

STATE OF NORTH CAROLINA
WAKE COUNTY

IN THE GENERAL COURT OF JUSTICE
DISTRICT COURT DIVISION

IN THE MATTER OF:

2821 Thurman Dr
Raleigh, NC 27606
Room 602 A

ATTACHMENT TO APPLICATION

FOR SEARCH WARRANT BY:

Senior Detective S Barham
North Carolina State
University Police Department
Date: 3/30/2008

PROPERTY TO BE SEIZED:

1. Ipods
2. Shrink Wrap machine
3. Any thing that could show owner ship of the Ipods

SIGNATURE OF APPLICANT:



DATE: 3/30/08

MAGISTRATE SIGNATURE:



DATE: 033008

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PLACE TO BE SEARCHED:

The building at 2821 Thurman Dr. is an eight-story brick dormitory at North Carolina State University, known as Bowen Hall. On the East side of Bowen Hall is a red and white sign on the wall that says Bowen Hall. Room 602 A is on the sixth floor of Bowen Hall on the East side. When exiting the elevator on the sixth floor of Bowen Hall, make a left out of the elevator and then a left at the first corner, and the door to suite 602 will be directly ahead with the number 602 above the door. Room A is the first door on the right when entering the suite. The room door has an A placard on the door. There is a Dale Earnhard Inc sticker above the A placard. There is an airplane sign with Max Loves Donkey Dick on the left and a sign with a helicopter with Trey written on it on the right.

To get to 2821 Thurman Dr. from the intersection of Dan Allen Dr and Western Blvd. when going east on Western Blvd. go north on Dan Allen Dr. Go straight at the stop sign at Dan Allen Dr and Sullivan Dr. At the stop light at Dan Allen Dr and Thurman Dr. go east or right on Thurman Dr. Thurman Dr stops at a brick plaza with Bowen Hall directly east of the dead-end of Thurman Dr.

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PROBABLE CAUSE:

I Officer S Barham have been a North Carolina State University Police officer for over (6) years. I worked in the Patrol division for over 4 years as a police officer. I have worked in the Crime Prevention Division as a crime prevention officer for 1 year. I'm currently working in Criminal Investigations.

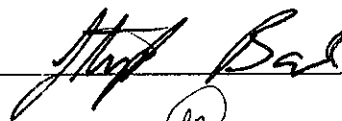
I graduated from East Carolina University with a Bachelors of Criminal Justice. I have been trained in all areas of law enforcement through the City of Durham Police Academy, and regularly scheduled in-service training from different schools such as Johnston County Community College, Wake Tech Community College, and North Carolina Justice Academy. I have received my Criminal Investigator Certificate from the North Carolina Justice Academy. I have received my basic and advanced Network Forensic Certificate from Blue Ridge Community College.

This Investigation is in reference to a Durham PD case involving Obtaining Property by false pretenses. I was called by Sgt Seay about a student that had been arrested by Durham PD. He was arrested for buying Ipods, taking the empty box back with a roll of pennies inside to get his money back.

I called Detective Coghill with the Durham Police Department and he told me that Mr Max Myrick was caught at the Target in Durham trying to return an empty Ipod box with a roll of pennies taped inside. Detective Coghill got his information from the Loss Prevention manager at Target.

Detective Coghill said that Mr Myrick and his roommate had been caught on tape doing this several times before. Detective Coghill said that the roommate looked to be the lookout. This time the cashier knowing this opened the box and called the Loss Prevention officer.

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PROBABLE CAUSE CONTINUED:

Detective Coghill also told me that Mr Myrick had disclosed to the Durham Police that he had several stolen Ipods in his room along with a shrink wrap machine. I was told by Detective Coghill that Mr Myrick would shrink wrap the stolen Ipods and sell them like they were new. Detective Coghill also told me that Mr Myrick had signed a consent to search form for his room for the Durham Police Department. I told him since Mr Myrick was in jail I would rather do a search warrant.

After speaking with Detective Coghill I went to 2821 Thurman Dr room 602 A. I met with officer Fitzpatrick that had spoken with Clyde Cox, Mr Myrick's roommate. I asked Mr Cox if he would like to come to the station with me to talk about his roommate.

He said he would and we drove to the Police Department. When we arrived I asked Mr Cox to tell me about what Mr Myrick had been doing.

Mr Cox told me that Max had been going to Target's in the area and buying Ipods. Max would then take the empty boxes back and get his money back. Mr Cox said that Max would tape a roll of pennies in the box and return the box. Mr Cox said that Max would shrink wrap the Ipod and sell it like it was new on Craigslist for \$200. Mr Cox said that Max had given him two Ipods and he would turn them over to the Police. Mr Cox also told me that he believed that there was more Ipods on Max's side of the room.

CONCLUSION:

Based upon the facts described above and my training and experience, I believe that there is probable cause to believe that the items to be seized listed herein, are in the premises to be searched, as described herein.

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DATE: 3/30/08

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STATE OF NORTH CAROLINA

File No.

Wake County

In The General Court Of Justice
District Superior Court Division

IN THE MATTER OF:

Name

Max Myrick and Clyde Cox
2821 Thurman Dr room 602A
Raleigh NC

INVENTORY OF ITEMS SEIZED
PURSUANT TO SEARCH

G.S. 15A-223, 15A-254, -257

I, the undersigned officer, executed a search of:

Person, Premises Or Vehicle Searched

2821 Thurman Dr room 602A
Raleigh NC

Date Of Search

3/30/08

This search was made pursuant to

- 1. a search warrant issued by: Magistrate, Wake County
2. consent to search given by:
3. other legal justification for the search:

The following items were seized:

- 1) PE PFS-200 Impulse sealer NO AZ18338 FN Box
2) 1 Priority Mail Envelope containing 100 gauge PVC Shrink Rap Bags Size 6.5x9
3) 8 white bags that feel like headphones for apple ipods
4) 1 Silver ipod serial# 4J45ZXA2PFW
5) 1 Black 30 GB ipod serial# 4W552Y97TXK
6) 8 1 Black 32 GB ipod serial# 9C811ENVO5W
1 Black 16 GB ipod serial# 9C805KDF14P
6 Black 8 GB ipods serial# 1B802F3K14N
serial# 1G80187714N
serial# 1A801MC614N
serial# 9C80544R14N
serial# 1D801TGPI4N
serial# 1F801A4C14N