

FILED

UNITED STATES DISTRICT COURT
ALBUQUERQUE, NEW MEXICO

AO 93 (Rev. 12/09) Search and Seizure Warrant

JUN 15 2012

mez

UNITED STATES DISTRICT COURT

for the
District of New Mexico

MATTHEW J. DYKMAN
CLERK

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

Case No.

12-MR-517

550 U.S. Highway 491, Gallup, New Mexico 87301)
Described in Attachment A.)

SEARCH AND SEIZURE WARRANT

To: Any authorized law enforcement officer

An application by a federal law enforcement officer or an attorney for the government requests the search of the following person or property located in the _____ District of _____ New Mexico
(identify the person or describe the property to be searched and give its location):

See Attachment A, Incorporated herein by reference

The person or property to be searched, described above, is believed to conceal (identify the person or describe the property to be seized):

See Attachment B, Incorporated herein by reference

I find that the affidavit(s), or any recorded testimony, establish probable cause to search and seize the person or property.

YOU ARE COMMANDED to execute this warrant on or before

21 Jun 12

(not to exceed 14 days)

in the daytime 6:00 a.m. to 10 p.m.

at any time in the day or night as I find reasonable cause has been established.

Unless delayed notice is authorized below, you must give a copy of the warrant and a receipt for the property taken to the person from whom, or from whose premises, the property was taken, or leave the copy and receipt at the place where the property was taken.

The officer executing this warrant, or an officer present during the execution of the warrant, must prepare an inventory as required by law and promptly return this warrant and inventory to United States Magistrate Judge

(name)

I find that immediate notification may have an adverse result listed in 18 U.S.C. § 2705 (except for delay of trial), and authorize the officer executing this warrant to delay notice to the person who, or whose property, will be searched or seized (check the appropriate box) for _____ days (not to exceed 30).

until, the facts justifying, the later specific date of _____.

Date and time issued: *11 Jun 12 1800 hrs*

[Signature]

W. DANIEL SCHNEIDER

City and state: Albuquerque, New Mexico

UNITED STATES MAGISTRATE JUDGE

Printed name and title

AO 93 (Rev. 12/09) Search and Seizure Warrant (Page 2)

Return

Case No.: <u>12-MR-517</u>	Date and time warrant executed: <u>6/15/12 7:30 AM</u>	Copy of warrant and inventory left with: <u>Abdul Adi</u>
----------------------------	--	---

Inventory made in the presence of: Eric BONZA

Inventory of the property taken and name of any person(s) seized:


- 1 - 12 jerseys
- 2 - 7 lanyards
- 3 - 17 beanie caps
- 4 - 1 voided US bank check
- 5 - 26 pair of sunglasses

Abdul Adi

Certification

I declare under penalty of perjury that this inventory is correct and was returned along with the original warrant to the designated judge.

Date: 6/15/12


 Executing officer's signature
James Quaranta SA
 Printed name and title

ATTACHMENT A
DESCRIPTION OF PROPERTY TO BE SEARCHED

The business to be searched is located at **550 U.S. Highway 491, Gallup, New Mexico 87301**, and the curtilage thereof, including the retail business and all outbuildings located on the property. The business located at 550 U.S. Highway 491, Gallup, New Mexico 87301 consists of a Fina gas station and associated convenience store. A "Fina" sign is located outside the business as well as on awning over gas pumps. The structure is a gray building with white trim. The building has plate glass windows on the north side where the entrance is located. The entrance is double glass door with the address "550" located above the door and an ice storage machine to the west side of the entrance doors. The business is located on the east side of highway. The gas station has six (6) islands of gas pumps.



ATTACHMENT "B"

DESCRIPTION OF PROPERTY TO BE SEARCHED FOR AND SEIZED

Items and records to be seized include all evidence, fruits and instrumentalities, in whatever form (including on a computer or other storage medium) pertaining to violations of Title 18 United States Code §545 and Title 18 United States Code § 2320,:

1. Any Counterfeit trademarked items such as Clothing, apparel, hats, holograms, hangtags or trademark symbols relating to violations of Title 18 United States Code §545 and Title 18 United States Code § 2320.
2. Any and all records relating to violations of Title 18 United States Code §545 and Title 18 United States Code § 2320; including shipping packaging and/or packaging slips, business records and other documents relating to the importation, purchase, sale and/or transfer of property in the form of written documents and records, both on paper and in computer systems or other electronic devices at the location where the smuggled commodities are to be delivered, stored, or sold.
3. Any and all records relating to occupancy and/or property ownership, including utility bills, rental/lease agreements, property deeds, proof of occupancy documents.
4. Any and all business transaction records, customer lists, financial statements, and other evidence of financial transactions relating to violations of Title 18 United States Code §545 and Title 18 United States Code § 2320, including shipping packaging and/or packaging slips, business records and other documents relating to the importation, purchase, sale and/or transfer of property in the form of written documents and records, both on paper and in computer systems or other electronic devices at the location where the smuggled commodities are to be delivered, stored, or sold.
5. Any and all telephone and address books, communication devices and/or records, mobile and cellular telephones, including records of telephone calls whether recorded in writing or electronically, and lists of telephone and pager numbers or papers which reflect names, addresses and/or telephone numbers of individuals relating to violations of Title 18 United States Code §545 and Title 18 United States Code § 2320.
6. Books, records, ledgers, receipts, notes, bank records, credit card records, photographs, DVD's and/or other papers relating to violations of Title 18 United States Code §545 and Title 18 United States Code § 2320.
7. Records or documents that show the expenditure of funds for personal and business-related expenses such as receipts, invoices, check stubs, check registers, ledgers,

statements of account, payroll records relating to violations of Title 18 United States Code §545 and Title 18 United States Code § 2320.

10. Electronic devices which are capable of analyzing, creating, displaying, converting, or transmitting electronic or magnetic computer impulses or data. These devices include computers, computer components, computer peripherals, word processing equipment, modems, monitors, printers, plotters, encryption circuit boards, optical scanners, external hard drives, external media, personal digital devices and other computer-related electronic devices that were or may have been used as a means to commit violations relating to Title 18 United States Code §545 and Title 18 United States Code § 2320.

11. Computers, computer hard drives, or other physical objects upon which computer data can be recorded (hereinafter, "COMPUTER") that is called for by this warrant, or that might contain things otherwise called for by this warrant as described in paragraphs 3,5,7,8 and 9 of this attachment, including:

- a) Evidence of who used, owned, or controlled the COMPUTER at the time the things described in this warrant were created, edited, or deleted, such as logs, registry entries, configuration files, saved usernames and passwords, documents, browsing history, user profiles, email, email contacts, "chat," instant messaging logs, photographs, and correspondence.
- b) Evidence of software that would allow others to control the COMPUTER, such as viruses, Trojan horses, and other forms of malicious software, as well as evidence of the presence or absence of security software designed to detect malicious software.
- c) Evidence of the lack of such malicious software;
- d) Evidence of the attachment to the COMPUTER of other storage devices or similar containers for electronic evidence.
- e) Evidence of counter-forensic programs (and associated data) that are designed to eliminate data from the COMPUTER.
- f) Evidence of the times the COMPUTER was used.
- g) Passwords, encryption keys, and other access devices that may be necessary to access the COMPUTER.
- h) Documentation and manuals that may be necessary to access the COMPUTER or to conduct a forensic examination of the COMPUTER.
- i) Contextual information necessary to understand the evidence described in this attachment.
- j) Records and things evidencing the internet protocol address relating to violations of Title 18 United States Code §§545 and Title 18 United States Code §§2320
- k) Routers, modems, and network equipment used to connect computers to the internet.
- l) Records of internet protocol addresses used.

- m) Records of internet activity, including firewall logs, caches, browser history and cookies, "bookmarked" or "favorite" web pages, search terms that the user entered into any internet search engine, and records of user-typed web addresses.

12. As used above, the terms "records" and "information" include all of the foregoing items of evidence in whatever form and by whatever means they may have been created or stored, including any form of computer or electronic storage (such as hard disks or other media that can store data); any handmade form (such as writing, drawing, painting); any mechanical form (such as printing or typing); and any photographic form (such as microfilm, microfiche, prints, slides, negatives, videotapes, motion pictures, or photocopies).