

#17 /  
FEDERAL  
ICSO

**CRIMINAL DIVISION  
SEARCH WARRANT RECEIPT**

December 24, 2008

RECEIVED FROM: DETECTIVE EDWARD JUDY

IN RE: ORIGINAL SEARCH WARRANT AFFIDAVIT & RETURN

RESIDENCE / ADDRESS: 333 HERMOSITA DR, ST PETE BEACH, PINELLAS COUNTY FL

OR

VEHICLE IDENTIFICATION NUMBER:

OR

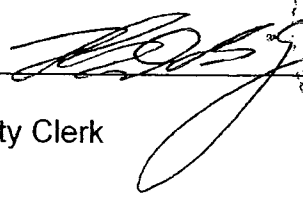
OTHER:

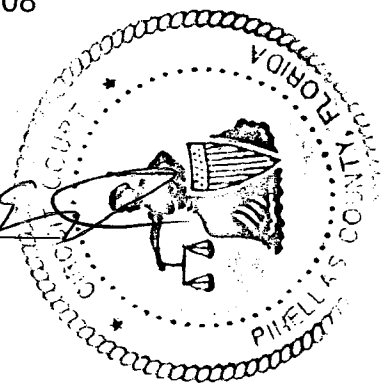
DESCRIPTION: SEE ATTACHED RETURN

DATE WARRANT SERVED: **December 21, 2008**

DATED THIS 24ST DAY OF DECEMBER, 2008

**KEN BURKE**  
Clerk of the Circuit Court

By:   
Deputy Clerk



2008 DEC 24 PM 1:11  
ORIGINAL FILED

SEARCH WARRANT  
STATE OF FLORIDA  
COUNTY OF PINELLAS

TO: THE SHERIFF AND/OR DEPUTY SHERIFF OF PINELLAS COUNTY,  
FLORIDA, AND ANY OF HIS DEPUTIES OR AGENTS THEREOF

The attached Affidavit for Search Warrant coming on to be heard and the Court having examined the Affiant under oath and have been satisfied that the facts as alleged do exist and that the law is being violated as alleged and/or property which constitutes evidence relevant to proving that said crime has been committed is located herein, a Search Warrant is hereby allowed and issued to search the premises described in the attached Affidavit for Search Warrant, to wit:

A certain two story single family dwelling located at 333 Hermosita Drive, St. Pete Beach, Pinellas County, Florida consisting of masonry construction with smooth stucco finish, aqua in color with white trim, having a silver tin roof, with a mailbox located in the front yard next to a metal placard that is placed in the ground with the numbers 333 Hermosita Drive, a circle walkway from the road to the double wooden entry doors with side panel lights. The residence faces south with a driveway located on the west side with an attached two car garage that faces west. The rear of the property is enclosed by a white pvc fence and in the back of the property there is a sea wall and wooden fixed dock which is in a canal off the intercoastal waterway. Said property is currently in the care, custody and control of Patrick A. Evans, a white male, with a date of birth of May 30, 1967, which is evidence of a felony violation of the laws of Florida, Chapter 782.04 are being violated or property which constitutes evidence relevant to proving that said crime has been committed is located therein as described in the attached affidavit for Search Warrant sworn to by Affiant, Detective Edward Judy, of the

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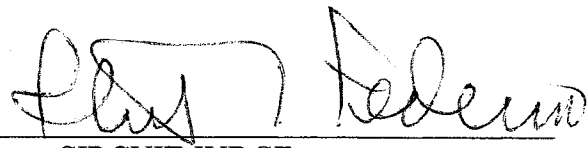
Pinellas County Sheriff's Office, a copy of said affidavit for Search Warrant is Attached hereto and incorporated by reference herein as if set for in haec verba.

THESE PRESENTS THEREFORE are to command you with the necessary and proper assistance as the exigencies of the occasion may demand or require, either in the daytime or the nighttime, and on any day of the week, including Sunday, in or on said premises and the cartilage thereof, and any persons thereon reasonably suspected of being involved in the illegal activity which is the subject of this warrant, to diligently search for the herein-described property, to-wit: firearm and ammunition, as described in the attached Affidavit for Search Warrant, and if the same shall be found, to seize same and to return to a Court having jurisdiction a complete inventory of the evidence seized. The tangible evidence seized shall be maintained at the law enforcement agency as evidence within the constructive custody of the Court until further Order a Court of competent jurisdiction.

YOU ARE FURTHER ORDERED to bring any person arrested in connection with said property before a Court having jurisdiction of the offense.

YOU ARE FURTHER ORDERED, if no person is found in custody or control of said premises, to leave at said premises a copy of this Search Warrant and complete inventory of property seized.

DONE AND ORDERED in Pinellas County, Florida this 21 day of Dec, 2008.



CIRCUIT JUDGE  
PINELLAS COUNTY, FLORIDA

AFFIDAVIT FOR SEARCH WARRANT

STATE OF FLORIDA  
COUNTY OF PINELLAS COUNTY

BEFORE ME, a judge of the Circuit Court in and for Pinellas County, Florida, personally appeared Detective Edward Judy, a member of the Pinellas County Sheriff's Office, who being duly sworn, deposes and says that Affiant has good reason to believe that in a certain two story single family dwelling located at 333 Hermosita Drive, St. Pete Beach, Pinellas County, Florida consisting of masonry construction with smooth stucco finish, aqua in color with white trim, having a silver tin roof, with a mailbox located in the front yard next to a metal placard that is placed in the ground with the numbers 333 Hermosita Drive, a circle walkway from the road to the double wooden entry doors with side panel lights. The residence faces south with a driveway located on the west side with an attached two car garage that faces west. The rear of the property is enclosed by a white pvc fence and in the back of the property there is a sea wall and wooden fixed dock which is in a canal off the intercoastal waterway. Said property is currently in the care, custody and control of Patrick A. Evans, a white male, with a date of birth of May 30, 1967, which is evidence of a felony violation of the laws of Florida, Chapter 782.04 are being violated or property which constitutes evidence relevant to proving that said crime has been committed is located therein.

Your Affiant's reasons for this belief is as follows:

On December 20, 2008, your Affiant was notified by Sergeant Thomas Klein of Pinellas County Sheriff's Office of a homicide investigation at 6080 Gulfport Blvd, Pasadena, Pinellas County, Florida. Your Affiant was informed by Sergeant Klein that two victims identified as Elizabeth Evans and Gerald Taylor were found at 6080 Gulfport Blvd. shot dead. Your Affiant learned that each sustained a single fatal gun shot wound to the upper torso. Your Affiant

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PM 1:10

learned that both victims sustained the gun shot wounds in or around the master bedroom and both victims were found nude. Your Affiant listened to the 911 audio recording originating from the telephone number at said location. The call was originally reported as a 911 hang-up to the Pinellas County Emergency Operations Center at approximately 7:00 p.m. As standard procedure, a return call to the home phone installation number was made by the Pinellas County Sheriff's Office Communications Center and an unknown subject answered the telephone. Your Affiant could hear in background, clearly and distinctly, two male voices and one female voice. Your Affiant heard one male telling the other male "Rick put the gun down." Your Affiant heard the female say the name "Rick." Your Affiant heard the female say "this is ridiculous, I am putting on a robe." Your Affiant heard a voice which was later identified as the voice of Patrick Evans say "get on the bed" and also say "get on the bed Gerry." Your Affiant then heard the other male say "put the gun down and I will get on the bed." Your Affiant then heard a single gun shot and the female then said "have you lost your [REDACTED] mind!" Your Affiant then heard a second gun shot. Your Affiant learned from forensic science specialists on the scene that two spent .40 caliber casings and a black gun holster were located in or around the aforementioned master bedroom. Your Affiant learned that no firearm was located at the crime scene. Your Affiant learned that the deceased victim Elizabeth Evans is the estranged wife of Patrick A. Evans. Your Affiant learned from investigative sources that Patrick A. Evans did not want or acknowledge Elizabeth Evans' desire for a divorce. Your Affiant learned that deceased victim Gerald Taylor was a co-worker and new paramour of Elizabeth Evans. Your Affiant learned that members of the Pinellas County Sheriff's Office Star Team responded to Patrick A. Evans' residence at 333 Hermosita Drive, St. Pete Beach, Pinellas County, Florida where they located Patrick A. Evans' vehicle, a white Ford F-150 pickup truck, which was still warm to the touch

less than one hour after the offense occurred. A surveillance of the residence was conducted where lights were seen turning on and off. Your Affiant with members of the Pinellas County Sheriff's Office Star Team attempted to make contact with Patrick A. Evans at 11:19 p.m., with negative results. A covert surveillance of the residence was then set up and members of the Pinellas County Sheriff's Office TAC Team observed a male matching the description of Patrick A. Evans moving throughout the interior of the residence. The Pinellas County Sheriff's Office TAC Team at approximately 7:00 a.m. observed Patrick A. Evans leaving the residence in the aforementioned pickup truck. Your Affiant learned that a traffic stop was conducted of the vehicle driven by Patrick A. Evans and that Patrick A. Evans was taken into custody. Your Affiant learned that no firearm was located inside the vehicle driven by Patrick A. Evans.

Your Affiant learned that the St. Petersburg Beach Department arrested Patrick A. Evans on October 23, 2007 for the offense of DUI and at the time of the arrest Patrick A. Evans was in legal possession of a Glock .40 caliber handgun, serial number FPZ312. Your Affiant learned that this firearm was seized for safe-keeping and later returned to Patrick A. Evans on October 28, 2007. Your Affiant learned from Andrea Evans, the ex-wife of Patrick A. Evans, that to her knowledge Patrick A. Evans as recently as six months ago, carried a handgun in a black holster in his vehicle, and would transfer it from vehicle to vehicle as well as from the vehicle to his residence. Your Affiant learned from Andrea Evans that he also owned other handguns and long guns during their marriage approximately 5 years ago.

Your Affiant is currently employed as a sworn deputy sheriff with the Pinellas County Sheriff's Office, Pinellas County, Florida and has been so employed for twenty-one years. Your Affiant is presently serving the Pinellas County Sheriff's Office in the capacity of a homicide detective. Your Affiant has attended schools and training seminars on death investigations with


a focus on investigating crime scenes. During your Affiant's twenty-one years of experience he has had occasion to be on multiple violent crime scenes. Your Affiant has concluded that the residence located at 6080 Gulfport Blvd. was the scene of a homicide. Through this experience, your Affiant has learned that items of evidentiary value may be located at the residence of Patrick A. Evans, 333 Hermosita Drive, St. Pete Beach, Pinellas County, Florida, to wit: a firearm and/or ammunition. Based on Your Affiant's training and experience, Your Affiant has a reasonable belief that these items exist at the residence of Patrick A. Evans.

In light of the foregoing, your Affiant has probable cause to believe, and does believe, that the evidence sought herein is located at the target residence.

WHEREFORE, your Affiant prays that a Search Warrant be issued according to the laws commanding all and singular the Sheriff and/or Deputy Sheriffs of Pinellas County, Florida, or agents thereof either in the daytime or the night time, and on any day of the week including Sunday, with the proper and necessary assistance to search the herein described premises and curtilage thereof, and any persons thereon, reasonable suspected of being involved in the illegal activity which is the subject of this warrant, and seize as evidence the herein described firearm and ammunition, in order that the evidence may be procured to be used in the prosecution of such person or persons found to be involved in the illegal activity as alleged.

  
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AFFIANT

SWORN TO and SUBSCRIBED before me this  
21 day of Dec, 2008,  
in Pinellas County, Florida.

  
\_\_\_\_\_  
CIRCUIT JUDGE

SEARCH WARRANT RETURN

Received this warrant on the 21 day of December, 2008  
and executed same on this 21 day of December, 2008  
by reading the warrant to the residence and delivering a  
true copy to 333 Hermosita Dr  
and searching the herein 333 Hermosita Dr described in the affidavit for  
this warrant and upon completion of such search, I delivered to 333  
Hermosita Dr a written inventory of the property taken and set forth same  
specifying such property in detail. A true and correct list is set forth in the  
following Inventory.

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Inventory:

1. Twenty round box of SPEER GOLD DOT .40cal ammunition with (5) live rounds
2. Twenty round box of SPEER GOLD DOT .40cal ammunition with (18) live rounds
3. Twenty round box of SPEER GOLD DOT .40cal ammunition with (20) live rounds
4. Glock hand gun case with affixed label with model 35 .40cal serial number FPZ312
5. One (14) round capacity magazine with (13) rounds of CCI 40 S&W was cutter style bullets
6. One receipt for purchase of Glock gun serial number FPZ312
7. One pair of disposable gloves
8. Two spent casings sealed in factory envelope with initials.
9. Two fabric cuttings with possible blood living room chair
10. One fabric control cutting living room chair