

ATTACHEMENT B - *Section 4*

IN THE CIRCUIT COURT OF RICHMOND CITY

AFFIDAVIT IN SUPPORT OF

AN APPLICATION FOR A SEARCH WARRANT

I, Michael P. Kiniry, being first duly sworn, hereby depose and state as follows:

INTRODUCTION AND DETECTIVE BACKGROUND

1. I make this affidavit in support of an application for a search warrant at 3112 Columbia Street reference possession of a firearm while not being a citizen of the United States.
2. I have been a Police Officer with the Richmond Police Department (RPD) since 2006. I am currently assigned to Special Investigations Division, to investigate gangs, firearms and narcotics.
3. As a Detective, I have investigated and assisted in the investigation of firearms and firearms related offenses. I have previously participated in a variety of investigations, which resulted in the arrest and convictions for firearms offenses in state and federal court. During the course of these investigations, I have worked with local, state and federal law enforcement in the illegal possession, sale and trafficking of narcotics. This affiant is a recognized narcotics and firearms expert in Richmond Circuit Court.
4. Based on my training and experience and the facts as set forth in this affidavit, there is probable cause to believe that the 3112 Columbia Street has evidence of violations of VA CODE 18.2-308.2:01 Possession of Firearm while not being a Citizen of the United States. Thus, there is also probable cause to search the information described in Attachment B of the affidavit for evidence of this crime and to seize the evidence, instrumentalities, contraband, or fruits of these crimes as further described in Attachment A.
5. The facts in this affidavit come from my personal observations, my training and experience, and information obtained from other detectives. This affidavit is intended to show merely that there is sufficient probable cause for the requested warrants and does not set forth all of my knowledge about this matter.

## PROBABLE CAUSE

### A. Possession of Firearms

6. Based on my training, experience, and participation in firearms investigations, and the training and experience of other law enforcement agents with whom I have consulted on this investigation, I know that:

- a. Individuals engaging in possession of firearms often keep firearms at their residence.
- b. Individuals often keep documents pertaining to firearms, firearm containers and ammunition in their residence.

### B. Investigation into narcotics distribution.

- 7. Your affiant and other Special Investigation Division Detectives have been investigating a complaint about a mass shooting supposed to happen on July 4, 2022.
- 8. Your affiant, a detective assigned to Special Investigation Division of the Richmond Police Department.
- 9. A concerned citizen contacted Richmond Police about a male aka "Chapin" planned on doing a mass shooting on July 4<sup>th</sup>. The citizen stated that "Chapin" showed him two long guns on June 21, 2022 in the evening hours along with metal magazines and a red dot sight, and a longer higher caliber gun with a two leg kickstand.
- 10. The males "Chapin" is supposedly has connections to a Mexican gangs called "Los Zetas" this is information is from the concerned citizen. This affiant knows that the "Zetas", is reference to the Zeta Cartel that operates in Mexico and the United States.
- 11. On July 1, 2022 Sgt. Rogers and I were following up on the investigation reference a tip about a mass shooting. Upon receiving the information in an email, I reached out to Homeland Security Investigations "HSI" Agent Mullins reference the complaint mentioning the Zeta Cartel.
- 12. A knock and talk was conducted at 3112 Columbia Street. Mr. Julio Alvarado-Dubon came to the door and we asked to step inside to speak to him, which he allowed us inside. There was loud party outside with a DJ which made it hard to hear. In plain view in the living room were two Glock magazines and a rifle round, these items were on cabinet to the right hand side as you walk into the front living room. A second male appeared and appeared to the male we were looking to speak too "Chapin / Rolman". This male provided a Colorado ID with the name Rolman A Balcarcel AC. DOB: 06/10/1984. He was in possession of two Colorado Drivers licenses, a Guatemala ID, and a Mexico ID.
- 13. Homeland Security Investigations Agent Wasser was able to determine Julio Alvarado-Dubon was in the United States illegally and that Rolman Balcarcel is also in the United States illegally and has two previous deportations.
- 13. Permission to search the residence was provided by Julio Alvarado-Dubon, multiple firearms and hundreds rounds of ammunition were recovered.

14. Julio Alvarado-Dubon stated this his son, Diego Rafaeli Alvarado DOB: 02/26/2001 also possesses a handgun. Julio was not present during the investigation on July 1, 2022. Upon consulting with Homeland Security, it was determined based upon immigration status's that all parties were prohibited from possession a firearm.

15. Diego Refaeli Alvarado resides at 3112 Columbia Street with his father Julio Alvarado-Dubon.

15. This affiant determined that there is a shed on the curtilage of the property that was not searched the night of July 1, 2022.

21. This affiant believes that the search of the residence and curtilage at 3112 Columbia Street, will result in firearms, ammunition, documents establishing residency, gun parts.

**D. The Identification of the RESIDENCE**

22. 3112 Columbia Street, Richmond VA, Located in the City of Richmond, Virginia; north of the James River.

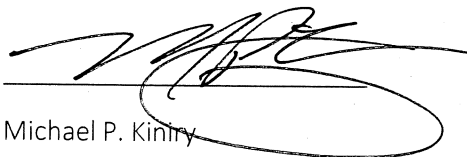
**INFORMATION TO BE SEARCHED AND THINGS TO BE SEIZED**

23. Firearms, ammunition, documents establishing residency, gun parts.

**CONCLUSION**

24. Based on the aforementioned information, I respectfully submit that there is probably cause to believe that the residence of 3112 Columbia Street, Richmond Virginia, contains violations of Virginia Code 18.2-308.2:01 among other crimes, and that evidence, contraband, and fruits and instrumentalities of such crimes, as described in Attachment A, will be located in the described in Attachment B of the search warrant.

25. Based on the forgoing, I respectfully request that the Court issue the proposed search warrant.



Michael P. Kiniry

Detective

Richmond Police Department