

AO 106 (Rev. 04/10) Application for a Search Warrant

**FILED**  
At Albuquerque NM

UNITED STATES DISTRICT COURT

FEB 19 2013 0

[REDACTED]

**ATTACHMENT A**

**PREMISES TO BE SEARCHED**

**Premises occupied by Aaron Sanchez aka "Grumpy"**

**at**

**5476 S. GARDEN DRIVE, LITTLE ROCK, AR 72205**

[REDACTED]

**ATTACHMENT B**

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

IN THE UNITED STATES DISTRICT COURT  
FOR THE  
DISTRICT OF NEW MEXICO

IN RE:

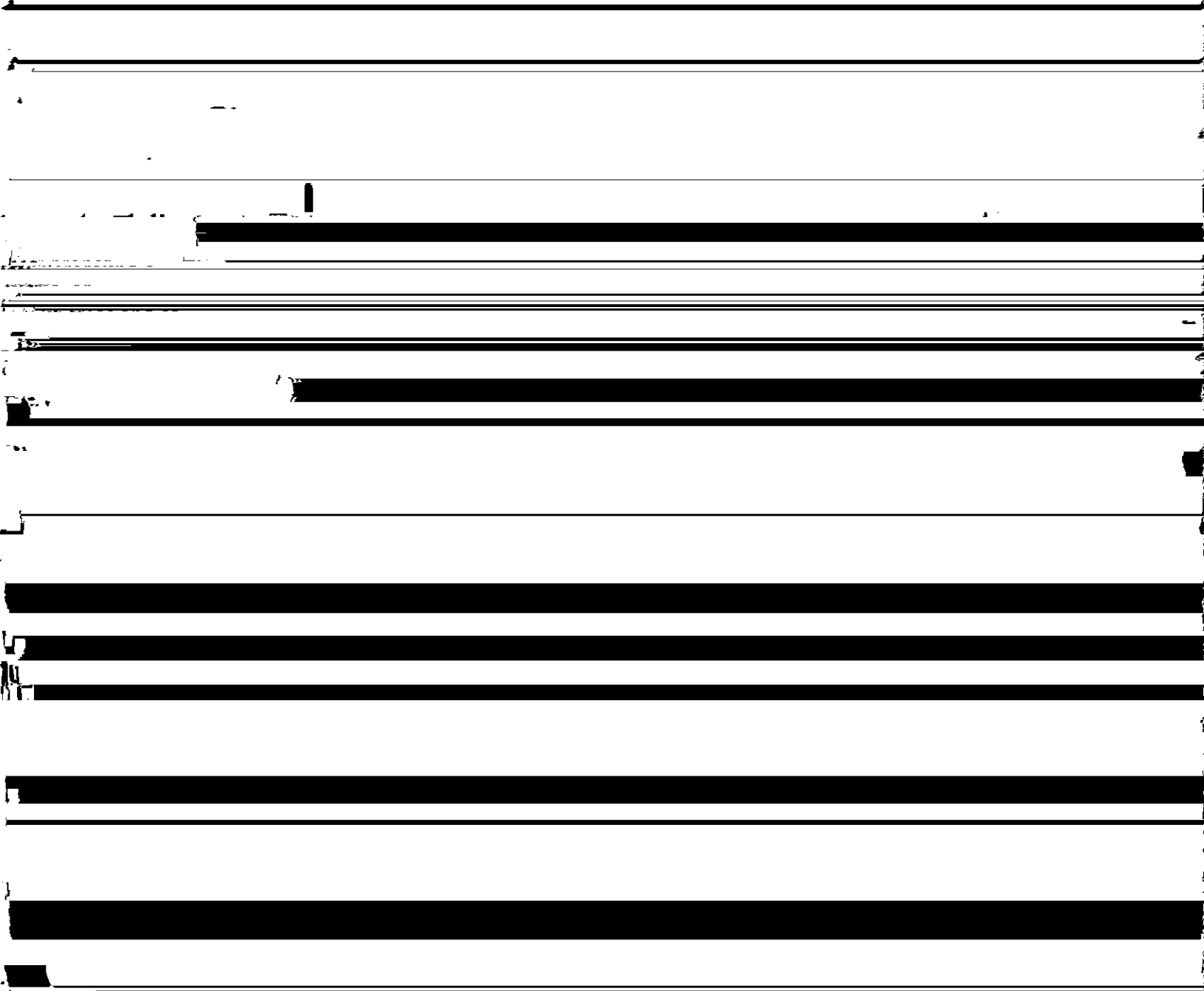
51 Upper San Pedro Road )  
Española, New Mexico )

AFFIDAVIT

J. Mark W. Davis, being duly sworn, deposes and says as follows:

[REDACTED]

a. Individuals involved in illegal trafficking of controlled substances often conceal evidence of their drug trafficking in their residences and businesses, or the residences of friends or relatives, and in surrounding areas to which they have ready access such as garages, carports and outbuildings. They also conceal evidence in vehicles, including vehicles outside of their residences, so that they have ready access to it and so that they can hide it from law enforcement, including law enforcement officers executing search warrants at their residences or businesses. Evidence also may be found in other areas to which a drug dealer has ready access, such as

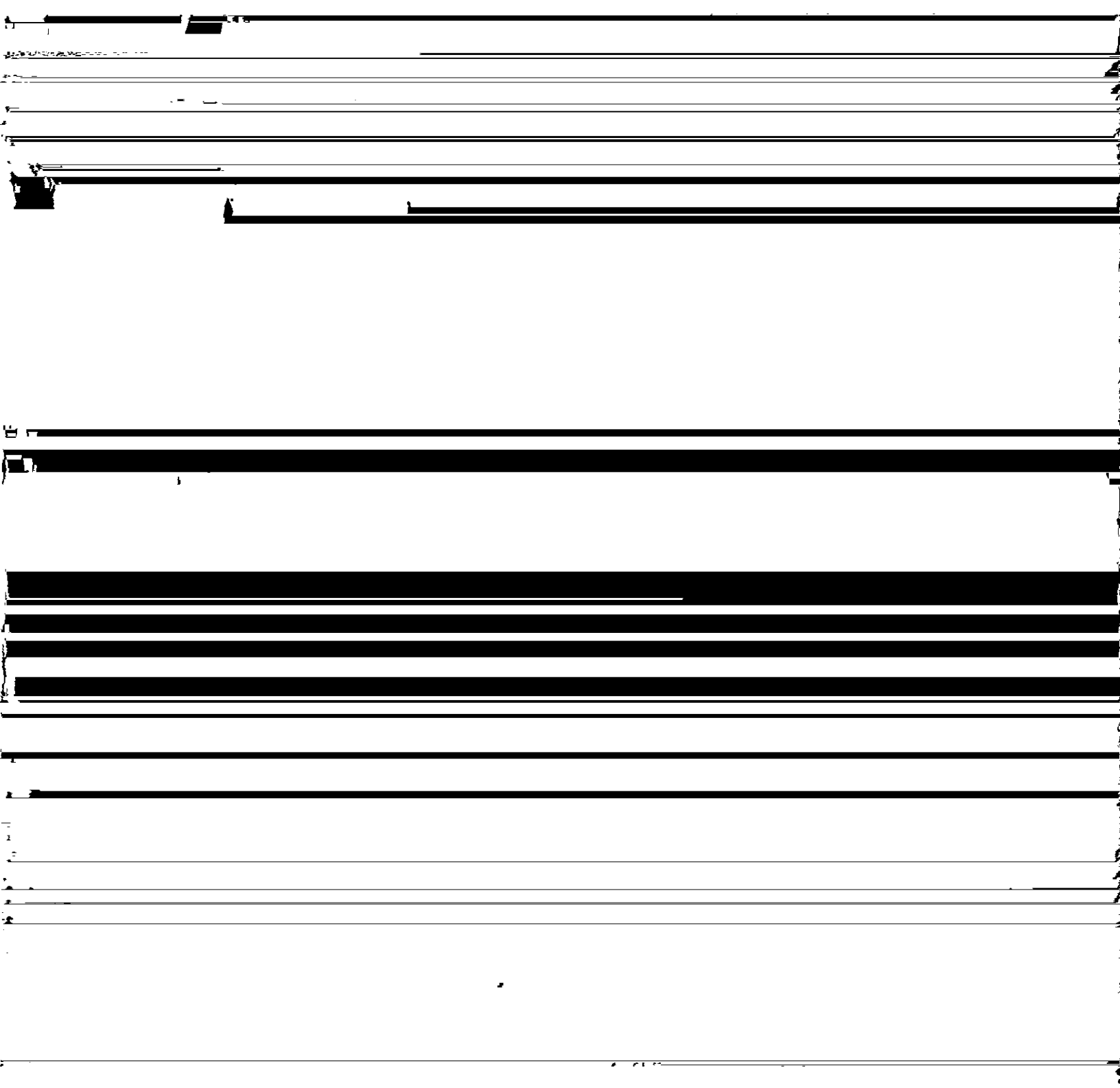


maintained on paper, in the form of business and personal ledgers and diaries, calendars, memoranda, pay/owe sheets, IOUs, miscellaneous notes, money orders, customer lists and telephone address books. These records can reflect names, addresses and/or telephone numbers of associates and co-conspirators, the sale and purchase of controlled substances including precursors, customer lists and amounts of money owed to the trafficker by customers and by the trafficker to his/her suppliers.

d. Drug dealers often travel domestically and internationally to facilitate their trafficking. Evidence of foreign and domestic travel by persons engaged in illegal drug trafficking includes travel itineraries, airline tickets, receipts, and passports and visas and their contents. These items are stored by drug dealers on their person or in their business, residences

savings books, investment statements, loan statements, other financial institution statements, and

---



utility bills, overnight mail receipts, telephone bills, loan statements, records reflecting ownership

[REDACTED]

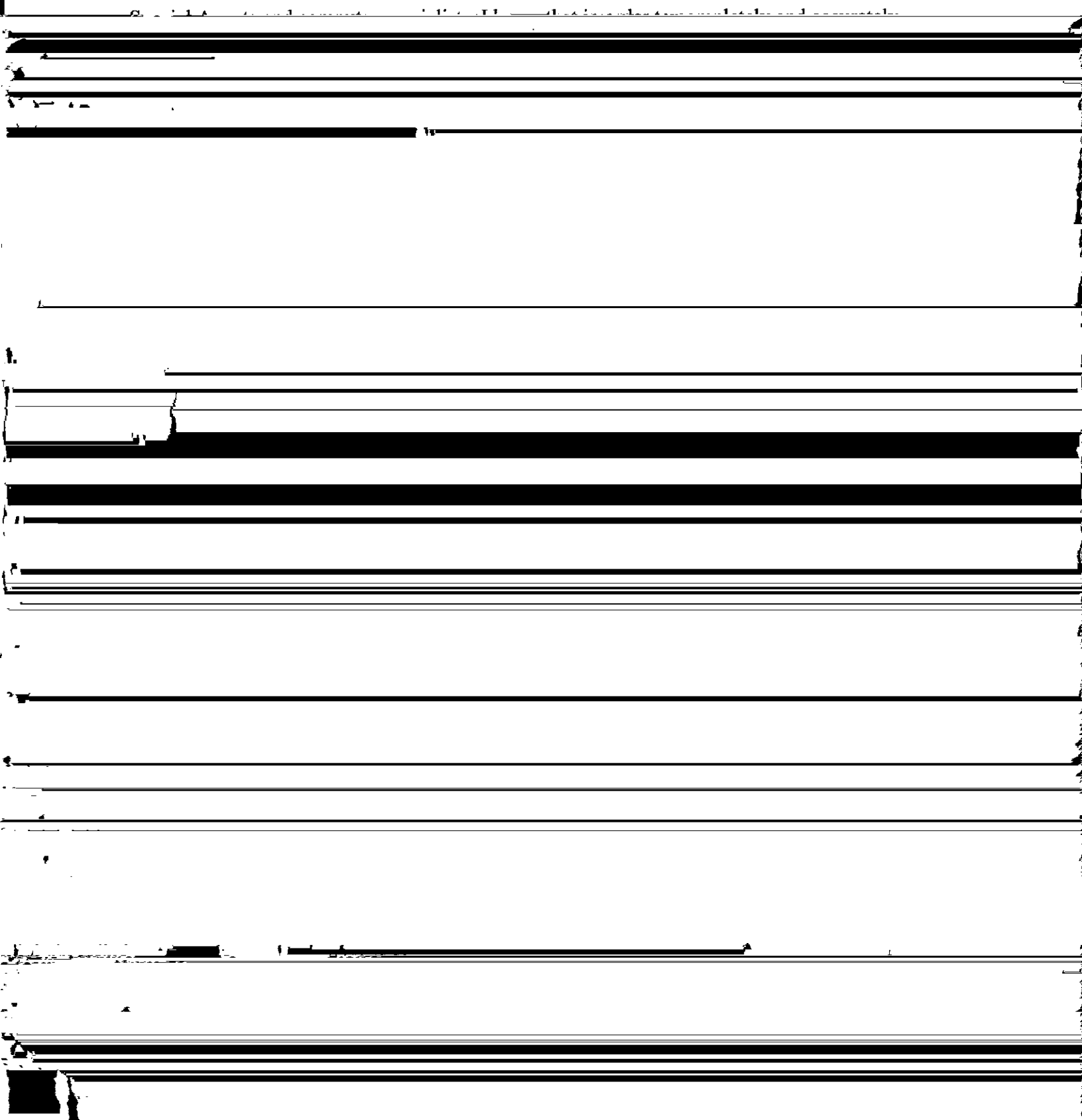


also may maintain indicia of firearms such as receipts for firearms and ammunition, boxes for firearms and ammunition, firearms cleaning supplies, and instruction manuals and other documentation for firearms and ammunition.

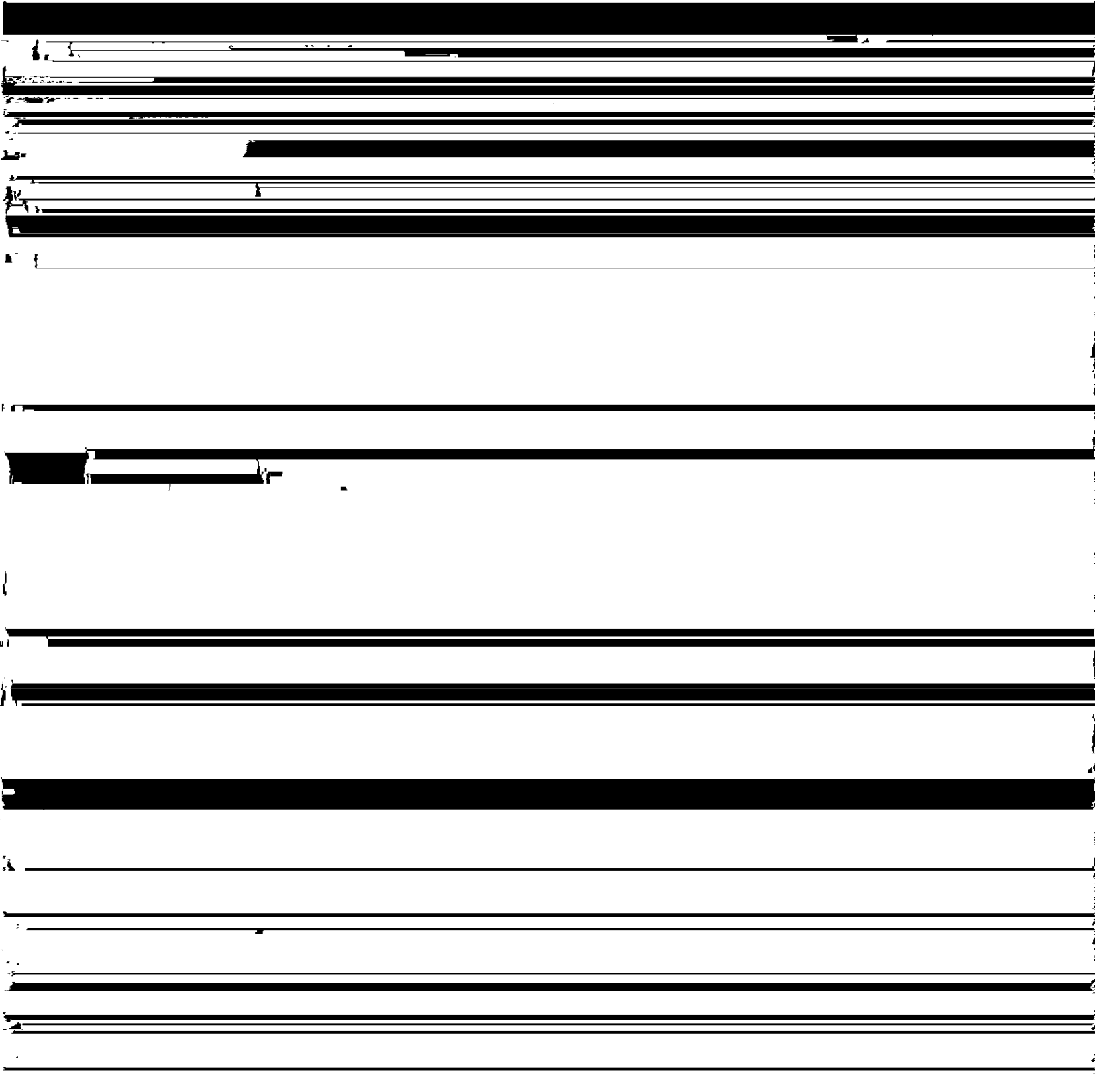
n. Drug dealers often conceal evidence of drug dealing in vehicles outside of their

portable media as described above.

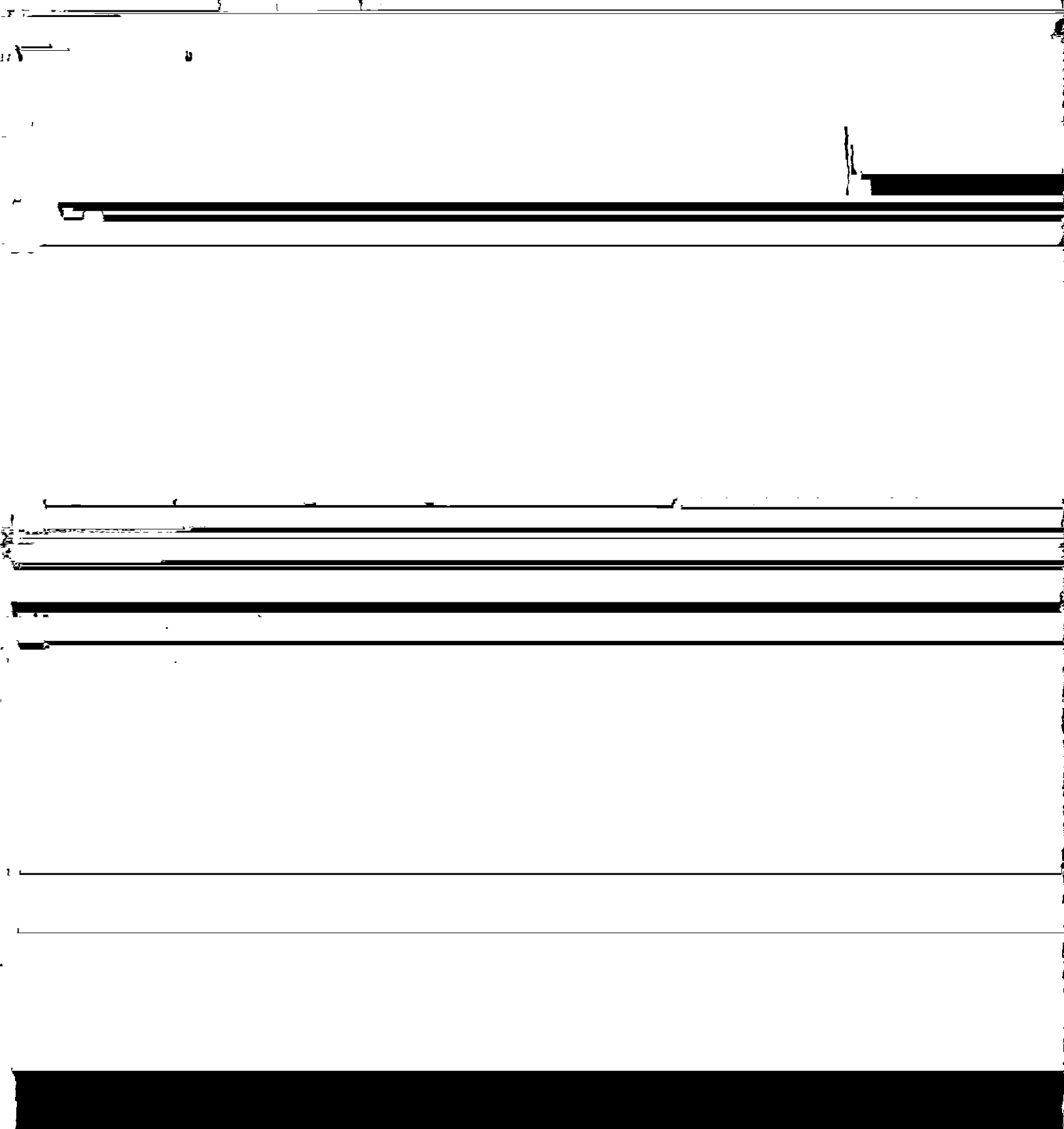
7. Based upon my knowledge, training and experience, and consultation with other



8. Because of the potential volume of the data at issue and the technical requirements set forth above, it is usually necessary for the above-referenced computer



trafficking and the identity of associates while the outgoing messages can provide evidence of



which was the agreed upon price for one kilogram of cocaine. Upon seeing the money,

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

search her home. During the search of Sandoval's residence, no illegal drugs were located but

§ 87(2)(b)

§ 87(2)(b)

§ 87(2)(b)

§ 87(2)(b)

§ 87(2)(b)

§ 87(2)(b)

§ 87(2)(b)

§ 87(2)(b)

§ 87(2)(b)

dealers often reconstitute or "cut" illegal drugs with chemicals in order to increase the perceived amount of the illegal drug and thereby increasing their profits. CW-1 also advised that Sanchez

[REDACTED]

family residence with a large number "51" on the front of the residence and advised that Sanchez

[REDACTED]



Based on the above, I believe that CW-1 confused *Lower* San Pedro Road with *Upper* San Pedro Road and that Subject Residence is in fact, 51 Upper San Pedro Road, Espanola, New Mexico. I also believe based on the above, that Aaron Sanchez resides at Subject Residence.

21. Based on the above information, I believe that probable cause exists that there is evidence of a crime, specifically, Title 21 United States Code, Section 841, possession with intent to distribute or dispense a controlled substance, specifically, cocaine, at Subject Residence.



ATTACHMENT B

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

**FILED**  
UNITED STATES DISTRICT COURT  
ALBUQUERQUE, NEW MEXICO

JUL 15 2013

**MATTHEW J. DYKMAN**  
CLERK

IN RE ORDER REQUIRING GOOGLE, INC.  
TO ASSIST IN THE EXECUTION OF A  
SEARCH WARRANT ISSUED BY THIS  
COURT

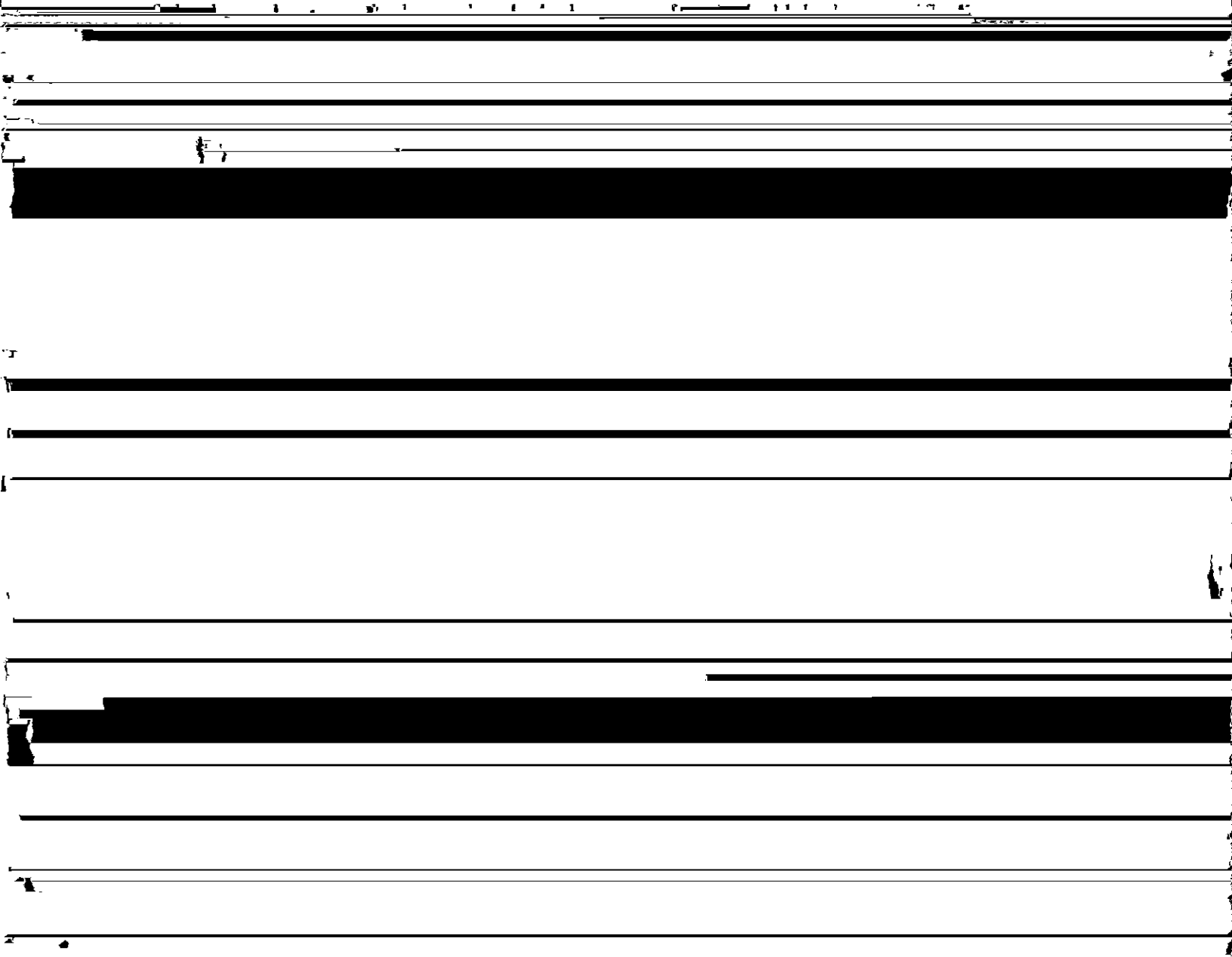
Case No. 13-666 MV

APPLICATION

Filed Under Seal

**INTRODUCTION**

The United States of America hereby moves this Court under the All Writs Act, 28  
U.S.C. § 1651, for an order requiring Google, Inc. ("Google") to assist in the execution of a



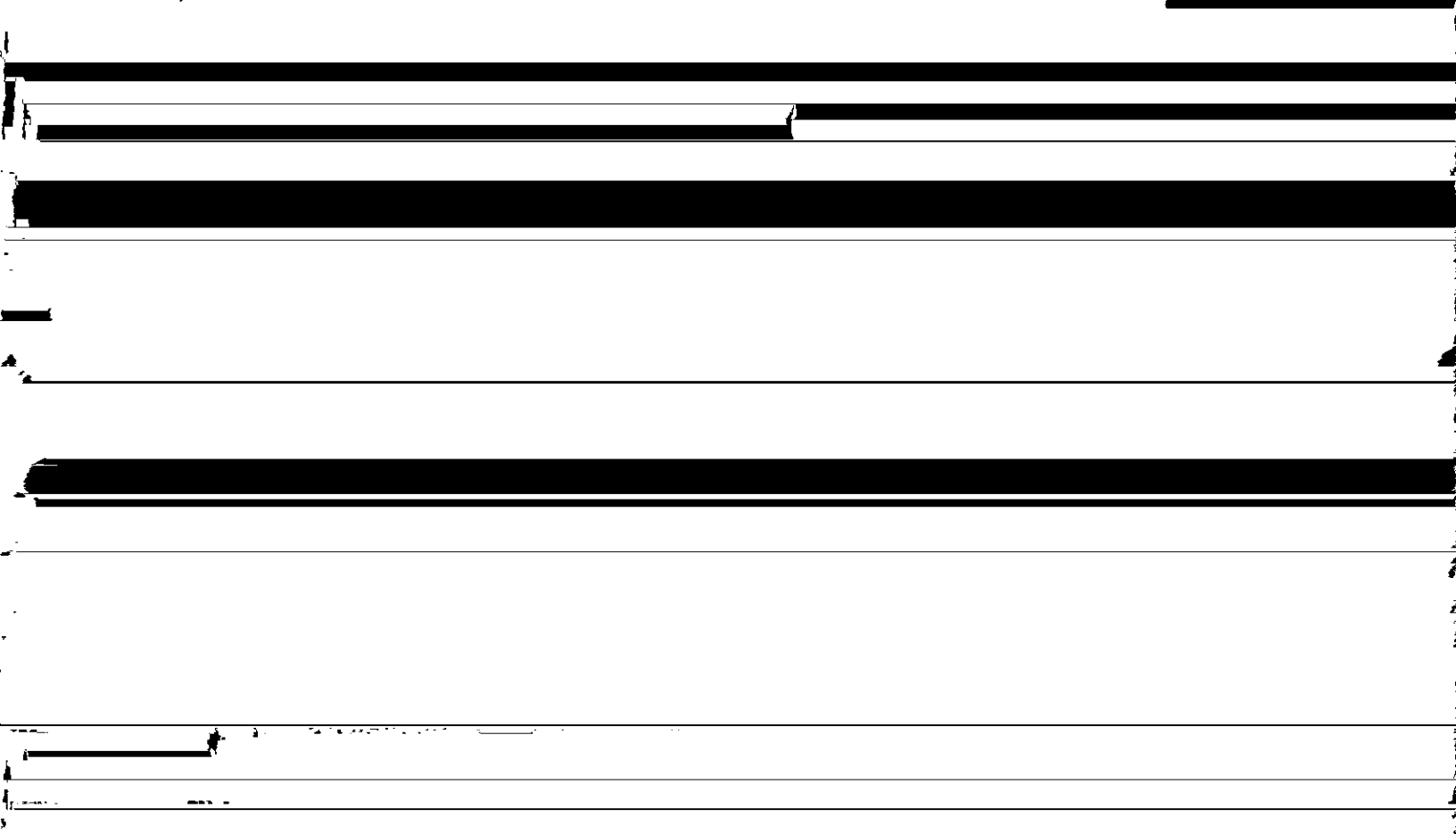
an order requiring Google to use any such capability, so as to assist agents in complying with the search warrant.

The United States requests that the Court order that Google, if necessary, must reactivate

with the search warrant.

explained, “[t]he All Writs Act is a residual source of authority to issue writs that are not otherwise covered by statute.” *Pennsylvania Bureau of Correction v. United States Marshals Service*, 474 U.S. 34, 43 (1985). “The power conferred by the Act extends, under appropriate circumstances, to persons who, though not parties to the original action or engaged in wrongdoing, are in a position to frustrate the implementation of a court order or the proper administration of justice... and encompasses even those who have not taken any affirmative action to hinder justice.” *United States v. New York Tel. Co.*, 434 U.S. 159, 174 (1977). Specifically, in *United States v. New York Tel. Co.*, the Supreme Court held that the All Writs Act permitted district courts to order a telephone company to effectuate a search warrant by installing a pen register. Under the reasoning of *New York Tel. Co.*, this Court has the authority to order Google to use any capabilities it may have to assist in effectuating the search warrant for the Android device by unlocking the Android Device.

The government is aware, and can represent, that in other cases, courts have ordered Google to assist in effectuating a search warrant by unlocking other Android devices under the



A handwritten signature in black ink that reads "Paige Messec". The signature is written in a cursive style with a large initial "P" and "M".

C. PAIGE MESSEC  
Assistant U.S. Attorney  
201 Third St. NW, Suite 900  
Albuquerque, NM 87102  
(505) 224-1501  
(505) 246-7296 fax

**FILED**

UNITED STATES DISTRICT COURT

IN THE UNITED STATES DISTRICT COURT

IN RE ORDER REQUIRING GOOGLE, INC.

CLERK

TO ASSIST IN THE EXECUTION OF A  
SEARCH WARRANT ISSUED BY THIS

COURT

ORDER

Before the Court is the Government's motion for an order requiring Google, Inc.

consideration of the motion, and for the reasons stated therein, it is hereby

Android Device, acting to support of a search warrant issued separately by this Court. The



IT IS FURTHER ORDERED that the reset process need not be unobtrusive to the subject, the subject may receive notice to one or more accounts of the reset, and such notice is

