

SEARCH WARRANT

DATE FILED: December 14, 2018

IN THE (DISTRICT) (COUNTY) COURT, TELLER COUNTY, STATE OF COLORADO
CRIMINAL ACTION NUMBER 18-116

Whereas **Detective C. Paulsen | 1568** has made an Application and Affidavit to the Court for the issuance of a Search Warrant, and;

Whereas the application is in proper form and probable cause is found for the issuance of a Search Warrant to search the person(s), thing(s) and or premises specified in the application.

THEREFORE, the applicant, and any other peace officer into whose hands this Search Warrant shall come, is hereby ordered, with the necessary and proper assistance, to enter and search within the next ten (10) days the person, premises, location and any appurtenances thereto, description of which is:

Which is currently in the possession of:

Facebook.com

Attn: Custodian of Records

Specific Facebook Account:

<https://www.facebook.com/krystal.j.lee.3>

FILED IN THE COMBINED COURTS
OF TELLER COUNTY, COLORADO

DEC 17 2018

SHEILA GRIFFIN
CLERK OF COURT

- Facebook records for the period of February July 18, 2018 through November 6, 2018.
- Basic user identity information-first and last name provided by user ID; date profile created, e-mail address provided by user; zip code provided by user, city and country, account creation date and time and the IP address at time of sign-up.
- IP address logs-the IP address assigned to the user at the time the user accesses his profile including the date and time of the log-in (PST).
- Private user communications-available private mail messages in user inbox, sent mail and trash folders.
- Stored user files- photos (user photoprint) or videos uploaded to the user's profile, classified advertisements, messages posted on the Facebook

forums or in Facebook groups, private journals or blogs, and address book and calendar contents.

- Expanded subscriber content (Neopring) - Facebook wall postings, mini-feeds, status update history, shares, notes, future and past events. Facebook friend listing with friend Facebook identification numbers and Facebook group listing with Facebook group identification numbers.
- Other general records or information-supplied by the user not specifically covered as basic subscriber information, including the user's date of birth, gender, hometown, and occupation, as well as historical private message header information.
- Any and all location data stored or kept by Facebook. This includes all GPS locations, IP Address locations, and Xif data collected by Facebook, Inc..
- Any and all other messages, including but not limited to deleted and sent messages.
- Any and all information pertaining to device information, phone numbers associated, and email addresses used.
- Any and all additional records maintained by Facebook.

The following person(s), property or thing(s) will be searched for, and if found seized:

See Attachment "B"

as probable cause has been found to believe that it:

- Is stolen or embezzled, or
- Is designed or intended for use in committing a criminal offense, or
- Is or has been used as a means of committing a criminal offense, or
- Is illegal to possess, or
- Would be material evidence in a subsequent criminal prosecution, or required, authorized or permitted by a statute of the State of Colorado, or
- Is a person, property or thing the seizure of which is expressly required, authorized or permitted by a statute of the State of Colorado, or
- Is kept, stored, transported, sold, dispensed, or possessed in violation of a statute of the State of Colorado under circumstances involving a serious threat to the public safety, or order, or to the public health.

(Mark "X" according to fact)

Furthermore, a copy of this warrant is to be left with the person whose premises or person is searched along with a list of any and all items seized at the time of its execution. If said person cannot be located or identified, a copy of the search Warrant and the list of property seized shall be left at the place from which the property was taken.

Further, a return shall be promptly made to this Court upon the execution of this Search Warrant along with an inventory of any property taken. The property seized shall be held in some safe place until the Court shall further order.

Done by the Court this 14th day of December 2018

Judge: [Signature] **CORD**

(DISTRICT) (COUNTY) COURT, TELLER COUNTY, STATE OF COLORADO
CRIMINAL ACTION NUMBER 18-116

APPLICATION AND AFFIDAVIT FOR SEARCH WARRANT

The undersigned, a peace officer as defined in 18-1-901 (3) (1), C.R.S. 1973 as amended, being first duly sworn on oath moves the Court to issue a Warrant to search those person(s), thing(s) and/or premises known as:

Which is currently in the possession of:

Facebook.com
Attn: Custodian of Records
Specific Facebook Account:
<https://www.facebook.com/krystal.j.lee.3>

- Facebook records for the period of February July 18, 2018 through November 6, 2018.
- Basic user identity information-first and last name provided by user ID; date profile created, e-mail address provided by user; zip code provided by user, city and country, account creation date and time and the IP address at time of sign-up.

- IP address logs-the IP address assigned to the user at the time the user accesses his profile including the date and time of the log-in (PST).
- Private user communications-available private mail messages in user inbox, sent mail and trash folders.
- Stored user files- photos (user photoprint) or videos uploaded to the user's profile, classified advertisements, messages posted on the Facebook forums or in Facebook groups, private journals or blogs, and address book and calendar contents.
- Expanded subscriber content (Neopring) - Facebook wall postings, mini-feeds, status update history, shares, notes, future and past events. Facebook friend listing with friend Facebook identification numbers and Facebook group listing with Facebook group identification numbers.
- Other general records or information-supplied by the user not specifically covered as basic subscriber information, including the user's date of birth, gender, hometown, and occupation, as well as historical private message header information.
- Any and all location data stored or kept by Facebook. This includes all GPS locations, IP Address locations, and Xif data collected by Facebook, Inc..
- Any and all other messages, including but not limited to deleted and sent messages.
- Any and all information pertaining to device information, phone numbers associated, and email addresses used.
- Any and all additional records maintained by Facebook.

The undersigned states that there exists probable cause to believe that the following person, property or thing(s) to be searched for, and if found, seized will be found on the aforementioned person(s) or thing(s) and or premises and are described as follows:

See Attachment "B"

The grounds for the seizure of said person(s), property or thing(s) are that probable cause exists to believe that it: () Is stolen or embezzled, or () Is designed or intended for use as a means of committing a criminal offense, or () Is or has been used as a means of committing a criminal offense, or () Is illegal to possess, or (X) would be material evidence in a subsequent criminal prosecution, or () Is a person, property or thing the seizure of which is expressly required, authorized, or permitted by a statute of the State of Colorado, or () Is kept, stored, transported, sold, dispensed, or possessed in violation of the statute of the State of Colorado under circumstances involving a serious threat to the public safety, or order, or to the public health, (mark X according to the fact);

The facts submitted in support of this application are set forth in the accompanying attachment designated as Attachment "A" which is attached hereto and made a part hereof.

Applicant: _____



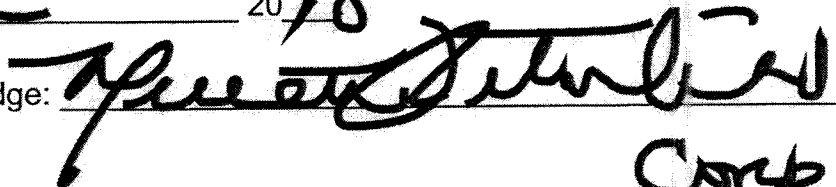
Law enforcement agency: Teller County Sheriff's Office

Position: Detective

Sworn and subscribed before me this _____ day of _____

December 14th 2018

Judge: _____



Corb

ATTACHMENT "A"

The following Affidavit is made in support of a request for a Search Warrant to be issued for the following items located

Which is currently in the possession of:

Facebook.com

Attn: Custodian of Records

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- Facebook records for the period of February July 18, 2018 through November 6, 2018.
- Basic user identity information-first and last name provided by user ID; date profile created, e-mail address provided by user; zip code provided by user, city and country, account creation date and time and the IP address at time of sign-up.
- IP address logs-the IP address assigned to the user at the time the user accesses his profile including the date and time of the log-in (PST).
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- Other general records or information-supplied by the user not specifically covered as basic subscriber information, including the user's date of birth, gender, hometown, and occupation, as well as historical private message header information.
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- Any and all other messages, including but not limited to deleted and sent messages.
- Any and all information pertaining to device information, phone numbers associated, and email addresses used.
- Any and all additional records maintained by Facebook.

All information contained in this affidavit can be found in Woodland Park Police Department Case Report No. 18-1530.

On 12-02-18, Corporal Currin was dispatched to 269 E. Lake Avenue in Woodland Park, Colorado for a welfare check. Cheryl Berreth called the Woodland Park Police Department reporting she has not heard from her daughter Kelsey Marie Berreth (DOB: 09/15/89). Cheryl stated this is highly unusual for Kelsey.

Cheryl told Cpl. Currin she has contacted her daughter's boyfriend Patrick Frazee and Patrick told her he has not heard from Kelsey since last Sunday 11/25/18. Cheryl told me Patrick and Kelsey have a one-year-old daughter together named _____ she is currently with Patrick. Cpl. Currin wrote in her report that Kelsey had no known planned vacations, two vehicles belonging to Kelsey were still parked at her residence, and there was a package at Kelsey's residence in the doorway along with a notice from Black Hills Energy.

Cpl. Currin called Patrick at 1315 hours at telephone number (719) 440-5759. This number was provided to Cpl. Currin by Cheryl as belonging to Patrick. Patrick told Cpl. Currin the last time he had any contact with Kelsey was a text message on the 25th. He told Cpl. Currin Kelsey was an employee at Doss Aviation in Pueblo, Colorado as a flight instructor. Patrick told Cpl. Currin that recently he returned all of Kelsey's belongings such as the spare key to her apartment, extra car key, a hand gun, and other personal belongings. He told Cpl. Currin they have grown apart and the extent of their relationship was their daughter. Cpl. Currin asked Patrick about depression and he denied Kelsie of having any.

At 1415 hours, Cpl. Currin, contacted Doss Aviation located at 1 William White Blvd. in Pueblo, Colorado (719) 423-8600. Cpl. Currin spoke to the security officer on duty, he advised he would return Cpl. Currin's call after he obtained any information. At approximately 1600 hours the security officer called and spoke with the dispatcher. The information obtained, Merle Merriak (719) 289-4514 is Kelsey's direct supervisor. He

received a text message from Kelsey last Sunday 11/25/18 stating she was going out of state to check on grandma.

Cpl. Currin called Cheryl and she was not aware of her daughter traveling to see her grandmother. Cheryl told Cpl. Currin her mother has Parkinson's and Alzheimer's and is unable to communicate on the telephone. Cheryl told Cpl. Currin she was going to call her dad. Cheryl later told Cpl. Currin she contacted her father and he has not heard from Kelsey. Cheryl also told investigators Kelsey has never gone on a road trip to visit family without first notifying someone for her safety.

On 12-03-18, MPO Beth Huber conducted follow up related to this case. MPO Huber wrote in her report "On December 3, 2018 I, Officer B. Huber #3601 of Woodland Park Police Department, contacted Cheryl Berreth to see if she had heard from Kelsey. Cheryl informed me she had contacted Kelsey's direct supervisor this morning. Kelsey again did not show up to work. Kelsey's direct supervisor attempted to contact Kelsey with no success." Cheryl said Patrick was attempting to work with Verizon to get text message transcripts in an attempt to determine if Kelsey was texting and to see if the texts would provide clues as to Kelsey's location. Kelsey was entered into CCIC as a mission person, CIC: 124629897, NIC: M014878747 at 0944 hours.

Huber contacted Patrick to determine the last time he physically saw Kelsey. Patrick said the evening of 11/21 they spoke on the phone. Kelsey informed Patrick she wanted them to 'go their separate ways'. Kelsey said they had been growing apart. Patrick gave Kelsey all of her things back. Patrick said he and Kelsey talked about the custody of their daughter. Patrick said they both agreed they were both good parents and they would split custody 50/50. Patrick said Kelsey was not able to keep enough hours at work to maintain insurance for . Kelsey asked for Patrick to pick up on 11/22. Patrick went to Kelsey's residence to pick up. No one was home. Patrick ran some errands in town then returned to Kelsey's residence. Patrick saw Kelsey in the alley way leading to the residence. They spoke in the alley way where Kelsey gave to Patrick. Patrick said he and Kelsey talked on the phone on both Friday, Saturday, and Sunday. The last time Patrick talked with Kelsey she told him she was going to study. She did not tell Patrick where she was physically located that day. Patrick said on Sunday 11/25 Kelsey texted "Do you even love me?" to Patrick. Patrick texted her back telling her he did. Days later he received notice his reply did not go through. Patrick said if he had any further information regarding Kelsey. Patrick said she is a 7th Day Adventist and does attend church, but does not know where (maybe one in Colorado Springs). Patrick said Kelsey does have PO Box 811 in Florissant.

At approximately 1105 hours, Huber attempted to call Kelsey's phone number. It went straight to voice mail. Being concerned Kelsey may be suicidal due to the depression and rehabilitation mentioned by Patrick to Corporal Currin and the fact Patrick informed Corporal Currin he returned Kelsey's gun to her, I contacted Verizon in an attempt to determine Kelsey's last known location. Huber spoke with Jinny at Verizon. Kelsey's phone was last operational in Gooding, Idaho approximately 6.30 miles from the tower heading in a west/southwest direction on 11/25 at approximately 1713 hours. Dispatch contacted Gooding dispatch. Gooding dispatch said there has been no contact with Kelsey in Gooding or the surrounding four counties searching back to November 1, 2018."

Based on this information, a search warrant for Kelsey's residence located at 269 E. Lake Ave, City of Woodland Park, County of Teller and State of Colorado. The warrant was signed by the Honorable Judge Kilgore. While searching the residence we recovered an iPad, Notebook with passwords and a Safeway receipt dated 11-22-18 at 1222 hrs. The Safeway purchase was for food items. The following photograph was taken by a Safeway Surveillance Video on 11-22-18 and shows Kelsey and entering the store:



There did not appear to be any signs of a struggle, altercations, or foul play. While searching the residence, we observed a 2006 Toyota Corolla and a red colored Chevrolet pick-up truck parked outside of the residence. The pick-up truck registered to Kelsey's mother and the Toyota registered to both Kelsey and Patrick.

While at the residence, it was advised that there was a package on the door the day before. During the search, Officer Huber called Patrick to see if he came by the residence. Patrick told Officer Huber that he had not been there, but had a friend pick up the package. During a later interview between CBI Agent Slater and Cheryl and Clint Berreth, Agent Slater learned the package was to Kaylee and it was a Christmas ornament.

Officer Huber wrote in her report "On December 3, 2018 I Officer Beth Huber 3601 of Woodland Park Police Department, after the search warrant execution, conducted the following activities in the continuing search for Kelsey. We observed a Safeway receipt in plain view in her pick-up truck. The receipt was dated 11/22/2018 @ 1224 hours. We also observed an obstructed Walmart receipt through the window. I went to Safeway and requested to review their security video. Safeway allowed me to review the video. With the information on the receipt, I was able to identify Kelsey checking out at 1224 hours. I observed she had _____ with her, in her car seat, in the shopping cart. I tracked Kelsey out of the Safeway to her pick-up truck, a red, Chevrolet Silverado, in the parking lot. With the known location of the red Silverado, I observed Safeway security video to determine when and from what direction Kelsey entered the Safeway parking lot. The following is what was observed:

Kelsey entered Safeway parking lot from the west end of the parking lot at 1202 hours. She parked, walked to the passenger side of the Silverado, pulled out the child carrier with a child in it, and walked into the Safeway. Kelsey conducted her shopping. Kelsey checked out of Safeway at 1224 hours. Kelsey had the baby in the car carrier in the shopping cart. Kelsey needed assistance with checking out an item from floral, so she had two different receipts. One receipt was for all items purchased except one item from floral. The second receipt was for the item from floral. Based on the shape and color of the item from floral, its believed that item was a poinsettia plant which was observed sitting on her kitchen table during the execution of the search warrant. Kelsey departed Safeway and walked to the Silverado. She unloaded groceries, placed the car carrier with the child into the front passenger seat, got into the Silverado driver seat and drove out of the parking lot at approximately 1227 hours. Kelsey drove out of the west end of the parking lot.

Huber contacted Walmart Asset Protection to see if they would review parking lot video to determine if Kelsey had been to Walmart after she departed Safeway. We asked them to review video from 11/22/2018 @ 1230 hours – 1300 hours looking for a 2011 red Chevrolet Silverado to determine if Kelsey went to Walmart after she departed Safeway. Walmart Asset protection informed us they did not see the Silverado.

On 12/04/18 the Colorado Bureau of Investigation (CBI) and Federal Bureau of Investigation (FBI) was requested to assist the WPPD due to the suspicious circumstances surrounding Kelsey's disappearance. CBI Agent's Gregg Slater and Kevin Torres responded to assist. CBI Agent Gregg Slater requested a second search of Kelsey's residence, curtilage, and vehicles. Agent Slater also arranged for a human decomposition K9 to respond to Kelsey's residence to assist with searching her residence and vehicles for the presence of human decomposition.

The two vehicles were towed from Kelsey's residence to the WPPD impound lot to be searched. A search warrant was obtained to search a 2006 Toyota Corolla belonging to Kelsey and Patrick. The Honorable Judge Billings-Vela signed the search warrant for the vehicle. A sock with a small amount of what appeared to be blood was located on the front passenger seat. The K-9 indicated to the presence of human decomposition on the driver side rear bumper area.

A 2011 red colored Chevrolet Silverado pick-up truck parked at Kelsey's residence was searched at the WPPD after consent to search was obtained from Kelsey's mother (the registered owner). A Safeway receipt dated 11/22/18 at 1223 hrs. was located on the front passenger seat. The Safeway purchase was for flowers. A Wal-Mart receipt dated 11/22/18 at 0150 hrs. was located on the front passenger floor board. The Wal-Mart purchase was for Tum's Antacid and what appear to be over the counter stomach medicine.

Officer Huber requested an exigent cell phone ping for Kelsey's cell phone through Verizon. The ping revealed the following information:

- The last activity on Kelsey's phone was 11/25/18 at 17:13 hours located at 2037 S. 1800 E. Gooding, Gooding, ID. The ping was 6.38 miles west/southwest from the cell phone tower.
- On 11/25/18 at 17:11 hours there was an outgoing text message to 719-440-5759 (Patrick's Frazee's cell phone).

Gooding County Sheriff's Office Detective A. Boyer in Idaho was contacted regarding Kelsey's disappearance and cell phone ping. Detective Boyer and several law enforcement officers went to the location of the cell phone ping. Detective Boyer described the entire surrounding area of the cell phone ping to be a large steep gorge. Kelsey nor her cell phone were located.

On 12-04-18, Agent Kevin Torres of the Colorado Bureau of Investigation and I, met with Patrick to conduct a welfare check of the child. Patrick was asked if he would provide a formal statement regarding his knowledge, relationship, and details about his last interaction with Kelsey and her whereabouts. Patrick voluntarily agreed to provide a statement to Agent Torres but then changed his mind and requested an attorney before providing any information. Agent Torres asked Patrick if he knew what attorney he would consult so that a meeting could be arranged for him to provide a statement. Patrick stated he was going to meet with attorney Jeremy Lowe. Agent Torres impounded Patrick's cell phone which is described as a Moto M108D, Model Number XT1650-01.

On 12/04/18 CBI Agent Gregg Slater told me he spoke with Cheryl Berreth, Kelsey's mother. During that conversation Cheryl reported she last physically spoke with Kelsey on 11-22-18 at approximately 0900 at which time Kelsey stated that she (Kelsey, Patrick and) had gone out to check on a herd of cattle on 11-21-18. While driving back to Patrick's residence, Patrick became ill requiring Kelsey to drop him off at his residence, pick up some medication and take it back to Patrick. After doing so Kelsey and drove to Kelsey's home arriving at approximately 0400 on 11-22-18. Kelsey further reported She, baby and Patrick had plans to go out for thanksgiving dinner. The conversation quickly ended because diaper needed to be changed.

Chery told Agent Slater, on 11-22-18 at approximately 0915, she called Kelsey back and during that short conversation Kelsey spoke about Christmas gift lists and related items. Kelsey made no comments or statements to Cheryl regarding the dissolution of the relationship between Patrick and Kelsey. Kelsey provided no additional information and the conversation ended.

Cheryl told Agent Slater on 11/24/18 she (Cheryl) inadvertently dialed Kelsey's cell phone and hung up before anyone answered. A short time after the inadvertent call, Cheryl received a text message from Kelsey's phone stating, "I'm tied up, I'll call you later." Cheryl stated she never received a return phone call or text message from Kelsey.

Having not spoken to Kelsey since 11/22/18, Cheryl attempted to contact Kelsey on 12/02/18 via cell phone. Cheryl never received a response from Kelsey via text message or phone call, thus prompting Cheryl to text Patrick and inquire about Kelsey's whereabouts. Patrick called Cheryl from his cell phone (#719-440-5759) and said he and Kelsey had decided to end their relationship and go their separate ways, and said he and Kelsey were going to share custody of 50/50. Patrick also stated he met with Kelsey on 11/22/18 at her residence and returned several items to her including a

handgun, ammunition, keys to both vehicle (2006 Toyota Corolla & red Chevy pick-up truck), and keys to her residence. Patrick stated Kelsey also returned his personal property. Patrick said that was the last time he saw Kelsey, he did not know where she was, and he was going to give her some space.

Agent Slater asked Cheryl about Patrick and his behavior. Cheryl shared a story regarding the birth of [redacted] was born three weeks early and required some extra medical care. The special medical care prevented Kelsey from having [redacted] in her hospital room upon her birth. Patrick was very upset about this because he believed the first few hours of birth needed to be spent with mother and father for bonding purposes. Patrick became so upset and verbally abusive with the nursing staff that Social Services was notified. [redacted] was removed from the care of Patrick and Kelsey until a safety evaluation could be done to determine if Kelsey was being physically abused by Patrick. Cheryl stated Patrick later stated he should have "killed" the nurse that reported them and then again joked about the incident at [redacted] first birthday.

Cheryl told Agent Slater, Kelsey has never gone this long without contacting family, especially her. Kelsey does not have a history of disappearing, running away, or leaving without a trace. Cheryl stated she believes Kelsey is deceased. Cheryl also told Agent Slater she believed Patrick may have been using Kelsey's cell phone to communicate with her (Cheryl) because the text messages were fragmented. Cheryl stated Kelsey uses complete sentencing in her text messages and some of the last text messages she received from Kelsey were fragmented.

On 12/04/18 copies of bank records from Kelsie's credit union, ENT. The records contained transactions for Kelsey's bank account for the month of November and for the first four days of December. The last transaction on Kelsie's bank activity was on 11/22/18. This transaction was for the purchase of food items at Safeway previously described. No other physical financial transactions were made on Kelsey's ENT account since 11/22/18. It should be noted there are numerous transactions, both deposits and withdrawals, on Kelsie's bank records, but cease on 11/22/18.

On 12/06/18 Agent Slater received a text message from Cheryl. Cheryl is staying at Kelsey's residence while she is in town searching for Kelsey. Cheryl and her son Clint Berreth noticed what appeared to be blood around the outer bowl of the toilet. Cheryl took a photo of the possible blood stain and text it to Agent Slater.



Photo taken by Cheryl Berreth on 12/06/2018 and text to Agent Slater

Cheryl told Agent Slater she stayed with Kelsey at the residence in October of 2018 for first birthday. During that visit, Cheryl recalled seeing a bath rug or mat on the floor near the shower and toilet at Kelsey's residence. Cheryl said she noticed since she has arrived in Woodland Park to look for Kelsey she has not seen the bath rug/mat inside Kelsey's residence. Kelsey and Clint looked around Kelsey's residence this morning and did not locate the bath rug/mat. Cheryl stated while looking for the rug/mat she noticed the refrigerator appeared to have been wiped down because she could see visible wipe marks on it.

Due to the fact that both modes of transportation for Kelsey were located at her residence it is unlikely she traveled anywhere far from her residence on her own will. No other vehicles belonging to Kelsey are known by family members or neighbors of Kelsey. No indication was observed in Kelsey's residence that indicate she had planned to be gone for any period of time. Due to the discovery of possible blood stains on the toilet bowl and the details of the investigation until this point, I believe foul play to be involved in the disappearance of Kelsey.

Based on the above information a search warrant application for 269 E. Lake Ave, City of Woodland Park, County of Teller and State of Colorado was presented to the Honorable Judge Kilgore. The search warrant was signed on 12-06-18 at approximately 11:55am.

Crime scene analysts from CBI arrived and began processing the residence. At the time of this warrant, Crime scene analyst Tanya Atkinson began processing the bathroom

due to the suspected blood located on the toilet bowl. Crime scene analyst Atkinson first phenolphthalein (a presumptive chemical test for the presence of blood). The suspected blood on the toilet tested for positive for the presence of blood. Crime scene analyst Atkinson then used Blue Star Forensic Latent Bloodstain Reagent, a chemiluminescence test that detects blood that has been cleaned up or is not readily visible. When Blue star is applied to the target area a blue chemiluminescence reaction will occur if blood is present. Blue Star Forensic Latent Bloodstain Reagent is also a presumptive test for the presence of blood. Crime scene analyst Atkinson applied Blue Star to the bathroom and the following areas in the bathroom reacted and tested positive to the presence of blood:

- Bathroom Floor
- Side of the bathtub that is next to the toilet
- Ceiling above the toilet.
- The wall with the towel rack
- Towel rack
- Base of the trash can that was between the toilet and bathtub
- A portion of the vanity countertop
- Wall Outlet
- Vanity cabinet
- Hinges on the vanity cabinet and door
- Door knob on the interior of the bathroom door
- Lower hinges of interior bathroom door.
- GFI outlet and outlet plate

Due to the suspicious nature and circumstances of Kelsey's disappearance and her whereabouts currently being unknown, the WPPD and the CBI are investigating the case as a possible assault and possible homicide. During an interview between Officer Huber and Cheryl Berreth, Cheryl told Officer Huber that Patrick told her that he last spoke with Kelsey on Nov 23, 24 and 25.

Officer Huber wrote in her report "On December 5, 2018 I, Officer Beth Huber #3601 of Woodland Park Police Department, reviewing information gathered regarding Kelsey's disappearance, recalled William's Log Furniture, 120 E Midland Avenue, may have security video that would capture the intersection of Highway 24 and Fairview Street, specifically North Fairview Street. Commander Adams went to William's Log Furniture to request to review video. Review of the video confirmed it captured North Fairview and Highway 24. It was observed a red Chevrolet Silverado traveling westbound Highway 24 turn north onto North Fairview Street at 1237 hours.

Continuing to process information related to the case, it was realized Patrick was the last person to see Kelsey prior to her disappearance and Patrick had a red Toyota pick-up truck. Commander Adams recalled his discussion with Walmart Asset

Protection on December 3, 2018. He informed me he did not see a red Chevrolet Silverado, but did see three other red pick-up trucks between 1230 and 1300 hours on 11/22/2018. Adams recalled Walmart Asset Protection had said one of those three red pick-up trucks was a Toyota. Knowing Patrick had a red Toyota Tacoma Walmart Asset Protection was asked to locate that truck and show who got out of the pick-up truck. Once Walmart Asset Protection had that video, Adams went to review it. Adams observed Patrick exit his red Toyota Tacoma, get a car carrier with baby out of the passenger seat and enter Walmart. This occurred at approximately 1300 hours. Adams requested Walmart video of the Toyota Tacoma entering the parking lot, all activity on the property by the driver, and the Toyota Tacoma exiting the parking lot." The following picture is a still image from the surveillance footage received from Walmart showing Patrick at Walmart on 11-22-18.



On 12-06-18, Verizon cell phone records was received for 719-660-6179, which is Kelsey's phone number. It was also sent from Verizon to CBI Agent Torres who passed it onto FBI Special Agent Kevin Hoyland of the Cellular Analysis Survey Team.

A review of the records showed the following text message dates and times sent and received from Kelsey's phone 719-660-6179 to Patrick's cell phone 719-440-5759:

Sent Received

11/22/2018 3:53 11/22/2018 3:53
11/22/2018 9:15 11/22/2018 9:15
11/22/2018 9:37 11/22/2018 9:37
11/22/2018 12:41 11/22/2018 12:41
11/23/2018 6:59 11/23/2018 6:59
11/23/2018 7:32 11/23/2018 7:32
11/23/2018 15:37 11/23/2018 15:38
11/23/2018 17:13 11/23/2018 17:14
11/23/2018 17:30 11/23/2018 17:30
11/24/2018 7:45 11/24/2018 7:45
11/25/2018 7:34 11/25/2018 7:34
11/25/2018 8:53 11/25/2018 8:53
11/25/2018 9:17 11/25/2018 9:17

On 12-06-18, Patricia Key, Woodland Park ENT Bank Manager reported that Patrick Frazee and an unknown male came to the Woodland Park ENT Bank location on 12-05-18. Key reported to Detective McDaniel that Frazee and the unknown male were requesting a "timeline" of transactions that occurred on his account on 11-22-18. Key reported to Detective McDaniel that Frazee was seen on the ATM video from approximately 1244 to 1250 on November 22nd, where he made 4 transactions, three (3) deposits and one (1) withdrawal. The last transaction on November 22nd was at approximately 1513 at Walmart. Key said there was no further transaction to his account until November 26th at a Conoco gas station. Key said Frazee asked if the baby seat and baby were visible in the ATM video. Key said both were visible at approximately 1247.

Key also reported that the unknown male said "well, you might as well let her know it is about the missing person". Key also reported that when they were done, the unknown male said "forget about us being here" and then they left.

Key described the unknown as being tall, mid to heavy set with gray hair and possible facial hair.

On 12-06-18, Dispatcher Nina Allmond wrote in a report that she was requested to review surveillance video from the Williams Brothers furniture store on the corner of State Highway 24 and N Fairview St., located in the City of Woodland Park, County of Teller, and State of Colorado. The surveillance that she reviewed was on a red 32 GB thumb drive. This thumb drive contained footage from the above listed locations camera from midnight on 11/22/2017 to approx 1425 on 11/22/2017.

Dispatcher Allmond was instructed to look for the red Chevrolet Silverado that belongs to missing person Kelsey Berreth, the red Toyota Tacoma that belonged to Patrick Frazee, she was also instructed to see if there were any of the other vehicles that are listed within the case that appeared to be in the surveillance footage.

Dispatcher Allmond wrote the following in her report "At approx. 12:36:08 I witnessed a red Toyota Tacoma with a white box object in the bed pull onto N Fairview St from State Highway 24 and head Northbound up N Fairview St.

At approx 12:37:20 I witnessed a red Chevrolet Silverado matching the vehicle description of Ms. Berreth's pull into the frame of surveillance footage from State Highway 24 and head northbound on N Fairview St.

At approx. 12:44:32 I witnessed a red Toyota Tacoma with a white object in the bed of the truck travel south bound on N Fairview St pulling up to the intersection of N Fairview St and State Highway 24.

At approx. 13:25:43 pm on November 22nd, 2017 I witnessed a red Toyota Tacoma with what appears to be some kind of crate in the bed of the truck turn onto N Fairview St from State Highway 24, appearing in the bottom right of the screen of surveillance and travel northbound to the top left corner of the screen. The vehicle appears to be the same vehicle that was seen leaving in the opposite direction around 12:44 that same day."

On 12-7-18, while conducting further neighborhood canvas, specifically at 251 E. Lake Ave (the apartment directly east of Kelsey's), Corporal Koski spoke with the resident, Leslie Jackson due to their being surveillance cameras that potentially recorded the entrance to Kelsey's residence.

While speaking with Jackson, Corporal Koski wrote in his report "While speaking with Leslie, I learned her video cameras are manufactured by Arlo (a Netgear company) and video is stored on a cloud server. The videos are only saved for 7 days prior unless the user manually downloads them. Leslie did not have any downloaded/saved videos from November 22, 2018 to today; her videos went back to November 29, 2018.

I reviewed every available video on her system (via her cellular phone) and did not find much evidentiary value in them other than someone dropping a package off on Kelsey's front porch (appears to be a UPS driver) on December 1, 2018 at 1520 hours and then an elderly male picking the package up on December 3, 2018 at 0801 hours. The elderly male is wearing a light green ball cap, medium/dark green heavy winter coat,

black belt with a brown cell phone carrier on his left hip, and light blue jeans. The man has white hair and a white beard and mustache. He appears to pick up a box and then read a yellow notice hanging from the door knob."

On 12-07-18, the following search warrant applications were submitted to the Honorable Judge Findorff:

- Patrick's Verizon Account Records (719-440-5759)
- Patrick's Physical Phone Download (Moto M108D, Model XT1650-01)
- Order for Non-Testimonial Identification for Patrick to provide Full-body surface photos and Buccal Swabs of Saliva.

Upon reviewing the search warrant applications, the Honorable Judge Findorff signed the warrants.

On 12-10-18, Detective McDaniel retrieved the records regarding the cell phone dump of Patrick's cell phone.

On 12-10-18, we received Verizon cell phone records for 719-440-5759, which is Patrick's phone number. We also sent the files received from Verizon to CBI Agent Torres who passed it onto FBI Special Agent Kevin Hoyland of the Cellular Analysis Survey Team.

The male that picked up the package from Kelsey's residence was identified as Robert Slagle DOB: 08/21/1944. This identification was made by CBI Agent Slater on Monday December 10, 2018 while a press conference was being completed at the Woodland Park City Hall, 220 W. South Avenue, City of Woodland Park, County of Teller and State of Colorado. While at the press conference, the unknown male was standing in the back of the City Council Chambers with an unknown elderly W/F with silver/grey hair. As the male and female walked out of the conference, Agent Slater contacted them. After identifying himself to the couple and the nature of the contact, the male identified himself as Robert Slagle of 361 Kathleen Ranch Trail, Guffey, CO 80820 and the female was identified as "Elaine". Agent Slater informed me that Slagle identified himself as Patrick's "Best friend" and "father figure" stating he had known Patrick for some 35 years. Although he could not recall the specific date, Slagle confirmed he picked up the package from Kelsey's home on either Monday December 3, 2018 or Tuesday December 4, 2018. When asked how he knew the package was at Kelsey's, Slagle politely refused to respond stating he Patrick had dropped off a work vehicle at "Four Mile" in downtown Woodland Park and needed a ride back home. Slagle stated Patrick asked him (Slagle) to pick him up. Slagle complied to the request, picked Patrick up from "Four Mile" and drove directly to Kelsey's home located at 269 E. Lake Avenue. Upon arriving, Slagle stated he instructed Patrick to remain in the vehicle while

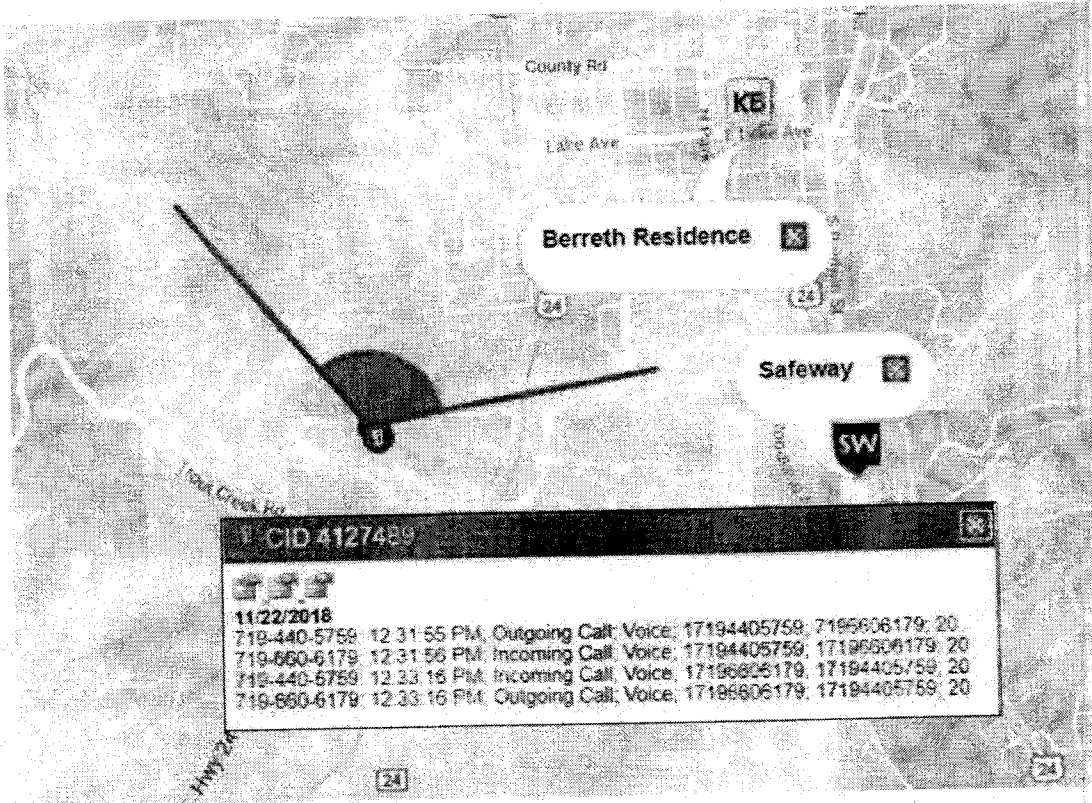
he (Slagle) went to the front door and retrieved the package. Slagle further reported he was aware of the surveillance cameras near Kelsey's residence and said he did not want Patrick seen on surveillance. After retrieving the package, Slagle reported he and Patrick left the area.

Agent Slater advised me that Slagle stated Patrick was not involved in the disappearance of Kelsey; there is more to the story than is being reported, however he (Slagle) would not elaborate further; Kelsey was on the verge of being terminated from her employer and that Kelsey's stay at the "7th Day Adventist" treatment program in California in August 2018 was not for a sleep disorder but, was for something different and that law enforcement needed to look into that more. Slagle further suggested law enforcement needed to look into a former boyfriend of Kelsey's he (Slagle) identified as "Eric" and "a pilot for Southwest Airlines". Although asked, Slagle refused to provide details to the previously mentioned information.

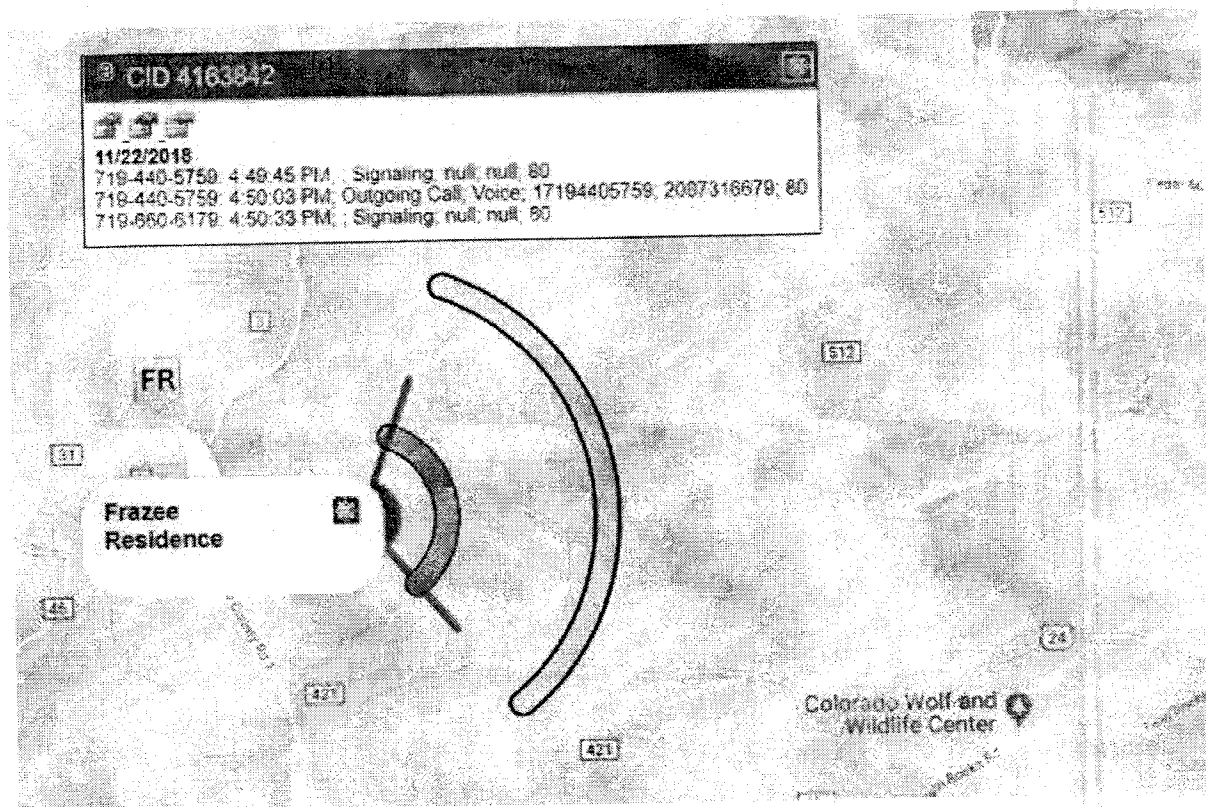
Prior to concluding their conversation, Agent Slater asked Slagle what his thoughts were to what happened to Kelsey and where Kelsey was. Slagle stated he did not know where Kelsey was but suggested she did this on her own. Slagle did not elaborate and the conversation concluded.

Following an initial review of the call detail records provided by Verizon Wireless, FBI Special Agent Kevin Hoyland provided an analysis regarding the approximate locations of both Kelsey's phone (719-660-6179) and Patrick's phone (719-440-5759). Special Agent Hoyland wrote:

"On 11/22/2018 at 12:31pm, Kelsey's phone received a call from Patrick's phone and at 12:33pm Kelsey returns a call to Patrick. The connections for these calls, for both of their phones, were carried through the Verizon tower located southwest of Kelsey's residence. More specifically, the calls utilized the sector of that tower which faces Kelsey's residence. The following image represents the mapping of these calls.



At 4:24pm, Patrick's phone utilized the same tower and sector as shown above to call 719-332-6021 and at 4:37pm used the same tower, but east facing sector (not shown), to call 208-731-6679. At 4:43pm, Patrick's phone received a call back from 208-731-6679, utilizing a tower west of this area near Divide, CO, with a sector facing west along Route 24. This phone call lasted for 141 seconds. At 4:50pm, Patrick called 208-731-6679 again which lasted for 251 seconds. Verizon was also able to capture distance from tower measurements known within Verizon as "RTT" data for both Kelsey and Patrick's phones around this time. That information is depicted below.

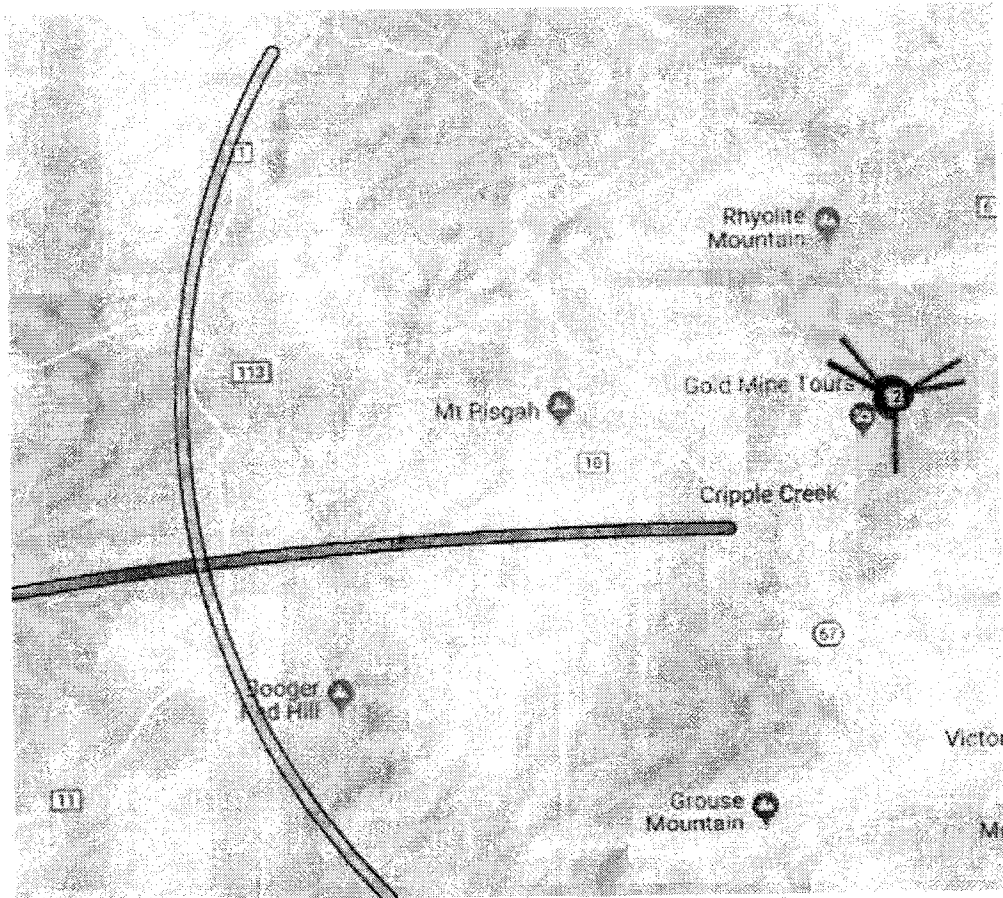


Patrick's phone (shown as the teal arc) is 1.26 miles from the cell tower at 4:49pm, while Kelsey's phone (shown as the red arc) is approximately 0.44 miles away from the tower at 4:50pm. When reviewing the data in conjunction with the previous locations of the calls by both phones, it would support the idea of both Patrick and Kelsey's phones moving from the area of her residence towards the area of Patrick's residence along Route 24.

Due to the timing of when search warrants were issued, only a portion of RTT records were captured. RTT data is only retained for eight days for most of the connections on the Verizon network. For up to 30 days, only failed sessions or dropped attempts are recorded by the network and it is not a complete view of all the phone's activity. In this instance, all of the RTT data shown from 11/22/2018 through 11/25/2018 at approximately 3:30pm local time for Kelsey's phone reflects these failed attempts. All of the RTT data for Patrick's phone through 11/25/2018 would reflect the failed attempts. One example of a failed attempt would be a phone trying to make or receive a call in an area with poor cellular network coverage.

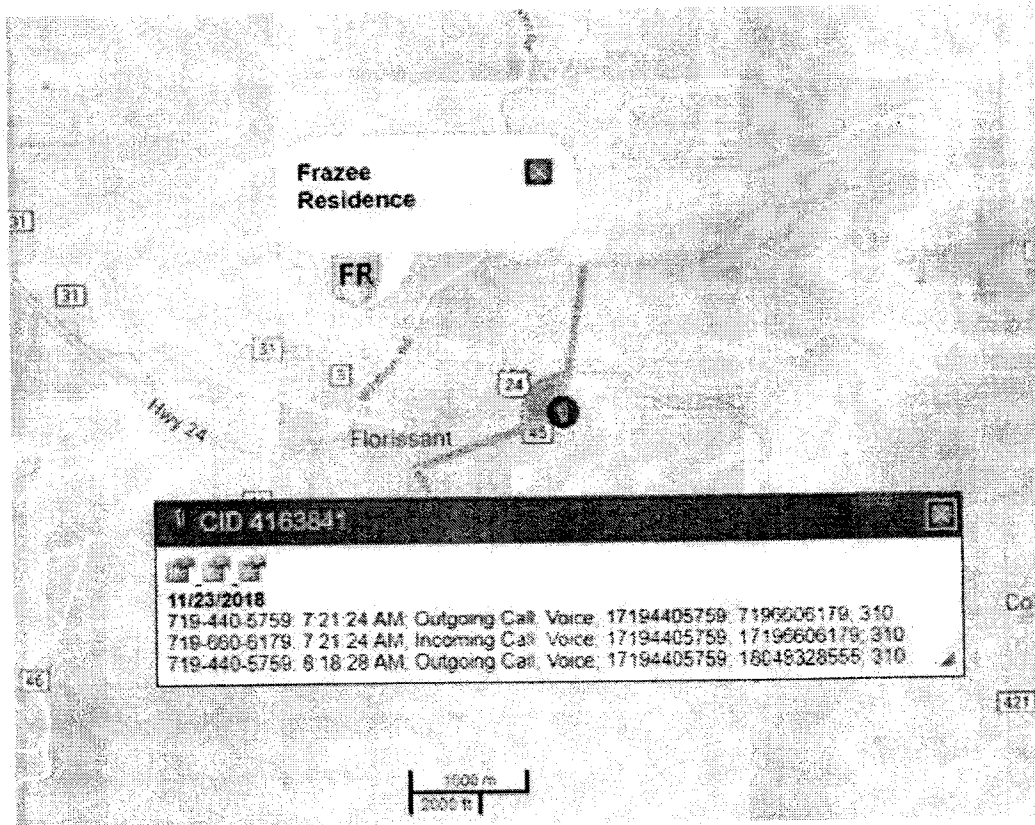
Following the connections shown above, there is no activity for either phone until RTT data records connections for Patrick's phone at 9:54pm on 11/22, approximately 9 miles north of Cripple Creek. Subsequent connections for his phone indicate it is moving south in the direction of Cripple Creek. At 10:03pm RTT data show Kelsey's phone (red

arc) along the arc shown below. At 10:05pm, Patrick's phone (teal arc) is recorded along the RTT arc shown below.

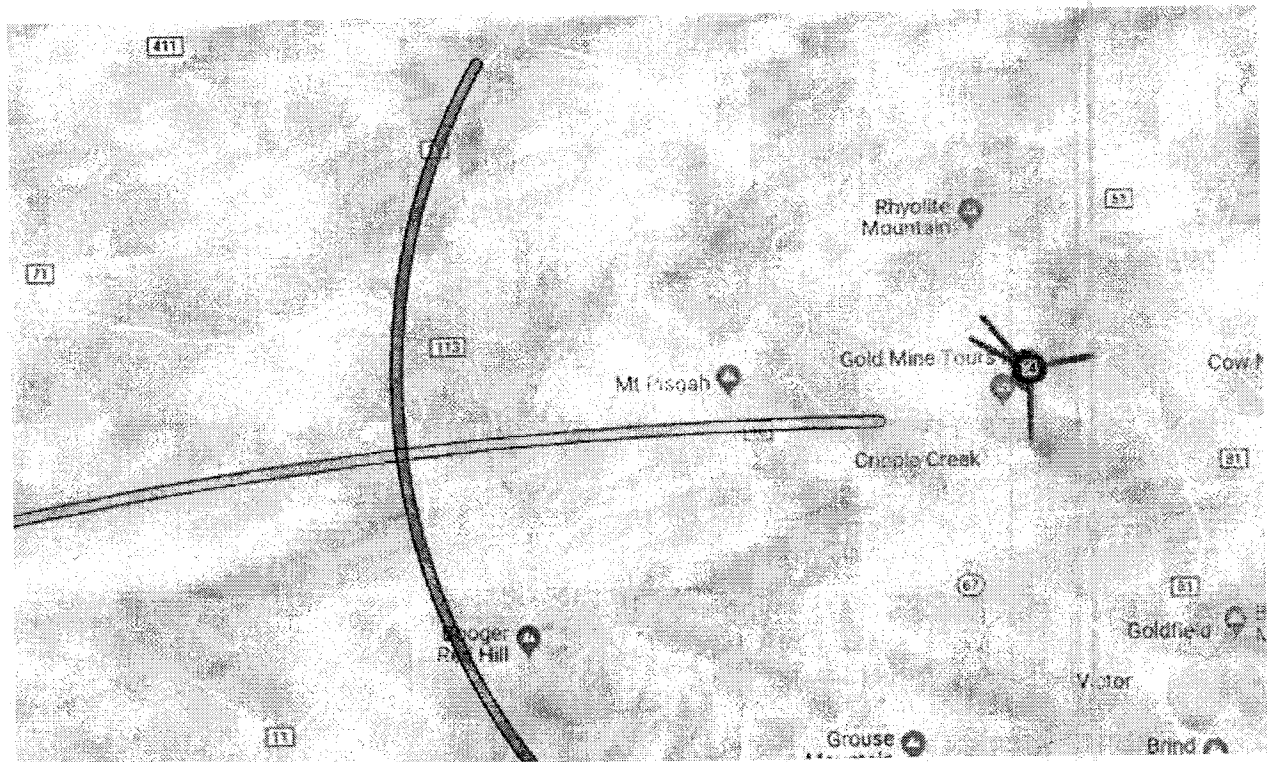


When factoring in the small time frame of two minutes between records, along with the remote nature of the area, the location where the two arcs overlap is indicative of both phones being together at the same time. Further mapping of RTT data during this time period show both phones heading farther west away from Cripple Creek with activity appearing to cease at 10:15pm, before reappearing at 10:48pm with RTT arcs near where it had last ceased. The investigation identified Robert Slagle as an associate of Patrick who lives west of this area in Guffey, CO. Since the only RTT activity at this time reflects unsuccessful connection attempts with the network, it is possible that there would be no record of the phones final destination if that destination was properly served by a Verizon tower since the records for successful connections were no longer available. Both phones then have RTT hits heading back east towards Cripple Creek and then north towards Patrick's residence. The last record is at 11:11pm from Patrick's phone three miles south of the tower just south of his residence in Florissant. There is nothing in the records to indicate that the two phones were ever in separate areas at the same time during this approximate 2.5 hour window on the evening of 11/22/2018.

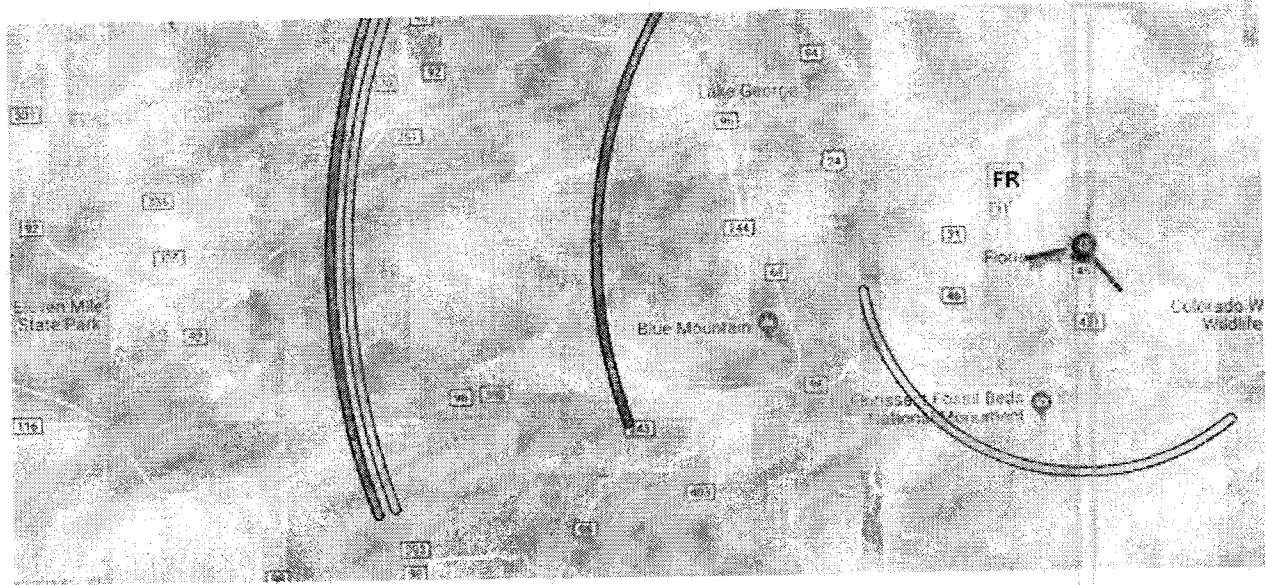
On 11/23/2018, Patrick makes an outgoing call to Kelsey's phone at 7:21am which is answered. The call lasts 310 seconds. As shown in the image below, both Kelsey and Patrick's phones both utilized the cell site south of Patrick's home, as well as the sector which faces his residence. Given the path of travel of the phones from the evening of 11/22, it is likely both phones are still together at or near Patrick's residence. At 9:52am, Patrick calls Kelsey's phone again with both phones using the same tower and sector as shown below.



Beginning at approximately 10am, Kelsey's phone has an RTT arc a few miles south of Patrick's residence. At 10:12am and 10:13am, Patrick and Kelsey's respective RTT arcs intersect west of Cripple Creek as shown below.

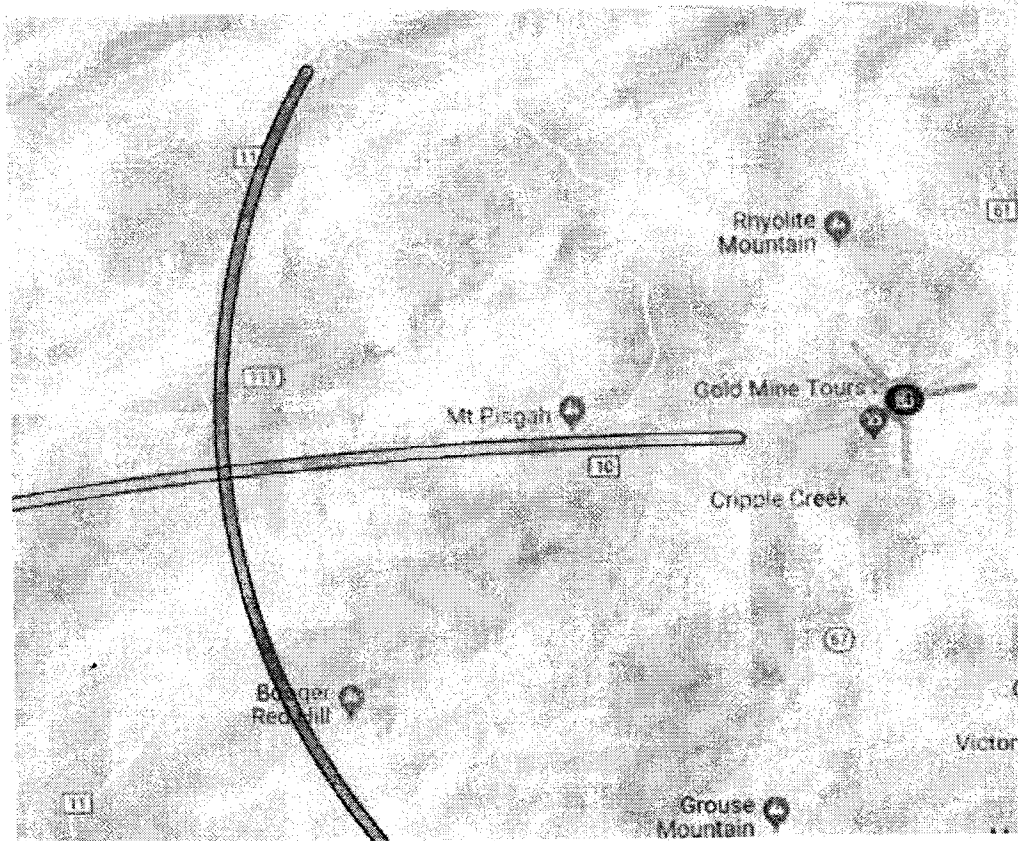


Kelsey's phone continued to have more RTT hits west of this area in the direction of Slagle's Residence, similar to the activity from the evening before. Neither phone had any activity from 10:22am until Patrick's RTT data at 12:20pm put his phone back in that same area. Over the following hours, Patrick and Kelsey's phones recorded RTT hits from various towers around Cripple Creek, Canon City, and the surrounding areas. At 4:40pm, Patrick called Kelsey's phone again and the call lasted slightly over six minutes. RTT data places Patrick's phone three miles south of the tower in Florissant near his residence, however no RTT information is available for Kelsey. Eight minutes later at 4:48pm, RTT from the same tower, but west facing sector places Kelsey's phone 6.53 miles away from the tower. At 4:56, Kelsey's phone is 9.87 miles away from that tower and sector and two minutes later, Patrick's phone is 10.11 miles away from that tower and sector. Both phones continue to generate RTT hits in the 10 mile range until 5:15pm wherein both phones begin to head east. It is likely that both phones were traveling together throughout the day. There are no more records that can be mapped for this day. An attempt is made to call Frazee at 9:19pm but it was routed to voicemail without any cell towers being captured in the records. That often occurs when a mobile device is turned off or otherwise out of the coverage area of the network.



On the morning of 11/24/2018, the first completed call made by Patrick is to the 208-731-6679 number at 7:23am. The next completed call is from Kelsey to Patrick at 8:32am which lasts approximately 16 minutes. Both of Patrick's calls (outbound to 208-731-6679 and inbound from Kelsey), as well as Kelsey's outbound call to Patrick, all use the tower in Florissant and the sector of that tower which faces Patrick's residence. This is the same as the calls between Kelsey and Patrick on the morning of 11/23 and is likely that both phones are at or near his residence.

At 10:47am, Patrick makes another outbound call to 208-731-6679 which lasts 79 seconds using the same tower and sector near his residence. At 11:39am, Patrick calls 208-731-6679 yet again and speaks for 5 ½ minutes using the same tower as before, but the southeastern facing sector. Approximately 15 minutes later, an RTT hit is recorded from the Cripple Creek tower, placing Kelsey's phone 9.09 miles north of the tower. Two minutes later, an RTT hit is recorded for Patrick's phone off of the same Cripple Creek tower placing his phone 7.4 miles north of that tower.



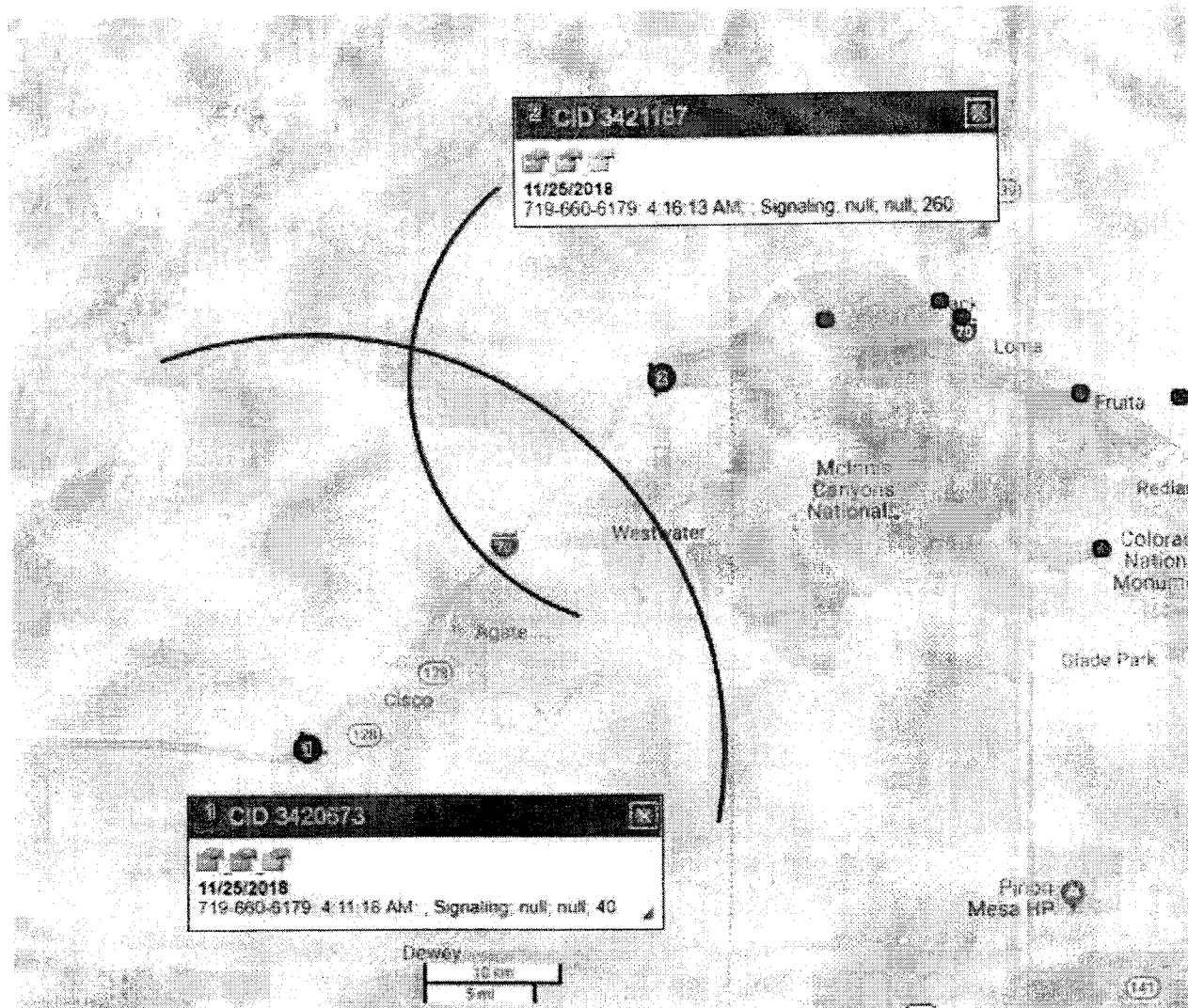
At 12:06pm, Patrick's RTT arc (in teal) appears as shown above and two minutes later, Kelsey's arc (in red) is recorded. RTT arcs continue showing both phones traveling west away from the Cripple Creek tower in the direction of Slagle's residence until 12:19pm, before appearing again and heading east at 12:41pm. RTT hits are captured off of the north sector of the Cripple Creek tower showing both phones moving north and at 12:58:27pm, RTT hits are captured for both phones. Kelsey's phone is 7.01 miles north of the tower, while Patrick's phone is 7.06 miles north. The difference of .05 miles could easily be explained as a margin of error in the RTT data and is further evidence of the phones traveling together. RTT hits are continued to be logged back towards Patrick's residence with the last connection with Patrick's phone at 1:05pm 3.39 miles south of the Florissant tower and at 1:06pm with Kelsey's phone 2.71 miles off the same tower and sector. At 1:06pm, Patrick makes an outbound call to 208-731-6679 which lasts for 160 seconds.

No activity is seen after that call by either phone until 3:21pm when Patrick receives an incoming call which was routed through the south facing sector of the Florissant tower. At 3:56pm, Kelsey's phone receives a call from Patrick and utilizes the cell site and sector which faces her residence. Patrick's phone used the same south facing sector of the Florissant tower to place the call. At 4:03pm, an RTT hit is recorded for Kelsey's

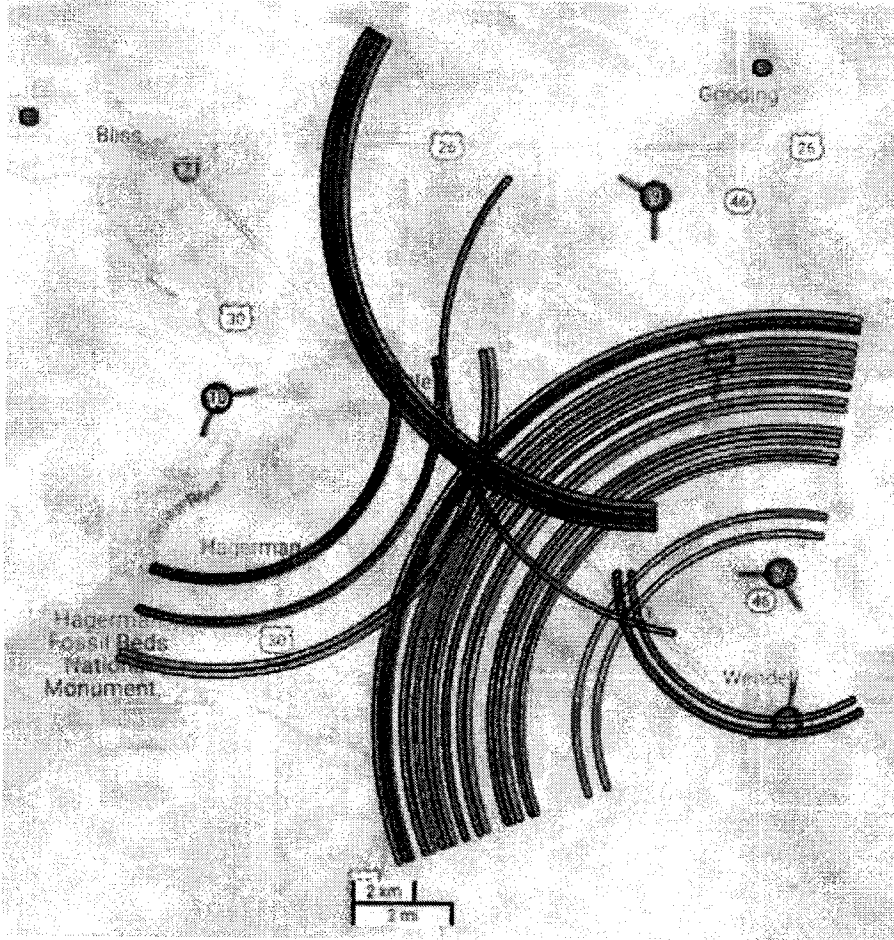
phone off of the same tower near her house, but southwest along Route 24. There is no more recorded activity for Kelsey's phone on 11/24.

Patrick's phone has no activity for approximately one hour before heading south towards Cripple Creek and again west towards Slagle's residence. At 5:51pm, Patrick's phone returns east towards Cripple Creek and heads north back towards his residence. The last RTT hit for Patrick's phone was at 6:19pm 2.18 miles south of the tower of Florissant but made and received calls until 7:23pm from that same tower.

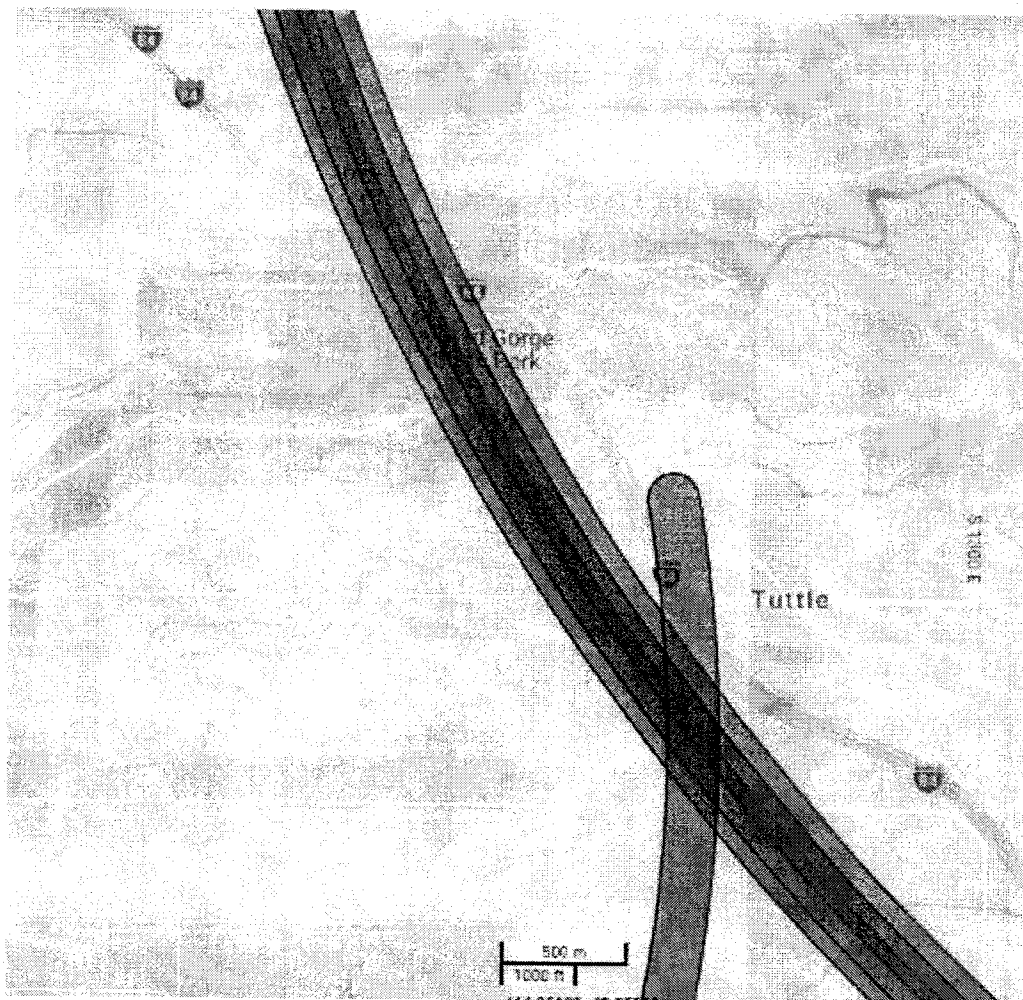
The next connection for either phone is at 4:11am when Kelsey's phone has two RTT hits five minutes apart just over the border of Colorado into Utah as shown below. There is no further activity until 7:40am and again at 7:48am when Patrick calls Kelsey's phone. Kelsey's phone utilized two different cell towers in the Salt Lake City area, while Patrick's phone used the tower in Florissant and the sector in the direction of his residence.



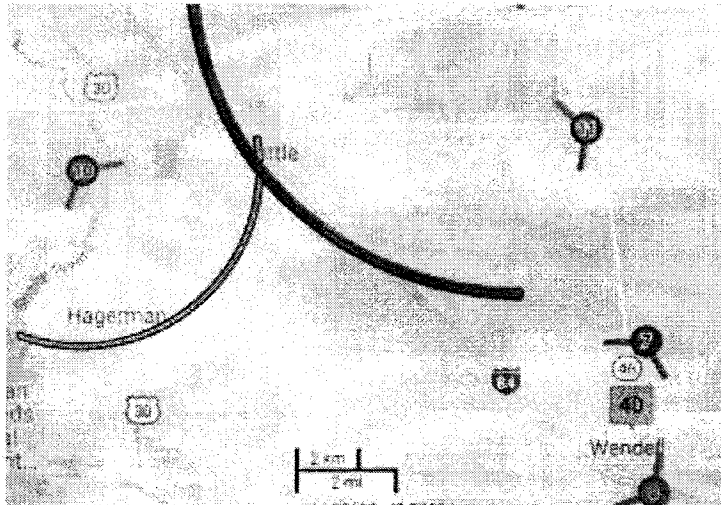
Kelsey's phone had no activity until 4:52pm local time when RTT hits began appearing around Wendell and Tuttle, Idaho. From 4:52pm until 5:14pm Kelsey's phone had over 30 RTT hits off of five different cell towers in the area. For reference, all of those connections are illustrated below.



The last grouping of RTT hits for Kelsey's phone leading up to and at 5:14pm places it at or near the Malad Gorge State Park and the associated off ramp for I-84 as shown below. There is no phone with associated cell site information after this time.



At 5:21pm, Patrick attempts to place a call to Kelsey, but it does not go through. Patrick's phone utilizes the cell tower in Florissant for that call. At 5:28pm, Patrick receives an incoming call from 208-731-6679 and the call lasts for 47 seconds. Open source database checks of that number reveal it to be associated with Suzie Runser, 140 5th Ave E, Wendell, Idaho. As shown on the map below, her house is less than 10 miles from the Malad Gorge State Park. While Patrick was in frequent contact with that number, there is no instance of Kelsey ever communicating with that number in the Verizon records provided.

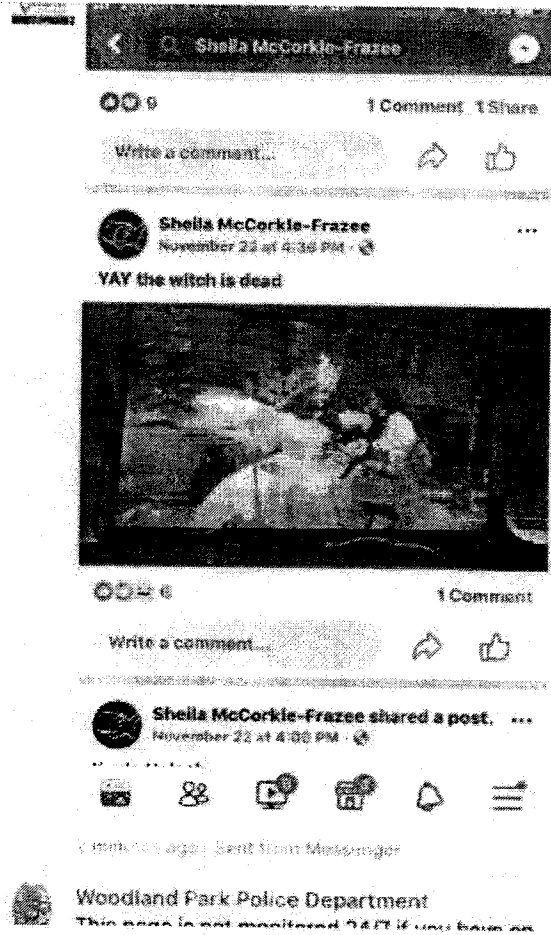


On 12-12-18, CBI Agent Slater emailed me the CBI Lab results. The results show a DNA profile was developed from Kelsey's mouthpiece. The swab obtained from the suspected blood located on toilet was a positive match to Kelsey's DNA Profile. In addition, the blood being a positive match to the DNA profile of Kelsey, the sample collected from: the wall behind the towel rack, side of the tub and bathroom outlet had DNA from two contributors, a major one matching the DNA profile of Kelsey. The sample collected from the bathroom sink contained a mixture of three DNA profiles, of which one was from a male.

On 12-12-18, A DNA profile of Patrick Frazee was developed and compared to the sample from the bathroom sink and the results for that item are at least 14 times more likely if they originated from Patrick Frazee and two unknown, unrelated individuals than if they originated from three unknown, unrelated individuals. This analysis provides limited support for the position that Patrick Frazee is a contributor to this DNA profile. Through there is support for the individual inclusions of Kelsey Berreth, Clinton Berreth and Patrick Frazee to this DNA profile, these individuals cannot be present in the mixture together.

On 12-12-18, the Woodland Park Police Department received via a Facebook message a photograph of a Facebook screen shot. That screen shot contained the name of Sheila McCorkle-Frazee and was dated November 22 at 4:36 PM. The picture below is what the police department received via facebook.

Back Woodland Park Police Departmen...



There have been several inconsistencies between the information that Patrick initially gave officers and information obtained during the investigation.

1. On 12-02-18, Corporal Currin spoke with Patrick and he told Corporal Currin the last time he had any contact with Kelsey was via text message on Nov 25th. He also told Corporal Currin that him (Patrick) and Kelsey had grown apart and the extent of their relationship was their daughter.
2. On 12-03-18, Officer Huber spoke with Patrick and he told Officer Huber that on the evening of 11/21, he and Kelsey spoke on the phone. Patrick reported that Kelsey wanted to go their separate ways. Patrick also reported he picked up _____ on 11/22 in the alley by her residence. Patrick reported he and Kelsey talked on the phone on Friday, Saturday, and Sunday. Patrick further reported on 11/25 he last received a text from Kelsey stating "Do you even love me" Patrick said that he responded to this text message but a few

days later received a notice that the reply did not go through. The RTT data indicates that Patrick's and Kelsey's cell phones were in close proximity on Nov 23rd and 24th.

3. On 12-04-18, CBI Agent Gregg Slater spoke with Kelsey's mother Cheryl who reported the following information to him:
 - a. Cheryl reported she last physically spoke with Kelsey on 11-22-18 at approximately 0900 at which time Kelsey stated that she (Kelsey, Patrick and) had gone out to check on a herd of cattle on 11-21-18. While driving back to Patrick's residence, Patrick became ill requiring Kelsey to drop him off at his residence, pick up some medication and take it back to Patrick. After doing so Kelsey and drove to Kelsey's home arriving at approximately 0400 on 11-22-18.
 - b. Kelsey further reported She, baby and Patrick had plans to go out for thanksgiving dinner. The conversation quickly ended because diaper needed to be changed.
 - c. Cheryl told Agent Slater, on 11-22-18 at approximately 0915, she called Kelsey back and during that short conversation Kelsey spoke about Christmas gift lists and related items. Kelsey made no comments or statements to Cheryl regarding the dissolution of the relationship between Patrick and Kelsey.
 - d. Cheryl told Agent Slater on 11/24/18 she (Cheryl) inadvertently dialed Kelsey's cell phone and hung up before anyone answered. A short time after the inadvertent call, Cheryl received a text message from Kelsey's phone stating, "I'm tied up, I'll call you later." Cheryl stated she never received a return phone call or text message from Kelsey.

A review of Patrick's Cell Phone Dump showed the following text messages between Patrick's Cell Phone (719-445-5759) and Kelsey's Phone Number (719-660-6179) between 11-20-18 and 11-30-18:

To: +17196606179 Berreth Kelsey	11/22/2018	11/22/2018 03:37(UTC-7)		Outgoing	I'll come down ater I do chores and can go with me to Walmart and the bank so you can get a nap. Then we can figure out our plans
From: +17196606179 Berreth Kelsey	11/22/2018	11/22/2018 03:53(UTC-7)		Incoming	Ok. We're home
To: +17196606179 Berreth Kelsey	11/22/2018	11/22/2018 03:53(UTC-7)		Outgoing	Ok thanks
From: +17196606179 Berreth Kelsey	11/22/2018	11/22/2018 09:15(UTC-7)		Incoming	Want to go out to eat?
From: +17196606179 Berreth Kelsey	11/22/2018	11/22/2018 09:37(UTC-7)		Incoming	Call us when you wake up
From: +17196606179 Berreth Kelsey	11/22/2018	11/22/2018 12:41(UTC-7)		Incoming	I bought some sweet potatoes in case you wanted sweet potato casserole but I forgot to get pecans so if you want some you should get some
From: +17196606179 Berreth Kelsey	11/23/2018	11/23/2018 06:59(UTC-7)		Incoming	Call me when you guys are awake
From: +17196606179 Berreth Kelsey	11/23/2018	11/23/2018 07:32(UTC-7)		Incoming	I'm going to go running. I'll call you guys when I get home.
To: +17196606179 Berreth Kelsey	11/23/2018	11/23/2018 07:32(UTC-7)		Outgoing	Ok. Be safe
To: +17196606179 Berreth Kelsey	11/23/2018	11/23/2018 15:13(UTC-7)		Outgoing	How's shopping going? We're going to go tm then cake over in Lake George
From: +17196606179 Berreth Kelsey	11/23/2018	11/23/2018 15:38(UTC-7)		Incoming	Just looking still. Not really finding anything I like. Might just shop online
From: +17196606179 Berreth Kelsey	11/23/2018	11/23/2018 17:14(UTC-7)		Incoming	Actually do you mind keeping tonight? Sorry I'm really tired and stressed out. Call me in the morning when you guys wake up.
To: +17196606179 Berreth Kelsey	11/23/2018	11/23/2018 17:21(UTC-7)		Outgoing	Sure I don't mind. What's going on? Are you ok? Do you need anything or can I do anything?
From: +17196606179 Berreth Kelsey	11/23/2018	11/23/2018 17:30(UTC-7)		Incoming	No I'm fine, just vom-out. Talk to you guys tomorrow
To: +17196606179 Berreth Kelsey	11/23/2018	11/23/2018 17:31(UTC-7)		Outgoing	Ok if you do please let me know
To: +17196606179 Berreth Kelsey	11/24/2018	11/24/2018 07:31(UTC-7)		Outgoing	Are you awake?
From: +17196606179 Berreth Kelsey	11/24/2018	11/24/2018 07:45(UTC-7)		Incoming	Sorry I didn't hear my phone. Going to jump in the shower. I'll call you guys when I get out.
To: +17196606179 Berreth Kelsey	11/24/2018	11/24/2018 07:57(UTC-7)		Outgoing	Ok
To: +17196606179 Berreth Kelsey	11/24/2018	11/24/2018 16:07(UTC-7)		Outgoing	If this is truly what you want, I'll respect your wishes and give you space. Let me know if you change your mind. I'll leave you alone now, you can call me when you decide what you want to do
From: +17196606179 Berreth Kelsey	11/25/2018	11/25/2018 07:34(UTC-7)		Incoming	Call me when you guys are awake
From: +17196606179 Berreth Kelsey	11/25/2018	11/25/2018 08:53(UTC-7)		Incoming	Patrick.fazee1986@gmail.com Password Kaytee05
To: +17196606179 Berreth Kelsey	11/25/2018	11/25/2018 09:08(UTC-7)		Outgoing	Ok thanks I'll look at em when I get time tonight
From: +17196606179 Berreth Kelsey	11/25/2018	11/25/2018 09:17(UTC-7)		Incoming	Call me when you guys are done
To: +17196606179 Berreth Kelsey	11/25/2018	11/25/2018 09:17(UTC-7)		Outgoing	Ok will do
From: +17196606179 Berreth Kelsey	11/25/2018	11/25/2018 17:18(UTC-7)		Incoming	Do you even love me?
To: +17196606179 Berreth Kelsey	11/25/2018	11/25/2018 17:20(UTC-7)		Outgoing	Why would I bend over backwards and stand behind you thru everything if I didn't? So to answer your question yes I do
From: +17196606179 Berreth Kelsey	11/30/2018	11/30/2018 17:20(UTC-7)		Incoming	Message to 7196606179 expired

A review of Patrick's Cell Phone Dump showed the following Phone Calls between Patrick's Cell Phone (719-445-5759) and Kesley's Phone Number (719-660-6179):

The above reference text messages and phone calls in conjunction with the information that was provided by FBI Agent Kevin Hoyland show at a minimum that Patrick was in close proximity to Kesley's cell phone.

On 12-13-18, I reviewed the Teller County Assessor website and learned that 1713 Wildhorn Rd, Florissant, CO 80816 is owned by Sheila K. Frazee, which is Patrick's mother. Throughout the investigation, I have learned that Patrick resides at this address with his mother Sheila. This is also the address Patrick has listed on this Colorado Driver's License. A search warrant was obtained and signed for the Frazee residence.

On 12-14-18 the search warrant was executed on the Frazee residence and is currently ongoing.

On or about December 14, 2018, Special Agents from the FBI contacted the user of 208-731-6679, serviced by Verizon Wireless, who identified herself as Krystal Lee, home address of 3551 E 3200 North, Kimberly, Idaho. Prior to contacting Lee, investigators had additional information, including from Lee's family members, that the 208-731-6679 phone number belonged to Krystal. The interview with Lee was recorded, and some, but not all, of the information obtained from Lee is included below.

Lee stated she has known Patrick Frazee since approximately 2006, and that she had partnered with him on some investments, including horses and dogs. Although she has known Patrick for over 12 years, she has never met Kelsey Berreth or known of her. Lee denied having a personal relationship with Frazee. Lee learned of Berreth's status as a missing person via the internet and social media, and Frazee never mentioned Berreth was missing. In fact, Lee received a random/spam Facebook private message from an ABC news reporter inquiring about her relationship with Frazee. Lee was aware that Berreth's phone was last known to be in Idaho, but stated she lived approximately one hour away from where it was located. It is unknown to investigators how exactly this reporter could have connected Frazee to Lee, if such message actually exists, or if Lee used Facebook private messages to communicate with others about Frazee or Berreth.

Investigators located a Facebook account in the name of "Krystal Jean Lee", located at <https://www.facebook.com/krystal.j.lee.3> Your affiant has also located an Idaho Driver's

License in the name of Krystal Lee, date of birth 04/04/1986, Driver's License ID# . Your affiant believes that based on the similarity between the driver's license photo, and the photos posted on the "krystal.j.lee.3" Facebook account, the account does in fact belong to Lee. Furthermore, the user of the Facebook account lists her year of birth as "1986", and is friends with "Patrick Frazee". During her interview, she stated she used Facebook to find information about the disappearance of Berreth. It is reasonable to believe the dates of her research, the people she potentially communicated with, and other stored digital evidence will be present within the "Krystal.j.lee.3" Facebook.com account.

Your affiant knows from training and experience that Facebook.com retains information including, but not limited to, private message content, "likes", uploaded photos and videos, "check ins", location history, friend request history, and login information such as Internet Protocol (IP) addresses. Indeed, a preservation request was served to Facebook.com to retain information related to this account, and it supports the likelihood such information would be in the possession of Facebook.com in the requested Attachment B.

Lee was asked when the last time she communicated with Patrick Frazee was, and responded by saying she wasn't sure, and would have to look at her phone. When pressed by the interviewing Agents, she responded "within a month, month and a half". She then stated that she was actually at Frazee's residence in Colorado on Saturday, November 24th, 2018 from approximately 9am-5pm to look at a horse, and arrived back home in Utah on Sunday, November 25, 2018 around 10:30am or 11:00am after driving during the night. It is unknown to investigators how frequently she traveled to Colorado in the past, and historical cell site information could help establish the regularity, or irregularity, of a visit to see Frazee.

As mentioned above, there are call records between Frazee and Lee (who used 208-731-6679) on the 24th of November of 2018 around 7:23am, 10:47am, 11:39am, 1:06pm, 5:21pm when Lee said she was at Frazee's residence. Your affiant submits that it would be unlikely for Lee to be talking with Frazee if they were together at his residence, as people tend to communicate in person and not telephone when they are with each other. Historical records, including call detail records and historical cell site information, could help shed light on the actual location of Lee, and other contacts she may have made.

On her return trip, she stated she drove on I-70 through Salt Lake City to return home. Lee borrowed a black vehicle from a friend, but could not remember the make or model

of the car. As mentioned above in the cell tower location history of Berreth's phone, the phone appeared to have likely traveled on I-70 during the early morning of November 25, 2018. At 7:40am on November 25, 2018, Berreth's phone received an incoming call from Frazee's phone. Berreth's phone utilized a tower near Crescent, UT just south of Salt Lake City, UT. From Crescent, UT to Lee's residence, is approximately 3 hours and 24 minutes by car per Google Maps.

This time frame would correspond with the 10:30am-11:00am time frame Lee stated she returned home. It is reasonable to believe, based on the coincidental timing of Lee's visit to Colorado in the first place, and the return trip to Idaho at what appears to be a similar time, Lee could have taken Berreth's phone from Colorado to Idaho. In fact, it is not unreasonable to believe that Lee's phone and Berreth's phone may have traveled together. However, Lee stated Frazee did not ask her to take Berreth's phone and dispose of it.

Lee stated she has not communicated with Lee since learning of Berreth's disappearance.

In summary, Lee communicated via a Verizon Wireless cell phone, 208-731-6679, with Frazee during critical dates surrounding the disappearance of Berreth. Lee stated she traveled to Colorado from Utah during these dates, but was reluctant to tell investigators about her contact with Frazee, and could not remember such details like what type of vehicle she drove to Colorado. Your affiant submits the information requested, being material and relevant to the captioned investigation, including historical cell site records and call detail records, would help to either corroborate or contradict Lee's statements. Furthermore, Lee stated she returned to Utah within a time period that would be reasonable to believe was the same time period as Berreth's phone traveled, including the starting location, route traveled, and potentially the last known location of the phone.

Lee used Facebook.com to search for information related to Berreth, and supposedly later learned about Berreth's disappearance from a Facebook private message. It is unknown to investigators what information she learned from Facebook, her response to the news reporter, or if the message does indeed exist. Furthermore, your affiant knows from training and experience that Facebook messenger can be an alternative means to communicate with people, and it is unknown who else Lee communicated as it relates to Frazee, her travels, or the disappearance of Berreth.

Your Affiant believes the above facts to be true based upon official law enforcement records, conversations with fellow officers during the course of their professional duties, personal observations and interviews.

Based on the aforementioned information, your Affiant respectfully requests that a Search Warrant be issued for the person(s), thing(s) and/or premises known as:

Which is currently in the possession of:

Facebook.com

Attn: Custodian of Records

Specific Facebook Account:

<https://www.facebook.com/krystal.j.lee.3>

- Facebook records for the period of February July 18, 2018 through November 6, 2018.
- Basic user identity information-first and last name provided by user ID; date profile created, e-mail address provided by user; zip code provided by user, city and country, account creation date and time and the IP address at time of sign-up.
- IP address logs-the IP address assigned to the user at the time the user accesses his profile including the date and time of the log-in (PST).
- Private user communications-available private mail messages in user inbox, sent mail and trash folders.
- Stored user files- photos (user photoprint) or videos uploaded to the user's profile, classified advertisements, messages posted on the Facebook forums or in Facebook groups, private journals or blogs, and address book and calendar contents.
- Expanded subscriber content (Neopring) - Facebook wall postings, mini-feeds, status update history, shares, notes, future and past events. Facebook friend listing with friend Facebook identification numbers and Facebook group listing with Facebook group identification numbers.
- Other general records or information-supplied by the user not specifically covered as basic subscriber information, including the user's date of birth,

gender, hometown, and occupation, as well as historical private message header information.

- Any and all location data stored or kept by Facebook. This includes all GPS locations, IP Address locations, and Xif data collected by Facebook, Inc..
- Any and all other messages, including but not limited to deleted and sent messages.
- Any and all information pertaining to device information, phone numbers associated, and email addresses used.
- Any and all additional records maintained by Facebook.

AFFIANT: 

Detective C. Paulsen | 1567 | Teller County Sheriff's Office

JUDGE: 

DATE: 12/14/18 TIME: 10:12 pm ^{CST}

ATTACHMENT "B"

The following items, if located during the search will be recovered as evidence.

- Facebook records for the period of February July 18, 2018 through November 6, 2018.
- Basic user identity information-first and last name provided by user ID; date profile created, e-mail address provided by user; zip code provided by user, city and country, account creation date and time and the IP address at time of sign-up.
- IP address logs-the IP address assigned to the user at the time the user accesses his profile including the date and time of the log-in (PST).
- Private user communications-available private mail messages in user inbox, sent mail and trash folders.
- Stored user files- photos (user photoprint) or videos uploaded to the user's profile, classified advertisements, messages posted on the Facebook forums or in Facebook groups, private journals or blogs, and address book and calendar contents.
- Expanded subscriber content (Neopring) - Facebook wall postings, mini-feeds, status update history, shares, notes, future and past events. Facebook friend listing with friend Facebook identification numbers and Facebook group listing with Facebook group identification numbers.
- Other general records or information-supplied by the user not specifically covered as basic subscriber information, including the user's date of birth, gender, hometown, and occupation, as well as historical private message header information.

- Any and all location data stored or kept by Facebook. This includes all GPS locations, IP Address locations, and Xif data collected by Facebook, Inc..
- Any and all other messages, including but not limited to deleted and sent messages.
- Any and all information pertaining to device information, phone numbers associated, and email addresses used.
- Any and all additional records maintained by Facebook.