

**AFFIDAVIT AND APPLICATION
SEARCH AND SEIZURE WARRANT**

New Haven Police case # 09-55219

JD-CR-61 Rev. 6-92
GEN. STAT. 54-33a, 54-33c, 54-33j

**STATE OF CONNECTICUT
SUPERIOR COURT**



Form JD-CR-52 must also be completed

INSTRUCTIONS TO THE APPLICANT

File a copy of the application for the warrant and all affidavits upon which the warrant is based, in a sealed envelope, with the clerk of the court for the geographical area within which the search will be conducted no later than the next business day following the issuance of the warrant. Indicate the police department, case number and date of issuance on the front of the sealed envelope.

INSTRUCTIONS TO G.A. CLERK

1. Prior to the execution and return of the warrant, do not disclose any information pertaining to the application for the warrant or any affidavits upon which the warrant is based.
2. Upon execution and return of the warrant, affidavits which are the subject of an order dispensing with the requirement of giving a copy to the owner, or person within forty-eight hours shall remain in the custody of the clerk's office in a secure location apart from the remainder of the court file.

TO: A Judge of the Superior Court

The undersigned, being duly sworn, complains on oath that the undersigned has probable cause to believe that certain property, to wit:

Saliva buccal swab samples from Jennifer Hromadka a white female [REDACTED], and to submit such property to the State Forensic Laboratory for physical examination, biological and DNA testing, instrumental analysis, comparison and reconstruction.

is possessed, controlled, designed or intended for use or which is or has been or may be used as the means of committing the criminal offense of

was stolen or embezzled from:

constitutes evidence of the following offense or that a particular person participated in the commission of the offense of:
Murder 53a-54a

is in the possession, custody or control of a journalist or news organization, to wit:

and such person or organization has committed or is committing the following offense which is related to such property:

and such property constitutes contraband or an instrumentality of the criminal offense of:

And is within or upon a certain person, place, or thing, to wit:

Jennifer Hromadka a white female [REDACTED]

Auld-Very #437
 11/25/09
S. Burkh #560
 11-25-09
P. B. 11/25/10

- 1) The undersigned, Detective Sergeant Alfonso Vazquez, being duly sworn, does depose and state that he is a member of the New Haven Police Department since January 24, 1992. At all times mentioned herein, I was acting as a member of said department. The following facts and circumstances are stated from personal knowledge and observations, as well as information received from other police officers acting in their official capacity and from official police reports and statements made from prudent and credible witnesses.
- 2) The undersigned, Scott Branfuhr, being duly sworn, does depose and state that he is a member of the New Haven Police Department since July 29, 1989. At all times mentioned herein, I was acting as a member of said department. The following facts and circumstances are stated from personal knowledge and observations, as well as information received from other police officers acting in their official capacity and from official police reports and statements made from prudent and credible witnesses.
- 3) On September 8th 2009, at approximately 10:40 pm, Yale University Police Officers responded to 188 Lawrence St Apt 3 New Haven, CT to investigate a missing person complaint. Officers met with Natalie Powers who reported that her roommate, Annie Le, did not return home after her last class. Powers said she had not received any phone calls from Le on this day which was very unusual.
- 4) A subsequent joint investigation conducted by members of the Federal Bureau of Investigation New Haven field office, the Connecticut State Police, the Yale University Police Department and the New Haven Police Department led to interviews of friends and family of Annie Le who all confirmed her disappearance. The investigation also showed that Annie Le worked at the Yale Animal Research Center located at 10 Amistad Street, lower level.
- 5) On September 13th, 2009, Investigators inspected a bathroom locker room located on lower level floor at 10 Amistad which led to the discovery of a lifeless female body, later identified as Annie Le by the Medical Examiners' office, within a mechanical chase directly behind the toilet.
- 6) As a result, investigators from the Connecticut State Police Central and Western District Major Crime Squads processed the lower floor at 10 Amistad Street Animal Research Center, 40 Ferry Street apartment 1A in Middletown Connecticut, a 2000 Ford Mustang two door, color red bearing Connecticut registration 543-TVS with V.I.N. 1FAFP4048YF103973, a 1999 red four door Ford Taurus bearing Connecticut registration 348-XKZ with vehicle identification number 1FAFP53U2XG108404, and the person of Raymond J. Clark for physical evidence related to this investigation. These searches have resulted in the seizure of numerous items containing physical evidence and trace evidence of blood, biological fluids, hairs and fibers. Some of these items were sent to the State of Connecticut Forensic Laboratory located in Meriden for testing and comparison for the presence of DNA. As of this date, several tested items of evidentiary value have linked Raymond J. Clark to key pieces of evidence which ultimately led to his arrest for the murder of Annie Le on September 17th, 2009.

Wherefore the undersigned requests that a warrant may issue commanding a proper officer to search said person or to enter into or upon said place or thing, search the same, and take into custody all such property.

CITY/TOWN		DATE	SIGNATURE AND TITLE OF AFFIANT
New Haven		11/25/09	Sgt. Alfonso Vazquez #437
New Haven		11-25-09	S. Branfuhr #560
JURAT	Subscribed and sworn to before me on:	DATE: 11/25/09	

(See PAGE 3 attached for continuing Affidavit; Signatures of Affiant(s); and Jurat)

7) A subsequent autopsy conducted at the State of Connecticut Medical Examiner's office ruled the manner of death as a Homicide. [REDACTED]

8) On September 16th, 2009, a search and seizure warrant executed upon the premises of 40 Ferry Street which led to the seizure of a lanyard with an attached identification card of Jennifer Hromadka hereinafter referred to as (lanyard). This lanyard was subsequently sent to the State Forensic Laboratory for analysis and comparison. The analysis led to the discovery of a single, female, DNA profile on the neck portion of the lanyard.

9) Jennifer Hromadka has been identified through this investigation as the fiancé of Raymond Clark and an employee of Yale for the last three years. She is employed as an Animal Technician III and during her normal course of business works out of the Yale Boyer Center for Molecular Medicine (BCCMM) located at 295 Congress Avenue New Haven Connecticut. Occasionally she is assigned to perform her duties out of the Animal Research Center located at 10 Amistad lower level where Annie Le's body was found. Furthermore, the key card belonging to Jennifer Hromadka has electronic key-card access into 10 Amistad Street lower level.

10) A review of Jennifer Hromadka's electronic key card usage for the period of September 8th to September 13th showed that her electronic key-card was not used to access 10 Amistad Street on those days. Further, review also showed Jennifer Hromadka's key card being used in separate buildings throughout the time frame of September 8th and September 13th. These buildings in which Jennifer Hromadka's key-card was used are identified as common buildings where Jennifer Hromadka would have accessed in her normal course of business associated with her employment with Yale. However, during the course of this investigation these Affiants have learned that it is not uncommon for an individual employed and assigned to work in 10 Amistad Street to access the facility by following behind others accessing and using their respective electronic key-cards. In other words, an employee could enter and access the facility without using their respective electronic key-card. We have also learned that the rooms which require key-card access do not require or have a means of swiping the key-card as an individual exits the particular room they entered.

11) On October 27, 2009, Affiant Vazquez spoke with Lab Technicians and received DNA reports detailing the results of analysis conducted on several key pieces of evidence. Particularly, the report detailed the findings of a single, female, DNA profile obtained from the neck contact area of the lanyard which has Jennifer Hromadka's identification card attached and the results of a comparison of that lanyard to other pieces of evidence described as a pen and a sock, both of which were located within the wall cavity where Annie Le's lifeless body was found. Lab Technicians also informed me that an object consistently or routinely worn by

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CITY/TOWN		DATE	SIGNATURE AND TITLE OF AFFIANT
New Haven		11/25/09	[Signature]
New Haven		11-25-09	B. Buxton #560
JURAT	Subscribed and sworn to before me on:	DATE: 11/25/09	[Signature]

an individual is expected to generate a DNA profile from that individual. The results of this analysis are detailed as follows:

- 1) The result of the swabbing of the pen cap interior and portion of the pen barrel is a mixture. The source of the DNA profile from the lanyard is included as a contributor to the DNA profile from the pen. The expected frequency of individuals who could be a contributor to the DNA profile from the pen is less than 1 in 7 billion in the African American Caucasian and Hispanic populations.
- 2) The result of a cutting of a blood-like stain from the OUTSIDE of the sock which was found in the wall cavity where Annie Le's body was found is a mixture. The source of the DNA profile from the lanyard cannot be eliminated as a contributor to the DNA profile from the blood-like stain from the OUTSIDE of the sock. The expected frequency of individuals who cannot be eliminated as a contributor to this DNA profile taken from the sock is approximately 1 in 25,000 in the African American population, approximately 1 in 12,000 in the Caucasian population, and approximately 1 in 11,000 in the Hispanic population.
- 3) The result of swabs samples taken from the OUTSIDE of the sock which was found in the wall cavity where Annie Le's body was found is a mixture. The source of the DNA profile from the lanyard cannot be eliminated as a contributor to the DNA profile from swab samples taken from the sock. The expected frequency of individuals who cannot be eliminated as a contributor to this DNA profile taken from the sock is approximately 1 in 63.9 million in the African American population, approximately 1 in 6.6 million in the Caucasian population, and approximately 1 in 10.2 million in the Hispanic population.
- 4) The result of cutting samples of a blood-like stain from INSIDE of the sock which was found in the wall cavity where Annie Le's body was found is a mixture. The source of the DNA profile from the lanyard cannot be eliminated as a contributor to the DNA profile from the cutting samples of a blood-like stain taken from the INSIDE of the sock. The expected frequency of individuals who cannot be eliminated as a contributor of this DNA profile taken from the blood-like stain from inside of the sock is approximately 1 in 3.7 million in the African American population, approximately 1 in 140,000 in the Caucasian population, and approximately 1 in 360,000 in the Hispanic population.
- 5) The result of swab samples taken from INSIDE of the sock which was found in the wall cavity where Annie Le's body was found is a mixture. The source of the DNA profile from the lanyard cannot be eliminated as a contributor to the DNA profile from the swab samples taken from the INSIDE of the sock. The expected frequency of individuals who cannot be eliminated as a contributor to this DNA profile from the swab samples taken from inside of the sock is approximately 1 in 172,000 in the African American

Wherefore the undersigned requests that a warrant may issue commanding a proper officer to search said person or to enter into or upon said place or thing, search the same, and take into custody all such property.

CITY/TOWN		DATE	SIGNATURE AND TITLE OF AFFIANT
New Haven		11/25/09	<i>[Signature]</i>
New Haven		11/25/09	<i>[Signature]</i> #560
JURAT	Subscribed and sworn to before me on:	DATE: 11/25/09	<i>[Signature]</i>

population, approximately 1 in 19,000 in the Caucasian population, and approximately 1 in 29,000 in the Hispanic population.

12) Based on the above described analysis your Affiants state that sufficient evidence exists to believe that the lanyard seized from 40 Ferry Street apartment 1A Middletown Connecticut, the residence of Jennifer Hromadka, contains evidence in the form of her DNA. Analysis conducted on the lanyard led to a DNA profile which, under the circumstances is believed to be that of Jennifer Hromadka. Obtaining buccal swabs from Jennifer Hromadka will either prove or disprove whether or not Jennifer Hromadka is the single source of said DNA profile obtained from the lanyard, the sock and the pen. Obtaining a confirmatory DNA sample from the source of the DNA found in these items will help investigators prove or disprove any involvement Jennifer Hromadka may have had in the murder of Annie Le.

13) These affiants have personal knowledge, based upon their training and experience, that crimes of violence involve a struggle, a break, the use of weapons and other instrumentalities, and/or the element of unpredictability; the person or persons participating in the commission of a violent crime is/are in contact with physical surrounding in a forceful or otherwise detectable manner; there is often an attempt to alter, destroy, remove, clean up, or cover up evidence of a crime; items of evidentiary value are commonly located or secreted in places unlikely to be found or in places easy to move, traces may be left in the form of blood, saliva, hair, fibers, fingerprints, palm prints, biological fluids; many of the above items are minute and must be analyzed by the state forensic laboratories.

14) These affiants also have personal knowledge, based upon their training and experience, that items such as described above, will contain physical evidence, hereinbefore itemized, which will aid in establishing the identity of the perpetrator(s), the circumstances under which the crime was committed, and/or which in general will assist in the discovery of the pertinent facts and that such evidence requires a systematic search to locate, seize, record and process.

15) Wherefore based on the above facts and circumstances described above, these affiants have probable cause that evidence of the crime of Murder in accordance with Connecticut General Statute 53a-54a will be found within the buccal swab taken from Jennifer Hromadka, a white female born on March 12th, 1986. That in order for police to seize and obtain the aforementioned items, Jennifer Hromadka must be taken by police to a law enforcement facility. Furthermore that the items seized pursuant to this search warrant may be subsequently submitted to a Scientific Laboratory for examination, biological/DNA testing and comparison along with any evidence seized pursuant to this warrant.

Wherefore the undersigned requests that a warrant may issue commanding a proper officer to search said person or to enter into or upon said place or thing, search the same, and take into custody all such property.

CITY/TOWN	DATE	SIGNATURE AND TITLE OF AFFIANT
New Haven	11/25/09	<i>[Signature]</i>
New Haven	11-25-09	Sgt. [Signature] #560
JURAT	Subscribed and sworn to before me on:	DATE: 11/25/09
		<i>[Signature]</i>

**AFFIDAVIT REQUESTING DISPENSATION WITH
REQUIREMENT OF DELIVERY**
pursuant to S. 54-33c, Connecticut General Statutes

TO: A Judge of the Superior Court

For the reasons set forth below, the undersigned, being duly sworn, requests that the judge dispense with the requirement of C.G.S. S. 54-33c that a copy of the affidavit(s) in support of the warrant be given to the owner, occupant or person named therein within forty-eight hours.

- The personal safety of a confidential informant would be jeopardized by the giving of a copy of the affidavits at such time;
- The search is part of a continuing investigation which would be adversely affected by the giving of a copy of the affidavits at such time;
- The giving of such affidavits at such time would require disclosure of information or material prohibited from being disclosed by chapter 959a of the general statutes;

and the specific details with regard to such reasons are as follows:

The undersigned further requests that this affidavit also be included in such non-delivery.

STATE OF CONNECTICUT

CITY/TOWN	DATE	SIGNATURE AND TITLE OF AFFIANT
New Haven	11/25/09	Sgt. Alfonso Vazquez #437
New Haven	11-25-09	S. B. [Signature] #560
JURAT	Subscribed and sworn to before me on: Date 11/25/09	SIGNED (Judge of the Superior Court)

SEARCH AND SEIZURE WARRANT

STATE OF CONNECTICUT
SUPERIOR COURT

The foregoing Affidavit and Application for Search and Seizure Warrant having been presented to and been considered by the undersigned, a Judge of the Superior Court, the undersigned (a) is satisfied therefore that grounds exist for said application, and (b) finds that said affidavit establishes grounds and probable cause for the undersigned to issue this Search and Seizure Warrant, such probable cause being the following: From said affidavit, the undersigned finds that there is probable cause for the undersigned to believe that the property described in the foregoing affidavit and application is within or upon the person, if any, named or described in the foregoing affidavit and application, or the place or thing, if any, described in the foregoing affidavit and application, under the conditions and circumstances set forth in the foregoing affidavit and application, and that, therefore, a Search and Seizure Warrant should issue for said property.

NOW THEREFORE, by Authority of the State of Connecticut, I hereby command any Police Officer of a regularly organized police department, any State Policeman; or any conservation officer, special conservation officer or patrolman acting pursuant to C.G.S. S. 26-6 to whom these presents shall come within ten days after the date of this warrant to

search the place described in the foregoing affidavit and application, to wit:

search the person described in the foregoing affidavit and application, to wit:

Jennifer Hromadka a white female [REDACTED]

for the property described in the foregoing affidavit and application, to wit:

Saliva buccal swab samples from Jennifer Hromadka a white female [REDACTED] and to submit such property to the State Forensic Laboratory for physical examination, biological and DNA testing, instrumental analysis, comparison and reconstruction.

and upon finding said property to seize the same, take and keep it in custody until the further order of the court, and with reasonable promptness make due return of this warrant accompanied by a written inventory of all property seized.

The foregoing request that the judge dispense with the requirement of C.G.S. S. 54-33c that a copy of the affidavit(s) in support of the warrant be given to the owner, occupant or person named therein and that the affidavit in support of such request also be included in such non-delivery is hereby:

GRANTED for a period of NOT TO EXCEED 2 WEEKS BEYOND DATE WARRANT IS EXECUTED
4 weeks

This order, or an extension thereof, dispensing with said requirement shall not limit disclosure of such affidavits to the attorney for a person arrested in connection with or subsequent to the execution of the search warrant unless, upon motion of the prosecuting authority within two weeks of such arraignment the court finds that the state's interest in continuing nondisclosure substantially outweighs the defendant's right to disclosure.

DENIED

Signed at New Haven, Connecticut, on 11/25/09 Date and Time 1:30 P.M. Signed (Judge of the Superior Court) [Signature]

RETURN FOR AND INVENTORY
PROPERTY SEIZED ON SEARCH AND SEIZURE WARRANT

JUDICIAL DISTRICT OF New Haven			G.A. 23	AT (Address of Court) 121 Elm street New Haven, CT	INVENTORY CONTROL NO.
DOCKET NO. CR-		UNIFORM ARREST NO.		POLICE CASE NO.	DATE OF SEIZURE
					COMPANION CASE NO.

Then and there by virtue of and pursuant to the authority of the foregoing warrant, I searched the person, place, or thing named therein, to wit.

Saliva buccal swab samples from Jennifer Hromadka a white female [redacted] and to submit such property to the State Forensic Laboratory for physical examination, biological and DNA testing, instrumental analysis, comparison and reconstruction.

and found thereon or therein, seized, and now hold in custody, the following property . . .

Total Cash Seized: \$ _____ consisting of

- (2) two buccal swabs taken from Jennifer Hromadka [redacted]
- (1) one FTA card

and I gave a copy of such warrant to Jennifer Hromadka the owner or occupant of

the dwelling, structure, motor vehicle or place designated therein, or to

the person named therein, on (Date): November 30, 2009

DATE OF THIS RETURN December 18, 2009	SIGNED (Officer's Signature and department)
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NOTE: Form JD-CR-61, pages 1-6 must be supplemented by Form JD-CR-52.