



No. SW-2009-545

In the District Court)
Oklahoma County,)
State of Oklahoma)

FILED IN THE DISTRICT COURT
OKLAHOMA COUNTY, OKLA.
AFFIDAVIT FOR SEARCH WARRANT

NOV 18 2009
PATRICIA PRESLEY, COURT CLERK
by [Signature]

BEFORE THE UNDERSIGNED JUDGE OF THE DISTRICT COURT

I, Sgt. Chris Miller, being duly sworn deposes and says that he has reason to believe that on the premises, known as:

1511 SW. 56th Street, Oklahoma City, Oklahoma 73119. The residence is a single story, single family dwelling. The residence is located on the north side of SW. 56th and is the second residence west of Kentucky. The residence has a brown composition roof and has brown brick. The numbers 1511 appear in white on the front porch.

in the city of Oklahoma City, Weapons and firearms included but not limited to pistols, rifles, shotguns, "homemade" weapons, projectiles, bullets, bullet casings, bullet jackets, fragments, cartridge components, caliber projectile, knives, sharp instruments or instruments used for cutting, blood, blood stained articles; any notes pertaining to the incident or suicide

Oklahoma County, State of Oklahoma, there is now located certain property to wit:

and articles of personal property tending to establish the identity of the person or persons in control or possession of the place or vehicle, including, but not limited to, utility company receipts, rent receipts, canceled mail envelopes, vehicle registration, credit card receipts, repair bills, photographs, keys, and articles of clothing:

and the facts tending to establish the foregoing grounds for issuance of a search warrant are as follows:

11/09/2009, at 0535 hours, Oklahoma City Fire Department received a 911 call in reference to a house fire at 1511 SW. 56th. Upon arrival, Fire Personnel located 4 deceased bodies inside the residence. Preliminary investigations revealed one of the victims had laceration's to her stomach, face and neck. Three (3) of the victims were burned beyond recognition

A neighbor heard a car leave the residence approximately 20 minutes prior to the house being observed on fire.

Your Affiant is a police officer employed by the city of Oklahoma City where he has worked for the past Seventeen years. My current assignment is homicide investigation where I have worked for the past 5 years. The following information was learned by myself or related to me by other police officers and witnesses.

Based on the evidence at the scene and statements made by witnesses, your affiant believes there exist sufficient probable cause to believe the crime of Murder was committed inside the above listed residence.



Christa Kelly
Signature of Affiant

Sworn to before me and subscribed in my presence this 9 day of Nov

2009

[Handwritten Signature]
Judge of the District Court

In the District Court }
Oklahoma County }
State of Oklahoma }

SEARCH WARRANT

No.

820-2009-545

FILED IN THE DISTRICT COURT
OKLAHOMA COUNTY, OKLA.

In the name of the
State of Oklahoma

To any Sheriff, Policeman, or Peace Officer in the County of Oklahoma.

NOV 18 2009
PATRICIA PRESLEY, COURT CLERK
by _____
Deputy
Chris Miller, For

Probable cause having been shown this day by the affidavit of Inspector _____ believing the following property:

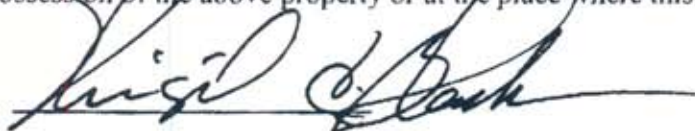
Weapons and firearms included but not limited to pistols, rifles, shotguns, "homemade weapons, projectiles, bullets, bullet casings, bullet jackets, fragments, cartridge components; caliber projectile, knives, sharp instruments or instruments used for cutting, blood, blood stained articles; any notes pertaining to the incident or suicide.

and articles of personal property tending to establish the identity of the person or persons in control or possession of the place or vehicle, including, but not limited to, utility company receipts, rent receipts, canceled mail envelopes, vehicle registration, credit card receipts, repair bills, photographs, keys, and articles of clothing:

IS LOCATED AT 1511 SW. 56th Street, Oklahoma City, Oklahoma 73119. The residence is a single story, single family dwelling. The residence is located on the north side of SW. 56th and is the second residence west of Kentucky. The residence has a brown composition roof and brown brick. The number 1511 appear in white on the porch.

in the city of Oklahoma city, Oklahoma County, State of Oklahoma, and that the said property is subject to seizure upon one or more grounds as set forth in Chapter 24, Title 22 of the Oklahoma Statutes, namely : PARAGRAPH 1222.1, SPECIFICALLY AS EVIDENCE OF A CRIME.

You are therefore commanded, (in the daytime) to make immediate search of the above described LOCATION for the property described above, and to make a return of this warrant to me with-in 10 days. You are further commanded to deliver a copy of this warrant to the persons found in possession of the above property or at the place where this warrant is served.



Date issued 11-9-09

JUDGE OF THE DISTRICT COURT

STATE OF OKLAHOMA)
)
COUNTY OF OKLAHOMA)

SS: 21-701.7

SW-2009-545

RETURN AND INVENTORY

I, Detective *David Jacobson* (#0967/OCPD), the officer who executed the within Search Warrant on the following listed residence, *1511 SW 56th Street, Oklahoma City, OK, 73119*, on the 9th day of November, 2009, in Oklahoma City, Oklahoma County, Oklahoma, swear that the following is an actual inventory of all items seized during its execution.

List evidence seized

1. Five "Federal 40 S & W" casings
2. Three "RP 380 Auto" casings
3. A burnt folding box type knife
4. A white "Bic" type lighter
5. Two rings (burnt)
6. A "Stanley 10-299" box knife with hook blade
7. An "AWS" AMW - 13 digital scale
8. Fifty three sandwich sized "zip lock" type bags
9. Forty six gallon sized "zip lock" type bags
10. Two large pieces of a roll of heat seal bags
11. A plastic bag containing marijuana (5.77 grams)
12. A plastic bag containing marijuana (0.60 grams)
13. Loose marijuana (0.61 grams)
14. US Currency and coins - \$98.47 (4-\$20.00;102-\$0.01;29-\$0.05;35-\$0.10;50-\$0.25)
15. A projectile
16. A white ankle high sock with seventeen "Winchester 40 S & W" live rounds
17. A gold tone heart necklace
18. Two silver toned ear rings
19. Two silver toned rings
20. US Currency - \$20.00 (1-\$20.00)
21. One Rubber I-Phone Protector
22. Huskey Folding style knife
23. Mens Leather Wallet with chain (Burnt)
24. Misc. Receipts, business cards and papers
25. One Social Security Card [REDACTED] (Jose Fernando Fierro)
26. One Allegiance Visa Debit Card [REDACTED] (Jose F Fierro)
27. One Oklahoma CDL [REDACTED] (Jose Fernando Fierro)
28. One Womens Wallet
29. Misc Receipts, business cards and papers
30. Bank of Oklahoma Visa Debit Card [REDACTED] (Brooke Phillips)

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by [Signature]

Deputy

31. Bank of Oklahoma Visa Debit Card [REDACTED] (Brooke A Phillips)
32. Wells Fargo Visa Debit Card [REDACTED] (Brooke A Phillips)
33. One State of Oklahoma Birth Certificate (Brooke Alisha Phillips) 7-27-87
34. One Employment Eligibility Verification (Brooke Alisha Phillips)
35. US Currency and Coins \$102.47 (5-\$0.25, 6-\$0.10, 42-\$0.01, 4-\$0.05 and 1-\$100.00)
36. One Apple I-Pod
37. Nokia Cell Phone Model 2610 IMEI #011684008876340 (Burnt)
38. Motorola Boost Mobile Cell Phone SN#364VKGL9ZIR (Burnt)
39. Motorola Trac Phone (Burnt) unable to retrieve serial number
40. One Pill Bottle Amoxicillian Capsules 500mg (Brooke Phillips)

Defendant: David Tyner I/M 10/16/81

Charges Filed: MURDER I (6 COUNTS) 21-701.7

Carl J. [Signature] 0967
(Officer making Return) OCPD
Carl J. [Signature]

Subscribed and sworn to before me this 18th day of November, 2009

[Signature]

JUDGE OF THE DISTRICT COURT