

IN THE DISTRICT COURT OF CANADIAN COUNTY
STATE OF OKLAHOMA

IN THE MATTER OF THE SEARCH WARRANT)
FOR THE BUSINESS LOCATED AT:)
Coldwell Banker Select Real Estate Office)
1700 East State Highway 152)
Mustang, Oklahoma)

Case No. SW-2011-50
In Re: Bryan, Rebecca

AFFIDAVIT FOR SEARCH WARRANT

FILED
MARIE RAMSEY COURT CLERK
CANADIAN COUNTY OKLA.

OCT 17 2011

STATE of OKLAHOMA)
) SS
COUNTY of CANADIAN)

BY Shawn Wright
DEPUTY

Shawn Wright, being of lawful age, and being first duly sworn upon an oath, deposes and says:

I am a Special Agent with the Oklahoma State Bureau of Investigation, State of Oklahoma. I have probable cause to believe that the following property or items constitutes evidence of a crime:

Computer files, internet or website history, cookies, cache files, cell phones with internet browsing capability, photographs, videos, letters, diaries, email, all manner of writings, which may be consistent with the planning or research conducted prior to the homicide. All of the above, whether found on paper in handwritten, typewritten, photocopied or printed form, stored on computer print-outs, on magnetic media such as tape, cassette, disk, diskette, or on memory storage devices such as optical disks, or other medium. Computers, cellular phones, computer storage media and the digital content to include but not limited to floppy disks, hard drives, DVD disks, CD-ROM disks or other magnetic, optical or mechanical storage which can be accessed by computers to store or retrieve data. Items containing or displaying passwords, access codes, usernames, or other identifiers necessary to examine or operate items, software or information seized.

I further state that the above-described property may be found and is now being kept, possessed, concealed, or stored in the below listed residence in Canadian County, Oklahoma: **Coldwell Banker Select Real Estate Office, 1700 East State Highway 152, Mustang, Canadian County, Oklahoma, further described as:** Lot 1 Block 1 of Southwest Canadian Hill Second Addition – Northwest ¼ Section 36 of Township 11 North R5W. The building is located on the southeast corner of State Highway 152 and South Morgan Road. The building is a brown rock/stone with beige wood trim with a brown composite flat roof with a large Coldwell Banker Select sign on the north side of the business with the main entrance facing north.

As probable cause for believing that said property may be found at the location aforesaid, I allege and state as follows:

On September 20, 2011, OSBI was requested by Mustang Police Chief Chuck Foley to

investigate a shooting that occurred at 1320 West Rose Hill Drive, Mustang, Canadian County, Oklahoma. At 2207 hours, the Mustang Police Department received a 911 call from a female caller at the residence. The call was disconnected. A second 911 call was received at the Mustang Police Department at 2208 hours from the same caller. The caller, later identified as Rebecca Louise Bryan, said her husband had been shot.

Upon police officer arrival, the victim, identified as Keith Edward Bryan, was located on the couch in the living room of the residence. Keith Bryan had an apparent gunshot wound to his head. Keith Bryan was taken via ambulance to Oklahoma University Medical Center in Oklahoma City, Oklahoma where he later died.

Written consent to search the premises was obtained from Rebecca Bryan. During the search, items were seized from inside the residence. The items seized from inside the clothes dryer included a Ruger LCP .380 caliber handgun with serial number 371-44517, a spent .380 Blazer shell casing, a throw blanket, and a glove. The front loading clothes dryer where the items were found was located in the utility room. The utility room was a separate room adjoining the kitchen and dining area.

Also seized was a .380 caliber full metal projectile. The projectile was recovered from the center cushion of the couch where Keith Bryan had been seated at the time he was shot. On September 21, 2011, the handgun, spent shell casing, and projectile were submitted to the OSBI Forensic Science Center, Firearms Section for analysis. An OSBI firearms examiner matched the projectile from the couch cushion to the Ruger LCP .380 auto with serial number 371-44517. The spent .380 Blazer shell casing found in the clothes dryer was also matched to the Ruger LCP .380 auto with serial number 371-44517.

On Friday, September 30, 2011, Rebecca Bryan was charged with one count of Murder in the First Degree in violation of 21 O.S. 701.7, in Canadian County, Oklahoma.

During the course of this investigation, it was learned that Rebecca Bryan had an extramarital affair with a man (hereinafter referred to as John) that began sometime in July 2009 and lasted until January 2010. After the affair was terminated by John, Bryan continued to periodically contact John and seek his company. One of the methods that Bryan used to contact John was e-mail. On September 20, 2011, at approximately 7:19 p.m., Bryan called John on his cell phone and after he answered the phone and Bryan identified herself, John terminated the call. John then received a text message and another telephone call from Bryan that was not answered. A voice mail message was left by Bryan for John and Bryan told John that she still loved him, that she was going to be inheriting a significant amount of money, and that she was thinking of buying a house near where John lives. John resides over two hundred miles away from the City of Mustang.

Wright knows that research regarding a move of this nature is often times conducted by utilizing a computer to search the internet or to make preparations to move. Website browser history and other files contained within the memory of computers and other devices, at Rebecca Bryan's place of business, thought to have been used by Rebecca Bryan, would aid investigators in determining if research of this nature was conducted. Research of this nature may also be found in a printed document, or paper format, contained in a file as a result of internet research or written inquiry or correspondence regarding the inheritance and move. Evidence of this nature may also indicate other planning, contacts, and research conducted by Rebecca Bryan prior to, and following,

the death of her husband, Keith Bryan. Also, since computers are also used to send e-mails, it is believes that Bryan's computer(s) might contain evidence of the e-mails that Bryan sent to John.

Rebecca Bryan was known to utilize a computer, internet capable devices, and telephones at her place of business, Coldwell Banker Select Real Estate Office, 1700 East State Highway 152, Mustang, Canadian County, Oklahoma.

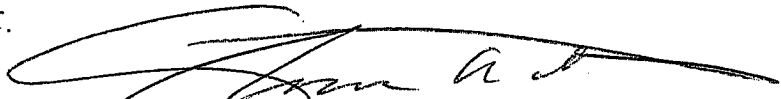
Based upon your affiant's knowledge, your affiant knows that searching and seizing information from computers and other devices often requires agents to seize the devices or computers to be searched later by a qualified computer expert in a laboratory or other controlled environment. Furthermore, your affiant requests permission to transport seized evidence outside of the County of Canadian for expert forensic analysis.

The items mentioned above would aid investigators in their ongoing homicide investigation, in determining Rebecca Bryan's activities prior to, and following the homicide of her husband, Keith Bryan.

The information contained in this Affidavit is based in part on information provided by other law enforcement officers. I have not included each and every fact known to me concerning this investigation.

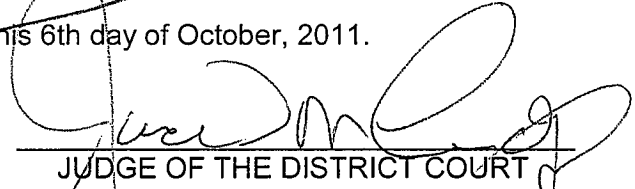
WHEREFORE, Affiant asks that a search warrant be issued according to law, directed to search for, apprehend and seize, the above-described items, if any there be and take possession of the property hereinbefore described and detain the same as provided by law, and make a written return thereof according to law.

FURTHER AFFIANT SAYETH NOT.



AFFIANT

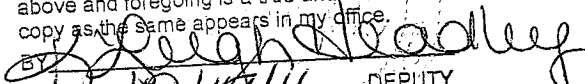
SUBSCRIBED AND SWORN to before me this 6th day of October, 2011.



JUDGE OF THE DISTRICT COURT

JACK D. MCCURDY II

I, Marie Ramsey, Court Clerk of Canadian County, Oklahoma, do hereby certify that the above and foregoing is a true and correct copy as the same appears in my office.

BY  DEPUTY
DATED 10/11/11

OCT 17 2011

Search Warrant Return

STATE OF OKLAHOMA
COUNTY OF CANADIAN

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) SS
)

BY Reigh Hadley
DEPUTY
SW-2011-50
In Re: Bryan, Rebecca

The following described property was seized under this warrant on the 7th day of October, 2011.

- Samsung Tracfone Model #SGH-T105G SN RPBZB46772K;
- 60 Minute Tracfone Card #578 601 466 088 225;
- Green file folder containing printed e-mails and hotel reservation information;
- Blue spiral notebook containing miscellaneous account passwords;
- Mustang Flowers and Gifts card dated 2/14/11 to Becky Bryan from Keith;
- Handwritten and drawn note from Keith to Becky Bryan.

I, Shawn Wright, the officer by whom this warrant was executed on 7th day of October, 2011, do swear that the above inventory is a true and detailed account of items taken by authority of the warrant.

Shawn A. Wright
AFFIANT

Subscribed and sworn to before me this 17th day of October, 2011.

Jack D. McCurdy II
JUDGE OF THE DISTRICT COURT
JACK D. MCCURDY II

I, Marie Ramsey, Court Clerk of Canadian County, Oklahoma, do hereby certify that the above and foregoing is a true and correct copy as the same appears in my office.

BY Reigh Hadley
DATED 10/17/11 DEPUTY