

COMMONWEALTH OF KENTUCKY
COUNTY OF KENTON

APPLICATION AND AFFIDAVIT IN SUPPORT OF A SEARCH WARRANT

Comes the Affiant, after first being duly sworn and cautioned and states that the information contained herein was received and made in his capacity as a Peace Officer. Affiant's name is Detective Aaron Schihl of the Kenton County Police Department and Affiant believes there is

On or in the premises numbered: 2271 Mercury Street, Fort Mitchell, KY 41017

more particularly described as:



A single story, double wide mobile home with tan vinyl siding, black shutters and a green porch on the front of the home. The mobile home is perpendicular to the road with the right side of the home facing the street. The porch has stairs that lead from a sidewalk up to a front door. There is a bench facing the roadway with the numbers "2271" affixed to it.

the following property:

Images and/or videos depicting sexual conduct/performance by a minor (as defined by KRS 531.300).

Computers, data drives, hard drives, floppy disks, optical disks, tape disks, memory cards, USB "thumb" drives and/or any other internal or external storage devices capable of storing digital pictures or videos. Any monitors and/or peripheral equipment such as

printers, digital scanning equipment, modems, routers, and connecting cables. Any computer software programs capable of storing or displaying digital pictures or videos.

Any documentation and/or notations referring to the computer system, the contents of the computer, the use of the computer or any computer software and/or communications and all information within the above listed items including but not limited to machine readable data and all previously erased data as it relates to images and or videos depicting sexual conduct/performance by minors.

Affiant believes and states there is probable and reasonable cause to believe said property constitutes:

- stolen or embezzled property;
- property or things used as means of committing a crime;
- property or things in possession of a person who intends to use it as a means of committing a crime;
- property or things in possession of a person to whom it was delivered for the purpose of concealing it or preventing its discovery and which is intended to be used as a means of committing a crime;
- property or things consisting of evidence which tends to show a crime has been committed or a particular person has committed a crime;
- Other

Affiant has been an officer in the aforementioned agency for a period of 4 years and 1 month. **Affiant** is a sworn and certified police officer in the Commonwealth of Kentucky. **Affiant** obtained his certification on February 10, 2012 from the Department of Criminal Justice Training. **Affiant** is employed by the Kenton County Police Department and has been since September 11, 2011. **Affiant** has been assigned to the Criminal Investigations Division since September 27, 2015.

Affiant has received over 1200 hours of training during the course of his tenure at the Kenton County Police Department. Of this training, over 170 hours have been focused on investigations.

Case Details

On August 13, 2015, Detective Schihl received a CyberTipline Report from the National Center for Missing and Exploited Children, numbers 5778397. The center receives tips from internet service providers which have identified activity involving child pornography and other internet crimes against children. This report originated from Google and involved two pornographic images of children being uploaded. The report listed an IP address of 74.132.31.22 that was used during these uploads. An IP address is an Internet Protocol address that identifies a computer when it is connected to the Internet. The IP address allows requests for data sent from one location to be routed back to the same location. Also contained in this CyberTip, the above IP address was linked to Time Warner Cable and on August 18, 2015, PO Schihl requested a Grand Jury subpoena for the subscriber information. On August 24, 2015, Time Warner Cable
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responded to the record request and provided the following information for IP address 74.132.31.22. The subscriber is listed as Tania Miller of 2271 Mercury Street, Fort Mitchell, KY 41017. The service was activated on July 10, 2014 and was still active on August 24, 2015. The account has an email of vanillarust@twc.com and a phone number of 859-628-1536.

The CyberTip listed the user's email address as miller694u@gmail.com. Also provided in the CyberTip, NCMEC had provided a google search they had done using the miller694u@gmail.com email address which found nine results pertaining to the Tumblr profile <http://vanillarust69.tumblr.com/ask>. These results contained the text, "Ask me anything at miller694u@gmail.com." NCMEC also located two results when searching with spokeo with the email address miller694u@gmail.com. One of these profiles was of Bill M, member since January 29, 2015, male, location of Oaks, PA, age 47, caucasian/white ethnicity, and straight orientation.

Affiant reviewed the two images provided within the CyberTip. One of the images depicted a prepubescent male engaged in sexual intercourse with an adult woman. The affiant would estimate this male to be 10 to 12 years of age. The other image depicted what appears to be a prepubescent female engaged in sexual intercourse with an adult male. The affiant would estimate this female to be 8 years of age or younger.

On October 22, 2015, the affiant requested and was granted a search warrant for the Google ID "miller694u" or Google email account miller694u@gmail.com. The return was received by the affiant on October 27, 2015. Upon review of the search warrant production CD, eight (8) images were observed depicting unclothed females in various provocative positions. The affiant would estimate these females to be between the ages of 12 and 17 years of age. Also included in the return was subscriber information for "miller694u" as having the name "Bill Miller."

A search for a subject by the name of "Bill Miller" at the address of 2271 Mercury Street, Fort Mitchell, KY 41017, located the suspect William Jay Miller, with a Kentucky driver's license number of M01555931 and a date of birth of September 27, 1952.

Affiant knows from training and experience that digital evidence is not limited to computers. Affiant also knows that searches and seizures of evidence from computers and other Internet access devices require officers to seize most or all electronic items (hardware, software, passwords and instructions) to be processed later by a qualified digital evidence expert in a controlled environment. Digital storage media may include but is not limited to floppy disks, hard drives, tapes, DVD disks, CD-ROM disks or other magnetic, optical or mechanical storage which can be accessed by computers or other electronic devices to store or retrieve data or images of child pornography, which can store the equivalent of thousands of pages of information.

Affiant knows from training and experience that in order to fully retrieve data from a computer or other digital communications system, the analyst needs all magnetic storage media as well as the storage devices. In addition, the analyst needs all the system software (operating systems or interfaces, and hardware access software or drivers) and any applications software which may have been used to create the data (whether stored on hard drives or on external media) as well as

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documentation, items containing or displaying passwords, access codes, usernames or other identifiers necessary to examine or operate items, software or information seized or to activate specific equipment or software.

Affiant knows from training and experience that digital crime scenes usually include items or digital information that would tend to establish ownership or use of digital devices and Internet access equipment and ownership or use of any Internet service or digital cellular service accounts to participate in the exchange, receipt, possession, collection or distribution of child pornography.

Affiant knows from training and experience that search warrants of residences usually reveal items that tend to show dominion and control of the property searched, to include utility bills, telephone bills, correspondence, rental agreements and other identification documents.

Affiant further knows from training and experience that an onsite preview of computer systems and other digital evidence at the time of the execution of the search warrant greatly enhances the investigator's ability to determine ownership, control, and use of such items.

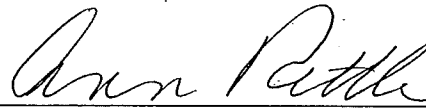
The Affiant believes that evidence of the aforementioned transactions including but not limited to images depicting child pornography still exists on the computer(s) belonging to the suspect.

Affiant has reasonable and probable cause to believe, and believes, grounds exist for issuance of a Search Warrant based on the aforementioned facts, and **Affiant** is requesting the search warrant to further his investigation and to recover evidence that will assist in proving that the above crimes were committed.



Detective Aaron Schihl, Affiant

Subscribed and sworn to before me this 29 day of Oct, 2015,
at 3:30 pm.



Judge, Kenton ~~DISTRICT~~ Court

SEARCH WARRANT

THE COMMONWEALTH OF KENTUCKY

TO ANY POLICEMAN, SHERIFF, CONSTABLE, OR OTHER PEACE OFFICER OF THE COMMONWEALTH OF KENTUCKY: Comes the Affiant, after first being duly sworn and cautioned and states that the information contained herein was received and made in his capacity as a Peace Officer. Affiant's name is **Detective Aaron Schihl** of the **Kenton County Police Department** and Affiant believes there is

On or in the premises numbered:
2271 Mercury Street, Fort Mitchell, KY 41017

more particularly described as:



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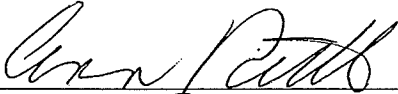
the following property:

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Any documentation and/or notations referring to the computer system, the contents of the computer, the use of the computer or any computer software and/or communications and all information within the above listed items including but not limited to machine readable data and all previously erased data as it relates to images and or videos depicting sexual conduct/performance by minors.

Witness my hand this 29 day of Oct, 2015.



Judge, Kenton DISTRICT Court
Division 15

Executed this warrant this 30th day of Oct, 2015, at 9:42am by

