

original

File No.

STATE OF NORTH CAROLINA

SEARCH WARRANT

GUILFORD County

In The General Court Of Justice
District/Superior Court Division

IN THE MATTER OF

Michael Brandon Potter
White/Male
DOB: 08-28-1986

702-P Westchester Drive
High Point, NC 27262

To any officer with authority and jurisdiction to conduct the search authorized by this Search Warrant:

I, the undersigned, find that there is probable cause to believe that the property and person described in the application on the reverse side and related to the commission of a crime is located as described in the application.

You are commanded to search the premises, vehicle, person and other place or item described in the application for the property and person in question. If the property and/or person are found, make the seizure and keep the property subject to Court Order and process the person according to law.

You are directed to execute this Search Warrant within forty-eight (48) hours from the time indicated on this Warrant and make due return to the Clerk of the Issuing Court.

This Search Warrant is issued upon information furnished under oath or affirmation by the person(s) shown.

Name Of Applicant
Officer Jack A. McGhinnis
Name Of Additional Affiant(s)

RETURN OF SERVICE

I certify that this Search Warrant was received and executed as follows:

Date Received 03-15-2020	Time Received 9:56 <input checked="" type="checkbox"/> AM <input type="checkbox"/> PM
Date Executed 03-15-2020	Time Executed 10:11 <input checked="" type="checkbox"/> AM <input type="checkbox"/> PM

I made a search of 702-P Westchester Dr

Date Issued 3-15-20	Time Issued 9:56 <input checked="" type="checkbox"/> AM <input type="checkbox"/> PM	Name (type or print) C. Landen	Signature <i>C. Landen</i>
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Deputy CSC Assistant CSC CSC Magistrate District Ct. Judge Superior Ct. Judge

NOTE: When issuing a search warrant, the issuing official must retain a copy of the warrant and warrant application and must promptly file them with the clerk. G.S. 15A-245(b).

_____ as commanded.
 I seized the items listed on the attached inventory.
 I did not seize any items.
 This Warrant WAS NOT executed within forty-eight (48) hours of the date and time of issuance and I hereby return it not executed.

This Search Warrant was delivered to me on the date and at the time shown below when the Office of the Clerk of Superior Court is closed for the transaction of business. By signing below, I certify that I will deliver this Search Warrant to the Office of the Clerk of Superior Court as soon as possible on the Clerk's next business day.

Name Of Officer Making Return (type or print)
Jack A. McGhinnis
Signature Of Officer Making Return
Jack A. McGhinnis

Date 3/16/23	Time 3:55 <input type="checkbox"/> AM <input checked="" type="checkbox"/> PM	Name Of Magistrate (type or print) DON GILLESPIE	Signature Of Magistrate <i>Don Gillespie</i>
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This Search Warrant was returned to the undersigned clerk on the date and time shown below.

Department Or Agency Of Officer
HPPD
Incident Number

Date	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Name Of Clerk (type or print)	Signature Of Clerk	<input type="checkbox"/> Dep. CSC <input type="checkbox"/> Asst. CSC <input type="checkbox"/> CSC
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APPLICATION FOR SEARCH WARRANT

I, Police Officer Jack McGhinnis of the High Point Police Department
(Insert name and address; or if law enforcement officer, name, rank and agency)

being duly sworn, request that the Court issue a warrant to search the person, place, vehicle, and other items described in this application and to find and seize the property and person described in this application. There is probable cause to believe that (Describe property to be seized; or if search warrant is to be used for searching a place to serve an arrest warrant or other process, name person to be arrested)
Michael Brandon Potter, White/Male DOB: 08-28-1986

as well as a firearm, ammunition, ammunition magazines and spent shell ca:

constitutes evidence of a crime and the identity of a person participating in a crime, (Name crime) NCGS 14-34.1 - Discharge A Firearm Into Occupied Prop and City Ordinance 12-1-7 - Discharge A Firearm In The City Limits

and is located (Check appropriate box(es) and fill in specified information)

in the following premises (Give address and, if useful, describe premises)
702-P Westchester Drive

The residence is an attached apartment in the building marked "702"
The front door to the residence is white and is marked with a black letter

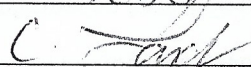
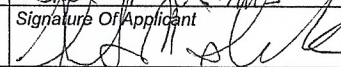
(and)
 on the following person(s) (Give name(s) and, if useful, describe person(s))
Michael Brandon Potter
White / Male DOB: 08-28-1986

(and)
 in the following vehicle(s) (Describe vehicle(s))

(and)

(Name and/or describe other places or items to be searched, if applicable)

The applicant swears or affirms to the following facts to establish probable cause for the issuance of a search warrant:

SWORN/AFFIRMED AND SUBSCRIBED TO BEFORE ME		<small>Date</small>
<small>Date</small> <u>3-15-2020</u>	<small>Name Of Applicant (type or print)</small> <u>Jack McGhinnis</u>	
<small>Signature</small> 	<small>Signature Of Applicant</small> 	
<input checked="" type="checkbox"/> Magistrate <input type="checkbox"/> Dep. CSC <input type="checkbox"/> Asst. CSC <input checked="" type="checkbox"/> Clerk Of Superior Court <input type="checkbox"/> Judge		

In addition to the affidavit included above, this application is supported by additional affidavits, attached, made by _____

In addition to the affidavit included above, this application is supported by sworn testimony, given by _____

This testimony has been (check appropriate box) reduced to writing
 recorded, and I have filed any such writing/recording with the clerk.

NOTE: *If more space is needed for any section, continue the statement on an attached sheet of paper with a notation saying "see attachment." Date the continuation and include on it the signatures of applicant and issuing official.*

IN THE MATTER OF:

Michael Brandon Potter

W/M DOB: 08-28-1986

702-P Westchester Drive

High Point, NC 27262

On 03-15-2020 at approximately 05:47 hours, members of the High Point Police Department responded to a report of gunshots having been fired. Officers arrived at apartment 702-P, the residence of Michael Brandon Potter, a discovered a bullet hole that appeared to have been created when the projectile left the interior of the residence and exited the front door of the apartment.

Further investigation revealed that the projectile had struck an adjacent apartment, 702-M, and had entered the structure. The projectile entered apartment "M" and traveled through an interior wall, struck an interior door and came to rest inside the apartment. When this occurred, apartment "M" was occupied by two persons. Neither person was struck by the projectile.

On 03-14-2020 at 20:20 hours, a subject who gave his name as Michael Potter, called 911 and reported a disturbance in the parking lot of his apartment building. No disturbance was found by responding officers.

On 03-14-2020 at 22:08, a 911 Hang up call from the same phone number as previously used by Mr. Potter was received. No action was taken at that time by responding officers.

On 03-14-2020 at 22:26 hours, Mr. Potter once again called 911 to report that someone impersonating a police officer had been at his door. He was advised that the person there was indeed an officer.

On 03-15-2020 at 08:26, High Point 911 received a call that neighbors heard what sounded like three gunshots coming from the area of apartment 702-P. Responding officers discovered the bullet hole coming from apartment P at that time.

Officers were unable to contact with anyone in apartment P. The front door was locked and a Toyota Tacoma pickup truck registered to Mr. Potter was found parked in the parking lot adjacent to the apartment building. This was found to be the only vehicle registered to Mr. Potter. Captain C.E. Weisner of the High Point Police Department spoke to staff of Westchester Key Apartments and confirmed that Mr. Potter is the current resident of apartment 702-P Westchester Drive.

Sworn to and subscribed before me

This 15th day of March, 2020

3-15-2020
C. [Signature]

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The affiant contends that the information presented would support that belief that the suspect, Michael Brandon Potter, is present in apartment 702-P Westchester Drive and has committed the offense of Discharging a Firearm Into An Occupied Dwelling in violation of N.C.G.S 14-34.1 and in violation of High Point City Ordinance 12-1-7, Discharging a Firearm In the City Limits.

The affiant contends that a search of the residence will reveal Mr. Michael Brandon Potter as well as evidence of the two offenses listed above.

3-15-2020
C. Louch

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