

STATE OF NEW MEXICO
COUNTY OF BERNALILLO
IN THE DISTRICT COURT

NO. _____

STATE OF NEW MEXICO
VS.
U.N.M Lobo Club
Colleen J. Maloof Building
MSC04 2680-1 University of NM
Albuquerque, NM 87131

SW 2018 00027

SEARCH WARRANT

THE STATE OF NEW MEXICO TO ANY OFFICER AUTHORIZED TO EXECUTE THIS WARRANT: Proof by Affidavit for Search Warrant having been submitted to me by, Special Agent Antonio Vargas, I am satisfied that the person named/described and/or property described in the Affidavit are located where alleged in the Affidavit, and I find that grounds exist for the issuance of the Search Warrant. A copy of the Affidavit is attached and made a part of this Search Warrant.

The facts tending to establish the foregoing grounds for issuance of a search warrant are set forth in the AFFIDAVIT for Search Warrant, which is attached to and hereby made a part of the Search Warrant.

YOU ARE HEREBY COMMANDED to search forthwith the person and/or the place described in the AFFIDAVIT, commencing between the hours of 6:00 a.m. and 10:00 p.m. [unless I have specifically authorized a nighttime search as stated below], and continuing thereafter until completed, for the person and/or property described in the affidavit, serving this warrant together with a copy of the affidavit, and making the search and if the person and/or property is found there, to seize it, and hold for safekeeping until further order of the court.

EXECUTING OFFICER(S) are directed to prepare a written inventory of any person or property seized. You are further directed to file a return and written inventory with the court within three days after seizing the property described after execution of this Search Warrant.

Dated this 03 day of Dec., 2018 at 09:54 hours Charles W. Brown
Judge

AUTHORIZATION FOR NIGHTTIME SEARCH

I further find that reasonable cause has been shown for nighttime execution of this Warrant. I authorize execution of this Search Warrant at any time of the day or night for the following reasons:

JUDGE

DATE

STATE OF NEW MEXICO
COUNTY OF BERNALILLO
IN THE DISTRICT COURT

NO. _____

STATE OF NEW MEXICO

VS.

U.N.M Lobo Club
Colleen J. Maloof Building
MSC04 2680-1 University of NM
Albuquerque, NM 87131

SW 2018 000 2 1

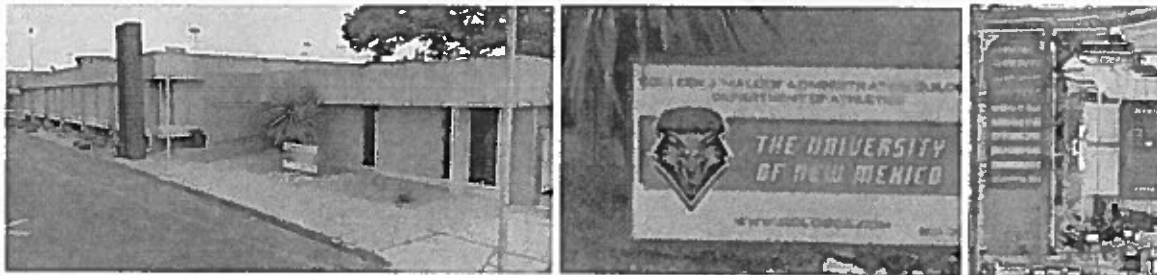
SEARCH WARRANT

AFFIDAVIT FOR SEARCH WARRANT

Affiant states he is a full-time, salaried, law enforcement officer, currently employed with the New Mexico Office of the Attorney General, assigned to the Special Investigations Division as a Special Agent in the Anti-Money Laundering Unit. Affiant has accumulated approximately 7 years of law enforcement experience. Affiant's duties include follow-up investigations on all felony and property crimes to include fraud, forgery, and embezzlement, theft of identity, racketeering, and money laundering crimes. Affiant has received training and has experience in the writing and executing of search and arrest warrants. Affiant is also familiar and has been trained in the county and state laws governing these offenses. Affiant has investigated and has knowledge of the facts in this case.

I, Special Agent Antonio Vargas, being duly sworn, on my oath, state that I have reason to believe that on the following described premises, vehicle(s), property and/or person(s) of:

MSC 04 2680/1 University of NM Albuquerque, NM 87131 in Bernalillo County. The office building is building number 307 and home to U.N.M lobo Club. The business is housed inside of a commercial building located between The University of New Mexico Football field and The University of New Mexico Tennis courts in the southeast corner of the football field's west side parking lot. The building is a single story grey brick office building with COLLEEN J. MALOOF ADMINISTRATION BUILDING affixed to the front (North side) of the building. There is also a sign posted outside the front (North side) of the building identifying the building number (307) and building name (Colleen J. Maloof).



STATE OF NEW MEXICO
COUNTY OF BERNALILLO
IN THE DISTRICT COURT

NO. _____

STATE OF NEW MEXICO

VS.

U.N.M Lobo Club
Colleen J. Maloof Building
MSC04 2680-1 University of NM
Albuquerque, NM 87131

SEARCH WARRANT

IN THE STATE OF NEW MEXICO, COUNTY OF BERNALILLO, THERE IS NOW BEING CONCEALED CERTAIN PROPERTY, NAMELY:

Items to be Searched for and Seized:

Executing Officers/Detectives and all successor investigation Officers/Detectives are authorized to seize, search, and analyze:

All records associated with **U.N.M Lobo Club**, for the date range of January 1, 2010 to June 30, 2017, which include, but are not limited to:

1. Any and all bank statements for the U.N.M Lobo Club for the date range specified, including but not limited to indexes 625374, 925011, sport enhancement funds, and athletics administration transactions;
2. All Databases and spreadsheets that store records of donors identified as "do not call" or "Paul Krebs only", but not limited to "Titan" database;
3. Copies of all offset items and supporting documents;
4. Copies of all drafts and checks, to include the front and back of checks, drafts, cashier's checks, money orders, drawn on above mentioned accounts;
5. Copies of all documents regarding check # 195275 issued by U.N.M Lobo Club to Anthony Travel, Inc.;
6. Copies of all reimbursements issued to include receipts showing items reimbursed;
7. All correspondence and documents including but not exclusive to orders, memorandums, notes, facsimiles, and electronic mail in regards to any and all donations, gifts, Pit Suites, lobo club, lobo athletics, regarding the date range specified above;
8. Copies of board minutes, agendas, actions, resolutions and other motions for the date range above, to include agendas, transcripts, attendee lists and video or audio recordings of board minutes;
9. Copies of finance committee board minutes, agendas, actions, resolutions and other motions for the date range above, to include agendas, transcripts, attendee lists and video or audio recordings of board minutes;
10. All onsite storage including buildings, sheds, storage facilities, offsite storage facilities utilized for electronic storage, and online or cloud electronic storage;
11. All documentation, (whether on paper or stored magnetic, digital, or optical media, email) describing discussion by individuals within the property with any individual or entity concerning the following:

et

STATE OF NEW MEXICO
COUNTY OF BERNALILLO
IN THE DISTRICT COURT

NO. _____

STATE OF NEW MEXICO
VS.
U.N.M Lobo Club
Colleen J. Maloof Building
MSC04 2680-1 University of NM
Albuquerque, NM 87131

SEARCH WARRANT

- a. Scotland Golf Tour
 - b. Lobo Athletics
 - c. Pit Suites
 - d. Paul Krebs
 - e. Chaouki Abdallah
 - f. Kole Mckamey
 - g. Craig Neal
 - h. Anthony Travel
12. Computer related items sought to be searched include any and all computer hardware, software, documentation, passwords and data security, as described below;
- a. **Hardware:**
Computer hardware consists of any and all computer equipment capable of being linked together in a local area network (LAN) to include any equipment which has remote access capabilities) including all equipment which can collect, analyze, create, display, convert, store, conceal, or transmit electronic, magnetic, optical, or similar computer impulses or data. Hardware includes (but not limited to) any data-processing devices (such as central processing units, and self-contained "laptop" or "notebook" computers); tablets (such as an "iPad internal and peripheral storage devices (such as fixed disks, external hard disks, floppy disk drives and diskettes, tape drives and tapes, optical storage devices, and other memory storage devices (such as modems, cables and connections); as well as any devices, mechanisms, or part that can be used to restrict access to computer hardware (such as physical keys and locks), cell phones and PDAs capable of sending and receiving digital cameras, CD's DVD's, memory cards, Micro SD Cards, iPods, Xbox, PSP players, floppy disks or other media capable of storing data.
 - b. **Software:**
Digital information which can be interpreted by computer and any of their related components to direct the way they work. Software, which is stored electronically, magnetically, optically, or digitally, commonly includes programs to run operating systems, applications, utilities, compilers, interpreters, and communication programs.
 - c. **Documentation:**
Computer related documentation consisting of written, recorded, printed or electronically stored material, which explains or illustrates how to configure or use computer hardware, software, or other related items;
 - d. **Password and Data Security:**
Computer passwords and data security devices designated to restrict access or hide computer software, documentation, or data. Data security devices may consist of

STATE OF NEW MEXICO
COUNTY OF BERNALILLO
IN THE DISTRICT COURT

NO. _____

STATE OF NEW MEXICO

VS.

U.N.M Lobo Club

Colleen J. Maloof Building

MSC04 2680-1 University of NM

Albuquerque, NM 87131

SEARCH WARRANT

hardware, software, or other programming codes. A password usually operates as a sort of digital key to unlock particular data security devices. Data security hardware may include encryption devices, chips, and circuit boards. Data security software or digital code may include programming codes that create "test" or "hot keys", which perform pre-set security functions when touched. Data security software codes may also encrypt, compress, and hide or "booby trap" protected data to make it inaccessible or unusable, as well as, reverse the process to restore it.

e. **Electronically Stored Data:**

Any and all such data including information stored on backup tapes, on computer hard drives, online or cloud storage and/or in any other form or manner to include, but not limited to, electronic correspondences, i.e. email, instant messages etc. Electronic data processing and storage devices, computers and computer systems including central processing units; internal and peripheral storage devices such as fixed external hard disks, floppy disk drives and diskettes, tape drives and tapes, optical storage devices or other memory storage devices; peripheral input/output devices such as keyboards, printers, video display monitors, optical readers, and related communications devices such as modems; together with system documentation, operating logs and documentation, software and instruction manuals, associated with counterfeiting.

STATE OF NEW MEXICO
COUNTY OF BERNALILLO
IN THE DISTRICT COURT

NO. _____

STATE OF NEW MEXICO
VS.
U.N.M Lobo Club
Colleen J. Maloof Building
MSC04 2680-1 University of NM
Albuquerque, NM 87131

SEARCH WARRANT

THE FACTS TENDING TO ESTABLISH THE GROUNDS FOR ISSUANCE OF THIS SEARCH WARRANTS ARE AS FOLLOWS:

On May 25, 2018 Attorney General of New Mexico Hector H. Balderas informed then Interim President of the University of New Mexico (UNM), Chaouki Abdallah, that a formal inquiry was being initiated based on public disclosures related to UNM Vice President of Athletics Paul Krebs and a June 19, 2015 through June 25, 2015 golf trip to Scotland. The inquiry would be done to ensure compliance with the Government Conduct Act (GCA) NMSA 1978, Section 10-16-14(E) which requires all public officials to conduct themselves in an ethical manner in advancement of the public trust.

The following information was identified during the inquiry by Attorney General of New Mexico Hector H. Balderas, and all referenced emails were obtained voluntarily from UNM after a records request was made by The Office of The Attorney General:

In September 2014, VP of Athletics Paul Krebs began discussion with Anthony Travel, a sports travel management company specializing in university athletics, regarding a "fundraising trip" to Scotland.

As Vice-President of Athletics, Paul Krebs was only authorized to sign game contracts and contracts for rental of athletic facilities for the University; however, on October 29, 2014, a contract between Anthony Travel and The University of New Mexico was signed by Paul Krebs, acting as a representative of UNM. The signing of the contract appears to be a violation of UNM Contracts Signature Authority and Review Policy 2010. The purpose of the contract was to provide golf packages for a "golf tour" in Scotland. The agreement was for twenty-four (24) golf packages; two of which were for two athletics department employees, Paul Krebs and Craig Neal. The signing of the contract placed UNM in debt to Anthony Travel for \$247,176 (24 packages at the single occupancy rate of \$10,299). The following day, on October 30, 2014, Paul Krebs informs Anthony travel that the trip is "good to go" and that a signed contract as well as a check from the UNM "Lobo Club" totaling \$49,500, twenty-five percent (25%) of the estimated total cost, would be sent to Anthony Travel to pay the deposit of the trip.

The UNM Athletics department was unable to fill all twenty-four (24) packages, and was responsible for: (1) refunding the Lobo Club \$13,625.00, (2) paying Paul Krebs roundtrip airfare of \$1,190.00, (3) as well as paying for the remaining six (6) packages at \$8,189 each (two UNM employees, one UNM Foundation employee, and 3 donors), for a total cost of \$63,949.00. Prior to being made aware that they would be unable to fill all twenty-four (24) packages, the UNM Athletics Department paid Anthony Travel for three

STATE OF NEW MEXICO
COUNTY OF BERNALILLO
IN THE DISTRICT COURT

NO. _____

STATE OF NEW MEXICO

VS.

U.N.M Lobo Club

Colleen J. Maloof Building

MSC04 2680-1 University of NM

Albuquerque, NM 87131

SEARCH WARRANT

participants of the "Golf Tour", VP of Athletics Paul Krebs, Head Men's Basketball Coach Craig Neal and UNM Foundation employee Kole McKamey. The UNM Athletics Department then paid for three local "donors" to participate in the "golf tour", again at \$8,189 each which totaled \$24,567.00. Even after paying for the three additional donor packages, The UNM Athletics Department still had not fulfilled the twenty-four (24) tour package commitment in the contract, forcing The UNM Athletics Department to pay for one (1) unreserved "golf tour" package plus fees, which was withheld from the Lobo Club deposit. The UNM Athletics Department refunded the Lobo Club the total cost in the amount of \$13,625.00.

Multiple interviews were conducted with former employees of Lobo Club. Subjects interviewed disclosed that UNM Lobo Club had no involvement with the Scotland Golf Tour other than paying the deposit to Anthony Travel, Inc. Those interviewed explained that Lobo Club is a fundraising entity that is responsible for paying student/athlete scholarship money. Any donations are transferred to the University of New Mexico in order to pay for scholarship bills for student/athletes. It is unknown why an entity whose purpose is to pay for student/athlete scholarships would pay the deposit for the Scotland Golf Tour. The Lobo Club had an agency account held in the UNM Athletic Department as well as an operating account with US Bank. Each subject stated that the funds paid by Lobo Club had to be approved by the Lobo Club executive board and finance committee. One interviewee remembered Mr. Krebs requesting the funds during a board meeting and believes that the request is documented in the committee meeting minutes. Another interviewee mentioned that when it was time to close the Lobo Club financial books for the fiscal year, the Lobo Club board had a discussion with Mr. Krebs about the reimbursement for the deposit and was told that Anthony Travel, Inc. would handle it. When the deposit came back to the Lobo Club it was \$13,625 short of the original deposit. The \$13,625 to complete the reimbursement to Lobo Club was transferred from a University of New Mexico banner system "index" also called a "sports enhancement fund". It was stated that Lobo Club had never been asked to help with funds for a trip like this before and never had "fronted" money for any fundraising effort before.

During interviews, the subjects discussed Mr. Krebs relationships with donors which included the handling of Pit Suites. It was disclosed that the Lobo Club attempted to contact donors for debts owed for UNM Pit Suites dating back to 2010 but were told to wait by Mr. Krebs. Mr. Krebs was notified of all donors who were past due with payments for their Pit Suites and the final decision to try and collect the funds was from Mr. Krebs. Interviewees stated that there was a small list of donors that were identified in their donor database "Titan" as "Paul Krebs Only" meaning they were only to be contacted by Paul Krebs. They stated that if a donor was delinquent with their payment for Pit Suites, Paul Krebs needed to be notified first. Lobo Club had the authority to deny tickets to smaller donors but with certain "higher end" donors, Lobo Club was told to not contact them, and when notified, Mr. Krebs would state "I'll

STATE OF NEW MEXICO
COUNTY OF BERNALILLO
IN THE DISTRICT COURT

NO. _____

STATE OF NEW MEXICO
VS.
U.N.M Lobo Club
Colleen J. Maloof Building
MSC04 2680-1 University of NM
Albuquerque, NM 87131

SEARCH WARRANT

handle it". Pit Suite owners were given tickets in different ways depending on how the premium seat director wanted them delivered. Mr. Krebs did receive a "handful" of tickets that he would deliver personally, at his own discretion, even though some of the tickets were delivered to suite holders that were delinquent with their Pit Suite payments. Mr. Krebs would distribute tickets to owners with delinquent accounts with the expectation that the owners would not withhold larger donations to other areas of the University of New Mexico Athletics Department. I would like to see the above listed records in order to further investigate possible violations of the State of New Mexico Government Conduct Act (GCA) NMSA 1978, Section 10-16-14(E) which requires all public officials to conduct themselves in an ethical manner in advancement of the public trust as well as other crimes including violations of the State of New Mexico Money Laundering statute NMSA 1978, Section 30-51-4.

Based on the above information, and due to the circumstances, Affiant respectfully requests this search warrant be granted in order to examine the records listed above for any and all evidence, which may lead investigators to the offender(s) and or possible witnesses in this case under the auspices of the District Court, County of Bernalillo, State of New Mexico.

SUBSCRIBED AND SWORN TO BEFORE ME IN THE ABOVE NAMED COUNTY OF THE STATE OF NEW MEXICO, THIS Collin Brennan DAY OF 11-30, 2018

03 th December

Charles W. Brown

JUDGE

[Signature]

AFFIANT

Dist. Ct. Judge, Div. 26
TITLE

SPECIAL AGENT
TITLE

APPROVED BY ASSISTANT ATTORNEY GENERAL Collin Brennan ON 11-30-18
ELECTRONIC

STATE OF NEW MEXICO
COUNTY OF BERNALILLO
IN THE DISTRICT COURT

NO. _____

STATE OF NEW MEXICO
VS.
U.N.M Lobo Club
Colleen J. Maloof Building
MSC04 2680-1 University of NM
Albuquerque, NM 87131

SEARCH WARRANT

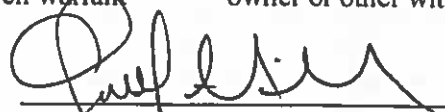
RETURN OF INVENTORY

I received the attached Search Warrant on Dec 3, 2018, and executed it on Dec 4, 2018, at 0700 (a.m.) (p.m.) I searched the person or premises described in the Warrant and left a copy of the Warrant with: JALEN DOMINGUEZ - LOBO CLUB INTERIM EXEC. DIRECTOR
(Name of the person searched or owner at the place of search)

Together with a copy of the inventory for the items seized. The following is an inventory of the property taken pursuant to the Warrant: COURTESY CAR DOCUMENTS #2, LOBO CLUB DONOR INFO
2014 BANK RECONCILIATION (FY 15), 2015 BANK RECONCILIATION (FY 16)
FINANCE COMMITTEE MINUTES, DONOR LIST, MISC. DOCUMENTS, CASSETTE TAPES
PIT SUITE RECORDS, PIT SUITE DOCUMENTS, ELECTRONIC RECORDS, CLUB SEAT FORMS
DIBBLE ADJUSTMENTS, FINANCIAL RECORDS

This inventory was made in the presence of A MARIS and _____
Applicant for search warrant owner or other witness


Signature of the Officer/Detective


Signature of Owner or Witness

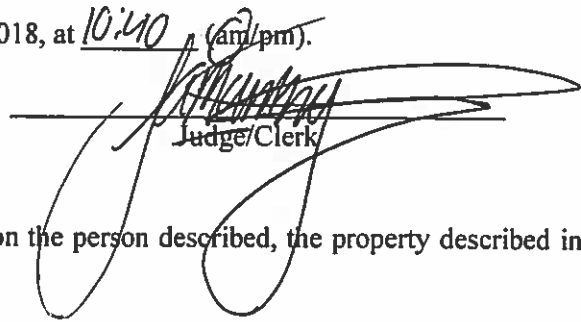
STATE OF NEW MEXICO
COUNTY OF BERNALILLO
IN THE DISTRICT COURT

NO. _____

STATE OF NEW MEXICO
VS.
U.N.M Lobo Club
Colleen J. Maloof Building
MSC04 2680-1 University of NM
Albuquerque, NM 87131

SEARCH WARRANT

Return made this 5, day of December, 2018, at 10:40 (am/pm).



Judge/Clerk

After a careful search, I could not find at the place or on the person described, the property described in this warrant.

Signature of the Officer/Detective

Signature of Owner or Witness