

6197

EXHIBIT A

SEARCH WARRANT AND AFFIDAVIT BY INSPECTOR ROTH

February 5, 1993

AFFIDAVIT OF
Inspector Ronald Roth

I am Inspector Ronald Roth of the San Francisco Police Department. I prepared and signed the attached search warrant affidavit which is attached hereto and incorporated by reference as Exhibit #1. I requested and received search warrants for five locations based on that affidavit from the Honorable Lenard Louie Judge of the San Francisco Superior Court. I also read an affidavit for a search warrant that was prepared and signed by Sgt. Steve Gudelj of the San Francisco Police Department which I believe to be true and which is attached hereto and incorporated herein as Exhibit #2 which resulted in the issuance of a sixth search warrant issued by the Honorable Lenard Louie.

I personally searched the Los Angeles office of the B'nai Brith Anti-Defamation League on December 10, 1992.

I have also examined all of the evidence seized from the following locations:

- A) The San Francisco Office of the ADL, located in San Francisco, CA
- B) The residence of Roy "CAL" Bullock located in San Francisco, CA
- C) The residence of Thomas Gerard located in Sausalito, CA
- D) A storage shed belonging to Thomas Gerard located in Sausalito, CA
- E) The Los Angeles office of the Anti-Defamation League

I have read and attached hereto an index of items seized from each of the above locations which I believe to be true and which I hereby incorporate by reference as Exhibit #3.

I have read a San Francisco Examiner article which was published on January 22nd 1993 which purports to be an interview with Thomas Gerard. I have copied that article and I hereby incorporate it herein by reference as Exhibit #4, so that this court may review what appears to be a statement by Thomas Gerard.

I have interviewed Roy "Cal" Bullock and he told me that he, Bullock is an employee of the San Francisco Office of the Anti-Defamation League although his salary comes to him by check from a Los Angeles attorney named Bruce Hochman.

A print-out was made of most of the computer records retrieved from Bullock's computer which was also seized in the search of his residence. One of these records, a file named "Roy92", is attached hereto and incorporated by reference as Exhibit 6. This file seems to be an expense record for 1992. In this record many payments totaling over \$3000 are noted as "ADL REFUND" or "ADL FUND".

On 01/21/93 San Francisco Police Officer Mark Hurley contacted Deputy Chief Lau and notified him that a subject in this investigation, Tom Gerard, had a locker assigned to him at the S.F. Police Athletic Club at Hunter's Point Naval Ship Yard, San Francisco. Officer Hurley is the club president and had heard Gerard had quit the police department and was possibly in the Philippines. He was concerned about the contents of the locker, as the locker was unlocked.

As a result of this notification, on 01/22/93, Sgt. Robert Hulseley responded to the San Francisco Police Athletic Club. Officer Hurley led Sgt. Hulseley to locker #284, which was marked "Tom Gerard" on the outside. The locker was opened and found to contain, among routine toilet articles, a black brief case. Officer Hurley said that in his duties at the club, he had never seen a brief case stored in a locker.

Sgt. Hulseley then took custody of the brief case and took it to the Hall of Justice, Room 558, where it was secured under lock. It is your affiant's belief that Tom Gerard, knowing he was under investigation prior to his alleged departure for the Philippines, may have scattered some incriminating property at various locations, possibly anticipating search warrants.

It is your affiant's belief that items sought in the original attached search warrant, as articulated in "Exhibit A" of that warrant will be located in the brief case in question, now located in Room 558, Hall of Justice, San Francisco. It is requested that a search warrant be issued to search that brief case.

As articulated in the attached search warrant, Exhibit 1, it is your affiant's belief that a financial relationship exists between Bullock, Gerard, and the ADL, and now the South African Government as articulated above.

Your affiant has learned through Dept. of Motor Vehicle records that Tom Gerard has a loan outstanding in his personal vehicle, California plate [REDACTED]. Records indicate the San Francisco Police Credit Union as the legal owner of that vehicle. A print-out of that record is attached hereto and incorporated by reference as Exhibit #7. Your affiant has personal knowledge that for a person to apply for a S.F. Police Credit Union car loan, that person must have a savings account there, and must fill out a credit application.

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Your affiant also requests a search warrant be issued commanding the search of bank records and loan information, as articulated in Exhibit #8, at the S.F. Police Credit Union at 2550 Irving St., San Francisco. Your affiant believes that this search will tend to establish the financial relationships as indicated, with respect to deposits, withdrawals, and general account activity.

It is anticipated that upon service of this warrant, if issued, will require approximately 60 days for compliance. This is due to the extensive research required of the credit union in question. If this is the case, a declaration requesting additional time for the location and reproduction of the requested records will be filed with the court.

Among the items listed in Exhibit #3 and located at the search of the residence of Roy Bullock, [REDACTED] St., San Francisco, were blank Bank of America checks imprinted with the account name of: "East West Traders [REDACTED] St. #5 (415) [REDACTED]". Your affiant knows that address and phone number to be that of Roy Bullock. Your affiant has been told by Bullock that East West Traders is the name of his art company. Your affiant has examined computer records seized from Bullock's residence and found no other references to any other banks or financial institutions. A copy of one of the seized blank checks is attached hereto and incorporated by reference as Exhibit #9.

As articulated in the original affidavit written by your affiant, it is still believed that a financial relationship existed between Roy Bullock, the Anti-Defamation League, and Tom Gerard, and other unknown persons. As articulated in the original affidavit, your affiant would like to search for bank records that would confirm this relationship. Your affiant believes that a search of the bank records at the Castro-Market Branch of the Bank of America, East West Traders Account, will result in cancelled check information as well as account activity that will show the relationship as indicated.

In conjunction with this ongoing investigation, and in accordance with the facts already articulated in the attached search warrant, your affiant requests the issuance of an additional search warrant to search the Castro-Market Branch of the Bank of America, San Francisco, for the items articulated in Exhibit 10.

It is believed that Bullock or Gerard possibly have multiple accounts at their respective financial institutions. This could be done due to the nature of their involvement in intelligence gathering with respect to attempting to hide or conceal records or accounts. For convenience the accounts may appear at their normal banks, but under different names or company names. It is intended that any search warrant issued authorize the search and seizure of any information (as articulated in respective Exhibit lists) with respect to any or all accounts or loans in any way connected with Thomas J. Gerard and Roy E. Bullock.

It is also believed that Bullock and Gerard may in fact have safety deposit boxes issued to them, or may have access to any box or boxes under different names or company names. It would be common for someone that deals with large cash sums to store these monies a safety deposit box to avoid official scrutiny. It is also possible that incriminating papers and or records may also be stored in safety deposit boxes as well. There is a possibility that Bullock may have further records describing the \$5,500 paid to Tom Gerard, as loan repayment, as articulated by Bullock. It is therefore requested that any search warrants issued for financial institutions also authorize search of records pertaining to and search of the actual boxes themselves with respect to the circumstances articulated above, and outlined in the attached Exhibit lists.

It is anticipated that upon service of this warrant, if issued, will require approximately 60 days for compliance. This is due to the extensive research required of the bank in question. If this is the case, a declaration requesting additional time for location and reproduction of the requested records will be filed with the court.

Your affiant requests this affidavit and all other documents relating to this affidavit be sealed for the following reasons:

The warrant sought pursuant to this affidavit relates to an on-going confidential investigation involving federal, state, and local law enforcement agencies. It is expected that additional warrants will be sought relating to this matter. If the information contained in this affidavit and in related documents is made public, it would compromise this investigation and make it difficult to continue. Therefore, I request all documents in this case be sealed, including but not limited to: this affidavit, it's exhibits, the warrants, the returns, the warrants and returns and all other documents from the originally sealed documents contained or mentioned herein as exhibits.

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— "EXHIBIT #1" —

Superior

~~Municipal~~ Court of the City and County of
San Francisco, State of California

State of California)
City and County of San Francisco)

Search Warrant

The people of the State of California, to any police officer or peace officer in the City and County of San Francisco, State of California.

Proof by affidavit having been made this day before me by Inspector Ronald Roth of the San Francisco Police Department, and it appearing therefore that there is probable cause for believing that there is now located at:

1. see attached "Premises To Be Searched"
2. The items referred to in "Exhibit A" attached hereto and incorporated herein by this reference.

And said property comes within the provisions of the California Penal Code section 1524 as noted below:

- XX (a) Subsection 1 (stolen property)
- XX (b) Subsection 2 (property or things used as a means of committing a felony)
- XX (c) Subsection 3 (property or things in the possession of a person with the intent to use it as a means of committing a public offense; or in possession of another to whom he may have delivered it)
- XX (d) Subsection 4 (property or things are evidence which shows a felony has been committed or that a particular person has committed it)

You are therefore commanded to search the premises above described for the articles and property described, and that if you find said articles and property, to bring it forthwith before me or retain it in your custody according to section 1536 of the California Penal Code.

Given under my hand and dated

Dec. 8 1992
Genax & June
Superior

Judge of the Municipal Court
of the City & County of San Francisco

PC 1531 Announce that you are a peace officer with search warrant.

PC 1533 Warrant can only be served between 7am and 10pm.

PC 1534 Warrant must be executed within 10 days

Superior

~~Municipal~~ Court of the City and County of San Francisco, State of California

State of California) ss: Affidavit for
City and County of San Francisco Search Warrant

The undersigned, Insp. Ronald Roth, being duly sworn, deposes and says upon reasonable and probable cause that:

1. The following described property, to wit:

see attached "Exhibit A" attached hereto and incorporated herein by this reference.

2. Is now located at and affiant requests the issuance of a warrant to search : see attached "Premises To Be Searched"

3. And comes within the provisions of the California Penal Code Section 1524 as noted below:

- a. XX Subdivision 1 (Stolen Property)
- b. XX Subdivision 2 (Property or things used as a means committing a felony)
- c. XX Subdivision 3 (Property or things in the possession of a person with the intent to use it as a means of committing a public offense; or in possession of another to whom he may have delivered it)
- d. XX Subdivision 4 (Property or things are evidence which tends to show a felony has been committed or that a particular person has committed it)

The following facts establish the reasonable and probable cause upon which your affiant's statements are based:

see attached affidavit of Inspector Ronald Roth and incorporated by reference herein as though fully set forth hereto.

I further state and declare that I have disclosed and provided the Office of the District Attorney as part of this application for this search warrant and the Court reviewing this affidavit all known material facts, whether favorable or unfavorable to either side, including all information which may be exculpatory, and that said information is contained herein.

AFFIDAVIT OF
Inspector Ronald Roth

Your affiant, Ronald Roth, states that I am employed as a San Francisco Police Inspector and have been so employed for over 15 years, and that I have investigated over 1,000 criminal cases within this time period. I further state that I am presently assigned to the Special Investigations Division of the San Francisco Police Department. Your affiant currently teaches for the San Francisco Police Academy and for Los Medanos Community College in the area of Police Science. Your affiant holds a Supervisory P.O.S.T. certificate issued by the State of California, and in the last three years has received 80 hours of advanced investigator's training at the San Francisco Police Academy. Your affiant has also been trained by the California Department of Justice in a 36 hr. dignitary protection course and a 36 hour course on criminal intelligence.

Your affiant had been assigned to the Intelligence Division of the San Francisco Police Department from 1986 until late 1990, when the unit was disbanded. Beginning in 1988 and continuing into 1990, during the reorganization of that unit, your affiant had personal knowledge that numerous amounts of intelligence information and files on persons and organizations were systematically purged and shredded. The majority of the information purged was originally collected due to affiliation or association with a group or groups that posed a potential threat to public order and safety and were suspected of criminal activity.

Criminal intelligence reports or files, within a law enforcement entity, are generally a collection of data on an individual or group or location. These files could contain police reports, criminal histories, photographs, motor vehicle information and data, mug photos, computer print-outs, correspondence, memorandums from the maintaining agency. It is quite routine to have all of the above from other agencies in these files, as local, state, or federal law enforcement agencies often share information.

Your affiant has personal knowledge that several boxes of these documents were stored in a location in Room 558 of the Hall of Justice, 850 Bryant St., S.F., while awaiting to be shredded. This room was secured and while unstaffed, was locked and alarmed.

Your affiant also has personal knowledge that Inspector Thomas Gerard was assigned to the Intelligence Division during the time of the reorganization and Insp. Gerard had access to these files

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prior to them being purged, and while they were stored (awaiting to be shredded). Your affiant also had knowledge that Insp. Gerard was assigned to Room 558 (now the Special Investigations Division) from the above listed time period until his resignation from the San Francisco Police Department on 11/23/92.

Your affiant had knowledge that while assigned to Room 558 of the Hall of Justice, Insp. Gerard had access to two C.A.B.L.E. computer terminals in which criminal history, police reports or contacts, or motor vehicle information could be queried.

On 11/25/92 your affiant talked to Detective Tim Carroll of the San Diego Sheriff's Office, Special Investigations Unit. A transcript of that conversation is attached and now referenced as "Exhibit D".

Det. Carroll told your affiant that he has worked in that unit since 1983 and regularly investigates right-wing groups such as: White Aryan Resistance, the Skinheads, etc. In his investigations Det. Carroll keeps in close contact and liaison with the Anti-Defamation League (A.D.L.). This group, among other functions, acts as a collector of information on people or organizations that are of extreme anti-Semitic philosophies and are a possible threat to the Jewish people. Det. Carroll told your affiant that one of his main contacts in the A.D.L. is a man named Roy Edward Bullock, A.K.A. "Cal". Bullock works for the A.D.L. office in San Francisco as an investigator and is nationally known within the A.D.L. for his knowledge and information gathering abilities with respect to right-wing groups. Det. Carroll routinely obtains information from Bullock as it pertains to active investigations.

Det. Carroll told your affiant that Bullock often mentions the name Tom Gerard of the San Francisco Police Dept. as his contact in San Francisco. Det. Carroll said that he personally knows Gerard and in May of 1991 Det. Carroll, Gerard, and nine other law enforcement officers went on an A.D.L. sponsored trip to Israel. Det. Carroll said that this all-expense paid trip was more or less a thank you gift and a liaison gesture by the A.D.L. to continue the close relationships it has with specific law enforcement officers from the United States. On numerous occasions both Gerard and Bullock have mentioned to Carroll that they often exchange information. No specifics were given to Det. Carroll as to how these exchanges were made.

Det. Carroll told your affiant that Bullock does most of his work at the following phone number: 415-~~992-XXXX~~. Det. Carroll believes that this number is the number at Bullock's residence, but is not sure. Det. Carroll often calls that number, asking Bullock for information on various subjects or groups of interest. Within a few moments Bullock provides Carroll with the

information requested (while Det. Carroll is still on the line). Bullock has told Carroll that his data base is in his home computer, and it is Det. Carroll's belief that most of Bullock's work is done at home.

Your affiant has checked the 1992 telephone directory and found the phone number (415) [redacted] to be listed to: Paul Daniel, address: [redacted] #5, San Francisco. Your affiant has researched California Department of Motor Vehicle records and found that the current address for Roy Edward Bullock is also [redacted] #5, San Francisco.

Det. Carroll told your affiant that a few years ago Bullock told him that prior to the destruction of numerous San Francisco Police Department Intelligence Division files he was able to view them and record information from these files. Bullock further told Det. Carroll that Tom Gerard had allowed him to see the files. Det. Carroll told your affiant that he believed this took place about the same time that the S.F.P.D. Intelligence Division was in the process of reorganization and it was his belief that these files were the ones about to be purged.

Det. Carroll told your affiant that in the five or six years that he has known Bullock, Bullock has always been very straight forward and honest. To Det. Carroll's knowledge, all information that Bullock has ever supplied him has been very accurate and he would consider Bullock a reliable informant.

Your affiant has knowledge of and has read a Federal Bureau of Investigation report dated 11/02/92 in which a subject by the name of David M. Gurvitz was interviewed by the F.B.I. in Los Angeles on 10/30/92. According to that report, Gurvitz, from March of 1991 until October of 1992, had the job of "Fact Finding Librarian" for the A.D.L. office in Los Angeles. Gurvitz described his job as the same as Roy Bullock in San Francisco. Gurvitz said that one of his functions at the A.D.L. was to gather information about people and groups involved in extremist activity. Gurvitz listed such organizations as the Nation of Islam, the Ku Klux Klan, the American Nazi Party, the Aryan Nations, and various Skinhead groups as the examples of groups the A.D.L. is interested in.

Gurvitz knows Bullock well and classifies Bullock as his "mentor". While employed by the A.D.L. in Los Angeles, Gurvitz said he talked to Bullock two or three times weekly, either by phone or in person, usually exchanging information. Gurvitz told the F.B.I. that he does not personally know Tom Gerard, but he knows of Gerard through Bullock and knows that Gerard is employed by the San Francisco Police Department in an "intelligence" capacity. Bullock has told Gurvitz that Gerard shares law enforcement information with Bullock.

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Gurvitz stated, as recorded in the F.B.I. report read by your affiant, that he periodically gave Bullock requests for information such as driver's license, or vehicle registration information, or criminal history data on individuals, which is available through C.L.E.T.S. He said that Bullock would always be able to supply the requested information through Gerard. Gurvitz said that virtually all of the information requested was in connection with his duties at the A.D.L. Gurvitz told the F.B.I. that the requests were so numerous that it was difficult to remember specific requests.

In the stated F.B.I. report, Gurvitz said that he recalled two instances in which he requested information through Bullock. In both of these instances the information sought did not pertain to A.D.L. duties, they were of personal nature for Gurvitz.

Gurvitz told the F.B.I. that in December of 1991, a neighbor of his in Los Angeles, named Dan Francu, was acting in an unstable or dangerous manner. Prior to knowing his name, Gurvitz was able to obtain Francu's vehicle license plate number. Gurvitz furnished that plate number to Bullock. Bullock later provided Gurvitz with Francu's name and address, and the fact that Francu had no apparent criminal history.

Gurvitz told the F.B.I. that the other incident occurred in the last year or so. Gurvitz applied for the position of advisor to a play that was being produced by the Simon Weisenthal Center in Los Angeles. The position was eventually given to a person named Rick Eaton. Gurvitz was angry that Eaton got this position as Gurvitz felt Eaton was less qualified. After discussing this matter with Bullock, Gurvitz gave Bullock the license plate number of Eaton's car to find out what he could. Bullock later furnished Gurvitz with some information, which apparently came from C.L.E.T.S.

Gurvitz acknowledged in his F.B.I. interview that the A.D.L. had received information that Gurvitz and Bullock had conversations that could be construed as threatening to Eaton. These alleged conversations ultimately resulted in the dismissal of Gurvitz from his job at the A.D.L. in October of 1992.

Gurvitz noted to the F.B.I. that in both instances above, in which he solicited information from Bullock, Gurvitz did not recall specifically asking Bullock to have Gerard obtain the information requested, it was simply understood that Gerard could and would obtain the C.L.E.T.S. information.

The F.B.I. report read by your affiant further said that Gurvitz told agents that in the last year Bullock told him that Gerard had delivered him files of the S.F.P.D. concerning the American Nazi Party. These were files, belonging to the S.F.P.D. which

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which were supposed to have been destroyed. Instead of being destroyed, Bullock told Gurvitz that Gerard had given them to Bullock, so Bullock could enter the information into the computerized filing system that Bullock maintains at his residence. Gurvitz said that this filing system functions essentially as the repository of the fact finding information for the San Francisco A.D.L. office. Gurvitz further said that there is a paper filing system at the A.D.L. in San Francisco, which Bullock also uses and maintains, but the filing system in Bullock's home computer is more up to date and complete and is much better than the system at the San Francisco A.D.L. office.

Gurvitz said that the files at the A.D.L. office in Los Angeles were also on paper, and he would often read them and add to them on that basis. Included in the Los Angeles A.D.L. files would be C.L.E.T.S. information obtained by Gurvitz from Bullock. Gurvitz told the F.B.I. that he had no knowledge of Gerard taking money from the A.D.L. for any information, but he was aware that periodically the A.D.L. sponsors and pays all expenses for trips to Israel for police officers, as a way of developing liaison with them and expressing gratitude for their assistance. Gurvitz said that these trips are essentially pleasure, but was not aware that Gerard had been on one.

Based on the information provided by Gurvitz in the above referenced F.B.I. interview, your affiant had the San Francisco Police Department's Computer Information Unit of the Records Division query the S.F.P.D. data system for any queries made from the two S.F.P.D. restricted computer terminals in the Special Investigations Division office, Room 558, the Hall of Justice, with regards to specific queries on the names "Eaton", "Francu", and "Gerard". Your affiant has received the results of that data search, part of which will now be referenced as "Exhibit B".

As indicated by the print-outs contained in "Exhibit B", on 12/31/91 at 0954 hrs. a query from S.F.P.D. terminal #SID1 (located in Room 558) for vehicle registration information on California license number "239RPF". The results, as indicated in "Exhibit B" show that the registered owner of that vehicle is: "Dan Francu" of Los Angeles. The subsequent queries within the next five minutes on that terminal show that criminal history was researched on "Dan Francu" with negative results. S.F.P.D. and California state regulations require that the user of the terminal requesting state criminal histories enter his or her name and a brief justification for the request. In this "Francu" request, the following identifier was entered by the user: "Gerard, SFPD, Crim". This series of queries also indicates that Francu was researched for driver's license information.

On 12/31/91, Insp. Tom Gerard was on duty and assigned to the Special Investigations Division, Room 558, of the San Francisco Police Department.

Also indicated in "Exhibit B" was a query from S.F.P.D. terminal #INT2 (also located in Room 558) on 04/22/92 at 1602 hrs. on vehicle registration request for California license number "1PBM440". The results of that query indicate the registered owner of that vehicle to be: "Bonnie Eaton, 1444 ~~Boonville~~ Blvd. ~~San Jose~~, Calif." On 12/03/92, your affiant contacted a Rick Eaton with the same address in Sylmar and found that the car (1PBM440) was in fact his car until sold in July of 1992. Eaton further told your affiant that he was employed by the Simon Weisenthal Center in Los Angeles and he had recently learned, from his boss, that an unidentified former employee of the A.D.L. in Los Angeles had made some type of threat to him in the past.

On 04/22/92 Insp. Tom Gerard was on duty and assigned to the Special Investigations Division of the S.F.P.D., Room 558.

Your affiant has researched the names Rick Eaton and Dan Francu and found that neither were the subject of any formal San Francisco Police Department investigations. In addition to the two queries mentioned above, your affiant has located twenty additional subject queries, from the terminals in Room 558, in which the user identified himself or herself as "Gerard, SFPD", and which no formal San Francisco Police Department investigations could be located that involve these subjects. This list of 20 subjects will now be included and referenced as "Exhibit C". The actual queries in question are included in "Exhibit B".

Your affiant has researched the San Francisco Police Department Special Investigations Division daily watch reports and found that Insp. Gerard was on-duty and assigned to the S.I.D. office, Room 558, on each day in which the 20 subjects referenced in "Exhibit C" was queried on the computer terminals in Room 558.

Your affiant has knowledge of and has read Federal Bureau of Investigation report dated 11/24/92 titled "Roy Edward Bullock". In that report, synopsis are made of several F.B.I. interviews with Bullock over the last 2 1/2 years. In one of the interviews referenced in the F.B.I. report, Bullock told the F.B.I. on 09/29/92 that he has a computer located in a room on the first floor of his apartment building, which he calls his "library". He indicated that he uses this computer to store information in connection with his work.

Also mentioned in that F.B.I. report was a 09/30/92 interview in which Bullock admitted to having a "Bureau-generated" (F.B.I.) report at one time. This report, Bullock made reference to, mentioned the Nation of Islam and was obtained from the A.D.L. office in New York. Bullock further said that although he no longer had possession of that report he had entered some information from that report into his home computer. He said

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when he was done with the report, he took it to the San Francisco A.D.L. office where he shredded it. On 11/5/92 in another F.B.I. interview Bullock told the agent that he had in fact gone back and looked at the F.B.I. document in question (previously reported as shredded by Bullock) and verified that it is not a classified document. This time, Bullock told the F.B.I. that the document had been provided by the A.D.L. office in Los Angeles.

Your affiant has interviewed Officer Sandi Bargioni of the Special Investigations Division of the San Francisco Police Department. Officer Bargioni told your affiant that over the last several years, she has had many contacts with the San Francisco A.D.L. office. A few years ago Officer Bargioni was invited to this A.D.L. office to meet some of the personnel there. At this time Roy Edward Bullock was introduced to her as doing work for the A.D.L. Although it was not formally explained, Officer Bargioni told me that it was understood that Bullock was working for the A.D.L. in some sort of intelligence capacity. After that occasion Bullock supplied Officer Bargioni with various amounts of information on some right-winged groups, such as Skinheads and the White Aryan Resistance.

Based on the facts above along with your affiant's training and experience, it is your affiant's belief that Insp. Tom Gerard did physically deliver to Roy Bullock restricted San Francisco Police Department Intelligence files which were awaiting destruction. It is also your affiant's belief that Tom Gerard accessed restricted law enforcement computers and passed along this unauthorized information to Bullock. It is your affiant's belief that Bullock, acting as an agent of the A.D.L., solicited various amounts of unauthorized law enforcement information from Insp. Gerard. It is believed that Insp. Gerard received, as a benefit, a trip to Israel from the A.D.L., as a reward for conveying restricted law enforcement information. It is believed that all or some of the following criminal violations may have occurred:

Penal Code: 502c.2, 502c.3, 502c.7, 11142, 11143, 32, 653f,
13302, 13303, 13304, 496, 499c, 459, 664/182

Government Code: 6200, 6201, 6250

424, 484

Calif. Vehicle Code: 1808.45

Your affiant has knowledge that Insp. Tom Gerard, in the early 1980's, left the S.F.P.D. for a period of about three years and worked for the United States Central Intelligence Agency in an intelligence capacity. Your affiant has also developed

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information that Roy Bullock has worked in his intelligence capacity, gathering information for over twenty years. Based on experience and training your affiant knows that both individuals would most likely place a high value on the intelligence information they develop and maintain. It is common for people with similar backgrounds to maintain and safeguard their data bases. To properly do that they would tend to keep back-up files or data bases at a separate location from the main source in case of destruction, theft, or emergency. Your affiant has knowledge that Insp. Gerard had a personal word processor in which he used to process information. Insp. Gerard would always be in the habit of placing his data on floppy disks. It is believed Gerard would keep these disks at a "safe" location. It is believed Insp. Gerard may have access to a storage locker, rental space, or safe deposit box in which this data may be stored. That probability is also present with respect to Bullock, as persons such as him are only as valuable as their information they provide.

Your affiant has learned from experience that people such as Bullock may carry or conceal on their person, keys to other storage locations or safe deposit boxes, notes, notebooks, check registers, or any other correspondence that may contain computer access codes, lock combinations, or passwords to computer systems, or storage facilities. It is therefore requested that a search of Bullock's person be also authorized.

Your affiant has talked to investigators, both in private and in the public sectors. It is common knowledge that restricted law enforcement information has a value to people who need it, but don't have access to it. This information is often difficult to obtain for use by private subjects or organizations. One source has told your affiant that on the black market, criminal and Dept. of Motor Vehicles information on one person could run up to \$200 per inquiry.

It is believed by your affiant that pertinent evidence to the above referenced felonies will be found at the locations searched, attached and listed in "Premises To Be Searched". It is expected that these items, listed in "Exhibit A", will be located at Bullock's residence, 3674-16th St. #5 (verified by the F.B.I. and D.M.V. records) and or the residence of Tom Gerard, Berth 38 West Pier Kappas Marina, Sausalito (verified by S.F.P.D. records). It is also believed that Bullock has access to the San Francisco A.D.L. office and that he does maintain their filing system, therefore it is believed that much of the evidence will be located there, 121 Steuart St. #302 (verified with affiant's personal knowledge). It is believed that at that A.D.L. location, travel and financial records will be located that will verify a financial relationship between Bullock and the A.D.L. and the A.D.L. and Gerard, with respect to the 1991 trip to Israel.

ADJ

It should be noted that your affiant has developed and verified information that on 12/04/92 the A.D.L. is scheduled to move its San Francisco office to 720 Market St. 8th floor, S.F. For several days following that date it is expected that A.D.L. property and files will be located at both locations.

It is expected that much of the solicited restricted criminal information and files will be located at the Los Angeles A.D.L. office as well, 10495 Santa Monica Blvd., L.A. (verified by telephone records and L.A.P.D.). Much of the information solicited by David Gurvitz was for use in the files at the Los Angeles A.D.L. office.

Your affiant prays that a search warrant be issued commanding a search of all locations listed on attached: "Premises To Be Searched" for the items articulated in "Exhibit A".

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Wherefore: Affiant prays that a search warrant issue commanding the search of the premises, persons and vehicles designated for the property or things above described in "Exhibit A" and that such property be brought before a magistrate or retained as provided in section 1536 of the California Penal Code.

Ronald Roth

Inspector Ronald Roth
Affiant

Subscribed and sworn to before me on this 8th day of December, 1992.

James J. Jamie
Superior

Judge of the ~~Municipal~~ Court

In and for the City and County of San Francisco,
State of California

Locations To Be Searched

- 1) ~~3674 18th St.~~ Apartment #~~10~~, San Francisco, Calif. and accompanying storage locations or rooms within that building under the control of Roy Edward Bullock.

3-story beige wooden apartment building with darker beige trim. The numbers 3674 clearly printed on the front door. Including any vehicles owned or under the control of Roy Bullock.

- 2) 121 Steuart St. Suite #302, San Francisco, Calif.

6-story brown brick office building. The words: Jewish Community Federation and the numbers 121 clearly printed on the building.

- 3) 720 Market St. 8th Floor, San Francisco, Calif.

10-story brown office building with brass colored trim on the front door with numbers 720 clearly printed at the entrance.

- 4) ~~1000 Kappa Marina~~, Sausalito, Calif.

Single story wood sided houseboat, gang-plank on right side, clearly marked with numbers "38", 2 blue canvas awnings on south side entrance door. Including any vehicles, or boats owned or under the control of Tom Gerard, and any Kappas Marina storage area assigned to Berth 38.

- 5) 10495 Santa Monica Blvd., Los Angeles, Calif.

4-story brown brick building on the N/E corner of Santa Monica Blvd. & Thayer St. with large gold block letters "ADL" printed on the front glass doors.

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"Exhibit A"

1. Any San Francisco Police Department memorandums, reports, criminal history records, intelligence reports, photos, computer print-outs.
 2. Any other federal, state, city, or county, law enforcement reports, correspondence, memos, criminal histories, photos, computer print-outs.
 3. Any printed or computer generated information making reference to any federal, state, city, or county law enforcement personal identifier criminal history numbers, or report numbers.
 4. Any reference to California Department of Motor Vehicle, or any other state department of motor vehicles, records, numbers, photos.
 5. Lists of right or left-wing groups that may have been of interest to law enforcement or names of individuals that may have been affiliated with such groups.
 6. Any writings written or composed by a law enforcement entity that tends to summarize any of the above group's ideologies, political beliefs, structure, and activities.
 7. Any safes, keys, rent receipts, safety deposit box information, documentation which may tend to show any other storage facilities.
 8. Any travel records, bank records, cancelled checks, photos, correspondence which makes reference to the 1991 A.D.L. sponsored trip to Israel, or the rental of safe deposit boxes or storage areas.
 9. Any telephone records, pager records, bank records, payroll or personnel records, cancelled checks, correspondence which tends to show a financial relationship between involved parties.
 10. Any data, personal information, addresses, phone numbers, vehicle registration, law enforcement contact information, possible group affiliation information, political and ideological beliefs, on any of the names listed in Exhibit C, in addition to any of the above items referencing the names: Dan Francu and Rick Eaton.
 11. Any files or records with any reference to any or all of the above.
 12. Any computers, word processors, or data oriented machine including hardware and software and accompanying mechanical devices for the operation of same, including access codes that would store or process any of the above requested information.
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"Exhibit A" (continuation)

13. Any computing or data processing literature, printed copy, instruction books, manuals, notes, lists, or computer programs in whole or in part, that may be needed or assist in the operation or movement of listed computer equipment.

14. Any documents that tend to show ownership of the premises to be searched or control of the location to be searched, to include, but not limited to: utility bills, rent or mortgage receipts, leases, mail, telephone records, keys.

15. Any Federal Bureau of Investigation report or document referring the the "Nation of Islam".

And: that said property comes within the provisions of section 1524 of the California State Penal Code as noted in the attached search warrant and affidavit.