| STATE OF COLORADO COUNTY OF ARAPAHOE |)) SS: RETURN A | AND INVENTORY | Filed In County County County Colorace AUG 2 2 2012 TAMMERA HERIVEL |
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| | hain a namana | adyo | —————————————————————————————————————— |
| The undersigned officer, | - | 11/ | 3800 |
| | | od the within Search Warrant bowing is a true, complete and | by aking into my possession from the i correct inventory of the property as |
| INSERT DESCRIPTION: | | | |
| Items listed on the attached A Bureau of investigation. | Aurora Police Departme | ent Property Reports and | Property Receipts of the Federal |
| I further certify that said Inventory was made by me in the presence of | | | |
| Detective Gretchen Fronapfel, Aus Special Agent Daniel Leyman, Fed Special Agent Leslie Kopper, Fede Special Agent Rebecca Sauerhaft, Officer David Gallegos, Aurora Po | deral Bureau of Investigation eral Bureau of Investigation BATF | n | |
| and that a copy of said warrant and was left by me at the place from w | | | Lila |
| SUBSCRIBED AND SWORN/AF | | y Thomas Wilson | ΩΩ <u>.</u> , |
| My Commission expires: | 2016 | Notary Public Clerk of the | NOTARL COUNT |
| THE PERSON FROM WHOSE I ARE PRESENT, OR IN THE PR | POSSESSION OR PREMI RESENCE OF AT LEAST PERSON FROM WHOSE | ONE CREDIBLE PERSON | COLOR COLOR COLOR COLOR CAMPAON THE WARRANT AND ROPERTY WAS TAKEN. IF THEY NOTHER THAN THE APPLICANT SES OR VEHICLE THE PROPERTY |
| | RECEI | PT ems listed in the foregoing Inv | ventory. |

(Signature of Officer)

Aurora Police Department Case No.: 2012-28181 1690 North Paris Street #10, Aurora, Adams County, Colorado

| STATE OF COLORADO |) | IN THE District COURT |
|--------------------|-------|------------------------|
| STATE OF COHOLET |) 85. | 18th JUDICIAL DISTRICT |
| County of ARAPAHOE |) | TOTAL COLUMN |

SEARCH WARRANT

THE PEOPLE OF THE STATE OF COLORADO:

TO: Any officer authorized by law to execute a search warrant in the County wherein the property is located.

<u>Detective Mark Yacano #15678</u>,a commissioned Police Officer, having this date filed an Affidavit for Search Warrant in conformity with the provisions of Colorado Rules of Criminal Procedure 41(b) and (c) for the following described property, to-wit:

Any item that in the manner it is used or intended to be used, and is capable of producing death or serious bodily injury to include, but not limited to, guns, bullets, shells, shell casings, bullet magazines, tear gas canisters, tactical and ballistic body armor, any type of military equipment to include gas masks, protective eyewear, bodily fluids to include, but not limited to blood, bloody items, suspected blood, any object containing blood or suspected blood, any projectile or item which is capable of being fired out of a weapon, any knives, photos and video tape of the business, measurements, any trace evidence, microscopic evidence or evidence patterns, any items to include, cellular telephones, any documentation and literature indicating any ill will towards any of the victims, any receipts and documentation for the purchase and use of firearms and ammunition, any receipts indicating the purchase of chemicals and explosives, any documentation indicating the use of chemical and explosive devices. Electronic data processing and storage devices, computers, and computer systems, including central processing units; internal and peripheral storage devices, such as fixed disks, external hard disks, floppy disk drives, and diskettes, tape drives and tapes, optical storage devices or other memory storage devices, peripheral input/output devices, such as keyboards, printers, video display monitors, optical readers, and related communication devices, such as modems; together with system documentation, operating logs, and documentation, software and instruction manuals, proof of ownership or control of 1690 North Paris Street #10, Aurora, Adams County, Colorado and any other evidence that may be material to this investigation or is illegal to possess.

Believed to be situated at the place known as:

1690 North Paris Street #10, Aurora, Adams County, Colorado. 1690 North Paris Street is described as a three story multi-family apartment building comprised of red brick and is situated at the southeast corner of East 17th Avenue & North Paris Street, Aurora, Adams County, Colorado. The front door to this building faces north. Apartment number 10 is located on the third floor and the front door to apartment number 10 faces west.

upon one or more grounds as set forth in Rule 41 (b), Colorado Rules of Criminal Procedure, namely: is stolen or embezzled; is designed or intended for use or which is or has been used as a means of committing a criminal offense or the possession of which is illegal; would be material evidence in a subsequent criminal prosecution.

Aurora Police Department Case No.: 2012-28181 1690 North Paris Street #10, Aurora, Adams County, Colorado

The names of persons whose affidavits have been taken in support hereof are: Detective Mark Yacano and as I am satisfied that grounds for the application exist, or that there is probable cause to believe that they exist, and that property is located on the premises above described, YOU ARE HEREBY COMMANDED to search forthwith the place above described for the property described and to seize the property described above at any time, day or night, and to make return of this Warrant to the CLERK of the COURT, and to deliver to the person from whom the property is taken a copy of this Warrant together with a receipt for the property taken; and to deliver to the CLERK of the COURT a written inventory of the property with the return of this Warrant.

7/20, 2012, at DOU A County, Colorado.

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| FD-597 | (Rev | 8-11-94 | .) |

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| File # | Z 10 Z 2 1 3 | / · · · · · · · · · · · · · · · · · · · | | |
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| On (date) | 7/21/1 | 2 | item(s) listed below were Received From Returned To Released To | : |
| (Name) | | | | <u>.</u> |
| (Street Address) 169 | 0 Paris | St. #10 | | |
| (City) Au | vora, co | | | |
| Description of Item(s): | | | | — — |
| 1) Ecylse | r Power PC | - lower Compute | r sevial#C11420301 | <u> 36</u> |
| | | | Sevia # 2RT 1194M 00 EA. | <u>ن</u> — |
| 43) Fanda | ngo Movie | receipt | | |
| 3) Le Pa | n Tablet | computer w, | powercord | |
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| 9 2 5 | lack small | Hets approx. I pressurized | tanks | |
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| 11) Tos | hiba Sale | 11, le L505 L | aptop ul pourcore | / |
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| 14) tv | ash can cov | atents | | |
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| 100001/04 Bj | (Signature) | Received From: | (Signature) | |

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| File # 174C-DN-2402545 | |
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| On (date) 7/21/12 | item(s) listed below were: Received From Returned To Released To Seized |
| $\frac{1(690) Paris 4 + 10}{1}$ | |
| (Street Address) 1690 Paris St. #10 (City) Aurora Co | |
| Description of Item(s): | |
| 20) Sorted fuse - 3 varieties | |
| 21) wire & thumb tack | |
| 22) tactical margazine pack w/ + | 13 ful clips approx 39 roun |
| 23) tactical magazine pack of t | 2 glock clips Bronds each |
| 24) 151 (apprex) rainds of remin | gton 12 gauge slugs |
| 25) approx 497 gold det + blaz | |
| 26) wall calendar | |
| 27) Iglack pistal case | |
| 28) I glock pistol case | |
| 28) I glock pistol case 29) Winchester 12 gauge 1 Remi | ngton 12 gauge shalls approved |
| 30) ammo can w/ approx 360 | rifle rands |
| 31) I glowstick + coleman package | |
| 32) Moterola cable modern | |
| 33) Steve top pan | |
| 34) Stone top pan | |
| 35) Vent filter | |
| 36) finnels | |
| 37) metal + Spoon | |
| | |
| Received By: Received From: | (Signature) |

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| File #174C-DN-2402545 | |
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| Name) | |
| (Street Address) 1690 Pavis St. #10 (City) Aurora, Co. | |
| (City) | |
| Description of Item(s): | |
| 38) misc. metal strips | · |
| 39) metal (:los | |
| 11) Box of electric ign tors | |
| 40) 3 rolls of tape 41) Box of electric ignitors 42) Netger Bush 2 TV ada, | oter |
| 43) Tools | |
| 44) Bag of hobby fore | |
| 45) Black Spraypoint can | |
| 46) Bay of clips | |
| 47) Dust mosk and salely | 9/03503 |
| 48) CPU fan | |
| 49) launch controller | |
| 50) LED light | |
| 51) Black plastic ring3 | |
| 52) ned green blue flash | lights |
| 53) thermos top | |
| 54) shoes + glares | |
| 55) tactical inirror | |
| 56) Rotella Oil | |
| Received By: (Signature) Received From: | (Signature) |
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| (Name) | |
| (Street Address) 1690 Paris St. #10 (City) Aurcva, Co | |
| (City)Aurcval, (O | |
| Description of Item(s): 57) Pen20: Bottle 58) 2 bottles of cil | |
| 59) Lease Paperwork | |
| | |
| (60) Pharmacy paper (81) Index card W Supply | list |
| 62) 2 Index cards W/C | |
| 83) Le Pan TC 970 Box + 20 | |
| 84) I Business car, misc. gun phan | rphlets I misc. |
| documents | |
| 85) apricy 2 ricle rands, Igla | ick back strap; |
| gun cleaning Kit; approx | |
| 86) passpert & contact long | |
| 87) ammo can | |
| 88) 485B medic Prive | |
| 89) gasdine tacy | |
| 90) air fresherers | |
| 91) gen cleaning bench 1 10 | creet sland |
| 92) paper targets | |
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| Received By: Received From: | (Signatura) |
| (Signature) | (Signature) |

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| | polassium pern | nanginate | |
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| DATE | (| 1 | · | NARRATIVE | TIME | Υ | DRUG TYPI A - "Crack" | | | ther Halluci | | DRUG FORM: A - Block | DRUG MEA | ASURE CODES |
| <u> </u> | | | | | | | B - Cocaine C - Hashish | e h | L - A | mphetamino lethampheta | es / l amines (| B – Liquid C – Plant | KG – Kiloç OZ – Oun | gram ce |
| | | | | | | | D – Heroin E – Marijua | ına | N - B | ther Stimularbiturates | I | D - Powder E - Rock | LB - Pour ML - Millil | liter |
| | | | | | | | F – Morphii G – Opium | | P - C | ther Depres | | F – Sheet Z – Other | LT - Liter GL - Galle | on |
| | | · | | | | | H - Other N I - LSD J - PCP | Narcotics | Q - U | Inknown | | | | age Units (Pills) nber of Plants |
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CASE REPORT NO. **AURORA POLICE DEPARTMENT** NON-SERIALIZED PROPERTY REPORT NCIC Classification: ☐ ADAMS ☐ MUNI X YES □ NO EVIDENCE 16 OWNER 5 REPORTING PARTY 15 FINDER PHONE

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CASE REPORT NO. AURORA POLICE DEPARTMENT 12-28/8/ SERIALIZED PROPERTY AND JEWELRY REPORT Ø FEL \Box MIS ☐ MUNI NCIC Classification: □ ADAMS ■ ARAP COURT: **₫**YES ☐ NO **EVIDENCE** 16 OWNER 15 FINDER 5 REPORTING PARTY 3 ARRESTEE ROLE: 1 VICTIM PHONE ROLE: NAME **ADDRESS** (Include Zip Code) PHONE ADDRESS (Include Zip Code) ROLE: NAME WHERE RECOVERED RECOVERED FROM Use codes from back of 2nd page for items below: BRAND / MAKE STATUS SERIAL NUMBER / CREDIT CARD NUMBER OWNER APPLIED NUMBER MODEL APPROX, VALUE QUANTITY IDENTIFYING CHARACTERISTICS BARREL LGTH FINISH ITEM TYPE CALIBER LICENSE YEAR FIREARM LICENSE STATE DRIVER'S LICENSE NUMBER LICENSE PLATE Carat Stone Type Yr. Issued BICYCLE Item Gender Metal Style Speed JEWELRY TEM Type Code Denomination Country/Issuer SECURITIES COLOR BRAND / MAKE ITEM CODE TYPE STATUS SERIAL NUMBER / CREDIT CARD NUMBER OWNER APPLIED NUMBER MODEL APPROX. VALUE QUANTITY IDENTIFYING CHARACTERISTICS BARREL LGTH FINISH TYPE CALIBER ITEM DRIVER'S LICENSE NUMBER LICENSE STATE LICENSE YEAR FIREARM LICENSE PLATE Stone Type Gender Item Frame Size TEM Code Denomination Country/Issuer Yr. Issued BICYCLE Type Style Speed JEWELRY SECURITIES COLOR BRAND / MAKE TYPE ITEM STATUS CODE OWNER APPLIED NUMBER SERIAL NUMBER / CREDIT CARD NUMBER MODEL APPROX, VALUE QUANTITY IDENTIFYING CHARACTERISTICS \$ FINISH BARREL LGTH TYPE CALIBER LICENSE YEAR ITEM DRIVER'S LICENSE NUMBER LICENSE STATE FIREARM LICENSE PLATE Metal Carat Stone Type Style Item Gender Country/Issuer Yr. Issued Speed TEM Denomination Type JEWELRY SECURITIES Code BICYCLE BRAND / MAKE STATUS CODE TYPE ITEM SERIAL NUMBER / CREDIT CARD NUMBER MODEL OWNER APPLIED NUMBER QUANTITY APPROX. VALUE IDENTIFYING CHARACTERISTICS FINISH ITEM TYPE CALIBER BARREL LGTH LICENSE PLATE DRIVER'S LICENSE NUMBER LICENSE STATE LICENSE YEAR FIREARM Style Frame Size ltem Gender Metal Carat Stone Type TEM Speed Code Denomination Country/Issuer Yr. Issued JEWELRY SECURITIES BICYCLE NARRATIVE TIME DATE APD Officer's Name PRINTED Date. Supervisor ID & Initials ID Number Officer's Signature Page ∕_of PROPERTY RECEIVED FROM:

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AURORA POLICE DEPARTMENT NON-SERIALIZED PROPERTY REPORT

CASE REPORT NO.

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CASE REPORT NO. **AURORA POLICE DEPARTMENT** NON-SERIALIZED PROPERTY REPORT CONNECTING CASE NO. FEL MIS ☐ MUNI □ ADAMS NCIC Classification: Ø ARAP COURT: YES **EVIDENCE** ☐ NO 16 OWNER 3 ARRESTEE 5 REPORTING PARTY 15 FINDER 1 VICTIM ROLE: PHONE ROLE: NAME **ADDRESS** (Include Zip Code) PHONE ADDRESS (Include Zip Code) ROLE: NAME WHERE RECOVERED RECOVERED FROM 650 Use codes from back of 2nd page for items below: TOTAL VALUE ITEM QUANTITY ITEM - BRAND / MAKE, MODEL, COLOR, DESCRIPTION, ETC. CODE TYPE **STATUS** EACH LINE 10527 20 NARRATIVE DRUG TYPE CODES: DRUG FORM: DRUG MEASURE CODES: DATE TIME GM - Gram KG - Kilogram A - "Crack" Cocaine - Other Hallucinogens A - Block B - Cocaine - Amphetamines / B - Liquid C - Plant C - Hashish Methamphetamines OZ - Ounce D - Heroin M - Other Stimulants D - Powder LB - Pound ML - Milliliter E - Marijuana Barbiturates E - Rock F - Sheet F - Morphine - Other Depress LT - Liter G - Opium P - Other Drugs Z - Other GL - Gallon Q -H - Other Narcotics Unknown DU - Dosage Units (Pills) NP - Number of Plants I - LSD J - PCP DRUG TYPE DRUG FORM DRUG MEASURE STATUS DRUG QUANTITY Officer's Signature Officer's Name PRINTED ID Number District Watch Supervisor ID & Initials Date

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PROPERTY RECEIVED FROM:

Page ______ of ____

AURORA POLICE DEPARTMENT NON-SERIALIZED PROPERTY REPORT

CASE REPORT NO.

12 - 28/8/

CONNECTING CASE NO.

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AURORA POLICE DEPARTMENT

CASE REPORT NO. 12-28/8/

NON-SERIALIZED PROPERTY REPORT CONNECTING CASE NO. 図 **FEL** MIS NCIC Classification: ☐ MUNI ☐ ADAMS COURT: X YES □ NO **EVIDENCE** 16 OWNER 15 FINDER 5 REPORTING PARTY 1 VICTIM 3 ARRESTEE ROLE: ROLE: NAME **ADDRESS** (Include Zip Code) PHONE ADDRESS (Include Zip Code) ROLE: NAME WHERE RECOVERED #/0 RECOVERED FROM Use codes from back of 2nd page for items below: TOTAL VALUE QUANTITY ITEM - BRAND / MAKE, MODEL, COLOR, DESCRIPTION, ETC. EACH LINE ITEM TYPE CODE STATUS 6 DRUG FORM: DRUG MEASURE CODES: DRUG TYPE CODES: NARRATIVE A - Block GM - Gram KG - Kilogram K - Other Hallucinogens TIME A - "Crack" Cocaine DATE L - Amphetamines / B - Liquid B - Cocaine OZ - Ounce C - Hashish Methamphetamines C - Plant LB - Pound D - Powder M - Other Stimulants D - Heroin E - Rock ML - Milliliter N - Barbiturates E - Marijuana LT - Liter GL - Gallon O - Other Depressants F - Sheet F - Morphine P - Other Drugs Z - Other G - Opium H - Other Narcotics DU - Dosage Units (Pills) Q - Unknown NP - Number of Plants I - LSD J - PCP DRUG TYPE DRUG STATUS DRUG QUANTITY Supervisor ID & Initials Officer's Name PRINTED District Watch ID Number Officer's Signature ascy Page

PROPERTY RECEIVED FROM:

AURORA POLICE DEPARTMENT NON-SERIALIZED PROPERTY REPORT

CASE REPORT NO.

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AURORA POLICE DEPARTMENT CASE REPORT NO. /2-28/8/ CONNECTING CASE NO. SERIALIZED PROPERTY AND JEWELRY REPORT **FEL** MIS **□** ARAP ☐ ADAMS ☐ MUNI NCIC Classification: COURT: **☑**(YES ROLE: 1 VICTIM 3 ARRESTEE 5 REPORTING PARTY 15 FINDER 16 OWNER **EVIDENCE** ☐ NO PHONE ROLE: NAME ADDRESS (Include Zip Code) ADDRESS (Include Zip Code) PHONE ROLE: NAME RECOVERED FROM WHERE RECOVERED Use codes from back of 2nd page for items below: IDENTIFYING CHARACTERISTICS APPROX. VALUE QUANTITY DRIVER'S LICENSE NUMBER LICENSE STATE LICENSE YEAR ITEM TYPE CALIBER BARREL LGTH FINISH LICENSE PLATE FIREARM ITEM Denomination Country/Issuer BICYCLE Style Speed Frame Size Item Gender Metal Carat Stone Type SECURITIES JEWELRY BRAND / MAKE COLOR STATUS CODE TYPE ITEM SERIAL NUMBER / CREDIT CARD NUMBER OWNER APPLIED NUMBER MODEL. APPROX. VALUE QUANTITY **IDENTIFYING CHARACTERISTICS** LICENSE YEAR ITEM TYPE CALIBER BARREL LGTH FINISH DRIVER'S LICENSE NUMBER LICENSE STATE LICENSE PLATE FIREARM TEM Stone Type Style Speed ltem SECURITIES Code Denomination Country/Issuer Yr. Issued **BICYCLE** Type JEWELRY COLOR BRAND / MAKE STATUS CODE SERIAL NUMBER / CREDIT CARD NUMBER OWNER APPLIED NUMBER MODEL APPROX. VALUE QUANTITY IDENTIFYING CHARACTERISTICS \$ TYPE CALIBER BARREL LGTH FINISH LICENSE PLATE DRIVER'S LICENSE NUMBER LICENSE STATE LICENSE YEAR FIREARM ITEM ITEM Style Carat Stone Type Item Gender Metal SECURITIES Denomination Country/Issuer Yr. Issued BICYCLE Speed Frame Size COLOR BRAND / MAKE STATUS TYPE ITEM CODE SERIAL NUMBER / CREDIT CARD NUMBER OWNER APPLIED NUMBER MODEL IDENTIFYING CHARACTERISTICS APPROX. VALUE QUANTITY FINISH DRIVER'S LICENSE NUMBER LICENSE STATE LICENSE YEAR CALIBER BARREL LGTH LICENSE PLATE FIREARM ITEM Style Carat Stone Type Country/Issuer Speed Code Denomination JEWELRY SECURITIES BICYCLE NARRATIVE TIME DATE Officer's Name PRINTED Officer's Signature ID Number District Watch Supervisor ID & Initials 13/6 7. 12/16500 Page of PROPERTY RECEIVED FROM:

COUNTY/DISTRICT COURT ARAPAHOE COUNTY, COLORADO Court Address: Arapahoe County Justice Center 7325 S. Potomac St., Centennial, CO 80112 THE PEOPLE OF THE STATE OF COLORADO DOUGLAS COMPRINED COURTS VS JAMES E. HOLMES, Defendant. COURT USE ONLY Attorney: CAROL CHAMBERS, 18th Judicial District Attorney Case Number: 6450 S. Revere Pkwy., Centennial, CO 80112 Phone: (720) 874-8500 Atty. Reg. #: 14948

ORDER TO SEAL SEARCH WARRANTS, AFFIDAVITS, ORDERS AND CASE FILE

THIS COURT, being fully advised in the premises,

ORDERS that the ORDERS, SEARCH WARRANTS, AFFIDAVITS AND CASE FILE, be Sealed from Public Inspection and remain sealed until further order of either this Court or any Court with jurisdiction over any subsequently filed charges.

DONE IN COURT this

. 2012.

Indoe

COUNTY/DISTRICT COURT
ARAPAHOE COUNTY, COLORADO
Court Address: Arapahoe County Justice Center
7325 S. Potomac St., Centennial, CO 80112
THE PEOPLE OF THE STATE OF COLORADO
vs

JAMES E. HOLMES,

Defendant.

Attorney: CAROL CHAMBERS, 18th Judicial District Attorney

6450 S. Revere Pkwy., Centennial, CO 80112

Phone: (720) 874-8500 Atty. Reg. #: 14948 COURT USE ONLY

Division/Ctrm:

Case Number:

MOTION TO SEAL SEARCH WARRANTS, AFFIDAVITS, ORDERS AND CASE FILE

COMES NOW Carol Chambers, District Attorney for the Eighteenth Judicial District, by and through her duly-appointed Deputy District Attorney, and moves this court for an Order to Seal. As grounds therefore, the People state:

- Contained within the above-noted court order for production of records and
 affidavit are facts regarding the investigation of First Degree Murder. The
 release at this time of any of this court order for production of records, affidavit
 and return of service inventory sheets could result in disclosure of information
 that could result in destruction, disposal, or secreting evidence and tampering
 with identified and unidentified witnesses which could jeopardize the ongoing
 investigation.
- 2. Further, disclosure of information contained in this court order for production of records and affidavit would be "contrary to public interest" as provided in 24-72-305, C.R.S.

ACCORDINGLY, the People respectfully request that Arapahoe County court order for production of records and corresponding affidavit and return of service inventory sheets be sealed and remain sealed until further order of the Court.

Respectfully submitted,

CAROL CHAMBERS

District Attorney

Eighteenth Judicial District

Date 7-20-12

Deputy District Attorney

6450 S. Revere Pkwy. Englewood, CO 80112

(720) 874-8500

Aurora Police Department Case No.: 2012-2818

1690 North Paris Street #10, Aurora, Adams County, Colorado

STATE OF COLORADO) ss.
County of ARAPAHOE)

IN THE <u>District</u> QURT

18th JUDICIAL DISTRICT

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Filed

JUL 2 0 2012

SEARCH WARRANT

CLERK OF THE COMERED FOR ST

THE PEOPLE OF THE STATE OF COLORADO:

TO: Any officer authorized by law to execute a search warrant in the County wherein the property is located.

<u>Detective Mark Yacano #15678</u>,a commissioned Police Officer, having this date filed an Affidavit for Search Warrant in conformity with the provisions of Colorado Rules of Criminal Procedure 41(b) and (c) for the following described property, to-wit:

Any item that in the manner it is used or intended to be used, and is capable of producing death or serious bodily injury to include, but not limited to, guns, bullets, shells, shell casings, bullet magazines, tear gas canisters, tactical and ballistic body armor, any type of military equipment to include gas masks, protective eyewear, bodily fluids to include, but not limited to blood, bloody items, suspected blood, any object containing blood or suspected blood, any projectile or item which is capable of being fired out of a weapon, any knives, photos and video tape of the business, measurements, any trace evidence, microscopic evidence or evidence patterns, any items to include, cellular telephones, any documentation and literature indicating any ill will towards any of the victims, any receipts and documentation for the purchase and use of firearms and ammunition, any receipts indicating the purchase of chemicals and explosives, any documentation indicating the use of chemical and explosive devices. Electronic data processing and storage devices, computers, and computer systems, including central processing units: internal and peripheral storage devices, such as fixed disks, external hard disks, floppy disk drives, and diskettes, tape drives and tapes, optical storage devices or other memory storage devices; peripheral input/output devices, such as keyboards, printers, video display monitors, optical readers, and related communication devices, such as modems; together with system documentation, operating logs, and documentation, software and instruction manuals, proof of ownership or control of 1690 North Paris Street #10. Aurora, Adams County, Colorado and any other evidence that may be material to this investigation or is illegal to possess.

Believed to be situated at the place known as:

1690 North Paris Street #10, Aurora, Adams County, Colorado. 1690 North Paris Street is described as a three story multi-family apartment building comprised of red brick and is situated at the southeast corner of East 17th Avenue & North Paris Street, Aurora, Adams County, Colorado. The front door to this building faces north. Apartment number 10 is located on the third floor and the front door to apartment number 10 faces west.

upon one or more grounds as set forth in Rule 41 (b), Colorado Rules of Criminal Procedure, namely: is stolen or embezzled; is designed or intended for use or which is or has been used as a means of committing a criminal offense or the possession of which is illegal; would be material evidence in a subsequent criminal prosecution.

Aurora Police Department Case No.: 2012-28181 1690 North Paris Street #10, Aurora, Adams County, Colorado

The names of persons whose affidavits have been taken in support hereof are: Detective Mark Yacano and as I am satisfied that grounds for the application exist, or that there is probable cause to believe that they exist, and that property is located on the premises above described, YOU ARE HEREBY COMMANDED to search forthwith the place above described for the property described and to seize the property described above at any time, day or night, and to make return of this Warrant to the CLERK of the COURT, and to deliver to the person from whom the property is taken a copy of this Warrant together with a receipt for the property taken; and to deliver to the CLERK of the COURT a written inventory of the property with the return of this Warrant.

Dated on 7/20, 2012, at DOCA County, Colorado.

Judge

DISTRICT/COUNTY COURT, COUNTY OF ARAPAHOE, COLORADO

AFFIDAVIT FOR SEARCH AND SEIZURE WARRANT

I, Detective Mark Yacano # 15678, the Affiant herein, being of lawful age and having been first duly sworn upon oath, depose and state that I am a commissioned police officer with the Aurora Police Department and I have probable cause to believe that there is located at the place known as:

1690 North Paris Street #10, Aurora, Adams County, Colorado. 1690 North Paris Street is described as a three story multi-family apartment building comprised of red brick and is situated at the southeast corner of East 17th Avenue & North Paris Street, Aurora, Adams County, Colorado. The front door to this building faces north. Apartment number 10 is located on the third floor and the front door to apartment number 10 faces west.

And upon person or persons within the above described structure.

The following property which is illegal to possess and would be material evidence in a subsequent criminal prosecution. My reasons for this belief follow the description of the property below.

Any item that in the manner it is used or intended to be used, and is capable of producing death or serious bodily injury to include, but not limited to, guns, bullets, shells, shell casings, bullet magazines, tear gas canisters, tactical and ballistic body armor, any type of military equipment to include gas masks, protective eyewear, bodily fluids to include, but not limited to blood, bloody items, suspected blood, any object containing blood or suspected blood, any projectile or item which is capable of being fired out of a weapon, any knives, photos and video tape of the business, measurements, any trace evidence, microscopic evidence or evidence patterns, any items to include, cellular telephones, any documentation and literature indicating any ill will towards any of the victims, any receipts and documentation for the purchase and use of firearms and ammunition, any receipts indicating the purchase of chemicals and explosives, any documentation indicating the use of chemical and explosive devices. Electronic data processing and storage devices, computers, and computer systems, including central processing units; internal and peripheral storage devices, such as fixed disks, external hard disks, floppy disk drives, and diskettes, tape drives and tapes, optical storage devices or other memory storage devices;

peripheral input/output devices, such as keyboards, printers, video display monitors, optical readers, and related communication devices, such as modems; together with system documentation, operating logs, and documentation, software and instruction manuals, proof of ownership or control of 1690 North Paris Street #10, Aurora, Adams County, Colorado and any other evidence that may be material to this investigation or is illegal to possess.

THE FACTS WHICH GIVE RISE TO THIS BELIEF AND WHICH ESTABLISH PROBABLE CAUSE TO BELIEVE THAT GROUNDS FOR THE ISSUANCE OF A SEARCH AND SEIZURE WARRANT EXIST ARE AS THE FOLLOWING:

Your Affiant, Detective Mark Yacano # 15678, of lawful age and being first duly sworn upon oath, depose and state that I am a commissioned Police Officer employed by the City of Aurora Police Department currently assigned to the Major Crime/Homicide Unit and that the following information was obtained by me personally and from official records of the aforementioned Department.

Your affiant informs the court that on July 20, 2012 at approximately 12:39 A.M., the Aurora Police Dispatch Center received several phone calls reporting multiple gunshots being fired inside the Century 16 Theatres. This business is located at the address of 14300 East Alameda Avenue, Aurora, Arapahoe County Colorado.

These phone calls indicated that there were between 10-20 shots fired inside auditorium # 9 and that several people had been shot and were evacuating the theatre. Callers indicated that there were possible explosions as well as multiple gunshots coming from inside the theatre.

At approximately 12:40 A.M., officers from the Aurora Police Department began to arrive on scene and observed numerous people fleeing the theatre. Officer Jason Sweeney # 300364 entered the area and parked his vehicle to the south of the building and was met there by Officer Jason Oviatt # 301013. These officers then observed a white Hyundai, displaying Colorado registration 119-ROC parked on the south side the building directly next to the emergency exit for auditorium # 9. This vehicle was parked facing the building and a male party was standing outside the vehicle on the driver side with the driver side door open.

Officer Sweeney observed this male wearing what appeared to be ballistic protection, including a ballistic helmet and gas mask. Officer Sweeney initially believed that this person was a police officer but observed that the gas mask appeared to be an older version of the type utilized by the police. At this time Officers Sweeney and Oviatt directed this male to raise his hands, which he did. This male who was subsequently identified by a Colorado drivers license as James Holmes, DOB: 12-13-87 was then taken into custody. Officer Oviatt informed your affiant that upon Holmes' arrest he was asked if there was anybody else involved and Holmes' advised that there

was not. Holmes informed Officer Oviatt that the address on his license was his correct address and that there were bombs inside his apartment and they would go off if the wires were tripped.

As Holmes was being taken into custody, Officer Sweeney observed a black semi-auto pistol with a green laser sight on the roof of the vehicle. Holmes' clothing was removed at the scene by officers during his arrest. Your affiant responded to this area and personally observed the following items that were removed from Holmes during his arrest: a pair of black military style boots, a black coat, black body armor, a black ballistic helmet, a gas mask, a magazine carrier with nine magazines containing live rounds, a magazine for a pistol and a green colored plastic doorstop. Your affiant also observed what appeared to be a silver cellular telephone among these items. Your affiant also observed a black assault type rifle on the ground directly outside the emergency exit door. Your affiant observed a great deal of blood on the sidewalk outside the door as numerous victims exited the theatre through this door.

Officers from the Arapahoe County Sheriff's Department Bomb Squad responded and utilizing an explosive removal robot, removed items from the vehicle. Included among these items were two rifle cases and a pair of black gloves. A second black semi-auto pistol in a holster was observed inside the storage compartment on the passenger side door.

Holmes was transported to police headquarters where Detectives Craig Appel # 18562 and Chuck Mehl # 16848 met with him. Holmes was transported to the interview rooms located on the third floor of police headquarters where the detectives spoke with him. This interview was recorded on DVD. Holmes was advised of his rights per Miranda. Holmes requested an attorney at which time the interview was concluded.

Additional officers responded to the theatre and entered auditorium # 9 where they located ten victims found to be deceased. Your affiant briefly observed the interior to auditorium # 9 and observed the following: a black shotgun on the floor several feet inside the theatre along with six empty shotgun shell casings. Your affiant additionally observed a green colored plastic doorstop attached to the emergency exit door. This item appeared to be similar to the plastic doorstop located among Holmes' property upon his arrest. Your affiant observed two .40 caliber magazines on the floor beside the shotgun, and several empty rifle shell casings on the floor. All of these items were observed on the floor at the front of the theatre.

Your affiant observed three additional rifle magazines that appeared to still have live rounds, a 90 round Beta Mag magazine and another .40 caliber magazine on the floor leading towards the lobby of the theatre on the west side of the seating area. Your affiant observed numerous deceased parties throughout the theatre.

Your affiant met briefly with Sergeant Matt Fyles # 26218 who provided your affiant with additional information regarding the deceased and injured parties. Sergeant Fyles advised that ten parties were pronounced deceased inside the theatre. Twenty individuals were shot and transported to University Hospital, with two deceased. Six individuals were shot and transported

to Denver General Hospital, twelve individuals were shot and transported to The Medical Center of Aurora South. Six individuals were shot and transported to Children's Hospital, with one deceased. Two victims were shot and transported to Parker Adventist Hospital and another shooting victim was transported to Swedish Medical Center.

Sergeant Fyles also informed your affiant that upon Jason Holmes' arrest, his residence was identified as 1690 Paris Street, # 10, Adams County Colorado. Officers from the Aurora Police SWAT Team responded to this address and established a perimeter on the apartment building.

Your affiant spoke with Detective Tom Wilson # 13163 who responded to this address. Detective Wilson informed your affiant that upon his arrival he observed that the Adams County Sheriff's Office Bomb Squad was on scene. Detective Wilson informed your affiant that the apartment building was evacuated and the bomb squad utilized an explosive robot to make entry into this apartment. Detective Wilson informed your affiant that the explosive robot made entry to the apartment and immediately was stopped by trip wires. The explosive robot then utilized a camera and the interior to the apartment was viewed by officers. Detective Wilson informed your affiant that the camera observed the main room and observed additional trip wires that lead into different rooms within the apartment. Detective Wilson also informed your affiant that propane tanks, bottles filled with an unknown liquid and bottles filled with ammunition were observed located throughout the apartment. Detective Wilson informed your affiant that the Denver Police Bomb Squad also responded and determined that entry to the apartment was too dangerous to send an officer inside.

Your Affiant has personally observed the residence at:

1690 North Paris Street #10, Aurora, Adams County, Colorado. 1690 North Paris Street is described as a three story multi-family apartment building comprised of red brick and is situated at the southeast corner of East 17th Avenue & North Paris Street, Aurora, Adams County, Colorado. The front door to this building faces north. Apartment number 10 is located on the third floor and the front door to apartment number 10 faces west.

Application is hereby made for issuance of a search warrant, directed to any officer authorized by law to execute warrants in the county wherein said property is located, commanding said officer to search forthwith the person or place named above for said property, and the said property and every part thereof, to take, remove, and seize using such force as may reasonably be required in the execution of the warrant, and directing that return thereof be made to the judge issuing the warrant.

The Affiant has read the above and foregoing application and affidavit, and the statements therein contained are true to the best of his/her knowledge, information, and belief.

AFFIDAVIT FOR SEARCH AND SEIZURE WARRANT

APD Case #

SUBSCRIBED AND SWORN to before me this A.D., 2012.

day of

Judge