

Film No. \_\_\_\_\_ File No. \_\_\_\_\_

### SEARCH WARRANT

In the Matter of \_\_\_\_\_

**Silver Pontiac NC TRL-1243**

Date Issued \_\_\_\_\_ Time Issued  AM  PM  
*June 18 2009* *1:11*  PM

Name of Applicant  
**Senior Inv A. M. Sternberg WCSO**

Name of Additional Affiant \_\_\_\_\_

Name of Additional Affiant \_\_\_\_\_

#### RETURN OF SERVICE

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

Date Received *6-18-2009* Time Received *1:11*  AM  PM

Date Executed *6-18-2009* Date and Time of Return *6-18-09 4:58p*

I made a search of *the above Silver Pontiac NC reg. TRL 1243*  
\_\_\_\_\_ 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 \_\_\_\_\_ *B-249*  
Department or Agency of Officer *Wake County Sheriff's Office*

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 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.

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

Date *6-18-09* Time *4:58*  AM  PM  
Signature *[Signature]*

Date *June 18 2009*  
Signature *[Signature]*  
 Deputy CSC  Asst. CSC  Clerk of Superior Court  
 Magistrate  District Ct. Judge  Superior Ct. Judge

In the Matter of: One Silver Pontiac automobile NC registration plate TRL-1243 in WCSO custody

Continuation of: Constitutes evidence of a crime and the identity of a person participating in a crime;

Murder NCGS 14-17

Continuation of: Description of Property to be Seized;

Cell phones & chargers; identifications and financial documents; credit and debit cards; purchase records & receipts; clothing; firearms & ammunition; items associated with purchase, possession and acquisition of firearms and ammunition and their components; bladed and other weapons; work records; diaries and journals; life insurance materials; wallets, shoes; photos, travel records, evidence of communications whether physical or electronic. The vehicle described below.

Continuation of: Description of Vehicle to be Searched;

One Silver Pontiac automobile NC registration plate TRL-1243 in the custody of WCSO.

Continuation of: Probable Cause;

Affiant Senior Investigator Alfred Sternberg has been in law enforcement since 1988. I am currently assigned to the Wake County Sheriff's Office Investigations Division. This unit investigates murders, robberies, rapes, frauds and violent crimes. During the course of my employment as a law enforcement officer, I have been trained in these areas of investigation, crime scene searches and arrest of criminals that are involved in such crimes. This includes recent seminars on Death Investigation and Suicide Investigation.

Carletta Patrice Alston, was among those present at 1808 Lucas Rd outside of Knightdale, NC in Wake County when WCSO officers responded to a 911 call to the residence in the early morning hours of June 4, 2009 regarding a shooting. Michael Donnell Smith was found murdered by apparent gunshot wound at the scene. A witness advised that the victim's wallet was missing. Pursuant to a search warrant, CCBI and WCSO investigators, including your affiant, made a search of the crime scene and did not locate a firearm or the victim's wallet. I located some journal type documents and banking materials. Carletta Patrice Alston gave WCSO investigators a story of how and when she came to discover the incident at the scene. However, her account was at variance with several witnesses who described to WCSO investigators of hearing gunshots significantly earlier than Alston claimed. WCSO collected her clothing and shoes as evidence and submitted them to the SBI for processing. WCSO received SBI lab results on June 16, 2009 showing the existence of gunshot residue on Carletta Patrice Alston's seized clothing. On June 17, 2009, WCSO CID investigators obtained a warrant charging Carletta Patrice Alston with one count of murder and arrested her in the above vehicle in Wake County. Prior to towing the car, Investigator Mariah Jarema WCSO made a cursory inspection of the vehicle interior, observing purses, wallets, an unusual large bladed weapon, and shoes. She informed me of what she saw.

Continuation of: Conclusion;

Based upon my training and experience, it is believed the preceding facts establish probable cause to believe the above-described items will be found and will aid in identifications that will assist in identifying the person or persons responsible for the crime of Murder. For these reasons, your affiant respectfully requests this warrant.

SWORN AND SUBSCRIBED TO BEFORE ME

DATE June 18, 2009

J. L. Brewer  
Magistrate District Court Judge Superior Court Judge

[Signature]  
Signature of Applicant

STATE OF NORTH CAROLINA

File No.

Wake County

In The General Court Of Justice  
 District  Superior Court Division

IN THE MATTER OF:

Name

Silver Pontiac NC TRL 1243

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

Date Of Search

Silver Pontiac NC TRL 1243

6-18-2009

This search was made pursuant to

- 1. a search warrant issued by: District Ct. Judge Brewer
- 2. consent to search given by: \_\_\_\_\_
- 3. other legal justification for the search: \_\_\_\_\_

The following items were seized:

cardboard box  
 cleaver type knife w/ taped handle  
 Lea Funeral Home gray pouch / documents from funeral,  
 writings, records, discs (2), notes, cards, photo  
 Stack of Michael Smith funeral programs + plastic cards  
 work/employment records  
 Wachovia NSF notice  
 Condolence card  
 Wachovia change envelope  
 McLaurin parking ticket  
 Receipt  
 pair of brown cloth gloves  
 car keys + broken key fob

(Over)