File No.

SEARCH WARRANT

IN THE MATTER OF

Suspicious Death of Faith Hedgepeth

Date Issued	Time Issued
09/07/2012	339 ☐ AM ☑ PM

Name Of Applicant: Lori Evans

Name Of Additional Affiant:

Name Of Additional Affiant:

RETURN OF SERVICE

I certify that this Search Warrant was received and executed as follows:

Date Received	Time Received
9/8/12	1610 ☐ AM ☒ PM
Date Executed	**Time Executed**
9/7/12	1611 ☐ AM ☒ PM

☐ I made a search of _____

See Attached

_____ as commanded.

☒ I seized the items listed on the attached inventory.

☐ I did not seize any items.

☐ This Warrant WAS NOT executed within forty-eight (48) hours of the date of issuance and I hereby return it not executed.

Name Of Officer Making Return (Type Or Print): Lori Evans

Signature Of Officer Making Return: Lori Evans

Department Or Agency Of Officer	Incident Number
C.H.P.D.	12-20848

STATE OF NORTH CAROLINA

Durham County

In The General Court Of Justice
District/Superior Court Division

To any officer with authority and jurisdiction to conduct the search authorized by this Search Warrant:

I, the undersigned, find that there is probable cause to believe that the property and person described in the application on the reverse side and related to the commission of a crime is located as described in the application.

You are commanded to search the premises, vehicle, person and other place or item described in the application for the property and person in question. If the property and/or person are found, make the seizure and keep the property subject to Court Order and process the person according to law.

You are directed to execute this Search Warrant within forty-eight (48) hours from the time indicated on this Warrant and make due return to the Clerk of the Issuing Court.

This Search Warrant is issued upon information furnished under oath or affirmation by the person(s) shown.

Date	Name (Type Or Print)	Signature
09/07/2012	MICHAEL O'FOGHLUDHA	

☐ Deputy CSC ☐ Assistant CSC ☐ CSC ☐ Magistrate ☐ District Ct. Judge ☑ Superior Ct. Judge

This Search Warrant was delivered to me on the date and at the time shown below when the Office of the Clerk of Superior Court is closed for the transaction of business. By signing below, I certify that I will deliver this Search Warrant to the Office of the Clerk of Superior Court as soon as possible on the Clerk's next business day.

Date	Time	Name Of Magistrate (Type Or Print)	Signature Of Magistrate
	☐ AM ☐ PM		

This Search Warrant was returned to the undersigned clerk on the date and time shown below.

Date	Time	Name Of Clerk (Type Or Print)	Signature Of Clerk	
09/26/12	10:51 ☑ AM ☐ PM	Elizabeth Tagley		☑ Dep CSC ☐ Asst CSC ☐ CSC

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(Over)

APPLICATION FOR SEARCH WARRANT

I, Lori Evans Investigator with Chapel Hill Police Department,
(Insert name and address; or if law enforcement officer, name, rank and agency)

being duly sworn, request that the Court issue a warrant to search the person, place, vehicle, and other items described in this application and to find and seize the property and person described in this application. There is probable cause to believe that *(Describe property to be seized; or if search warrant is to be used for searching a place to serve an arrest warrant or other process, name person to be arrested)*

See Attached

constitutes evidence of a crime and the identity of a person participating in a crime, *(Name crime)* *See Attached*,

and is located *(Check appropriate box(es) and fill-in specified information)*

☒ in the following premises *(Give address and, if useful, describe premises)*
5639 Old Chapel Hill Road Durham NC 27707

(and)

☐ on the following person(s) *(Give name(s) and, if useful, describe person(s))*

(and)

☒ in the following vehicle(s) *(Describe vehicle(s))*
White Nissan Altima with License Plate TYA8597

(and)

☐ *(Name and/or describe other places or items to be searched, if applicable)*

The applicant swears or affirms to the following facts to establish probable cause for the issuance of a search warrant:

See Attached

SWORN/AFFIRMED AND SUSCRIBED TO BEFORE ME	Date
Date	Name Of Applicant (Type Or Print)
Signature	Signature Of Applicant

☐ Magistrate ☐ Dep. CSC ☐ Asst. CSC ☐ Clerk Of Superior Court ☐ Judge

☐ In addition to the affidavit included above, this application is supported by additional affidavits, attached, made by

☐ In addition to the affidavit included above, this application is supported by sworn testimony, given by

This testimony has been *(check appropriate box)* ☐ reduced to writing
☐ tape recorded and I have filed each with the clrek.

NOTE: *If more space is needed for any section, continue the statement on an attached sheet of paper with a notation saying "see attachment." Date the continuation and include on it the signatures of applicant and issuing official.*

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Continuation of ***SEARCH WARRANT APPLICATION*** *of Investigator Lori Evans, Investigator, Chapel Hill Police Department, Chapel Hill, North Carolina dated September 7, 2012, to search the residence located at 5639 Old Chapel Hill Rd. Apt. 1502, Durham NC 27077 and the victim, Faith Hedgepeth's vehicle with NC registration TYA8597 belonging to the registered owner Connie Hedgepeth.*

Description of Evidence:

Any and all evidence that may relate to the suspicious death of Faith Hedgepeth on September 7, 2012, including, but not limited to, the following items:

Fingerprints, palm prints, footprints, shoeprints, weapons, and firearms including pistols, revolvers, rifles, shotguns, hatchets, axes, cutting instruments, and cutting tools, blunt force instruments, bullets, cartridges, fired cartridges, casings and fragments, and items containing traces of any of the above mentioned articles. Moving pictures, video, still pictures to preserve the nature of the scene, documentary evidence indicating ownership, possession and control of the premises and any and all evidence that may relate to the crime in question, including, but not limited to, cellular or communication devices, and associated digital, magnetic, solid-state, or electronic storage media.

Description of Crime:

Description of Crime: Death Investigation

Description of Premises to be searched:

From the Chapel Hill Police Department turn right out of lot. Proceed north on Martin Luther King Junior Boulevard. to Estes Drive. Take a right on Estes Dr. and proceed to Fordham Boulevard. Take a left onto Fordham Boulevard and proceed to Scarlett Drive. Turn right onto Scarlett Drive then curve around to the left to stay on Old Chapel Hill Road. Continue down Old Chapel Hill Road to 5639, Hawthorne at the View. Turn right into the complex and continue around to the right going all the way back to the last

Judicial Official	Affiant
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apartment building on the right. The apartment, 1502, will be on the second floor facing the parking lot on the end closest to the street. It has a black door with a gold plate with the apartment number on the upper front of the door.

Description of Vehicle to be searched: A white Nissan Altima, NC Registration TYA8597. The vehicle identification number is 1N4AL11D85C368943. The vehicle is owned by the victim's mother, Connie Hedgepeth, who resides at 104 Haliwa Drive Warrenton NC 27589.

Probable Cause Affidavit:

I, the undersigned, Lori Evans, hereinafter referred to as "Affiant," being duly sworn, say and depose as follows:

That Investigator Lori Evans, hereinafter referred to as affiant, of the Chapel Hill Police Department has been a sworn Law Enforcement Officer since May 2002. Affiant has been assigned as an Investigator with the Chapel Hill Police Department since November 2011. Prior to that, affiant was a patrol officer with the Chapel Hill Police Department. Affiant has investigated hundreds of cases including felonies. Affiant is a graduate of the Burlington Police Academy (sponsored by Chapel Hill Police Department) in 2002. Affiant has attended and graduated from numerous specialized schools pertaining to law enforcement such as the Police Law Institute, sponsored by the North Carolina Justice Academy. Interview and Interrogation in 2004 sponsored by Wake Technical Institute. Basic Criminal Investigations sponsored by Wake Technical Institute 2006. Nuisance Abatement Investigations sponsored by Wake Technical Institute in 2007. Crime Scene Processing Instruction sponsored by the Carrboro Police

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Department and Death Investigation sponsored by the North Carolina Justice Academy.

In support of this Affidavit, the Affiant shows unto the court the following facts:

Chapel Hill Police officers were dispatched to 5639 Old Chapel Hill Road, Durham NC 27707 in reference to a possible dead body located in apartment 1502. When officers arrived and were greeted by the primary tenant who advised that she had seen the victim laying on the floor and that she was unresponsive. The tenant permitted officers to enter the apartment. Officers conducted an initial protective sweep and located Faith Hedgepeth dead on a bed face up. Ms. Hedgepeth's body was hanging off the bed over a pool of blood with her black shirt pulled up over her head; she had no clothes on from the waist down. There was blood spatter on the closet and a bloody tampon was lying beside her on the bed. There was a small white paper bag with the words, "I am a jealous bitch!" written in pencil on it. The bag was lying in the center of the bed. The officers completed the protective sweep to ensure that there was no one else in the residence. Once the residence was cleared, the residence was secured.

Based on Affiant's training and experience and the information contained herein, Affiant has probable cause to believe that the search and seizure of the evidence described herein could reveal the cause of death of the deceased.

Affiant further deposes and says that to the best of her knowledge, no evidence at the scene has been altered or otherwise disturbed since the officers initially responded to and secured the scene. Affiant also avers that, with the exception of authorized law enforcement officers, no other parties have had access to the crime scene since Chapel Hill Police officers initially responded.

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Based upon the above stated facts and circumstances, the undersigned has probable cause to believe that the search and seizure of the aforementioned property is necessary for a full and complete and thorough investigation of one or more of the above stated criminal offenses and that evidence of at least one of the criminal offenses contained herein will be located in the aforementioned property. The undersigned further avers that it would be in the best interest of the administration of justice that all evidence be collected and preserved pending further action of the court.

REQUEST TO HAVE WARRANT SEALED

In support of this request, the Affiant submits that there is a preponderance of evidence to show that due to the sensitive nature of this case, the release of the information contained in the court order at this time would undermine the ongoing criminal investigation, jeopardize the prosecution's right to prosecute its case relating to the criminal investigation, and jeopardize the right of the suspect to be charged in this matter from receiving a fair trial.

In further support of this request, the Affiant shows unto the court that release of the information contained herein, could also hinder the state's ability to bring the responsible parties to justice. Finally, there is evidence in this case that is yet to be collected that is essential to the resolution of this matter and if the information contained in the warrant is made public, it could jeopardize both the criminal investigation and prosecution of this case.

Therefore, the Affiant respectfully requests that this warrant be sealed pending further order of the court.

Judicial Official	Affiant
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Date	Date

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I, the undersigned judicial official, find that there is a preponderance of evidence to believe that the release of the information contained in this warrant would undermine the ongoing criminal investigation, jeopardize the prosecution's right to prosecute its case and/or compromise the criminal investigation, and jeopardize the right of the suspect to be charged in this matter from receiving a fair trial. I therefore, ORDER that this warrant be sealed pending further order of the court.

Judicial Official

MICHAEL O'FOGHLUDHA

Judicial Official

9/7/2012

Date

Affiant

09-07-2012

Date

STATE OF NORTH CAROLINA

Durham County

File No.

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

IN THE MATTER OF:

Name: Faith Hedgepeth

INVENTORY OF ITEMS SEIZED PURSUANT TO SEARCH

G.S. 15A-223, 15A-254, -257

I, the undersigned officer, executed a search of:

Person, Premises Or Vehicle Searched: 5639 Old Chapel Hill RD Apt 1502 Durham, NC

Date Of Search: 9/7/12

This search was made pursuant to

☒ 1. a search warrant issued by: Judge O'Foghludha

☐ 2. consent to search given by:

☐ 3. other legal justification for the search:

The following items were seized:

Bedding
Bacardi Bottle
Remote Control
HTC cell phone (purple)
Pillows
Under garments
Riesling Bottle
Swabbings
Tank top
Iham think pad
Pens
Note cards
Key to Apartment

9/10/12
Jean shorts
underwear
White tank top
Sandals

Wallet of victim
Paperwork from bedroom
Paperwork from closet
Bathroom items
Flat iron

AOC-CR-206, Rev. 5/98
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(Over)
Original - File Copy - Person Whose Property Seized

Items Seized Continued:

☐ 1. I left a copy of this inventory with the person named below, who is:

- ☐ a. the owner of the premises searched.
- ☐ b. the owner of the vehicle searched.
- ☐ c. the person in apparent control of the premises searched.
- ☐ d. the person in apparent control of the vehicle searched.
- ☐ e. the person from whom the items were taken.

☒ 2. As no person was present, I left a copy of this inventory:

- ☒ a. in the premises searched, identified on the reverse.
- ☐ b. in the vehicle searched, identified on the reverse.

Name And Address Of Person To Whom A Copy Of This Inventory Was Delivered, If Any

The law enforcement agency identified below will hold the seized property subject to court order.

SWORN AND SUBSCRIBED TO BEFORE ME	*Signature Of Law Enforcement Officer*
Date 09/25/12	*Title Of Law Enforcement Officer* Investigator
Signature	*Name And Address Of Agency* Chapel Hill Police 828 Martin Luther King JR BLVD Chapel Hill, NC 27616
☑ *Deputy CSC* ☐ *Assistant CSC* ☐ *Clerk Of Superior Court* ☐ *Magistrate*	

ACKNOWLEDGMENT OF RECEIPT

I, the undersigned, received a copy of this inventory.

Date	*Signature of Person Receiving Inventory*

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