

FILED

JUL 16 2009

SPOKANE COUNTY  
DISTRICT COURT

DISTRICT COURT, STATE OF WASHINGTON, COUNTY OF SPOKANE

STATE OF WASHINGTON, )  
 )  
 Plaintiff, )  
 vs )  
 )  
 *Michael L Olson* )  
 *509-270-0379* )  
 Defendant. )

NO. \_\_\_\_\_

SEARCH WARRANT -  
RETURN, INVENTORY AND RECEIPT

1. DATE AND TIME OF EXECUTION OF SEARCH WARRANT:

7/16/09 1336

2. PREMISES AND FILES SEARCHED: *Cell Phone Records -*

*T-Mobile Subpoena Compliance, 4 SYLVAN WAY, Parsippany, NJ. 07054*

3. PERSONS PRESENT DURING EXECUTION OF SEARCH WARRANT:

*DET. JOHNSTON*

4. INVENTORY LIST OF INFORMATION SEIZED: *Awaiting Documents*

5. METHOD OF ENTRY: *No Force - Served by Fax*

*L. Johnston # 59744*

Seizing Officer

COPY OF RECEIPT RECEIVED:

*POSTED*

Recipient

CERTIFICATE OF RETURN

I certify that on this 16th day of JULY,  
2009, at 2:54(AM) (PM) the above captioned search warrant and written inventory were returned  
to the District Court Judge who signed the search warrant by delivery to the Spokane County District  
Court Clerk.

KUM

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SPOKANE COUNTY  
DISTRICT COURT

DISTRICT COURT, STATE OF WASHINGTON, COUNTY OF SPOKANE

STATE OF WASHINGTON )  
 )  
 Plaintiff, ) No.  
 )  
 v.s. ) AFFIDAVIT FOR SEARCH WARRANT  
 ) FOR EVIDENCE OF:  
 ) First Degree Robbery / First Degree Assault /  
 Michael L. Olson w/m DOB 6/29/78 ) Possession of a Controlled Substance / Taking  
 509-270-0379 ) Motor Vehicle without Owners Permission  
 )  
 Defendant(s).

Detective Lyle Johnston being first duly sworn on oath, deposes and says:

(1) Background of affiant: I have been continually employed as a Deputy Sheriff by the Spokane County Sheriff's Office since September 1, 1988. I received A.A. degrees in Law Enforcement, Criminal Justice, and Industrial Security, as well as a B.A. degree in Interdisciplinary Studies from Eastern Washington University. I attended the Washington State Basic Law Enforcement Academy in Spokane Washington and graduated in November of 1988. During my career as a Deputy Sheriff, I have worked over 11 years as a Patrol Deputy, one year in the Prisoner Transport Unit, one and a half years as a School Resource Deputy, six years as a Property Crimes Detective, and two years as a Major Crimes Detective. I have investigated numerous crimes against both persons and property to include; thefts, burglaries, trafficking, forgeries, controlled substance possession, robberies, assaults, kidnappings, homicides, and many others. I have in the past instructed report writing at the Washington State Basic Law Enforcement Academy, which include writing all types of reports and warrants. I have written and served numerous search warrants for various crimes. I have previously been involved in investigations, arrests, and prosecutions of the type of crime for which this search warrant is being sought.

(2) Crime being investigated:  
First Degree Robbery / First Degree Assault / Possession of a Controlled Substance /  
Taking Motor Vehicle without Owners Permission

Circumstances supporting probable cause:

On 06-19-09 Spokane PD Officers Lance Fairbanks and John Everly were dispatched to 928 N. Perry in Spokane, Washington to contact Christopher Fuller. Fuller had complained that he was robbed by a male and female and they stole his car. The car was described as a black 2002 Acura RSX bearing Washington License #983WEV. Your affiant has verified with DOL that license #983WEV is registered on a black 2002 Acura RSX3D to Christopher T. Fuller at an address in Port Orchard, Washington. Fuller further told the officers that he had been at Ace's Casino where he met the male and female and he agreed to give them a ride in his Acura. When they left the casino they directed him to the Safeway at NW Blvd and Ash where a Chevy Silverado pickup with wood racks was parked. They told Fuller that the pickup belonged to an uncle and they needed to return it. Fuller followed them as they drove the pickup to an address off of Garland. The male and female then got into Fuller's car with the female in the back seat and the male in the front passenger seat. They directed Fuller to the dead end in the 900 block of N. Perry. When they arrived, the female started strangling him from behind with a ligature of unknown kind, while the male hit Fuller in the head with a beer bottle. The male dropped the beer bottle and started hitting Fuller with a black semi-automatic pistol. They were able to force Fuller out of the car and they drove away with his vehicle. Fuller was rendered unconscious and when he came to he was missing his black on black Globe "skate" shoes, his white "Hurley" baseball cap and his blue denim tri fold wallet. These items were on his person when he was assaulted. The wallet contained his Washington Driver's License, a Bank of America debit card with his photo, other cards with his name on them and \$295.00 in paper US Currency. The rest of the stolen items were in the car when it was taken. These items include a black LG Venus cell phone with Verizon phone service, a new black baseball cap with "H" on the front in a Zumeis bag and a new black baseball cap with a white "DC" on it in a Graffiti bag.

Officer Everly saw ligature marks on the sides and front of Fuller's neck. These marks were bright red and appeared to be fresh. Fuller also had a fresh scrape injury on his left elbow which was also bright red and still had some gravel stuck to it.

After Fuller gave a statement, Officer Fairbanks put Fuller in his marked patrol car to drive him back to area of Garland Ave. to try and determine where he took the suspects when they dropped off the Chevy pickup. Officer Fairbanks and Fuller were southbound on Nettleton in the Audubon Park area when Fuller exclaimed, "That's my car!" Fuller recognized the headlights were blue lens type that he installed. Officer Fairbanks saw the black Acura driving northbound on Nettleton and it was being followed by a blue and white 80's Chevy pickup with wood racks. Officer Fairbanks turned around to follow Fuller's vehicle and Fuller said, "I know that's my car because the license plate says WEV." Officer Fairbanks followed the Acura west on Euclid, north on Cochran, north on Alberta and east on Garland. The Acura was traveling 25 to 30 mph and it turned north on Maple then east on Walton. When backup units arrived, Officer Fairbanks activated his emergency light bar to try and stop the Acura. The Acura accelerated eastbound on Walton then it turned south on Madison and east on Garland. With other marked police units available to pursue the Acura, Officer Fairbanks discontinued his involvement in the pursuit. Officer Fairbanks monitored the pursuit as it was updated via the police radio. The pursuit

terminated when the suspect later identified as Marjorie Harrigan crashed the victim's vehicle in the area of 200 E. Indiana. He did subsequently respond to the scene of the fatal collision where he blocked the eastbound traffic at the intersection of Ruby and Indiana.

A few hours later SPD Officer Crane located the 80s model Chevrolet pickup that had been described by Fuller and contacted the registered owner of the vehicle, Mark J. Tietge. Tietge told Officer Crane that a male by the name of Michael L. Olson aka Dingnan had taken his vehicle during the night and was somehow connected to the earlier car wreck and death of his girlfriend Amy, also identified to be Marjorie Harrigan. Officer Crane transported Tietge to the Public Safety Building for an interview with Detectives.

Your affiant and Det. Ferguson interviewed Tietge about the incident. Tietge told detectives that at approximately 2200 on 6/18/09 he parked his pickup in the driveway of his residence, 3715 N. Audubon St., Spokane, WA and at that time the radio was off, the tank was full, and the seat and mirrors were adjusted for him. At approximately 2330 hours Tietge was in bed when he heard Dan Tietge, Lynda Olson, Mike Olson, and Mike's girlfriend, Amy come home. Tietge said he went to sleep and then awoke at around 0430 hours to prepare to go to work. At about 0515 he noticed Mike Olson in the kitchen crying and Lynda Olson was attempting to comfort him. Mike Olson made statements that his girlfriend was dead, that she had been in some kind of a traffic accident. Mark Tietge said he went out to leave for work and noticed that his vehicle was warm, the CD player was turned on, the seat and mirrors were adjusted for a smaller person, and the fuel tank was now down by a quarter of a tank. When Mark Tietge got in he found that a bottle of hydrocodone pills he had was gone and a spare cellular phone was missing.

At approximately 1000 hours your affiant and Det. Ferguson interviewed Lynda Olson, Mike Olson's mother. She told detectives that at approximately 0530 hours she was awakened by Mike, who was visibly upset and crying, stating that his girlfriend Amy was dead. Lynda said she got up to speak with Mike and he told her that he and Amy had met some guy somewhere and went to get "high" with him. Mike said that at some time while driving they got into a fight with the male and he and Amy choked the male out and threw him from the vehicle. After they left the male by the road, Amy wanted to drive so Mike got out and Amy took off with the car. Mike told Lynda that he saw the police begin to chase Amy and then later when he heard of the crash he knew it was Amy who was involved. Lynda said that Mike and Amy have stayed at her residence, 3715 N. Audubon St., Spokane, WA, from time to time, but do not live with her. Lynda said Mike has belongings in her basement which he leaves there for storage. Lynda Olson said that a male who drives a blue Ford Mustang, she believed his name is Chad, had picked him up from her residence. Lynda believed Chad lived in a residence near the area of Driscoll Blvd and Wellesley. Lynda Olson provided your affiant with the phone numbers to the cellular phones used by Mike Olson and Marjorie Harrigan. Lynda Olson advised that the number she has reached Mike Olson at numerous times and has programmed in her own cellular phone is 509-216-2581, and the number she has reached Amy at on numerous occasions and has programmed into her own cellular phone is 509-270-0379.

The Ford Mustang which is very unique was located at 4911 N. Alameda by patrol officers as it was parked in the driveway in front of the residence. Detectives Johnston and Ferguson

contacted the residents and identified them as Charles D. Brown and Tawnya S. Ibach. Each told the detectives that Mike Olson had been at their residence only a few hours earlier and told them that his girlfriend, Amy was dead. During the course of our contact, Mike's shirt was located in the residence, and some identification cards bearing the victim's name, Christopher Fuller, were located in the back yard of the residence.

Detectives Gilmore and Drapeau contacted the victim and showed him photo montages of both suspects Michael L. Olson and Marjorie A. Harrigan. The victim was able to positively identify the suspects as the persons that robbed and assaulted him.

At approximately 1649 hours your affiant and Det. Ferguson along with other members of the Spokane County Sheriff's office and Spokane City Police Department served a search warrant at Lynda Olson's residence located at 3715 N. Audubon, Spokane, WA. Detectives searched the residence for several of the items still being sought in the current warrant. During the course of the warrant Det. Ferguson was contacted by Lynda Olson and advised of a black backpack located in the basement of the residence. Olson told Ferguson that she had been given the backpack by Mike Olson and told to hide the backpack as it belonged to "Amy." As a result the backpack was seized as evidence. Other items seized during the execution of that warrant included clothing, and a prescription pill bottle of Mark Tietge's. The pill bottle had been filled on 6/17/09 and was now empty.

On 6/25/09 your affiant and Det. Ferguson interviewed Alesia Conklin. Conklin told your affiant that she has been and still is romantically involved with Mike Olson; however for the past month Mike Olson has been having an affair with Marjorie Harrigan, aka Amy; that approximately three weeks ago she gave Mike Olson a spare set of keys to Mark Tietge vehicle. She had possessed the keys for some time and had obtained them during a time frame when Mike Olson had worked for Tietge and drove the vehicle regularly. She knew that Mike Olson was no longer employed by Tietge and was not suppose to drive the vehicle, but at approximately 0130 hours on 6/19/09 he arrived at Conklin's residence in the pickup and spoke with Conklin for a few minutes before leaving. Later that morning Mike Olson called Conklin and asked her to come pick him up and help him search for Amy who had been chased from the area of Audubon park by the police while driving a stolen vehicle. Mike Olson told Conklin about the attack on the victim, stating that Amy had used a rope around the victim's neck and he hit the victim with a beer bottle.

On 7/16/09 your affiant executed a search warrant upon the backpack that had been seized at Lynda Olson's residence and believed to be the property of Marjorie Harrigan, aka Amy. Several items were collected from the backpack to include three cellular phones, a Corona beer bottle, two cell phone car charging cords, and a set of head phones. Of the three cellular phones, one is believed to be the property of Mike Olson, one the property of Marjorie Harrigan, and one the property of the victim, Christopher Fuller.

Based on my training and experience I know that cellular phones are capable of being used to send and receive text messages, photographs, short videos, other electronic data and voice communication. I know that service providers keep records of all data transactions and voice communications which may provide information about calls made, messages sent, and geographic

location. I also know that cellular phones contain internal memory which can store records of received, dialed, and missed calls on that particular phone. That cellular phone memory also stores downloaded ring tones, data downloaded from the internet, pictures, text messages, phone books, date books, address books and other data. That many users will program the phone with personal information to identify the owner of that particular phone. The phone will always store the last number dialed. Your affiant knows from experience and expertise that subjects involved in criminal activity regularly use cellular telephones and cellular telephones' features i.e., text-messaging, photos, etc., to communicate with other parties involved in criminal activity. It is my belief that a search of these three cellular telephones will identify the rightful owners of each phone, show communications between the suspects, and may identify other actors if any.

I request that the search warrant authorizes the seizure and analysis of the cellular phone records, the cellular phone(s), and SIM card(s).

WHEREFORE, affiant requests that a Search Warrant issue for the purpose of searching

(X) PREMISES, located at or described as follows: Records located at T-Mobile Subpoena Compliance 4 Sylvan Way, Parsippany, NJ. 07054

to seize: (List property to be named in search warrant)

Subscriber information to include billing name, address, phone number, and any other personal identifying information relating to the subscriber.

Billing Records.

Outbound and inbound call detail reports for the time period beginning at 1600 hours on 6/18/09 until 1800 hours on 6/19/09 Pacific Time (USA).

Call origination / termination location for the same time period.

All stored communications or files, including voice mail, email, digital images, buddy lists, and any other files associated with user accounts identified as mobile number 509-270-0379.

  
AFFIANT PEACE OFFICER

SUBSCRIBED AND SWORN TO (or affirmed) before me this 16<sup>th</sup> day of July, 2009.

  
JUDGE, Spokane County District Court

**FILED**  
**JUL 16 2009**  
**SPOKANE COUNTY**  
**DISTRICT COURT**

DISTRICT COURT, STATE OF WASHINGTON, COUNTY OF SPOKANE

STATE OF WASHINGTON )  
 )  
 Plaintiff, ) No.  
 )  
 v.s. )  
 )  
 Michael L. Olson w/m DOB 6/29/78 )  
 509-270-0379 ) SEARCH WARRANT  
 )  
 Defendant(s). )

TO ANY PEACE OFFICER OF THE STATE OF WASHINGTON:

WHEREAS, Detective Lyle Johnston has this day signed an affidavit on oath before the undersigned, one of the District Court Judges in and for the County of Spokane, that he believes that a crime has been or is being committed, to wit:

First Degree Robbery / First Degree Assault / Possession of a Controlled Substance / Taking Motor Vehicle without Owners Permission

and that evidence of said crime is located:

(X) PREMISES, located at or described as follows: Records located at T-Mobile Subpoena Compliance 4 Sylvan Way, Parsippany, NJ. 07054

WHEREAS, the undersigned finds that there is probable cause to believe said facts contained in the affidavit to be true,

THEREFORE, in the name of the State of Washington, you are commanded with 10 days (not to exceed ten (10) days) to:

(X) enter onto the aforementioned premises

with the necessary and proper assistance, and diligently search for and seize:

Subscriber information to include billing name, address, phone number, and any other personal identifying information relating to the subscriber.

Billing Records.

Outbound and inbound call detail reports for the time period beginning at 1600 hours on 6/18/09 until 1800 hours on 6/19/09 Pacific Time (USA).

Call origination / termination location for the same time period.

All stored communications or files, including voice mail, email, digital images, buddy lists, and any other files associated with user accounts identified as mobile number **509-270-0379**.

and make a return of said warrant promptly, no later than three (3) days from the execution of the

Search Warrant to the undersigned Judge, showing all acts and things done thereunder,

with a written inventory of any properties taken and the name of the person or persons in whose

possession the same were found, if any, and if no person be found in the possession of said

articles, the inventory shall so state.

The peace officer taking property under the warrant shall give to the person from whom or from whose premises the property is taken a copy of the warrant and receipt for the property taken. If no such person is present, the officer may post a copy of the Search Warrant and receipt.

The inventory shall be made in the presence of the person from whose possession or premises the property is taken, or in the presence of at least one (1) person other than the seizing officer. This person may be another officer.

DATE 7/16/09 TIME 12:02 pm

*John Casey*  
JUDGE, Spokane County District Court