

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:
Hazing, Va. Code 18.2-56

[] CONTINUED ON ATTACHED SHEET

2. The place, person or thing to be searched is described as follows:
The Beta Chapter of Zeta Psi Fraternity located at 169 Rugby Road, Charlottesville, VA, in Albemarle County.

[] CONTINUED ON ATTACHED SHEET

3. The things or persons to be searched for are described as follows:
Any logs, rosters, ledgers or other form of storage that would show persons who are pledging to Zeta Psi, or that may contain evidence of hazing at Zeta Psi; the soy sauce container that contained the soy sauce consumed by John Paul Boldrick.

[] CONTINUED ON ATTACHED SHEET

(OVER)

CASE NO. UVA PD Case 2011-00243

AFFIDAVIT FOR SEARCH WARRANT

APPLICANT:

William C. Sowers

NAME

Investigator

TITLE (IF ANY)

2304 Ivy Road

ADDRESS

Charlottesville, VA 22903

Certified to Clerk of

Albemarle

CITY OR COUNTY

Circuit Court

on 3/1/2011

DATE

Magistrate

TITLE

S. Doud

SIGNATURE

Original Delivered [] in person [] by certified mail

by electronically transmitted facsimile

to Clerk of

Albemarle

CITY OR COUNTY WHERE EXECUTED

Circuit Court

on 3/1/2011

DATE

Magistrate

TITLE

S. Doud

SIGNATURE

Complete only if different than above:

Copy delivered [] in person [] certified mail

by electronically transmitted facsimile

to Clerk of

2011 MAR 1 PM 1:11

CITY OR COUNTY OF ISSUANCE

Circuit Court

on

DATE

TITLE

SIGNATURE

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

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:
Sgt. Daniel Stuart, UVAPD: Sgt. Stuart is a midnight shift supervisor with over twelve years of law enforcement experience.

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

Investigator
TITLE OF APPLICANT

[Signature]
APPLICANT

Subscribed and sworn to before me this day.

3/1/2011 11:00AM
DATE AND TIME


[Signature]
 CLERK MAGISTRATE JUDGE

Search Warrant Affidavit for 169 Rugby Road
Inv. W. Sowers UP69
UVA Police
Case 2011-00243

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

On March 01, 2011, at approximately 0215 hrs, Sgt. Daniel Stuart of the University of Virginia Police Department was notified by a nurse at the Martha Jefferson Hospital Emergency Room, Stacy Johnson, that John Paul Boldrick [REDACTED] was brought to the ER seizing and foaming at the mouth. Mr. Boldrick is a current first year student at the University of Virginia and is pledging Zeta Psi Fraternity located at 169 Rugby Road, Charlottesville, VA, in Albemarle County. Mr. Boldrick is participating in the pledge process to gain membership to Zeta Psi Fraternity. Peter Flynn, a 21 year old fourth year student at UVA, is a brother at Zeta Psi Fraternity and gave Sgt. Stuart additional details about the incident. Mr. Flynn told Sgt. Stuart that fraternity members dared Mr. Boldrick to drink a whole bottle of soy sauce at 169 Rugby Road. After drinking the soy sauce, Mr. Boldrick was later found seizing upstairs in the fraternity house. Robert Lavery, a 21 year old third year student at UVA, transported Mr. Boldrick to Martha Jefferson Hospital in his personal vehicle; Mr. Lavery confirmed Mr. Flynn's statements to Sgt. Stuart.

Mr. Boldrick is being treated for an electrolyte imbalance caused by the high sodium content of soy sauce. Mr. Boldrick was transferred to the University of Virginia Medical Center where he remains in critical condition.


RCS
Det. W. Sowers
03/01/11

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

The Beta Chapter of Zeta Psi Fraternity located at 169 Rugby Road, Charlottesville, VA, in Albemarle County.

for the following property, objects and/or persons:

Any logs, rosters, ledgers or other form of storage that would show persons who are pledging to Zeta Psi, or that may contain evidence of having at Zeta Psi; the soy sauce container that contained the soy sauce consumed by John Paul Boldrick.

You are further commanded to seize said property, persons, and/or objects if they be found and to produce before the Albemarle 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:
Hazing, VA Code 18.2-56

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

Invest. Sowers UPD #69

NAME OF AFFIANT

E. Doudera

CLERK MAGISTRATE JUDGE

03/01/2011 11:40 AM

DATE AND TIME

E Doudera

FILE NO.

SEARCH WARRANT

COMMONWEALTH OF VIRGINIA

v./In re

03/01/2011 10:10 PAA