County/District Court THE PEOPLE OF THE STATE OF COLORADO City and County of Denver, Colorado

Offense Case Number: 2011-522655



## AFFIDAVIT AND APPLICATION FOR ARREST WARRANT AND THE ARREST WARRANT FOR THE PERSON(S) OF:

Jordan Lehrner Marcowitz (05-180), social security for the controlled Substance, Class Four (4) Felony.

Colorado P.I.N.

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I, Detective Brian T. Jeffers #99061, the Affiant, state under oath that the facts known to the Affiant which establish probable cause to believe that a criminal offense was committed, and that the offense was committed by the above named person(s), are the following:

Your Affiant, Brian T. Jeffers (99061) is a member of the Denver Police Department and has been so employed since November of 1999. Your Affiant is currently assigned to the Patrol Division and is assigned to the District One S.C.A.T. Team as a Narcotics Detective.

On November 30<sup>th</sup>, 2011, at approximately 1730 hours, Your Affiant, along with members of the Denver Police Department's District One S.C.A.T. Team (Street Crime Arrest Team), including Detective Cody Davison (04013) and Detective Michael Borquez (99037), completed an undercover narcotics operation in the area of Speer Boulevard and Zuni Street (2400 block West 27<sup>th</sup> Avenue), which is located within the City and County of Denver. During the operation Your Affiant was undercover, in plain clothes, and was equipped with audio surveillance equipment, as well as having an amount of prerecorded United States currency with which he would utilize to purchase an amount of suspected ecstasy ("molly") with from Jordan Lehrner Marcowitz (05-

Prior to the beginning of the operation, Your Affiant briefed the District One S.C.A.T. Team on the operation, as well as giving them information on the suspects' vehicle, his residence, and the Colorado Driver's license photograph of Jordan Marcowitz (05-180).

During the operation, Detective Davison monitored the audio equipment, as well as conducted visual surveillance, and was advising the members of the District One S.C.A.T. Team of the updated information which Your Affiant was giving him.

Prior to the beginning of the operation Detective Borquez, who was working undercover and in plain clothes, obtained visual surveillance on 2727 West 28<sup>th</sup> Avenue. With surveillance detective in place, Your Affiant contacted the suspect, identified as Jordan Lehrner Marcowitz (05-180), at the telephone number (1997). Your Affiant requested to purchase "two hundred worth (\$200)" of "molly" (ecstasy) from the suspect, which the suspect agreed to. The suspect asked Your Affiant if he would be able to meet him at 1730 hours at the Shell gas station at Speer Boulevard and Zuni Street, which Your Affiant agreed to.

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At approximately 1730 hours, Your Affiant drove to the 2400 block of West 27<sup>th</sup> Avenue (Speer Boulevard and Zuni Street), and again contacted Jordan Lehrner Marcowitz (05-80) at the telephone number. Your Affiant advised the suspect he was at the agreed upon meeting location and was near the pay phone. Your Affiant parked his vehicle in the 2400 block of West 27<sup>th</sup> Avenue, on the north side of the street, facing westbound, near the pay phone on the street.

After a very brief period of time past, Your Affiant observed a black, BMW, bearing Colorado license plate number 812IJA driving eastbound on West 27<sup>th</sup> Avenue. Your Affiant observed the vehicle pull into the Shell gas station parking lot and stop on the east end of the parking lot. Your Affiant observed the vehicle reverse out of the parking lot and park directly behind Your Affiants' vehicle. Your Affiant recognized the black, BMW, bearing Colorado license plate number 812IJA, from his prior surveillances at 2727 West 28<sup>th</sup> Avenue, as that belonging to Jordan Marcowitz (05-

Your Affiant observed the front passenger window of the vehicle roll down, and observed Jordan Marcowtiz (05-180) sitting in the driver seat of the vehicle. Your Affiant recognized the driver and sole occupant of the vehicle, as Jordan Marcowitz (05-180), from the Colorado Driver's license photograph Your Affiant had previously obtained. The suspect asked Your Affiant if he was "Brian" which Your Affiant stated he was and asked if the suspect was "Jordan" which the suspect shook his head in the affirmative.

At this time Your Affiant walked over to the suspects' vehicle and entered the vehicle, sitting in the front passenger seat. Upon entering the suspects' vehicle, Your Affiant heard the suspect ask Your Affiant, "This is kosher right?", which Your Affiant understood as the suspect asking Your Affiant if he was a police officer. Your Affiant assured him it was okay again told the suspect he wanted to purchase two hundred (\$200), referring to the suspected ecstasy ("molly").

Your Affiant counted out two hundred dollars (\$200.00) of prerecorded United States currency for the suspect, at which time the suspect stated, "Two grams?", which Your Affiant agreed to purchase from him. Your Affiant handed Jordan Lehrner Marcowitz (05-80) the two hundred dollars (\$200.00) of prerecorded United States currency, and observed the suspect holding a clear plastic sandwich baggie which contained two (2) individual baggies. The two (2) individual baggies had green alien prints on them and each contained a white powdery substance of suspected ecstasy ("molly").

Upon Your Affiant handing the suspect the prerecorded United States currency, the suspect handed Your Affiant the suspected ecstasy ("molly"). Your Affiant had a brief conversation with the suspect about the quality of the suspected ecstasy ("molly") he had bought, asking the suspect if it was "cut", to which the suspect told Your Affiant, "It's good shit dude", referring to the suspected ecstasy ("molly") Your Affiant had purchased from the suspect.

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With the purchase completed, Your Affiant made arrangements to contact the suspect at a later date for an additional purchase to which Jordan Marcowitz (05- 80) stated, "No problem dude. Enjoy yourself". With the exchange completed, Your Affiant exited the suspects' vehicle and observed the suspect drive away from the meeting location, westbound on West 27<sup>th</sup> Avenue.

With the undercover narcotics operation completed, Your Affiant and the members of the District One S.C.A.T. Team returned to the District One Station to be debriefed. During the debriefing, Detective Borquez advised Your Affiant he observed the suspect, Jordan Lehrner Marcowtiz (05—80) exit the front door of 2727 West 28<sup>th</sup> Avenue and enter his vehicle bearing Colorado license plate number 812IJA. Detective Borquez related to Your Affiant at no time did he observe the suspect meet with, contact, or have any type of exchange with any other people, upon leaving 2727 West 28<sup>th</sup> Avenue.

With the debriefing completed, Your Affiant placed the suspected ecstasy ("molly") he had purchased into the Denver Police Department's Property Bureau, invoice number 481570 and completed a presumptive analysis request for the suspected ecstasy purchased.

On December 1<sup>st</sup>, 2011Chemist Donald Shriver of the Denver Police Department's Forensic Science Section completed the presumptive analysis test on property invoice number 481570. Item #1 was found to test **positive** for **2 bags MDMA (ecstasy) CI** with a net weight of **2.045 grams**.

Based on the aforementioned facts, Your Affiant respectfully requests an arrest warrant be issued for:

Jordan Lehrner Marcowitz (05-0-80), social security Colorado P.I.N.

Jordan Lehrner Marcowitz is described as a White, Male, approximately five feet eight inches tall (5'08"), weighing approximately one hundred and forty pounds (140), with brown hair, and brown eyes, for: C.R.S. 18-18-405: Distribution of a Controlled Substance, Class Three (3) Felony, C.R.S. 18-18-405: Possession of a Controlled Substance, Class Four (4) Felony.

I affirm this information to be true and correct

Signature of Affiant

Subscribed under oath before me on

DEC 0 1 2011 3:03 pm

Time

Judge or Notary Public

JAMES B. RRESE

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My commission expires:
ARREST WARRANT
To all Sheriffs, Peace Officers and Police Officers with the said State:
You are hereby commanded to take the person of the defendant and bring him without unnecessary delay before a Judge of the County Court to be dealt with according to law.
Bail fixed at  \$ SO 000  Signature of Judge
Date  DEC 0 1 20:1  Printed name of Judge
I HEREBY CERTIFY that I executed the above warrant on (date)/2- c 7- 1 l by
taking
Jail for safekeeping until further order of the court.  Signature of Arresting Officer