

FILED
DISTRICT COURT OF GUAM

UNITED STATES DISTRICT COURT

for the
District of Guam

MAR 09 2020

JEANNE G. GUINATA
CLERK OF COURT

Case No.

MJ-20-00019

In the Matter of the Search of
*(Briefly describe the property to be searched
or identify the person by name and address)*

Information Associated with (671) 689-6084 Stored at
Docomo Pacific, 890 South Marine Corps Drive,
Tamuning, Guam (See Attachment A)

APPLICATION FOR A SEARCH WARRANT

I, a federal law enforcement officer or an attorney for the government, request a search warrant and state under penalty of perjury that I have reason to believe that on the following person or property *(identify the person or describe the property to be searched, and give its location)*:
Information Associated with (671) 689-6084 Stored at Docomo Pacific, 890 South Marine Corps Drive, Tamuning, Guam. Property is further described in Attachment A.

located in the _____ District of _____ Guam _____, there is now concealed *(identify the person or describe the property to be seized)*:
See Attachment B which is incorporated herein.

The basis for the search under Fed. R. Crim. P. 41(c) is *(check one or more)*:

- evidence of a crime;
- contraband, fruits of crime, or other items illegally possessed;
- property designed for use, intended for use, or used in committing a crime;
- a person to be arrested or a person who is unlawfully restrained.

The search is related to a violation of:

| <i>Code Section</i> | <i>Offense Description</i> |
|---------------------------------------|---------------------------------|
| 21 U.S.C. Sections 841(a)(1) & 846 | Distribution of Methamphetamine |

The application is based on these facts:

- Continued on the attached sheet.
- Delayed notice of 30 days (give exact ending date if more than 30 days: _____) is requested under 18 U.S.C. § 3103a, the basis of which is set forth on the attached sheet.



Applicant's signature

ERFEL MATANGUIHAN, Special Agent, HSI

Printed name and title

Sworn to before me and signed in my presence.

Date: 3/9/20



Judge's signature

City and state: Hagatna, Guam

Michael J. Bordallo, Magistrate Judge

Printed name and title

ORIGINAL

AFFIDAVIT

I, ERFEL MATANGUIHAN, being duly sworn, depose and states:

A. Background of Affiant

1. I am a Special Agent of the United States Department of Homeland Security (DHS), Immigration and Customs Enforcement (ICE), Homeland Security Investigations (HSI) and have so been employed since November of 2006. I am currently assigned to the HSI Guam office. I am a federal law enforcement officer within the meaning of Federal Rule of Criminal Procedure 41(a)(2)(C). Prior to joining HSI, I was a sworn officer of the Guam Police Department from August 1992 to November 2006. While employed with the Guam Police Department, I worked as Task Force Officer assigned to the United States Drug Enforcement Administration Guam office from May 1993 to February 2002.

2. I hold an Associate and a Bachelor of Science Degree in Criminal Justice and Public Administration. I am a graduate of the Guam Police Department 32nd Police Cycle, the Criminal Investigator Training Program, and the ICE Special Agent Training Academy. I have received classroom and on the job training in the areas of general law enforcement, criminal investigative techniques, interviews and interrogations, general and electronic surveillance and criminal law including search and seizure. I have also attended advance training in the areas of electronic surveillance, phone toll analysis, and undercover operations.

3. My duties as a Special Agent with HSI include investigating both criminal and administrative violations of federal laws of Titles 8, 18, 19, 21, 31 and others—specifically including, but not limited to, violations of Title 21 U.S.C. §§ 841(a)(1) and § 846, and 18 U.S.C. § 1956.

4. Throughout my career in law enforcement, I worked in the capacity of a case

agent and as an undercover agent in investigations of violations of state and federal narcotics laws. I have conducted numerous surveillances and controlled deliveries in connection with narcotic investigations and was an affiant for several state and federal search warrants relating to controlled substances.

5. I know from training and experience, that the trafficking of large amounts of narcotics requires the cooperation and association of several people within a drug trafficking organization (DTO). As a result, persons who traffic in narcotics will possess electronic devices and documents that identify other members of the organization, such as documents containing lists of names, cellular telephones, computers, and other mobile devices to communicate instructions of their plans and intentions to their criminal associates and to report on the progress of their criminal activities. I am aware that evidence of these instructions, plans, reports and general discussions of criminal activities are sent or received in the form of text messages, incoming and outgoing call histories, images, or voice/audio messages left in personal voice mail systems or embedded during conversations on third party applications (commonly referred to as Apps) such as Whatsapp, Line, Facebook, Facebook Messenger, and other similar applications available on the Apple Store, Google Play, or other similar platforms.

6. I know from my experience that drug traffickers take or cause to be taken photographs of themselves, their associates, their property and their product, and that traffickers transmit these photographs or images via Apps to their associates and maintain these images in smart phones, laptop computers, tablets and media storage devices.

7. I know from training and experience, that importers and distributors of controlled substances often keep ledger books, bank records, telephone books, receipts, airline tickets, drug customer lists, photos, audio/video recordings, items which communicate information, and other

papers that relate to the importation, transportation, ordering, purchasing and the distribution of controlled substances and proceeds derived from said sales. Oftentimes, they keep such records and information on their smart phones, cell phones, laptops, desktop computers, and other electronic devices.

8. I know from my training and experience, that the activities set forth above are typically ongoing, and in most cases, continues even after law enforcement encounters or arrest members of the narcotics organization.

B. Relevant Facts on Wireless Services and Technology

9. DOCOMO PACIFIC is a company that provides cellular telephone access to the general public, and that stored electronic communications, including retrieved and un-retrieved voicemail, text, and multimedia messages data for DOCOMO PACIFIC subscribers may be located on computer servers controlled by DOCOMO PACIFIC, or off site servers managed by DOCOMO PACIFIC partner companies.

10. Wireless phone providers often provide their subscribers with voicemail services. In general, a provider will store voicemail messages on behalf of a particular subscriber until the subscriber deletes the voicemail. If the subscriber does not delete the message, the message may remain in the system of DOCOMO PACIFIC for weeks or months.

11. Among the services commonly offered by wireless phone providers is the capacity to send short text or multimedia messages (photos, audio, or video) from one subscriber's phone or wireless device to another phone or wireless device via one or more wireless providers. This service is often referred to as "Short Message Service" ("SMS") or "Multimedia Messaging Service" ("MMS"), and is often referred to generically as "text messaging" or "wireless messaging." Based on my knowledge and experience, I believe that stored electronic

communications, including SMS and MMS messages that have been sent or received by subscribers, may be stored by DOCOMO PACIFIC for short periods incident to and following their transmission. In addition, providers occasionally retain printouts from original storage of text messages for a particular subscriber's account.

12. Wireless phone providers typically retain certain transactional information about the use of each telephone, voicemail, and text-messaging account on their systems. This information can include log files and messaging logs showing all activity on the account, such as local and long distance telephone connection records, records of session times and durations, lists of all incoming and outgoing telephone numbers or e-mail addresses associated with particular telephone calls, voicemail messages, and text or multimedia messages. Providers may also have information about the dates, times, and methods of connecting associated with every communication in which a particular cellular device was involved.

13. Many wireless providers retain information about the location in which a particular communication was transmitted or received. This information can include data about which "cell towers" (i.e., antenna towers covering specific geographic areas) received a radio signal from the cellular device and thereby transmitted or received the communication in question.

14. Wireless providers may also retain text messaging logs that include specific information about text and multimedia messages sent or received from the account, such as the dates and times of the messages. A provider may also retain information about which cellular handset or device was associated with the account when the messages were sent or received. The provider could have this information because each cellular device has one or more unique identifiers embedded inside it. Depending upon the cellular network and the device, the embedded unique identifiers for a cellular device could take several different forms, including an Electronic

Serial Number (“ESN”), a Mobile Electronic Identity Number (“MEIN”), a Mobile Identification Number (“MIN”), a Subscriber Identity Module (“SIM”), an International Mobile Subscriber Identifier (“IMSI”), or an International Mobile Station Equipment Identity (“IMEI”). When a cellular device connects to a cellular antenna or tower, it reveals its embedded unique identifiers to the cellular antenna or tower in order to obtain service, and the cellular antenna or tower records those identifiers as a matter of course.

15. Wireless providers also maintain business records and subscriber information for particular accounts. This information could include the subscribers’ full names and addresses, the address to which any equipment was shipped, the date on which the account was opened, the length of service, the types of service utilized, the ESN or other unique identifier for the cellular device associated with the account, the subscribers’ Social Security Numbers and dates of birth, all telephone numbers and other identifiers associated with the account, and a description of the services available to the account subscribers. In addition, wireless providers typically generate and retain billing records for each account, which may show all billable calls (including outgoing digits dialed). The providers may also have payment information for the account, including the dates and times of payments and the means and source of payment (including any credit card or bank account number).

16. In some cases, wireless subscribers may communicate directly with a wireless provider about issues relating to the account, such as technical problems, billing inquiries, or complaints from other users. Wireless providers typically retain records about such communications, including records of contacts between the user and the provider’s support services, as well as records of any actions taken by the provider or user as a result of the communications.

C. Purpose of this Affidavit

17. I make this affidavit in support of an application for a search warrant for information associated with certain accounts that is stored at premises owned, maintained, controlled, or operated by **DOCOMO PACIFIC**, a wireless provider located at 890 South Marine Corps Drive Tamuning, Guam 96913. The information to be searched is described in Attachment A. This affidavit is made in support of an application for a search warrant under 18 U.S.C. §§ 2703(a), 2703(b)(1)(A) and 2703(c)(1)(A) to require **DOCOMO PACIFIC** to disclose to the government records and other information in its possession pertaining to the subscriber or customer associated with the accounts, including the contents of communications from *January 1, 2019 to the present date*.

18. On January 8, 2020, a formal request was sent to **DOCOMO PACIFIC**, to preserve all stored communications, including short messaging services or “text messages”, associated with phone number, **671-689-6084**, pursuant to Title 18, United States Code, Section 2703(f).

19. I anticipate executing this warrant under the Electronic Communications Privacy Act, in particular 18 U.S.C. §§ 2703(a), 2703(b)(1)(A) and 2703(c)(1)(A), by using the warrant to require **DOCOMO PACIFIC** to disclose to the government copies of the records and other information (including the content of communications) particularly described in Attachment B.

D. Statement of Probable Cause

20. On December 2019, HSI Guam initiated an investigation on Brian Dacanay AWA following information received by HSI of alleged violations of the Federal Controlled Substances Act. Brian AWA (hereafter referred to as “AWA”) is a U.S. Citizen and a Guam Police

Department (GPD) K9 officer who has been on an extended leave without pay from GPD for almost two years.

21. On December 18, 2019, a Source of Information (SOI) was interviewed by HSI agents. The SOI told agents that on or about May or June 2019, the SOI witnessed the consignment of two pounds of methamphetamine aka "ice" by AWA to James DAMASO. The delivery of the two pounds of ice took place at AWA's residence in Kaiser Dededo, Guam. Present with Brian AWA was Jovan BRADBURY who was well known to the SOI. The Affiant is familiar with James DAMASO whose name surfaced in 2015 during an unrelated HSI narcotics investigation.

22. James DAMASO is convicted drug felon, FBI#444035KC8, with an extensive criminal history. DAMASO was arrested by agents with the U.S. Postal Service Inspection (USPIS) and HSI Guam on or about July 24, 2019 following a successful controlled delivery of a parcel containing approximately 1.8 kilograms of methamphetamine. DAMASO was found in possession of over 100 grams of ice. DAMASO was charged through an indictment by a federal grand jury and is awaiting trial. The case was a joint investigation by HSI Guam and USPIS (HSI CASE NO: GM13WT19GM0002, USPIS CASE NO: 2869317-PMN).

23. On September 16, 2019, the Drug Enforcement Administration (DEA) conducted an undercover buy bust operation on Guam for five ounces of methamphetamine. The operation culminated in the seizure 170 gross grams of methamphetamine and the arrest of defendant Brian CHAN. CHAN immediately cooperated with DEA agents and gave information relating to Brian AWA. CHAN claimed that he was a distributor of methamphetamine for Brian AWA from the period of late 2018 to January 2019. CHAN claimed that he distributed about 120 grams of ice for AWA and had delivered drug proceeds directly to AWA at AWA's residence at #32 Tulip Court Carlos Heights Tamuning, Guam. CHAN claimed that he had also smoked ice with AWA at

AWA's residence and was offered by AWA to distribute pound quantities of methamphetamine which CHAN turned down. CHAN had pled guilty to possession of 50 or more grams of methamphetamine and has agreed to cooperate with law enforcement.

24. On January 16, 2020, the Affiant participated in a proffer interview of CHAN who told federal investigators that on or about October 2018, AWA directed two of his drug distributors namely Demy ELIPTICO and Dave BAYLAS to collect a \$16,000 drug debt from CHAN. CHAN said that Alberto BELONO aka "BONG" tried to pass off the drug debt to CHAN. CHAN learned that Brian AWA has been supplying BELENO with ice and that BELENO has a \$216,000 drug debt to AWA. CHAN identified AWA's ice distributors as Efren BATACLAN, Alberto BELENO, Robert TORRALBA, James DAMASO, Demy ELIPTICO, and Dave BAYLAS. CHAN believes that AWA is being supplied with ice by Kenrick GAJO and the son who goes by the nick name KENKEN, aka Kenrick GAJO Jr.

25. CHAN told investigators that a person named Mark TORRE came to his work and attempted to collect money. CHAN said that Mark TORRE was sent by Brian AWA to collect the \$16,000 CHAN allegedly owed to Brian AWA. Mark Andrew TORRE is a convicted drug felon, FBI#463643TA3, with an extensive criminal history. TORRE recently completed supervision by the U.S. Probation office.

26. The affiant subpoenaed Docomo Pacific for subscriber and phone toll records on phone number (671) 689-6084, a known mobile phone number used by Brian AWA. The subpoena requested toll records for the period of January 1, 2019 to December 23, 2019. Records returned by Docomo Pacific confirmed the subscriber to phone number (671) 689-6084 is Brian D. AWA. Riarowena Carlos CAPATI was listed as an authorized contact for the account. The service began

on April 23, 2009 which included mobile services for two other phone numbers (671) 788-2343 and (671) 787-6084.

27. The Affiant conducted an analysis on the toll records for (671) 689-6084. Records revealed communication between (671) 689-6084 and (671) 777-8455, a known number used by James DAMASO. Subpoenaed records from IT&E confirmed that (671) 777-8455 is subscribed to James DAMASO. There were 375 toll records between (671) 689-6084 and (671) 777-8455. The records cover the period of 1/18/2019 to 7/24/2019. There were 22 outgoing calls from (671) 689-6084 to (671) 777-8455, 105 incoming calls from (671) 777-8455, and 353 outgoing short messaging service (text messaging) from (671) 689-6084 to (671) 777-8455.

28. Records also revealed communication between (671) 689-6084 and (671) 682-7500, a known number for Mark Andrew TORRE. TORRE listed the number on his U.S. Passport application dated March 18, 2018. Subpoenaed records from Docomo Pacific confirmed that Mark Andrew TORRE is the subscriber to (671) 682-7500. There were 181 toll records between (671) 689-6084 and (671) 682-7500. The records cover the period of 7/28/2019 to 9/2/2019. There were two (2) outgoing calls from (671) 689-6084 to (671) 682-7500, two (2) incoming calls from (671) 682-7500, and 177 outgoing short messaging service (text messaging) from (671) 689-6084 to (671) 682-7500.

29. Similar toll records exist on communication between Brian AWA's phone with phone numbers used by and or subscribed to Alberto BELENO, Demy ELIPTICO, Efrén BATACLAN, and Jovan BRADBURY.

30. On January 22, 2020, officers with Enforcement and Removal Operations (ERO) administratively arrested Jovan BRADBURY at his residence. BRADBURY is a citizen of the Republic of the Philippines who holds a legal permanent residence status. BRADBURY has a local

felony drug conviction and as such is a removable alien subject to removal from the United States. The Affiant was a participant to the operation that led to BRADBURY's arrest. The Affiant met and advised BRADBURY of his Miranda Rights. BRADBURY waived his rights and consented to the search of his vehicle and residence. Law enforcement agents found BRADBURY in possession of over 20 grams of ice, a substantial amount of U.S. Currency, drug packaging materials, and electronic devices including mobile phones. BRADBURY agreed to cooperate with law enforcement agents and confessed to be an ice distributor for Brian AWA.

31. BRADBURY told HSI agents that on or about the early part of 2018, he was recruited by Brian AWA to sell ice. BRADBURY knew that Brian AWA was a police officer with GPD, but heard rumors on the streets that AWA was a dirty cop. He was initially supplied by AWA with gram quantities of ice to sell and eventually moved up to selling ounce quantities.

32. BRADBURY confirmed that AWA supplied James DAMASO with ice and had personally delivered pound quantities of ice to DAMASO at the direction of Brian AWA. BRADBURY communicated with Brian AWA through calls and text messaging including text and calls through Whatsapp. BRADBURY told agents that AWA's mobile phone number was (671) 689-6084, and that evidence of their communication still exists on his Samsung mobile phone. BRADBURY signed consent forms for the forensic examination of his mobile phones and electronic devices. HSI Computer Forensic Agent (CFA) Michael Lansangan conducted the examination and the results supported BRADBURY's claims.

33. The Affiant and CFA Lansangan reviewed photos sent by Brian AWA to BRADBURY on Whatsapp that was dated December 10, 2018. The following described the photos sent by AWA.

Date: December 5, 2018, 7:32pm

A. Photo of what appeared to be a sealed plastic food saver bag that contained white crystal-like substance of suspected methamphetamine. The bag was sitting on top of a black “Ozeri” digital scale. The weight on the scale displayed 546 grams. The scale was on top of what looked like a black pelican type case. A yellow colored cloth was sticking out of the black pelican case.

B. Photo of what appeared to be a sealed plastic food saver bag that contained white crystal-like substance of suspected methamphetamine. The bag was sitting on the same scale and the weight on the scale displayed 1 pound 2.2 ounces. The scale was on top of the same pelican type case as described above.

C. Photo of what appeared to be a sealed plastic food saver bag that contained white crystal-like substance of suspected methamphetamine. The bag had what appeared to be a check mark and a rectangular shaped box printed in blue ink. The bag was sitting on the same scale and the weight on the scale displayed 538 grams. The scale was on top of the same pelican type case as described above. Behind the scale and bag was a beige in color small Sentry brand safe that had the number 1170 printed in white ink on the front face of the safe.

D. Photo of a close-up view of the item described above. The same weight of 538 grams on the scale displayed.

E. Photo of what appeared to be a sealed plastic food saver bag that contained white crystal-like substance of suspected methamphetamine. The bag was sitting on the same scale and the weight on the scale displayed 942 grams. The scale in this photo was on top of the beige safe. Besides the safe was a clear photo of the black pelican case model 1490.

F. Photo of a close-up view of a sealed plastic food saver bag that contained white crystal-like substance of suspected methamphetamine. The bag was sitting on the same scale and the weight on the scale displayed 15.6 that was probably in ounces.

G. Photo of what appeared to be a sealed plastic food saver bag that contained white crystal-like substance of suspected methamphetamine. The bag had what appeared to be some blue markings. The bag was sitting on the same scale and the weight on the scale displayed 459 grams. The scale was on top of the same pelican case.

H. Photo of the same item described above that was taken with a slight angle.

The photos sent by AWA was followed by text messaging conversation between AWA and BRADBURY.

Date: December 10, 2018

AWA: It's one of those those I think (7:33pm)

AWA: But would you like me to check all 120lbs for you (7:33pm)

AWA: Boss Jay (7:33pm)

BRADBURY: Biss just got all messages (7:41pm)

BRADBURY: Boss your illing me (7:41pm)

BRADBURY: Those menu (7:42pm)

Another significant text messaging conversation on Whatsapp between AWA and BRADBURY began on July 20, 2019. James DAMASO appears as a topic of their conversation.

Date: July 20, 2019

AWA: So no need gamit because you already grabbed (12:01am)

AWA: From your boss (12:01am)

BRADBURY: I need (12:03am)

BRADBURY: Ill ezplain later (12:04am)

AWA: Ok well when later (12:05am)

BRADBURY: Now heading there now boss (12:28am)

BRADBURY: Passing grmc (12:43am)

BRADBURY: Pulling in (12:47am)

AWA: Jackass (12:48am)

BRADBURY: [Sends a sad face emoji] (12:49am)

AWA: Status (2:14am)

AWA: Waiting (2:14am)

BRADBURY: Waiting for his call (2:15am)

BRADBURY: Let me call him (2:15am)

AWA: What did he say in already told him (2:24am)

BRADBURY: No answer (2:29am)

AWA: Really wtf (2:37am)

AWA: Let me try (2:37am)

AWA: Intold him your going to his hiuse (2:37am)

AWA: yo (2:41am)

AWA: So now no answer (2:42am)

AWA: yo (2:42am)

BRADBURY: Boss (2:58am)

BRADBURY: No answer (2:58am)

AWA: Wth let me try again (3:08am)

BRADBURY: Sir hes not even answering (3:11am)

AWA: I just msg him hes home (3:11am)

BRADBURY: U want me to justgo there? (3:15am)

AWA: Yes hes there I just spoke to him (3:18am)

AWA: Make sure it's the one still wrapped (3:18am)

AWA: Hello (3:18am)

AWA: Lmk when your here (3:18am)

AWA: Dont take long (3:18am)

BRADBURY: Im heading t james now. (3:19am)

AWA: Ok (3:20am)

AWA: Be safe (3:20am)

BRADBURY: Aiite (3:21am)

AWA: Status (3:34am)

BRADBURY: Waiting for his call (3:42am)

AWA: Wth I just spoke to him (3:42am)

BRADBURY: He said to wait for his call (3:45am)

BRADBURY: Leaving his house just now. (4:07am)

BRADBURY: Pulling in (4:40am)

BRADBURY: Boss what do I do (4:44am)

BRADBURY: Ehem (1:16pm)

BRADBURY: Boss (1:16pm)

AWA: Boss jay (1:16pm)

BRADBURY: Let me ride boss (1:16pm)

BRADBURY: ? (1:16pm)

AWA: Its raining (1:16pm)

BRADBURY: Thought that was for me [sends a shut lip face emoji] (1:16pm)

BRADBURY: [Sends a laughing so hard you cried emoji] (1:17pm)

AWA: Battery dead boy (8:58pm)

AWA: Wheres my paper (8:58pm)

AWA: Jackass (8:58pm)

AWA: Jackass where you at (9:30pm)

[Missed voice call at 9:32pm]

BRADBURY: Boss (9:44pm)

BRADBURY: Just shower (9:44pm)

AWA: Where you (9:49pm)

AWA: At I'm with boss james (9:49pm)

AWA: I'll give you a p can you bring it to him (9:50pm)

AWA: When I'm ready I'll get it first (9:50pm)

BRADBURY: Ok (9:52pm)

BRADBURY: Ok sir (9:52pm)

AWA: I'll tell (9:55pm)

BRADBURY: Which ride I use to travel (10:02pm)

AWA: [Sends a photo of a black motorcycle] This one (10:03pm)

BRADBURY: Really? (10:10pm)

BRADBURY: Lol (10:15pm)

BRADBURY: Around what time boss?? (11:05pm)

AWA: I'll let you know (11:27pm)

AWA: Batteries dead (11:27pm)

AWA: I'm making I'm trying to make the p.s (11:28pm)

AWA: Don't let james know how many total you bringing for him (11:28pm)

The text messaging conversation continued to July 21, 2019.

BRADBURY: Yo (12:39am)

BRADBURY: Ok (12:39am)

BRADBURY: He just called (12:39am)

AWA: K give me time just putting my girl to bed (12:40am)

BRADBURY: Yes boss. U are always welcome to spare em with me. (1:24am)

BRADBURY: Lol (1:24am)

BRADBURY: He just called (2:13am)

BRADBURY: Asking (2:14am)

AWA: I'll call you (10:46am)

AWA: When done (10:46am)

BRADBURY: Sir? (3:09pm)

BRADBURY: Lmk sir. Around what time boss? (4:41pm)

BRADBURY: Hows it boss? Think of me boss (6:47pm)

The text messaging conversation continued to July 22, 2019.

AWA: Always think of you (12:20am)

BRADBURY: [Sends a sad face emoji] (12:47am)

BRADBURY: Boss (4:59am)

BRADBURY: Out of stock.. (5:00am)

BRADBURY: Ehem (7:44am)

BRADBURY: Where we go to install tint? (9:54am)

BRADBURY: Yo (11:29am)

BRADBURY: Hello (3:29am)

BRADBURY: Ehem (3:29am)

BRADBURY: Ehem (3:29am)

BRADBURY: [Sends a shut lip face emoji] (3:29am)

BRADBURY: [Sends a sad face emoji] (3:29am)

BRADBURY: [Sends a thinking face emoji] (3:29am)

AWA: Hold on jackass (4:17pm)

AWA: Everyone out what happened (4:17pm)

AWA: [Sends a person covering face with hand & winking right eye face emoji] (4:17pm)

AWA: That's you guys fault 2for1 now it's back to 6for1 (4:17pm)

BRADBURY: ? (5:55pm)

AWA: Hold boy (6:09pm)

BRADBURY: Yessir (6:11pm)

BRADBURY: [Sends a big smile face emoji] (6:11pm)

AWA: Lmk if you can handle this ok (6:14pm)

BRADBURY: Is that a question? For me? (6:17pm)

BRADBURY: Lol (6:17pm)

Brian AWA sent a total of twenty-five (25) photographs to BRADBURY at 6:19pm. The following described the photos sent by AWA.

A. Photo of what appeared to be a sealed plastic food saver bag that contained white crystal-like substance of suspected methamphetamine. The bag was sitting on top of a black "Ozeri" digital scale. The weight on the scale displayed 15.6 (possibly ounces). The photo appeared to be a screen shot of a web page. Above the photo was a partial weblink address <https://onedrive.live.com/?authkey=%>.

B. Photo of what appeared to be a plastic food saver bag that contained white crystal-like substance of suspected methamphetamine. The bag was sitting on top of the same scale and the weight on the scale displayed 932 (possibly grams). The photo was taken in poor lighting condition.

C. Photo of what appeared to be a clear plastic resealable bag that contained white crystal-like substance of suspected methamphetamine. The bag was sitting on the same scale and the weight on the scale displayed was not clear enough to determine the weight.

D. Photo of what appeared to be a sealed plastic food saver bag that contained white crystal-like substance of suspected methamphetamine. The bag was sitting on top of the

same scale and the weight on the scale displayed 546 grams. The scale was on top of what looked like a black pelican type case. A yellow colored cloth was sticking out of the black pelican case. The photo appeared to be a screen shot of a web page. Above the photo was a partial weblink address <https://onedrive.live.com/?authkey=%>.

E. Photo of what appeared to be a sealed plastic food saver bag that contained white crystal-like substance of suspected methamphetamine. The bag was sitting on top of the same scale and the weight on the scale displayed 436 grams.

F. Photo of what appeared to be a clear plastic with various designs in white print. The bag contained white crystal-like substance of suspected methamphetamine. The bag was sitting on the same scale and the weight on the scale displayed was 9.5 grams.

G. Photo of what appeared to be a sealed plastic food saver bag that contained white crystal-like substance of suspected methamphetamine. The bag appeared to be similar to the bags that had a check mark and a rectangular shaped box printed in blue ink. The bag was sitting on the same scale and the weight on the scale displayed 2 pounds 0.2 ounces. The scale was on top of the same pelican type case as described before.

H. Photo of what appeared to be a sealed plastic food saver bag that contained white crystal-like substance of suspected methamphetamine. The bag appeared to be similar to the bags that had a check mark and a rectangular shaped box printed in blue ink. The bag was sitting on the same scale and the weight on the scale displayed 476 grams.

I. Photo of what appeared to be a plastic bag that contained white crystal-like substance of suspected methamphetamine. The bag was sitting on a scale and the weight on the scale displayed 89 grams. The photo was taken in poor lighting condition.

J. Photo of what appeared to be a sealed plastic food saver bag that contained white crystal-like substance of suspected methamphetamine. The bag appeared to be similar to the bags that had a check mark and a rectangular shaped box printed in blue ink. The bag was sitting on the same scale and the weight on the scale displayed 432 grams. The photo was taken in poor lighting condition.

K. Photo of what appeared to be a plastic bag that contained white crystal-like substance of suspected methamphetamine. The bag was sitting on a scale and the weight on the scale displayed 93 grams. The photo was taken in poor lighting condition.

L. Photo of what appeared to be a plastic bag that contained white crystal-like substance of suspected methamphetamine. The bag was sitting on a scale and the weight on the scale displayed 453 grams. The photo was taken in poor lighting condition.

M. Photo of what appeared to be a sealed plastic food saver bag that contained white crystal-like substance of suspected methamphetamine. The bag was sitting on top of the same scale and the weight on the scale displayed 466 grams.

N. Photo of an upright view of the photo described above, which had the same weight of 466 grams but the photo was taken in poor lighting condition.

O. Photo of what appeared to be a clear resealable plastic bag that contained white crystal-like substance of suspected methamphetamine. The bag was sitting on top of the same scale and the weight on the scale displayed 468 grams.

P. Photo of what appeared to be a sealed plastic food saver bag that contained another clear resealable plastic bag that was wrapped with a blue rubber band. The bag contained white crystal-like substance of suspected methamphetamine. The bag was sitting on top of the same scale and the weight on the scale displayed 338 grams.

Q. Photo of what appeared to be a plastic bag that contained white crystal-like substance of suspected methamphetamine. The bag was sitting on a scale and the weight on the scale displayed 460 grams. The photo was taken in poor lighting condition.

R. Photo of what appeared to be a plastic bag that contained white crystal-like substance of suspected methamphetamine. The bag was sitting on a scale and the weight on the scale displayed 457 grams.

S. Photo of what appeared to be a clear resealable plastic bag that contained white crystal-like substance of suspected methamphetamine. The bag was sitting on top of the same scale

and the weight on the scale displayed 1 pound 0.1 ounces. The scale was on top of a black pelican case model 1490.

T. Photo of what appeared to be a sealed plastic food saver bag that contained white crystal-like substance of suspected methamphetamine. The bag appeared to be similar to the bags that had a check mark and a rectangular shaped box printed in blue ink. The bag was sitting on the same scale and the weight on the scale displayed 2 pounds 1.8 ounces. The scale appeared to be on top of the same pelican case.

U. Photo of what appeared to be a clear plastic bag that contained white crystal-like substance of suspected methamphetamine. The bag was sitting on a scale and the weight on the scale displayed 15.4 ounces.

V. Photo of what appeared to be a clear resealable plastic bag that contained white crystal-like substance of suspected methamphetamine. The bag was inside what appeared to be a U.S. Postal Service Flat rate cardboard box. The weight of the item is unknown.

W. Photo of what appeared to be a food saver bag that contained white crystal-like substance of suspected methamphetamine. The bag was sitting on top of the same scale and the weight on the scale displayed 432 grams. The photo was taken in poor lighting condition.

X. Photo of what appeared to be a sealed plastic food saver bag that contained white crystal-like substance of suspected methamphetamine. The bag was sitting on top of the same scale and the weight on the scale displayed 473 grams.

Y. Photo of what appeared to be a plastic food saver bag, wrapped with a rubber band, that contained white crystal-like substance of suspected methamphetamine. The bag was sitting on top of the same scale and the weight on the scale displayed 469 grams. The photo was taken in poor lighting condition.

The following text messaging conversation between AWA and BRADBURY followed the photos.

Date: July 22, 2019

BRADBURY: we'll see (7:04pm)

BRADBURY: Lmk (7:09pm)

BRADBURY: When ready (7:09pm)

BRADBURY: Sir I come? (8:37pm)

BRADBURY: [Sends a thinking face emoji] (10:48pm)

BRADBURY: Sir (11:31pm)

BRADBURY: ? (11:31pm)

BRADBURY: Boss (11:59pm)

The text messaging conversation continued to July 23, 2019.

BRADBURY: ? (12:41am)

BRADBURY: ? (1:04am)

BRADBURY: If cant sir please lmk (1:04am)

AWA: We still separating boy but I'm trying to get birds all ready even for you trust me
inhaye this part (3:14am)

BRADBURY: Ok. (3:17am)

BRADBURY: Yo (1:23pm)

BRADBURY: Hows it? (2:20pm)

BRADBURY: Ehem (7:06pm)

BRADBURY: Sir? (9:10pm)

BRADBURY: ? (9:58pm)

The text messaging conversation continued to July 24, 2019.

AWA: Hi Booby (11:07am)

AWA: Boboy (11:07am)

AWA: Everyone hungry why (11:08am)

AWA: But your so kulit (11:08am)

kulit = nagger

BRADBURY: Oh lord my boss...i miss u more. (11:09am)

BRADBURY: Lol (11:09am)

AWA: So how many (11:09am)

BRADBURY: Im ready (11:09am)

AWA: I got gamit make you like those two (11:09am)

gamit = product

BRADBURY: Whose those 2? (11:10am)

AWA: Watch video first and then tell me (11:10am)

AWA: Uploading (11:10am)

BRADBURY: Ok (11:10am)

BRADBURY: Do i start hearing there? (11:11am)

AWA: No next week (11:11am)

AWA: Lol (11:11am)

NOTE: Brian AWA sent a 1:42sec, 20MB size video file at 11:11am that could not be downloaded.

BRADBURY: [Sends an emoji of a person holding hand over head] (11:11am)

AWA: Go buy connectors first (11:11am)

AWA: For 240 (11:11am)

AWA: [Sends a 1:40sec video file of a unidentified male washing a car during heavy rain]
(11:11am)

AWA: You told them weds so my bayao bringing his car again (11:11am)

bayao = brother-in-law

AWA: Then tell your boss you'll grab his for him but dont have him come same time too
many people at one time I dont want you know what I mean (11:12am)

AWA: Yes no (11:13am)

AWA: If not next week (11:13am)

BRADBURY: Roger that. (11:13am)

AWA: Lol (11:13am)

AWA: Rate is up now (11:13am)

BRADBURY: What you mean connector? (11:13am)

BRADBURY: [Sends an emoji of a person holding hand over head] (11:13am)

AWA: For sounds you put ass (11:13am)

BRADBURY: Oh (11:14am)

BRADBURY: Ofcourse (11:14am)

BRADBURY: Already (11:14am)

BRADBURY: On my way (11:15am)

AWA: Ok lmk when you here park where bmw was (11:16am)

BRADBURY: Ok (11:16am)

BRADBURY: Pulling in (11:22am)

AWA: Boy hold on k (12:55pm)

AWA: Ninja mode trying to get it out (12:55pm)

BRADBURY: Aiite. (1:02pm)

BRADBURY: I can get down? (3:11pm)

AWA: Boss jay anong balita (8:44pm)

Boss jay whats the news

AWA: Jackass (10:09pm)

BRADBURY: Boss I fell asleep (10:18pm)

BRADBURY: Omg (10:18pm)

AWA: Wth (10:39pm)

AWA: No good the gamit (10:39pm)

No good the product

AWA: Check your boss remember 1z (10:39pm)

AWA: First (10:39pm)

AWA: And my 2k (10:40pm)

BRADBURY: Sir 1k my balance (10:58pm)

AWA: 2 (11:04pm)

AWA: Try again (11:04pm)

BRADBURY: Sir I hand you 1k before we wnd our comversation. Honest (11:07pm)

AWA: Ok (11:17pm)

The text messaging conversation continued to July 25, 2019.

BRADBURY: Heading back home. (12:06am)

BRADBURY: He didnt answer (12:06am)

AWA: He just got picked up (12:13am)

AWA: Idk what for (12:13am)

AWA: Though (12:13am)

BRADBURY: Fareal (12:23am)

AWA: Yup (12:45am)

AWA: Boy hafa (12:37pm)

BRADBURY: Boss (3:45pm)

BRADBURY: Just woke up (3:45pm)

AWA: 1k (3:57pm)

BRADBURY: Yessir (4:36pm)

BRADBURY: Working on that [sends a shut lip emoji] (4:36pm)

AWA: Be safe jackass (4:42pm)

AWA: Raise the bar boy rates (4:42pm)

AWA: Benefits us (4:42pm)

BRADBURY: Will do slowly. So they wont feel it much (4:43pm)

AWA: Your the only one dont feel it (4:43pm)

BRADBURY: No way boss (4:44pm)

AWA: I'm broke so (4:44pm)

BRADBURY: Any update on droneX? (4:44pm)

BRADBURY: Broke? [sends 4 laughing hard emoji] (4:44pm)

AWA: I only have ps (4:44pm)

AWA: Dumbass sent some dude to grab box and who he sent sang like a bird (4:44pm)

AWA: [Sends a person covering face with hand & laughing so hard emoji] (4:44pm)

AWA: Always wants his way (4:45pm)

AWA: But in hope the best (4:45pm)

AWA: And all those girls aiiiiii (4:45pm)

AWA: Talking also (4:45pm)

AWA: yo may need you to do a run (4:46pm)

BRADBURY: Ok (4:46pm)

AWA: Just pick up paper that's all (4:46pm)

BRADBURY: Ok (4:46pm)

AWA: From dukduk (4:46pm)

BRADBURY: Ok (4:46pm)

AWA: Shoot let u know (4:46pm)

BRADBURY: Ok (4:47pm)

AWA: Yo (6:03pm)

AWA: 671 hows it (6:04pm)

BRADBURY: Yo (6:10pm)

BRADBURY: I'm at pacific tower helping kea's sister moving (6:11pm)

BRADBURY: House (6:11pm)

AWA: 671 how long (6:11pm)

AWA: For that run (6:15pm)

AWA: [Sends a winking emoji] (6:15pm)

BRADBURY: Prolly an hour (6:17pm)

BRADBURY: Just moving some cabinets (6:18pm)

AWA: 671 ok lmk asap (6:24pm)

BRADBURY: I will (6:29pm)

BRADBURY: Do i stop by there first? (8:36pm)

BRADBURY: Lmk (8:36pm)

[MISSED VOICE CALL AT 9:01PM]

AWA: Hello hello (9:01pm)

BRADBURY: Boss (9:12pm)

BRADBURY: Yessir (9:12pm)

BRADBURY: What I do? (9:12pm)

AWA: Call me (9:18pm)

BRADBURY: Where number boss (9:26pm)

BRADBURY: Boss where the number (9:55pm)

BRADBURY: Boss? (10:04pm)

BRADBURY: What his number? I dont answer random number thats why (10:05pm)

AWA: Hold (10:26pm)

AWA: 7880432 (10:26pm)

AWA: Type 564 before every text (10:26pm)

AWA: Yoyo (10:28pm)

AWA: Before it gets later (10:28pm)

AWA: My paper too (10:28pm)

AWA: Hello (10:34pm)

BRADBURY: Ok (10:40pm)

BRADBURY: Ill message him now (10:40pm)

BRADBURY: Whats hisname? (10:42pm)

BRADBURY: No answer (10:45pm)

BRADBURY: Dont even ring (10:45pm)

AWA: 671nmsg him (10:48pm)

AWA: You probably didntputb654 before every sentence (10:49pm)

AWA: 564 then msg (10:49pm)

BRADBURY: [Sends a screen shot of the text he sent, saying hi] (10:42pm)

BRADBURY: His phone is off (11:11pm)

Whatsapp text messaging conversation between AWA and BRADBURY on August 20, 2019. In this conversation, it appeared that AWA placed an order for ice and asked BRADBURY to chip in money, and wire transfer money to Jacklyn Ann Clemens via Western Union.

AWA: Boy hafa (9:42am)

AWA: Wheres your 10 we going to keep playing or what (9:43am)

BRADBURY: 5 I have it (12:17pm)

BRADBURY: That's the same 5 ive been playing with (12:18pm)

BRADBURY: Boss the 3 bird that i was asking no update (12:37pm)

AWA: You havent given the 5 because you think I'm going to burn you maybe...

Ive brought down your rate whole sale..

No bs only you boy get that these other guys

10k or 11k 1500 and they gave long time (1:51pm)

AWA: The 3 birds that's not a problem (1:53pm)

AWA: It's the big birds (1:53pm)

BRADBURY: Boss that the last one i have (4:02pm)

BRADBURY: I swear (4:03pm)

BRADBURY: And that means i have to pause everything and no income. Mm...when we low I actually continue just to make for my everyday expenses then i relax.. (4:10pm)

BRADBURY: Boss if u can please give me a heads up for updates and status and not leave me in the dark. Please please...thanks you. (4:45pm)

AWA: I'll never leave you in the dark boy now your insulting me. Yes I'll call now if their ready just for you I'm ashamed now because I'm ruining your business...

It's ok even I'm the only person that will let hundreds thousand of things go...(5:05pm)

AWA: But for you I'll forget it again and dont you please (5:05pm)

AWA: Boss Jay where you now (5:09pm)

BRADBURY: [sad face emoji] im trying to explain the best way I can. U mis understood me...im home (5:20pm)

BRADBURY: Yigo (5:20pm)

BRADBURY: Sir?? (7:09pm)

BRADBURY: ? (8:32pm)

BRADBURY: Sir? (8:41pm)

BRADBURY: Am I suppose to go there? (8:41pm)

BRADBURY: Boss? (11:29pm)

AWA: Wanna drop it (9:19pm)

The text messaging conversation continued to August 21, 2019.

BRADBURY: ? (12:30am)

BRADBURY: Why do I drop boss? (12:31am)

BRADBURY: What (12:31am)

BRADBURY: Can i call boss? (12:38am)

AWA: Yo (2:18pm)

AWA: If your really going to get a p drop off the 5 I'll give it to you like I said at 10..I'm not keeping you in the dark I do what I need to for my reasons and maybe it's something your use to...I've never lied to you about anything but I have not shared things also reason is better you don't know.

Boy I'm not of of thlse dumbdasses out there ok and it's not because of my position either that I'm able to do things itz definitely not the paper..

Its respect from even those who dont like me...this business we choose is not a kind one and I'm sure you ask yourself why you do it dealing with all the bs that comes with it..I asked myself that many times...

You know how it is out there dont matter how good you are to people especially those who let paper greed girls especially the stuff take over. (2:24pm)

AWA: I could like anyother dude out there but I'm not and I consider everything when it's you (3:42pm)

AWA: I have let alot go with you anyone else I would not even the guys I see more why because I dknt see what you have in you (3:43pm)

AWA: So stop hesitating (3:43pm)

AWA: I'll give it for 10 because I said (3:43pm)

BRADBURY: Ok sir.well explain (6:51pm)

AWA: Really (7:51pm)

AWA: Well explain (7:51pm)

AWA: Havent you read (7:51pm)

AWA: You really lost that respect huh (7:51pm)

BRADBURY: I y (8:00pm)

BRADBURY: Understand more sir thats what i mean (8:00pm)

AWA: Ok cool (8:02pm)

BRADBURY: I have no intention to disrespect anyone. Especially you sir. (8:04pm)

AWA: I know you just got lost and you know I'm not want to hustle even a dime from whoever it's either they want it or no (8:05pm)

AWA: No bs or drama needed (8:05pm)

The text messaging conversation continued to August 22, 2019.

BRADBURY: Good morning boss (7:32am)

AWA: Good a.m (11:27am)

AWA: What's the balita and wheres my license plate jackass (11:27am)

BRADBURY: Just waiting for u boss. LP in the truck (11:38am)

BRADBURY: Boss any update? Been on standby. [sad face emoji] (11:55am)

AWA: Go send out the paper (11:57am)

AWA: And send me the mtcn after (11:57am)

BRADBURY: What do I send to whom? (12:26pm)

BRADBURY: ? (12:50pm)

BRADBURY: Send it to whom? (1:08pm)

BRADBURY: ? (2:32pm)

BRADBURY: Hello? (2:32pm)

AWA: Paper (1:26pm)

AWA: How much can you send (1:26pm)

AWA: I'll give you info (1:26pm)

AWA: Can (1:35pm)

AWA: Before 430 (1:36pm)

AWA: ? (1:36pm)

AWA: Boy (3:18pm)

AWA: Hafa (3:18pm)

AWA: It's already 3pm (3:18pm)

BRADBURY: Boss (3:50pm)

BRADBURY: 2k is it good? (3:51pm)

BRADBURY: Hm suppose to send send tho? (4:14pm)

AWA: Yes 2nis hood (4:34pm)

AWA: Can you do nown (4:34pm)

AWA: Western (4:35pm)

AWA: Which one you closest to (4:35pm)

BRADBURY: Yigo (4:42pm)

BRADBURY: Across mobil (4:42pm)

BRADBURY: Hm do i send? (4:42pm)

BRADBURY: Sir (4:56pm)

BRADBURY: ? (4:56pm)

AWA: Here boy before 6pm that r daily mart in Harmon (4:57pm)

AWA: If they have one there (4:58pm)

AWA: Ya (4:58pm)

AWA: Heres infob (4:58pm)

AWA: Before they close (4:58pm)

AWA: So I can let my cousin know (4:58pm)

AWA: Jacklyn Ann Clemens (5:00pm)

[MISSED VOICE CALL AT 5:02PM]

AWA: California (5:00pm)

AWA: Send me pic of receipt asap (5:01pm)

AWA: Boy trust me you'll be happy just listen (5:01pm)

AWA: And follow so you can take over (5:01pm)

AWA: Hello (5:01pm)

AWA: [Sends an image that appears to be a screen shot of a text conversation that list the name Jacklyn Ann Clemens and Damon G Rushin] (5:13pm)

AWA: Let me know when done boy (6:01pm)

AWA: Its 6pm (6:02pm)

BRADBURY: [Sends a photo of a Western Union receipt for the wire transfer of \$2,000, dated 8/22/2019 at 6:04pm. The sender was listed as ROMMEL D SANTOS and the recipient JACKLYN ANN CLEMENS. An expected payout location was listed as CA United States. MTCN 231-671-4822]

34. BRADBURY told agents that he was expecting at least one ounce of ice to maybe a pound of ice from the money he sent the people in California at the direction of Brian AWA. BRADBURY claimed that Brian AWA has not given BRADBURY any ice which caused his relationship with AWA to sour. BRADBURY minimized and eventually halted his communication with AWA because BRADBURY felt that he was burned.

35. On January 30, 2020, at the direction of HSI agents, Jovan BRADBURY began to reestablish contact with Brian AWA by sending a text message to AWA through AWA's mobile phone number (671) 689-6084. AWA responded on January 31, 2020. BRADBURY continued his text messaging communication with Brian AWA on February 3, 2020, which eventually led to the receipt of a reply from Brian AWA for BRADBURY to call AWA.

36. On February 6, 2020, at the direction of HSI agents, Jovan BRADBURY made a phone call to the number (671) 689-6084 to determine if AWA was indeed the person who was using the number and to see how AWA would receive a phone call from BRADBURY. The call was consensually monitored and recorded by HSI agents. The call was indeed answered by Brian AWA and BRADBURY engaged AWA in conversation. The content of the conversation between the two was more of Brian AWA giving a lecture to BRADBURY about not listening to AWA and BRADBURY choosing to associate with other people. BRADBURY told Brian AWA that he needed to smoke ice and had called Brian AWA to check if AWA could accommodate. AWA extended an invitation to BRADBURY but instructed BRADBURY to come alone. BRADBURY told AWA that BRADBURY was in the company of his girlfriend and would drop her off first. The purpose of the phone call was to see where the relationship stands between BRADBURY and Brian AWA. HSI agents made sure BRADBURY never met with AWA to smoke ice.

37. On February 12, 2020, BRADBURY again participated in an HSI directed phone call to AWA to determine if AWA had received the load of ice that AWA had been working on since August 2019. AWA answered the phone but claimed he was not home. BRADBURY texted AWA to find out what time AWA would be home and deployed a cover story that BRADBURY was looking for a turbo kit for a Toyota Hilux as a reason to reestablish communication with AWA. AWA texted that he may be home around 6pm.

38. BRADBURY received a text message from AWA and a second HSI directed phone call by BRADBURY to AWA was monitored and recorded by agents. A long non-drug related conversation about BRADBURY working on a project Toyota Hilux pickup was discussed but eventually BRADBURY shifted the conversation about the \$2,000 he had wired to California and that BRADBURY had been waiting for his share of ice. AWA told BRADBURY that he will call BRADBURY, which BRADBURY responded that BRADBURY would have to wait again. AWA ended his conversation with BRADBURY by lecturing BRADBURY to stop talking to AWA as if they were strangers and reassured BRADBURY that AWA will call BRADBURY.

E. Conclusion

39. Based on my training and experience, I am aware that criminals often use cellular phones to communicate instructions, plans and intentions to their criminal associates and to report on the progress of their criminal activities. Some of these instructions, plans, intentions, reports and general discussions of criminal activity are sent or received in the form of text messages, incoming and outgoing call histories, and or images or photographs.

40. Based on my training and experience and the facts as set forth in this affidavit, there is probable cause to believe that on the computer systems in the control of Docomo Pacific, Inc. there exists evidence of a crime, specifically 21 U.S.C. §§ 841(a)(1) and 846. Accordingly, a

search warrant is respectfully requested. This Court has jurisdiction to issue the requested warrant because it is "a court with jurisdiction over the offense under investigation" as defined by 18 U.S.C. § 2711, 18 U.S.C. § 2703(a), (b)(1)(A) & (c)(1)(A). Specifically, the Court is "a district court of the United States . . . that – has jurisdiction over the offense being investigated." 18 U.S.C. § 2711(3)(A)(i). 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.

F. Information to be Searched and Things to be Seized

41. I anticipate executing this warrant under the Electronic Communications Privacy Act, in particular 18 U.S.C. §§ 2703(a), 2703(b)(1)(A) & 2703(c)(1)(A), by using the warrant to require DOCOMO PACIFIC to disclose to the government copies of the records and other information (including the content of texts and communications) described in Attachment A. Upon receipt of the information described in Attachment A, government-authorized persons will review that information to locate the items described in Attachment B.

G. Request for Nondisclosure Order

42. It is respectfully requested that this Court, pursuant to 18 U.S.C. § 2705(a)(1)(A), issue a nondisclosure order to DOCOMO PACIFIC for a period of ninety (90) days, because disclosure to any individual or entity in any matter related to this search warrant would seriously jeopardize the investigation now in progress.

H. Request for Sealing

43. I further request that the Court order that all papers in support of this application, including the affidavit and search warrant, be sealed until further order of the Court. These documents discuss an ongoing criminal investigation that is not known to all the targets of the

investigation. Accordingly, there is good cause to seal these documents because their premature disclosure may seriously jeopardize the investigation.

FURTHER AFFIANT SAYETH NAUGHT.



ERFEL MATANGUIHAN
Special Agent
Homeland Security Investigations

ATTACHMENT A

PROPERTY TO BE SEARCHED

This warrant applies to information associated with mobile phone number

(671) 689-6084

that is stored at premises owned, maintained, controlled, or operated by DOCOMO PACIFIC, a wireless provider headquartered at 890 South Marine Corps Drive, Tamuning, Guam.

ATTACHMENT B

PARTICULAR THINGS TO BE SEIZED

INFORMATION TO BE DISCLOSED BY DOCOMO PACIFIC

To the extent that the information described in Attachment A is within the possession, custody, or control of **DOCOMO PACIFIC**, including any messages, records, files, logs, or information that have been deleted but are still available to **DOCOMO PACIFIC** or have been preserved pursuant to a request made under 18 U.S.C. § 2703(f). **DOCOMO PACIFIC** is required to disclose the following information to the government for each account or identifier listed in Attachment A from *January 1, 2019, to the present date*:

- a. All voice mail, text, multimedia messages including and not limited to photographs and videos, stored and presently contained in, or on behalf of the account or identifier;
- b. All existing printouts from original storage of all of the text messages described above;
- c. All transactional information of all activity of the telephones and/or voicemail accounts described above, including log files, messaging logs, local and long distance telephone connection records, records of session times and durations, dates and times of connecting, methods of connecting, telephone numbers associated with outgoing and incoming calls, cell towers used, and/or locations used;
- d. All text messaging logs, including date and time of messages, and identification numbers associated with the handsets sending and receiving the message;
- e. All business records and subscriber information, in any form kept, pertaining to the individual account and/or identifiers described above, including subscribers' full names,

addresses, shipping addresses, date account was opened, length of service, the types of service utilized, ESN (Electronic Serial Number) or other unique identifier for the wireless device associated with the account, Social Security number, date of birth, telephone numbers, and other identifiers associated with the account;

f. Detailed billing records, showing all billable calls including outgoing digits;

g. All payment information, including dates and times of payments and means and source of payment (including any credit or bank account number);

h. Incoming and outgoing telephone numbers;

i. All records indicating the services available to subscribers of individual accounts and/or identifiers described above;

j. Data from third party applications (Apps) including and not limited to cloud storage such as iCloud, Google, Samsung cloud service, or any similar cloud service that is associated with the account, and collected and stored by **DOCOMO PACIFIC**;

k. All records pertaining to communications between **DOCOMO PACIFIC** and any person regarding the account or identifier, including contacts with support services and records of actions taken.