

FILED IN DISTRICT COURT  
OKLAHOMA COUNTY



JUL 17 2015

TIM RHODES  
COURT CLERK

No. SW-15-739

AFFIDAVIT FOR SEARCH WARRANT  
UNIFORM CONTROLLED DANGEROUS  
SUBSTANCES ACT

In the District Court )  
Oklahoma County )  
State of Oklahoma )

24

**BEFORE THE UNDERSIGNED JUDGE OF THE DISTRICT COURT**

Your affiant, SSgt Chad VonTungeln, being duly sworn deposes and says that at the following location:

7000W BRITTON APT 1101 IS LOCATED IN THE BRITTON COURTYARD APARTMENT COMPLEX. THIS IS A MULTI FAMILY APARTMENT COMPLEX LOCATED IN OKLAHOMA CITY. THE BUILDINGS ARE ALL TAN STUCCO WITH TAN SIDING. THE ROOFS ARE GREY COMPOSITE SHINGLE. APARTMENT 1101 IS IN BUILDING NUMBER 11. BUILDING NUMBER 11 IS IN THE CENTER OF THE COMPLEX. IT IS SPECIFICALLY SOUTH OF THE OFFICE ACROSS THE PARKING LOT AND TWO BUILDINGS EAST OF THE OFFICE. IT IS JUST EAST OF BUILDING NUMBER 10. APARTMENT 1101 IS THE VERY SOUTHEAST CORNER APARTMENT. THE FRONT DOOR FACES EAST AND IS A PINK/MAROON COLOR. THE NUMBERS "1101" ARE IN BLACK ON TOP AND IN THE CENTER OF THE DOOR ON A TAN TRIM PIECE.

There is now located certain property to wit:

Marijuana, paraphernalia related to the sale and consumption of marijuana, including but not limited to scales, bongs, pipes, baggies, rolling papers, screens and filters, sifters, grinders, etc., records, papers, notebooks, and monies derived from the sale of illegal narcotics,

And articles of personal property tending to establish the identity of the person or persons in control or possession of the place including, but not limited to, utility company receipts, rent receipts, canceled mail envelopes, credit card receipts, repair bills, vehicle registrations and titles, photographs, audio tapes, video tapes, keys, and articles of clothing, which is subject to seizure under the Uniform Control Dangerous Substances Act of this state, specifically, 63 O.S. 1981, 2-503 and 2-504.

**Facts tending to establish the foregoing grounds for issuance of a search warrant are as follows:**

Your Affiant is an Officer with the Oklahoma City Police Department and has been employed as a police officer since 2001. Your Affiant is currently assigned to the Hefner IMPACT Unit, being a street level narcotics unit for the Hefner Division of the Oklahoma City Police Department.

Your Affiant has received training in the detection and recognition of illegal narcotics through the basic police academy, in-service training and related seminars and schools. Your affiant has received training in Drug/Narcotic Interdiction and Investigation, along with Arrest, Search & Seizures.

During time as a patrol officer, your Affiant was involved in a number of felony arrests involving illegal narcotics, which resulted in numerous convictions of suspects, as well as seizures of guns, monies and property. Your Affiant has been involved in the execution of numerous search warrants, which resulted in the arrests and convictions of narcotic dealers and traffickers.

Your Affiant has attended schools and seminars relating to investigative law enforcement to include instruction in the areas of search warrant preparation and execution, legal issues involving search warrants and their execution, and issues relating to the successful prosecution of such cases. Your Affiant has attended schools specializing in the detection, identification, and investigation of drug related offenses, to include transportation of drugs and money, distribution and sale of illicit drugs, methods of manufacture and use of illegal drugs, and investigative methods and tools.

Your Affiant has assisted in numerous investigations involving city, state, and federal agencies which have resulted in apprehension of persons on narcotic related charges as well as the seizure of drugs, property, and monies. Your Affiant has participated in the purchase of illegal narcotics with the use of confidential informants while working in an undercover capacity. Your Affiant has had conversations with and been in the company of other experienced local, state, and federal law enforcement officers as well as prosecuting attorneys representing both state and federal systems concerning narcotics

and dangerous drug trafficking activities and criminal violations. In the course of investigations and interviews, your Affiant has become familiar with the clandestine business practices of drug traffickers and illicit drug traffickers.

**Based upon your Affiant's training, experience, and participation in investigations involving Controlled Dangerous Substance, your Affiant knows the following to be true:**

- A. That persons who distribute controlled dangerous substances very often place assets, as well as maintain telephone numbers, residence, and other means of ascertaining their identities, in alias names or names of others to avoid detection by law enforcement agencies;
- B. That even though those assets, telephones and properties are in alias, or other persons' names, the drug dealers/traffickers continue to use and exercise dominion and control over them;
- C. That persons who distribute controlled dangerous substances must maintain on hand quantities of currency in order to maintain and finance their on-going narcotics business;
- D. That persons who distribute controlled dangerous substances maintain books, records, receipts, notes, ledgers, airline tickets, money orders, and other papers relating to the transportation, ordering, sale and distribution of controlled substances, even though such documents may be in code;
- E. That persons who distribute controlled dangerous substances commonly front drugs (provide controlled substances on consignment) to their clients, as well as are "fronted" drugs by their own sources of supply regularly as part of their dealing operations;
- F. That the aforementioned books, records, receipts, notes, ledgers, etc. are commonly maintained where the persons who distribute controlled dangerous substances have ready access to them; i.e., their place of safe keeping and vehicles under their control. These records, etc. are commonly kept for extended periods of time much the same as a legitimate business might keep records of purchasers and suppliers, and what is payable or receivable;
- G. That persons who distribute controlled dangerous substances conceal in their residences drugs, currency, financial instruments, precious metals, jewelry, and other items of value and/or proceeds of drug transactions and evidence of financial transactions relating to the obtaining, transferring, secreting, or spending money made from the sale of controlled dangerous substances in residences, garages, storage buildings, automobiles, safety deposit boxes and safes. This is done to conceal such items from law enforcement agencies;
- H. That persons who distribute controlled dangerous substances commonly maintain addresses or telephone numbers in books or papers which reflect names, addresses and/or telephone numbers for their associates in the business of drug distribution, even if said items may be in code;
- I. That persons who distribute controlled dangerous substances frequently use phone answering equipment attached to phone service at the location where they are living on conducting illegal drug activities for the purpose of receiving messages from their sources or customers, where such messages are recorded on audio tape, for the purpose of facilitating illegal drug activities;
- J. That persons who distribute controlled dangerous substances commonly take or cause to be taken photographs of themselves, their associates, their property and their products, and that these traffickers usually maintain these photographs in their possession, at their residence and places of safe keeping;
- K. That persons who distribute controlled dangerous substances usually keep paraphernalia for manufacturing, packaging, cutting, weighing, and distributing controlled substances at their residence or in other locations where their drug related activities occur, and that such paraphernalia usually includes, but is not limited to scales, plastic baggies, pipes, police scanners, and firearms.
- L. That people who engage in the crimes of distribution and trafficking of controlled dangerous substances keep large quantities of the substance on hand and in/on properties and vehicles that they control. This is done to allow them quick/easy access to the substance when they negotiate a transaction and to allow them a sense of security over their investment.

Your Affiant is familiar with the information contained in this Affidavit either through personal investigation, discussions with involved police department personnel, or official police reports. Since this Affidavit is being submitted for the limited purpose of securing authorization for a search warrant, your Affiant has not included each and every fact concerning this investigation. Your Affiant has set forth only the facts that your Affiant believes are necessary to establish the necessary foundation for a search warrant for this location.

On 7-1-15 Detective Keith Medley from the Oklahoma City Police Departments Criminal Intelligence group conducted a traffic stop at Wilshire and N Harvey Ave. As a result of the stop Wali Qadir (aka Wallace McCoy) was arrested for possession of CDS Marijuana with Intent and Possession of Drug Proceeds when officers recovered over \$1000 US currency and just over 7g of high grade marijuana.

During the traffic stop the front seat passenger Erika Shinault told Det Medley that Wali sold high grade marijuana. In addition Wali told S/A Furr from the FBI that he was only a small time player in marijuana drug dealing.

Wali gave officers an address of 7000 W Britton Apt 1103 as his home address but later admitted that was the address of his next door neighbor. During a consent search of the vehicle being driven by Wali Det Medley located a piece of mail addressed to Wali Qadir 7000 W Britton Apt 1101. A check of utilities revealed that 7000 W Britton #1101 Wali Qadir with the same birthdate that are active and have been active since June 12, 2014.


Wali Qadir was named Wallace McCoy at birth but changed his name to Wali Qadir while incarcerated in the Oklahoma Department of Corrections. Wali Qadir aka Wallace McCoy has prior DOC convictions for Murder in the second degree (CF91-3458), Conspiracy to distribute cocaine HCL (CF04-5947), Assault with a Dangerous Weapon (CF06-5526), and Possession of CDS-Marijuana (CF10-2617).

This information has been presented to the Court within 72 hours of illegal drugs being seen at the location. Based on your Affiant's investigation, statements made by CI, and marijuana purchased from the residence, your Affiant believes there to be evidence of the consumption/distribution of marijuana at 7000 W BRITTON APT #1101 and requests a search warrant, with DAYTIME service authorized, to be issued for 7000 W BRITTON APT #1101, located in Oklahoma City, Oklahoma County., to include its curtilage and all persons inside the residence at the time of the service. Your Affiant intends to execute this warrant within the earliest practical time within 10 days of the approval and issuance of the Court.

  
SIGNATURE OF AFFIANT

Sworn to before me and subscribed in my presence this 2nd day of July, 2015.

3:54 PM Time

  
Judge of the District Court

In the District Court )  
Oklahoma County )  
State of Oklahoma )

No. SW-15-739  
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OKLAHOMA COUNTY

**SEARCH WARRANT  
UNIFORM CONTROLLED DANGEROUS SUBSTANCES ACT**

JUL 17 2015

TIM RHODES  
COURT CLERK

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In the Name of the  
State of Oklahoma

To any Sheriff, Policeman, or Peace Officer in the County of Oklahoma;

Probable cause having been shown by the affidavit of SSgt C VonTungeln, an agent of the Oklahoma City Police Department, for believing the following property:

Marijuana, paraphernalia related to the sale and consumption of marijuana, including but not limited to scales, bongs, pipes, baggies, rolling papers, screens and filters, sifters, grinders,

And documentation tending to establish dominion and control over the location being searched, as well as documents related to the distribution of a controlled dangerous substance to include but not limited to: records, ledgers, address books, money transfer receipts, money transfers, bank deposits, employee records, income tax returns, cell phones, telephone books, telephone bills, telephone records, rent receipts, rental car agreements, mini-storage receipts, cellular telephone agreements, pager rental agreements, bills and receipts related to cellular telephones and pagers, and any property and/or U.S. currency being proceeds of or related to the distribution of a controlled dangerous substance. Also ledgers containing quantity of controlled dangerous substances possessed, ledgers of money owed to the suspects for narcotics they have provided to co-conspirators, ledgers of money owed by the suspects to their suppliers, transportation and distribution instructions for the narcotics being sold, and other types of documentation regarding the sale of narcotics. Cellular phones and electronic storage devices capable of storing records related to drug distribution to include but not limited to: hard drives and flash drives,

And that the said property is subject to seizure under the Uniform Control Dangerous Substances Act of this state, specifically, 63 O.S. 1981, 2-503 and 2-504, and is evidence of the commission of a crime.

are located at:

700 W BRITTON APT 1101 IS LOCATED IN THE BRITTON COURTYARD APARTMENT COMPLEX. THIS IS A MULTI FAMILY APARTMENT COMPLEX LOCATED IN OKLAHOMA CITY. THE BUILDINGS ARE ALL TAN STUCO WITH TAN SIDING. THE ROOFS ARE GREY COMPOSITE SHINGLE. APARTMENT 1101 IS IN BUILDING NUMBER 11. BUILDING NUMBER 11 IS IN THE CENTER OF THE COMPLEX. IT IS SPECIFICALLY SOUTH OF THE OFFICE ACROSS THE PARKING LOT AND TWO BUILDINGS EAST OF THE OFFICE. IT IS JUST EAST OF BUILDING NUMBER 10. APARTMENT 1101 IS THE VERY SOUTHEAST CORNER APARTMENT. THE FRONT DOOR FACES EAST AND IS A PINK/MAROON COLOR. THE NUMBERS "1101" ARE IN BLACK ON TOP AND IN THE CENTER OF THE DOOR ON A TAN TRIM PIECE.

You are therefore commanded, in the **DAYTIME**, to make a search of said described premises, its curtilage, and any persons found within said premises at the time of the warrant service, within ten (10) days as outlined in 22 O.S. § 1231, in a manner prescribed in the supporting affidavit, and a return of this warrant will be delivered to the Court within ten (10) days of the issuance of this warrant.

You are further commanded to deliver a copy of this warrant to the person(s) found in possession of the above property or at the place where this warrant is served.

July 2, A.D. 2015  
Date and Time Issued  
at 3:54 PM  
Bill Rhoads  
Judge of the District Court