

Film No. File No.

SEARCH WARRANT

In the Matter of
Cary Police Department OCA 08-3863 regarding
the homicide of Nancy Lynn Cooper

Date Issued
October 19, 2010

Time Issued
11:00 am

Name of Applicant
Detective J.A. Young

Name of Additional Affiant
N/A

Name of Additional Affiant
N/A

RETURN OF SERVICE
I certify that this search WARRANT was
received and executed as follows:

Date Received
10-19-2010

Time Received
11:00 am

Date Executed
10-20-2010

Date and Time of Return
I made a search of A SAUSAGE
BACKSTAG CELLULAR TELEPHONE
BEARIUS S/N: R1UP700193T -

as commanded.

I seized the items listed on the attached
inventory

I did not seize any items

This warrant was not executed within 48
hours of the date of issuance and I hereby
return it not executed

Signature of Officer Making Return
E. SA LOUIS

Department or Agency Officer
CARY POLICE

AOC-CR-119
Rev. 8/63

STATE OF NORTH CAROLINA

Wake County, C.S.C.

2011 MAR 24 PM 1:27

WAKE COUNTY, C.S.C.
W. Allen

In the General Court of Justice

District Court Division

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

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

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

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

This Search Warrant is issued upon information furnished under oath by the person or persons shown.

Date
10/19/10

Signature
Paul Stinner

Deputy CSC Asst CSC Clerk of Superior Court
 Magistrate District Ct. Judge Superior Ct. Judge

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

Date
3-4-11

Time
1:27 pm

Signature
Paul Stinner

Deputy CSC Asst. CSC Clerk of Superior Court

PROBABLE CAUSE AFFIDAVIT

STATE OF NORTH CAROLINA

AFFIDAVIT

COUNTY OF WAKE

CONTINUATION OF SEARCH WARRANT APPLICATION IN THE MATTER
OF: CARY POLICE DEPARTMENT OCA 08-3863 REGARDING THE
HOMICIDE OF NANCY LYNN COOPER

SECTION I: DESCRIPTION OF PROPERTY TO BE SEIZED

1. Any and all digital data, to include, but not limited to image/picture files, video files, audio files, audio recordings, address book contacts, documents, emails, text messages, instant messages, call detail history, internet usage, temporary internet files and applications/software downloaded.

SECTION II: NAME OF CRIMES

1. Murder, N.C.G.S. 14-17

SECTION III: DESCRIPTION OF ITEMS TO BE SEARCHED

1. One (1) Samsung BlackJack cellular telephone bearing Serial Number R1UP700193T.

SECTION IV: DESCRIPTION OF PERSONS TO BE SEARCHED

None

SECTION V: DESCRIPTION OF VEHICLES TO BE SEARCHED

None


SECTION VI: FACTS THAT ESTABLISH PROBABLE CAUSE

A. I, J.A. Young (Affiant), am a law enforcement officer with the Cary Police Department holding the rank of Senior Police Officer. I earned a Bachelor of Science in Administration of Criminal Justice degree from the University of North Carolina at Chapel Hill in August, 1993. I have been employed as a law enforcement officer with the Cary Police Department since 1994 with the exception of the time period of 1997 to 2001 when I was employed as a law enforcement officer with the Greensboro Police Department. I earned my Advanced Certificate from the North Carolina Criminal Justice Training and Standards Commission in November, 2000. I am currently assigned as a Detective with the Criminal Investigations Division of the Cary Police Department. Prior to my assignment as a Detective, I investigated and arrested individuals regarding

1



SUPERIOR COURT JUDGE DATE 10/19/10



AFFIANT DATE 10-19-10

PROBABLE CAUSE AFFIDAVIT

STATE OF NORTH CAROLINA

AFFIDAVIT

COUNTY OF WAKE

CONTINUATION OF SEARCH WARRANT APPLICATION IN THE MATTER OF: CARY POLICE DEPARTMENT OCA 08-3863 REGARDING THE HOMICIDE OF NANCY LYNN COOPER

numerous incidents of breaking and entering to businesses and residences, larceny offenses, possession of stolen property and traffic offenses as an officer assigned to the Field Operations Bureau of both the Cary Police Department and the Greensboro Police Department. Since my assignment as a Detective in January, 2005, I have investigated and arrested individuals regarding the criminal offenses of murder, attempted murder, assault with a deadly weapon with the intent to kill, armed robbery, rape, sex offenses, financial crimes and drug crimes. I have more than 1,500 hours of law enforcement training which includes advanced training in the investigation of natural deaths, suicides and homicides.

B. On July 12, 2008, the Cary Police Department initiated an investigation regarding a 'missing person', Nancy Lynn Cooper, who was last seen at the residence of 104 Wallsburg Court, Cary, N.C. which she shared with her husband, Bradley (Brad) Graham Cooper and their two (2) minor children.

On July 14, 2008, a body was located by a resident of Wake County, North Carolina lying face down in a 'drainage pond' in an undeveloped phase within 'The Oaks at Meadowridge' subdivision. The body was determined to be that of a white female, who was deceased.

On July 15, 2008, the deceased white female was identified as Nancy Lynn Cooper by Dr. John Butts, the Chief Medical Examiner for the State of North Carolina. The manner of death was determined to be a homicide based upon an autopsy which was completed on that date.


On October 27, 2008, an indictment pertaining to the crime of murder of Nancy Cooper was issued by a Grand Jury in Wake County, N.C. for Brad Cooper. Brad Cooper was arrested on that date by Cary Police Detective A. Dismukes and affiant pursuant to an Order for Arrest.

On October 29, 2008, a search warrant for the residence of 104 Wallsburg Court, Cary, N.C. and two (2) motor vehicles, was obtained and executed by affiant. Pursuant to this search warrant, a black Samsung BlackJack cellular telephone bearing serial number R1UP700193T was seized from within the residence. This cellular telephone was provided/assigned to Brad Cooper by Cisco Systems, Inc. with whom Brad Cooper was employed. In addition, this cellular telephone was in the possession of and used by Brad

2



SUPERIOR COURT JUDGE 10/19/10
DATE



AFFIANT 10-19-10
DATE

PROBABLE CAUSE AFFIDAVIT

STATE OF NORTH CAROLINA

AFFIDAVIT

COUNTY OF WAKE

CONTINUATION OF SEARCH WARRANT APPLICATION IN THE MATTER OF: CARY POLICE DEPARTMENT OCA 08-3863 REGARDING THE HOMICIDE OF NANCY LYNN COOPER

Cooper to view emails and complete telephone calls from February 16, 2006 until the date of his arrest. Brad Cooper has stated that he received a telephone call from Nancy Cooper on this cellular telephone on or about the date of her disappearance.

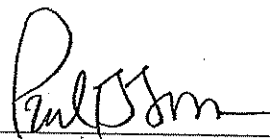
This telephone call is reflected on call detail records which indicate the telephone call was received by Brad Cooper's cellular telephone from the residential telephone at 104 Wallsburg Court, Cary, NC. At the time of this telephone call, Brad Cooper was and had been employed by Cisco Systems, Inc. as a VOIP (Voice over Internet Protocol) engineer. Based upon information received from cellular telephone and computer experts, Brad Cooper's cellular telephone had internet capabilities and therefore his cellular telephone had the technological capabilities to generate a telephone call from a remote location to his cellular telephone.

During the investigation it was learned that Nancy Cooper was seeking a divorce from Brad Cooper at the time of her death and had retained an attorney to represent her. A forensic examination completed on a laptop computer seized from the home of Brad and Nancy Cooper on July 16, 2008 indicated that an emailed 'draft' of a separation agreement and other emailed documents and correspondence which had been sent to Nancy Cooper via email had been viewed by Brad Cooper via an electronic device, possibly a cellular telephone. Brad Cooper stated under oath that he used this cellular telephone to view both personal and work related emails.

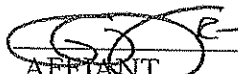
My training and experience has shown that people use personal electronic devices, to include cellular telephones, for many aspects of their daily lives. This practice is even more common among people who work in the technology sector, such as Brad Cooper was, a VOIP (Voice over Internet Protocol) engineer for Cisco Systems, Inc. Numerous past investigations have revealed evidence of crimes on electronic devices to include evidence of motive, method and intent to commit specific crimes via photographs, text messages, email messages, websites and other digital files stored on these devices.

As of this date, October 19, 2010, there has been no digital evidence obtained from the Samsung BlackJack cellular telephone bearing serial number R1UP700193T therefore affiant is requesting a forensic examination of this Samsung BlackJack cellular telephone be completed to search for digital data detailed in 'Section I: Description of Property to be Seized'.

3

 10/19/10

SUPERIOR COURT JUDGE DATE

 10-19-10

AFFIANT DATE

Items Seized Continued:

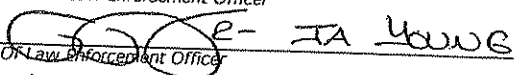
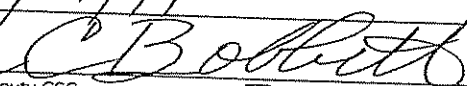
1. I left a copy of this inventory with the person named below, who is:
- a. the owner of the premises searched.
 - b. the owner of the vehicle searched.
 - c. the person in apparent control of the premises searched.
 - d. the person in apparent control of the vehicle searched.
 - e. the person from whom the items were taken.

2. As no person was present, I left a copy of this inventory:

- a. ~~the~~ ^{WITH PROPERTIES} premises searched, identified on the reverse.
- b. in the vehicle searched, identified on the reverse.

Name And Address Of Person To Whom A Copy Of This Inventory Was Delivered, If Any

The law enforcement agency identified below will hold the seized property subject to court order.

SWORN AND SUBSCRIBED TO BEFORE ME		Signature Of Law Enforcement Officer
Date	3/4/11	 J. E. YOUNG
Signature		Title Of Law Enforcement Officer Detective
<input checked="" type="checkbox"/> Deputy CSC <input type="checkbox"/> Clerk Of Superior Court		Name And Address Of Agency Cary Police Department 120 Wilkinson Ave. Cary, NC 27513
<input type="checkbox"/> Assistant CSC <input type="checkbox"/> Magistrate		

ACKNOWLEDGMENT OF RECEIPT

I, the undersigned, received a copy of this inventory.

Date	Signature of Person Receiving Inventory
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