

AFFIDAVIT FOR SEARCH WARRANT

Commonwealth of Virginia

VA. CODE § 19.2-54

The undersigned Applicant states under oath:

1. A search is requested in relations to an offense substantially described as follows:

Murder, a violation of the Code of Virginia, Section 18.2-32.

[] CONTINUED ON ATTACHED SHEET

2. The place, person or thing to be searched is described as follows:

The records of MySpace.com, in the care of the Custodian of Records 407 N. Maple Dr. Beverly Hills, CA 90210

WHT (TO BE EXECUTED BY FACSIMILE to phone # 310-356-3485.)

[] CONTINUED ON ATTACHED SHEET

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

Basic user identity information, to include names, addresses, phone numbers, dates of birth, social security numbers and any other identifying information; IP address logs; Public and private messages and bulletins; historical private message header information; and Any stored user files, including any photos, videos, music, blogs, blog comments by others; and Lists of all friends for the following Friend IDs: 6231535, 493813426, 358445616, 188621589, 268809796, 30487437, 99021159, 91886418, 66454962, 475724998, 6749454, 64907055.

[] CONTINUED ON ATTACHED SHEET

(OVER)

2009 00080

CASE NO.
AFFIDAVIT FOR SEARCH WARRANT
APPLICANT: W. H. Hogan NAME Sergeant TITLE (IF ANY) Farmville Police Dept. ADDRESS 116 N. Main St. P.O. Box 24 Farmville, VA 23901
Certified to Clerk of Circuit Court CITY OR COUNTY on DATE TITLE SIGNATURE
Original Delivered [] in person [] by certified mail [] by electronically transmitted facsimile to Clerk of Circuit Court CITY OR COUNTY WHERE EXECUTED on DATE TITLE SIGNATURE
Complete only if different than above: Copy delivered [] in person [] certified mail [] by electronically transmitted facsimile to Clerk of Circuit Court CITY OR COUNTY OF ISSUANCE on DATE TITLE SIGNATURE

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

On September 18, 2009 four bodies were located by police in a residence at 505 First Ave. in Farmville, Virginia. Richard Samuel Alden McCroskey, III is the suspect in their homicides. McCroskey was a reported "boyfriend" of Emma Niederbrock, one of the deceased. One of the primary methods of communication between McCroskey (6231535, 493813426, 358445616) and Niederbrock (188621589, 268809796) was through their MySpace accounts. Another victim in this incident, Melanie Wells, also maintained a MySpace account (30487437). Various friends and associates of both the suspect and victims (99021159, 91886418, 66454962, 475724998, 6749454, 64907055) have been posting information on their MySpace pages concerning the relationship between McCroskey and Niederbrock, the attendance of a concert in Michigan by the suspect and the victims, how and when the suspect and victims met, the last contact these friends had with the victims.

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

7. 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:

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

Sergeant

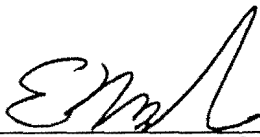
TITLE OF APPLICANT


APPLICANT

Subscribed and sworn to before me this day.

OCT 6 2009 4:00 PM

DATE AND TIME


[] CLERK MAGISTRATE [] JUDGE

200900080

SEARCH WARRANT

Commonwealth of Virginia VA. CODE §§ 19.2-56, 19.2-57

TO ANY AUTHORIZED OFFICER:

You are hereby commanded in the name of the Commonwealth to forthwith search the following place, person or thing either in day or night

MySpace.com c/o Custodian of Records, 407 N. Maple Dr. Beverly Hills, CA 90210

for the following property, objects and/or persons:

User identity information to include names, addresses, phone numbers, dates of birth, social security numbers, IP address logs, public and private messages and bulletins, historical private message header information, and any stored user files including photos, videos, music, blogs, blog comments by others and lists of all friends for the following Friend ID's: 6231535, 493813426, 358445616, 188621589, 268809796, 30487437, 99021159, 91886418, 66454962, 475724998, 6749454, 64907055

You are further commanded to seize said property, persons, and/or objects if they be found and to produce before the Prince Edward Circuit Court an inventory of all property, persons, and/or objects seized.

This SEARCH WARRANT is issued in relation to an offense substantially described as follows:
18.2-32 Murder

I, the undersigned, have found probable cause and believe that the property or person constitutes evidence of the crime identified herein or tends to show that the person(s) named or described herein has committed or is committing a crime and further that the search should be made, based on the statements in the attached affidavit sworn to by

Sgt. WH Hogan, FPD

NAME OF AFFIANT

[] CLERK [X] MAGISTRATE [] JUDGE

10/06/2009 04:10 PM

DATE AND TIME

E. Walter Newman Jr.

FILE NO.

SEARCH WARRANT

COMMONWEALTH OF VIRGINIA

v./In re

MySpace.com

407 N Maple Dr

Beverly Hills, CA 90210

SEARCH INVENTORY AND RETURN

The following items, and no others, were seized under authority of this WARRANT:

1. 3 compact discs containing records of myspace.com
2. Accounts of FRIEND 10 #'s
3. 6231535, 493813426, 358445616, 188621589,
4. 268809796, 30487437, 99021159, 91886418,
5. 66454962, 475724998, 6749454, & 64907055
6.
7.
8.
9.
10.
11.
12.

The statement above is true and accurate to the best of my knowledge and belief.

10/19/2009
DATE

William H. Hays
EXECUTING OFFICER

Subscribed and sworn before me this day

10-19-2009
DATE

Jacqui Glauk
[] CLERK [] MAGISTRATE [] JUDGE

FOR NOTARY PUBLIC'S USE ONLY:

State of [] City [] County of

Acknowledged, subscribed and sworn to before me this day of, 20

.....
NOTARY REGISTRATION NUMBER

.....
NOTARY PUBLIC
(My commission expires:)

EXECUTION

Executed by searching the within described place, person or thing.

10/6/2009 1630 Hrs
DATE AND TIME EXECUTED

William H. Hays
EXECUTING OFFICER

Certified to PRINCE EDWARD

Circuit Court on 10/19/2009
DATE

William H. Hays
EXECUTING OFFICER

Received in person by certified mail
 by electronically transmitted
facsimile

on 10-19-09
DATE

by: *Jacqui Glauk DC*
CLERK OF CIRCUIT COURT 4:30 PM