

STATE OF OKLAHOMA  
CLEVELAND COUNTY } DISTRICT COURT IN AND FOR CLEVELAND COUNTY  
STATE OF OKLAHOMA  
TWENTY-FIRST JUDICIAL DISTRICT

FILED

MAR 15 2017

AFFIDAVIT IN SUPPORT OF SEARCH WARRANT

SW-17-64

△ 1520 Service Rd

In the office of the  
Court Clerk MARILYN WILLIAMS

I, Jason Sparks, a detective with the Moore Police Department (MPD), Moore,

Oklahoma, being duly sworn, depose and state as follows:

1. I have been employed as an officer with MPD since September 1997, and am assigned to the Investigations Division. While being assigned to the Investigations Division, I have conducted a wide variety of investigations, including robberies, homicides, rapes and other serious offenses.
2. As a commissioned officer with MPD, I am authorized to investigate violations of the laws of the State of Oklahoma.
3. I am investigating the activities of a juvenile male, hereafter referred to as H.L., and an adult male, hereafter referred as R.S., on March 8, 2017, and March 9, 2017. I submit that there is probable cause to believe that R.S. attempted to facilitate, encourage, offer or solicit sexual conduct with a minor by use of a computer in violation of Oklahoma State Statute Title 21, Chapter 29, Section 1040 13.a. I am submitting that R.S. offered money to H.L. in exchange for sexual conduct. I am submitting this affidavit in support of a search warrant authorizing the search of the items specified in Attachment A hereto, which items constitute instrumentalities, fruits, and evidence of the foregoing violation.
4. The statements in this affidavit include information provided by MPD Detective Jason Sparks. Since this affidavit is being submitted for the limited purpose of securing a search warrant, I have not included each and every fact known to me regarding this investigation. I have set forth only the facts that I believe are necessary to establish probable cause to support the issuance of a search warrant

## BACKGROUND OF INVESTIGATION

5. On March 9, 2017, at approximately 0055 hours, officers were dispatched to the Super 8 hotel located at 1520 N. Service road, Moore, Oklahoma, reference a runaway juvenile identified as H.L. A friend of H.L., hereafter referred to as T.J., was advised by H.L. that he was “going to get paid tonight.” T.J. feared H.L. was involved in illegal drugs so T.J. waited down the street from H.L.’s residence to see who he met. T.J. observed H.L. enter a white Jeep Grand Cherokee down the street from his residence located at 905 S. Bouziden, Moore, Oklahoma. T.J. followed the white Jeep to the Super 8 Hotel located at 1520 N. Service Road. T.J. then observed H.L. and an adult male, later identified as R.S., enter room 120 of the Super 8 Hotel. T.J. then contacted H.L.’s father and the police were contacted. Officers attempted to make contact with H.L. and R.S. inside the room 120, but received no answer. Officers immediately recognized an odor of raw marijuana emitting from room 120. After a short period of time officers made verbal contact with R.S. who eventually answered the door and shoved H.L. outside the room and officers made contact with R.S. Officers were advised by T.J. and R.S. the Kindle Fire used by H.L. had conversations on it between H.L. and a screen name of “Jamie Tilley” who was confirmed by R.S. to be his screen name. Officers were advised the conversations between H.L. and R.S. were pertaining to sexual activities in exchange for money. The tablet was seized as evidence and submitted to the Moore Police Department Property Custodian where it remains today.

## BACKGROUND ON DIGITAL MEDIA STORAGE DEVICES

6. The size of the electronic storage media (commonly referred to as the hard drive) used in home computers has grown tremendously within the last several years. These drives can

store thousands of images at very high resolution. Other digital media storage devices (*e.g.*, compact disks, digital video disks, floppy disks, cell phones, Blackberries, iPhones, thumb drives, video gaming stations, digital cameras, etc.) can also store tremendous amounts of digital information, including digital video and picture files.

7. As is the case with most digital technology, communications by way of computer can be saved or stored on the computer. Storing this information can be intentional, *i.e.*, by saving an email as a file on the computer or saving the location of one's favorite websites in, for example, "bookmarked" files. Digital information can also be retained unintentionally, *e.g.*, traces of the path of an electronic communication may be automatically stored in many places (*e.g.*, temporary files or ISP client software, among others). In addition to electronic communications, a computer user's Internet activities generally leave traces or "footprints" in the web cache and history files of the browser used. Such information is often maintained indefinitely until overwritten by other data. Further, even if deleted, a forensic examination can sometimes recover files and data, including evidence of online chats.

8. Digital media storage devices can store the equivalent of thousands of pages of digital information. Especially when the user wants to conceal criminal evidence, he or she often stores it in random order with deceptive file names. This requires the searching authorities to examine all the stored data to determine whether it is included in the warrant. This sorting process can take days or weeks depending on the volume of the data stored, and it would be generally impossible to accomplish this kind of data search on site.

### **SEARCHING COMPUTERS**

9. Searching computers for criminal evidence is a highly technical process requiring skill and a properly controlled environment. The search of a computer or computer system is an exacting scientific procedure designed to protect the integrity of the evidence and to recover

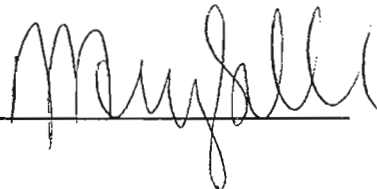
hidden, erased, compressed, password-protected, or encrypted files. Since computer evidence is vulnerable to tampering or destruction, the controlled atmosphere of a laboratory is essential to complete this task. The Moore Police Department utilizes a laboratory staffed with a certified computer forensic examiner. This certified forensic examiner will take custody of all evidence seized. All evidence seized will be taken to the forensic examiner's lab for analysis. Identical copies of the original storage media will be produced by the forensic examiner so as to maintain the integrity of the original evidence.

**CONCLUSION**

10. Based on the aforementioned factual information, I respectfully submit that there is probable cause to believe that R.S. attempted to facilitate, encourage, offer or solicit sexual conduct with a minor by use of a computer in violation of Oklahoma State Statute Title 21, Chapter 29, Section 1040 13.a. Additionally, there is probable cause to believe that evidence of this crime is located in the listed seized evidence. I therefore respectfully request that a warrant be issued authorizing the search of the items listed in Attachment A.

  
\_\_\_\_\_  
Jason Sparks  
Detective  
Moore Police Department

SUBSCRIBED AND SWORN to before me this 9 day of March, 2017.

  
\_\_\_\_\_  
Judge

*ATTACHMENT A*

**LIST OF ITEMS TO BE SEARCHED**

1. Kindle Fire tablet currently in the possession of the Moore Police Department.

STATE OF OKLAHOMA }  
IN THE DISTRICT COURT IN AND FOR CLEVELAND COUNTY }  
STATE OF OKLAHOMA }  
SEVENTH JUDICIAL DISTRICT }  
FILED

MAR 15 2017

STATE OF OKLAHOMA )  
)  
COUNTY OF CLEVELAND )

SS: SEARCH WARRANT

SW-17-104

In the office of the  
Court Clerk MARILYN WILLIAMS

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF OKLAHOMA:

TO: Any Sheriff, Deputy, Constable, Marshal, Policeman, Highway Patrolman, Agent of the Oklahoma State Bureau of Investigation, District Attorney Investigator, Oklahoma Bureau of Narcotics and Dangerous Drugs, Federal Bureau of Investigation, Drug Enforcement Administration, or other law enforcement officer thereof, in the County of Cleveland, State of Oklahoma:

Proof having been made before me, by sworn Affidavit and/or by oral testimony by one Jason Sparks, that he has reason to believe that within the property listed in Attachment A hereto:

There is now being concealed certain property or tangible items, namely:

1. Data contained in computer(s), computer hardware, computer software, computer-related documentation, computer passwords and data security devices, cameras, cellular devices, and all digital media storage devices that may be, or are used to maintain or transmit child pornography.
2. Any and all computer software, including programs to run operating systems, applications (such as word processing, graphics, or spreadsheet programs), utilities, compilers, interpreters, and communications programs that may be, or are used to maintain or transmit child pornography.
3. Any and all notes, documents, records, or correspondence, in any format and medium (including, but not limited to, envelopes, letters, papers, e-mail messages, chat logs and electronic messages, and handwritten notes pertaining to child pornography.

**All of which is subject to being lawfully seized for the following reason, to-wit:**

1. Attempting to facilitate, encourage, offer or solicit sexual conduct with a minor by use of a computer in violation of Oklahoma State Statute Title 21, Chapter 29, Section 1040 13.a.

THEREFORE, as I am presently satisfied that there is probable cause to believe that the property or tangible items so described are presently being concealed in the property listed in

Attachment A, and that the foregoing grounds for the issuance of this Search Warrant do exist;

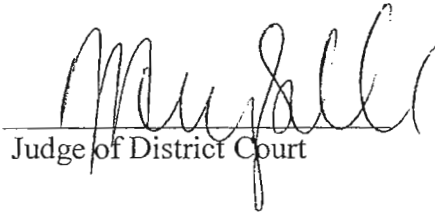
YOU ARE THEREFORE COMMANDED AND INSTRUCTED to search forthwith the place so named and described for the property or tangible items so specified herein, serving a copy of the Warrant and making the search at any time of the day; and should property or items be seized, to leave a copy of a written inventory at said premises, and to return this Warrant within ten (10) days of this date, and to preserve and produce said property or items as required by law.

You are authorized to seize and search electronic data-processing and storage devices, computers and computer systems, including central processing units; internal and peripheral storage devices such as fixed disks, external hard disks, floppy disk drives and diskettes, tape drives and tapes, optical storage devices, dongles or encryption keys, personal data assistants(PDAs) or other memory storage devices; any and all peripheral input/output devices such as keyboards, printers, video display monitors, optical readers and related communication devices such as modems, or cellular telephones; together with system documentation, operating logs and documentation, software and instruction manuals.

And to search all of the above for data and files relating to the crime of **attempting to facilitate, encourage, offer or solicit sexual conduct with a minor by use of a computer in violation of Oklahoma State Statute Title 21, Chapter 29, Section 1040 13.a.** and records demonstrating dominion and control of the computer system; whether stored on paper, or magnetic media such as tape, cassette, disk, diskette or on memory storage devices such as optical disks, programmable instruments such as telephones or cellular telephones, electronic address books, calculators, or any other storage media, whether it exists in document form, "picture" forms, or in any other digital form, together with data showing indicia of use, ownership, possession, or control of such records.

The officers are authorized, if necessary, to remove the electronic storage devices as noted above from the premises and conduct an off-site evidentiary search of the electronic storage device.

Dated this 9 day of March, 2017 at 1145 o'clock d M.

  
Judge of District Court

*ATTACHMENT A*

**LIST OF ITEMS TO BE SEARCHED**

1. Kindle Fire tablet currently in the possession of the Moore Police Department.



RETURN

STATE OF OKLAHOMA } S.S.  
CLEVELAND COUNTY }

FILED

MAR 15 2017

Received this writ on the 9<sup>th</sup> day of March, 2017,

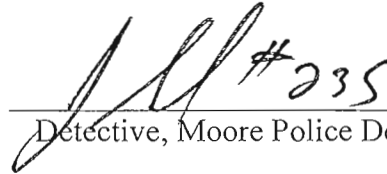
Executed the same on the 9<sup>th</sup> day of March, 2017,

In the office of the  
Court Clerk MARILYN WILLIAMS

By going to the within designated place where I found and seized the following property,  
to wit:

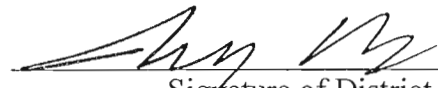
- 1) **Two DVD's containing a IEF report and a Cellebrite report of the contents of the Kindle.**

And brought the same before the within named court.

 #235  
 \_\_\_\_\_  
 Detective, Moore Police Department

15<sup>th</sup> day of March, 2017

Sworn to before me and subscribed in my presence, this 15<sup>th</sup> day of March, 2017.

  
 \_\_\_\_\_  
 Signature of District Judge



IN THE DISTRICT COURT OF THE TWENTY-FIRST JUDICIAL DISTRICT OF THE STATE OF OKLAHOMA SITTING IN AND FOR CLEVELAND COUNTY

THE STATE OF OKLAHOMA, )
Plaintiff, )
vs. )
RALPH ALLAN LEE SHORTEY )
ADDR: 2105 SW 64th St. )
Oklahoma City, OK 73159 )
DL: \*\*\*\*2854 )
SSN: \*\*\*-\*\*- )
DOB: February, 1982 )
Defendant(s). )

Case No. CF-2017- 430

STATE OF OKLAHOMA } S.S.
CLEVELAND COUNTY }
FILED
MAR 16 2017

INFORMATION

In the office of the
Court Clerk MARILYN WILLIAMS

FOR:

- COUNT 1: ENGAGING IN CHILD PROSTITUTION ~ 21 O.S. § 1029(B), a FELONY
COUNT 2: ENGAGING IN PROSTITUTION W/IN 1000 FT OF CHURCH ~ 21 O.S. § 1031(D), a FELONY
COUNT 3: TRANSPORTING MINOR FOR PROSTITUTION / LEWDNESS ~ 21 O.S. § 1087(A)(3), a FELONY

STATE OF OKLAHOMA, COUNTY OF CLEVELAND:

I, Greg Mashburn, the undersigned District Attorney of said County, in the name and by the authority of the State of Oklahoma, give information that in said County of Cleveland and in the State of Oklahoma, RALPH ALLAN LEE SHORTEY did then and there unlawfully, willfully, knowingly and wrongfully commit the crime(s) of:

COUNT 1: ENGAGING IN CHILD PROSTITUTION ~ a FELONY, on or about the 9th day of March, 2017, by knowingly engaging or soliciting a person under (18) years of age to commit an act of prostitution, by offering H.L. (DOB: 10-26-99) money in exchange for sexual contact, contrary to the form of the Statutes in such cases made and provided and against the peace and dignity of the State of Oklahoma.

COUNT 2: ENGAGING IN PROSTITUTION W/IN 1000 FT OF CHURCH ~ a FELONY, on or about the 9th day of March, 2017, by knowingly engaging in an act of Prostitution within 1000 feet of First Christian Church, in Cleveland County, State of Oklahoma, contrary to the form of the Statutes in such cases made and provided and against the peace and dignity of the State of Oklahoma.

COUNT 3: TRANSPORTING MINOR FOR PROSTITUTION / LEWDNESS ~ a FELONY, on or about the 9th day of March, 2017, by knowingly transporting H.L. (DOB: 10-26-99), a child under eighteen (18) years of age to a hotel room in Cleveland County, State of Oklahoma, for the purpose of engaging in prostitution, contrary to the form of the Statutes in such cases made and provided and against the peace and dignity of the State of Oklahoma.

I have examined the facts in this case and recommend that a warrant do issue.

GREG MASHBURN
DISTRICT ATTORNEY

By: Christy Miller
Assistant District Attorney

RALPH ALLAN LEE SHORTEY  
INFORMATION  
PAGE 2

**WITNESSES ENDORSED FOR THE STATE OF OKLAHOMA**

Scott Carpenter, Moore Police Department, 117 E. Main St., Moore, OK 73160  
Jared Grafton, Moore Police Department, 117 E. Main St, Moore, OK 73160  
Jeff Griffin, Moore Police Department, 117 E. Main, Moore, OK 73160  
Taralynn Jennings, 10413 White Oak Canyon Rd, Oklahoma City, OK 73162  
Michael Leonard, Moore Police Department, 117 E Main, Moore, OK 73160  
H.N.L., c/o DA's Office, 201 S. Jones, Suite 300, Norman, OK 73069  
Barry Long, 13701 Portofino Strada, Oklahoma City, OK 73170  
Ryan Minard, Moore Police Department, 117 E. Main St., Moore, OK 73160  
Jeffrey Shahan, Moore Police Department, 117 E. Main St., Moore, OK 73160  
Jason Sparks, Moore Police Department, 117 E. Main, Moore, OK 73160  
James White, Moore Police Department, 117 E Main, Moore, OK 73160

Law Enforcement Incident Number: 17-08441  
Lead Law Enforcement Agency: Moore Police Department

CMS Case ID Number: 17-2018

IN THE DISTRICT COURT OF  
CLEVELAND COUNTY STATE OF  
OKLAHOMA

IN THE MUNICIPAL  
MOORE, CLEVELAND COUNTY  
STATE OF OKLAHOMA



STATE OF OKLAHOMA  
CLEVELAND COUNTY

S.S.

STATE OF OKLAHOMA  
  
 MUNICIPALITY OF MOORE, OKLAHOMA  
Plaintiff,  
VS.  
SHORTEY, Ralph Allan Lee  
Defendant

FILED

Case # 17-08441

MAR 16 2017

Time of Arrest: WARRANT REQUESTED

In the office of the  
Court Clerk) MARILYN WILLIAMS

CF-17-430

**AFFIDAVIT**

**THE UNDERSIGNED UPON OATH DEPOSES AND STATES AS FOLLOWS, TO-WIT:** THAT THE AFFIANT IS EMPLOYED BY THE MOORE POLICE DEPARTMENT. THAT ON OR ABOUT THE 9<sup>th</sup> DAY OF March, 2017, AT 1520 N. Service Road, Moore, CLEVELAND COUNTY, OKLAHOMA, THE UNDERSIGNED FURTHER STATES AS FOLLOWS:

Your affiant has recently learned through conversations, interviews, and reports of the defendant soliciting the prostitution of a minor under the age of 18. On March 9, 2017, Moore Police officers contacted the defendant in hotel room 120 at the Super 8 Hotel located at 1520 N. Service, Moore, Oklahoma. The defendant was present inside the room alone with a 17 year old male juvenile, hereafter referred to as JM. Officers present observed a strong odor of marijuana coming from the room and inside the room at the time of their contact with the defendant. Officers later seized an empty green plastic container with a printed label stating, "Colorado Retail Marijuana." The container smelled of and contained a small amount of marijuana residue. Officers learned of a conversation on a messaging app "Kik" between the defendant and JM. Upon closer examination the conversation was between an online moniker of "Jamie Tilley" with Kik ID of "Brinokc4u". JM advised officers that Jamie Tilley was the defendant and the defendant advised officers he had an online name of "Jamie". The online conversation included JM advising the defendant "I need money for spring break." The defendant replied, "I don't really have any legitimate things I need help with right now. Would you be interested in "sexual" stuff?" JM responded "Yes." The conversation goes on with both discussing logistics and how and where JM and the defendant are going to meet. JM tells the defendant "Hey keep updated cause I want you bad daddy." The defendant responds, "I'm gonna fuck you like a good little boy if you keep calling me daddy." The message included a smiley face emoji after boy. JM makes the statement, "I want your vim all in .my man pussy." JM corrects himself stating, "Cum." The defendant states, "Boy pussy, baby boy." The message included a smiley face emoji after boy. The defendant asks JM "Gotcha, you gonna wanna smoke?" JM responds, "That's up to you." The defendant goes on to ask JM, "Sounds good, can you bring a pipe or something, and a lighter." At approximately 0005 hours, the defendant messages JM and states, "K, I'll be down the street a couple houses in about 10 minutes or so." At approximately 0006 hours, the defendant states, "I35 about to exit 4<sup>th</sup>." At approximately 0013 hours, the defendant messages JM stating, "I'm here." Shortly after that message a witness observes JM enter a white Jeep Cherokee driven by an unknown male. The witness follows the Cherokee to the Circle K at S.E. 4<sup>th</sup> and Eastern, then to the Super 8 Hotel where both JM and the unknown adult male enter the hotel to rent a room. The witness then observes JM and the unknown adult male enter room 120 of the Super 8 Hotel. The unknown male was later identified by officers as the defendant and the white Cherokee was registered through the State of Oklahoma to the defendant. Officers found an opened box of condoms in the defendant's back pack and a bottle of lotion in the back pack of JM. JM during an interview advised "Jamie Tilley" was the defendant and Kik user name "Brinokc4u" was the defendant. JM advised he took approximately 1 gram of marijuana to the hotel with him and the defendant brought approximately 1 gram of marijuana with him to the hotel. JM advised they were smoking the marijuana when officers knocked on the door. JM and the defendant both advise they have known each other for approximately one year. JM advised the defendant and him originally met through a Craig's List personal encounter ad. The Super 8 Hotel is approximately 936 feet from the First Christian Church located at 629 N.W. 12<sup>th</sup> Street, Moore, Oklahoma.

**LIST CHARGES ARRESTED ON:**

- 1. Soliciting the Prostitution of a Minor – O.S. § 21-1029.b

2. Prostitution within 1000 feet of a Church – O.S. § 21-1031.D


3. Transporting for the Purpose of Prostitution – O.S. 21 § 1028.e

THE UNDERSIGNED SWEARS AND AFFIRMS THAT THE ABOVE INFORMATION IS TRUE AND CORRECT.

[Signature]  
AFFIANT'S SIGNATURE

SUBSCRIBED AND SWORN TO BEFORE ME THIS 15<sup>th</sup> DAY OF MARCH, 2017.

MY COMMISSION EXPIRES  
2/12/18

[Signature]  
COURT CLERK OR NOTARY PUBLIC  


I, \_\_\_\_\_, READ THE ABOVE AFFIDAVIT TO JUDGE \_\_\_\_\_

BY TELEPHONE THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, AT \_\_\_\_\_ O'CLOCK \_\_\_\_\_, AND RECEIVED VERBAL AUTHORIZATION TO DETAIN THE DEFENDANT.

\_\_\_\_\_  
DEPUTY SHERIFF

**FINDING OF PROBABLE CAUSE TO DETAIN**

THE UNDERSIGNED JUDGE OF THIS COURT, UPON AFFIDAVIT, HEREBY FINDS THERE (IS) (IS NOT) PROBABLE CAUSE TO DETAIN THE DEFENDANT PENDING FURTHER PROCEEDINGS.

DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, \_\_\_\_\_  
\_\_\_\_\_  
JUDGE