

IN THE
3RD DISTRICT COURT - SALT LAKE
COUNTY OF SALT LAKE, STATE OF UTAH

State of Utah vs. PATRICK KEVIN DRISCOLL Date of Birth: 09/20/1971	<h2 style="margin: 0;">Affidavit of Probable Cause</h2>
Arrestee	

On 10/20/2021 20:45 the defendant was arrested for the offense(s) of:

#	Offense Date	Offense Description	Statute	Gov Code	Severity	DV
1	10/20/2021	COMPUTER CRIMES	76-6-703(1)(E)	UT	F3	No
2	10/20/2021	COMPUTER CRIMES EXCEEDS \$5000	76-6-703(1)(D)	UT	F2	No
3	10/20/2021	OBSTRUCTION OF JUSTICE	76-8-306	UT	F2	No
4	10/20/2021	EXPLOITING PROSTITUTION	76-10-1305	UT	F3	No
5	10/20/2021	AIDING PROSTITUTION	76-10-1304(1)	UT	MA	No
6	10/20/2021	THEFT - VALUE EQUALS OR EXCEEDS \$5000	76-6-412(1)(A)(I)	UT	F2	No

I believe there is probable cause to charge the defendant with these charges because:

In March 2021, a victim (herein referred to as V1) met with Your Affiant and other law enforcement agents regarding an individual distributing narcotics, specifically heroin, methamphetamine, and other prescribed controlled substances. Based upon that investigation, numerous warrants were sought and obtained, a suspect, Michael Ricks, was identified and arrested on multiple felonies related exploitation of prostitution and human trafficking, and multiple other victims were identified, including Victim 2 (V2) and Victim 3 (V3). Ricks has been charged in Third District Court case number 211910703 with multiple counts of Aggravated Human Trafficking, Aggravated Exploitation of Prostitution, Aiding Prostitution, and Possession of a Controlled Substance with Intent to Distribute.

Based upon the execution of the aforementioned search warrants, V2 was identified and met with law enforcement. V2 reported that she knew of an associate of Michael Ricks, the suspect in the original investigation, who was involved in the exploitation of women in conjunction with Michael Ricks and would provide Ricks with law enforcement sensitive data that was not available to the public.

V2 described the as being a Caucasian male in his fifties, medium build, approximately five and a half feet in height, known as Pat DRISCOLL. A search of the Utah Criminal Justice Information System found a Patrick Kevin Driscoll with a Utah issued Driver's License of 149492978.

V2, who works in the commercial sex industry, told Your Affiant that she was specifically a victim of DRISCOLL and was fearful for her safety. V2 reported to Your Affiant that she had come to know DRISCOLL while working in the commercial sex industry and that she had specifically traded sex for money or information from DRISCOLL.

During the course of the interview V2 provided Your Affiant with a screenshot of a transaction that took place on Cash App where DRISCOLL made a payment to V2. V2 reported this was a payment for either sex or information.

CashApp is a third-party application in which customers can instantly transfer money to other customers, without going through a traditional financial institution. Each customer is given a username and is then allowed, for a small fee, to conduct business on the app. CashApp will then either deposit or withdraw money from the customer's regular financial institution.

V2 told Your Affiant that at one point DRISCOLL had taken her to a police station in Salt Lake City. When asked about which police station, V2 reported that the station was located at approximately 400 South 400 East, and they had accessed it via an underground parking garage. V2 stated that an access key was needed in order to gain entrance to the facility and that DRISCOLL had a key.

V2 informed Your Affiant she believed DRISCOLL to be a police officer because he was able to access the police station in addition to being able to provide Ricks and others with law enforcement sensitive data.

The Salt Lake City Police Department is located at 475 S 300 E in Salt Lake City and there is an underground employee parking garage on the campus. Your Affiant was able to confirm, through several means, that DRISCOLL was an information technology (IT) employee of the Salt Lake City Corporation and did have full access to the police department as well as all city and law enforcement databases.

V2 advised Your Affiant that she has known DRISCOLL to use the moniker "The Guardian" or "Guardian". V2 stated DRISCOLL would use his position as an employee at Salt Lake City to access law enforcement databases and other nonpublic sources and provide this sensitive information to individuals involved in illicit activities.

V2 stated the information provided by DRISCOLL consisted of phone numbers and names of police officers working undercover, specifically those who investigate prostitution and human trafficking crimes. DRISCOLL would also provide information on police operations occurring in areas that Ricks operated apartments and hotels. V2 stated DRISCOLL would send information directly to Ricks and Ricks was able to use that information to conceal his illegal activity from law enforcement.

V2, and another victim, MH (hereafter identified as V3). This was done in exchange for either sexual acts or money.

V2 advised Your Affiant that she has been forced to perform sex acts with DRISCOLL in exchange for the information that he provided. These dates were often arranged by Ricks.

V2 told Your Affiant that DRISCOLL would primarily only communicate through a third-party application called Signal. Signal has end-to-end encryption and messages typically delete after 30 seconds. Your Affiant, through her investigation, has found that this is a preferred method of communication for Ricks and others involved in his criminal enterprise.

Based upon evidence located through the service of additional search warrants, and consensual searches, Your Affiant has seen communications on V2 and V3's cellular phone indicating that V3 is afraid of DRISCOLL. Your Affiant read messages stating if it were to be discovered V3 was telling anyone about The Guardian or Ricks' operations V3 would end up in the desert. V3 stated in text that V3 was extremely worried that she had already said too much and was concerned for her safety.

Upon completing a forensic download of V2 and V3's cellular phones, Agents found it corroborated the statements V2 and V3 had provided to law enforcement about DRISCOLL.

Multiple conversations have been found by Your Affiant between Ricks, V2, and V3 discussing The Guardian. In one conversation, V3 contacted another victim of Ricks and notified her to cancel her date and leave the hotel because The Guardian had just informed them that it was an undercover police operation. In another conversation V3 was informed of a police narcotics operation in a building next to hers.

Agents with the Utah Attorney General's Office contacted V1 who also verified that she knew of an individual known as The Guardian and that he had provided sensitive law enforcement information to Ricks. V1 told agents that Ricks had asked her to have sex with The Guardian however she had refused because she did not want to be indebted to someone, she thought was a corrupt law enforcement officer.

On October 20, 2021, Your Affiant conducted an interview with DRISCOLL at the Utah Attorney General's Office. Prior to speaking to DRISCOLL, he was advised of his rights, per Miranda, and consented to speak with law enforcement. During the course of the interview DRISCOLL admitted that he had accessed Salt Lake City databases from his home residence, but claimed the information he provided to Ricks, V2, and V3 was false and not legitimate.

On October 20, 2021, law enforcement agents sought, and were granted, a search warrant for DRISCOLL's

residence in Salt Lake County, Utah. Upon executing the search warrant agents discovered electronic storage devices which contained confidential files, including sensitive law enforcement data, to include: the names of undercover officers, metro gang files, and other law enforcement restricted documents that could only be accessed through the use of multiple restricted databases or files. Your Affiant has reason to believe, that in addition to the identity's and files stolen, the cost associated to Salt Lake City and other Public Safety entities will be in excess of \$5,000 USD.

I believe these to be additional condition(s) for continued detention:

The current offense is a felony. There is substantial evidence to support the charge, and through clear and convincing evidence that ? would constitute a substantial danger to any another individual or to the community, or is likely to flee the jurisdiction of the court if released on bail.

Due to the seriousness of the offenses Your Affiant hereby request that DRISCOLL be held without bail. Your Affiant has reason to believe, based upon my investigation, interviews, and physical evidence, that there is a substantial risk of retaliation and harm to both the victim(s) and law enforcement personnel.

DRISCOLL has accessed or has access to sensitive law enforcement data that may be used to locate, retaliate, or harm law enforcement officers involved in this investigation. Evidence recovered from DRISCOLL's home listed several agents involved in this investigation.

V2 has repeatedly told Your Affiant that she is afraid of DRISCOLL and has known him to be violent in the past. Based upon messages seen by Your Affiant V3 is also afraid of DRISCOLL and retaliation.

Law enforcement agents have spoken with police and city administrators at Salt Lake City, and there is a concern that DRISCOLL not only has the knowledge, but the means, to shut down all city IT services should he desire. At this junction city officials are unsure as to the extent or depth of the files that have been accessed.

Officer Name: JENNIFER JUSTICE	Badge ID: 27A66
I am a sworn officer with: UT018015A - ATTORNEY GENERAL	
Arresting agency case number: 2021-647	Associated citation number:

I declare under penalty of perjury and under the laws of the State of Utah that the foregoing is true and correct.

/s/

SUBMISSION IDENTIFICATION INFORMATION

Booking agency: SALT LAKE COUNTY JAIL	Booking agency ORI: UT018013C	
Booking agency case number:	SID:	OTN:
Booking UserID:	Booking date/time:	Submission ID: 1540891 (Version 1)