

FILED
JAMES W. GIACOMINO
CLERK, SUPERIOR COURT
2026 SEP -9 PM 12:43

COVER SHEET FOR THE RETURN OF A SEARCH WARRANT	
Court Issuing the Warrant: <i>SUPERIOR COURT</i>	Name of Law Enforcement Agency: <i>WANDELL, DEPUTY</i> <i>CAPD</i>
Search Warrant Number: <i>26SW2178</i>	Agency Incident Report Number: <i>02608260007</i>
Search Address (if applicable): <i>NA</i>	Name of Officer Signing This Form: <i>NELSON #1707</i>

Criminal Rule 2.6(e) requires an officer or affiant to complete this cover sheet when submitting a return on a search warrant. The definition of "structure" is at the bottom of the page.

Was the search warrant issued for the purpose of obtaining a blood sample from a suspect in a DUI case?

☐ Yes ☒ No If the answer is "yes," just date and sign below.

Did an officer enter a structure to execute the warrant?

☐ Yes ☒ No If the answer is "no," just date and sign below.

• If the answer to the question about a structure is "yes," check only **ONE** of the following:

- ☐ 1. The warrant authorized an unannounced entry and was executed by an unannounced entry.
- ☐ 2. The warrant authorized an unannounced entry but was executed by knocking and announcing before entry.
- ☐ 3. The warrant did not authorize an unannounced entry and was executed by knocking and announcing before entry.
- ☐ 4. The warrant did not authorize an unannounced entry but was executed by an unannounced entry.

• If the answer to the question about a structure is "yes," check any of the following that apply:

- ☐ 1. The warrant authorized nighttime service.
- ☐ 2. The warrant was executed at night.

Nelson
Officer's Signature

9/9/2026
Date

Definitions:

(1) "Night" means the period from 10:00 p.m. to 6:30 a.m.

(2) "Structure" means any building, place, or vehicle with sides, a door, and a floor, which a reasonable person would believe is used for permanent or temporary lodging or for a business.

26SW2178

ARIZONA INVENTORY,
AFFIDAVIT AND RETURN OF SEARCH WARRANT

FILED
JAMES W. GIACOMINO
CLERK, SUPERIOR COURT
2026 SEP -9 PM 12:43

Officer Nelson #1707, a peace officer in the State of Arizona, being first duly sworn upon oath, deposes and says:

That on the 8 day of September, 2026,

I executed this Search Warrant, No. 26SW2179, issued by Jane Miller, and the D. WANDELL DEPUTY

following described property was seized:

NOT SEIZED

I further certify that the foregoing inventory is a true and detailed account of all the property taken by me

Pursuant to A.R.S. 13-3921, and that a detailed receipt for the property taken was (given to) (left at) _____

N/A

[Signature]
Officer

This warrant returned, subscribed and sworn before me this 9th day of Sept, 2026

[Signature]

JUDGE, JUSTICE OF THE PEACE, OR MAGISTRATE
OF SUPERIOR COURT OR JUSTICE COURT

STANDARD ARIZONA DUPLICATE ORIGINAL SEARCH WARRANT
STATE OF ARIZONA

26SW2178

SERVICE: DATE _____

NO. _____

TIME _____

COUNTY OF PIMA, STATE OF ARIZONA

TO ANY PEACE OFFICER IN THE STATE OF ARIZONA:

PROOF OF AFFIDAVIT HAVING BEEN MADE THIS DATE BEFORE ME BY OFFICER NELSON #1707. I AM SATISFIED THAT THERE IS PROBABLE CAUSE TO BELIEVE THAT:

☐ ON THE PERSON (S) OF [Subject]

☒ ON THE PREMISES KNOWN AS Sigma Phi Epsilon Fraternity, 1614 E 1st St, Tucson, AZ 85719

☐ IN THE VEHICLE(S) DESCRIBED AS Vehicle Description

IN THE COUNTY OF PIMA, STATE OF ARIZONA, THERE IS NOW BEING POSSESSED OR CONCEALED CERTAIN PROPERTY OR THINGS DESCRIBED AS:

-Any electronic device capable of storing video surveillance, including network video recorders, digital video records, or other storage items such as SD cards that can be stored within the camera itself. If those devices cannot be downloaded, the device can be taken as evidence and downloaded at a later time.

-Any and all video footage, recordings, image files, and log files captured by security or surveillance cameras installed at 1614 E 1st St, Tucson AZ 85719 covering the time period from 8/25/2026 at 2300 hours through 8/26/2026 at 0700 hours.

D. WANDELL, DEPUTY

2026 SEP -6 08:01:07

26SW2178

STANDARD ARIZONA DUPLICATE ORIGINAL SEARCH WARRANT
STATE OF ARIZONA

WHICH PROPERTY OR THINGS:

- ☐ WERE STOLEN OR EMBEZZLED
- ☐ WERE USED AS A MEANS FOR COMMITTING A PUBLIC OFFENSE
- ☐ IS BEING POSSESSED WITH THE INTENT TO USE IT AS A MEANS OF COMMITTING A PUBLIC OFFENSE
- ☐ ARE IN THE POSSESSION OF _____ TO WHOM IT WAS DELIVERED
FOR THE PURPOSE OF CONCEALING IT OR PREVENTING IT FROM BEING DISCOVERED
- ☒ CONSISTS OF ANY ITEM OR CONSTITUTES ANY EVIDENCE WHICH TENDS TO SHOW THAT A PUBLIC OFFENSE HAS
BEEN COMMITTED, OR TENDS TO SHOW THAT A PARTICULAR PERSON COMMITTED THE PUBLIC OFFENSE
- ☐ THE PERSON SOUGHT IS THE SUBJECT OF AN OUTSTANDING ARREST WARRANT

WHICH OFFENSE OCCURRED ON OR ABOUT THE 26 DAY OF August, 20 26, IN THE COUNTY OF PIMA, STATE OF ARIZONA.

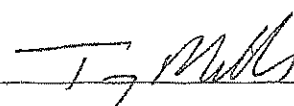
YOU ARE THEREFORE COMMANDED:

- ☒ IN THE DAYTIME (EXCLUDING THE TIME PERIOD BETWEEN 10:00 P.M. AND 6:30 A.M.)
- ☐ IN THE NIGHTTIME (GOOD CAUSE HAVING BEEN SHOWN)

TO MAKE A SEARCH OF THE PERSON(S), PREMISE(S), AND/OR VEHICLES LISTED FOR THE PROPERTY LISTED, AND IF YOU
FIND THE SAME OR ANY PART THEREOF, TO RETAIN SUCH IN YOUR CUSTODY OR IN THE LISTED CUSTODY OF THE AGENCY
WHICH YOU REPRESENT, AS PROVIDED BY A.R.S. SECTION 13-3920.

RETURN THIS WARRANT TO ME WITHIN THREE (3) DAYS OF THE DATE THEREOF, AS DIRECTED BY A.R.S. SECTION 13-3918.

GIVEN UNDER MY HAND AND DATED THIS 8 DAY OF September, 2026.



JUDGE, JUSTICE OF THE PEACE, OR MAGISTRATE
OF SUPERIOR COURT OR JUSTICE COURT

DATE 9-8-26
TIME 11:05



OFFICER

OFFICER

2 ASW 2178

AFFIDAVIT FOR SEARCH WARRANT
IN THE PIMA COUNTY SUPERIOR COURT
COUNTY OF PIMA, STATE OF ARIZONA

I, DETECTIVE NICOLE NELSON #U1707 OF THE UNIVERSITY OF ARIZONA POLICE DEPARTMENT, AM REQUESTING A SEARCH WARRANT AND HAVE JUST, PROBABLE AND REASONABLE CAUSE TO BELIEVE THAT THERE IS NOW AT:

Sigma Phi Epsilon Fraternity
Arizona Beta Chapter House
1614 E. First Street
Tucson, AZ 85719

D. WANDELL, DEPUTY

2026 SEP -8 AM 11:06

SEARCHED
SERIALIZED
INDEXED
FILED

THE FOLLOWING PROPERTY TO WIT:

-Any electronic device capable of storing video surveillance, including network video recorders, digital video records, or other storage items such as SD cards that can be stored within the camera itself. If those devices cannot be downloaded, the device can be taken as evidence and downloaded at a later time.

-Any and all video footage, recordings, image files, and log files captured by security or surveillance cameras installed at 1614 E 1st St, Tucson AZ 85719 covering the time period from 8/25/2026 at 2300 hours through 8/26/2026 at 0700 hours.

TOGETHER WITH OTHER FRUITS, INSTRUMENTALITIES AND EVIDENCE OF THE CRIME(S) OF:

* Sex Assault – ARS 13-1406A

AS SET FORTH IN THIS AFFIDAVIT. THAT I, DETECTIVE NELSON #1707, YOUR AFFIANT, AM A PEACE OFFICER IN THE STATE OF ARIZONA, EMPLOYED BY THE

1 UNIVERSITY OF ARIZONA POLICE DEPARTMENT. I HAVE BEEN A POLICE OFFICER
2 FOR 8 YEARS, AND HAVE THE FOLLOWING SPECIAL TRAINING AND EXPERIENCE:

3
4 I have a Bachelors degree from the University of Arizona and a Master degree from Arizona
5 State University. I am a graduate of the Southern Arizona Law Enforcement Training Center
6 where I completed a 17-week basic Arizona Peace Officer certification academy in 2018.
7 During this academy I received training in the investigation of misdemeanor and felony crimes
8 including but not limited to narcotics, thefts, burglaries, assaults, sex-related offenses, and
9 homicides. I also received training in the identification and collection of evidence in relation to
10 those offenses. During my career as a police officer, I have responded to and conducted
11 dozens of preliminary and advanced investigations of these same offenses. As a result of
12 these investigations, I have successfully developed probable cause, allowing me to make
13 arrests. I am currently assigned as a Detective in the University of Arizona Police Department's
14 Criminal Investigations Unit where I have received additional specialized training and
15 experience in interviewing, interrogation, crime scene processing and evidence collection
16 procedures and techniques, including obtaining and reviewing electronic data from mobile
17 devices. I've received additional training in SnapChat forensics and investigations.

18
19 I AM INVESTIGATING THE CRIME(S) OF: Sex Assault – ARS 13-1406A

20
21 WHICH I BELIEVE TO HAVE BEEN COMMITTED ON OR ABOUT THE 26TH DAY OF
22 AUGUST, 2026, IN PIMA COUNTY, ARIZONA, BASED UPON THE FOLLOWING REASONS:

23
24 On August 26, 2026 at approximately 0000 hours, the victim [REDACTED] was at Sigma Phi
25 Epsilon fraternity (Sig Ep, 1614 E 1st St, Pima County) with friends and Sig Ep residents
26 [REDACTED] and [REDACTED] (unknown last name). They were hanging out in another resident's room. At
27 some point [REDACTED] and [REDACTED] went into the room's adjoining bathroom and consensually made
28 out. While in there [REDACTED] opened the door and attempted to film them. This video was later
29 sent to [REDACTED] from [REDACTED] via SnapChat. [REDACTED] next remembered waking up in another room
30 that is dark laying on a bed on her back with her legs hanging off. She did not have pants or
31 underwear on; she was only wearing her top. A short, brunette hair male was standing

1 between her legs, and a taller, blonde male was just to the left of her legs [REDACTED] is similar in
2 description to the brunette male and [REDACTED] is similar in description to the blonde male. She felt
3 vaginal penetration from the brunette male's penis.
4

5 She did not remember the chronological order of the next events. She remembered the
6 brunette male giving her oral sex with his mouth and he kept bending her legs. She also
7 remembered an unknown male on top of her while he was vaginal penetrating her with his
8 penis and she remembered his breath on her face. At different points, she remembered trying
9 to lift her head up but it fell back onto the bed. She thought she said, "please stop" and shook
10 her head but was later unsure. When asked what she felt capable of doing during the assault,
11 she said, "just laying there." She did not recall touching either male at any point [REDACTED] does
12 not remember being asked or consenting to sexual activity.
13

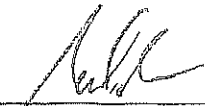
14 She next remembered waking up in the morning in bed with [REDACTED] who was fully naked and she
15 just had her top on. He woke up and she told him, "we have to go." She found her pants and
16 underwear on the ground. She next remembered walking out the front door of the fraternity
17 with [REDACTED] and they walked together to her sorority down the street. She felt something on her
18 throat, and he said that was him. She later discovered she had a bruise on the front of her
19 throat and later had difficulty swallowing, a possible sign of strangulation. She also asked if it
20 was just her and [REDACTED] together last night and he said it was. She returned to her sorority at
21 0600 hours and called her mother, but she did not remember this phone call. She fell asleep.
22

23 When she woke up around 1100 hours, she responded to UAPD to report the incident. She
24 was taken to Banner UMC where she completed a Sexual Assault Forensic Exam. The nurse
25 documented [REDACTED] had bloody discharge after the assault (had not had her period for three
26 months) and petechiae on the soft palate inside her mouth. Throughout the night, she reported
27 having a tequila soda, 2 shots of tequila and sharing a cup of tequila with her friends.
28

29 On August 28, 2026 investigators and [REDACTED] completed a one party consent call with [REDACTED]
30 [REDACTED] messaged [REDACTED] through SnapChat (she did not have his phone number) and asked if
31 they could talk. [REDACTED] called shortly later and the phone call was recorded. [REDACTED] admitted to

1 [REDACTED] that they had sex, advising it was just the two of them and no other male. He stated he
2 had been drunk and was "fuzzy" on what happened. He stated they "killed a handle of tequila."
3 Earlier in the night, he stated they were dancing, drinking and wrestling together. People with
4 them had videoed them wrestling and [REDACTED] videoed them in the bathroom kissing [REDACTED] was
5 sent the videos via SnapChat and he later sent them to [REDACTED] upon her request. When asked,
6 he advised she said yes to having sex [REDACTED] also admitted to her that he told other people that
7 they had sex.

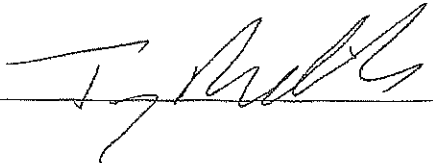
8
9 SnapChat is frequently used as the primary form of communication among college students
10 and fraternity members. These messages often include videos.

11
12
13  1701

14 Det. Nicole Nelson

15 University of Arizona Police Department

16
17 Sworn before me on this 8th day of September 2026.

18
19
20 

21 Judge, Arizona Superior Court in Pima County
22