

REDACTED

Aurora Police Department Case No.: 2012-28181
FedEx Corporation

376

DISTRICT/COUNTY COURT, COUNTY OF ARAPAHOE, STATE OF COLORADO

Filed

AUG - 1 2012

COURT No.:

CLERK OF THE COMBINED COURT
ARAPAHOE COUNTY, COLORADO

RETURN AND INVENTORY FOR COURT ORDER FOR PRODUCTION OF RECORDS

Pursuant to section 16-3-301.1, C.R.S., the undersigned peace officer has received from, Federal Express Corporation; the following business records pursuant to an order issued by this court, and served on the business on July 27, 2012. The records were received on July 31, 2012.

The records received were:

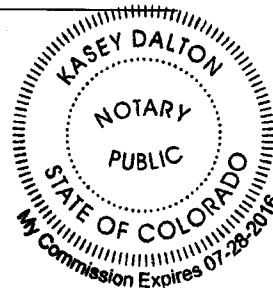
1. FedEx letter from Sr. Paralegal Specialist; Tracey Learned.
2. Certification of Business records
3. Billing, shipping and data base information
4. These records were received on paper and include (25) pages.

T. J. Welton #13159
 Detective T. J. Welton
 Aurora Police Department
 Major Crimes/Homicide Unit
 15001 E. Alameda Parkway
 Aurora, Colorado 80012

Subscribed and sworn to before me this 1 day of August, 2012.

Kasey Dalton
 Notary Public

7/28/2016
 Commission expires



Filed with the court this 1st day of August, 2012

DISTRICT OR COUNTY COURT, COUNTY OF ARAPAHOE, STATE OF
COLORADO

NO.: _____

APD Case # 2012-28181

STG-LTD
7/27/12
376
AL

Filed

COURT ORDER FOR PRODUCTION OF RECORDS JUL 27 2012

CLERK OF THE DISTRICT COURT
ARAPAHOE COUNTY, COLORADO

CO State I.D. Number: 19871391593

Federal Express Corporation

Registered Agent: The Corporation Company

Registered Agent Street Address: 1675 Broadway Suite 1200, Denver, CO 80202

Attention: Tracey Learned

Principal Street Address: 3620 Hacks Cross Road, Building B, 3rd Floor, Memphis, TN 38125

Principal Mailing Address: 942 S. Shady Grove Road, Memphis, TN 38120

Telephone: 901-434-8600

Facsimile: 901-434-9270

The court, upon review of an affidavit filed by Detective T. J. Welton #13159, a peace officer in support of the issuance of this order, hereby orders the production of the following records, for which there is probable cause to believe are in your actual or constructive possession or control:

For the period of February 1, 2012 to July 24, 2012, please produce copies of any and all records evidencing or otherwise related to the shipment and/or delivery of packages, parcels, and/or envelopes to or from 1690 North Paris Street #10, Aurora, Colorado 80010, and 13310 Sparren Avenue, San Diego, California 92129, any and all tracking numbers, to include but not limited to; tracking number=323448815010179 and tracking number=267192915546766. Responsive documents should include, but not limited to, shipping records, bills of lading, airfreight bills, declaration forms, account statements, billing and payment information, and records evidencing proof of delivery, any and all surveillance video captured related to the deliveries to or from the above address, and/or related to the described tracking labels. Any and all documents related to James E. Holmes at the aforementioned addresses to include the University of Colorado at Denver Anschutz Medical Campus, which is located in Aurora, Colorado.

The court also hereby finds probable cause to believe that the requested material constitutes records: for which a court order for production of records may be issued under the provisions of C.R.S. 16-3-301.1, on grounds that the records have been stolen or embezzled; are designed or intended for use as a means of committing a criminal offense; are or have been used as a means of committing a criminal offense; the possession of which is illegal; would be material evidence in a subsequent criminal prosecution this state, another state, or federal court; the seizure of which is expressly required, authorized, or permitted by statute; or that would aid in the detection of the whereabouts of or in the apprehension of a person for whom a lawful arrest order is outstanding, and that such grounds and probable cause support the issuance of this order pursuant to §16-3-301.1, C.R.S.

**DISTRICT OR COUNTY COURT, COUNTY OF ARAPAHOE, STATE OF
COLORADO**

NO.: _____

APD Case # 2012-28181

Pursuant to §16-3-301.1, C.R.S., the above-named business entity shall produce the above-described records within 30 days after the date this court order is served. The records shall be delivered to the Colorado criminal investigator or peace officer named in this order during normal business hours. The records shall be supplied in any form or format that is convenient for the business entity and that may be accessed by the named officer or the officer's agency or department. The business entity shall also provide a notarized statement that the records produced represent complete and accurate copies of all records identified in this order that are in the actual or constructive control of the business entity. If the business entity does not produce all records identified in this order, it shall identify the records not produced. Failure to comply with this order shall support a finding of contempt of court.

Pursuant to §16-3-301.1, C.R.S., the peace officer named below is hereby authorized to serve this order during normal business hours of the above-named business entity, and to receive the records during normal business hours of the business entity. Service shall issue in the same manner as a summons under C.R.C.P. 4 or by personal service on a manager or supervisor of the business entity. This order must be served within 10 days after the date it is issued. Upon receiving the records from the business entity, the criminal investigator or officer shall file a return and inventory with the court indicating the records that have been received, the total number of pages if supplied on paper, and the date upon which the records were received. The investigator or officer shall also file the original of the attestation of authenticity and completeness with the court.

All records shall be produced to:

Detective T. J. Welton #3159
Aurora Police Department
Major Crime/Homicide Unit
15001 East Alameda Parkway, Aurora CO 80012
twelton@auroragov.org

Further orders which the court deems necessary:

Dated this 27th day of July, 2012.

By the Court.

Judge

John L. Weller 07-20-12

AFFIDAVIT FOR COURT ORDER FOR PRODUCTION OF RECORDS

APD Case # 2012-28181

DISTRICT/COUNTY COURT, COUNTY OF ARAPAHOE, COLORADO

APPLICATION AND AFFIDAVIT FOR A COURT ORDER FOR PRODUCTION OF RECORDS, PURSUANT TO C.R.S. 16-3-301.1

I, Detective T. J. Welton #13159, the Affiant, under oath states: that the Affiant has reason to believe that the business entity described as:

CO State I.D. Number: 19871391593

Federal Express Corporation

Registered Agent: The Corporation Company

Registered Agent Street Address: 1675 Broadway Suite 1200, Denver, CO 80202

Attention: Tracey Learned

Principal Street Address: 3620 Hacks Cross Road, Building B, 3rd Floor, Memphis, TN 38125

Principal Mailing Address: 942 S. Shady Grove Road, Memphis, TN 38120

Telephone: 901-434-8600

Facsimile: 901-434-9270

is in actual or constructive control of certain records, to wit:

For the period of February 1, 2012 to July 24, 2012, please produce copies of any and all records evidencing or otherwise related to the shipment and/or delivery of packages, parcels, and/or envelopes to or from 1690 North Paris Street #10, Aurora, Colorado 80010, and 13310 Sparren Avenue, San Diego, California 92129, any and all tracking numbers, to include but not limited to; tracking number=323448815010179 and tracking number=267192915546766. Responsive documents should include, but not limited to, shipping records, bills of lading, airfreight bills, declaration forms, account statements, billing and payment information, and records evidencing proof of delivery, any and all surveillance video captured related to the deliveries to or from the above address, and/or related to the described tracking labels. Any and all documents related to James E. Holmes at the aforementioned addresses to include the University of Colorado at Denver Anschutz Medical Campus, which is located in Aurora, Colorado.

for which a court order for production of records may be issued under the provisions of C.R.S. 16-3-301.1, on grounds that the records have been stolen or embezzled; are designed or intended for use as a means of committing a criminal offense; are or have been used as a means of committing a criminal offense; the possession of which is illegal; would be material evidence in a subsequent criminal prosecution this state, another state, or federal court; the seizure of which is expressly required, authorized, or permitted by statute; or that would aid in the detection of the whereabouts of or in the apprehension of a person for whom a lawful arrest order is outstanding.

AFFIDAVIT FOR COURT ORDER FOR PRODUCTION OF RECORDS

APD Case # 2012-28181

THE FACTS WHICH GIVE RISE TO THIS BELIEF AND WHICH ESTABLISH PROBABLE CAUSE TO BELIEVE THAT GROUNDS FOR THE ISSUANCE OF A SEARCH WARRANT EXIST ARE THE FOLLOWING:

The Affiant, Detective T. J. Welton, a peace officer, being duly sworn upon oath, says that the facts stated herein are true. Your Affiant is a commissioned Police Officer employed by the City of Aurora Police Department assigned to the Major Crime/Homicide Unit and that the following information was obtained by your Affiant personally from official records of the aforementioned Department related to Aurora Police Department case number: 2012-28181.

Your Affiant further advises that he is a commissioned Police Officer for the Aurora Police Department and have been so employed since November 1985. Your Affiant is currently assigned to the Aurora Police Departments Major Crime/Homicide Unit and has been so assigned since June 2004. Your Affiant's primary function is to investigate all major crimes to include, but not limited to Homicides, aggravated assaults, suicides, suspicious deaths and missing persons within the city of Aurora. Prior to being assigned to the Major Crimes Unit, your Affiant was assigned to the Aurora Police Departments District 1 property crimes unit from January 2004 to June 2004. Prior to that, your Affiant was assigned to the Aurora Police Departments Vice and Narcotics Unit from April 1996 until January 2004. Upon completing the Aurora Police Department training academy, your Affiant was assigned to the Aurora Police Departments patrol bureau from March 1986 until April 1996.

Your affiant informs the court that on July 20, 2012 at approximately 12:39 A.M., the Aurora Police Dispatch Center received several phone calls reporting multiple gunshots being fired inside the Century 16 Theaters. This business is located at the address of 14300 East Alameda Avenue, Aurora, Arapahoe County Colorado.

These phone calls indicated that there were between 10-20 shots fired inside auditorium # 9 and that several people had been shot and were evacuating the theater. Callers indicated that there were possible explosions as well as multiple gunshots coming from inside the theater.

Your Affiant advises the court, that on July 20, 2012, at approximately 12:05 A.M., Century 16 Theater was showing Batman: The Dark Knight Rises in auditoriums 8 and 9.

At approximately 12:40 A.M., officers from the Aurora Police Department began to arrive on scene and observed numerous people fleeing the theater. Commissioned Aurora Police Officer Jason Sweeney # 300364 entered the area and parked his vehicle to the south of the building and was met there by commissioned Aurora Police Officer Jason Oviatt # 301013. These officers then observed a white Hyundai, displaying Colorado registration 119-ROC parked on the south side the building directly next to the emergency exit for auditorium # 9. This vehicle was parked facing the building and a male party was standing outside the vehicle at the driver side with the driver side door standing open.

AFFIDAVIT FOR COURT ORDER FOR PRODUCTION OF RECORDS

APD Case # 2012-28181

Officer Sweeney observed this male wearing what appeared to be ballistic protection, including a ballistic helmet and gas mask. Officer Sweeney initially believed that this person was a police officer but observed that the gas mask appeared to be an older version of the type currently being utilized by law enforcement. At this time Officers Sweeney and Oviatt directed this male to raise his hands, which he did. This male who was subsequently identified by a Colorado drivers license as James E. Holmes, DOB: 12/13/1987 was then taken into custody. Officer Oviatt informed commissioned Aurora Police Officer, Detective Mark Yacano that upon Holmes' arrest he was asked if there was anybody else involved and Holmes' stated that there was not. Holmes informed Officer Oviatt that the address on his license was his correct address and stated that there were bombs inside his apartment and they would go off if the wires were tripped.

On July 20, 2012, at approximately 01:45 hours, your affiant arrived at the Century 16 Theaters, located at 14300 East Alameda Avenue, Aurora, Arapahoe County, Colorado. During a briefing of the incident, your Affiant was handed a brown wallet and told that it belonged to the shooting suspect that is now in custody.

Your Affiant examined the contents of the wallet and found a University of Colorado at Denver medical campus student graduate school identification card. That identification card was issued to James E. Holmes and contained the photo image of a white male. Except for the hair color in the photo; the image of the white male is that of the person that is now in custody for the crime now being investigated.

Your Affiant also found a blank check, and credit cards issued to James Holmes that were located inside the wallet along with \$280.00 in U.S. currency. Your Affiant copied the contents of the wallet and placed the original items into evidence.

Detective Yacano spoke with Corbin Dates, DOB: 07/12/1989 who advised that he was inside the theater when this incident took place. Dates informed Detective Yacano that he entered the theater at approximately 11:30 P.M. Dates informed Detective Yacano that he sat in the second row from the bottom near the emergency exit. Dates observed a male subject enter the theater and sit in the first row in the end seat closest to the emergency exit.

Dates informed Detective Yacano that he observed this male subject put his cell phone up to his ear as if he was receiving a phone call and walk to the emergency exit; the male subject propped the door open while he talked on the phone.

Dates informed Detective Yacano that he then received a phone call and walked to the lobby to meet a friend. Dates stated that when he returned to his seat the male subject was no longer seated in the first row.

Dates informed Detective Yacano that he then observed the suspect enter the theater through the emergency exit door wearing a gas mask along with body armor. Dates informed Detective Yacano that the suspect threw a gas canister towards the seats, and at that time Dates got on the ground and heard gunfire.

AFFIDAVIT FOR COURT ORDER FOR PRODUCTION OF RECORDS

APD Case # 2012-28181

Your Affiant advises that as Holmes was being taken into custody, Officer Sweeney observed a black semi-auto pistol with a green laser sight on the roof of the vehicle. Holmes' clothing was removed at the scene by officers during his arrest. Detective Yacano responded to this area and personally observed the following items that were removed from Holmes during his arrest:

A pair of black military style boots, a black coat, black body armor, a black ballistic helmet, a gas mask, a magazine carrier with nine magazines containing live rounds, a magazine for a pistol and a green colored plastic doorstep. Detective Yacano also observed what appeared to be a silver cellular telephone among these items. Detective Yacano also observed a black assault type rifle on the ground directly outside the emergency exit door. Detective Yacano advised that he observed a large amount of blood on the sidewalk outside the door as numerous victims exited the theater through this door.

Holmes was processed into the Aurora City Jail and during that processing he provided the Aurora Police Department telephone number 858-449-7348. This phone number was queried through the law enforcement database CLEAR and determined that this number is serviced by Cellco Partnership dba; Verizon Wireless. It was determined that Jason Holmes was listed as the subscriber for this cellular telephone. The address associated with the cellular phone subscriber is identified as; 1690 Paris Street, # 10, Aurora, Colorado. 80010

Law Enforcement Officers from the Arapahoe County Sheriff's Department Bomb Squad responded to the scene; utilizing an explosive removal robot, they removed items from the white Hyundai. Included among these items were two rifle cases and a pair of black gloves. A second black semi-auto pistol in a holster was observed inside the storage compartment on the passenger side door.

Holmes was transported to police headquarters where commissioned Aurora Police Officers, Detective Craig Appel # 18562 and Detective Chuck Mehl # 16848 met with him. Holmes was transported to the interview rooms located on the third floor of police headquarters where the detectives spoke with him. This interview was recorded on DVD. Holmes was advised of his rights per Miranda. Holmes requested an attorney at which time the interview was concluded.

Additional officers responded to the theater and entered auditorium # 9 where they located ten victims found to be deceased. Detective Yacano briefly observed the interior of auditorium # 9 and observed the following:

A black shotgun setting on the floor several feet inside the theater and six empty shotgun shell casings. Detective Yacano additionally observed a green colored plastic doorstep attached to the emergency exit door. This item appeared to be similar to the plastic doorstep located among Holmes' property upon his arrest. Detective Yacano observed two .40 caliber magazines on the floor beside the shotgun, and several empty rifle shell casings setting on the floor. All of these items were observed on the floor at the front of the theater.

AFFIDAVIT FOR COURT ORDER FOR PRODUCTION OF RECORDS

APD Case # 2012-28181

Detective Yacano observed three additional rifle magazines that appeared to contain live rounds, a ninety round Beta Mag magazine and another .40 caliber magazine setting on the floor leading towards the lobby of the theater, located at the west side of the seating area. Detective Yacano stated that he observed numerous deceased parties throughout the theater auditorium.

Detective Yacano stated that he met briefly with commissioned Aurora Police Officer, Sergeant Matt Fyles # 26218 who provided additional information regarding the deceased and injured parties. Sergeant Fyles advised that ten parties were pronounced deceased inside the theater. Twenty individuals were shot and transported to University Hospital, with one deceased. Six individuals were shot and transported to Denver General Hospital; twelve individuals were shot and transported to The Medical Center of Aurora South. Six individuals were shot and transported to Children's Hospital, with one deceased. Two victims were shot and transported to Parker Adventist Hospital and another shooting victim was transported to Swedish Medical Center.

Sergeant Fyles also stated that upon James Holmes' arrest, his residence was identified as 1690 Paris Street, # 10, Adams County Colorado. Law enforcement officers from the Aurora Police Departments SWAT Team responded to this address and established a perimeter around the apartment building.

Detective Yacano stated that he spoke with commissioned Aurora Police Officer, Detective Tom Wilson # 13163 who responded to the Paris Street address. Detective Wilson informed Detective Yacano that upon his arrival he observed that the Adams County Sheriff's Office Bomb Squad was on scene.

Detective Wilson informed Detective Yacano that the apartment building was evacuated and the bomb squad utilized an explosive robot to make entry into this apartment. Detective Wilson stated that the explosive robot made entry to the apartment and immediately was stopped by trip wires.

Detective Wilson stated that the explosive robot then utilized a camera which allowed law enforcement officers to view the apartment interior. Detective Wilson stated that the camera viewed the main room at which time additional trip wires that lead into different rooms within the apartment were discovered.

Detective Wilson stated that propane tanks, bottles filled with an unknown liquid and bottles filled with ammunition were observed throughout the apartment. Detective Wilson stated that the Denver Police Bomb Squad responded and determined that entry into the apartment was too dangerous.

Detective Tom Wilson stated that he spoke with Special Agent Jeff Russell from ATF. Agent Russell provided Detective Wilson with firearms trace reports from the ATF database reference the weapons recovered from the scene.

AFFIDAVIT FOR COURT ORDER FOR PRODUCTION OF RECORDS

APD Case # 2012-28181

Through the information provided by ATF, Detective Wilson learned that James Holmes purchased a Glock model 22, .40 caliber pistol at the Gander Mountain store located in Aurora, Colorado. ATF also discovered that James Holmes purchased a Remington model 870, tactical shotgun on May 28, 2012 from the Bass Pro Shops located in Denver, Colorado, a Smith and Wesson .223 caliber assault rifle from the Gander Mountain store located in Thornton, Colorado on June 7, 2012, and a Glock model 23, .40 caliber pistol from Bass Pro Shops located in Denver, Colorado on July 6, 2012.

Detective Wilson also recovered a rental agreement for 1690 North Paris Street #10, Aurora, Colorado 80010. Your Affiant reviewed that rental agreement and found that James Eagan Holmes signed a one year lease on April 20, 2011 that commenced at 12:00 P.M. on May 1, 2011 and ending at 12:00 P.M. on May 1, 2012.

Further review of the rental agreement indicated that James Eagan Holmes signed a six month lease for 1690 North Paris Street #10, Aurora, Colorado 80010, on April 18, 2012 that commenced at 12:00 P.M. on May 1, 2012 and ending at 12:00 P.M. on November 1, 2012.

Your Affiant also found that the rental agreement identified Arlene Holmes at 13310 Sparrow Avenue, San Diego, California as being James Eagan Holmes' emergency contact.

On July 20, 2012, FBI Agent Payne located a black Apple iPhone cellular telephone believed to belong to James Holmes inside the 2000 Hyundai displaying Colorado registration 119-ROC that was parked on the south side of the theater. Agent Payne collected this phone and placed it in a plastic evidence bag. Detective Chuck Mehl then transported this phone to the Aurora Police Department.

Detective Yacano authored an affidavit requesting a search warrant to authorize members of the Aurora Police Department to examine the iPhone recovered from James Holmes' white 2000 Hyundai. Detective Yacano submitted the affidavit to the Honorable Judge Horton in Arapahoe County. After reviewing the affidavit, Judge Horton granted a search warrant for the iPhone.

On July 21, 2012, commissioned Aurora Police Officer, Detective Mike Leiker executed the search warrant for the iPhone. During his forensic examination Detective Leiker identified the cellular telephone number to be 858-449-7348.

Detective Leiker also recovered four e-mail addresses associated with that iPhone. Those e-mail addresses are identified as; dsherlockb@gmail.com, dsherlockb@hotmail.com, james.e.holmes@ucdenver.edu, classic.jimbo@gmail.com

Further examination of the iPhone contents indicated that numerous emails were sent and received from the iPhone utilizing the above listed e-mails.

Detective Leiker also recovered numerous photographs from the iPhone containing images of James E. Holmes with reddish/orange hair. Your Affiant viewed the photos and observed that

AFFIDAVIT FOR COURT ORDER FOR PRODUCTION OF RECORDS

APD Case # 2012-28181

there were four photos captured on June 29, 2012 at approximately 4:20 p.m. Those photos contained images of the interior and specifically the door jamb of the Century 16 Theater at 14300 East Alameda Avenue, Aurora, Arapahoe County, Colorado.

Your Affiant viewed two photos that were captured on July 5, 2012 at approximately 10:30 P.M. Those photos contained images of the exterior of the Century 16 Theater at 14300 East Alameda Avenue, Aurora, Arapahoe County, Colorado.

Your Affiant viewed several photos containing the images of James E. Holmes wearing ballistic/tactical gear, holding what appeared to be a black semi-auto handgun, detonation devices, gas canisters, powder and liquid.

Detective Leiker also recovered mobile tracking information reference FedEx during the forensic examination of the iPhone. Detective Leiker identified FedEx tracking information dated; 07/11/2012 at approximately 2:08 A.M. The tracking number is identified as: 323448815010179.

Your Affiant contacted Steve Neely with FedEx security. Mr. Neely confirmed that FedEx made approximately ten (10) deliveries to 1690 North Paris Street #10, Aurora, Colorado between February 2012 and July 2012. Mr. Neely also advised your Affiant that FedEx records are searched by address and tracking numbers; not by name.

Mr. Neely also informed your Affiant that he located two FedEx deliveries to 13310 Sparren Avenue, San Diego, California during the February 2012 and July 2012 time frame. Mr. Neely stated that those deliveries appeared to be from cellular telephone companies.

Mr. Neely advised your Affiant that FedEx was currently in possession of two videos captured from FedEx security cameras. Mr. Neely identified one of those videos as being from the FedEx office print & ship center, which is located at; 13700 East Colfax Avenue #F, Aurora, Colorado 80011. Mr. Neely advised your Affiant that this video was related to packages delivered to James Holmes and that an individual believed to be James Holmes is videotaped picking up those packages from the FedEx office print & ship center.

Mr. Neely stated that the second video captured was from a FedEx office in Clearwater, Florida on July 11, 2012. Mr. Neely advised that the video contained footage of an unknown male sending a package to 1690 North Paris Street #10, Aurora, Colorado. Mr. Neely stated that the sender declared the value of that package to be \$700.00.

Mr. Neely identified to your Affiant six (6) FedEx ground packages from BulkAmmo.com. The order date is identified as: 06/28/2012 at approximately 6:41 P.M. The buyer is identified as; James Holmes and the buyer's phone number is identified as; 303-326-0534.

Mr. Neely advised your Affiant that those packages were shipped from BulkAmmo.com on 6/29/2012 and the tracking number is identified as; 267192915546766.

AFFIDAVIT FOR COURT ORDER FOR PRODUCTION OF RECORDS

APD Case # 2012-28181

Mr. Neely stated that the FedEx Corporation has several individual entities associated with the company and suggested that your Affiant complete court orders for the following: Federal Express Corporation, FedEx Ground Package System, Inc. FedEx Office and Print Services, Inc. and FedEx Freight, Inc.

Mr. Neely advised your Affiant that although these entities are part of the Federal Express Corporation, they each have different methods for searching for the information your Affiant is requesting.

Mr. Neely also informed you Affiant that once the court orders are obtained; your Affiant is to serve those orders to Mr. Neely at his office, which is located at 26900 East 75th Avenue, Denver, Colorado 80249.

Your Affiant reviewed the Aurora Police Department custody report reference James E. Holmes' arrest in this incident. According to that custody report; James E. Holmes identified his parent's home address as; 13310 Sparren Avenue, San Diego, California 92129.

On July 21, 2012, at approximately 6:05 P.M., commissioned Aurora Police Officer, Sergeant Bob Wesner advised your Affiant that he had spoken to University of Colorado Police Officer, Lynn Whitten. Officer Whitten advised that she had spoken to Lynne Fenton; a student psychologist.

Officer Whitten advised Sergeant Wesner that Lynne Fenton had contacted Officer Whitten reference James E. Holmes on June 12, 2012. Lynne Fenton described James E. Holmes as having Homicidal thoughts and also stated that James E. Holmes had threatened and harassed her via e-mail/text messages.

Officer Whitten Advised Sergeant Wesner that she had deactivated James E. Holmes' I.D. on June 12, 2012 due to that complaint. On July 21, 2012, your Affiant spoke to Steve Zweck-Bronner, UC Denver Medical Campus representative. Mr. Zweck-Bronner advised be that the medical facility uses an electronic locking mechanism throughout the campus to secure labs and classrooms. The deactivation of a student's I.D. card prevents that student from entering any locked facility.

Sergeant Wesner attempted to obtain University of Colorado at Denver Anschutz Medical Campus school records, which included academic/scholastic, e-mail and student health services records for James E. Holmes. Sergeant Wesner was advised by CU personnel that those records could not be released without a court order.

Your affiant believes that the Federal Express Corporation records contain information that would indicate deliveries of ammunition, ballistic/tactical gear, certain apparatus used to manufacture chemicals and/or gas, and other items that were delivered to James E. Holmes at 1690 North Paris Street #10, Aurora, Colorado, and that this information will assist investigators


AFFIDAVIT FOR COURT ORDER FOR PRODUCTION OF RECORDS

APD Case # 2012-28181

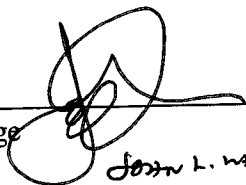
in determining from whom James E. Holmes may have obtained or sent those items before, during and after this incident. Your affiant believes that information contained in those records may assist in determining what methods of planning may have been involved to carry out this crime as well.

Based on the foregoing facts and circumstances, your affiant has probable cause to believe that the Federal Express Corporation records are in the actual or constructive control of the business entity and that there is probable cause for the issuance of a court order under C.R.S. 16-3-301.1. Application is hereby made for issuance of a court order directing the Federal Express Corporation to produce the described records within thirty days after the date this court order is served and deliver the records to the affiant.

The Affiant has read the above and foregoing application and affidavit, and the statements therein contained are true to the best of his knowledge, information and belief.


Affiant

Subscribed and sworn before me this 27th day of JULY, 2012.


Judge
John L. ... DIV 206