sought to be seized consists of the following:

Item	Model	S/N
1) Richard Mille	RM11 Felipe Massa 4369	#3 of 50
2) Richard Mille	RM11-03 Titanium	Rm11-03ti 50
3) Vacheron Constantin	Perpetual Calendar	1353947
4) Patek Phillippe	5170P	316026
5) Patek Phillippe	5990	
6) Patek Phillippe	5168G-001	7119236

LAS VEGAS METROPOLITAN POLICE DEPARTMENT
APPLICATION AND AFFIDAVIT FOR SEARCH WARRANT
(Continuation)

Event #: 181200051857

7) Patek Phillippe	5650G	7096449
8) Audemar Piguet LE	Pablo Montoya	94 of 100
9) Audemar Piguet	Perpetual Calender	J63429
10)Panerai	PAM 767 Tourbillion	#005/100
11)Panerai	PAM 692 BMG	#0392/1000
12)Panerai	PAM 721	#0394/1000
13)Panerai	PAM 725	#067 of 200
14)Panerai	PAM 375	0951/2000
15) H. Moser Cie	Flying Endeavour	200116474
16)Urwerk	202 White Shark	#6 of 12
17)Rolex	WG Sky Dweller-116509	207231DO
18)MB&F	Legacy Perpetual	03W63223
19)Greubel Forsey	GMT	Number 19
20)Greubel Forsey		Number 14
21)A. Lange & Sohne Datograph Perpetual Tourbillion		227868

and articles of personal property which would tend to establish the identity of persons in control of said premises, which items of property would consist in part of and include, but not limited to papers, documents and effects which tend to show possession, dominion and control over said premises, including but not limited to keys, canceled mail envelopes, rental agreements and receipts, utility and telephone bills, prescription bottles, vehicle

LAS VEGAS METROPOLITAN POLICE DEPARTMENT
APPLICATION AND AFFIDAVIT FOR SEARCH WARRANT
(Continuation)

Event #: 181200051857

registration, vehicle repairs and gas receipts. Items which tend to show evidence of motive and/or the identity of the perpetrator such as photographs and undeveloped film, insurance policies and letters, address and telephone records, diaries, governmental notices, whether such items are written, typed or stored on computer disc. Objects which bear a person's name, phone number or address.

The property hereinbefore described constitutes evidence which tends to demonstrate that the criminal offense of **Burglary & Conspiracy to Commit Burglary** has been committed.

In support of your affiant's assertion to constitute the existence of probable cause, the following facts are offered: On 12/8/18 at approximately 1017hrs. LVMPD patrol officers were dispatched to 9960 W. Flamingo Las Vegas, NV 89147 (StorageOne) for reports of a burglary at unit B151. Upon contact was made with renter of unit B151, Marc Falcone. Marc stated on 12/7/18 at approximately 1445 Hrs. he left his storage unit, securing it. He received a call from StorageOne employee Nedy Macedo on 12/8/18 at 0948 Hrs. informing him that his unit had been broken into.

Marc's girlfriend Jennifer Schacht was also on scene and stated that she talked to employee Nedy Macedo. Nedy stated CCTV showed two subjects entering the facility from the southwest corner by the main office at 0321 Hrs. Nedy reported that there was a door activation alarm on unit B147 at 0403 Hrs. A second alarm was set off on the target unit B151 at 0437 Hrs. The same subjects were seen leaving the facility at 0443 Hrs. with several bags and a wheelchair, exiting the facility and heading west on Flamingo.

LAS VEGAS METROPOLITAN POLICE DEPARTMENT
APPLICATION AND AFFIDAVIT FOR SEARCH WARRANT
(Continuation)

Event #: 181200051857

At this time Marc was only able to confirm that 21 high end rare collectable watches were taken with an approximately value \$2,173,000.00. Via CCTV the suspects were described as:

Suspect#1 a white female adult, Mid 30's-40's, light colored hair in a ponytail, wearing a dark color jacket, pushing a wheelchair.

Suspect #2 light to Medium colored male adult, mid 30's, short dark colored hair, dark colored hoodie, dark colored jeans carrying several bags.

On 12-11-2018, at 2358, a burglary occurred at the Storage One located at 9960 W. Flamingo Las Vegas, Nevada 89115. Details under LVMPD event number 181200051857 are as follows:

At 2358 hours, on 12-11-2018, the alarm for unit B-151 was activated. The alarm is an audible alarm so it can be heard from a distance. Detectives from the SVAC were conducting follow up in the area of this storage facility on 12-11-2018. The follow up was due to a previous burglary under LVMPD event 181200033889 in the same Storage complex. Details of that event was unit B-151 was broken into and very high end watches were taken from that unit.

Detectives had come back to the area of the Storage complex to retrieve missing items from their follow up in the desert area and heard the alarm. Detectives started to make

LAS VEGAS METROPOLITAN POLICE DEPARTMENT
APPLICATION AND AFFIDAVIT FOR SEARCH WARRANT
(Continuation)

Event #: 181200051857

their way into the Storage One and realized it was a burglary alarm and they notified dispatch. Not long after, a perimeter was set up. Detectives entered the complex and soon learned the alarm was coming from unit B-151. It appeared to the officers on scene the suspects had cut the metal part of the latch to allow entry into the unit without having to cut the locks. Suspects were gone prior to police arrival.

Lee Preble, the employee from Storage One, was able to pull up video from the complex. The video showed 3 individuals walking in-between buildings B and C sometime around 2340 hours. The B units are inside units so there are no cameras inside. The video then shows the alarm being activated around 2358 hours. The video shows all 3 individuals, possibly 1 female and 2 males running away from building B around 0001 hours. They all jump the wall prior to the first Detective vehicle showing up on property at 0004 hours.

Marc Falcone, the renter of unit B-151 and the prior victim of the high end watches, was notified. Falcone claims he had already moved all his valuables out of B-151 due to the prior incident. The unit was left with boxes and non-valuable items.

While Detectives were still on scene, under LVMPD event number 181200051353, Tyree Faulkner DOB 8-7-1995 called in a Robbery call. Tyree was calling from his residence located at 5370 East Craig #1253 Las Vegas, Nevada 89115. Tyree claimed on his

LAS VEGAS METROPOLITAN POLICE DEPARTMENT
APPLICATION AND AFFIDAVIT FOR SEARCH WARRANT
(Continuation)

Event #: 181200051857

Robbery call that he and his un-named cousin were smoking marijuana at the Chevron located at 9910 W. Flamingo Las Vegas, Nevada 89115 in their 1998 Lincoln navigator bearing California plates 6NJF287. The Chevron location is just east of the Storage One. The details of his robbery was 2 white males approached his vehicle with guns and demanded their phones, wallets, keys to his vehicle and a small amount of cash. The suspects then took off running and jumped the gas station wall. Faulkner and his cousin went into the Chevron and used a patron's cell phone to call a Lyft car. The Lyft car arrived and took Faulkner and his cousin back to their home. While in the car, they used the Lyft driver's cell phone to call in the robbery.

While the Detectives and officers were now processing the second burglary to unit B-151, the Lyft driver that took Faulkner and his cousin back to the east side came back to speak with Detectives. The Lyft driver let the Detectives know that the 2 black males he took back to the east side from their location were talking about making up a story that they got robbed. He heard them talk about the robbery so they had a reason why Faulkner's vehicle was still near the scene of the Storage unit.

With that information, Dispatch set up a call to detain Tyree Faulkner at his home. Detective E. Grimes had watched the video surveillance from the storage complex and noticed one of the suspects was a larger black male adult wearing a black jacket. Grimes remembered he saw the black male leaving the storage complex and at the time didn't

LAS VEGAS METROPOLITAN POLICE DEPARTMENT
APPLICATION AND AFFIDAVIT FOR SEARCH WARRANT
(Continuation)

Event #: 181200051857

think he was related. Detective Grimes knew at the time he was looking for a white male and female from the previous event. The other 2 suspects in the video appeared to be the same female and white male that are related to the burglary that occurred on 12-8-2018 to unit B-151.

At 0400 hours, Tyree Faulkner was detained and transported to Spring Valley Command for questioning.

Detectives E. Grimes and M. Saunders conducted a video and audio taped interview at the station. The brief summary of the interview:

Faulkner was read his Miranda Rights and he understood his rights and agreed to speak with Detectives. The interview started off with Faulkner talking about the robbery he was a victim of. Detectives let Faulkner speak about the Robbery and then asked Faulkner if he had any idea why he was in handcuffs and at a police station. Faulkner was not sure why he was handcuffed at the time. The Detectives then explained the entire storage unit burglary to Faulkner.

Faulkner then confessed and told Detectives he was lying about the Robbery. Faulkner claimed his cousin had been in jail with this unknown white male. This male had contacted Faulkner and his cousin for help on previous burglaries. On 12-11-2018, Faulkner claims he and his cousin met up with this male on Charleston and LV Blvd at the 7-11. They were both offered \$1,000.00 to help him with another theft he wanted to commit.

LAS VEGAS METROPOLITAN POLICE DEPARTMENT
APPLICATION AND AFFIDAVIT FOR SEARCH WARRANT
(Continuation)

Event #: 181200051857

Faulkner explained how he drove the male and then picked up the female at an unknown location nearby in his black SUV. The female had a backpack full of watches and jewelry she carried into his SUV. Faulkner remembered a few of the watches had falling out of her backpack and remained in his SUV as they showed him the backpacks contents. They all arrived at the StorageOne. The unknown male and Faulkner along with his cousin were at unit B-151. The male cut the latch and opened the rollup door. The alarm went off and Faulkner became very uncomfortable with the burglary. The male told Faulkner don't worry about the alarm nobody ever comes to check it out.

When the door opened and Faulkner saw two large safes, he told the male that he and his cousin were not going to help him carry two very large heavy safes. At that time, Faulkner heard and saw the police helicopter and they all took off running. Faulkner, not wanting to go back his vehicle and get caught, called a Lyft and made up the robbery event.

During the interview Faulkner told detectives that he is the owner of a 1998 Lincoln Navigator with an unknown California license plate. He knew the plates were current and registered his under another name until June 2019. He said his SUV is matte black with matte black rims and a paint transfer scrape on it. Faulkner stated he bought the vehicle from a friend in late August 2018 for \$2400.00 and the friend and he signed off on the pink slip giving him ownership of the vehicle. Faulkner stated the signed pink slip is in the glove

LAS VEGAS METROPOLITAN POLICE DEPARTMENT
APPLICATION AND AFFIDAVIT FOR SEARCH WARRANT
(Continuation)

Event #: 181200051857

box in the vehicle and he has some other personal property in the center console that belongs to him and his girlfriend. Faulkner stated that he saw approximately three of the watches that were left inside of his car that were taken in the previous burglary committed on 12/08/2018. He said the white male was sitting in the rear driver's side seat behind him as he drove them to the storage unit.

When they ran from the storage unit after the alarm sounded he and his cousin went east towards the Chevron and the white male and white female headed west back towards his vehicle. He did not know where they went after they separated at the gate area of the storage unit.

That during further investigation, Detective Ethan Grimes P# 6729 was one of the other responding officers to the alarm that was sounded during the burglary that Faulkner involved in. He had also observed the black Lincoln SUV parked near the storage facility earlier. Per Detective Grimes, he observed a large bag of clothing sitting on the ground to the rear of the black SUV. He immediately recognized it as one of the bags that they had seen earlier in the desert area prior to the alarm sounding. As they checked the area and peered in to the SUV, he observed in plain view a wristwatch inside of the vehicle in the front passenger area. This information is consistent with the information that was provided by Faulkner.

LAS VEGAS METROPOLITAN POLICE DEPARTMENT
APPLICATION AND AFFIDAVIT FOR SEARCH WARRANT
(Continuation)

Event #: 181200051857

Due to the facts and circumstances the black Lincoln Navigator was identified as being involved in the burglary and was impounded and sealed pending a search warrant. This affiant is requesting a search warrant to recover any stolen items that were listed in the burglary that occurred on 12/08/2018 to the storage unit B151 rented Marc Falcone.

WHEREFORE, affiant requests that a Search Warrant be issued directing a search for and seizure of the aforementioned items at the location set forth herein between the hours of 7:00 A.M. & 7:00 P.M.


Michael Saunders, AFFIANT

Subscribed and sworn to before me this 12th day of December, 2018


JUDGE

DDA Colleen Baharav

Approved by: _____

SEARCH WARRANT

STATE OF NEVADA)

1998 Lincoln Navigator

California plate 6NJF287

VIN # 5LMPU28L2WLJ54870

COUNTY OF CLARK)

The State of Nevada, to any Peace Officer in the County of Clark. Proof by Affidavit having been made before me by Michael Saunders, P# 6076, said Affidavit attached hereto and incorporated herein by reference, that there is probable cause to believe that certain property, namely

Item	Model	S/N
1) Richard Mille	RM11 Felipe Massa 4369	#3 of 50
2) Richard Mille	RM11-03 Titanium	Rm11-03ti 50
3) Vacheron Constantin Perpetual Calendar		1353947
4) Patek Phillippe	5170P	316026
5) Patek Phillippe	5990	
6) Patek Phillippe	5168G-001	7119236
7) Patek Phillippe	5650G	7096449
8) Audemar Piguet LE	Pablo Montoya	94 of 100

SEARCH WARRANT
(Continuation)

Page 2

9) Audemar Piguet	Perpetual Calender	J63429
10)Panerai	PAM 767 Tourbillion	#005/100
11)Panerai	PAM 692 BMG	#0392/1000
12)Panerai	PAM 721	#0394/1000
13)Panerai	PAM 725	#067 of 200
14)Panerai	PAM 375	0951/2000
15) H. Moser Cie	Flying Endeavour	200116474
16)Urwerk	202 White Shark	#6 of 12
17)Rolex	WG Sky Dweller-116509	207231DO
18)MB&F	Legacy Perpetual	03W63223
19)Greubel Forsey	GMT	Number 19
20)Greubel Forsey		Number 14
21)A. Lange & Sohne	Datograph Perpetual Tourbillion	227868

and limited items of personal property which would tend to establish a possessory interest in the items seized pursuant to this search warrant, such a papers, documents and effects which tend to show possession, dominion and control over said premises, including but not limited to keys, canceled mail envelopes, rental agreements and receipts, utility and

SEARCH WARRANT
(Continuation)

Page 3

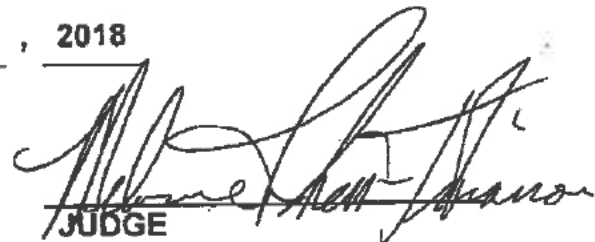
telephone bills, prescription bottles, vehicle registration, vehicle repairs and gas receipts. Items which tend to show evidence of motive and/or the identity of the perpetrator such as photographs and undeveloped film, insurance policies and letters, address and telephone records, diaries, governmental notices, whether such items are written, typed or stored on computer disc. Objects which bear a person's name, phone number or address, are presently located at

- 1- 1998 Lincoln Navigator SUV Black in color, California license plate 6N9F287, VIN # 5LMPU28L2WLJ54870. This vehicle is presently located at 1200 N. A Street, Las Vegas, NV. 89106.

And as I am satisfied that there is probable cause to believe that said property is located as set forth above and that based upon the affidavit attached hereto there are sufficient grounds for the issuance of the Search Warrant.

You are hereby commanded to search forthwith said premises for said property, serving this warrant between the hours of 7:00 A.M. & 7:00 P.M., and if the property is there to seize it, prepare a written inventory of the property seized, and make a return for me within ten days.

Dated this 12th day of December, 2018


JUDGE

LVMPD EVENT #
181200051857

Page 1 of 1

RETURN

(Must be made within 10 days of issuance of Warrant)

The Search and Seizure Warrant authorizing a search and seizure at the following described location(s):

1200 N. A ST. LWN 89106

1998 BLACK LINCOLN NAVIGATOR CA. GNTF287

VIN# 5LMPH28L2WLJ54870

was executed on 12/12/2018
(month, day, year)

A copy of this inventory was left with IN ABOVE VEHICLE

(name of person or "at the place of search")

The following is an inventory of property taken pursuant to the warrant:

1. GREENBEL FOLSONY #14
MEN'S WATCH

1. PANENAI PAM 767
TOWN BILLION S/N #51100
MEN'S WATCH

1. 2014 CETYUANY SILVER HALF DOLLAR
COLLECTION
1. EISEN HADEN U.S. PROOF DOLLAR

This inventory was made by: DET. M. SAUNDERS P# 6076 / DET. A. ARNEER P# 6403

(at least two officers including affiant if present. If person from whom property is taken is present include that person.)

**LAS VEGAS METROPOLITAN POLICE DEPARTMENT
EVIDENCE IMPOUND REPORT**

☒ **EVIDENCE** ☐ **FOUND PROPERTY** ☐ **SAFEKEEPING** Event Number: **181200051857**

Incident: Burglary - Commercial Follow Up	Requesting Officer: A. Archer #6403	Division: CPD	Date: 12/12/2018
Victim(s): Marc Falcone, DOB: 03/16/73			
Location: 1200 A St.			
Vehicle(s): V1: 1998 Lincoln Navigator, black, SUV, CA: 6N9F287, VIN: 5LMPU28L2WLJ54870			
Additional Information:			

Description of Evidence

Location of Recovered Evidence

PACKAGE 1

Item 1: One swab of possible DNA.

From the mouth of the Guava juice bottle on the front passenger floor of V1.

CSA Supervisor: <i>E. Wilson</i>	P#: <i>9169</i>	Date Approved: <i>12/20/18</i>	Crime Scene Analyst: <i>T. Olson</i>	P#: <i>16552</i>
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Qualtrix Number: LVMPD CSI 3817
Document Number: LVMPD TSD 10
Issued By: CSI OIR
Revision Date: 04/05/2018
Page 1 of 1

19F00933B - ORNELAS, MARGAUX

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AA 000223

LAS VEGAS METROPOLITAN POLICE DEPARTMENT PROPERTY REPORT

MENT

Date of LVMPD Possession

LVMPD Possession

Page(s)

12/12/18

14:30

1 OF 1

Incident

SEARCH WARRANT

EVIDENCE

☒ Felony ☐ Gross Misd ☐ Misdemeanor
List Other Related Event #'s (if any):

181200033889

☐ NO EVIDENTIARY Value:

☐ No Owner Identified
☐ Destroy
☐ Return To DMV

☐ SAFEKEEPING

Must provide Owner Info in
Persons Section AND Identify
Owner # for each Item Listed

FIREARM IMPOUNDED DUE TO:

☐ Temporary Protective Order (TPO)
☐ Extended Order of Protection

Task Force Officers from Other Jurisdictions:
PRINT LVMPD SGT Name & P#

Impounding Officer (Print Name):

E. GRIMES

Unit

PD 26

P# / Initials

EG729G

Supervisor Approving (Signature):

Unit
563 PD

P# / Initials

ES801W

PERSONS - (S)USPECT / (V)ICTIM / (O)WNER / (F)INDER

SO OO
VO FO

Last Name

First Name, MI

DOB

Phone # 9/4

Charge(s)

FALCONE

MARK

02/16/73

715-3600

Street Address

City

State

Zip Code

Arrest Date

ID#

52 WILLOWING CT LAS VEGAS

NV

89135

SO OO
VO FO

Last Name

First Name, MI

DOB

Phone #

Charge(s)

Street Address

City

State

Zip Code

Arrest Date

ID#

SO OO
VO FO

Last Name

First Name, MI

DOB

Phone #

Charge(s)

Street Address

City

State

Zip Code

Arrest Date

ID#

FIELD
RELEASE
ONLY

Released Item(s)

1-2

By Officer P# & Initials

EG729G

Date Released

12/13/18

Released to Owner
(Above Person) #

1

Owner's Signature

[Signature]

(Relating to Impound)

BELOW ITEMS WERE RETAINED AFTER EXECUTION OF SEARCH WARRANT
OF A BLACK, 1998, LINCOLN NAVIGATOR, AT EWING BROTHER'S TOW YARD
LOCATED AT 1200 N. A STREET, LV, NV 89106, BY DET. M. SAUNDERS, P#6076,
AND DET. A. ARCHER, P#6403.

PROPERTY DESCRIPTION

PKG
#

ITEM
#

OWNER
#

Make or
Brand

MODEL

COLOR

Serial # / OAN
State & Gov. issued ID #s

Qty.

*If firearms MUST list:

1) Barrel Length
2) Country Made/Importer
3) Caliber
4) Action Type (S/A, Auto, Bolt, Revolver, Etc.)

1

1

PANERAI

PAN761

SL

T 005/100

1

PANERAI PAN761 TOURBILLION WATCH IN CASE

2

1

GRUBEL

14

SL

14

1

GRUBEL FORSEY WATCH IN CASE

**LAS VEGAS METROPOLITAN POLICE DEPARTMENT
PROPERTY REPORT**

Date of LVMPD Possession 12/12/18	Time of LVMPD Possession 1440	Page(s) 1 OF 1
Event # 181200051857		

Incident
VEHICLE SEARCH

☐ EVIDENCE
☐ Felony ☐ Gross Misd ☐ Misdemeanor
 List Other Related Events (if any):

☒ NO EVIDENTIARY Value:
☐ No Owner Identified
☐ Destroy
☐ Return To DMV

☐ SAFEKEEPING
 Must provide Owner info in
 Persons Section AND Identify
 Owner # for each item Listed

FIREARM IMPOUNDED DUE TO:
☐ Temporary Protective Order (TPO)
☐ Extended Order of Protection

Impounding Officer (Print Name):
M. SANDERS

Unit
PD157

PI / Initials
ML6745

Task Force Officers from Other Jurisdictions:
 FRONT LVMPD SGT Name & PI

Supervisor Approving (Signature):

Unit

PI / Initials

PERSONS - (S)USPECT / (V)ICTIM / (O)WNER / (F)INDER

SO VO FO	Last Name MC MILLAN	First Name, MI QUONESTIA	DOB	Phone # 323 596-6996	Charge(s)
# 1	Street Address 5370 E. CRACK #	City 1234 W	State NV	Zip Code 89115	Arrest Date ID#
SO VO FO	Last Name	First Name, MI	DOB	Phone #	Charge(s)
#	Street Address	City	State	Zip Code	Arrest Date ID#
SO VO FO	Last Name	First Name, MI	DOB	Phone #	Charge(s)
#	Street Address	City	State	Zip Code	Arrest Date ID#

FIELD RELEASE ONLY	Released Item(s) # 1-10	By Officer PI & Initials ML6745	Date Released 12/13/18	Released to Owner (Above Person) # 1	Owner's Signature
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(Relating to Impound)
**ITEMS BELOW WERE RELEASED FROM VEHICLE PURSUANT TO
 A SEARCH AND RETURNED TO OWNER AS DIRECTED.**

PKG #	ITEM #	OWNER #	Make or Brand	MODEL	COLOR	Serial # / OAN State & Gov. issued ID #s	Qty.	PROPERTY DESCRIPTION	
								* Firearms MUST list:	1) Barrel Length 2) Country Made/Importer 3) Caliber 4) Action Type (S/A, Auto, Bolt, Revolver, Etc.)
1	1	1			BLK		1	MEN'S WALLET - DAMAGED	
1	2	1					1	MISC. PAPERWORK	
1	3	1			YEL		1	HAND BAG	
1	4	1					6	CA. BENEFIT CARDS	
1	5	1	SS			608867437	1	SSN CARD - QUONESTIA MC MILLAN	
1	6	1						CASH U.S. CURRENCY (\$20 x 2) (\$5 x 2)	
1	7	1	CA			FV872014	1	DRIVERS LICENSE	
1	8	1	SS		BLU	608848625	1	TYRE & FALKEN	
1	9	-					11	MISC. GIFT CARDS	
1	10						2	REWARD CARDS MISC.	

LVMPD 67-A (Rev. 9/12)

↑ Corresponds to # Listed in PERSONS section
 (Suspect / Victim / Owner / Finder)

Distribution: White: Records/Onbase | Yellow: Evidence Vault | Pink: Citizen

**LAS VEGAS METROPOLITAN POLICE DEPARTMENT
EVIDENCE IMPOUND REPORT**

☒ **EVIDENCE** ☐ **FOUND PROPERTY** ☐ **SAFEKEEPING** Event Number: **181200051857**

Incident: Burglary - Commercial Follow Up	Requesting Officer: A. Archer #6403	Division: CPD	Date: 12/12/2018
Victim(s): Marc Falcone, DOB: 03/16/73			
Location: 1200 A St.			
Vehicle(s): V1: 1998 Lincoln Navigator, black, SUV, CA: 6NJF287, VIN: 5LMPU28L2WLJ54870			
Additional Information:			

Description of Evidence

Location of Recovered Evidence

PACKAGE 1

Item 1: One swab of possible DNA.

From the mouth of the Guava juice bottle on the front passenger floor of V1.

CSA Supervisor: <i>E. Wilborn</i>	P#: <i>91019</i>	Date Approved: <i>12/20/18</i>	Crime Scene Analyst: <i>T. Olson</i>	P#: 18552
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Qualifier Number: LVMPD CSI 3817
Document Number: LVMPD TSD 10
Issued By: CSI QIR
Revision Date: 04/05/2018
Page 1 of 1

EXHIBIT D

FILED
LAS VEGAS METROPOLITAN POLICE DEPARTMENT
APPLICATION AND AFFIDAVIT FOR SEARCH WARRANT

2018 DEC 21 A 7:39

JUSTICE COURT
 LAS VEGAS NEVADA

BY
 DEPUTY

STATE OF NEVADA)
 COUNTY OF CLARK) ss:

APPLICATION FOR TELEPHONIC SEARCH WARRANT

Det. Jones: Judge Bonaventure, do you understand that this phone call is being recorded?

Judge Bonaventure: Yes.

Det. Jones: This is Detective B. Jones, P#9879, of the LVMPD. I am making an application for a Telephonic Search Warrant pursuant to NRS 179.045 under LVMPD event number 181200033889. I am talking to Judge Joseph Bonaventure. The date is 12/14/2018 and the time is approximately 1242 hours. Judge Bonaventure, would you please place me under oath? My right hand is raised.

Judge Bonaventure: Do you swear to tell the truth, the whole truth, and nothing but the truth?

Det. Jones: I do.

Judge Bonaventure: Thank you.

Det. Jones: Your Honor, my application is as follows:

I, Detective B. Jones, P#9879, am employed by the Las Vegas Metropolitan Police Department and have been so employed for 12 years. I am currently assigned to the Spring Valley Area Command Patrol Investigations Section and have been so assigned for 1 year. I'm presently investigating the crime of Burglary which occurred at 9960 W. Flamingo Rd, Las Vegas, NV 89147 between 0321 and 0443 hours on the 8th day of December, 2018.

There's probable cause to believe that certain property hereinafter described will be found at the following described premises to wit: 2233 S. Las Vegas Blvd Room #110, Las Vegas, NV 89104. The structure is a two-story hotel having a primarily white colored brick exterior with red trim. The numbers "110" are white in color and

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are affixed to the front door. The front door is red in color and faces south.

The property referred to and sought to be seized consists of the following:

- Black Richard Mille / Felipe Massa watch model RM11, serial #4389, #3 of 50.
- Platinum Vacheron watch model 5000/00PB048, serial #1353947.
- Urwerk watch, model 202 White Shark, serial #8 of 12.
- Audemar Piguet watch, model LE 100, serial #J63429.
- Rolex watch, model 116509, serial #207231DO.
- Patek watch, serial #318028.
- Patek watch, model 5990.
- Audemar Piguet watch, model Pablo Montoya.
- Geubel Forsey watch, model GMT, serial #19.
- Patek watch, model 5650G, serial #7096449.
- Patek watch, model 5168G, serial #7119239.
- Panerai watch, model PAM 692 BMG, serial #0932.
- Panerai watch, model PAM 721, serial #0394.
- MB&F watch, model Legacy Perpetual, serial #03W63223.
- H. Moser Cie watch, model Flying Endeavor, serial #200118474.
- Richard Mille watch, model RM11-03, serial #RM11-03T150.
- Panerai watch, model PAM 375, serial #0951.
- Panerai watch, model PAM 725, serial #067.
- A. Lange & Sohne watch, model Datograph Perpetual Tourbillon, serial #227866.

- Mobile telephones to be searched via an addendum or additional search warrant at a later date. It is your affiant's experience that often times perpetrators use mobile telephones in their conspiracy to commit their crimes. These communications, whether voice and/or text, tend to illustrate forethought, as well as to show how the perpetrators acted in concert when they committed the offense.
- Epithelial cells from the mouth of Margaux Ornelas, date of birth 03/27/1977, to be collected via buccal swab or a blood sample from the person of Margaux Ornelas, date of birth 03/27/1977.
- A thorough microscopic examination and documentation of the crime scene to discover trace evidence to include, but not limited to fingerprints, blood, hair, fibers, and bodily fluid samples.
- Limited items of personal property which would tend to establish a possessory interest in the items sought to be seized pursuant to this search warrant to include, but not limited to personal identification, photographs, utility company receipts, addressed envelopes, rental receipts and objects which bear a person's name, phone number or address.

The items sought to be seized constitute evidence which would tend to show the crime of burglary has been committed. In support of the affiant's assertion to constitute the existence of probable cause, the following facts are offered:

On 12/08/2018, between 0321 and 0443 hours, 3 storage units were burglarized at Storage One, located at 9980 W. Flamingo Rd, Las Vegas, NV 89147. The suspects initially made entry by bending a metal cover on top of the roll-up door into unit B145. They then cut a hole through the wall into unit B147. Afterwards, they made entry into unit B151 by unknown means. Several collectible watches with a combined value of over \$2M were taken from inside unit B151, along with several bags and boxes. Items taken from unit B147 include a chessboard and a military jacket, along with some collectible dolls and a small green tricycle.

Surveillance footage from Storage One showed a white male adult and a white female adult enter the property from the main entrance at approximately 0321 hours. They appeared to be homeless, based on their clothing. The female was pushing an empty wheelchair.

144 Motion alarms were activated at unit B147 at approximately 0403
145 hours, and at unit B151 at approximately 0437 hours.
146

147 At approximately 0443 hours, the same two suspects were seen
148 walking through the driveway in front of the storage building. The
149 male was wearing a different jacket, believed to be the one taken
150 from unit B147. He was also carrying several bags that he did not
151 have when he first entered. The female was still pushing the
152 wheelchair, which had the chessboard taken from unit B147 sitting
153 in the seat.
154

155 An employee at Storage One stated that four other units had been
156 burglarized on 12/08/2018, but that police reports had not been
157 filed.
158

159 - On 12/11/2018, a search warrant was served on a tent, located in
160 a desert area just east of the storage units. Inside, officers
161 recovered several watch boxes, matching the makes and models
162 taken from unit B151, but not the watches. Also recovered were
163 business cards bearing the name of the owner of unit B151.
164

165 Also recovered, were the chessboard and military jacket taken
166 from unit B147, and paperwork bearing the name of the owner of
167 unit B145. Numerous other items, including jewelry, electronics,
168 and collectibles, were impounded for safekeeping. Latent prints
169 were recovered from the chessboard, a coin holder, and a blue
170 bag, all located inside the tent.
171

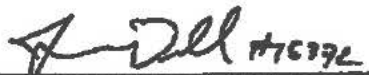
172 Later that same night, at approximately 2358 hours, a motion
173 alarm was activated at unit B151. A black Lincoln Navigator was
174 parked near the property, which had a bag on the ground next to
175 it. The bag had previously been seen inside the tent during the
176 search warrant. A clear plastic case with a watch inside could be
177 seen in open view on the front passenger seat. The vehicle was
178 impounded, pending a search warrant.
179

180 On 12/12/2018, a search warrant was served on the Lincoln
181 Navigator. Inside, officers recovered two of the watches taken
182 from unit B151, a Paneral watch and a Greubel Forsey watch.
183 They also recovered two coin collection folders, collector cards,
184 some fake \$100 bills, and two phones.
185

186 Latent prints recovered from the search warrant inside the tent
187 returned to Margaux Ornelas, date of birth 03/27/1977, and Dustin
188 Lewis, DOB 03/12/1983. Ornelas' prints were on the chessboard,
189 and Lewis' were on the other items. Both matched the description
190 of the suspects seen in the surveillance video from the burglary. A
191 records check showed that Ornelas had a no-bail electronic
192 warrant out of the Las Vegas Justice Court for domestic battery
193 (Case#17F04320X), and that Lewis had an active warrant for a

194 parole violation, related to a possession of stolen vehicle offense,
195 from Nevada Parole & Probation (File#L19-0376).
196
197 On 12/14/2018 around 1020 hours, officers located Ornelas
198 coming out of room 110 at the Fun City Motel, located at 2233 S.
199 Las Vegas Blvd, Las Vegas, NV 89104, and took her into custody
200 for her warrant. Officers entered the room to conduct a premise
201 freeze and prevent the destruction of any evidence. Inside, two
202 bags were seen in plain view, similar to the ones seen in the
203 surveillance video from the burglary.
204
205 Based on the fact that Ornelas and Lewis match the description of
206 the burglary suspects, Ornelas' latent prints were located on one
207 of the recovered stolen items, along with the fact that the hotel
208 room is Ornelas' last known location, there is probable cause to
209 believe that the unrecovered stolen items are located inside the
210 hotel room.
211
212 Your affiant believes that the epithelial cells or blood sample when
213 collected and submitted for DNA laboratory analysis, would either
214 include or eliminate the listed person's involvement in the criminal
215 offense of burglary. A buccal swab is the preferred and intended
216 method of collection of the DNA sample. However, in the event
217 that Margaux Ornelas refuses to cooperate with the collection of
218 the buccal swab, the use of reasonable force is authorized to the
219 extent necessary to obtain a blood sample.
220
221 Judge Bonaventure, this ends the probable cause details of this
222 search warrant application and Your Honor, this ends the search
223 warrant portion. Judge Bonaventure, do you find probable cause
224 exists for the issuance of this search warrant?
225
226 Judge Bonaventure: Yes, I do find probable cause.
227
228 Det. Jones: Judge Bonaventure, would you like me to read the duplicate
229 original search warrant?
230
231 Judge Bonaventure: No, that's not necessary.
232
233 Det. Jones: Judge Bonaventure, do I have your permission to affix your name
234 to the duplicate original search warrant?
235
236 Judge Bonaventure: Yes.
237
238 Det. Jones: This application and the signing of the search warrant was
239 witnessed by Detective J. Haynes, P#14010, at 1254 hours.
240 Judge Bonaventure, this ends our conversation and concludes the
241 recording. Thank you for your time.
242
243 Judge Bonaventure: You're welcome.

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Jessica Dodd, P#15372 LEST

*"I certify that this is a true and accurate transcription,
dated this 17th day of December, 2018, at 1100 hours."*



Det. B. Jones, P#9679, LVMPD

Spring Valley Area Command, Patrol Investigations

*"Having read the transcription of the Telephonic Search Warrant issued by this Court on
the 14th day of December, 2018, at 1254 hours, LVMPD, serving as Affiant and having
reviewed the recording of the application, it appears the transcription is accurate."*



Judge Bonvulture

Las Vegas Township, Department 9

Justice of the Peace

LAS VEGAS METROPOLITAN POLICE DEPARTMENT

DUPLICATE ORIGINAL SEARCH WARRANT

NRS 179.045

FILED 3272

2018 DEC 21 A 7:39

STATE OF NEVADA

COUNTY OF CLARK

ss:

2233 S. LAS VEGAS BLVD
LAS VEGAS, NV 89104JUSTICE COURT
CLARK COUNTY, NEVADA
BY DEPUTYPERSON OF: MARGAUX ORNELAS,
DOB 03/27/1977

The State of Nevada, to any Peace Officer in the County of Clark. Proof having been made before me by Detective/Officer R. Jones, P# 9679 by oral statements given under oath, that there is probable cause to believe that certain evidence, to wit:

- 1) Black Richared Mille / Felipe Massa Watch - Model RM11 - Serial 4369 #3 of 50
- 2) Platinum Vacheron Watch - Model 5000/000PB048 - Serial 1353947
- 3) Urwerk Watch - Model 202 White Shark - Serial #8 of 12
- 4) Audemar Piguet Watch - Model LE 100 - Serial J83429
- 5) Rolex Watch - Model 116509 - Serial 20723100
- 6) Patek Watch - Serial 316026
- 7) Patek Watch - Model 5990
- 8) Audemar Piguet Watch - Model Pablo Montoya
- 9) Geubel Forsey Watch - Model GMT - Serial 19
- 10) Patek Watch - Model 5850G - 7098449
- 11) Patek Watch - Model 5168G- Serial 7119239
- 12) Panerai Watch - Model PAM 692 BMG - Serial 0932
- 13) Panerai Watch - Model PAM 721 - Serial 0394
- 14) MB&F Watch - Model Legacy Perpetual - Serial 03W63223
- 15) H. Moser Cie Watch - Model Flying Endeavor - Serial 200116474
- 16) Richard Mille Watch - Model RM11-03 - Serial RM11-03TI 50
- 17) Panerai Watch - Model PAM 375 - Serial 0951
- 18) Panerai Watch - Model PAM 725 - Serial 067
- 19) A. Lange & Sohne Watch - Model Datograph Perpetual Tourbillon - Serial 227688

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****Note: This is a standardized template. Items which have been struck out are excluded as items to be sought and seized during the execution of this search warrant.****

(): Firearms to include handguns, shotguns and rifles, spent casings or live ammunition for the same, firearm accessories including, but not limited to, magazines or cylinders, firearm cleaning materials, and paperwork associated with the ownership of firearms;

(): Any evidence of criminal street gang membership or affiliation with any criminal street gang, said paraphernalia to include, but not limited to, any drawings or miscellaneous writings, or objects, or graffiti depicting gang member's names, initials, logos, monikers, slogans, and/or any information containing mention of criminal street gang membership, affiliation, activity, or identity. Any paintings, photographs or photograph albums depicting persons, vehicles, weapons, or locations which may appear upon observation to be relevant on the question of gang membership or association, or which may depict items sought and/or believed to be evidence in the case being investigated with this warrant. Any letters, notes, papers and other (written) evidence of criminal activities, or which may depict evidence of any criminal gang activity. Any newspaper clippings tending to relate details or reference to any crime or crimes of violence;

(20): Mobile telephones which may be searched via an addendum or additional search warrant at a later date. It is your affiant's experience that often times perpetrators use mobile telephones in their conspiracy to commit their crimes. These communications whether voice and or text tend to illustrate forethought as well as show how the perpetrators acted in concert when they committed the offense;

(): Paraphernalia commonly associated with the smoking, injection and/or ingestion of narcotics as well as the distribution of controlled substances. These items would include but not be limited to: smoking pipes (commercial or homemade), needles, scales, packaging materials, cutting agents, customer and source lists, recordation's of purchases and sales and "owe sheets" reflecting transactions of controlled substances;

(): U.S. currency believed to be proceeds from the sales of narcotics;

21: Epithelial cells from the mouth(s) of:

MARGAUX ORNELAS, DOB 03/27/1977

to be collected via buccal swab, or;

22: A blood sample from the person(s) of:

MARGAUX ORNELAS, DOB 03/27/1977

(22) A thorough, microscopic examination and documentation of the crime scene to discover trace evidence to include but not limited to: fingerprints, blood, hair, fibers and bodily fluid samples;

(24) Limited items of personal property which would tend to establish a possessory interest in the items sought to be seized pursuant to this search warrant to include but not limited to: personal identification, photographs, utility company receipts, addressed envelopes, rental receipts, and objects which bear a person's name, phone number or address;

which are presently located at:

(1): 2233 S. LAS VEGAS BLVD, ROOM 110, LAS VEGAS, NV
89104

And (2) the person(s) of adults (or minors) located at the premises at the time of the execution of this search warrant, to include backpacks, purses or bags as well as clothing currently being worn by or in the possession of said person(s).

As I am satisfied that there is probable cause to believe that said evidence is located as set forth above and based upon the statements of Detective/Officer B. JONES, P# 9679, there are sufficient grounds for the issuance of the Search Warrant.

You are hereby commanded to search and examine said premise ~~and/or vehicle~~ for said property and trace evidence, serving this warrant ~~(at any hour day or night)~~ (between 7 am and 7 pm) and if the property is there, to seize it and leave a written inventory and make a return before me within 10 days. The attached recorded oral statement upon which this warrant is based is hereby incorporated by this reference as though fully set forth herein.

Dated this 14TH day of DECEMBER, 20 18, at 1254 hours.

(Print Judge's name) JOSEPH BONAVENTURE

Signed by Detective/Officer B. JONES, P# 9679, acting upon oral authorization of

Judge JOSEPH BONAVENTURE

Witnessed by DETECTIVE J. HAYNES, P# 14010

ENDORSED this 2nd day of December, 20 18

[Signature]
Judge