

APR 12 2023

Application Page 1 - 8

STATE OF MINNESOTA, COUNTY OF WINONA

DISTRICT COURT

APPLICATION FOR SEARCH WARRANT

I, Adam J Brommerich, a licensed peace officer in the State of Minnesota, make an application to this Court for a warrant to search the premises described below, for the property and thing(s) described below.

I know the content of this application and affirm that the statements contained in this application are true based on my own knowledge, or are believed to be true.

I believe that the following described property and thing(s), namely:

Items to establish the identity of the victim(s), suspect(s), or possible witnesses;

Trace and microscopic evidence, including but not limited to blood, hair, fingerprints, body tissues, body fluids and excretions;

Items that may contain trace and microscopic evidence, including but not limited to bedding, upholstery, clothing, glass, furniture, woodwork, carpet or other flooring;

Weapons, to include firearms, ammunition, knives, club, bats or other items used to inflict sharp force or blunt force injury, ligatures or any other item that could have been used to aid in the disappearance of Madeline Kingsbury; Any spent ammunition and ammunition parts, including but not limited to the bullets and fragments, jackets, gun powder residue, primer, pellets, and wads;

Digital cameras, camcorders, photographs, writings, documents, computers, laptops, electronic tablets, computer data, cell phones, covert digital recording devices, USB memory devices, computer hard drives, GPS devices, and other similar electronic items;

Documentation by the Minnesota Bureau of Criminal Apprehension (Agents/Crime Scene Team) and other law enforcement agencies including but

not limited to photographs, video recordings, sketches, measurements;

Indicia of occupancy, residency and rent

Router data to including but not limited to logs of connected devices, event timestamps, visited websites URLs, IP addresses, and any other data contained within the router, and

Any other items/evidence which may assist in determining the cause and manner of Madeline Kingsbury's disappearance

is or are at the premises described as:

465 Kerry Drive, a single story, light blue colored twin home with white trim. 465 is the unit on the right side, with the le ers 465 on the front of the residence to the right of the door and a una ached, single story, light blue colored shed with white trim and a double door secured with a padlock in the back yard.

located in city or township of Winona, County of Winona, State of Minnesota.

I apply for a search warrant on the following grounds:

- The property or things above-described constitutes evidence which tends to show a crime has been committed, or tends to show that a particular person has committed a crime.

The facts establishing the grounds for issuance of a search warrant are as follows:

Affiant's Background

Your affiant has been a licensed peace officer in the State of Minnesota since 2001. Your affiant has worked for the Winona Police Department in various capacities for the past 19 years including patrol officer, and evidence technician, and is currently assigned as a Sergeant. Your affiant has investigated all types of crimes, conducted interviews, drafted, and executed numerous search warrants. Your affiant has reviewed the reports of fellow officers and investigated the incident and believes the following to be true and to constitute probable cause sufficient to support the requested search.

Nature of Investigation

March 31, 2023

At approximately 8:20pm on Friday, March 31, 2023 the Winona Police Department took a report of a missing person. The reporting party ("Reporting

Party") indicated that they were best friends with Madeline Jane Kingsbury (Date of Birth: June 1, 1996), who she had not had contact with all day, which she characterized as unusual. Reporting Party went to Kingsbury's residence and did not get an answer to her knocks at the door at 456 Kerry Drive, located in the City of Winona, Winona County, Minnesota. Reporting Party also informed officers that she was aware that Kingsbury was having issues with her significant other, and father of her children, Adam Taylor Fravel (Date of Birth: January 29, 1994).

One of Kingsbury's neighbors ("Neighbor") reported that they she did not see Kingsbury's van in the driveway at approximately 7:00am, but had seen it back at approximately 6:00pm. The van was still in the driveway when officers arrived on scene, as is still there at 6:30pm on April 1, 2023.

Officers did not get an answer to knocks at Kingsbury's door and noted that there were no lights on inside. Officers then spoke with Kingsbury's dad who reported not having had any contact with her throughout the day, explaining that as odd.

Officers also spoke with Fravel via phone. Fravel said he had not heard from Kingsbury since earlier that morning. He reported that Kingsbury was supposed to pick up their children from daycare after she got off of work, however, she did not show up so he went to pick them up. After picking up the children he and the kids went to his parents' residence in Mabel, Minnesota.

Officers gained access to Kingsbury's apartment and verified that she was not there and noted that the apartment did not look disturbed.

April 1, 2023

On April 1, 2023 Kingsbury's mother and sister ("Sister") came to the Winona County Law Enforcement Center to report that there had still not been any contact with Kingsbury, which was extremely out of character for her. Sister said that she had texted Kingsbury Friday morning and that Kingsbury replied at 8:15am with a response that is typical of Kingsbury. Sister reports sending a second text to her at 8:23am, which went unanswered. Sister said that she and Kingsbury communicated with one another multiple times a day.

They informed officers that Kingsbury and Fravel were in the process of getting divorced, however, they were still living together. They said that the first night that Fravel hasn't stayed at their joint residence on Kerry Drive was last night, March 31, 2023.

Kingsbury reportedly told Fravel earlier in the week that she no longer wanted to continue with the plans they had to move closer to his parents and change the childrens' daycare, rather, she was going to stay in Winona, keep the children with her and at the daycare they were currently attending and that she was looking for an apartment. It was also known to Fravel, and others, that Kingsbury was currently seeing someone else.

They reported that Fravel was very emotionally abusive and controlling over Kingsbury. He insisted that she was not allowed to speak with her new boyfriend while he was around and demanded to see all text messages between the two of them. Kingsbury told Sister that Fravel had told her, "if you don't listen you'll end up like Gabby Petito".

Officers learned that Kingsbury had also told Reporting Party that Fravel told her, "if you don't listen you'll end up like Gabby Petito".

Sister reported that Kingsbury had planned to travel, with her daughter, to visit her in the cities for the weekend and that Fravel was supposed to be taking their son with him to his parents' in Mabel. Both were supposed to be leaving for their intended destinations on Saturday, April 1, 2023, so they were very concerned that Fravel left with both children on Friday, knowing Kingsbury was going to be taking their daughter with her on Saturday.

Officers spoke with the childrens' daycare provider ("Daycare Provider"). She reported that Kingsbury and Fravel dropped the children off together Friday morning, and they arrived in the van, which is typically driven by Kingsbury. She told officers that Kingsbury is the one who typically picks up the children at the end of the day, but that Fravel will if Kingsbury can't. She explained that Fravel arrived to pick up the children at their normal pick-up time. When asked, Daycare Provider she said that she never contacted Fravel, or anyone, in reference to Kingsbury not arriving to pick up the children because Fravel picked them up at their regularly scheduled time. Daycare Provider said that when Fravel

showed up to get the children they asked where their mother was. She said that he never answered their question, rather he just said, "we're going to Grandma and Grandpa's house". Daycare Provider found that odd as, in the past, Fravel would answer that question to reassure the children that Kingsbury was fine. A review of the daycare provider's ring camera shows both Kingsbury and Fravel arrive at 8:03am to drop off the kids and Fravel arrive alone to pick up the kids at 4:21. Fravel can be seen wearing white tennis shoes at drop-off and boots at pick-up. It should be noted that there was no snow on the ground at that time, it was raining and the temperature was approximately 40 degrees.

Reporting Party reported that her significant other (Witness #1) is very close friends with Fravel. Witness #1 and Fravel communicated via text about Kingsbury being missing. Witness #1 reports Fravel as being very frustrated that law enforcement is involved so quickly since he had seen her Friday morning. Witness #1 shared screenshots of his conversation with Fravel from Friday night, which is detailed, in part, below

- Fravel 9:37pm – I talked to the police. Who or what prompted you guys to go check at the house? I'm so confused, she hasn't been gone for a day yet so I'm not freaking out but everyone else is"

- Fravel 9:42pm – "So Katie called the police?"

- Fravel 9:44pm – "She was leaving for Farmington in the morning"

- Witness #1 9:45pm – "Yes she did. Weird that no one can get ahold of her."

- Fravel 9:46pm – "Wow that's a little out of bounds of Katie. It hasn't even been 24 hrs and I saw her this morning"

- Witness #1 9:48pm – "Not really when no one has heard from her most of the day. Apparently no one was able to reach you either to at least know you've heard from her. You can't blame people for being worried man."

- Fravel 10:04pm – “Nobody tried to reach me at all until 7pm which was Megan so idk what you mean by that”
- Fravel 10:04pm – I get being worried. But nobody asked me anything so it's like wtf lol”

An officer returned to the residence on Kerry Drive to look over the property again and examined the van from the outside. The officer noted that there was a “mud mark” on the interior door handle and a clear and distinct set of what appeared to be palm prints and mud on the steering wheel. The rear cargo area was clear of any items. The officer noticed “several pieces of garbage on the ground” immediately below the tailgate of the van.

An investigator spoke with Kingsbury's work supervisor (“Supervisor”) who reported that Kingsbury works at the office on Mondays and Fridays, however, she did not show up for work on March 31, 2023. Supervisor said that Kingsbury did not contact anyone to let them know she was not coming in to work, which Supervisor said was out of character for Kingsbury. The IT department at Kingsbury's place of employment reported to investigators that Kingsbury last logged into her work system at 7:44am on Friday, March 31, 2023 and had not logged back in after it timed out, which it would have done in the time it took for them to drop the children off at daycare at 8:03am.

An officer spoke with a friend (“Friend”) of Kingsbury's who reports that, a couple weeks ago Kingsbury visited Friend in the hospital and told her, “everything is bad with Adam at the house” and “if anything happens to me, know that Adam did it. I would never leave my kids.” Friend reports that Fravel, “has been beating the hell out of her for years”.

There is a storage shed on the property, which is a twin-home, that is typically locked and not accessible to the tenants. Reporting Party reported that the landlord was not able to access the shed, saying that the lock had been change, although the landlord did not know who had done that. Officers report that the lock looks fairly new. Investigators, with the assistance of T-Mobile, have had continuous pings of Kingsbury's phone throughout the day, indicating that the phone is still powered on. Minnesota Bureau of Criminal Apprehension Agents have been able to determine that Kingsbury's phone is within a block of her residence on Kerry Drive. It is imperative that Kingsbury's phone be located and secured by law enforcement prior to it losing power, if possible, to be able to access it for any potential evidence that may lead to Kingsbury's location.

At Approximately 10:30pm on April 1st Winona PD Officers, MN BCA Agents, and the MN BCA Crime Scene Team executed a search warrant at 456 Kerry Drive. While executing that warrant officers noted that there was a router present in the home. Officers also noted a desktop computer system with multiple monitors present in the home. Both the router and desktop computer set up appeared to be active as they were plugged into the wall and displayed illuminated lights.

The router and the desktop computer set up were left plugged in and receiving power to prevent potential data loss.

A new warrant is being requested to search 465 Kerry Drive and to capture data from the router and desktop computer set up on scene, and to seize and subsequently forward the desktop computer system to the MN BCA for further analysis.

(End of Page)

I request a search warrant be issued, commanding Adam J Brommerich, Investigator Angela Evans, Investigator Andy Mohan, Investigator Anita Sobotta, Deputy Chief Jay Rasmussen, MN BCA Special Agent Donald Cheung, and other MN BCA personnel, peace officers of the State of Minnesota, and any other authorized person, to enter and search between the hours of 7 a.m. and 8 p.m. to search the above described premises for the described property and thing(s), and to seize and keep said property and thing(s) in custody until dealt with according to law.

I declare under penalty of perjury that everything stated in this document is true and correct.

Applicant: Adam J Brommerich

Winona Police Department

Electronically Signed

04/03/2023 2:49 PM

Winona County, Minnesota

STATE OF MINNESOTA, COUNTY OF WINONA

DISTRICT COURT

SEARCH WARRANT

TO: ADAM J BROMMERICH, INVESTIGATOR ANGELA EVANS, INVESTIGATOR ANDY MOHAN, INVESTIGATOR ANITA SOBOTTA, DEPUTY CHIEF JAY RASMUSSEN, MN BCA SPECIAL AGENT DONALD CHEUNG, AND OTHER MN BCA PERSONNEL PEACE OFFICERS OF THE STATE OF MINNESOTA.

WHEREAS, Adam J Brommerich has this day on oath made an application to this Court for a warrant to search the following described premises :

465 Kerry Drive, a single story, light blue colored twin home with white trim. 465 is the unit on the right side, with the le ers 465 on the front of the residence to the right of the door and a una ached, single story, light blue colored shed with white trim and a double door secured with a padlock in the back yard.

located in city or township of Winona, State of Minnesota for the following described property and thing(s):

Items to establish the identity of the victim(s), suspect(s), or possible witnesses;

Trace and microscopic evidence, including but not limited to blood, hair, fingerprints, body tissues, body fluids and excretions;

Items that may contain trace and microscopic evidence, including but not limited to bedding, upholstery, clothing, glass, furniture, woodwork, carpet or other flooring;

Weapons, to include firearms, ammunition, knives, club, bats or other items used to inflict sharp force or blunt force injury, ligatures or any other item that could have been used to aid in the disappearance of Madeline Kingsbury; Any spent ammunition and ammunition parts, including but not limited to the bullets and fragments, jackets, gun powder residue, primer, pellets, and wads;

Digital cameras, camcorders, photographs, writings, documents, computers, laptops,

electronic tablets, computer data, cell phones, covert digital recording devices, USB memory devices, computer hard drives, GPS devices, and other similar electronic items;

Documentation by the Minnesota Bureau of Criminal Apprehension (Agents/Crime Scene Team) and other law enforcement agencies including but not limited to photographs, video recordings, sketches, measurements;

Indicia of occupancy, residency and rent

Router data to including but not limited to logs of connected devices, event timestamps, visited websites URLs, IP addresses, and any other data contained within the router, and

Any other items/evidence which may assist in determining the cause and manner of Madeline Kingsbury's disappearance

WHEREAS, the application of Adam J Brommerich was duly presented and read by the Court, and being fully advised in the premises.

NOW, THEREFORE, the Court finds that probable cause exists for the issuance of a search warrant upon the following ground(s):

- The property or things above-described constitutes evidence which tends to show a crime has been committed, or tends to show that a particular person has committed a crime.

The court further finds that probable cause exists to believe that the above-described property and thing(s) is or are at the above-described premises

(End of Page)

NOW, THEREFORE, you Adam J Brommerich, Investigator Angela Evans, Investigator Andy Mohan, Investigator Anita Sobotta, Deputy Chief Jay Rasmussen, MN BCA Special Agent Donald Cheung, and other MN BCA personnel, peace officers of the State of Minnesota, and any other authorized person, are hereby commanded to enter and search between the hours of 7 a.m. and 8 p.m., to search the above-described premises, for the described property and thing(s), and to seize and keep said property and thing(s) in custody until dealt with according to law.

BY THE COURT

ISSUED ON: 03 April, 2023

Judicial Officer: Nancy Buytendorp

Judge of District Court

Electronically Signed

04/03/2023 2:59 PM

PROPERTY RECEIPT

Left at Residence
(Name of person given receipt)

4105 Kerry Drive
(Address)

On 4/3/23 (yr), at 4105 Kerry Dr (location) I took into custody the property and things listed below:

- 1- Acer Laptop S/N LX24P02146108144B91001
- 1- Wyze Watch 47
- 1- Seagate Backup Plus Hub S/N: NA9R51R2
- 1- Seagate Backup Plus Hub S/N: NA9RC59F
- 1- NAS Tower Possible S/N: ~~XXXXXXXXXX~~ FD-CA-DEF-R5-BK
- 1- Computer CPU (Antec) SN: 2141C000124
- 1- Computer CPU Possible S/N: 334716518806
- 1- Black Samsung cell phone (Galaxy S6)
- 1- Black I-Phone in Body Armor white/black case.
- 1- Black case containing 4 flash drives
- 1- Memorex 16 GB flash drive
- 1- Sandisk Cruiser Glide 4GB flash drive in plastic ziplock bag
- 1- Toshiba Hard drive in black case S/N: 534CP9HGTTV3
- 1- Pink iPad S/N: DMPYH0CLLMVO Model A2126 / in black case
- 1- Frost Cutlery knife found in rafters in laundry room
- 1- Pair of tan Time and TRU boots / size 10
- 1- Zip ties found on ground in the kitchen near garage door.

AQ J. J. J.
Signature of Officer

242
Badge No.

4/3/23
Date

Winona PD
Law Enforcement Agency

Property Receipt received by: _____

Check if recipient refused to sign ☐

Check if no one present to sign ☒

Original to Prosecuting Agency

Pink Copy to Law Enforcement Agency

Yellow Copy to Claimant

I.C.R. 2300 5385

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