STATE OF NORTH CAROLINA

File No.

Durham County

FILED
13 MAY 31 PM 12:26
DURHAM COUNTY, C.S.C.
BY

In The General Court Of Justice
☐ District ☒ Superior Court Division

In Re: The Nontestimonial Identification Of	NONTESTIMONIAL IDENTIFICATION ORDER (ADULT SUSPECT) G.S. Chapter 15A, Art. 14
Name And/Or Description: Jacob Beatley	
Address: 103 West Longview St.	
City, State, Zip: Chapel Hill, NC 27514	Offense: Homicide

To The Suspect Named Or Described Above:

You are ORDERED to appear at:

Date	Time	Location
06-04-2013	10:00 ☒ AM ☐ PM	Chapel Hill Police Department

The undersigned finds that there is probable cause to believe that the offense named above, which is punishable as a felony or Class A1 or Class 1 misdemeanor, has been committed.

There are reasonable grounds to suspect that you committed the offense and that the results of the procedures ordered here will be of material aid in determining whether you committed the offense. The grounds to believe that an offense has been committed, to suspect that you committed it, and to believe that this Order will be of material aid in confirming or negating the suspicion, are stated in the attached application and affidavit. Your presence is required for the purpose of permitting nontestimonial identification procedures in order to aid in the investigation of the offense named above.

The methods to be used and the time required to conduct the nontestimonial procedures are as follows:

Procedures For Nontestimonial Identification	
Saliva sample, fingerprints	
Methods: DNA/ bucal swabbing	Time Required: ____ Hours 15 Minutes

During the period of your appearance you will not be subject to interrogation or asked to make any testimonial statement except that required for voice identification.

You may request the Court to modify the time and place for the identification procedure ordered including a request to hold the procedure at your residence, unless a line-up is ordered.

You are entitled to be represented by an attorney at the procedure, and if you cannot afford to retain an attorney, the state will appoint one if you so desire.

IF YOU FAIL TO APPEAR AS THIS ORDER DIRECTS, YOU MAY BE HELD IN CONTEMPT OF COURT.

This information was furnished under oath by the person(s) named below.

Name Of Prosecutor	Date
Roger Echols	05-31-2013
Name Of Other Affiant: Rodney Matthews	Signature
	☐ District Court Judge ☒ Superior Court Judge

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Original-File Copy-Suspect
(Over)

INSTRUCTION TO SERVING OFFICER

☐ 1. This Order must be served personally at least seventy-two (72) hours before the nontestimonial identification procedure.

☐ 2. I find, for the reasons stated by the prosecutor in the application for the nontestimonial identification order, that the order does not have to be served at least seventy-two (72) hours before the nontestimonial procedure. Therefore, the order must be served within the time indicated below.

Time In Which Order Must Be Served Prior To Procedure

Date

Signature

☐ *District Court Judge* ☐ *Superior Court Judge*

RETURN OF SERVICE

I certify that this Order was received and served as follows:

Date Served	*Time Served* ☐ AM ☐ PM	*Signature Of Suspect*

☐ By delivering to the named suspect personally a copy of the order.

☐ Suspect WAS NOT served for the following reason:

Date Received	*Date Of Return*	*Name Of Law Enforcement Officer*
City, County		*Agency*

MODIFICATION ORDER

The time and place of the suspect's appearance is changed as follows:

Date

Signature

☐ *District Court Judge* ☐ *Superior Court Judge*

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On Friday, September 7, 2012 at approximately 11:00 am, Faith Danielle Hedgepeth was found deceased, by her roommate, in the apartment they shared at 5639 Old Chapel Hill Road (Hawthorne at the View apartment complex). Investigators determined that Hedgepeth's death was a homicide. The investigation has revealed that Faith and her roommate went to a local Chapel Hill nightclub, The Thrill, in the early morning hours of Friday, September 7, 2012. Faith was last known to be alive around 3:00 am at the apartment she shared with her roommate.

Just prior to March 1, 2013, Lt. T. Smith was reviewing cell phone records in a cell tower dump which was conducted earlier in this investigation. Lt. T. Smith found an incident report associated with a number in the cell tower dump that was connected to a Jacob Beatley who lives at 103 W. Longview St. Chapel Hill, N.C. Lt. Smith brought this to my attention, as the listed address was a primary focus during the early stages of this investigation. I told him that the name did not sound familiar to me.

The call from Jacob's phone was made during the early morning hours of Friday, September 7, 2012 at 04:15 am, which fits the targeted location, date, and time frame specified in the cell tower dump. This particular call suggests that Jacob's cell phone was in the target area, and that he was most likely the person in possession of the phone.

Additionally, it should also be noted that Faith Hedgepeth's roommate, Karena Rosario, left the apartment on Friday, September 7, 2012 at approximately 04:27 am after she was picked up by her friend, Jordan McCrary. Jordan also resides at 103 W. Longview St. with Jacob Beatley. Jordan and Karena left the Hawthorne at the View apartment complex and drove to the 103 W. Longview St. address where they stayed for the remainder of the night. These facts along with the phone call suggests that Jacob Beatley may have known that Faith Hedgepeth was in the apartment alone, or was about to be.

Lt. Smith did some more research on Jacob Beatley and discovered another incident report involving him from the year 2010 (CHPD 10-06847) in which a police officer from New Albany, Ohio, contacted our agency and reported information to one of our officers regarding a suspect believed to be enroot to Chapel Hill from Ohio. The officer further reported that Jacob Beatley had made some threatening statements to his mother`s boyfriend in New Albany, and they believed that he might be in possession of a stolen handgun. According to the reporting officer, Jacob was a U.N.C. student, but had recently withdrawn from school and was still living at 103 W. Longview St. Chapel Hill, N.C.

Jacob Beatley allegedly had begun to exhibit mental health concerns and was being treated in Ohio. The reporting officer further reported that Jacob and his mother got into an argument and she kicked him out of her house. After that, it was reported that he sent his mother a text message implying he intended to shoot her boyfriend in the head. The boyfriend reported to Ohio police that he was unable to locate his Smith and Wesson 9mm handgun, and believed that Jacob might have it. No additional details are available regarding this report.

On 3/1/2013, Lt. Smith and I drove to 103 W. Longview St. where we spoke with Jacob Beatley. He answered the questions on our questionnaire and also stated that he was at The Thrill during the early morning hours of Friday, September 7, 2012. Jacob said he drove home after leaving the club where he

stayed for the remainder of the night. I asked him what time he left the club that night, but he couldn't recall.

I asked Jacob Beatley to submit a sample of his DNA, but he seemed hesitant to do so. Jacob said that he wanted to consult with his dad first, and done so via cell phone while he sat in the car with us. After their conversation ended, Jacob stated that his dad wanted to consult with an attorney before allowing him to submit a sample. I reminded Jacob that he was an adult and could submit a sample without his dad's permission, and also reassured him that he had nothing to worry about as long as he had nothing to do with Faith's death. Jacob eventually decided to wait on a response from his dad. He also said that he would be in touch with me in a few days and would let me know what he decided. I told Jacob that was fine, and then gave him my business card with my contact information. Lt. Smith and I left Jacob's residence and drove back to the police department.

Several days went by and I never heard from Jacob Beatley. I left him several voicemails and sent him a few e-mails asking him to contact me. I never receive a response. On 4/5/2013, Lt. Smith and I drove back to Beatley's residence to try and talk with him, but one of his roommates said that he wasn't available. We drove back to the police department where I later received an e-mail from Jacob stating that that he did not want to submit a sample of his DNA.