

AFFIDAVIT FOR SEARCH WARRANT

Commonwealth of Virginia VA. CODE § 19.2-54

The undersigned Applicant states under oath:

1. A search is requested in relation to an offense substantially described as follows:
 a person to be arrested for whom a warrant or process for arrest has been issued identified as follows:
 18.2-32 first degree homicide.

CONTINUED ON ATTACHED SHEET

2. The place, person or thing to be searched is described as follows and is a place of abode:
 Residence located at 3305 Pampus Ln Apt. 302., Chesapeake, VA 23321.
 It is an apartment complex with "3305" affixed to the outside stairwell on the second floor.
 The numbers "302" are affixed to the front door of that apartment.

CONTINUED ON ATTACHED SHEET

3. The things or persons to be searched for are described as follows:
 Clothing to include a camouflage head cover, plaid jacket and clothing with blood present on them, cutting instrument with apparent blood, Samsung cell phone belonging to the victim, keys to a Ford F-150 belonging to the victim, cell phone belonging to Raheem Cherry and black slide on shoes as related to 18.2-32 ~~second degree~~ ^{first degree} homicide located at 3500 Clover Rd. located in Chesapeake, Virginia.

CONTINUED ON ATTACHED SHEET

(OVER)

FILE NO. 580CMA2100011050
AFFIDAVIT FOR SEARCH WARRANT
APPLICANT: <u>D. M. Coleman (U-110)</u> <small>NAME</small> Detective <small>TITLE (IF ANY)</small> 304 Albemarle Dr. Chesapeake, VA 23322 <small>ADDRESS</small> 304 Albemarle Dr. Chesapeake, VA 23322
Certified to Clerk of <u>Chesapeake</u> Circuit Court <small>CITY OR COUNTY</small> on <u>5/22/21</u> DATE <u>Magistrate</u> <u>W.M.</u> <small>TITLE SIGNATURE</small>
Original Delivered <input checked="" type="checkbox"/> in person <input type="checkbox"/> by certified mail <input type="checkbox"/> by electronically transmitted facsimile <input type="checkbox"/> by use of filing/security procedures defined in the Uniform Electronic Transactions Act
to Clerk of <u>Chesapeake</u> Circuit Court <small>CITY OR COUNTY WHERE EXECUTED</small> on <u>5/24/2021</u> DATE <u>Magistrate</u> <u>SB Breaux</u> <small>TITLE SIGNATURE</small>

FILED IN CLERK'S OFFICE
 2021 MAY 24 AM 8:46
 BY [Signature] CHESAPEAKE CIRCUIT COURT D.C.

FILED IN CLERK'S OFFICE
 2021 MAY 24 AM 8:46
 BY [Signature] CHESAPEAKE CIRCUIT COURT D.C.

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

See Attachment A

5. The object, thing or person to be searched for constitutes evidence of the commission of such offense [] is the person to be arrested for whom a warrant or process for arrest has been issued.

6. Authorization to execute a search warrant of a place of abode other than in the daytime hours between 8:00 a.m. and 5:00 p.m. is requested.

The material facts constituting good cause for such authorization are:

Rahaem Cherry has an arrest warrant for homicide. He was interviewed on 5/22/21. The likelihood of evidence being destroyed increases as time passes.

Reasonable efforts were made to locate a judge, and a judge is not available, before seeking authorization from a magistrate to execute a search warrant other than in the daytime hours between 8:00 a.m. and 5:00 p.m., with those reasonable efforts being as follows:

OR Reasonable efforts were not made to locate a judge as the following circumstances require the issuance of the search warrant after 5:00 p.m.:

Rahaem Cherry has an arrest warrant for homicide. He was interviewed on 5/22/21. The likelihood of evidence being destroyed increases as time passes.

7. I have personal knowledge of the facts set forth in this affidavit AND/OR

I was advised of the facts set forth in this affidavit, in whole or in part, by one or more other person(s). The credibility of the person(s) providing this information to me and/or the reliability of the information provided may be determined from the following facts:

*This Affiant has been a sworn officer with the Chesapeake Police Department for over 17 years and is currently assigned as a detective to the Criminal Investigative Section, Crimes Against Persons Unit.

*Det. Lightfoot has been a sworn officer with the Chesapeake Police Department for over 10 years and is currently assigned as a detective to the Criminal Investigative Section, Crimes Against Persons Unit.

Det. Hatchell has been a sworn officer with the Chesapeake Police Department for over 25 years and is currently assigned as a detective to the Criminal Investigative Section, Crimes Against Persons Unit.

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

Detective

TITLE OF APPLICANT

[Signature]

APPLICANT

Subscribed and sworn to before me this day.

5/22/21 at 5:03 p.m.

DATE AND TIME

[Signature]

[] CLERK MAGISTRATE [] JUDGE

Affidavit for Search Warrant

CPD 21-53635

Attachment A

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

On Monday, May 17, 2021 members of the Chesapeake Police Department responded to an abduction and homicide of Laura Miles. She was believed to be abducted from her apartment building's parking lot located at 3500 Clover Rd. in the city of Chesapeake, VA. Mrs. Miles was located deceased with several stab wounds in the wooded area behind 4626 Taylor Rd. in Chesapeake, Virginia. Her 2020 Ford F-150 bearing New York tag GSB-3459 was located near the intersection of Bangor Dr. and Meadows Way. Her cell Samsung cell phone and vehicle keys were not recovered. The vehicle was processed for forensic evidence. On Saturday, May 22, 2021 the finger prints of Raheem Cherry were located on that vehicle. I, Det. Coleman had previously viewed a video of a suspicious male wearing a plaid shirt and camouflage head cover and black slide on shoes enter the breezeway of the apartments of Sawgrass Ln approximately 20 minutes prior to the abduction and homicide. That male had a cell phone in his hand and walked around the parking lot. This apartment is only a few hundred feet from where Mrs. Miles was abducted. On Saturday, May 22nd, 2021 Det. Lightfoot and Det. Hatchell made contact with Mr. Cherry by phone and responded to 3305 Pampus Ln. apartment 302 in reference to conducting an interview with him. Both detectives saw him exit that apartment. Mr. Cherry advised that he has been staying at that apartment with his girlfriend for the past few weeks.

I, Det. Coleman compared the male in the video with mug shots of Raheem Cherry and they appear to be the same individual. It is believed that evidence of the abduction and homicide, to include clothing worn in the video, Raheem Cherry's cell phone, stolen property to include the keys to the 2020 Ford F-150 and Samsung cell phone belonging to the victim and any clothing with apparent blood may be located inside the apartment.

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

Detective _____

Title of Applicant

D.M. Coleman
Applicant

Subscribed and sworn to before me this day.

5/22/21 at 5:03 pm

Date and Time

MM
[] Clerk [X] Magistrate [] Judge

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:

Residence located at 3305 Pampus Ln Apt. 302., Chesapeake, VA 23321.

It is an apartment complex with "3305" affixed to the outside stairwell on the second floor .

The numbers "302" are affixed to the front door of that apartment.

..... for the following property, objects and/or persons:

(See attachment B

- This SEARCH WARRANT authorizes a search of a place of abode which may be executed by initial entry of the abode
- only in the daytime hours between 8:00 a.m. and 5:00 p.m., unless prior to the issuance of this SEARCH WARRANT, law-enforcement officers lawfully entered and secured the place to be searched and remained at such place continuously OR
- at any time for good cause shown.

As this SEARCH WARRANT authorizes a search of a place of abode, you are required to be recognizable and identifiable as a uniformed law-enforcement officer and to provide audible notice of your authority and purpose reasonably designed to be heard by the occupants of the place to be searched prior to the execution of this SEARCH WARRANT.

You are further commanded to seize said property, persons, and/or objects if they be found and to produce before the Chesapeake 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:
 a person to be arrested for whom a warrant or process for arrest has been issued identified as follows:
18.2-32 first degree homicide.

I, the undersigned, have found probable cause to 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, or that the person to be arrested for whom a warrant or process for arrest has been issued is located at the place to be searched, and further that the search should be made, based on the statements in the attached affidavit sworn to by

5/22/21 at 5:08pm
DATE AND TIME

FORM DC-339 (MASTER, PAGE ONE OF TWO) 03/21

D.M. Coleman
NAME OF AFFIANT
WCH
 CLERK MAGISTRATE JUDGE

FILE NO.
SEARCH WARRANT
COMMONWEALTH OF VIRGINIA
<i>v./In re</i>
<u>3305 Pampus Ln Apt 302, Chesapeake VA</u>
<u>3305 Pampus Ln Apt 302, Chesapeake VA</u>
550CM2100011050

SEARCH INVENTORY AND RETURN

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

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.
- 7.
- 8.
- 9.
- 10.
- 11.
- 12.

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

.....
DATE EXECUTING OFFICER

Subscribed and sworn before me this day

.....
DATE [] 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.

.....
DATE AND TIME EXECUTED

.....
EXECUTING OFFICER

Certified to **Chesapeake**

Circuit Court on
DATE

.....
EXECUTING OFFICER

Received [] in person [] by certified mail
[] by electronically transmitted
facsimile

on
DATE

by:
CLERK OF CIRCUIT COURT

Attachment B

Search Warrant 21-53635

For the following property, objects and/or persons:

Clothing to include a camouflage head cover, black slide on shoes, flannel/plaid jacket and clothing with blood present on them, cutting instrument with apparent blood, Samsung cell phone belonging to the victim, keys to a Ford F-150 belonging to the victim, cell phone belonging to Raheem Cherry related to 18.2-32 second degree homicide located at 3500 Clover Rd. located in Chesapeake, Virginia.

Det D.M. Coleman U-1110

DM _____ 5/22/21

DM _____ 5/22/21

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:
Residence located at 3305 Pampus Ln Apt. 302., Chesapeake, VA 23321.

It is an apartment complex with "3305" affixed to the outside stairwell on the second floor .

The numbers "302" are affixed to the front door of that apartment.

..... for the following property, objects and/or persons:
(See attachment B

- This SEARCH WARRANT authorizes a search of a place of abode which may be executed by initial entry of the abode
- only in the daytime hours between 8:00 a.m. and 5:00 p.m., unless prior to the issuance of this SEARCH WARRANT, law-enforcement officers lawfully entered and secured the place to be searched and remained at such place continuously OR
- at any time for good cause shown.

As this SEARCH WARRANT authorizes a search of a place of abode, you are required to be recognizable and identifiable as a uniformed law-enforcement officer and to provide audible notice of your authority and purpose reasonably designed to be heard by the occupants of the place to be searched prior to the execution of this SEARCH WARRANT.

You are further commanded to seize said property, persons, and/or objects if they be found and to produce before the Chesapeake 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:
 a person to be arrested for whom a warrant or process for arrest has been issued identified as follows:
18.2-32 first degree homicide.

I, the undersigned, have found probable cause to 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, or that the person to be arrested for whom a warrant or process for arrest has been issued is located at the place to be searched, and further that the search should be made, based on the statements in the attached affidavit sworn to by

D.M. Coleman
NAME OF AFFIANT

WCH
 CLERK MAGISTRATE JUDGE

5/22/21 at 5:08pm
DATE AND TIME

FILE NO.
SEARCH WARRANT
COMMONWEALTH OF VIRGINIA
<i>v./In re</i>
3305 Pampus Ln Apt 302, Chesapeake VA
3305 Pampus Ln Apt 302, Chesapeake VA
<p>FILED IN CLERK'S OFFICE 2021 MAY 24 AM 10:16 CHESAPEAKE CIRCUIT COURT D. COLLETT ORIGINAL</p>
55DCM2100011050

SEARCH INVENTORY AND RETURN

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

- 1. FOLDING Box CUTTER
- 2. HANDEL JACKET
- 3. RAYON PANTS (two Pair)
- 4. WORK OUT PANTS, Black w/ white STRIPS
- 5. Blue Game, HEAD COVERING

12.

11.

10.

9.

8.

7.

6.

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

DATE 5/24/21

SGT H. BURTON #2156
EXECUTING OFFICER

Subscribed and sworn before me this day

DATE 5/24/21

[] 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.

DATE AND TIME EXECUTED 5/22/21 @ 1811 hours

SGT H. BURTON #2156
EXECUTING OFFICER

Certified to Chesapeake

Circuit Court on 5/24/21

DATE 5/24/21

Del. C. Ct. Clerk

Received [] in person [] by certified mail [] by electronically transmitted facsimile

DATE 5/24/21

by: [Signature]
CLERK OF CIRCUIT COURT

Attachment B

Search Warrant 21-53635

For the following property, objects and/or persons:

Clothing to include a camouflage head cover, black slide on shoes, flannel/plaid jacket and clothing with blood present on them, cutting instrument with apparent blood, Samsung cell phone belonging to the victim, keys to a Ford F-150 belonging to the victim, cell phone belonging to Raheem Cherry related to 18.2-32 second degree homicide located at 3500 Clover Rd. located in Chesapeake, Virginia.

Det D. M. Coleman U-1110

J M Coleman 5/22/21

DM 5/22/21

AFFIDAVIT FOR SEARCH WARRANT
 Commonwealth of Virginia
 VA. CODE § 19.2-54

The undersigned Applicant states under oath:

1. A search is requested in relation to [] a person to be arrested for whom a warrant or process for arrest has been issued identified as follows:
 18-2-32 first degree homicide.

[] CONTINUED ON ATTACHED SHEET

2. The place, person or thing to be searched is described as follows [] and is a place of abode:
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[] CONTINUED ON ATTACHED SHEET

(OVER)

FILE NO. <u>SSDCM2160011B50</u>	
AFFIDAVIT FOR SEARCH WARRANT	
APPLICANT: D. M. Coleman (U-1110)	
NAME	D. M. Coleman (U-1110)
Detective	
TITLE (IF ANY)	
304 Albemarle Dr. Chesapeake, VA 23322	304 Albemarle Dr. Chesapeake, VA 23322
ADDRESS	304 Albemarle Dr. Chesapeake, VA 23322
Certified to Clerk of	Chesapeake
CITY OR COUNTY	Chesapeake
on	5/22/21
DATE	5/22/21
TITLE	Magistrate
SIGNATURE	<i>W.M.</i>
Original Delivered [] in person [] by certified mail [] by electronically transmitted facsimile [] by use of filing/security procedures defined in the Uniform Electronic Transactions Act	
to Clerk of	Circuit Court
CITY OR COUNTY WHERE EXECUTED	Circuit Court
on	
DATE	
TITLE	
SIGNATURE	