

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

June 3, 2009

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

06-03-09

Time Received

11:35 am

Date Executed

06-03-09

Date and Time of Return

06-16-09 AT 12000

made a search of ONE (1) 21500

512 UB COMPACT FL95H

CARN. MANUFACTURER PART

NUMBER 20E512AL2G5HUA11H

S/N 17-7578-02-

as commanded.

STATE OF NORTH CAROLINA

In the General Court of Justice

Wake County

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.

- 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

[Signature]

Department/Agency by Officer

CARY POLICE DEPT.

AOC-CR-119
Rev. 8/83

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

Date

6/15/09

Time

3:59 pm

Signature

[Signature]

Deputy CSC

Asst. CSC

Clerk of Superior Court

Date

6-3-09

Signature

[Signature]

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

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 temporary Internet files or other digital history files indicating computer and/or Internet usage
2. Any and all file (word documents, video clips, audio files, audio recordings, image files, e-mails and other digital files), to include any and all file attachments, related to the homicide of Nancy Lynn Cooper and/or illustrate and/or provide evidence of the marital discord of Bradley and Nancy Cooper
3. Financial documents and other documents indicating financial inquires, withdrawals or other transactions which illustrate and/or provide evidence of the marital discord of Bradley and Nancy Cooper
4. Files relating to instructions, methods or means of committing the crime of homicide
5. Files relating to instructions, methods or means of disposing of a human body
6. Any and all documents and photographs pertaining to the purchase, sale, ownership or repair of jewelry believed to have been the property of Nancy Lynn Cooper
7. Any and all documents, journals and writings which record or illustrate the actions of either Nancy Lynn Cooper or Bradley Graham Cooper on Friday, July 11, 2008 and/or Saturday, July 12, 2008

SECTION II: NAME OF CRIMES

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

SECTION III: DESCRIPTION OF ITEMS TO BE SEARCHED

1. One (1) CISCO 512 MB CompactFlash Card, Manufacturer Part Number CCE512MCGS4MA11H, S/N 17-7578-02

SECTION IV: DESCRIPTION OF PERSONS TO BE SEARCHED

None

1


SUPERIOR COURT JUDGE 6/3/09
DATE


AFFIANT 06-03-09
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

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 the 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 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 1,400 hours of law enforcement training which includes advanced training in the investigation of natural deaths, suicides and homicides.

B. On Saturday, 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 Monday, 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.

2

1/2 L 6/5/09
SUPERIOR COURT JUDGE DATE

[Signature] 06-03-09
AFFIANT 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**

On Tuesday, 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.

During interviews with numerous friends, to include Jessica Adam and Diana Duncan, Cary Police Detective G. Daniels, Cary Police Detective Dismukes and affiant learned that Nancy Cooper was seeking a divorce from Brad Cooper due to an admission of an extramarital affair with another female. Individuals interviewed by the same Cary Police Detectives provided statements regarding an additional extramarital affair by Brad Cooper involving a female whom Brad Cooper met while attending graduate school at North Carolina State University and visited while overseas during the course of his employment with Cisco Systems, Inc.

In addition, during the investigation, Cary Police Detectives G. Daniels, Dismukes and affiant learned from Brad Cooper and family members and close personal friends of Nancy Cooper that Brad and Nancy Cooper had arguments between themselves relating to financial spending within the household, particularly by Nancy Cooper. These disagreements resulted in Brad Cooper limiting the access of Nancy Cooper to the financial accounts held by either or both of them.

Brad Cooper made inconsistent statements pertaining to the actions of himself and Nancy Cooper on Friday, July 11, 2008 and Saturday, July 12, 2008 at various times during the pendency of the investigation pertaining to the homicide of Nancy Cooper. Affiant seeks to gain documents, journals, writings or other forms of recorded information which illustrate and show the actions of both Brad and Nancy on these dates.

On August 25, 2008, affiant learned that Brad Cooper had purchased a desktop computer, of which the CPU is identified as an eMachines CPU, Serial Number GCJ85B0007198 from a business in Cary, N.C. on August 2, 2008.

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 Dismukes and affiant pursuant to an Order for Arrest.

3

HRC 6/3/09
SUPERIOR COURT JUDGE DATE

[Signature] 06-03-09
AFFIANT 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


On October 29, 2008 a search warrant for the residence of 104 Wallsburg Court, Cary, N.C. and two (2) motor vehicles, a 2001 BMW 325i assigned VIN WBAAV33481EE76815 bearing North Carolina Registration Plate of STN-8649 and a 2004 BMW X5 assigned VIN 5UXFA13594LU21464 North Carolina Registration Plate of WPN-6001 was obtained and executed by affiant. During the course of the execution of the search warrant, the eMachines CPU, Serial Number GCJ85B0007198 was seized. At the time affiant assumed possession of the eMachines CPU, a CISCO 512 MB CompactFlash card, Manufacturer Part Number CCE512MCGS4MA11H, S/N 17-7578-02, was inserted into a port in the front of the CPU.

On April 17, 2009, a search warrant to examine the contents of the eMachines CPU, Serial Number GCJ85B0007198, was executed by affiant. Affiant learned at that time that a separate search warrant would be required to examine the contents of the CISCO 512 MB CompactFlash card, Manufacturer Part Number CCE512MCGS4MA11H, S/N 17-7578-02.

Based on the above information provided in this affidavit, the affiant requests that a search warrant be issued to search the CISCO 512 MB CompactFlash card, Manufacturer Part Number CCE512MCGS4MA11H, S/N 17-7578-02 for any and all items listed under 'Section I: Description of Property to be Seized' which illustrate and/or provide evidence of the marital discord of Brad and Nancy Cooper and/or provide documentation or information pertaining to the financial accounts of Brad and/or Nancy Cooper. Any and all financial account(s) information pertaining to either Brad or Nancy Cooper will be examined as a whole via a forensic accounting examination to gain evidence and/or relevant information pertaining to the homicide of Nancy Lynn Cooper.



SUPERIOR COURT JUDGE 6/3/09
DATE



AFFIANT 06-03-09
DATE

Items Seized Continued:

EX-100

- 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. in the 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
 Howard Kurtz, an attorney representing the person from whom the items were taken, Bradley Graham Cooper.

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

SWORN AND SUBSCRIBED TO BEFORE ME		<i>Signature Of Law Enforcement Officer</i>
Date 10/15/09		
Signature 		<i>Title Of Law Enforcement Officer</i> Detective
<input checked="" type="checkbox"/> Deputy CSC <input type="checkbox"/> Assistant CSC <input type="checkbox"/> Clerk Of Superior Court <input type="checkbox"/> Magistrate		<i>Name And Address Of Agency</i> Cary Police Department 120 Wilkinson Ave. Cary, N.C.

ACKNOWLEDGMENT OF RECEIPT	
I, the undersigned, received a copy of this inventory.	
Date	<i>Signature of Person Receiving Inventory</i>