



PUBLIC RECORDS REQUEST
(PORNOGRAPHY/OBSCENE MATERIAL)

Mesa Police Department Released To:



General Offense Information

Reported On MAY-07-2020 (THU.) 1406
Occurred On MAY-06-2020 (WED.) 1000
Approved On MAY-20-2020 (WED.)
Approved By P18852 - YOUNG, C. (18852)
Rpt Submitted By P21318 - GRIBBLE, E. (21318) (.)
Address [REDACTED]
Municipality [REDACTED]
County MARICOPA
Special Study NONE
Gang Involvement NO GANG RELATION/INVOLVEMENT

Offenses (Completed/Attempted)

Offense # 1 370-1 PORNOGRAPHY/OBSCENE MATERIAL - COMPLETED
Criminal Activity EXPLOITING CHILDREN
Bias NONE (NO BIAS)

Related Event(s)

1. CP ME2020-201280331

Related Person(s)

1. REPORTING PARTY # 1 - CAPUTO, DANIEL WAYNE

CASE SPECIFIC INFORMATION

Sex MALE
Race WHITE
Date Of Birth [REDACTED]
SSN [REDACTED]
Address 2700 S WOODLAND VILLAGE BLVD Apartment 300-345
Municipality FLAGSTAFF
State ARIZONA
ZIP Code 86001
Cell Phone (928) 607-2153



PUBLIC RECORDS REQUEST
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PERSON PARTICULARS

SSN [REDACTED]
Height 5'11
Weight 215 LBS.
Eye Color BROWN
Hair Color BROWN

MASTER NAME INDEX REFERENCE

PHONE NUMBERS

Cell Phone (928) 607-2153

LINKAGE FACTORS

Resident Status NON-MESA RESIDENT
Age Range 30-49 YEARS

2. INVESTIGATIVE LEAD # 1 - MALPICA BERRIOS, AXEL ORLANDO

CASE SPECIFIC INFORMATION

Sex MALE
Race WHITE
Date Of Birth [REDACTED]
SSN [REDACTED]
Address [REDACTED]
Municipality [REDACTED]
State [REDACTED]
ZIP Code [REDACTED]

PERSON PARTICULARS

SSN [REDACTED]
Ethnicity HISPANIC/LATIN
Height 5'11
Weight 210 LBS.
Eye Color BROWN
Hair Color BLACK

MASTER NAME INDEX REFERENCE

PHONE NUMBERS

Cell Phone (352) 304-2330



PUBLIC RECORDS REQUEST
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CRIMINAL DESCRIPTION

LINKAGE FACTORS

Resident Status MESA RESIDENT

Age Range 30-49 YEARS

3. WITNESS # 1 - CEDENO, MARIANA JANAY

CASE SPECIFIC INFORMATION

Sex FEMALE

Race WHITE

Date Of Birth

SSN

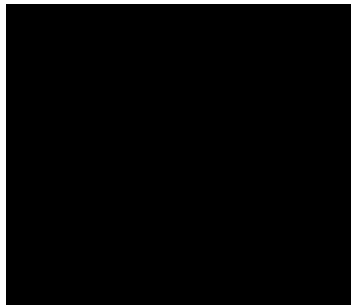
Address

Municipality

State

ZIP Code

Cell Phone



PERSON PARTICULARS

SSN

Ethnicity HISPANIC/LATIN

Height 5'04

Weight 160 LBS.

Eye Color HAZEL

Hair Color BROWN

MASTER NAME INDEX REFERENCE

PHONE NUMBERS

Cell Phone



LINKAGE FACTORS

Resident Status MESA RESIDENT

Age Range 22-29 YEARS



PUBLIC RECORDS REQUEST
(PORNOGRAPHY/OBSCENE MATERIAL)

Narrative Text

Type Original Narrative

Subject ORIGINAL NARRATIVE

Author P21318 - GRIBBLE, E. (21318) (.)

Related Date May-13-2020 14:56

5/6/2020

On 5/6/2020 I received this case for review and investigation. I spoke to Witness Dan Caputo with Northland Polygraph, a business that conducts polygraph testing in Arizona. Dan is the owner of this business and a polygraph examiner. Dan explained to me a pastor of a church in the East Valley area reached out to him regarding a polygraph exam. The pastor explained he was working with a couple in his church that was receiving marital counseling through him. Issues of possible infidelity were discussed and concerns of the husband viewing pornography. The couple both agreed to go through a polygraph exam, which is why Dan was sought out.

On Tuesday, 5/5/2020, Dan was briefly in contact with the wife, Mariana, via text message to discuss scheduling of the polygraph.

On Wednesday, 5/6/2020, Mariana started emailing (from email [REDACTED]) Dan pornographic material that she found on her husband's device as information for the polygraph exam. These files were in a Google Photos account and contained multiple adult pornography images. Mariana also emailed Dan suspected child pornography images that were found in this Google account. Upon receiving this, Dan reported the suspected child pornography to law enforcement.

At this point Dan had limited information on Mariana and her husband. Mariana said her husband's name was Axel Malpica and that they live in Mesa. They also have two children together. Mariana did not have concern that their children were in danger and made no mention that they were the children in the files. Mariana's contact phone number was [REDACTED].

I then ran the name "Mariana Cedeno" through the National Crime Information Center (NCIC) and Arizona Motor Vehicle Division (MVD). Two names of "Mariana Cedeno" showed up with their correlating birthdays and Driver's License information. One of these "Mariana Cedeno" was "Mariana Janay Cedeno DOB: [REDACTED]" with an AZ Driver's License [REDACTED] and an address of [REDACTED].

I checked MVD if any vehicles were registered to Mariana. License plate AZ-AXJ3590 was a white 2015 BWM 320 car that was registered to Marina. License plate AZ-CFS8460 was a 2010 blue Dodge Ram 1500 truck. This truck was registered to Mariana and Axel Orlando Malpica Berrios DOB: [REDACTED]. I then ran Axel's information through the National Crime Information Center (NCIC) and Arizona Motor Vehicle Division (MVD). Axel had an AZ Driver's License [REDACTED] with the same address as Mariana. I believe this was Mariana's husband.

Utilizing an undercover account, I logged onto Facebook and looked for "Mariana Cedeno". I found a profile for "Mariana Malpica Cedeno". Many of Mariana's photos and posts were publicly viewable. A post Mariana made on April 1, 2020 she referenced being a business owner for 2 years and mentioned her husband "Axel Malpica" in this post. The photos Mariana had on her account were of her husband Axel and their two sons. The photos of Axel



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on Mariana's Facebook page matched the MVD photo of Axel Orlando Malpica Berrios DOB:

[REDACTED]

5/8/2020

Dan arrived at my office and provided me with the emails and files that Mariana had sent him.

The images and videos Mariana had sent Dan were taken from the perspective of Mariana recording a tablet screen with her own phone. The device that Mariana was recording of the Google account with the images and videos appeared to be a black Samsung tablet.

One of the videos on the tablet was a 9 second video of Axel that he appeared to take of himself, as his one arm is extended as if holding a video device. This video is of Axel sitting in a garage taking a video of himself in front of a jet ski saying, "This is me."

Another video/recording is about 15 seconds in length, and it is of Mariana scrolling through a photo roll of multiple images of adult pornography. While Mariana is scrolling through these photos she says, "Babe, why when I go to log in to Elijah's account and there's another account there. And it says (she says something along the lines of "ying dow") meaning you created another account. Seriously? What is all this?"

Mariana also sent still images of the files in the Google photos account album. Most of these photos were of adult pornography, some appearing with a recent date of April 2020. There were also multiple photos of Axel in these photo albums. There were some up-close images of an adult male's erect penis. In one of the pictures of an adult male's erect penis, there was a light-colored dresser in the background underneath a tv screen. Mariana told Dan in her email referencing this photo, "This is the picture with our new furniture in the background. That I never received from him but he says he was going to sent it to me but decided to "delete" it." There were no other male's faces depicted in any of the other photos in the albums, appearing that this Google Photos account only belonged to Axel.

In one of the emails Mariana sent Dan, she told him she also found child pornography. One of the images Mariana sent was an 8 picture collage of a young girl. There were 3 photos in the first column of the collage, 3 photos in the middle column and 2 in the last column. These series of photos appear to be of the same little girl.

The top image in the first column is a focused perspective of a girl's genitalia area. The girl is lying on her back on a blue blanket and has her legs spread open. The girl is inserting a sex toy into her vagina. The girl's hips are narrow her legs are small in size.

The middle image in the first column is of a naked small girl with dirty blonde hair with bangs. The girl is lying on her back on a blue blanket and she has her knees bent up towards her shoulders. The little girl is taking her hands and spreading open her genitalia tissues, fully exposing her vagina and anus. The girl's vagina is underdeveloped and she has no pubic hair. The girl has no breast development and her face is round and child-like. The focus of this image is on the girl's exposed genitalia.

The bottom image in the first column is a close-up photo of a small girl's vagina and anus. The girl is lying on her back on a blue blanket. The girl's legs are spread open, exposing her vagina and anus. There is a creamy white mucus substance on her vagina and anus, appearing to be semen. The girl's vagina is underdeveloped and she has no pubic hair.



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The top image in the middle column is another close-up of a small girl's vagina and anus. The girl is lying on her back, her legs are spread open, exposing her vagina and anus. The girl's vaginal tissues appear red in color and irritated. There is a creamy white mucus substance on her vagina. The girl's vagina is underdeveloped and she has no pubic hair.

The middle image in the middle column is of a naked small girl with dirty blonde hair. The girl is lying on her back on a blue/gray blanket, her legs are spread open and she has her knees bent up towards her shoulders. There is an adult male's erect penis near the girl's vagina, seeming to insinuate he is going to insert it in her. The girl's body is small in size and she has no breast development. The girl has round cheeks and a small chin and nose, appearing very child-like.

The bottom image in the middle column is of a small girl with dirty blonde hair and bangs. This image is a close up of the girl performing oral sex on an adult male's erect penis. The girl is using her hands to hold the penis to her mouth. The girl's facial features are small and her hands are small in size compared to the male's erect penis.

The top image in the last column is of a small girl with dirty blonde hair and bangs lying on her back on a blue blanket. The girl is wearing a red dress that is pulled up, exposing her vagina. The girl's head is turned to the side and she is performing oral sex on an adult male's erect penis. The girl is using her hands to hold the penis to her mouth. The girl's facial features are small and her hands are small in size compared to the male's erect penis. The girl's legs are small in size and her vagina is underdeveloped.

The bottom image in the last column is of a small girl wearing a red dress and lying on her back on a blue blanket. The girl's dress is pulled up to her chest, exposing her vagina and anus. The girl's legs are spread open and her knees are bent upwards. The girl's vaginal tissues appear red in color and irritated. The girl's vagina is underdeveloped and she has no pubic hair. Her hips are narrow and her body is small in size.

Based on the series of these photos and features of the girl portrayed, I believe this girl is under the age of 8.

These images are a violation of Sexual Exploitation of a Minor.

INVESTIGATION ON-GOING



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(PORNOGRAPHY/OBSCENE MATERIAL)

Narrative Text

Type Supplemental Narrative

Subject SUPPLEMENTAL

Author P21318 - GRIBBLE, E. (21318) (.)

Related Date May-28-2020 14:18

5/19/2020

I authored a search warrant for [REDACTED] to examine and seize electronic devices located in the residence that were possibly used for the sexual exploitation of minors by Axel Orlando Malpica Berrios DOB: [REDACTED]

1132 hrs - I faxed the residential search warrant affidavit and subsequent search warrant to the Maricopa County Superior Court for approval.

1150 hrs - Received a phone call from Honorable Mary Cronin with the Maricopa County Superior Court granting the affidavit and search warrant. SW #2020-006752.

5/21/2020

The search warrant was served by Mesa SWAT at about 0630 hours at [REDACTED] [REDACTED] Upon serving the search warrant, 5 subjects exited the house. These subjects were: Mariana Cedeno DOB: [REDACTED] her father Raymond Cedeno Ruiz DOB: [REDACTED], Axel and Mariana's children [REDACTED] and [REDACTED] and another teenage male family member named [REDACTED]. Mariana explained to officers that Axel was not home, that he leaves for work around 0430 hours. The vehicle Axel was using was Raymond's white Dodge truck, AZ-CJN3125.

I spoke to Mariana outside, away from her children, and explained to her who I was and why we were there at her house. Mariana was aware of the pornographic material I was speaking of, as she was the one who found it and sent it to the polygrapher. Mariana told me she found the reported pornography files around March or April of this year, as it was during the time schools were getting locked down due to the COVID-19 pandemic. Mariana was home and she was using the Samsung tablet to get online schooling for her kids to work on. While she was on the tablet, she saw a Google account was pre-logged in. Mariana told me this Google account was xlelbambino1@gmail.com. Mariana clicked on the Google Photos app associated with account xlelbambino1@gmail.com and she found numerous files of adult pornography, along with a few files of suspected child pornography. These are the files she sent to the polygrapher.

Mariana told me she confronted Axel about these files she saw on his xlelbambino1@gmail.com account and he proceeded to tell her that he did not know anything about it, that it possibly may have been an old co-worker that uploaded the photos. Mariana explained to me that Axel told her he had to give his old work phone back to his employer. His employer then gave that same phone to a different co-worker. Axel said he may have been logged in to his xlelbambino1@gmail.com account on that old phone, which is how his co-worker may have had access to it.

Mariana further told me Axel is a good father to their children and she has no concern for their safety.

I then spoke to Mariana's father Raymond and explained why we were there. Raymond did



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not know anything about the incident or about any pornography (adult or child) files in the residence or on any devices.

Both Mariana and Raymond were cooperative. A forensic preview was done on scene of Mariana's, Raymond's and Chris' cellphones. Nothing of evidentiary value was found on these devices and they were returned to them on scene.

Mesa SWAT located the white Dodge truck, AZ- CJN3125 at Axel's place of work: ACO Polymer Products, 825 W Beechcraft St Casa Grande, AZ. Myself and Sgt. Young went to this location to speak with Axel.

We were able to speak with Axel in a private conference room and our interview was audio recorded. The following is a synopsis of the interview:

- Axel verbally identified himself to me and provided his contact information:
 - o Address: [REDACTED]
 - o Cellphone: 352-304-2330
 - o Email: axel.malpica1@gmail.com
- I advised Axel of who I was and what unit I work for. I explained to Axel that there were some files of possible child pornography that may involve him.
- Axel told me he was not involved in that.
- I further explained to Axel how these files came to our attention, including Mariana's confrontation with him.
- Axel explained he told his wife it wasn't his and he was willing to take a polygraph about it. Axel said when he was confronted by his wife he did some research and found Google will just create folders and store photos in them.
- At about 0830 hours I read Axel his Miranda Rights from my department issued card. I asked Axel if he understood his rights and he replied, "yes."
- I asked Axel to spell his other Google "bambino" email address. Axel spelled it xlelbambino1@gmail.com.
- Axel discussed his wife Mariana confronted him about the photos she found on the xlelbambino1@gmail.com account. Axel told me he recognized his family photos that were in this Google account.
- I asked Axel how adult pornography photos got into this account, again re-iterating to him that adult pornography is not illegal.
- Axel said, "Like I told me wife, it wasn't mine." "I don't know how any of this stuff ended up there."
- I asked Axel if, at any point in his life, he ever looked at pornography. Axel said, "I have". I asked him if he saved it and Axel said "never".
- Axel was confronted on being truthful and I told him I don't think the few files of child pornography was even intentional.



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- Axel again said, "it wasn't mine."
- I explained to Axel that I was going to be seizing his phone to do a forensic examination on it. Axel provided his passcode of: 110707.
- I asked Axel if Mariana showed him possible child pornography files she found and he said, "She did. And that's when I told her that's definitely not mine. She knows I would never do that."
- I asked Axel what he thinks is child pornography and he said, "pornography of children."
- I asked Axel to give me an age, what does he consider a child. Axel said, "anywhere from 13 years old to 17." I asked Axel if younger than 13 is a child and he said, "um, ya."
- I asked Axel if he had sexual interest in children and he said, "no." "What kind of question is that?" I again told him that there was child pornography in his Google account.
- Axel was asked why he didn't call law enforcement if he thought someone else, or Google, was uploading child pornography to his account since he was claiming it wasn't his and he didn't put it in there.
- Axel said he's never dealt with this kind of situation before and didn't know how to go about it.
- Axel said he told his wife this may have happen with a previous work phone he had, that his account was on that phone and he no longer knows where that phone is.
- Axel explained he has accessed the xlelbambino1@gmail.com from the tablet Mariana found it on and her laptop.
- Axel further said he uses the xlelbambino1@gmail.com for his contact for Ebay and Amazon.
- I again re-iterated Axel's story him: that he's claiming he does not know how those photos or folders got into his account, besides his family photos.
- I asked Axel if the pornography photos looked familiar to him and he said, "They don't."
- I told Axel there were also nude photos of himself in these folders and asked him to explain that. Axel said those were personal photos from his phone, again not knowing how they ended up on his Google account.
- We discussed with Axel that Google does not randomly upload photos or make folders into people's personal accounts. To this Axel replied, "Apparently it does with my personal stuff."
- Axel's iphone was retrieved from his office and Axel told me, "You guys can go through the whole phone. Feel free."

The interview ended and I provided Axel my business card with the case number on it, along with my contact information.

I transported Axel's seized cellphone to the Mesa Family Advocacy Center (MFAC) as evidence.



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1325 hrs - I submitted a Letter of Preservation to Google for Gmail xlelbambino1@gmail.com via their online law enforcement portal and received an internal reference #3744817.

5/27/2020

1109 hrs - I faxed a search warrant affidavit and subsequent search warrant for stored electronic information on Axel's cellphone to the Maricopa County Superior Court for approval.

1117 hrs - I received a phone call from Honorable Melissa Zabor with the Maricopa County Superior Court granting the affidavit and search warrant. (SW #2020-007144)

1139 hrs - I faxed a search warrant affidavit and subsequent search warrant for subscriber information and account content for Gmail email xlelbambino1@gmail.com to the Maricopa County Superior Court for approval.

1252 hrs - I received a phone call from Honorable Gregory Gnepper with the Maricopa County Superior Court granting the affidavit and search warrant. (SW #2020-007146)

1507 hrs - I submitted the search warrant to Google for Gmail xlelbambino1@gmail.com via their online law enforcement portal and received an internal reference #3755142.

INVESTIGATION ON-GOING



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(PORNOGRAPHY/OBSCENE MATERIAL)

Narrative Text

Type Supplemental Narrative

Subject CASE UNFOUNDED

Author P21318 - GRIBBLE, E. (21318) (.)

Related Date Sep-04-2020 10:51

A forensic examination was done on Axel's cellphone for stored electronic information. There was nothing of evidentiary value on his phone, though text message conversations between Axel and Mariana showed she confronted him on 4/14/2020 on the pornographic images she found on his Google account. Mariana stated, "You even have little girls! Your sick! All this is under your xlelbambino account". The conversation continues with Axel denying everything and claiming that it wasn't his account, that "I haven't done this since our last fight when I admitted to you". Axel further continues to tell Mariana, "How are my personal pics on my phone ending up there? I don't know but google steals information from everyone's life on a daily basis babe". Throughout the conversation Axel remains stating the Google account content doesn't belong to him and that Google is responsible for putting the files there.

6/15/2020

I received an email from Google stating the production for my search warrant was ready for download via their online law enforcement portal. I logged on to the system and downloaded the files and information provided by Google and noted the following.

The subscriber information for the reported account xlelbambino1@gmail.com was:

- Name: Axel Malpica
- Created on: 2010-12-30
- Status: Enabled
- Recovery email: portorockcangri@hotmail.com
- Recovery SMS: 13523042330

The email content showed various items purchased by Axel through Amazon, Ebay and other car parts stores with a related address of [REDACTED]. The Google Photos content contained 247 different folders with different dates and labels. Each folder was empty of any images or video files, appearing the content had been deleted.

There was nothing of evidentiary value found in xlelbambino1@gmail.com's account.

CASE UNFOUNDED



PUBLIC RECORDS REQUEST
(PORNOGRAPHY/OBSCENE MATERIAL)

Narrative Text

Type Supplemental Narrative

Subject REQUEST FOR ELECTRONIC DEVICE EXAMINATION

Author P15015 - BOCK, C. (15015) (.)

Related Date Nov-02-2020 10:03

Detective Gribble #21318 contacted the Mesa Police Department Computer Forensics Unit in reference to the Request for Electronic Device Examination in reference to this investigation.

Data extraction was authorized by Search Warrant #SW2020-006752.

Detective Gribble asked that I look for any images or videos depicting a minor engaging in exploitive exhibition or other sexual conduct.

Items to be examined

1. Property ID #26959-3, Acer Aspire 7736 Laptop
2. Property ID #ME26959-12, 8GB SD Card
3. Property ID #ME26959-9, 256MB SD Card
4. Property ID #ME26952-3, Red USB Drive
5. Property ID #ME26952-1, Verizon Flip Phone
6. Property ID #ME26959-8, Nextel Flip Phone
7. Property ID #ME26959-2, Samsung Flip Phone
8. Property ID #ME26959-4, Apple Ipad
9. Property ID #ME26959-7, Apple Ipad
10. Property ID #ME26959-5, LG Tablet

Reference Property ID #26959-3, Acer Aspire 7736Z-4905 Laptop S/N LXPJB02109944011CA2000

I removed the hard drive from the above listed device and found the following:

SanDisk 240GB HDD

Model SDSSDA-240G 2.5" SSD Drive

S/N 174434805326

I attached the device to my forensic computer using a Wiebetech Forensic UltraDock Writeblocker and previewed the contents.



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No items of evidentiary value were located.

Reference Property ID #ME26959-12, 8GB SD Card

Upon physical examination I found this device was a Kingston 8GB SD Card.

I attached the device to my forensic computer using a Wiebetech Media Writeblocker and previewed the contents.

No items of evidentiary value were located.

Reference Property ID #ME26959-9, 256MB SD Card

Upon physical examination I found this device was a Dane-Elec 256MB SD Card.

I attached the device to my forensic computer using a Wiebetech Media Writeblocker and previewed the contents.

No items of evidentiary value were located.

Reference Property ID #ME26952-3, Red USB Drive

Upon physical examination I found this device was a generic 4GB USB Drive.

I attached the device to my forensic computer using a Wiebetech Media Writeblocker and previewed the contents.

No items of evidentiary value were located.

Reference Property ID #ME26952-1, Verizon Flip Phone

Upon physical examination I found this device was an LG VX8360.

I attached the device to my forensic computer and performed a data extraction using Cellebrite's UFED 4PC.

I created a Cellebrite Report and reviewed the contents.

No items of evidentiary value were located.

Reference Property ID #ME26959-8, Nextel Flip Phone

Upon physical examination I found this device was a Motorola Nextel Flip Phone.

This device would not power on.

Data extraction was not possible.



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Reference Property ID #ME26959-2, Samsung Flip Phone

Upon physical examination I found this device was a Samsung SGH-T259.

I attached the device to my forensic computer and attempted to perform a data extraction using Cellebrite's UFED 4PC with negative results.

Cellebrite failed to connect to the device on multiple attempts.

I manually previewed the contents of the device.

No items of evidentiary value were located.

Reference Property ID #ME26959-4, Apple Ipad

I attached the device to my forensic computer and performed a data extraction using Cellebrite's UFED Physical Analyzer.

I created a Cellebrite Report and reviewed the contents.

No items of evidentiary value were located.

Reference Property ID #ME26959-7, Apple Ipad

I attached the device to my forensic computer and performed a data extraction using Cellebrite's UFED Physical Analyzer.

I created a Cellebrite Report and reviewed the contents.

No items of evidentiary value were located.

Reference Property ID #ME26959-5, LG Tablet

Upon physical examination I found this device was an LG V496.

I attached the device to my forensic computer and performed a data extraction using Cellebrite's UFED 4PC.

I created a Cellebrite Report and reviewed the contents.

No items of evidentiary value were located.

This concludes my involvement in this case.

NFI/NFA



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Related Property Report(s)

REPORT INFORMATION

Property Report # 26952
Case Status EVIDENCE/SEIZED
Submitted On MAY-26-2020 (TUE.) By GRIBBLE, E. (21318) (.)

RELATED EVENTS

Offense GO ME 2020 - 201280331

Related Items 3

ARTICLES - EVIDENCE

Status EVIDENCE/SEIZED
Tag # ME26952 - 1
Article OTELEPH- OFFICE EQUIPMENT
Make LG
Color BLU
Of Pieces 1
Serial # 1 UNKOWN
Description VERIZON FLIP PHONE WITH CASE
Flags DISPOSED, EVIDENCE
Current Location (DISPOSED)

ARTICLES - EVIDENCE

Status EVIDENCE/SEIZED
Tag # ME26952 - 2
Article RDMMDEV- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES
Make SAMSUN
Color BLK
Model GALAXY TAB 4 # Of Pieces 1
Serial # 1 A3LSMT537V
Description SAMSUNG TABLET IN BLACK OTTERBOX CASE
Flags DISPOSED, EVIDENCE
Current Location (DISPOSED)

ARTICLES - EVIDENCE

Status EVIDENCE/SEIZED
Tag # ME26952 - 3



Mesa Police Department

GO# ME 2020-201280331

Unfounded

PUBLIC RECORDS REQUEST (PORNOGRAPHY/OBSCENE MATERIAL)

Article DDRIVES- DATA PROCESSING EQUIPMENT

Make ACO

Color RED

Of Pieces 1

Serial # 1 UNKNOWN

Description ACO THUMBDRIVE

Flags DISPOSED, EVIDENCE

Current Location (DISPOSED)

PROPERTY REPORT RELATED ATTACHMENTS

1. Evidence Disposition

Description GRIBBLE 201280331

Reference Number 26952-2, 26959-3



Mesa Police Department

GO# ME 2020-201280331
Unfounded

PUBLIC RECORDS REQUEST (PORNOGRAPHY/OBSCENE MATERIAL)

Cipriana Gonzalez

From: Emily Gribble
Sent: Thursday, May 28, 2020 3:15 PM
To: PDDispoAdmin
Subject: Property Release DR# 2020-1280331

Hello,

A Samsung tablet and Acer laptop are currently in Evidence @ MFAC lockers for DR# 2020-201280331. Property #'s ME26952-2 & ME26959-3 that can be released to the owners.

The owners are:

Axel Orlando Malpica Berrios

DOB: [REDACTED]

[REDACTED]

OLN [REDACTED]

Mariana Janay Ceden

DOB: [REDACTED]

[REDACTED]

OLN [REDACTED]

Detective Emily Gribble #21318
Internet Crimes Against Children (ICAC)
Digital Forensics Unit (DFU)
Mesa Police Department
 [REDACTED]



2. Evidence Disposition

Description GRIBBLE 201280331

Reference Number 5 ITEMS



Mesa Police Department
PUBLIC RECORDS REQUEST
(PORNOGRAPHY/OBSCENE MATERIAL)

GO# ME 2020-201280331
Unfounded

Cipriana Gonzalez

From: Emily Gribble
Sent: Wednesday, June 03, 2020 7:37 PM
To: PDDispoAdmin
Subject: Property Release DR #2020-201280331

Hello,

The following property can be released to owners for DR# 2020-201280331.

Property #'s ME26959-1

- ME26959-6
ME26959-10
ME26959-11
ME27893-1

The owners are:

Axel Orlando Malpica Berrios

[Redacted]
[Redacted]
OLN # [Redacted]

Mariana Janay Cedeno

[Redacted]
[Redacted]
OLN [Redacted]

Much Thanks,

Detective Emily Gribble #21318
Internet Crimes Against Children (ICAC)
Digital Forensics Unit (DFU)
Mesa Police Department

[Redacted]



3. Evidence Disposition
Description GRIBBLE



Mesa Police Department
PUBLIC RECORDS REQUEST
(PORNOGRAPHY/OBSCENE MATERIAL)

GO# ME 2020-201280331
Unfounded

Margaret Keith

From: Emily Gribble
Sent: Monday, June 22, 2020 12:46 PM
To: PDDispoAdmin
Cc: PDDispoAdmin
Subject: Re: Property Released DR #2020-201280331

No it's not PD property and it can be returned to owner.

Thanks!!

From: PDDispoAdmin <PDDispoAdmin@MesaAZ.gov>
Sent: Monday, June 22, 2020 12:39:22 PM
To: Emily Gribble <Emily.Gribble@MesaAZ.gov>; PDDispoAdmin <PDDispoAdmin@MesaAZ.gov>
Cc: PDDispoAdmin <PDDispoAdmin@MesaAZ.gov>
Subject: RE: Property Released DR #2020-201280331

Just one more question, wanted to confirm that the Disk Drives ACO Red thumbdrive isn't PD property. Please let me know if this shouldn't go back.

Thanks~

Margaret Keith

Evidence
Mesa Police Department
480-644-6083



From: Emily Gribble <Emily.Gribble@MesaAZ.gov>
Sent: Monday, June 22, 2020 11:32 AM
To: PDDispoAdmin <PDDispoAdmin@MesaAZ.gov>
Cc: PDDispoAdmin <PDDispoAdmin@MesaAZ.gov>
Subject: Re: Property Released DR #2020-201280331

Hello,

Yes all items can go to either Axel or Mariana. Axel will most likely be the one to pick items up.

Much Thanks!

From: PDDispoAdmin <PDDispoAdmin@MesaAZ.gov>
Sent: Monday, June 22, 2020 11:29:56 AM
To: Emily Gribble <Emily.Gribble@MesaAZ.gov>
Cc: PDDispoAdmin <PDDispoAdmin@MesaAZ.gov>
Subject: RE: Property Released DR #2020-201280331

Hi Emily,



PUBLIC RECORDS REQUEST
(PORNOGRAPHY/OBSCENE MATERIAL)

RMS only allows us to enter in one name for the property. I can put remarks in for the 2nd name but it won't appear when we're searching. Who do you believe is more likely to come pick up the items? Just to confirm, all items on this case can go to either Axel or Mariana?

Thanks,

Margaret Keith

Evidence
Mesa Police Department
480-644-6083



From: Emily Gribble <Emily.Gribble@MesaAZ.gov>
Sent: Friday, June 19, 2020 9:08 AM
To: PDDispoAdmin <PDDispoAdmin@MesaAZ.gov>
Subject: Property Released DR #2020-201280331

Hello,

All of the property items can be released to owners for DR# 2020-201280331. I believe the owners have may picked up some items already, but not all.

The owners are:

Axel Orlando Malpica Berrios

DOB [REDACTED]

[REDACTED]

OLN [REDACTED]

Mariana Janay Cedeno

DOB [REDACTED]

[REDACTED]

OLN [REDACTED]

Detective Emily Gribble #21318
Internet Crimes Against Children (ICAC)
Digital Forensics Unit (DFU)
Mesa Police Department
[REDACTED]



4. Evidence - Trouble Report Form

Description GRIBBLE

Reference Number ME26952-1,2,3



PUBLIC RECORDS REQUEST
(PORNOGRAPHY/OBSCENE MATERIAL)

Cipriana Gonzalez

From: Cipriana Gonzalez
Sent: Tuesday, May 26, 2020 1:51 PM
To: Emily Gribble
Subject: FW: RMS Trouble Report Form

You are able to change this next time on you own. I did notice that item ME26952-3 Is missing a description. You will need to do a trouble report to request a description be added.

Cipriana Gonzalez #18885
Evidence Section
(480) 644-6082

From: RMS Trouble Report Form - Do Not Reply - 5/26/2020 1:25:25 PM
<RMSTroubleReportForm_NoReply@mesaaz.gov>
Sent: Tuesday, May 26, 2020 1:25 PM
To: PDEvidence <PDEvidence@MesaAZ.gov>
Subject: RMS Trouble Report Form

City of Mesa Police Department Web Request

Date: 5/26/2020 1:25:25 PM
To: pdevidence@mesaarizona.onmicrosoft.com
Cc:
From: RMS Trouble Report Form - Do Not Reply
Subject: RMS Trouble Report Form

Please create a SMART Ticket for this issue before you start working on it, so there is a record of any changes you made.

Employee ID: 21318
DR Num: 2020-201280331
First Name: Emily
Last Name: Gribble
Phone Number: [REDACTED]
Workstation ID:
Shift Worked: Tues-Fri 0600-1600
Problem Type: Evidence/Property
Problem Topic: Modify Information On Voucher

Problem Description:

Hello, I have 3 items under DR #2020-201280331 that are listed as "No" status for evidence that need to be changed to "Yes". These 3 property IDs are: ME26952-1, ME26952-2 and ME26952-3. Much Thanks!
Emily



Mesa Police Department
PUBLIC RECORDS REQUEST
(PORNOGRAPHY/OBSCENE MATERIAL)

GO# ME 2020-201280331
Unfounded

5. Evidence - Trouble Report Form

Description GRIBBLE

Reference Number ME26952-3



PUBLIC RECORDS REQUEST
(PORNOGRAPHY/OBSCENE MATERIAL)

Cipriana Gonzalez

From: RMS Trouble Report Form - Do Not Reply - 5/26/2020 2:05:02 PM
<RMSTroubleReportForm_NoReply@mesaaz.gov>
Sent: Tuesday, May 26, 2020 2:05 PM
To: PDEvidence
Subject: RMS Trouble Report Form

City of Mesa Police Department Web Request

Date: 5/26/2020 2:05:02 PM
To: pdevidence@mesaarizona.onmicrosoft.com
Cc:
From: RMS Trouble Report Form - Do Not Reply
Subject: RMS Trouble Report Form

Please create a **SMART Ticket** for this issue before you start working on it, so there is a record of any changes you made.

Employee ID: 21318
DR Num: 2020-201280331
First Name: Emily
Last Name: Gribble
Phone Number: [REDACTED]
Workstation ID:
Shift Worked: Tues - Fri, 0600-1600
Problem Type: Evidence/Property

Problem Topic:
Modify Property Information (Property Attached To Voucher)

Problem Description:
Hello, Property ID #ME26952-3 for DR #2020-201280331 is missing a property description. Can you please add "ACO thumbdrive" as the description. Much Thanks, Emily

6. Evidence - Trouble Report Form
Description GRIBBLE



Mesa Police Department
PUBLIC RECORDS REQUEST
(PORNOGRAPHY/OBSCENE MATERIAL)

GO# ME 2020-201280331
Unfounded

Rhonda Thomas

From: RMS Trouble Report Form - Do Not Reply - 6/5/2020 10:00:25 AM
<RMSTroubleReportForm_NoReply@mesaaz.gov>
Sent: Friday, June 05, 2020 10:00 AM
To: PDEvidence
Subject: RMS Trouble Report Form

City of Mesa Police Department Web Request

Date: 6/5/2020 10:00:25 AM
To: pdevidence@mesaarizona.onmicrosoft.com
Cc:
From: RMS Trouble Report Form - Do Not Reply
Subject: RMS Trouble Report Form

Please create a SMART Ticket for this issue before you start working on it, so there is a record of any changes you made.

Employee ID: 21318
DR Num: 2020-201280331
First Name: Emily
Last Name: Gribble
Phone Number: [REDACTED]
Workstation ID:
Shift Worked: 1400-0000, Tues-Fri
Problem Type: Evidence/Property

Problem Topic:
Modify Property Information (Property Attached To Voucher)

Problem Description:
Hello, Item #ME26959-1 is missing a description. Could you please add "DVD" as the description. Much Thanks! Emily



PUBLIC RECORDS REQUEST
(PORNOGRAPHY/OBSCENE MATERIAL)

REPORT INFORMATION

Property Report # 26959

Case Status EVIDENCE/SEIZED

Submitted On MAY-26-2020 (TUE.)

By GRIBBLE, E. (21318) (.)

RELATED EVENTS

Offense GO ME 2020 - 201280331

Related Items 12

ARTICLES - EVIDENCE

Status EVIDENCE/SEIZED

Tag # ME26959 - 1

Article RCDISC- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES

Make MAXWELL

Color PNK

Of Pieces 1

Serial # 1 UNKNOWN

Description DVD

Flags DISPOSED, EVIDENCE

Current Location (DISPOSED)

ARTICLES - EVIDENCE

Status EVIDENCE/SEIZED

Tag # ME26959 - 2

Article OTELEPH- OFFICE EQUIPMENT

Make SAMSUN

Color BLU

Of Pieces 1

Serial # 1 UNKNOWN

Description T-MOBILE FLIP PHONE W/CHARGER

Flags DISPOSED, EVIDENCE

Current Location (DISPOSED)

ARTICLES - EVIDENCE

Status EVIDENCE/SEIZED

Tag # ME26959 - 3

Article DLAPTOP- DATA PROCESSING EQUIPMENT

Make ACER



PUBLIC RECORDS REQUEST
(PORNOGRAPHY/OBSCENE MATERIAL)

Color DBL
Model ASPIRE **# Of Pieces** 1
Serial # 1 LXPJB02109944011CA2000
Description ACER LAPTOP
Flags DISPOSED, EVIDENCE
Current Location (DISPOSED)

ARTICLES - EVIDENCE

Status EVIDENCE/SEIZED
Tag # ME26959 - 4
Article RDMMDEV- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES
Make APPLE
Color WHI
Model IPAD - A1432 **# Of Pieces** 1
Serial # 1 F4KJMV BDF197
Description IPAD W/BLACK OTTERBOX CASE
Flags DISPOSED, EVIDENCE
Current Location (DISPOSED)

ARTICLES - EVIDENCE

Status EVIDENCE/SEIZED
Tag # ME26959 - 5
Article RDMMDEV- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES
Make LG
Color BLK
Model V496 **# Of Pieces** 1
Serial # 1 359211063616668
Description LG TABLET W/BLACK PURE GEAR CASE
Flags DISPOSED, EVIDENCE
Current Location (DISPOSED)

ARTICLES - EVIDENCE

Status EVIDENCE/SEIZED
Tag # ME26959 - 6
Article RCDISC- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES
Make PHILLI
Of Pieces 2
Serial # 1 UNKNOWN
Description PLAIN DVD IN CLEAR CASE & PHILLIPS DVD IN "BOBOLOGY" CASE
Flags DISPOSED, EVIDENCE



PUBLIC RECORDS REQUEST
(PORNOGRAPHY/OBSCENE MATERIAL)

Current Location (DISPOSED)

ARTICLES - EVIDENCE

Status EVIDENCE/SEIZED

Tag # ME26959 - 7

Article RDMMDEV- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES

Make APPLE

Color BLK

Model IPAD A1489

Of Pieces 1

Serial # 1 F9FS4074FCM5

Description IPAD W/BLACK SURVIVOR CASE

Flags DISPOSED, EVIDENCE

Current Location (DISPOSED)

ARTICLES - EVIDENCE

Status EVIDENCE/SEIZED

Tag # ME26959 - 8

Article OTELEPH- OFFICE EQUIPMENT

Make MOTORO

Color GRY

Model I880

Of Pieces 1

Serial # 1 UNKNOWN

Description NEXT FLIP PHONE W/BLACK CASE

Flags DISPOSED, EVIDENCE

Current Location (DISPOSED)

ARTICLES - EVIDENCE

Status EVIDENCE/SEIZED

Tag # ME26959 - 9

Article DDISK- DATA PROCESSING EQUIPMENT

Make DANE-ELEC

Color BLU

Of Pieces 1

Serial # 1 GH0618062FH0620PB

Description 256 MB SD CARD

Flags DISPOSED, EVIDENCE

Current Location (DISPOSED)



Mesa Police Department
PUBLIC RECORDS REQUEST
(PORNOGRAPHY/OBSCENE MATERIAL)

GO# ME 2020-201280331
Unfounded

ARTICLES - EVIDENCE

Status EVIDENCE/SEIZED
Tag # ME26959 - 10
Article RCDISC- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES
Make SONY & MAXWELL
Color GLD
Of Pieces 2
Serial # 1 UNKNOWN
Description GOLD SONY DVD & SILVER DVD LABELED "MARIANA"
Flags DISPOSED, EVIDENCE
Current Location (DISPOSED)

ARTICLES - EVIDENCE

Status EVIDENCE/SEIZED
Tag # ME26959 - 11
Article RDISC- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES
Make SONY
Color PNK
Of Pieces 1
Serial # 1 UNKNOWN
Description CD LABELED "DANNY" IN PURPLE CASE
Flags DISPOSED, EVIDENCE
Current Location (DISPOSED)

ARTICLES - EVIDENCE

Status EVIDENCE/SEIZED
Tag # ME26959 - 12
Article DDISK- DATA PROCESSING EQUIPMENT
Make KINGST
Color BLK
Of Pieces 1
Serial # 1 31113007A00LF
Description 8GB SD CARD
Flags DISPOSED, EVIDENCE
Current Location (DISPOSED)



PUBLIC RECORDS REQUEST
(PORNOGRAPHY/OBSCENE MATERIAL)

REPORT INFORMATION

Property Report # 27893

Case Status EVIDENCE/SEIZED

Submitted On JUN-03-2020 (WED.)

By GRIBBLE, E. (21318) (.)

RELATED EVENTS

Offense GO ME 2020 - 201280331

Related Items 1

ARTICLES - EVIDENCE

Status EVIDENCE/SEIZED

Tag # ME27893 - 1

Article OTELEPH- OFFICE EQUIPMENT

Make APPLE

Color BRZ

Model XS MAX

Of Pieces 1

Serial # 1 F2LYVMYFKPHF

Description APPLE IPHONE W/BLACK OTTERBOX CASE

Flags DISPOSED, EVIDENCE

Current Location (DISPOSED)

Related Attachment - Lab Results - Crime Scene

Description LAB RESULTS - CRIME SCENE
Reference Number 15415



MESA POLICE DEPARTMENT FORENSIC SERVICES

133 N. Morris, Mesa, AZ 85201

CRIME SCENE UNIT FIELD PROCESSING REPORT

FSS052120-0058-0001



ZC2B45RU0N59Q5

CASE NUMBER: 2020201280331

MESA PD
130 N. Robson
Mesa, AZ 85201

OFFENSE SEARCH WARRANT			
REQUESTING PERSON E. GRIBBLE 21318	DATE & TIME DISPATCHED 05/21/2020 07:05:00	DATE & TIME ARRIVED 05/21/2020 07:45:00	DATE & TIME CALL FINISHED 05/21/2020 11:15:00
ADDRESS OR LOCATION RESPONDED TO [REDACTED]			
TOTAL NUMBER OF LATENT LIFTS	DATE LATENTS SUBMITTED	TOTAL NUMBER OF DIGITAL IMAGES 395	
NAME TYPE	NAME: LAST, FIRST, MIDDLE	DATE OF BIRTH	
NARRATIVE SYNOPSIS On the listed date and time, I arrived on scene at [REDACTED] in reference to a Search Warrant. Upon arrival, I met with Sgt. Lien 15730 and Det. Noriega 16257 who informed me that Det. Gribble 21318 would be the case agent for this call. Sgt. Lien requested that I photograph the overall condition of the residence at the commencement of the search warrant, items of interest as indicated by the detectives, and the overall condition of the residence at the conclusion of the search warrant. He stated that the detectives would be collecting the evidence. SCENE EXAMINATION AND/OR OBSERVATION Upon initial inspection, I observed the residence was a single-story home with a two-car garage. The garage door and front door were open upon my arrival.			

Christine A Loewenhagen, Senior Crime Scene Specialist, 15415

5/21/2020

Date

Technical Review:

06/07/2020

RT 20597

Administrative Review:

06/07/2020

RT 20597



AN ANAB ISO/IEC 17025 ACCREDITED FORENSIC TESTING LABORATORY

DPM 3.4.5F3



MESA POLICE DEPARTMENT FORENSIC SERVICES

CRIME SCENE UNIT FIELD PROCESSING REPORT CONTINUED

LAB CASE NUMBER: FSS052120-0058-0001
CASE NUMBER: 2020201280331

Upon entering the residence, I observed it comprised of an empty front room, a kitchen with attached dining area, a living room/gaming room, a toy storage room, an add-on "mother/father-in-law suite", a master bedroom with attached master bathroom and closet, a hallway linen closet, a hallway bathroom, two little children bedrooms () and one young adult's bedroom.

Det. Noriega directed my attention to the following in the following rooms:

Master Bedroom

- Two thumb drives, a cell phone and a tablet in the top dresser drawer (#1-4)
- Two DVD's in bottom drawer of side table (#14)
- Laptop in laptop bag next to bedroom door (#15)
- Two tables in tall dresser/cabinet (#16-17)
- DVD (previously in plastic bag) on ground next to bedroom door (#18)
- Florida Driver License, multiple pieces of paperwork and a Social Security Card (photographed for indicia purposes)

"Mother/Father-in-Law Suite"

- Two cell phones in bottom drawer to bathroom vanity (#5-6)
- Cell phone on side table in bedroom (#7)

Living Room/Gaming Room

- Single DVD in top shelf of entertainment cabinet (#8)
- Two DVD's in bottom shelf of entertainment cabinet (#9)
- Cell phone in top drawer of desk (#12)
- Camera in bottom drawer of desk (#13)

5/21/2020

Christine A Loewenhagen, Senior Crime Scene Specialist, 15415

Date

Technical Review:

06/07/2020

RT
20597

Administrative Review:

06/07/2020

RT
20597



AN ANAB ISO/IEC 17025 ACCREDITED FORENSIC TESTING LABORATORY

DPM 3.4.5F3

Page 2 of 3

REV 7/15/2019



MESA POLICE DEPARTMENT FORENSIC SERVICES

CRIME SCENE UNIT FIELD PROCESSING REPORT CONTINUED

LAB CASE NUMBER: FSS052120-0058-0001
CASE NUMBER: 2020201280331

Bedroom

- Camera in next to bottom dresser drawer (#10)
- Tabled in bottom dresser drawer (#11)

PHOTOGRAPHY

I took digital photographs the overall condition of the residence at the commencement of the search warrant, items of interest as indicated by the detectives, and the overall condition of the residence at the conclusion of the search warrant.

FORENSIC PROCESSING

N/A

EVIDENCE COLLECTION

N/A

ADDITIONAL INFORMATION

N/A

ADDITIONAL LOCATION

N/A end

Christine A Loewenhagen, Senior Crime Scene Specialist, 15415

5/21/2020

Date

Technical Review:

06/07/2020

RT 20597

Administrative Review:

06/07/2020

RT 20597



AN ANAB ISO/IEC 17025 ACCREDITED FORENSIC TESTING LABORATORY

CHAIN OF CUSTODY REPORT

LAB CASE NUMBER: FSS052120-0058

CASE NUMBER: 2020201280331

<u>PIN From</u>	<u>Agency</u>	<u>PIN To</u>	<u>Agency</u>	<u>Date/Time</u>
Subm #:		Prop ID #:		
[] No Transfer Activity	()	[]	()	

CRIME SCENE UNIT

Mesa PD Forensic Services

All images are formatted to fit this report and are distorted

LAB CASE NUMBER: FSS052120-0058-0001

Notes and Images

CASE NUMBER: 2020201280331

Image Name:

05/21/2020 - field note

Image Added By:

Loewenhagen, Christine

Image Added on:

5/21/2020 11:13:03AM

**FORENSIC SERVICES-CRIME SCENE UNIT
General Field Note Worksheet**

Date: 5/21/2020	GO #: 2020-20-442-0074	2015115	Page #: 1/1
Crime Type: Search of home	Dispatch Time: 0705	Arrival Time: 0745	Clear Time: 1115
Location: [REDACTED]			
Primary Officer: Arribble 21318		Scene Officer:	
Synopsis/Notes: Noriega 16257 Sgt Cien 15750 Photos of home before/after warrant Photos of items located to collect + indicia Del to collect evidence			
Type	Individuals		
		DOB:	
		DOB:	
		DOB:	
		DOB:	
Vehicle Information		Retrieved From: <input type="checkbox"/> NCIC	
Year	Make	Model	State License Plate VIN Color
Camera Kit: 4	Card #: 1	Photo Count: 395	(See Image Management System) Other:

FSCR-W7

CSU General Field Note

Approved: RT

Initials & ID# *CLW/15*

Effective: 10/13/19

Printed copies of this document are considered for reference only. It is the responsibility of members to ensure that they are using the correct revision of this document by checking the document revision level with that in PowerDMS.

Related Attachment - Miscellaneous Attachment

Description SEARCH WARRANT AFFIDAVIT - CELLPHONE
Reference Number

To: IA COURT Page 2 of 8
To: Page 1 of 7

2020-05-27 11:02:09 PDT
2020-05-27 10:19:49 PDT

14809072662 From: CAFV 1
14809072662 From: CAFV 1



DR# 2020-201280331

MESA POLICE DEPARTMENT
CITY OF MESA, ARIZONA
AFFIDAVIT FOR SEARCH WARRANT
COUNTY OF MARICOPA, STATE OF ARIZONA

No. 2020-007144

YOUR AFFIANT: Detective Emily Gribble #21318, a peace officer in the State of Arizona, being first duly sworn, upon oath, deposes and says: That on or about the 6th day of May, 2020, in the County of Maricopa, State of Arizona, the crime of Sexual Exploitation of a Minor, A.R.S. 13-3553.A2, a class 2 Felony was committed by Axel Orlando Malpica Berrios DOB: [REDACTED] WM, 5'11, 210 lbs, black hair, brown eyes.

THAT THE AFFIANT has probable cause to believe that:

- on the person(s) of:
- on the premises known as:
- in the vehicle(s) described as:
- in the property described as: Cellular phone listed below, which is currently in Mesa Police custody:

1. Bronze Apple iPhone, Serial #F2LYVMYFKPHF
- With phone number 352-304-2330

in the City of Mesa, County of Maricopa, State of Arizona, there is now being possessed or concealed certain property or things which:

- were stolen or embezzled.
- were used as a means for committing a public offense.
- is are being possessed with the intent to use as a means for committing a public offense.
- is are in possession of [REDACTED] to whom it was delivered for the purpose of concealing it or preventing it from being discovered.
- constitutes evidence tending to show that a public offense has been committed, or tending to show that Axel Orlando Malpica Berrios DOB: [REDACTED] has have committed the offense.
- may be searched and inspected in the interest of the public health, safety, or welfare as a part of an inspection program authorized by law.
- is a person being sought who is the subject of an outstanding arrest warrant.
- is the subject to a seizure for forfeiture pursuant to A.R.S. 13-4305 and A.R.S.

that said property or things are described as follows:

1. Any and all electronic information stored on cellular phones, tablets and computers; including but not limited to electronic address books and call records, text messages, photographs taken and photographs transmitted via cellular phone, and other electronic information within cellular phones, tablets and computers which could contain data as to ownership of the devices and

MPPD 081(F)

Revision Date: 12/11

To: IA COURT Page 3 of 8
To: Page 2 of 7

2020-05-27 11:02:09 PDT
2020-05-27 10:19:49 PDT

14809072662 From: CAFV 1
14809072662 From: CAFV 1

the phone number subscribed to the phone, as well as those contacted using the devices, applications used by the phones and devices and applications used to communicate using the phones and devices and any communications transmitted via applications on the phones and devices, during the commission of the listed offenses.

That the following facts establish probable cause for believing that grounds for issuance of a search warrant for the aforementioned items exist:

REGULAR INFORMATION

Your Affiant has been a police officer since 2007. Your Affiant was employed with the Seattle (WA) Police Department from 2007 – 2016. During that time Your Affiant was assigned as a detective with the Internet Crimes Against Children Unit in 2015 investigating crimes dealing with the possession, distribution and manufacturing of child pornography. Your Affiant has attended basic training as it pertains to investigations of internet crimes. Your Affiant is currently employed with the Mesa Police Department since May 2016. Your Affiant has participated in the execution of various search warrants with numerous detectives and agents that work in the field of digital crimes against children. Your Affiant is currently assigned to detective with the Digital Forensics/Internet Crimes Against Children Unit.

The facts in this affidavit come from my personal observations, my training and experience, and information obtained from other agents and witnesses. This affidavit is intended to show merely that there is sufficient probable cause for the requested warrant and does not set forth all of my knowledge about this matter.

THE INVESTIGATION

On 5/6/2020 I received this case for review and investigation. I spoke to Witness Dan Caputo with Northland Polygraph, a business that conducts polygraph testing in Arizona. Dan is the owner of this business and a polygraph examiner. Dan explained to me a pastor of a church in the East Valley area reached out to him regarding a polygraph exam. The pastor explained he was working with a couple, husband and wife, in his church that was receiving marital counseling through him. Issues of possible infidelity were discussed and concerns of the husband viewing pornography. The couple both agreed to go through a polygraph exam, which is why Dan was sought out.

On Tuesday, 5/5/2020, Dan was briefly in contact with the wife, Mariana, via text message to discuss scheduling of the polygraph.

On Wednesday, 5/6/2020, Mariana started emailing (from email [REDACTED]) Dan pornographic material that she found on her husband's device as information to discuss for the polygraph exam. These files were in a Google Photos account and contained multiple adult pornography images. Mariana also emailed Dan suspected child pornography images that were found in this Google account. Upon receiving this, Dan reported the suspected child pornography to law enforcement.

At this point Dan had limited information on Mariana and her husband. Mariana said her husband's name was Axel Malpica and that they live in Mesa. They also have two children together. Mariana did not have concern that their children were in danger and made no mention that they were the children in the files.

MPD 061(F)

2

Revision Date: 12/11

To: IA COURT Page 4 of 8
To: Page 3 of 7

2020-05-27 11:02:09 PDT
2020-05-27 10:19:49 PDT

14809072662 From: CAFV 1
14809072662 From: CAFV 1

I then ran the name "Mariana Cedeno" through the National Crime Information Center (NCIC) and Arizona Motor Vehicle Division (MVD). Two names of "Mariana Cedeno" showed up with their correlating birthdays and Driver's License information. One of these "Mariana Cedeno" was "Mariana Janay Cedeno" with an AZ Driver's License and an address of

I checked MVD if any vehicles were registered to Mariana. License plate AZ-AXJ3590 was a white 2015 BWM 320 car that was registered to Marina. License plate AZ-CFS8460 was a 2010 blue Dodge Ram 1500 truck. This truck was registered to Mariana and Axel Orlando Malpica Berrios DOB: then ran Axel's information through the National Crime Information Center (NCIC) and Arizona Motor Vehicle Division (MVD). Axel had an AZ Driver's License with the same address as Mariana. I believe this was Mariana's husband.

Utilizing an undercover account, I logged onto Facebook and looked for "Mariana Cedeno". I found a profile for "Mariana Malpica Cedeno". Many of Mariana's photos and posts were publicly viewable. A post Mariana made on April 1, 2020 she referenced being a business owner for 2 years and mentioned her husband "Axel Malpica" in this post. The photos Mariana had on her account were of her husband Axel and their two sons. The photos of Axel on Mariana's Facebook page matched the MVD photo of Axel Orlando Malpica Berrios DOB:

On 5/8/2020 Dan arrived at my office and provided me with the emails and files that Mariana had sent him.

The images and videos Mariana had sent Dan were taken from the perspective of Mariana recording a tablet screen with her own phone. The device that Mariana was recording, of the Google account with the contraband files, appeared to be a black Samsung tablet.

One of the videos on the tablet was a 9 second video of Axel that he appeared to take of himself, as his one arm is extended as if holding a video-recording device. This "selfie" video is of Axel sitting in a garage taking a video of himself in front of a jet ski saying, "This is me."

Another video/recording is about 15 seconds in length, and it is of Mariana scrolling through a photo roll of multiple images of adult pornography. While Mariana is scrolling through these photos she says, "Babe, why when I go to log in to Elijah's account and there's another account there. And it says (she says something along the lines of "ying dow") meaning you created another account. Seriously? What is all this?"

Mariana also sent still images of the files in the Google photos account album. Most of these photos were of adult pornography, some appearing with a recent date of April 2020. There were also multiple photos of Axel in these photo albums. There were some up-close images of an adult male's erect penis. In one of the pictures of an adult male's erect penis, there was a light-colored dresser in the background underneath a tv screen. Mariana told Dan in her email referencing this photo, "This is the picture with our new furniture in the background. That I never received from him but he says he was going to sent it to me but decided to "delete" it." There were no other male's faces depicted in any of the other photos in the albums, appearing that this Google Photos account only belonged to Axel.

In one of the emails Mariana sent Dan, she told him she also found child pornography. One of the images Mariana sent was an 8 picture collage of a young girl. There were 3 photos in the first column of the collage, 3 photos in the middle column and 2 in the last column. These series of photos appear to be of the same little girl.

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14809072662 From: CAFV 1
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The top image in the first column is a focused perspective of a girl's genitalia area. The girl is lying on her back on a blue blanket and has her legs spread open. The girl is inserting a sex toy into her vagina. The girl's hips are narrow her legs are small in size.

The middle image in the first column is of a naked small girl with dirty blonde hair with bangs. The girl is lying on her back on a blue blanket and she has her knees bent up towards her shoulders. The little girl is taking her hands and spreading open her genitalia tissues, fully exposing her vagina and anus. The girl's vagina is underdeveloped and she has no pubic hair. The girl has no breast development and her face is round and child-like. The focus of this image is on the girl's exposed genitalia.

The bottom image in the first column is a close-up photo of a small girl's vagina and anus. The girl is lying on her back on a blue blanket. The girl's legs are spread open, exposing her vagina and anus. There is a creamy white mucous substance on her vagina and anus, appearing to be semen. The girl's vagina is underdeveloped and she has no pubic hair.

The top image in the middle column is another close-up of a small girl's vagina and anus. The girl is lying on her back, her legs are spread open, exposing her vagina and anus. The girl's vaginal tissues appear red in color and irritated. There is a creamy white mucous substance on her vagina. The girl's vagina is underdeveloped and she has no pubic hair.

The middle image in the middle column is of a naked small girl with dirty blonde hair. The girl is lying on her back on a blue/gray blanket, her legs are spread open and she has her knees bent up towards her shoulders. There is an adult male's erect penis near the girl's vagina, seeming to insinuate he is going to insert it in her. The girl's body is small in size and she has no breast development. The girl has round cheeks and a small chin and nose, appearing very child-like.

The bottom image in the middle column is of a small girl with dirty blonde hair and bangs. This image is a close up of a girl performing oral sex on an adult male's erect penis. The girl is using her hands to hold the penis to her mouth. The girl's facial features are small and her hands are small in size compared to the male's erect penis.

The top image in the last column is of a small girl with dirty blonde hair and bangs lying on her back on a blue blanket. The girl is wearing a red dress that is pulled up, exposing her vagina. The girl's head is turned to the side and she is performing oral sex on an adult male's erect penis. The girl is using her hands to hold the penis to her mouth. The girl's facial features are small and her hands are small in size compared to the male's erect penis. The girl's legs are small in size and her vagina is underdeveloped.

The bottom image in the last column is of a small girl wearing a red dress and lying on her back on a blue blanket. The girl's dress is pulled up to her chest, exposing her vagina and anus. The girl's legs are spread open and her knees are bent upwards. The girl's vaginal tissues appear red in color and irritated. The girl's vagina is underdeveloped and she has no pubic hair. Her hips are narrow and her body is small in size.

Based on the series of these photos and features of the girl portrayed, I believe this girl is under the age of 8.

These images are a violation of Sexual Exploitation of a Minor – ARS 13-3553A2.

On 5/21/2020 a residential warrant (SW #202000-6752) was served on Axel Orlando Malpica Berrios' house located at [REDACTED] to seize electronic storage devices and other

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14809072662 From: CAFV 1

materials pertaining to the possession of depictions of minors engaged in sexually explicit conduct. During the service of this search warrant it was found that Axel Orlando Malpica Berrios was not at the residence, but was at his place of work in Casa Grande. Myself and fellow officers went to Axel Orlando Malpica Berrios' workplace located at 825 W Beechcraft St Casa Grande to interview him and seize his cellphone.

I interviewed Axel Orlando Malpica Berrios in a private office at his workplace. Under Miranda, Axel Orlando Malpica Berrios provided me with his Google account that was associated with the adult pornography and child pornography files in reference to this case. This account was xlalbambino1@gmail.com. Axel Orlando Malpica Berrios further told me no one else has access to this account, that he knows of. Axel Orlando Malpica Berrios claimed he does not know how the pornography files got into his account and he believes Google somehow synced, and placed, those files and folders into his account.

Axel Orlando Malpica Berrios' cellphone was seized from his workplace and he provided the passcode of #110707. The interview with Axel Orlando Malpica Berrios concluded and he returned to work.

This search warrant is requested to extract data from Axel Orlando Malpica Berrios' cellphone to obtain evidence related to this investigation. The device listed is in Your Affiant's possession.

Wherefore Affiant requests that a search warrant be issued commanding that a search be made of the premise/items described herein for the data herein described, and that the same be retained in the custody of the Affiant or in the custody of the agency which affiant represents and disposed of according to law, pursuant to A.R.S. §§ 13-3911 and 13-3925.

Respectfully Submitted,



AFFIANT: Detective Emily Gribble #21318

Mesa Police Department
LAW ENFORCEMENT AGENCY

SUBSCRIBED AND SWORN to before me this 27 day of May, 2020.

Melissa Zabor

JUDGE, JUSTICE OF THE PEACE, MAGISTRATE

Of the HONORABLE MELISSA ZABOR Court
MARICOPA COUNTY SUPERIOR COURT

Related Attachment - Miscellaneous Attachment

Description SEARCH WARRANT AFFIDAVIT - GOOGLE
Reference Number

May. 27. 2020 1:15PM

No. 3490 P. 2

To: IA COURT Page 2 of 10
To: Page 1 of 92020-05-27 11:29:09 PDT
2020-05-27 11:07:03 PDT14809072662 From: CAFV 1
14809072662 From: CAFV 1

DR# 2020-201280331

MESA POLICE DEPARTMENT
CITY OF MESA, ARIZONA

AFFIDAVIT FOR SEARCH WARRANT

COUNTY OF MARICOPA, STATE OF ARIZONA

No. 2020.607146

YOUR AFFIANT: Detective Emily Gribble #21318, a peace officer in the State of Arizona, being first duly sworn, upon oath, deposes and says: That on or about the 6th day of May, 2020, in the County of Maricopa, State of Arizona, the crime of Sexual Exploitation of a Minor, A.R.S. 13-3553.A2, a class 2 Felony was committed by Axel Orlando Malpica Berrios DOB: [REDACTED] WM, 5'11, 210 lbs, black hair, brown eyes.

THAT THE AFFIANT has probable cause to believe that:

- on the person(s) of:
- on the premises known as:
- Google LLC
1600 Amphitheatre Parkway
Mountain View, CA 94043
- in the vehicle(s) described as:
- in the property described as:

In the City of Mountain View, County of Santa Clara, State of California, there is now being possessed or concealed certain property or things which:

- were stolen or embezzled.
- were used as a means for committing a public offense.
- is are being possessed with the intent to use as a means for committing a public offense.
- is are in possession of [REDACTED] to whom it was delivered for the purpose of concealing it or preventing it from being discovered.
- constitutes evidence tending to show that a public offense has been committed, or tending to show that Axel Orlando Malpica Berrios DOB: [REDACTED] has have committed the offense.
- may be searched and inspected in the interest of the public health, safety, or welfare as a part of an inspection program authorized by law.
- is a person being sought who is the subject of an outstanding arrest warrant.
- is the subject to a seizure for forfeiture pursuant to A.R.S. 13-4305 and A.R.S.

that said property or things are described as follows:

- From Google LLC, and for Gmail email address of x1elbambino1@gmail.com I am requesting permission to search for and seize the following:

a. Subscriber's name

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May. 27. 2020 1:16PM

No. 3490 P. 3

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- b. Subscriber's address
- c. Length of service including start date
- d. Subscriber's telephone number, instrument number or other subscriber number or identity, including a temporarily assigned network's address
- e. Subscriber's additional email account name(s)
- f. Means and source of payment for such service (including any credit card or bank account numbers)
- g. Logs of Internet Protocol from 1-1-2020 to 5-27-2020
- h. Contents of all email for the listed account as well as any associated email accounts from 1-1-2020 to 5-27-2020
- i. Contents of Google Drive & Google Photos account for the listed account as well as any associated accounts
- j. Contents of all related Picasa photos and videos for the listed account as well as any associated accounts
- k. Any other information relating to the identity of the subscriber

That the following facts establish probable cause for believing that grounds for issuance of a search warrant for the aforementioned items exist:

REGULAR INFORMATION

Your Affiant has been a police officer since 2007. Your Affiant was employed with the Seattle (WA) Police Department from 2007 – 2016. During that time Your Affiant was assigned as a detective with the Internet Crimes Against Children Unit in 2015 investigating crimes dealing with the possession, distribution and manufacturing of child pornography. Your Affiant has attended basic training as it pertains to investigations of Internet crimes. Your Affiant is currently employed with the Mesa Police Department since May 2016. Your Affiant has participated in the execution of various search warrants with numerous detectives and agents that work in the field of digital crimes against children. Your Affiant is currently assigned to detective with the Digital Forensics/Internet Crimes Against Children Unit.

BACKGROUND

Based on my training, experience and collaboration with ICAC detectives, industry experts, academia and other law enforcement personnel, I know the following:

1. The development of the computer has changed the way child erotica (meaning materials or items that are sexually arousing to persons having a sexual interest in children but that are not necessarily obscene or do not necessarily depict minors in sexually explicit poses or positions) and depictions of children engaged in sexually explicit conduct are distributed and children are victimized. The computer serves four functions in connection with depictions of children engaged in sexually explicit conduct. These four functions include: production, communications, distribution, and storage.

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14809072662 From: CAFV 1
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2. E-mail consists of messages from one person to another that are electronically transmitted through a user's electronic device. As opposed to letters sent via the postal service, e-mail sends the messages instantaneously via the Internet anywhere in the world. Due to that fact and the relatively low cost, emails have become a very popular form of communication. In addition to written messages which are generally sent in emails, pictures, graphs, and other text files can be attached to an email message and sent as well.
3. All that a computer user needs to do in order to use email is open up an email account with one of the many companies that provide email service (e.g. America On-Line, Microsoft, Comcast, Yahoo etc.). Once the account is set up, the user can choose the "name" of his email address, which does not have to match (or even relate to) identifying information of the user. Thus, the email address name by itself does nothing to identify the owner of the email address or the composer of the email message. Nevertheless, often times the email messages themselves, contain information that either directly or indirectly identifies the composer of the email message. Based on my training and experience investigating depictions of minors engaged in sexually explicit conduct offenses, I know it is common for collectors of depictions of minors engaged in sexually explicit conduct to use multiple email accounts in order conceal their true identity and/or more easily categorize their collection according to the type of material or source.
4. Individuals involved in computer-related crimes often use e-mail accounts to conduct both criminal and non-criminal communications. Consequently, these emails can be a great source of information to help identify the sender and/or recipient of the message. The ability to view these e-mails by investigating law enforcement often provides further investigative leads to assist in identifying the person of interest.

Based upon my knowledge, experience, and training in depictions of minors engaged in sexually explicit conduct investigations, and the training and experience of other law enforcement officers with whom I have had discussions, I know that there are certain characteristics common to individuals involved in depictions of minors engaged in sexually explicit conduct:

1. Those who produce, possess, receive and attempt to receive depictions of minors engaged in sexually explicit conduct may receive sexual gratification, stimulation, and satisfaction from contact with children; or from fantasies they may have viewing children engaged in sexual activity or in sexually suggestive poses, such as in person, in photographs, or other visual media; or from literature describing such activity.
2. Those who produce, possess, receive and attempt to receive depictions of minors engaged in sexually explicit conduct often maintain their collections that are in a digital or electronic format in a safe, secure and private environment, such as a computer and surrounding area. These collections are often maintained for several years and are kept close by, usually at the individual's residence, to enable the collector to view the collection, which is valued highly.
3. Those who produce, possess, receive and attempt to receive depictions of minors engaged in sexually explicit conduct also use online, remote, resources to retrieve and store depictions of minors engaged in sexually explicit conduct, including services offered by companies such as Google, Yahoo, Apple, Amazon, and Dropbox, among others. The online services allow a user to set up an account with a remote computing service that provides email services and/or electronic storage of electronic files in any variety of formats. A user can set up, and access, an online storage account from any computer or digital device with access to the Internet. Evidence of such online storage of depictions of minors engaged in sexually explicit conduct is

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14809072662 From: CAFV 1
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often found on the user's computer or smart phone. Even in cases where online storage is used, however, evidence of depictions of minors engaged in sexually explicit conduct can be found on a user's digital device if that device is used to access the internet.

In light of the images possessed by the suspect described below, there is probable cause to believe the suspect has gathered files of minors engaged in sexually explicit conduct in their Google account. Once identified, their devices and/or media will contain depictions of minors engaged in sexually explicit conduct files or indicia or prior possession or viewing will be discoverable upon forensics analysis of such devices.

THE INVESTIGATION

On 5/6/2020 I received this case for review and investigation. I spoke to Witness Dan Caputo with Northland Polygraph, a business that conducts polygraph testing in Arizona. Dan is the owner of this business and a polygraph examiner. Dan explained to me a pastor of a church in the East Valley area reached out to him regarding a polygraph exam. The pastor explained he was working with a couple, husband and wife, in his church that was receiving marital counseling through him. Issues of possible infidelity were discussed and concerns of the husband viewing pornography. The couple both agreed to go through a polygraph exam, which is why Dan was sought out.

On Tuesday, 5/5/2020, Dan was briefly in contact with the wife, Mariana, via text message to discuss scheduling of the polygraph.

On Wednesday, 5/6/2020, Mariana started emailing (from email [REDACTED]) Dan pornographic material that she found on her husband's device as information to discuss for the polygraph exam. These files were in a Google Photos account and contained multiple adult pornography images. Mariana also emailed Dan suspected child pornography images that were found in this Google account. Upon receiving this, Dan reported the suspected child pornography to law enforcement.

At this point Dan had limited information on Mariana and her husband. Mariana said her husband's name was Axel Malpica and that they live in Mesa. They also have two children together. Mariana did not have concern that their children were in danger and made no mention that they were the children in the files.

I then ran the name "Mariana Cedeno" through the National Crime Information Center (NCIC) and Arizona Motor Vehicle Division (MVD). Two names of "Mariana Cedeno" showed up with their correlating birthdays and Driver's License information. One of these "Mariana Cedeno" was "Marlana Janay Cedeno DOB [REDACTED] with an AZ Driver's License [REDACTED] and an address of [REDACTED]

I checked MVD if any vehicles were registered to Mariana. License plate AZ-AXJ3590 was a white 2015 BMW 320 car that was registered to Marina. License plate AZ-CFS8460 was a 2010 blue Dodge Ram 1500 truck. This truck was registered to Mariana and Axel Orlando Malpica Barrios DOB: [REDACTED] I then ran Axel's information through the National Crime Information Center (NCIC) and Arizona Motor Vehicle Division (MVD). Axel had an AZ Driver's License [REDACTED] with the same address as Mariana. I believe this was Mariana's husband.

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Utilizing an undercover account, I logged onto Facebook and looked for "Mariana Cedeno". I found a profile for "Mariana Malpica Cedeno". Many of Mariana's photos and posts were publicly viewable. A post Mariana made on April 1, 2020 she referenced being a business owner for 2 years and mentioned her husband "Axel Malpica" in this post. The photos Mariana had on her account were of her husband Axel and their two sons. The photos of Axel on Mariana's Facebook page matched the MVD photo of Axel Orlando Malpica Berrios DOB: [REDACTED]

On 5/8/2020 Dan arrived at my office and provided me with the emails and files that Mariana had sent him.

The images and videos Mariana had sent Dan were taken from the perspective of Mariana recording a tablet screen with her own phone. The device that Mariana was recording, of the Google account with the contraband files, appeared to be a black Samsung tablet.

One of the videos on the tablet was a 9 second video of Axel that he appeared to take of himself, as his one arm is extended as if holding a video-recording device. This "selfie" video is of Axel sitting in a garage taking a video of himself in front of a jet ski saying, "This is me."

Another video/recording is about 15 seconds in length, and it is of Mariana scrolling through a photo roll of multiple images of adult pornography. While Mariana is scrolling through these photos she says, "Babe, why when I go to log in to Elijah's account and there's another account there. And it says (she says something along the lines of "ying dow") meaning you created another account. Seriously? What is all this?"

Mariana also sent still images of the files in the Google photos account album. Most of these photos were of adult pornography, some appearing with a recent date of April 2020. There were also multiple photos of Axel in these photo albums. There were some up-close images of an adult male's erect penis. In one of the pictures of an adult male's erect penis, there was a light-colored dresser in the background underneath a tv screen. Mariana told Dan in her email referencing this photo, "This is the picture with our new furniture in the background. That I never received from him but he says he was going to send it to me but decided to "delete" it." There were no other male's faces depicted in any of the other photos in the albums, appearing that this Google Photos account only belonged to Axel.

In one of the emails Mariana sent Dan, she told him she also found child pornography. One of the images Mariana sent was an 8 picture collage of a young girl. There were 3 photos in the first column of the collage, 3 photos in the middle column and 2 in the last column. These series of photos appear to be of the same little girl.

The top image in the first column is a focused perspective of a girl's genitalia area. The girl is lying on her back on a blue blanket and has her legs spread open. The girl is inserting a sex toy into her vagina. The girl's hips are narrow her legs are small in size.

The middle image in the first column is of a naked small girl with dirty blonde hair with bangs. The girl is lying on her back on a blue blanket and she has her knees bent up towards her shoulders. The little girl is taking her hands and spreading open her genitalia tissues, fully exposing her vagina and anus. The girl's vagina is underdeveloped and she has no pubic hair. The girl has no breast development and her face is round and child-like. The focus of this image is on the girl's exposed genitalia.

The bottom image in the first column is a close-up photo of a small girl's vagina and anus. The girl is lying on her back on a blue blanket. The girl's legs are spread open, exposing her vagina and anus.

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2020-05-27 11:07:03 PDT

14809072662 From: CAFV 1
14809072662 From: CAFV 1

There is a creamy white mucous substance on her vagina and anus, appearing to be semen. The girl's vagina is underdeveloped and she has no pubic hair.

The top image in the middle column is another close-up of a small girl's vagina and anus. The girl is lying on her back, her legs are spread open, exposing her vagina and anus. The girl's vaginal tissues appear red in color and irritated. There is a creamy white mucous substance on her vagina. The girl's vagina is underdeveloped and she has no pubic hair.

The middle image in the middle column is of a naked small girl with dirty blonde hair. The girl is lying on her back on a blue/gray blanket, her legs are spread open and she has her knees bent up towards her shoulders. There is an adult male's erect penis near the girl's vagina, seeming to insinuate he is going to insert it in her. The girl's body is small in size and she has no breast development. The girl has round cheeks and a small chin and nose, appearing very child-like.

The bottom image in the middle column is of a small girl with dirty blonde hair and bangs. This image is a close up of a girl performing oral sex on an adult male's erect penis. The girl is using her hands to hold the penis to her mouth. The girl's facial features are small and her hands are small in size compared to the male's erect penis.

The top image in the last column is of a small girl with dirty blonde hair and bangs lying on her back on a blue blanket. The girl is wearing a red dress that is pulled up, exposing her vagina. The girl's head is turned to the side and she is performing oral sex on an adult male's erect penis. The girl is using her hands to hold the penis to her mouth. The girl's facial features are small and her hands are small in size compared to the male's erect penis. The girl's legs are small in size and her vagina is underdeveloped.

The bottom image in the last column is of a small girl wearing a red dress and lying on her back on a blue blanket. The girl's dress is pulled up to her chest, exposing her vagina and anus. The girl's legs are spread open and her knees are bent upwards. The girl's vaginal tissues appear red in color and irritated. The girl's vagina is underdeveloped and she has no pubic hair. Her hips are narrow and her body is small in size.

Based on the series of these photos and features of the girl portrayed, I believe this girl is under the age of 8.

These images are a violation of Sexual Exploitation of a Minor – ARS 13-3553A2.

On 5/21/2020 a residential warrant (SW #202000-6752) was served on Axel Orlando Malpica Berrios' house located at [REDACTED] to seize electronic storage devices and other materials pertaining to the possession of depictions of minors engaged in sexually explicit conduct. During the service of this search warrant it was found that Axel Orlando Malpica Berrios was not at the residence, but was at his place of work in Casa Grande. Myself and fellow officers went to Axel Orlando Malpica Berrios' workplace located at 825 W Beechcraft St Casa Grande to interview him and seize his cellphone.

I interviewed Axel Orlando Malpica Berrios in a private office at his workplace. Under Miranda, Axel Orlando Malpica Berrios provided me with his Google account that was associated with the adult pornography and child pornography files in reference to this case. This account was axelbambino1@gmail.com. Axel Orlando Malpica Berrios further told me no one else has access to this account, that he knows of. Axel Orlando Malpica Berrios claimed he does not know how the

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2020-05-27 11:29:09 PDT
2020-05-27 11:07:03 PDT

14809072662 From: CAFV 1
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pornography files got into his account and he believes Google somehow synced, and placed, those files and folders into his account.

Wherefore Affiant requests that a search warrant be issued commanding that a search be made of the premise/items described herein for the data herein described, and that the same be retained in the custody of the Affiant or in the custody of the agency which affiant represents and disposed of according to law, pursuant to A.R.S. §§ 13-3911 and 13-3925.

Google LLC shall disclose responsive data, if any, by one of the following methods: Email: emily.gribble@mesapaz.gov, via the US Postal Service or another courier service, or via the Internet or law enforcement portal, notwithstanding 18 U.S.C. 225A or similar statute or code.

REQUEST FOR NONDISCLOSURE

Your Affiant requests, pursuant to the preclusion of notice provisions of 18 U.S.C. § 2705(b), that Google LLC be ordered not to notify any person (including the subscriber or customer to which the materials relate) of the existence of this warrant for a period of ninety days from the date the warrant is issued. The government submits that such an order is justified because notification of the existence of this warrant could jeopardize the ongoing investigation. For example, such a disclosure would give the subscriber an opportunity to notify confederates with whom he has exchanged images of depletions of children engaged in sexually explicit conduct of this warrant and/or to destroy, conceal or otherwise obfuscate evidence, and tamper with potential child victims..

Respectfully Submitted,



AFFIANT: Detective Emily Gribble #21318

Mesa Police Department
LAW ENFORCEMENT AGENCY

SUBSCRIBED AND SWORN to before me this 27 day of May, 2020.



JUDGE, JUSTICE OF THE PEACE, MAGISTRATE

Of the ~~HONORABLE~~ _____ Court
MARICOPA COUNTY SUPERIOR COURT

HONORABLE GREGORY J. GNEPPER
MARICOPA COUNTY SUPERIOR COURT

Related Attachment - Miscellaneous Attachment

Description SEARCH WARRANT AFFIDAVIT - RESIDENCE
Reference Number

May. 19. 2020 12:06PM

No. 1755 P. 2/13

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2020-05-19 11:20:25 PDT

14809072662 From: CAFV 1



DR# 2020-201280331

MESA POLICE DEPARTMENT
CITY OF MESA, ARIZONA

AFFIDAVIT FOR SEARCH WARRANT
COUNTY OF MARICOPA, STATE OF ARIZONA

No. Sub 202000 6752

YOUR AFFIANT: Detective Emily Gribble #21318, a peace officer in the State of Arizona, being first duly sworn, upon oath, deposes and says: That on or about the 6th day of May, 2020, in the County of Maricopa, State of Arizona, the crime of Sexual Exploitation of a Minor, A.R.S. 13-3553.A2, a class 2 Felony was committed by Axel Orlando Malpica Berrios DOB: [REDACTED] WM, 5'11, 210 lbs, black hair, brown eyes.

THAT THE AFFIANT has probable cause to believe that:

on the person(s) of:

on the premises known as:

1. [REDACTED] - This is a single-story home on the [REDACTED] corner of S Calderon/E Paloma Ave. This house is [REDACTED]. The front door to this house faces [REDACTED] and there is also a [REDACTED]. The address is posted on a [REDACTED] to the right of the garage door and the numbers [REDACTED] are dark in color. There is also a small palm tree by the front window next to the walking path that leads to the front door.

in the vehicle(s) described as:

in the property described as:

there is now being possessed or concealed certain property or things which:

- were stolen or embezzled.
- were used as a means for committing a public offense.
- is are being possessed with the intent to use as a means for committing a public offense.
- is are in possession of [REDACTED] to whom it was delivered for the purpose of concealing it or preventing it from being discovered.
- constitutes evidence tending to show that a public offense has been committed, or tending to show that Axel Orlando Malpica Berrios DOB: [REDACTED] has have committed the offense.
- may be searched and inspected in the interest of the public health, safety, or welfare as a part of an inspection program authorized by law.
- is a person being sought who is the subject of an outstanding arrest warrant.
- is the subject to a seizure for forfeiture pursuant to A.R.S. 13-4305 and A.R.S.

that said property or things are described as follows:

1. Any and all electronic devices, including but not limited to: computers, electronic tablets, iPads, cellular smart phones, and/or other devices, any and all CD, DVD, floppy diskettes,

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Revision Date: 12/11

May. 19. 2020 12:06PM

No. 1755 P. 3/13

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2020-05-19 11:20:25 PDT

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thumb drives, and/or other storage media, optical, magnetic or other medium that may be used to store, transfer, and/or distribute files of sexual exploitation of minors. These devices must be seized with any and all peripheral devices used in the operation of these items, all media used for further storage of the images sought in this case, any components used in processing and/or display of items, any associated manuals, and/or other documentation to aid in the operation of the items. These items/components must subsequently be processed in a manner to protect the evidentiary value of the storage/processing device(s) and allow for systematic searching of the files/information therein for evidence of sexual exploitation of minors and corroborating dates, times, and/or pornographic content.

2. Electronically stored documents and/or data tending to show control of the computer to be searched including, but not limited to, ownership documents, usernames, passwords, personal photographs, software registrations, e-mail account information stored on the computer, and other items tending to show control/use of the computer.
3. Computer-related passwords and other data security devices designed to restrict access to or hide computer software, documentation or data. Data security may consist of hardware, software or other programming code.
4. Any article of personal identification tending to establish person(s) in control of areas to be searched and/or where evidence is found, including, but not limited to: addressed envelopes, utility company receipts, rent receipts, lease agreements, phone receipts, driver's license, personal photographs and keys.
5. Videotapes, books, magazines, catalogs, photographs, film, notebooks, diaries or other documents pertaining to the possession of depictions of minors engaged in sexually explicit conduct, to include printed material documenting any communication with other persons regarding depictions of minors engaged in sexually explicit conduct.
6. During the execution of this search warrant, law enforcement personnel are authorized to depress the fingerprints and/or thumbprints of any person, who is reasonably believed by law enforcement to be a user of a fingerprint sensor-enabled device that falls within the scope of this warrant.

That the following facts establish probable cause for believing that grounds for issuance of a search warrant for the aforementioned items exist:

REGULAR INFORMATION

Your Affiant has been a police officer since 2007. Your Affiant was employed with the Seattle (WA) Police Department from 2007 – 2016. During that time Your Affiant was assigned as a detective with the Internet Crimes Against Children Unit in 2015 investigating crimes dealing with the possession, distribution and manufacturing of child pornography. Your Affiant has attended basic training as it pertains to investigations of internet crimes. Your Affiant is currently employed with the Mesa Police Department since May 2016. Your Affiant has participated in the execution of various search warrants with numerous detectives and agents that work in the field of digital crimes against children. Your

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Affiant is currently assigned to detective with the Digital Forensics/Internet Crimes Against Children Unit.

BACKGROUND

Based on my training, experience and collaboration with ICAC detectives, industry experts, academia and other law enforcement personnel, I know the following:

1. That adult persons with a sexual interest in minors are persons whose sexual targets are children. They receive sexual gratification and satisfaction from actual physical contact with children, fantasy involving the use of writings detailing physical contact with children, and/or from fantasy involving the use of pictures and/or videos of minors.
2. The development of the computer has changed the way child erotica (meaning materials or items that are sexually arousing to persons having a sexual interest in children but that are not necessarily obscene or do not necessarily depict minors in sexually explicit poses or positions) and depictions of children engaged in sexually explicit conduct are distributed and children are victimized. The computer serves four functions in connection with depictions of children engaged in sexually explicit conduct. These four functions include: production, communications, distribution, and storage.
3. E-mail consists of messages from one person to another that are electronically transmitted through a user's electronic device. As opposed to letters sent via the postal service, e-mail sends the messages instantaneously via the Internet anywhere in the world. Due to that fact and the relatively low cost, emails have become a very popular form of communication. In addition to written messages which are generally sent in emails, pictures, graphs, and other text files can be attached to an email message and sent as well.
4. All that a computer user needs to do in order to use email is open up an email account with one of the many companies that provide email service (e.g. America On-Line, Microsoft, Comcast, Yahoo etc.). Once the account is set up, the user can choose the "name" of his email address, which does not have to match (or even relate to) identifying information of the user. Thus, the email address name by itself does nothing to identify the owner of the email address or the composer of the email message. Nevertheless, often times the email messages themselves, contain information that either directly or indirectly identifies the composer of the email message. Based on my training and experience investigating depictions of minors engaged in sexually explicit conduct offenses, I know it is common for collectors of depictions of minors engaged in sexually explicit conduct to use multiple email accounts in order to conceal their true identity and/or more easily categorize their collection according to the type of material or source.
5. Individuals involved in computer-related crimes often use e-mail accounts to conduct both criminal and non-criminal communications. Consequently, these emails can be a great source of information to help identify the sender and/or recipient of the message. The ability to view these e-mails by investigating law enforcement often provides further investigative leads to assist in identifying the person of interest.

Based upon my knowledge, experience, and training in depictions of minors engaged in sexually explicit conduct investigations, and the training and experience of other law enforcement officers with

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whom I have had discussions, I know that there are certain characteristics common to individuals involved in depictions of minors engaged in sexually explicit conduct:

1. Those who produce, receive and attempt to receive depictions of minors engaged in sexually explicit conduct may receive sexual gratification, stimulation, and satisfaction from contact with children; or from fantasies they may have viewing children engaged in sexual activity or in sexually suggestive poses, such as in person, in photographs, or other visual media; or from literature describing such activity.
2. Those who produce, receive and attempt to receive depictions of minors engaged in sexually explicit conduct often maintain their collections that are in a digital or electronic format in a safe, secure and private environment, such as a computer and surrounding area. These collections are often maintained for several years and are kept close by, usually at the individual's residence, to enable the collector to view the collection, which is valued highly.
3. Collectors and distributors of depictions of minors engaged in sexually explicit conduct also use online, remote, resources to retrieve and store depictions of minors engaged in sexually explicit conduct, including services offered by companies such as Google, Yahoo, Apple, Amazon, and Dropbox, among others. The online services allow a user to set up an account with a remote computing service that provides email services and/or electronic storage of electronic files in any variety of formats. A user can set up, and access, an online storage account from any computer or digital device with access to the Internet. Evidence of such online storage of depictions of minors engaged in sexually explicit conduct is often found on the user's computer or smart phone. Even in cases where online storage is used, however, evidence of depictions of minors engaged in sexually explicit conduct can be found on a user's digital device if that device is used to access the internet.

COMPUTERS AND INDIVIDUALS WITH A SEXUAL INTEREST IN MINORS

Based upon my knowledge, experience, and training in depictions of minors engaged in sexually explicit conduct investigations, and the training and experience of other law enforcement officers with whom I have had discussions, I have learned the following about transferability of files containing depictions of minors engaged in sexually explicit conduct.

1. Computers basically serve four functions in connection with depictions of minors engaged in sexually explicit conduct: production, communication, distribution and storage.
2. Communications by way of computer can be saved or stored on the computer that is used for these purposes. Storing this information can be intentional, i.e., by saving an email as a file on the computer or saving the locations of one's favorite websites in, for example, a "bookmarked" file. Digital information can also be retained unintentionally, i.e., traces of the path of an electronic communication may be automatically stored in many places (ex: temporary files or ISP client software, among others). In addition to electronic communications, a computer users' Internet activities generally leave traces or "footprints" and history files of the browser application used. A forensic examiner often can recover evidence suggesting whether a computer contained wireless software, was using messenger applications and when certain files under investigation were uploaded or downloaded. Even if such information is deleted from the hard drive or memory chip of the device, the data may reside on the device for an extended period of time until overwritten by the operating system of the device.

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3. Cellular phones, also known as "smart phones", have the capability to access the Internet and store information, such as videos and images. As a result, an individual using a smart phone can send, receive, and store files without accessing a personal computer or laptop. An individual using a smart phone can also easily plug the device into a computer or video camera, via a USB cable, and transfer data files from one digital device to another.
4. Consulting with computer forensic detectives who are familiar with searches of computers and smart phones, I have learned that offenders will try and obscure data containing images and videos of minors engaged in sexually explicit conduct. One potential manner of trying to hide the contraband may be by changing file extensions. For example, an image file may often have a file extension of ".jpg" or ".jpeg" indicating that it is an image or photograph. An offender may change that file extension by selecting the "save as" format on a computer or digital device and select ".doc" or ".docx" to make it appear that instead of a contraband image or photograph, it is a word document. The same process may be used to attempt to hide a video file as well. Based on these, and other attempts to hide potential contraband, it is necessary for forensic examiners to examine all potential data on a digital device.
5. As set forth herein this Affidavit, I seek permission to search for and seize evidence, fruits and means of the above referenced crimes and or things or data identifying the individual engaged in the above referenced criminal activity that might be found on Axel Orlando Malpica Berrios DOB: [REDACTED] and/or at [REDACTED] in whatever form they are found. Individuals involved in depictions of minors engaged in sexually explicit conduct often prefer to store images of these depictions in electronic form. The ability to store these depictions in electronic form makes digital devices an ideal repository because these depictions can be easily sent or received over the Internet. As a result, one form in which these items may be found is as electronic evidence stored on a digital device.
6. Because multiple people may share [REDACTED] as a residence, it is possible that [REDACTED] will contain computers that are predominantly used, and perhaps owned, by persons who are not suspected of a crime. If law enforcement conducting the search find multiple computers in the residence, they will attempt to corroborate, on site, which resident(s) has/have access to each computer. If law enforcement conducting the search determine that it is probable that things described in this warrant could be found on any computer(s) or digital device(s) in the residence, this application seeks permission to conduct an onsite search of those computers and digital devices as well, using forensic software, to determine if any depictions of minors engaged in sexually explicit conduct is present. If, as a result of this onsite search, there are no depictions of minors engaged in sexually explicit conduct present on those computers or digital devices, then they will not be searched further and will not be seized. However, law enforcement will be authorized to seize any computer or digital device for off-site forensic review, if an onsite forensic review is not possible or feasible.
7. If, after conducting its examination, law enforcement personnel determine that any digital device is an instrument of the criminal offenses referenced above, law enforcement may retain that device during the pendency of the case as necessary to, among other things, preserve the evidence for trial, ensure the chain of custody and litigate the issue of forfeiture. If law enforcement personnel determine that a device was not an instrument of the criminal offenses referenced above, it shall be returned to the person/entity from whom it was seized.

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In light of the images possessed by the suspect described below, there is probable cause to believe the suspect has gathered files of minors engaged in sexually explicit conduct in their Google account. Once identified, their devices and/or media will contain depictions of minors engaged in sexually explicit conduct files or indicia or prior possession or viewing will be discoverable upon forensics analysis of such devices.

THE INVESTIGATION

On 5/6/2020 I received this case for review and investigation. I spoke to Witness Dan Caputo with Northland Polygraph, a business that conducts polygraph testing in Arizona. Dan is the owner of this business and a polygraph examiner. Dan explained to me a pastor of a church in the East Valley area reached out to him regarding a polygraph exam. The pastor explained he was working with a couple, husband and wife, in his church that was receiving marital counseling through him. Issues of possible infidelity were discussed and concerns of the husband viewing pornography. The couple both agreed to go through a polygraph exam, which is why Dan was sought out.

On Tuesday, 5/5/2020, Dan was briefly in contact with the wife, Mariana, via text message to discuss scheduling of the polygraph.

On Wednesday, 5/6/2020, Mariana started emailing (from email [REDACTED]) Dan pornographic material that she found on her husband's device as information to discuss for the polygraph exam. These files were in a Google Photos account and contained multiple adult pornography images. Mariana also emailed Dan suspected child pornography images that were found in this Google account. Upon receiving this, Dan reported the suspected child pornography to law enforcement.

At this point Dan had limited information on Mariana and her husband. Mariana said her husband's name was Axel Malpica and that they live in Mesa. They also have two children together. Mariana did not have concern that their children were in danger and made no mention that they were the children in the files.

I then ran the name "Mariana Cedeno" through the National Crime Information Center (NCIC) and Arizona Motor Vehicle Division (MVD). Two names of "Marlana Cedeno" showed up with their correlating birthdays and Driver's License information. One of these "Mariana Cedeno" was "Mariana Janay Cedeno DOB [REDACTED] with an AZ Driver's License [REDACTED] and an address of [REDACTED]

I checked MVD if any vehicles were registered to Mariana. License plate AZ-AXJ3590 was a white 2015 BWM 320 car that was registered to Marina. License plate AZ-CFS8460 was a 2010 blue Dodge Ram 1500 truck. This truck was registered to Mariana and Axel Orlando Malpica Berrios DOB: [REDACTED] I then ran Axel's information through the National Crime Information Center (NCIC) and Arizona Motor Vehicle Division (MVD). Axel had an AZ Driver's License [REDACTED] with the same address as Mariana. I believe this was Mariana's husband.

Utilizing an undercover account, I logged onto Facebook and looked for "Mariana Cedeno". I found a profile for "Mariana Malpica Cedeno". Many of Mariana's photos and posts were publicly viewable. A post Mariana made on April 1, 2020 she referenced being a business owner for 2 years and mentioned her husband "Axel Malpica" in this post. The photos Mariana had on her account were of

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her husband Axel and their two sons. The photos of Axel on Mariana's Facebook page matched the MVD photo of Axel Orlando Malpica Berrios DOB: [REDACTED]

On 5/8/2020 Dan arrived at my office and provided me with the emails and files that Mariana had sent him.

The images and videos Mariana had sent Dan were taken from the perspective of Mariana recording a tablet screen with her own phone. The device that Mariana was recording, of the Google account with the contraband files, appeared to be a black Samsung tablet.

One of the videos on the tablet was a 9 second video of Axel that he appeared to take of himself, as his one arm is extended as if holding a video-recording device. This "selfie" video is of Axel sitting in a garage taking a video of himself in front of a jet ski saying, "This is me."

Another video/recording is about 15 seconds in length, and it is of Mariana scrolling through a photo roll of multiple images of adult pornography. While Mariana is scrolling through these photos she says, "Babe, why when I go to log in to Elijah's account and there's another account there. And it says (she says something along the lines of "ying dow") meaning you created another account. Seriously? What is all this?"

Mariana also sent still images of the files in the Google photos account album. Most of these photos were of adult pornography, some appearing with a recent date of April 2020. There were also multiple photos of Axel in these photo albums. There were some up-close images of an adult male's erect penis. In one of the pictures of an adult male's erect penis, there was a light-colored dresser in the background underneath a tv screen. Mariana told Dan in her email referencing this photo, "This is the picture with our new furniture in the background. That I never received from him but he says he was going to send it to me but decided to "delete" it." There were no other male's faces depicted in any of the other photos in the albums, appearing that this Google Photos account only belonged to Axel.

In one of the emails Mariana sent Dan, she told him she also found child pornography. One of the images Mariana sent was an 8 picture collage of a young girl. There were 3 photos in the first column of the collage, 3 photos in the middle column and 2 in the last column. These series of photos appear to be of the same little girl.

The top image in the first column is a focused perspective of a girl's genitalia area. The girl is lying on her back on a blue blanket and has her legs spread open. The girl is inserting a sex toy into her vagina. The girl's hips are narrow her legs are small in size.

The middle image in the first column is of a naked small girl with dirty blonde hair with bangs. The girl is lying on her back on a blue blanket and she has her knees bent up towards her shoulders. The little girl is taking her hands and spreading open her genitalia tissues, fully exposing her vagina and anus. The girl's vagina is underdeveloped and she has no pubic hair. The girl has no breast development and her face is round and child-like. The focus of this image is on the girl's exposed genitalia.

The bottom image in the first column is a close-up photo of a small girl's vagina and anus. The girl is lying on her back on a blue blanket. The girl's legs are spread open, exposing her vagina and anus. There is a creamy white mucous substance on her vagina and anus, appearing to be semen. The girl's vagina is underdeveloped and she has no pubic hair.

The top image in the middle column is another close-up of a small girl's vagina and anus. The girl is lying on her back, her legs are spread open, exposing her vagina and anus. The girl's vaginal tissues

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appear red in color and irritated. There is a creamy white mucous substance on her vagina. The girl's vagina is underdeveloped and she has no pubic hair.

The middle image in the middle column is of a naked small girl with dirty blonde hair. The girl is lying on her back on a blue/gray blanket, her legs are spread open and she has her knees bent up towards her shoulders. There is an adult male's erect penis near the girl's vagina, seeming to insinuate he is going to insert it in her. The girl's body is small in size and she has no breast development. The girl has round cheeks and a small chin and nose, appearing very child-like.

The bottom image in the middle column is of a small girl with dirty blonde hair and bangs. This image is a close up of a girl performing oral sex on an adult male's erect penis. The girl is using her hands to hold the penis to her mouth. The girl's facial features are small and her hands are small in size compared to the male's erect penis.

The top image in the last column is of a small girl with dirty blonde hair and bangs lying on her back on a blue blanket. The girl is wearing a red dress that is pulled up, exposing her vagina. The girl's head is turned to the side and she is performing oral sex on an adult male's erect penis. The girl is using her hands to hold the penis to her mouth. The girl's facial features are small and her hands are small in size compared to the male's erect penis. The girl's legs are small in size and her vagina is underdeveloped.

The bottom image in the last column is of a small girl wearing a red dress and lying on her back on a blue blanket. The girl's dress is pulled up to her chest, exposing her vagina and anus. The girl's legs are spread open and her knees are bent upwards. The girl's vaginal tissues appear red in color and irritated. The girl's vagina is underdeveloped and she has no pubic hair. Her hips are narrow and her body is small in size.

Based on the series of these photos and features of the girl portrayed, I believe this girl is under the age of 8.

These images are a violation of Sexual Exploitation of a Minor – ARS 13-3553A2.

CONCLUSION

Based on the above facts and circumstances, there is probable cause to believe that Axel Orlando Malpica Berrios DOB: [REDACTED] possessed depictions of child pornography to his Google Photos account. Mariana is heard during one of the recordings mentioning a different linked account name. This linked account contained suspected child pornography, adult pornography and various photos and videos of Axel. It appears Axel tried to hide this sexual deviant Google Photos account and Mariana found it. The content of this account indicates Axel is the sole owner and user of this account. I believe the device that may contain the contraband files is a black Samsung tablet, as seen in the photos and videos Mariana provided. I believe this device, or other electronic storage devices, to be at Axel Orlando Malpica Berrios' residence at [REDACTED]. Accordingly, the fingerprint and/or thumbprint is also requested to order Axel Orlando Malpica Berrios to provide his fingerprint and/or thumbprint to unlock any of his devices, should that be necessary.

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This Court has jurisdiction to the issue the requested warrant because it is "a court with jurisdiction over the offense under investigation." 18 U.S.C § 2703(a).

Pursuant to 18 U.S.C. § 2703(g), the presence of a law enforcement officer is not required for the service or execution of this warrant.

Wherefore Affiant requests that a search warrant be issued commanding that a search be made of the premise/items described herein for the data herein described, and that the same be retained in the custody of the Affiant or in the custody of the agency which affiant represents and disposed of according to law, pursuant to A.R.S. §§ 13-3911 and 13-3925.

Respectfully Submitted,

Emily Gribble

AFFIANT: Detective Emily Gribble #21318

Mesa Police Department
LAW ENFORCEMENT AGENCY

SUBSCRIBED AND SWORN to before me this 19th day of May, 2020.

Mary Cronin
JUDGE, JUSTICE OF THE PEACE, MAGISTRATE
Of the _____ Court

HONORABLE MARY CRONIN
ARIZONA COUNTY SUPERIOR COURT

Related Attachment - Miscellaneous Attachment

Description SEARCH WARRANT - CELLPHONE
Reference Number

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2020-05-27 10:19:49 PDT

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DR# 2020-201280331



MESA POLICE DEPARTMENT
CITY OF MESA, ARIZONA
SEARCH WARRANT
COUNTY OF MARICOPA, STATE OF ARIZONA

No. 2020-007144

TO ANY PEACE OFFICER IN THE STATE OF ARIZONA:

Proof by affidavit having been made this day to me by Detective Emily Gribble #21318, I am satisfied that there is probable cause to believe that:

- on the person(s) of:
- in the property described as: Cellular phones listed below which are in Mesa Police custody:
 1. Bronze Apple iPhone, Serial #F2LYVMYFKPHF
 - With phone number 352-304-2330

in the vehicle(s) described as:

in the City of Mesa, County of Maricopa, State of Arizona, there is now being possessed or concealed certain property or things described as:

1. Any and all electronic information stored on cellular phones, tablets and computers; including but not limited to electronic address books and call records, text messages, photographs taken and photographs transmitted via cellular phone, and other electronic information within cellular phones, tablets and computers which could contain data as to ownership of the devices and the phone number subscribed to the phone, as well as those contacted using the devices, applications used by the phones and devices and applications used to communicate using the phones and devices and any communications transmitted via applications on the phones and devices, during the commission of the listed offenses.

which property or things:

- were stolen or embezzled.
- were used as a means for committing a public offense.
- is are being possessed with the intent to use as a means for committing a public offense.
- is are in possession of _____ to whom it was delivered for the purpose of concealing it or preventing it from being discovered.
- constitutes evidence tending to show that a public offense has been committed, or tending to show that Axel Orlando Malpica Berrios DOB: [REDACTED] has have committed the offense.
- may be searched and inspected in the interest of the public health, safety, or welfare as a part of an inspection program authorized by law.
- is a person being sought who is the subject of an outstanding arrest warrant.
- is the subject to a seizure for forfeiture.

MPD Form #62 (Revised 04-19-93)

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14809072662 From: CAFV 1
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such public offense being of Sexual Exploitation of a Minor, A.R.S. 13-3553.A2, a class 2 Felony, which occurred on or about May 6th, 2020 in Mesa, AZ.

YOU ARE THEREFORE COMMANDED:

- in the daytime (excluding the hours between 10:00 P.M. and 6:30 A.M.)
- or in the nighttime (good cause therefore having been shown)

to make a search of the above named or described person(s), premises, and/or vehicle(s) for the herein above described property or things, and if you find the same or any part thereof, to retain such in custody or in the custody of the agency which affiant represents, as provided by A.R.S. § 13-3920 or as provided by A.R.S. § 13-4306 if the property is seized for forfeiture.

Return this warrant to me within five (5) days of the date thereof, as directed by A.R.S. § 13-3918.

Given under my hand and dated this 27 day of May, 2020.

Melissa Zabor

JUDGE, JUSTICE OF THE PEACE, OR MAGISTRATE

of the _____ Court

HONORABLE MELISSA ZABOR
MARICOPA COUNTY SUPERIOR COURT

CID Clerk:

Related Attachment - Miscellaneous Attachment

Description SEARCH WARRANT - GOOGLE
Reference Number

May. 27. 2020 1:19PM

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DR# 2020-201280331

MESA POLICE DEPARTMENT
CITY OF MESA, ARIZONA**SEARCH WARRANT**

COUNTY OF MARICOPA, STATE OF ARIZONA

No. 2020-007146

TO ANY PEACE OFFICER IN THE STATE OF ARIZONA:

Proof by affidavit having been made this day to me by Officer Emily Gribble #21318, I am satisfied that there is probable cause to believe that:

 on the person(s) of: in the property described as:

1. Google LLC, 1600 Amphitheatre Parkway, Mountain View, CA, 94043

 in the vehicle(s) described as:

in the City of Mountain View, County of Santa Clara, State of California, there is now being possessed or concealed certain property or things described as:

1. From Google LLC, and for Gmail email address of xlelbambino1@gmail.com I am requesting permission to search for and seize the following:
 - a. Subscriber's name
 - b. Subscriber's address
 - c. Length of service including start date
 - d. Subscriber's telephone number, instrument number or other subscriber number or identity, including a temporarily assigned network's address
 - e. Subscriber's additional email account name(s)
 - f. Means and source of payment for such service (including any credit card or bank account numbers)
 - g. Logs of Internet Protocol from 1-1-2020 to 5-27-2020
 - h. Contents of all email for the listed account as well as any associated email accounts from 1-1-2020 to 5-27-2020
 - i. Contents of Google Drive & Google Photos account for the listed account as well as any associated accounts
 - j. Contents of all related Picasa photos and videos for the listed account as well as any associated accounts
 - k. Any other information relating to the identity of the subscriber

which property or things:

 were stolen or embezzled. were used as a means for committing a public offense.

MPD Form #02 (Revised 04-19-03)

May. 27. 2020 1:19PM

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- is are being possessed with the intent to use as a means for committing a public offense.
- is are in possession of _____ to whom it was delivered for the purpose of concealing it or preventing it from being discovered.
- constitutes evidence tending to show that a public offense has been committed, or tending to show that Axel Orlando Malpica Berrios DOB: [REDACTED] has have committed the offense.
- may be searched and inspected in the interest of the public health, safety, or welfare as a part of an inspection program authorized by law.
- is a person being sought who is the subject of an outstanding arrest warrant.
- is the subject to a seizure for forfeiture.

such public offense being of Sexual Exploitation of a Minor, ARS 13-3553.A2, Class 2 Felony, which occurred on or about May 6th, 2020 in Mesa, AZ.

YOU ARE THEREFORE COMMANDED:

- in the daytime (excluding the hours between 10:00 P.M. and 6:30 A.M.)
- or in the nighttime (good cause therefore having been shown)

to make a search of the above named or described person(s), premises, and/or vehicle(s) for the herein above described property or things, and if you find the same or any part thereof, to retain such in custody or in the custody of the agency which affiant represents, as provided by A.R.S. § 13-3920 or as provided by A.R.S. § 13-4306 if the property is seized for forfeiture.

Google LLC shall disclose responsive data, if any, by one of the following methods: Email: emily.gribble@mesaaz.gov, via the US Postal Service or another courier service, or via the internal or law enforcement portal, notwithstanding 18 U.S.C. 225A or similar statute or code.

REQUEST FOR NONDISCLOSURE

Your Affiant requests, pursuant to the preclusion of notice provisions of 18 U.S.C. § 2705(b), that Google LLC be ordered not to notify any person (including the subscriber or customer to which the materials relate) of the existence of this warrant for a period of ninety days from the date the warrant is issued. The government submits that such an order is justified because notification of the existence of this warrant could jeopardize the ongoing investigation. For example, such a disclosure would give the subscriber an opportunity to notify confederates with whom he has exchanged images of depictions of children engaged in sexually explicit conduct of this warrant and/or to destroy, conceal or otherwise obfuscate evidence, and tamper with potential child victims.

Return this warrant to me within five (10) days of the date thereof, as directed by A.R.S. § 13-3918,

Given under my hand and dated this 27 day of May, 2020.

Gregory J. Gnepper

JUDGE, JUSTICE OF THE PEACE, OR MAGISTRATE

of the _____ Court

2

MPD Form # 82 (Revised 04-18-93)

HONORABLE GREGORY J. GNEPPER
MARICOPA COUNTY SUPERIOR COURT

Related Attachment - Miscellaneous Attachment

Description SEARCH WARRANT- RESIDENCE
Reference Number

May. 19. 2020 12:10PM

No. 1755 P. 11/13

To: IA COURT Page 11 of 13

2020-05-19 11:20:25 PDT

14809072662 From: CAFV 1

DR# 2020-201280331



MESA POLICE DEPARTMENT
CITY OF MESA, ARIZONA

SEARCH WARRANT

COUNTY OF MARICOPA, STATE OF ARIZONA

No. SW 202000 6752

TO ANY PEACE OFFICER IN THE STATE OF ARIZONA:

Proof by affidavit having been made this day to me by Detective Emily Gribble #21318, I am satisfied that there is probable cause to believe that:

- on the person(s) of:
- on the premises known as:

1. [REDACTED] - This is a single-story home on the [REDACTED] corner of S Calderon/E Paloma Ave. This house is [REDACTED]. The front door to this house faces [REDACTED] and there is also a [REDACTED]. The address is posted on a light-colored rectangle plaque to the right of the garage door and the numbers [REDACTED] are dark in color. There is also a small palm tree by the front window next to the walking path that leads to the front door.

- in the vehicle(s) described as:

there is now being possessed or concealed certain property or things described as:

- Any and all electronic devices, including but not limited to: computers, electronic tablets, iPads, cellular smart phones, and/or other devices, any and all CD, DVD, floppy diskettes, thumb drives, and/or other storage media, optical, magnetic or other medium that may be used to store, transfer, and/or distribute files of sexual exploitation of minors. These devices must be seized with any and all peripheral devices used in the operation of these items, all media used for further storage of the images sought in this case, any components used in processing and/or display of items, any associated manuals, and/or other documentation to aid in the operation of the items. These items/components must subsequently be processed in a manner to protect the evidentiary value of the storage/processing device(s) and allow for systematic searching of the files/information therein for evidence of sexual exploitation of minors and corroborating dates, times, and/or pornographic content.
- Electronically stored documents and/or data tending to show control of the computer to be searched including, but not limited to, ownership documents, usernames, passwords, personal photographs, software registrations, e-mail account information stored on the computer, and other items tending to show control/use of the computer.

MPD 62(F)

Revision Date: 12/11

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3. Computer-related passwords and other data security devices designed to restrict access to or hide computer software, documentation or data. Data security may consist of hardware, software or other programming code.
4. Any article of personal identification tending to establish person(s) in control of areas to be searched and/or where evidence is found, including, but not limited to: addressed envelopes, utility company receipts, rent receipts, lease agreements, phone receipts, driver's license, personal photographs and keys.
5. Videotapes, books, magazines, catalogs, photographs, film, notebooks, diaries or other documents pertaining to the possession of depictions of minors engaged in sexually explicit conduct, to include printed material documenting any communication with other persons regarding depictions of minors engaged in sexually explicit conduct.
6. During the execution of this search warrant, law enforcement personnel are authorized to depress the fingerprints and/or thumbprints of any person, who is reasonably believed by law enforcement to be a user of a fingerprint sensor-enabled device that falls within the scope of this warrant.

which property or things:

- were stolen or embezzled.
- were used as a means for committing a public offense.
- is are being possessed with the intent to use as a means for committing a public offense.
- is are in possession of _____ to whom it was delivered for the purpose of concealing it or preventing it from being discovered.
- constitutes evidence tending to show that a public offense has been committed, or tending to show that Axel Orlando Malpica Berrios DOB: [REDACTED] has have committed the offense.
- may be searched and inspected in the interest of the public health, safety, or welfare as a part of an inspection program authorized by law.
- is a person being sought who is the subject of an outstanding arrest warrant.
- is the subject to a seizure for forfeiture.

such public offense being Sexual Exploitation of Minor, A.R.S. 13-3553.A.2, a class 2 felony, which occurred on 6th Day of May, 2020.

YOU ARE THEREFORE COMMANDED:

to make a search of the above named or described person(s), premises, and/or vehicle(s) for the herein above described property or things, and if you find the same or any part thereof, to retain such in custody or in the custody of the agency which affiant represents, as provided by A.R.S. § 13-3920 or as provided by A.R.S. § 13-4306 if the property is seized for forfeiture.

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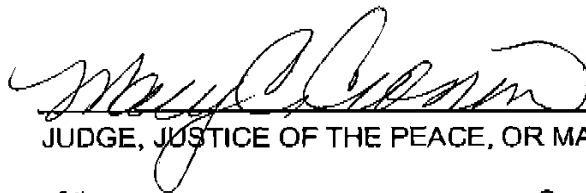
2020-05-19 11:20:25 PDT

14809072662 From: CAFV 1

Wherefore Affiant requests that a search warrant be issued commanding that an immediate search be made of the person(s), premise(s), building(s), and vehicle(s) described herein for the property and things herein described, and that the same be retained in the custody of the Affiant or in the custody of the agency which affiant represents and disposed of according to law, pursuant to A.R.S. §§ 13-3911 and 13-3925.

Return this warrant to me within three (3) business days of the date thereof, as directed by A.R.S. § 13-3918.

Given under my hand and dated this 19th day of May, 2020.



JUDGE, JUSTICE OF THE PEACE, OR MAGISTRATE

of the _____ Court

HONORABLE MARY CRONIN
MARICOPA COUNTY SUPERIOR COURT

CID Clerk:

Related Attachment - Miscellaneous Attachment

Description SEARCH WARRANT RETURN - CELLPHONE
Reference Number

May. 28. 2020 11:49AM

No. 3739 P. 2/3

IA COURT Page 2 of 9

2020-05-28 10:42:17 PDT

14809072652 From: CAFV 1



mesa-az

RETURN OF SEARCH WARRANT

I certify that on MAY 27 2020 I executed Search Warrant No. 2020-007144
 Issued by HONORABLE MELISSA ZABOR and that I seized the following described items of property:
 Date: MAY 27, 2020 Case No. 2020-201280331
 Time Executed: 1130 HRS Address: 225 E 1ST ST MESA, AZ 85201
 Time Concluded: 1400 HRS

Item No.	Item	Where Found	Time Found	By Whom
1	EXTRACTED CELLPHONE DATA FROM APPLE IPHONE XS SERIAL #FZLYVMYKPHF - DEVICE ALREADY IN POLICE CUSTODY -	CELLPHONE DEVICE		12202

I further certify that I gave a detailed receipt for the property taken to _____
 OR

I further certify that I left a detailed receipt for the property taken at _____
 Dated this 28 TH day of MAY, 2020

Emily Smith #21318
 (Officer's Signature)

Subscribed and sworn before me this 28th day of May, 2020
Pheмония L Miller
 JUDGE, JUSTICE OF THE PEACE, OR MAGISTRATE

Returned to:
 Court
 Defendant
 MPD Case
 DPM 2.2.40F2

HONORABLE PHEMONIA MILLER
 MARICOPA COUNTY SUPERIOR COURT REV 01/12/12

Related Attachment - Miscellaneous Attachment

Description SEARCH WARRANT RETURN - GOOGLE
Reference Number

May. 28. 2020 11:49AM

No. 3739 P. 3/3

IA COURT Page 3 of 3

2020-05-28 10:42:17 PDT

14809072652 From: CAFV 1



RETURN OF SEARCH WARRANT

I certify that on MAY 27, 2020 I executed Search Warrant No. 2020-007146
 Issued by HONORABLE GREGORY GINEPPER and that I seized the following described items of property:
 Date: MAY 27, 2020 Case No. 2020-201280331
 Time Executed 1507 HRS Address: 1600 AMPHITHEATRE PARKWAY MOUNTAIN
 Time Concluded 1507 HRS VIEW, CA 94043 (GOOGLE LLC)

Item No.	Item	Where Found	Time Found	By Whom
1	SUBSCRIBER INFORMATION + ACCOUNT CONTENT FOR GMAIL EMAIL ADDRESS: xlalbambino1@gmail.com - WARRANT SERVED ONLINE VIA GOOGLE'S LAW ENFORCEMENT PORTAL	GOOGLE RECORDS		

I further certify that I gave a detailed receipt for the property taken in _____
OR

I further certify that I left a detailed receipt for the property taken at _____
 Dated this 28TH day of MAY, 2020

Eonika Hubble # 21318
(Officer's Signature)

Subscribed and sworn before me this 28th day of May, 2020
Phenomena L Miller
JUDGE, JUSTICE OF THE PEACE, OR MAGISTRATE

Returned to:
 Court
 Defendant
 MPD Case
OF HONORABLE PHENOMENA MILLER
MARICOPA COUNTY SUPERIOR COURT

Related Attachment - Miscellaneous Attachment

Description SEARCH WARRANT RETURN - RESIDENCE
Reference Number

**MARICOPA COUNTY SUPERIOR COURT JURISDICTION
SPECIAL WARRANT
RETURN, EXTENSION OR ORDER**

SPECIAL WARRANT NUMBER:	SW 2020- <u>2020-006752</u>
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TYPE OF FILING	
<input checked="" type="checkbox"/>	RETURN (RSW)
<input type="checkbox"/>	EXTENSION (EXT)
<input type="checkbox"/>	ORDER (ORD)

ORDERED BY THE COURT (if applicable):

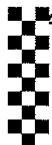
<input type="checkbox"/>	SEAL ALL SPECIAL WARRANT DOCUMENTS (including all issuance and return documents plus all subsequent pleadings filed in this SW number) per request of Officer/State and as Ordered by the Court, <input type="checkbox"/> EXCEPT (if applicable) the following documents shall be UNSEALED: _____
--------------------------	---

<input checked="" type="checkbox"/>	UNSEAL ALL SPECIAL WARRANT DOCUMENTS (including all previously sealed issuance and return documents plus all subsequent pleadings filed in this SW number), <input type="checkbox"/> EXCEPT (if applicable) the following documents shall be SEALED: _____
-------------------------------------	--

IT IS FURTHER ORDERED THAT ALL MINUTE ENTRIES/WORKSHEETS IN THIS CASE ARE NOT TO BE SEALED UNLESS SPECIFICALLY ORDERED BY THE COURT.

<u>5-24-20</u>	10:05	Hours	<u>WJ</u>
DATE	TIME		JUDGE OR JUDGE PRO TEM

Please forward these documents immediately to the following address:
Clerk of Superior Court, Special Warrant Desk
175 W. Madison St., RCC/EDC 4th Floor; Telephone: (602) 506-7754
Return Worksheet Form LRD 12/20/18

**FAX COVER SHEET**

TO	IA COURT
COMPANY	
FAX NUMBER	16022532645
FROM	CAFV 1
DATE	2020-05-26 09:45:12 PDT
RE	Search Warrant Return

COVER MESSAGE

Detective Emily Gribble
Mesa Police Department
Cell: [REDACTED]
Fax: 14809072662
Email: emily.gribble@mesaaz.gov



RETURN OF SEARCH WARRANT

I certify that on Thursday May 21 2020 I executed Search Warrant No. 20200016752
 Issued by HONORABLE MARY CROMIN and that I seized the following described items of property:
 Date: 5-21-2020 Case No. 2020-201280331
 Time Executed 0755 Address: [REDACTED]
 Time Concluded 0934

Item No.	Item	Where Found	Time Found	By Whom
1	Red/Silver Flashdrive	Top drawer M-Bedroom	808	22441
2	Black USB Flashdrive	Top drawer M-Bed	808	22441
3	Black Iphone - Black case	Top drawer M-Bed	808	22441
4	Samsung Tablet - Black case	Top drawer M-Bed	808	22441
5	TMobile Blue Samsung Flip phone	2nd M-Bed Bath	816	22441
6	Verizon LG Blue Flip phone w/case	2nd M-Bed Bath	816	22441
7	Black Iphone plus w/case	2nd M-Bed dresser	817	22441
8	disc - NO writing "game console drawer"	Family Room	820	22441
9	disc - NO writing "game console drawer"	Family Room	839	22441
10	disc - NO writing "game console drawer"	Family Room	839	22441
11	camera memory card Nikon	Kid room #1	851	22441
12	Tablet Black w/case	Kid room #1	851	22441
13	Motivolla Flip phone - grey w/case	desk Family RM	904	22441
14	camera memory card 50 256 MB	desk Family RM	904	22441
15	2 disc - 1-NO writing / -2- Marianna Night Stand	M-Bed	907	22441
16	Black laptop - Acer	next to dresser M-Bed	908	22441
17	LG - Tablet Black case	Shelvie dresser M-Bed	909	22441
18	White Tablet Black case	Shelvie dresser M-Bed	909	22441

I further certify that I gave a detailed receipt for the property taken to _____
 OR

I further certify that I left a detailed receipt for the property taken at [REDACTED]

Dated this Thursday day of May 21 2020

[Signature]
 (Officer's Signature)

Subscribed and sworn before me this 26 day of May, 2020

Melissa Zabor

JUDGE, JUSTICE OF THE PEACE, OR MAGISTRATE

or _____

- Returned to:
- Court
- Defendant
- MPD Case