

JUN 29 2023 APPLICATION 1-1

STATE OF MINNESOTA, COUNTY OF WINONA

DISTRICT COURT

APPLICATION FOR SEARCH WARRANT

I, Angela C Evans, 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:

All below listed data for user: **Maddijanemn**

1. All identity and contact information, including full name, e-mail address, physical address (including city, state, and zip code), date of birth, phone numbers, gender, hometown, occupation, and other personal identifiers;
2. All past and current usernames associated with the account;
3. The dates and times at which the account and profile were created, and the Internet Protocol ("IP") address at the time of sign-up;
4. All activity logs including IP logs and other documents showing the IP address, date, and time of each login to the account, as well as any other log file information;
5. All information regarding the particular device or devices used to login to or access the account, including all device identifier information or cookie information, including all information about the particular device or devices used to access the account and the date and time of those accesses;
6. All data and information associated with the profile page, including photographs, "bios," and profile backgrounds and themes;
7. All communications or other messages sent or received by the account;
8. All user content created, uploaded, or shared by the account, including any comments made by the account on photographs or other content;
9. All photographs and images in the user gallery for the account;
10. All location data associated with the account, including geotags;

11. All data and information that has been deleted by the user;
12. A list of all of the people that the user follows on TikTok and all people who are following the user (i.e., the user's "following" list and "followers" list), as well as any friends of the user;
13. A list of all users that the account has "unfollowed" or blocked;
14. All privacy and account settings;
15. All records of TikTok searches performed by the account, including all past searches saved by the account;
16. All information about connections between the account and third-party websites and applications; and
17. All records pertaining to communications between TikTok and any person regarding the user or the user's TikTok account, including contacts with support services, and all records of actions taken, including suspensions of the account.

is or are at the premises described as:

Tiktok.com dba TikTok
Attn: Patrick Nommensen
10100 Venice Blvd, Suite 401
Culver City, CA 90232
legal@tiktok.com

Tiktok.com is a foreign corporation subject to Minnesota Statutes section 626.18, a company that regularly conducts business providing electronic communication services or remote computing services to residents and the general public in the State of Minnesota, to include the City of Winona, in Winona County.

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 tending to establish the foregoing grounds for issuance of a search warrant are as follows:

Affiant's Background

Your affiant is a licensed peace officer and has been a licensed peace officer in the State of Minnesota since August 1996. Your affiant has worked for the Winona Police Department in various capacities for the past 26 years, including patrol officer, evidence

technician, and is currently an investigator assigned to the Criminal Investigation Division. Your affiant has worked in her current capacity since September 2012. Your affiant has investigated this case, discussed this case and reviewed reports of other officers about this case 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 465 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, Adam Taylor Fravel (Date of Birth: January 29, 1994).

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, Fillmore County, 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.

Sister informed law enforcement that Kingsbury used several social media platforms, to include Facebook, Instagram, Snapchat and TikTok (TikTok.com dba TikTok). Sister also provided law enforcement with Kingsbury's profile names for each of those

platforms. She provided **Maddijanemn** as Kingsbury's TikTok profile name. That account was previously preserved by law enforcement.

They informed officers that Kingsbury and Fravel were in the process of splitting up, however, they were still living together. They said that the first night that Fravel hadn't stayed at their joint residence on Kerry Drive was 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".

Gabrielle "Gabby" Petito was reported missing on September 11, 2021 after not returning from a months-long cross-county trip with her significant other, a case which garnered significant, nation-wide media coverage. Her remains were later located in a national park in Wyoming and it was determined that her death was a homicide. The person of interest in that case was her significant other.

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 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's house". 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 4:21pm.

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. Family also told investigators that a friend ("Friend") of Kingsbury's reports that, a couple weeks ago Kingsbury visited Friend in the hospital and told her that if something ever happened to her, "it was Adam".

Pings of Kingsbury's phone on April 1, 2023 reported GPS coordinates of 44.05627, -91.691015, which is the tower located at Service Drive and Sebo Steet in Winona, with an accuracy of a 4043 meter radius. Investigators located Kingsbury's phone at her residence during the execution of a search warrant later on April 1, 2023.

Investigators spoke with Fravel on April 1, 2023. Fravel told investigators that he and Kingsbury dropped their children off at daycare and returned home together. Fravel told investigators he played on his laptop in the living room while Kingsbury had breakfast in the kitchen. Fravel reports having left the Kerry Drive residence at approximately 10:30am, at which time he left in Kingsbury's van to move boxes and totes of belongings to his parents' residence, located at 42227 County Road 18, Mabel, Minnesota. According to Fravel, during the trip to his parents' residence he realized he had brought the wrong load of belongings and when he got to Choice, Minnesota, he turned around and returned to his Kerry Drive residence, approximating his arrival at about noon.

Investigators were able to retrieve business surveillance video in Rushford, Minnesota, showing a van matching the description of Kingsbury's van, to include a sticker in the lower left corner of the back window. The van travels south, on Hwy 43 toward Choice, Minnesota, at 11:56am, and nearly an hour later, at 12:47pm, what appears to be the same vehicle is seen returning, travelling north on Hwy 43 from the direction of Choice, Minnesota. According to Google maps the distance between the business that captured the van on camera and Choice, Minnesota, travelling via Hwy 43, is approximately 11.5 miles, and takes 15 minutes to drive one way.

For reference, according to Google Maps, the distance between the business that captured the van on camera and Fravel's parents' residence, travelling via Hwy 43, is approximately 16.7 miles, and takes 23 minutes to drive one way.

Pursuant to a search warrant, a Minnesota Bureau of Criminal Apprehension (BCA) agent completed a forensic extraction of Fravel's Apple iPhone on April 1, 2023, and found text messages sent from Fravel to Kingsbury, relevant to the timing of his travel, detailed below. At no time did Kingsbury reply to the messages.

- March 31, 2023 10:29am – Fravel to Kingsbury – "Got gas in van and stuff ready to go. Gonna leave soon. When do you have to leave?"
- March 31, 2023 10:29am – Fravel to Kingsbury – "You just gonna stay home?"
- March 31, 2023 1:33pm – Fravel to Kingsbury – "Umm I'm back and my car is still here? You get a ride or something?"

Investigators and BCA agents executed a search warrant at Kingsbury's residence on Kerry Drive and her Chrysler Town and Country van and did not locate her or any obvious signs of a struggle or foul play.

April 2, 2023

A Winona Police Department sergeant spoke with Reporting Party. Reporting Party told the sergeant that Kingsbury had told her that she couldn't deal with this any longer and asked Reporting Party to take care of her children. Reporting Party doesn't know what happened to Kingsbury. Reporting Party wondered aloud if Kingsbury could have done something like jumped off a bridge, checked herself in to a mental health facility or left for a while. Reporting Party told the sergeant that she recalled Fravel with an older cell phone with a cracked screen and two pop-sockets on the back.

April 4, 2023

Investigators reviewed surveillance video from March 31, 2023 at Kwik Trip, located at 375 Cottonwood Drive in Winona, Minnesota, which is the closest gas station to the Kerry Drive residence, at .3 miles. While reviewing the video, Investigators found a blue van, matching Kingsbury's vehicle, at the pumps at 10:02am. The rear license plate on the van was MN ABN466, which is the license plate for Fravel's Chrysler 200 sedan. A male subject matching Fravel's description was seen pumping gas in the van.

It should be noted that when investigators located Kingsbury's van at her Kerry Drive residence on both March 31, 2023 and April 1, 2023, it had plates belonging to her vehicle on it with areas around the bolts that hold the plate to the vehicle that were clean and clear of dirt, when the remainder of the plate was dirty.

Also of note is that Fravel's vehicle, when viewed by law enforcement, had plates belonging to his vehicle on it.

Ongoing Investigation

Pursuant to search warrants, BCA agents conducted forensic extractions on two Apple iPhones said to belong to Kingsbury. A review of the forensic extractions of those two phones revealed Kingsbury as the owner and user. Additionally, TikTok is listed in the installed applications within the phones. The TikTok Username/User ID detailed in the User Accounts list within the phones is **maddijanemn**.

May 19, 2023

Madeline Kingsbury remains missing as of 9:45am.

Information Regarding TikTok.com dba TikTok

Tiktok.com owns and operates TikTok, a free access social media platform accessed through a software application ("app") downloaded to a user's device. The TikTok app

allows users to create and share short-form videos and to interact with other TikTok users. Videos created through the TikTok app are limited to approximately three to fifteen seconds, although users can compile several videos into a sixty-second video loop. Users are able to create draft videos to edit before publishing them on TikTok, and can also save videos to their device to view offline and share with others outside the TikTok app. Users can also save to their profile favorite videos, hashtags, filters, and sounds, such as music clips, in order to easily access those items in the future.

A TikTok user may set their account to be public or private. The user can also control privacy settings for individual videos to make them public, private, or accessible by “friends only.” If a user has a public account, all public videos can be viewed by other TikTok users. However, if a TikTok user has a private account, only the user’s followers can view their “public” videos. TikTok users can find and view videos through two different video “feeds” offered in the app. The first feed, “For You,” comprises a selection of videos recommended for the user by PROVIDER based on the user’s past interactions on TikTok and Tiktok.com’s proprietary algorithm. A second feed comprises videos published by other TikTok accounts that the user has chosen to follow.

Tiktok.com enables users to interact with each other through the app. For example, when a user views a video on TikTok, the user can “like” a video by selecting a heart icon on the video or, alternatively, can indicate that they are “not interested.” Users can comment on, share, or post a reaction video to another user’s video. TikTok users can also create “duet videos,” which are the user’s own video played simultaneously in a split screen with another public TikTok video.

TikTok users may follow other users and control who follows them if they have a private account. Two users who follow each other are considered “friends,” and users must be friends in order to send direct messages to each other through the app. Direct messages are accessible through an “inbox.” Users may search for and follow friends or known contacts on TikTok by a number of methods including by granting TikTok access to the user’s cellphone contacts list or contact lists from the user’s other social media accounts, such as Facebook or Instagram.

When a user creates a TikTok account, Tiktok.com will collect certain data provided during registration, which may include first and last name, phone number, device model, and email address. Tiktok.com retains the account creation date, the Internet Protocol address (“IP address”) used to register the account and the IP addresses associated with particular log-ins to the account. Because every device that connects to the Internet must use an IP address, IP address information can help to identify which computers or other devices were used to access the account. In my training and experience, such information may constitute evidence of the crimes under investigation because the information can be used to identify the account’s user or users. Based on my training and experience, I know that even if subscribers insert false information to conceal their identity, this information often provides clues to their identity, location, or illicit activities.

In addition to IP logs, Tiktok.com stores device information such as the model, operating system, operating system version, mobile device phone number, and mobile network information of devices used in conjunction with the service. They also collect unique device identifiers such as the Media Access Control (MAC) address and the International Mobile Equipment Identifier (IMEI) or Mobile Equipment Identifier (MEID) of devices used to access TikTok. Tiktok.com may also collect data related to a user's browsing history, mobile carrier, time zone, and machine cookies. Basically, a "cookie" is a small file containing a string of characters that a website attempts to place onto a user's computer. When that computer visits again, the website will recognize the cookie and thereby identify the same user who visited before. This sort of technology can be used to track users across multiple websites and online services belonging to Tiktok.com. More sophisticated cookie technology can be used to identify users across devices and web browsers. From training and experience, I know that cookies and similar technology used by providers such as Tiktok.com may constitute evidence of the criminal activity under investigation. By linking various accounts, devices, and online activity to the same user or users, cookies and linked information can help identify who was using a Tiktok.com account and determine the scope of criminal activity.

Tiktok.com collects location information about a user, including information derived from IP addresses used to access TikTok, a user's SIM card and mobile carrier, and, depending on a user's privacy settings, Global Positioning System ("GPS") data.

Tiktok.com may collect information related to the contacts stored on a user's device when the user has granted access, as well as information from third-party social media accounts that a user has linked to their TikTok account.

In addition to video content, Tiktok.com collects information related to a user's profile, setting, and communications with other TikTok users, including comments, direct messages, and live chats. Tiktok.com records and retains information associated with these communications that is roughly analogous to the call detail records maintained by telecommunications companies. This includes the date, time, sender, and recipient of a communication. Additionally, Tiktok.com collects certain metadata that is connected to content uploaded to TikTok by the user. That metadata can include information related to how, when, and by whom the piece of content was collected and how that content is formatted. It also includes information, such as an account name, that enables other users to trace the content back to a specific TikTok account.

In my training and experience, in some cases, account users will communicate directly with an online service provider about issues relating to the account, such as technical problems, billing inquiries, or complaints from other users. Providers typically retain records about such communications, including records of contacts between the user and the provider's support services, as well as records of any actions taken by the provider or user as a result of the communications. In my training and experience, such information may constitute evidence of the crimes under investigation because the information can be used to identify the account's user or users.

As explained herein, information stored in connection with a TikTok account may provide crucial evidence of the “who, what, why, when, where, and how” of the criminal conduct under investigation, thus enabling the investigating officials to establish and prove each offense-element, or, alternatively, to exclude the innocent from further suspicion. From my training and experience, I know that the information stored in connection with a TikTok account can indicate who has used or controlled the account. This “user attribution” evidence is analogous to the search for “indicia of occupancy” while executing a search warrant at a residence. For example, sent and received communications (and the data associated with the foregoing, such as date and time) may indicate who used or controlled the account at a relevant time. Further, information maintained by the online service provider can show how and when the account was accessed or used. For example, providers typically log the IP addresses from which users access the account along with the time and date. By determining the physical location associated with the logged IP addresses, investigators can understand the chronological and geographic context of the account access and use relating to the criminal activity under investigation. Additionally, information stored at the user’s account may further indicate the geographic location of the account user at a particular time (e.g., location information integrated into an image or video uploaded). Finally, stored electronic data may provide relevant insight into the account owner’s state of mind as it relates to the offense under investigation.

TikTok is a foreign corporation located outside the State of Minnesota. TikTok is located in the State of California. The Court has jurisdiction to issue a Minnesota State search warrant for records held by TikTok pursuant to Minnesota Statutes section 626.18. Minnesota Statutes section 626.18 allows a search warrant for records that are in the actual or constructive possession of a foreign corporation that provides electronic communication services or remote computing services to the general public, where those records would reveal the identity of the customers using those services; data stored by, or on behalf of, the customer; the customer's usage of those services; the recipient or destination of communications sent to or from those customers; or the content of those communications. TikTok provides such services to residents of the State of Minnesota.

Your affiant knows from training, experience and consultation with other law enforcement personnel that TikTok will honor State of Minnesota legal process for records. Your affiant requests permission from the court to serve the search warrant on TikTok electronically and will expect an electronic response.

Further, your affiant requests that TikTok technical staff act in aid of the aforementioned peace officer in the execution of this warrant by gathering and providing to Investigator Angela Evans all business records, as particularly described in the warrant, in the actual or constructive possession of the foreign corporation. This order is requested pursuant to Minnesota Statutes section 626.18.

Upon receipt of the above-identified records from TikTok, Investigator Angela Evans is ordered to search the records provided for evidence that a crime has been committed and

to seize said records and keep said property and things in custody until the same be dealt with according to law.

Affiant's Attestation of No Prohibited Violations

Pursuant to California Penal Code Sections 1524(h) and 1524.2(c), Your affiant attests and declares, based on my training and experience, the facts and circumstances of the investigation, as explained above, as well as based upon my position as an investigating officer in this investigation that the evidence sought by this warrant is not related to an investigation into, or enforcement of, a prohibited violation, as defined by California Penal Code Section 629.51.

Non-Disclosure Request

Your Affiant requests that the court order TikTok NOT TO NOTIFY any person (including the subscribers or customers of the account(s)) listed in the search warrant of the existence of the search warrant until further order of the court. TikTok is a provider of electronic communications service, as defined in 18 U.S.C. 2510(15) and Minn. Stat. 626A.01, Subd. 17, and/or a remote computer service, as defined in 18 U.S.C. 2711(2) and Minn. Stat. 626A.34.

This Court has authority under 18 U.S. Code § 2705 (b) and Minn. Stat. 626A.30 Subd. 2 to issue an order commanding a provider of electronic communications service or remote computing service to whom a warrant, subpoena, or court order is directed, for a period as the court considers appropriate, not to notify any other person of the existence of the warrant, subpoena, or court order.

Such an order shall be entered if the court determines there is reason to believe that the notification of the existence of the warrant, subpoena, or court order will result in: (1) endangering the life or physical safety of an individual; (2) flight from prosecution; (3) destruction of or tampering with evidence; (4) intimidation of potential witnesses; or (5) otherwise seriously jeopardizing an investigation or unduly delaying a trial. Your Affiant believes if TikTok notifies the user (of the above listed TikTok account) of the issuance of a search warrant, the suspect may destroy evidence related to this case.

Therefore, your Affiant requests the Court to order TikTok not to disclose the existence or content of the search warrant, except that TikTok may disclose the warrant to an attorney for TikTok for the purpose of receiving legal advice.

Minnesota State Statute 626.085 Search Warrant Required For Electronic Communication Information

Subd. 4. Notice; temporary nondisclosure of search warrant.

(b) A search warrant authorizing collection of electronic communication information must direct that:

(1) The warrant be sealed for a period of 90 days or until the objective of the warrant has been accomplished, whichever is shorter; and

(2) The warrant be filed with the court administrator within ten days of the expiration of the warrant.

Thus, it is requested that notice and inventory be delayed pursuant to Minnesota State Statute 626. Subd. 4(b), that this warrant be sealed for a period of 90 days or until the objective of the warrant has been accomplished, whichever is shorter.

Additionally, the warrant will be filed with the court administrator within ten days of the expiration of the warrant.

I request a search warrant be issued, commanding Investigator Angela Evans, (a) peace officer(s), of the State of Minnesota, and all officers under her direction and control (~~to enter without announcement of authority and purpose~~) (in the daytime only) (~~in the daytime or nighttime~~) to search the hereinbefore described (~~property~~) (premises) (~~motor vehicle~~) (~~person~~), for the described property and things and to seize said property and things and keep said property and things in custody until the same be dealt with according to law.

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

Applicant: Angela Evans

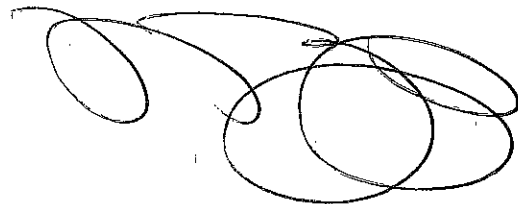
Investigator Angela Evans
Winona Police Department

Signed under penalty of perjury on

5-19-2023

in Winona, Winona County, Minnesota

5/19/23

A large, stylized handwritten signature in black ink, consisting of several loops and a long horizontal stroke.

STATE OF MINNESOTA, COUNTY OF WINONA

DISTRICT COURT

SEARCH WARRANT

TO: INVESTIGATOR ANGELA EVANS, A PEACE OFFICER OF THE STATE OF MINNESOTA

WHEREAS, Investigator Angela Evans has this day on oath made application to this Court for a warrant to search the following described premises:

Tiktok.com dba TikTok
Attn: Patrick Nommensen
10100 Venice Blvd, Suite 401
Culver City, CA 90232
legal@tiktok.com

TikTok.com dba TikTok is a foreign corporation subject to Minnesota Statutes section 626.18. A company that regularly conducts business providing electronic communication services or remote computing services to residents and the general public in the State of Minnesota, to include the City of Winona, in Winona County.

This search is of records held by an out-of-state corporation, TikTok.com, doing business in the city of Winona, State of Minnesota for the following described property and thing(s):

All below listed data for user: **Maddijanemn**

1. All identity and contact information, including full name, e-mail address, physical address (including city, state, and zip code), date of birth, phone numbers, gender, hometown, occupation, and other personal identifiers;
2. All past and current usernames associated with the account;
3. The dates and times at which the account and profile were created, and the Internet Protocol ("IP") address at the time of sign-up;
4. All activity logs including IP logs and other documents showing the IP address, date, and time of each login to the account, as well as any other log file information;
5. All information regarding the particular device or devices used to login to or access the account, including all device identifier information or cookie

- information, including all information about the particular device or devices used to access the account and the date and time of those accesses;
6. All data and information associated with the profile page, including photographs, “bios,” and profile backgrounds and themes;
 7. All communications or other messages sent or received by the account;
 8. All user content created, uploaded, or shared by the account, including any comments made by the account on photographs or other content;
 9. All photographs and images in the user gallery for the account;
 10. All location data associated with the account, including geotags;
 11. All data and information that has been deleted by the user;
 12. A list of all of the people that the user follows on TikTok and all people who are following the user (i.e., the user’s “following” list and “followers” list), as well as any friends of the user;
 13. A list of all users that the account has “unfollowed” or blocked;
 14. All privacy and account settings;
 15. All records of TikTok searches performed by the account, including all past searches saved by the account;
 16. All information about connections between the account and third-party websites and applications; and
 17. All records pertaining to communications between TikTok and any person regarding the user or the user’s TikTok account, including contacts with support services, and all records of actions taken, including suspensions of the account.

No Prohibited Violations

Based on Affiant’s attestation pursuant to California Penal Code Sections 1524(h) and 1524.2(c), the Court finds that the evidence sought pursuant to this warrant is not related to an investigation into, or enforcement of, a prohibited violation as defined in California Penal Code Section 629.51.

IT IS ORDERED, pursuant to Minn. Stat. § 626.085 subd. 4(b), that this warrant be sealed for a period of 90 days or until the objective of the warrant has been accomplished, whichever is shorter and that this warrant be filed with the court administrator within ten days of the expiration of the warrant.

IT IS ORDERED, pursuant to

Minn. Stat. §626.085 subd. 4(d), following the commencement of any criminal proceeding utilizing evidence obtained in or as a result of the search, the supporting application or affidavit must be filed immediately or at any other time as the court directs.

IT IS ORDERED pursuant to Minn. Stat. § 626.085, subd. 4 that if the Search Warrant, Application, Affidavit of Probable Cause, and related documents, are ordered unsealed or unsealed by operation of law the search warrant applicant shall, within 90 days of the date of unsealing, provide the inventory to the subject(s) of the warrant.

IT IS ORDERED under 18 U.S.C. 2705 (b) and/or Minn. Stat. 626A.30, Subd. 2, that AT&T Services, Inc. shall NOT DISCLOSE the existence of the above-described search warrant, or this order of the court, to the listed subscriber or to any other person, unless or until otherwise authorized to do so by the court, except that AT&T Services, Inc. may disclose the attached warrant to an attorney for AT&T Services, Inc., for the purpose of receiving legal advice.

IT IS ORDERED, under Minnesota Statute 626.18 Subd.2(b), which states: When properly served with a search warrant issued by the Minnesota court, a foreign corporation subject to this section shall provide to the applicant all records sought pursuant to that warrant within EIGHT BUSINESS DAYS of receipt, including those records maintained or located outside this state.

WHEREAS, the application and supporting affidavit of Investigator Angela Evans were duly presented and read by the Court, and being fully advised of the premises.

NOW, THEREFORE, the Court finds that probable cause exists for the issuance of a search warrant upon the following grounds:

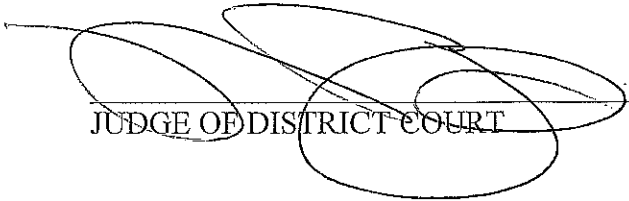
- The property above described constitutes evidence which tends to show a crime has been committed, or tends to show that a particular person has committed a crime.

The Court further finds that probable cause exists to believe that the above described property and things is or are at the above described location.

NOW, THEREFORE, you Investigator Angela Evans, a peace officer of the State of Minnesota, and any other authorized person are hereby commanded to authorize the custodian of records to release the above-described records and to seize and keep said property and thing(s) in custody until dealt with according to law.

BY THE COURT:

Dated: 3-19-23


JUDGE OF DISTRICT COURT

STATE OF MINNESOTA, COUNTY OF Winona

DISTRICT COURT

RECEIPT, INVENTORY AND RETURN

I, Inv. Angela Evans, received the attached search warrant issued by the Honorable Nancy Buytendorp, on 05/19/2023, and have executed it as follows:

Pursuant to the warrant, on 05/19/2023, at 11:10 o'clock am, I searched the following described in the search warrant.

☒ Premises ☐ Motor Vehicle ☐ Person ☐ Device

I have left a true and correct copy of the search warrant (with) ~~(in)~~ ~~(at)~~

TikTok.com dba TikTok

10100 Venice Blvd, Suite 401

Culver City, CA 90232

I took into custody the property and things listed below: (attach and identify additional sheets if necessary)

Electronic Records

Check the appropriate:

- ☒ I left a receipt for the property and things listed above with a copy of the warrant.
- ☐ None of the items set forth in the search warrant was found.
- ☒ I shall retain or deliver custody of said property as directed by court order.

"I declare under penalty of perjury that everything I have stated in this document is true and correct." Minn. Stat. 358.116.

Angela Evans Date: 06/27/2023
(Signature)

County: Winona State: Minnesota

COPIES TO: • COURT • PROS. ATTORNEY • PEACE OFFICER • PREMISES/MOTOR VEHICLE/PERSON