

Jim No. File No.

1 the Matter of
1005 Ford F-150 (Black in Color)

NC Registration: SRF-9665
VIN: 1FTFPW145X5FA81909

Date Issued 6-2-09 Time Issued 10:27 AM AM PM

Name of Applicant RPD MO C.A. BRADFORD (P09-065889)

Name of Additional Affiant

Name of Additional Affiant

STATE OF NORTH CAROLINA
WAKE County

In the General Court of Justice
District Court Division

To any officer with authority and jurisdiction to conduct the search authority 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 describe 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.

RETURN OF SERVICE

I certify that this Search WARRANT was received and executed as follows:

Date Received	Time Received	Date Executed	Time of Return
6-02-2009	10:17 AM <input checked="" type="checkbox"/> AM <input type="checkbox"/> PM	6-03-2009	1:24 PM

I made a search of 2005 Ford F-150 NC Reg: SRF-9665

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

Date 6-03-2009 Time 1:30 AM AM PM

Signature *[Signature]*
Deputy CSC Asst. CSC Clerk of Superior Court

Date 6-2-09
Signature *[Signature]*
 Deputy CSC Asst. CSC Clerk of Superior Court
 Magistrate District Ct. Judge Superior Ct. Judge

STATE OF NORTH CAROLINA
WAKE COUNTY

IN THE GENERAL COURT OF JUSTICE
DISTRICT COURT DIVISION

IN THE MATTER OF: 2005 Ford F-150
Truck (Black in color)
North Carolina Registration: SRF-9665
VIN: 1FTPW145X5FA81909

ATTACHMENT TO APPLICATION
FOR SEARCH WARRANT BY:

MO C.A. Bradford, Raleigh Police
Date: 06/02/2009

Description of Items to be Seized

1. Any alcoholic beverages or containers that would link to impairment of the operator of the motor vehicle.
2. Any medications or prescription containers that would link to impairment of the operator of the vehicle.
3. Any drugs or drug paraphernalia that would link to the impairment of the operator of the motor vehicle.
4. Image of the data contained on the Power Train Control Module and Event Data Recorder or the modules that contain that data.

Description of Crimes

1. Reckless Driving N.C.G.S. 20-140
2. Driving While Impaired N.C.G.S. 20-138.1

Description of Premises to be Searched

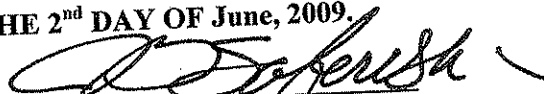
A Black 2009 Ford F-150 Truck
North Carolina Registration Number: SRF-9665
Vehicle Identification Number (VIN): 1FTPW145X5FA81909
Passenger Vehicle Registered to:
William Vincent Esoda (DOB: 02-10-1958)
12408 Tappersfield Court
Raleigh, North Carolina 27613

Probable Cause Affidavit

I, Master Officer C.A. Bradford, have been a Law Enforcement Officer with the Raleigh Police Department for 5 years 9 months. I am currently assigned to the Crash Reconstruction Unit, Field Operations Division, of the Raleigh Police Department. I have received basic crash training through the Raleigh Police Academy. I have received advanced crash training totaling 388 seated hours most of which was at the Institute for Police Technology and Management (IPTM), Jacksonville Florida. I attended training that allows me operate and interpret Crash Data Retrieval Software used to download information contained in the Event Data Recorder and Power Train Control Module from vehicles. I have also received advanced training to help determine impairment totaling 220 seated hours most of which was through the Department of Health and Human Services, Forensics Tests for Alcohol Branch. I also attend regularly scheduled in-service training to ensure that I have the most updated training. I have been trained in the investigation of hit and run crashes, how to determine if someone is impaired on drugs or alcohol, and what items could cause that impairment. I have been involved in the investigation of over 250 vehicle crashes including dozens of serious injury crashes, the majority of which have involved impaired drivers.

SWORN TO AND SUBSCRIBED BEFORE ME

THIS THE 2nd DAY OF June, 2009.


MAGISTRATE/JUDGE


APPLICANT

STATE OF NORTH CAROLINA
WAKE COUNTY

IN THE GENERAL COURT OF JUSTICE
DISTRICT COURT DIVISION

IN THE MATTER OF: 2005 Ford F-150
Truck (Black in color)
North Carolina Registration: SRF-9665
VIN: 1FTPW145X5FA81909

ATTACHMENT TO APPLICATION
FOR SEARCH WARRANT BY:

MO C.A. Bradford, Raleigh Police
Date: 06/02/2009

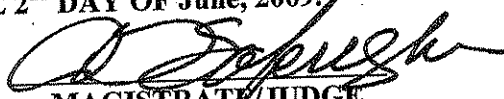
On 5/29/2009 at approximately 0130 hours, Alec William Esoda was driving a black 2005 Ford F-150 (VIN: 1FTPW145X5FA81909 and NC Registration: SRF-9665) registered to his father William Vincent Esoda. Several people were in the back of the truck along with two others in the cab of the truck. Alec Esoda accelerated rapidly in reverse and attempted to perform a maneuver referred to as a "J-Turn". When Alec Esoda attempted the "J-Turn", the vehicle violently overturned and caused the serious injury of one of the passengers in the truck bed. Several of the kids ran from the scene after the crash. Alec Esoda was 18 the time of the crash and had a BrAC of 0.08.

Conclusion

I feel that based on the facts presented in this affidavit, probable cause exists to search the vehicle listed above for further evidence of vehicle speed and driver impairment.

SWORN TO AND SUBSCRIBED BEFORE ME

THIS THE 2nd DAY OF June, 2009.


MAGISTRATE/JUDGE


APPLICANT

STATE OF NORTH CAROLINA

File No.

In The General Court Of Justice

WAKE County

District Superior Court Division

IN THE MATTER OF:

Name
2005 Ford F-150 (Black in Color)
NC Registration: SRF-9665
VIN: 1FTPW145X5FA81909
Date Of Search

INVENTORY OF SEIZED PROPERTY

G.S. 15A-254, -257

I, the undersigned officer, executed a search of:

Person, Place Or Vehicle Searched
2005 Ford F-150 (Black in Color) NC Registration: SRF-9665 and VIN: 1FTPW145X5FA81909

This search was made pursuant to

- a search warrant issued by: *Magistrate Safenight*
- a consent to search given by:
- other legal justification for the search:

The following items were seized:

*ONE (1) AIRBAG control MODULE
ONE (1) PowerTRAM control MODULE (EVENT DATA RECORDER)*

STATE OF NORTH CAROLINA

File No.

In The General Court Of Justice

WAKE County

District Superior Court Division

IN THE MATTER OF:

Name
2005 Ford F-150 (Black in Color)
NC Registration: SRF-9665
VIN: 1FTPW145X5FA81909
Date Of Search

INVENTORY OF SEIZED PROPERTY

G.S. 15A-254, -257

I, the undersigned officer, executed a search of:

Person, Place Or Vehicle Searched

2005 Ford F-150 (Black in Color) NC Registration: SRF-9665 and VIN: 1FTPW145X5FA81909

This search was made pursuant to

- a search warrant issued by:
- a consent to search given by:
- other legal justification for the search:

The following items were seized:

CPE (1) AIRBAG CONTROL MODULE
CPE (1) Powertrain Control Module (EVENT DATA RECORDER)

Seized Items Continued

I am leaving a copy of his inventory with the person named below, who is:

- the owner of the place search.
- the owner of the vehicle searched.
- the person in apparent control of the place searched.
- the person in apparent control of the vehicle searched.
- the person from whom the items were taken.

As no person was present, I am leaving a copy of this inventory:

- in the place searched, identified on the reverse.
- in the vehicle searched, identified on the reverse.

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

The law enforcement agency identified below will hold the seized

SWORN AND SUBSCRIBED TO BEFORE ME	Signature Of Law Enforcement Officer <i>[Signature]</i>
Date 6/3/09	Title Of Law Enforcement Officer MASTER POLICE OFFICER
Signature <i>[Signature]</i>	Name And Address Of Agency RALEIGH POLICE DEPARTMENT 110 S. MCDOWELL STREET, RALEIGH NC 27602
<input checked="" type="checkbox"/> Deputy CSC <input type="checkbox"/> Clerk Of Superior Court	<input type="checkbox"/> Assistant CSC <input type="checkbox"/> Magistrate

ACKNOWLEDGEMENT OF RECEIPT

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

Date	Signature Of Person Receiving Inventory

Seized Items Continued

- I am leaving a copy of his inventory with the person named below, who is:
- the owner of the place searched.
 - the owner of the vehicle searched.
 - the person in apparent control of the place searched.
 - the person in apparent control of the vehicle searched.
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SWORN AND SUBSCRIBED TO BEFORE ME	Signature Of Law Enforcement Officer
Date	Title Of Law Enforcement Officer MASTER POLICE OFFICER
Signature	Name And Address Of Agency RALEIGH POLICE DEPARTMENT 110 S. MCDOWELL STREET, RALEIGH NC 27602
<input type="checkbox"/> Deputy CSC <input type="checkbox"/> Assistant CSC <input type="checkbox"/> Clerk Of Superior Court <input type="checkbox"/> Magistrate	

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