

Film No.

File No.

In the Matter Of

2717 APT 360 WESTERN BLVD.
RALEIGH NC 27608 WAKE CO.

STATE OF NORTH CAROLINA
WAKE County

In the General Court of Justice
District Court Division

Date Issued

4/24/2010

Time Issued

1:45 AM

Date

4/24/2010

Time

10:12 AM

Name of Applicant

R.E. HOFFMAN - 1874

Name of Additional Affiant

Name of Additional Affiant

RETURN OF SERVICE

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

Date Received

4/24/2010

Time Received

1:45 AM

Date Executed

4/24/2010

Date and Time of Return

4/24/2010 10:12

I made a search of

2717-360 WESTERN BLVD
RALEIGH NC 27608
WAKE CO

As commanded.

I seized the items listed on the attached inventory

I did not seize any items.

This warrant was not executed within 48 hours of the date of issuance and I hereby return it not executed

Signature of Officer Making Return

RALEIGH POLICE DEPT.

To any officer with authority and jurisdiction to conduct the search authority by this Search Warrant:

I, the undersigned, find that there is probable cause to believe that the property and person described in the application on the reverse side and related to the commission of a crime is located as describe the application.

You are commanded to search the premises, vehicle, person, and other place or item described in the application for the property and person in question: If the property and/or person are found, make the seizure and keep the property subject to Court Order and process the person according to law.

You are directed to execute this Search Warrant within forty-eight (48) hours from the time indicated on this Warrant and make due return to the clerk of the issuing Court.

This Search Warrant is issued upon information furnished under oath by the person or persons shown.

Signature: *James Babbar*
Deputy CSC Asst. CSC Clerk of Superior Court

Signature: *CJA*
Deputy CSC Asst. CSC Clerk of Superior Court
Magistrate District Ct. Judge Superior Ct. Judge

Date: 4-24-2010

(insert name address: or if law enforcement officer name, rank and agency)
being duly sworn, request that the court issue a warrant to search the person, place, vehicle and other items describe
this application and to find and seize the property and person described in this application. There is probable caus
believe that DRUG PARAPHERNALIA, MARIJUANA AND EVIDENCE OF ITS POSSESSION, USE AND
PURCHASE

(Describe property to be seized: or if search warrant is to be used for searching a place)

(to serve an arrest warrant or other process, name person to be arrested)

constitutes evidence of a crime and the identity of a person participating in crime.

POSSESSION OF MARIJUANA (N.C.G.S. 90-95(A)(4)), POSSESSION OF DRUG

ARAPHERNALIA (N.C.G.S. 90-113.22(A))

same Crime

(check appropriate boxes) and fill-in specified information)

in the following premises 2717-360 Western Blvd. Raleigh NC 27606 / Wake Co.

on the following person(s) Justin Sweezy, Jake Vermiglio, Marcus Kuhn, George Byran

in the following vehicle(s)

(describe Vehicle(s))

applicant swears to the following facts to establish probable cause for the issuance of a search warrant;
(Name and/or describe other places or items to be searched, if applicable)

BE ATTACHED

SWORN AND SUBSCRIBED TO BEFORE ME

4-24-2018

[Signature]

Deputy CSC Asst. CSC Clerk of Superior Court Mag. Judge

In addition to the affidavit included above, this application is supported by additional affidavit(s) attached, made by
In addition to the affidavit included above, this application is supported by sworn testimony, given by

This testimony has been (check appropriate box) reduce to wing tape recorded and I have filed each with
the clerk

continuation is necessary, continue the statement on an attached sheet of paper with a notation saying " see attachment
the continuation and include on it the signatures of applicant and issuing official.

SEARCH WARRANT

LOCATION: 2717-APARTMENT 360 WESTERN BLVD, RALEIGH NC 27606

DATE: 4/24/2010

VIOLATION: DRUG VIOLATION / MARIJUANA

Section I. Description of items to be seized:

Marijuana and items used to prepare marijuana for consumption or to introduce it to the body. Items used to prepare Marijuana for consumption or grind it. Tools and items used to smoke, inhale or ingest Marijuana. Papers, photos or documents that establish ownership or possession of the described items to be seized.

Section II. Name of Crime (s):

Possession of Drug Paraphernalia - NCGS 90.113.22(a)
Possession of Marijuana - NCGS 90.95(a)(4)

Section III. Description of Premise to be Searched:

The apartment to be searched is located at 2717 Western Blvd in Raleigh, North Carolina 27606. This apartment is in an apartment complex known and labeled at the College Inn. It is a four story U-shaped Building near the intersection of Avent Ferry Rd. Apartment 360 has a green door in an interior hallway labeled 360 in a black square.

Section IV. Probable Cause statement:

I have been a Police Officer for the City of Raleigh, NC for 16 years. During this time, I have received training on how to investigate Drug Offenses. I have completed training on drug identification procedures and participated in a controlled burn of Marijuana for the purposes of recognizing the odor of marijuana. I have seized marijuana and made dozens of arrests that resulted in criminal convictions for possession of Marijuana and Drug Paraphernalia used to consume Marijuana.

On 4/24/2010 at approximately 0100 hours, I was employed as an off-duty officer by the College Inn Apartments located at 2717 Western Blvd, Raleigh NC. This secondary employment is conducted with the approval of the Raleigh Police Department and in compliance with all policies / directives. I am in full uniform and employed to perform rounds of the property. My primary purpose is to deter criminal activity and address any violations I discover.

While walking the hallway of the 3rd Floor, I detected the strong odor of marijuana emanating from the doorway of apartment 360 of the College Inn (2717 Western Blvd, Raleigh NC). I knocked on the door and met the tenants to confirm my observations. A search warrant is needed to lawfully search the apartment and it's occupants for marijuana, paraphernalia to consume marijuana and evidence to establish use possessed said contraband in violation of NCGS 90-95

DATE:

4/24/2010

SIGNATURE:

C # 2

SIGNATURE OF APPLICANT

ZC

STATE OF NORTH CAROLINA

File No.

In The General Court Of Justice

WAKE County District Superior Court Division

IN THE MATTER OF:

Name
2717 APT 360 WESTERN BLVD.
RALEIGH NC 27606 WAKE CO.

Date Of Search
4/24/2010

G.S. 15A-254, -257

INVENTORY OF SEIZED PROPERTY

I, the undersigned officer, executed a search of:

Person, Place Or Vehicle Searched
2717 APT 360 WESTERN BLVD.
RALEIGH NC 27606 WAKE CO.

This search was made pursuant to

a search warrant issued by: WAKE CO. SHERIFF

a consent to search given by:

other legal justification for the search:

The following items were seized:

- 1 TWO HUNKER MADE BUNDS
- 1 MULTICOLORED GLASS GAVE / P.P.O.
- 3 CLEAR SANDWICH BARS w/ MARIJUANA (APPROX. 6 grams each)
- 1 BROWN CIGARETTE CONTAINING MARIJUANA
- 1 BOX OF EPINEPHRINE SULFATE 50 MG/ML INJECTION CAPSULES
- 2 BROWN BILLS IN SMALL CLEAR PAPER BAG / LABEL "UM"
- 1 ONE VIAL LABELED E2 SOLUTION
- 1 BOTTLE OF DRABE BUBBLE
- 1 BLACK BERRY PHONE (PROPERTY OF GREGG BRITTON) w/ PHOTOS OF MARIJUANA PLANT IN GROUND