

AFFIDAVIT FOR SEARCH WARRANT

The undersigned Applicant states under oath:

1. A search is requested in relation to an offense substantially described as follows:
First Degree Murder (18.2-32)

2. The place, person or thing to be searched is described as follows:
Office of medical records located at Maryview Hospital 3636 High St. Portsmouth, Va. 23707.

3. The things or persons to be searched for are described as follows:
Medical Records for any person arriving at Maryview Hospital located at 3636 High St. Portsmouth, Va. 23707 on or about April 10, 2008 through April 13, 2008 who may have sustained any kind of injury that would cause the person to bleed. In this case, a serious injury would include but not limited to any type of scratch, scrape, abrasion, cut, gash, broken bone, tear, or injury sustained from an edged weapon that would cause the person to bleed. In this case, broken bones include any compound or simple fractures that would cause the individual to bleed. Broken bones also

VA. CODE ANN. §19.2-54
RULE 3A:27

CASE NO.

AFFIDAVIT FOR SEARCH WARRANT

APPLICANT:

Benjamin Newman 1892

Detective

711 Crawford St.

Portsmouth, Va. 23704

2008 SEP 17 P 12:01
CLERK

[CONTINUED ON ATTACHED SHEET]

Certified to Clerk of

Portsmouth

CITY OR COUNTY

Circuit Court on

9/11/08

DATE

[CONTINUED ON ATTACHED SHEET]

Chief Magistrate Loretta Reese
TITLE SIGNATURE

Delivered to Clerk of

Portsmouth

CITY OR COUNTY

Circuit Court on

September 17, 2008 by the undersigned
DATE

[X CONTINUED ON ATTACHED SHEET]

Magistrate Wanda C. Shuff
TITLE SIGNATURE

The things or persons to be searched for are described as follows:

include the nose, ear, or other soft tissue areas that would bleed from an injury.

2008 SEP 17 P 12: 01
STEPHEN A. JOHNSON
CIRCUIT COURT CLERK

The statements above are true and accurate to the best of my knowledge and belief.

Detective

Benjamin Newman

1892

TITLE OF APPLICANT (IF ANY)

APPLICANT

Benjamin Newman 1892
APPLICANT SIGNATURE

Subscribed and sworn to before me this day.

9/11/08 @ 1:30 PM

DATE AND TIME

Loretta Reese

CLERK

MAGISTRATE

JUDGE

4. The material facts constituting probable cause that the search should be made are:

While investigating a Homicide at [redacted] Roberts Ct. W. there was blood evidence recovered from the crime scene. Lab analysis has shown that the blood did not belong to the victim. This indicated that the defendant may have been injured to the point where he bled out from his/her body. It is unknown what type of injury the defendant may have sustained or where the injury may have occurred.

[CONTINUED ON ATTACHED SHEET]

5. The object, thing or person searched for constitutes evidence of the commission of such offense.

6. I have personal knowledge of the facts set forth in this affidavit OR

I was advised of the facts set forth in this affidavit, in whole or in part, by an informer. This informer's credibility or the reliability of the information may be determined from the following facts:

2008 SEP 17 P 12:01
COURT CLERK

[CONTINUED ON ATTACHED SHEET]

The statements above are true and accurate to the best of my knowledge and belief.

Detective

TITLE OF APPLICANT (IF ANY)

Benjamin Newman

APPLICANT

Benjamin Newman 1892

Subscribed and sworn to before me this day.

9/11/08 @ 1:30 Pm

DATE AND TIME

Loretta Reese

CLERK

MAGISTRATE

JUDGE