

AFFIDAVIT FOR SEARCH WARRANT

THE STATE OF TEXAS)
)
COUNTY OF COLLIN)

THE UNDERSIGNED AFFIANT, BEING A PEACE OFFICER UNDER THE LAWS OF TEXAS AND BEING DULY SWORN, ON OATH MAKES THE FOLLOWING STATEMENTS AND ACCUSATIONS:

1. THERE IS IN COLLIN COUNTY, TEXAS, A SUSPECTED PLACE AND PREMISES DESCRIBED AND LOCATED AS FOLLOWS:

The suspected place is 1218 Harvard Lane, Allen, Collin County, Texas. The house faces east, is two story with light and dark brown brick and light grey composite shingles. The numbers 1218 are black and located on the south east side of the house. The front door is beige and has a brass handle on the left and brass kick plate on the bottom.

2. THERE IS AT SAID SUSPECTED PLACE AND PREMISES PERSONAL PROPERTY CONCEALED AND KEPT AND SUBJECT TO SEIZURE UNDER THE LAWS OF TEXAS AND DESCRIBED AS FOLLOWS:

A 2010 Chevrolet Camaro bearing LP – DJL8459 located at the residence and allow the search and seizure of the vehicle for:

Property or items constituting evidence of an offense or relating to a criminal offense to wit:

- 1) Any and all but not limited to bodily fluids found in or on the vehicle relating to a crime to include the materials that contain said bodily fluids for future forensic analysis if needed.**
 - 2) Any and all but not limited to trace evidence found in or on the vehicle related to the investigation of Interference with Public Duties.**
 - 3) Any and all but not limited to documents or writings containing information related to the investigation of Interference with Public Duties.**
 - 4) Any crash data that may be stored in the electronic airbag module.**
3. SAID SUSPECTED PLACE AND PREMISES ARE IN CHARGE OF AND CONTROLLED BY EACH OF THE FOLLOWING PERSONS:

Enrique Isaac Arochi, Elizabeth Gutierrez, and Enrique Gutierrez Arochi

4. AFFIANT HAS PROBABLE CAUSE FOR SAID BELIEF BY REASON OF THE FOLLOWING FACTS:

Affiant Cathy Stamm is a certified peace officer and a detective with the Plano Police Department. Affiant has been a peace officer since 1990 and has worked in the Crimes Against Persons Unit (CAPERS) since 2006. As a detective with the CAPERS Unit, Affiant has had the opportunity to work many homicide, kidnapping, and missing person cases and has attended many trainings courses and schools relating to the investigation of homicides, kidnappings, and missing person offenses. Affiant was



assigned to assist with the investigation of a Missing person on Wednesday, September 3, 2014 and learned of the following information:

On Tuesday, September 2, 2014, at approximately 2317 hrs, Plano Police Officer Semrau #1762, took a report of a Missing Person, Plano Incident # 2014-152241. The missing person was identified as Christina Marie Morris (W/F, 7-25-1991) (Morris). Officer Semrau, of the Plano Police Department, spoke with Mark Morris (adult male, father of Morris) who reported his daughter had not returned to the home she shares in Ft. Worth with her boyfriend Hunter Foster and had not reported to work for two days. Mr. Morris reported he was unable to contact Morris by phone and he contacted her boyfriend, Hunter Foster, who told him he had not been able to contact her.

Affiant learned from the report by Officer Semrau who spoke with Mr. Morris who said that Morris' friend Paulina Petrosky (Petrosky) told him that Morris had gone out with friends at the Shops at Legacy on Friday night, August 29, 2014. He said Morris was last been seen at a friend's apartment (at the Shops at Legacy) and left with a friend from high school identified as Enrique Gutierrez Arochi (Arochi). According to Officer Semrau's report, he also discovered Morris' vehicle (a silver 2001 Toyota Celica) in the parking garage connected to Henry's Tavern on the first level. Officer Semrau reported he did not notice anything suspicious related to the vehicle and notified Morris' father, Mark Morris, who went and picked up her vehicle. During Officer Semrau's initial investigation, he was told by Mark Morris that Morris' phone was not receiving any calls and could not be tracked using "Find My iPhone," which Mark Morris had the password to access. Additionally, according to Mark Morris there had not been any updates on her Instagram or Facebook accounts.

Affiant learned from Morris' friend, Petrosky, who lives at Shops at Legacy, that, after a group of friends from high school were out drinking at the Shops at Legacy, they all returned to Petrosky's apartment. According to Petrosky, Morris and Arochi left the apartment together on 08/30/2014, approximately 0330-0345, to walk to their cars, which were parked in the parking garage near Henry's Tavern. Affiant received information through Officer Semrau's police report and investigators assigned to the case that Morris was last seen around 0355 hours on August 30, 2014 entering the parking garage at the Shops at Legacy located in Plano, Collin County, Texas with a male believed to be Arochi. This information was obtained based on a motion detection camera that activated as Morris and Arochi walked into the parking garage. As of this date, Morris has not been heard from, she has not contacted any family or friends, and there has been no activity on her financial records, her cell phone or on her social media accounts as reviewed by the Affiant. According to Mr. Morris and Morris' family and friends, this behavior is uncharacteristic for Christina Morris and she has no known history of this type of incident.

Affiant researched Arochi and found that he also went by the name of Enrique Arochi Gutierrez based on a 2010 arrest out of Allen, Texas. Affiant verified Enrique resides at his parents' home located at 1218 Harvard Drive, Allen, Texas via his Texas Drivers License and verbal confirmation from his mother Elizabeth Gutierrez. On September 3, 2014, Affiant called Arochi and requested he come to the Plano Police Department for an interview in regards to the active investigation involving Morris' disappearance.

During the interview, Arochi made false statements about where he parked his car and the details surrounding the last time he was with Morris. Arochi told Affiant he walked with Morris to the parking garage at Henry's Tavern and she entered the garage. He stated he walked around the front of Henry's Tavern and went to a parking garage near Blue Martini where he had left his car parked earlier in the night. Arochi insisted he did not enter the parking garage with Morris.



Affiant showed Arochi a still photograph retrieved from surveillance video at the Shops at Legacy depicting a male and female entering the parking garage at Henry's Tavern on 08/30/2014 at 0355 hours. Arochi acknowledged he is the male in the still photo walking into the parking garage with Morris. Arochi then told Affiant he did not see Morris' direction of travel after the two entered the garage because he walked through the garage to the Blue Martini parking garage where he had parked his Camaro. Arochi told Affiant he knew where the Blue Martini parking garage was because a friend of his recently moved into an apartment at Shops at Legacy and he had parked in the Blue Martini garage while visiting his friend. Arochi also told Affiant he did not talk to Morris while the two walked from Petrosky's apartment to the parking garage. He said Morris was talking on the phone loudly and sounded upset. Affiant later obtained information from Arochi's cell phone records showing text messages and a phone call were made from his cell phone to Hunter Foster, Morris' boyfriend, on 08/30/2014 at 0350, 0353, and 0355.

Affiant later obtained video from Henry's Tavern parking garage where Arochi's Camaro was recorded driving out of the parking garage at approximately 0358 hours from an area where Sabrina Boss, a friend of Morris who was with her that night, stated Morris, Arochi, and other members of the group had parked.

Affiant also obtained video from Henry's Tavern parking garage which shows Arochi's Camaro entering the parking garage of Henry's Tavern on 08/29/2014 at approximately 2322, followed immediately by Morris' Toyota Celica. According to Sabrina Boss, both vehicles were parked within close proximity of each other.

On September 3, 2014, Affiant interviewed Arochi a second time and he was shown a still photo of his Camaro exiting the parking garage of Henry's Tavern. Arochi acknowledged the car was his. Affiant questioned Arochi why his car would be leaving the parking garage of Henry's Tavern when he denied parking there? Arochi told Affiant, "I must have parked there." Affiant also confirmed that Arochi is the registered owner of the Camaro through TCIC.

During this second interview, Affiant confronted Arochi with the fact that text messages and a phone call were made to Hunter Foster from Arochi's cell phone just before Morris was last seen on video. Arochi denied he was the person texting or calling Hunter Foster and told Affiant he must have let Morris use his cell phone, after he previously denied engaging in any conversation with her.

During this interview, Arochi told Affiant he started the day with an Adderall at noon on 08/29/2014, followed by ten shots of Captain Morgan Rum at Petrosky's apartment around 2230 hours, and three-five beers at two bars the group of friends went to between 08/29/2014 and 08/30/2014. Arochi also told Affiant his direction of travel when leaving the Shops at Legacy on 08/30/2014, was east on Legacy Drive to Central Expressway and then exit Bethany Road to his home in Allen, Texas. This statement was also found to be false when Arochi provided his toll tag records which showed he used Sam Rayburn Tollway and passed the Custer Road gantry northbound on 08/30/2014 at 0408 hours.

During this interview, Arochi stated that Morris had never been in his Camaro.

Plano Patrol Officer Benzick retrieved and watched surveillance video from the Shops of Legacy for this investigation. He told Affiant that Morris' car did not leave the parking garage until removed by Mark Morris; and Morris was not seen exiting the parking garage after entry on 08/30/2014.

On Thursday, September 4, 2014, Arochi allowed Affiant to conduct a consent search of his 2010 Chevrolet Camaro SS. Again, Arochi stated that Morris had never been in his vehicle. During this



search, Affiant noticed the vehicle's interior appeared to be extremely clean and to have been recently vacuumed. The carpeting had what appeared to be recent vacuum patterns and no visible debris was found on the carpet. Additionally, Affiant noticed what appeared to be fresh damage to the front right fender of his Camaro. Affiant noticed that Arochi had bruising to his right forearm and abrasions to his right hand. Arochi advised he sustained these injuries on Friday, August 29, 2014, prior to going out with his friends at the Shops of Legacy. Arochi advised that he sustained these injuries while "turning" his tires "around" and the wheel fell on his hand. He became angry and damaged his front right fender by punching it with his right fist and striking it with his right forearm.

On September 8, 2014, Detective Scott Epperson of the Plano Police Department CAPERS Unit took photographs of the damage on Arochi's Camaro to Huffines Collision Center in Plano, Texas and Estimator, Richard Schneider, stated the damage was inconsistent with Arochi's explanation of how the damage occurred.

On 09/10/2014 Detective Courtney Noel of the Plano Police Department interviewed Juan Ponce who is an employee who works for Arochi at the Sprint Wireless Store in Wylie, Texas. Ponce told Det. Noel when Arochi came into work on 08/30/2014 Arochi looked like "shit"; he was walking with a limp and said his ribs hurt. Ponce described the injuries to Arochi's arm and said he saw a bite mark. Arochi told Ponce he was bit during a fight the previous night while at the Shops at Legacy.

On Wednesday, September 24, 2014, Plano Police Detective Bryeans obtained surveillance video dated 08/30/2014, approximately 1015 hours, from Kroger located at 1212 Bethany, Allen, TX. The video reflects Arochi drove up to a gas pump, walked around the backside of the vehicle, appeared to inspect the rear trunk area, and proceed to fill up the car with gas. Arochi then appeared to inspect the passenger side door and then appeared to wipe the door with an unknown piece of material. Arochi proceeded to get the window squeegee/scrubber (available at gas pumps) and walk to the backside of the vehicle. Arochi appeared to scrub the backside of the vehicle with the squeegee/scrubber returned the squeegee/scrubber back where it belonged.

Arochi has made numerous false statements and omitted pertinent information to Affiant during the course of the investigation into Morris' disappearance. Affiant believes Arochi has intentionally made false statements which have hindered detectives in locating Morris. Affiant has reason to believe Arochi has committed the offense of Interference with Public Duties, P.C. 38.15 M/B, when Arochi impeded and interfered with this investigation.

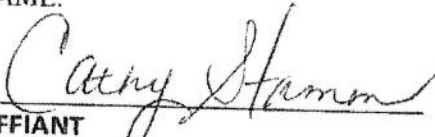
Affiant believes that the most likely way Morris could have left the parking garage undetected was in Arochi's vehicle. Through Affiant's training and experience, Affiant knows and understands that a person, even through casual contact, may leave trace evidence in or on a vehicle which may include bodily fluids, hair, or DNA. Affiant also consulted with Dr. Rick Staub, Ph.D. who is the Unit Manager for Plano Police Department CSI and Evidence, formerly the Director of Forensics and Scientific Lab Operations at Orchid Cellmark in Dallas, Texas. Dr. Staub is familiar with the facts of this case and told Affiant he believes that if Morris was in Arochi's Camaro it could contain Morris' DNA and or trace evidence.

Affiant is also aware that vehicles contain systems that record data when a vehicle is involved in an event that may cause damage.



Affiant is requesting this warrant to obtain Enrique Arochi 2010 Chevrolet Camaro which Affiant believes will contain evidence that Morris was in the vehicle contrary to Arochi's statement that she was never in his Camaro and the damage found on the vehicle was caused by an event contrary to Arochi's explanation that he hit the vehicle with his hand and arm. Affiant asks for the search warrant to be granted to seize the 2010 Chevrolet Camaro and bring it to the Plano Police Department for processing/collection of evidence and to take any and all evidence collected to a qualified lab for analysis. Said evidence will tend to prove that Arochi committed the offense of Interference with Public Duties in which he has impeded and interfered with the investigation of the disappearance of Christina Morris being conducted by the Plano Police Department.

WHEREFORE, AFFIANT ASKS FOR ISSUANCE OF A WARRANT THAT WILL AUTHORIZE HIM TO SEARCH SAID SUSPECTED PLACE AND PREMISES FOR SAID PERSONAL PROPERTY AND SEIZE THE SAME.



AFFIANT

NAME: Cathy Stamm

AGENCY: Plano Police Department

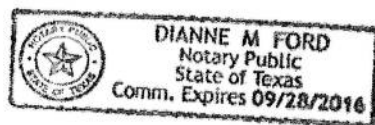
Sworn to and subscribed before me this 26 day of September, 2014.



NOTARY

IN AND FOR THE STATE OF TEXAS

COUNTY OF Collin



SEARCH WARRANT

FM601 163 Rev 10/03

NO. _____

380-09-26-2014-7-S✓

THE STATE OF TEXAS)
COUNTY OF COLLIN)

THE STATE OF TEXAS to the SHERIFF or any PEACE OFFICER of COLLIN COUNTY, TEXAS, or any PEACE OFFICER of the STATE OF TEXAS.

GREETINGS:

WHEREAS, the Affiant whose name appears on the Affidavit attached hereto is a Peace Officer under the laws of Texas and did heretofore this day subscribe and swear to said Affidavit before me, (which said Affidavit is here now made a part hereof for all purposes), and whereas I find that Affiant has probable cause for the belief he expresses therein and established existence of proper grounds for issuance of this Warrant; NOW, THEREFORE, you are commanded to enter the suspected place and premises described in said Affidavit and to there search for the personal property described in said Affidavit and to seize same and bring it before me. Herein fail not, but have you then and there this Warrant within three days, exclusive of the day of its issuance and exclusive of the day of its execution, with your return thereon, showing how you have executed the same.

ISSUED AT 6:08 o'clock P M., on this the 26th day of September, 20 14 to certify which witness my hand this day.

Benjamin N. Smith

MAGISTRATE

380th District Court

COURT

COLLIN COUNTY, TEXAS

CITY, COUNTY, STATE

☐ If box is checked, a 'no-knock' entry is authorized by the issuing court. _____ (magistrate's initials)



RETURN AND INVENTORY

THE STATE OF TEXAS)

COUNTY OF COLLIN)

The undersigned Affiant, being a Peace Officer under the Laws of the State of Texas, and being duly sworn, on oath certifies that the foregoing Warrant came to hand on the day it was issued and that it was executed on the 20th day of September 2014 by making the search as directed by law and seizing the following described property:

A 2010 Chevrolet CAMARO, LP - D5L 8459

Cathy Stamm
AFFIANT SIGNATURE

SUBSCRIBED AND SWORN to before me, the undersigned authority, on this the

29th Day of Sept, 2014.

Jane Clement
NOTARY PUBLIC IN AND FOR
COLLIN COUNTY, TEXAS

