

**COPY**

# Elgin Police Department

## Consent to Search

I Tom Biel of [REDACTED] of [REDACTED]  
(PRINT NAME) (DOB) (ADDRESS)

agree to permit DET. K. PHILLIPS / 340 and members of the Elgin Police  
(OFFICER NAME) (BADGE)

Department to search my property which I have control over.

Areas authorized to be Searched Located at, Describe :

- House / Business \_\_\_\_\_
- Garage \_\_\_\_\_
- Shed or Outbuilding \_\_\_\_\_
- Storage Locker \_\_\_\_\_
- Vehicle \_\_\_\_\_  
(LOCATION)

Year	Color	Make	Model	License	VIN

- Vehicle \_\_\_\_\_  
(LOCATION)

Year	Color	Make	Model	License	VIN

Other FLASH DRIVE - APOLLO 500GB EXTERNAL HARD DRIVE

And I further agree to permit DET. K. PHILLIPS / 340 of the Elgin Police Department to  
(OFFICER NAME) (BADGE)

remove from the above listed areas any item(s) of property they deem relevant to their investigation. It is further understood that I will receive a receipt for any and all items removed by the Elgin Police Department. I am giving this written permission to the Elgin Police Department freely and voluntarily, without any threats or promises have been made to me, and after having been informed that I have a right to refuse to permit this search and seizure. I further understand that any item(s) seized, may be used in a court of law during a criminal procedure / prosecution.

Signed [Signature]  
Date 07/10/2019 Time: 2:47PM

Witness [Signature]  
Witness \_\_\_\_\_

19-25513



# Quick Property Receipt



Print Date/Time: 07/26/2019 10:35

Login ID: carter\_c

Elgin Police Department  
ORI Number: IL0450600

Entry Date/Time	Officer	Case Number	Property Code(s)	Property Type	Description	Facility	Location/Other	Tag/Item Number	BarcodeID
07/26/2019 10:29	332 - Carter	2019-00025513	Evidence	Evidence - Media	*Item 1-Imation Apollo 500 GB portable hard drive.	Intake	Intake Locker	/1	
07/26/2019 10:29	332 - Carter	2019-00025513	Evidence	Document	Item 2-EPD Consent to Search form signed by Tom Biel.	Intake	Intake Locker	/1	
07/26/2019 10:29	332 - Carter	2019-00025513	Evidence	Evidence - Media	Item 3-Digital report w/Noteable Images, Identified Child Images, Noteable Videos.	Intake	* TIU FORENSICS STORAGE DRIVE	/1	
07/26/2019 10:29	332 - Carter	2019-00025513	Evidence	Evidence - Media	Item 4-All files generated by examination of Item #1	Intake	* TIU FORENSICS STORAGE DRIVE	/1	

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Det. Carter #332  
Submitted By

7/26/19  
Date

Property Officer

Date

Item # 1 <sup>→ #3 & #4</sup> - Contains Child Pornography. \* cc#332

Items # 3 & #4 - Storage Location = TIU Forensics Storage Drive. \* cc#332

2019-25513



**ELGIN POLICE DEPARTMENT**  
**CASE SUPPLEMENT REPORT**

CASE# **2019-00025513**

151 Douglas Avenue  
 Elgin, IL 60120

EVIDENCE COLLECTED CHECK FOR YES: **X**

<b>EVENT</b>	REPORTED DATE/TIME <b>03/28/2019 15:00</b>	INCIDENT TYPE <b>Child Pornography</b>	COUNTY
	OCCURRED FROM DATE/TIME	OCCURRED TO DATE/TIME	LOCATION OF OCCURRENCE

<b>OFFENSE</b>	STATUTE DESCRIPTION				COUNTS	ATTEMPT/COMMIT
	OFFENSE DATE	NUMBER OF CHILDREN PRESENT	PREVIOUS ORDER OF PROTECTION	VICTIM PRIOR DOMESTIC VIOLENCE	OFFENDER PRIOR DOMESTIC VIOLENCE	

<b>SUBJECT</b>	SUBJECT TYPE		SUBJECT SUB TYPE		DOMESTIC VIOLENCE REFERRAL					
	JACKET TYPE	NAME (LAST, FIRST, MIDDLE SUFFIX)								
	ADDRESS				DOB	AGE	SEX	RACE	HEIGHT	WEIGHT
	CITY/STATE/ZIP				EYES	HAIR				
	PRIMARY PHONE	TYPE		SECONDARY PHONE		TYPE				
	DL NUMBER/STATE			OTHER PHONE		TYPE				
	SCHOOL/EMPLOYER							SCHOOL/EMPLOYER PHONE		
	SCHOOL/EMPLOYER ADDRESS									
	INJURY TYPES				TRANSPORTED BY			HOSPITAL		
	BUILD	COMPLEXION	HAIR STYLE	HAIR LENGTH	FACIAL HAIR		PRIMARY LANGUAGE			
	CLOTHING DESCRIPTION (LAST SEEN WEARING)									

<b>SUBJECT</b>	SUBJECT TYPE		SUBJECT SUB TYPE		DOMESTIC VIOLENCE REFERRAL					
	JACKET TYPE	NAME (LAST, FIRST, MIDDLE SUFFIX)								
	ADDRESS				DOB	AGE	SEX	RACE	HEIGHT	WEIGHT
	CITY/STATE/ZIP				EYES	HAIR				
	PRIMARY PHONE	TYPE		SECONDARY PHONE		TYPE				
	DL NUMBER/STATE			OTHER PHONE		TYPE				
	SCHOOL/EMPLOYER							SCHOOL/EMPLOYER PHONE		
	SCHOOL/EMPLOYER ADDRESS									
	INJURY TYPES				TRANSPORTED BY			HOSPITAL		
	BUILD	COMPLEXION	HAIR STYLE	HAIR LENGTH	FACIAL HAIR		PRIMARY LANGUAGE			
	CLOTHING DESCRIPTION (LAST SEEN WEARING)									

REPORTING OFFICER <b>Carter #332</b>	VEHICLE #	DATE <b>03/28/2019</b>	REVIEWED BY <b>McCorkle, Zachary S 07/29/2019</b>
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## ELGIN POLICE DEPARTMENT

### CASE SUPPLEMENT REPORT

151 Douglas Avenue

Elgin, IL 60120

CASE# **2019-00025513**

### NARRATIVE

On 7/10/19, Detective Phillips #340, requested Reporting Detective Carter #332, forensically image a portable hard drive for a child pornography investigation she was conducting. Det. Carter is the Digital Forensics Examiner for the Elgin Police Department (EPD).

On 7/10/19 at 1548 hours in the Major Investigations Division (MID) at EPD, Det. Phillips turned over the following described 2.5 " portable hard drive, and a signed EPD Consent to Search form:

Manufacturer: Imation

Model: Apollo 25 PHDD - 500 GB

Drive Serial Number: 0100226000D5

Capacity: 500 GB

Det. Carter digitally photographed the drive and uploaded those images to the EPD Digital Evidence storage.

On 7/10/19 at approximately 1616 hours, Det. Carter created a forensic image of the drive by connecting it to a Tableau UltraBay 3 writeblocker, and using AccessData FTK Imager version 4.1.1.1 software, licensed to EPD.

The imaging process completed on 7/10/19 at 2201 hours at which time the verification process began and successfully completed at 2245 hours, providing an MD5 checksum of, b7bc8f792b43ab1821d5a67521e936d.

Det. Carter submitted a copy of the imaging log as an attachment to this report.

Det. Carter opened the resulting image using OpenText Encase Forensic software version 8.08.00.140, licensed to EPD.

Det. Carter observed one NTFS partition on the drive.

Det. Phillips reviewed the files, and marked images and videos of interest.

All files marked by Det. Phillips were saved to Bookmarks titled, Notable Images, and Notable Videos.

Det. Carter sorted the noted images and videos by date, and created nine Bookmarks which included all files created on the specific dates that the images and videos of interest were created.

Det. Carter submitted the hash values of the images and videos marked by Det. Phillips, to the

REPORTING OFFICER

**Carter #332**

DATE

**03/28/2019**

REVIEWED BY

**McCorkle, Zachary S 07/29/2019**



## ELGIN POLICE DEPARTMENT

### CASE SUPPLEMENT REPORT

151 Douglas Avenue

Elgin, IL 60120

CASE# **2019-00025513**

### NARRATIVE CONTINUATION

NCMEC Law Enforcement Services Portal, to determine if any were known files with identified child victims.

Following is a description of the portal from the agency: NCMEC is a nonprofit organization that provides services nationwide for professionals in the prevention of abducted, endangered, and sexually exploited children. Pursuant to its mission and its congressional authorization, NCMEC operates the CyberTipline and the Child Victim Identification Program (CVIP) to assist law enforcement in identifying victims of child pornography.

NCMEC categorizes files into the following three categories:

**1>Identified Child:**

These exact hash values are associated with an image/video which appears to depict at least one (1) child previously identified by law enforcement. Please be advised that these hash values may be associated with apparent child pornography images/videos as well as files that do not contain apparent child pornography.

**2>Recognized Hash Values:**

These exact hash values are associated with files previously submitted to the National Center for Missing & Exploited Children (NCMEC's) Child Recognition and Identification System. However, NCMEC has no additional information regarding these files, which may or may not contain apparent child pornography or depict identified children. As a result, these hash values will not be listed in the pdf version of the NCMEC Initial Hash Value Comparison Report.

**3>Unrecognized Hash Values:**

These exact hash values are associated with images/videos that have not yet been submitted to NCMEC's Child Recognition and Identification System.

Det. Carter received results indicating the following:

47 Identified Child  
422 Recognized  
280 Unrecognized

Det. Carter uploaded the NCMEC report as an attachment to this report.

Det. Carter created a digital report containing the images and videos of interest as marked by Det. Phillips, and a section identifying the images determined by the NCMEC hash submission as Identified Child.

REPORTING OFFICER

**Carter #332**

DATE

**03/28/2019**

REVIEWED BY

**McCorkle, Zachary S 07/29/2019**



# ELGIN POLICE DEPARTMENT

## CASE SUPPLEMENT REPORT

151 Douglas Avenue

Elgin, IL 60120

CASE# **2019-00025513**

### NARRATIVE CONTINUATION

On 7/25/19 at approximately 0920 hours in the Major Investigations Division at EPD, Det. Carter provided Det. Phillips with a copy of the above described digital report.

Det. Carter submitted the following items to EPD Evidence:

Item #1 - Imation Apollo 500 GB External Drive

Item #2 - EPD Consent to Search form signed by Tom Biel.

Item #3 - Digital Report containing Notable Images, Identified Child Images, Notable Videos. (Stored on TIU Forensics Storage Drive)

Item #4 - All files generated by examination of Item #1. (Stored on TIU Forensics Storage Drive)

This report is a complete synopsis of the forensic findings to date, conducted on the digital media referenced in this report, solely upon the searches identified. This report may not be inclusive of all potential evidence contained on the media referenced in this report. Any additional forensic analysis conducted on the referenced media will be documented in future reports. NO FURTHER INFORMATION.

REPORTING OFFICER

**Carter #332**

DATE

**03/28/2019**

REVIEWED BY

**McCorkle, Zachary S 07/29/2019**



**ELGIN POLICE DEPARTMENT**  
**CASE SUPPLEMENT REPORT**

CASE# **2019-00025513**

151 Douglas Avenue  
 Elgin, IL 60120

EVIDENCE COLLECTED CHECK FOR YES:

<b>EVENT</b>	REPORTED DATE/TIME <b>03/28/2019 15:00</b>	INCIDENT TYPE <b>Child Pornography</b>	COUNTY
	OCCURRED FROM DATE/TIME	OCCURRED TO DATE/TIME	LOCATION OF OCCURRENCE

<b>OFFENSE</b>	STATUTE DESCRIPTION				COUNTS	ATTEMPT/COMMIT
	OFFENSE DATE	NUMBER OF CHILDREN PRESENT	PREVIOUS ORDER OF PROTECTION	VICTIM PRIOR DOMESTIC VIOLENCE	OFFENDER PRIOR DOMESTIC VIOLENCE	

<b>SUBJECT</b>	SUBJECT TYPE <b>Suspect Offender</b>		SUBJECT SUB TYPE <b>Suspect</b>		DOMESTIC VIOLENCE REFERRAL					
	JACKET TYPE <b>Adult</b>		NAME (LAST, FIRST, MIDDLE SUFFIX) <b>Biel, Thomas, J</b>							
	ADDRESS				DOB	AGE	SEX	RACE	HEIGHT	WEIGHT
	[REDACTED]				[REDACTED]	<b>31</b>	<b>M</b>	<b>W</b>	<b>5' 10</b>	<b>177</b>
	CITY/STATE/ZIP				EYES	HAIR				
	[REDACTED]				<b>Blue</b>	<b>Brown</b>				
	PRIMARY PHONE		TYPE		SECONDARY PHONE		TYPE			
	[REDACTED]		<b>Cellular Mobile</b>							
	DL NUMBER/STATE				OTHER PHONE		TYPE			
	[REDACTED]									
	SCHOOL/EMPLOYER					SCHOOL/EMPLOYER PHONE				
	SCHOOL/EMPLOYER ADDRESS									
INJURY TYPES					TRANSPORTED BY			HOSPITAL		
BUILD	COMPLEXION	HAIR STYLE	HAIR LENGTH	FACIAL HAIR	PRIMARY LANGUAGE					
					<b>English</b>					
CLOTHING DESCRIPTION (LAST SEEN WEARING)										

<b>SUBJECT</b>	SUBJECT TYPE <b>Witness</b>		SUBJECT SUB TYPE		DOMESTIC VIOLENCE REFERRAL					
	JACKET TYPE <b>Adult</b>		NAME (LAST, FIRST, MIDDLE SUFFIX) <b>WITKOWSKI, KARA, E</b>							
	ADDRESS				DOB	AGE	SEX	RACE	HEIGHT	WEIGHT
	<b>1849 LARKIN Ave</b>				<b>09/08/1995</b>	<b>23</b>	<b>F</b>	<b>W</b>	<b>5' 9</b>	<b>170</b>
	CITY/STATE/ZIP				EYES	HAIR				
	<b>ELGIN, IL 60123</b>				<b>Blue</b>	<b>Brown</b>				
	PRIMARY PHONE		TYPE		SECONDARY PHONE		TYPE			
	<b>(206)319-8680</b>		<b>Cellular Mobile</b>							
	DL NUMBER/STATE				OTHER PHONE		TYPE			
	<b>W32250595856 / IL</b>									
	SCHOOL/EMPLOYER					SCHOOL/EMPLOYER PHONE				
	SCHOOL/EMPLOYER ADDRESS									
INJURY TYPES					TRANSPORTED BY			HOSPITAL		
BUILD	COMPLEXION	HAIR STYLE	HAIR LENGTH	FACIAL HAIR	PRIMARY LANGUAGE					
					<b>English</b>					
CLOTHING DESCRIPTION (LAST SEEN WEARING)										

REPORTING OFFICER <b>Phillips #340</b>	VEHICLE #	DATE <b>03/28/2019</b>	REVIEWED BY <b>Lullo, James M 07/11/2019</b>
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# ELGIN POLICE DEPARTMENT

## CASE SUPPLEMENT REPORT

151 Douglas Avenue

Elgin, IL 60120

CASE# 2019-00025513

### NARRATIVE

On 03/28/19 at approximately 1500 hrs R/D met with Kara Witkowski in an interview room located in the lobby of the Elgin Police Department. Witkowski notified R/D that she had located an external hard drive in the trunk of her vehicle, a 2018 Kia Niro IL plate 5517EL. Witkowski advised that the external hard drive belonged to her ex-boyfriend, Thomas Biel. Witkowski and Biel had previously resided together at 1849 Larkin, and had shared access to Witkowski's vehicle. On 03/28/19 Witkowski and her friends plugged the external hard drive into a laptop and observed that it contained numerous anime images depicting pornographic acts between adults and children. Witkowski found the images to be disturbing and believed that they would be considered as child pornography.

Witkowski then turned the external hard drive, which R/D observed to be an Imation, Apollo, 500 GB, 2.5 inch portable hard drive, over to R/D. R/D advised Witkowski that the contents of the hard drive would be examined for the presence of anything that could be considered child pornography under the applicable Illinois laws.

R/D spent numerous hours investigating the contents of the Imation, Apollo 500 GB portable hard drive for the presence of anything that could be considered child pornography under the applicable Illinois laws. R/D observed that the hard drive contained 145 GB of material stored on it, composed of approximately 44,000+ files, approximately 40,000 of which were image/video/multimedia downloads. R/D observed that the files that were not multimedia downloads appeared to be documents written by Biel. R/D searched through the image files and located numerous images of anime drawings depicting subjects engaging in various sexual acts. Some of these anime images depicted what appeared to be underage children engaging in sexual acts with adults. Additionally R/D located images of apparent pre-pubescent girls posing in photographs wearing only their underwear. The genital areas of the girls was covered and therefore did not meet the standards to be considered child pornography under the applicable Illinois laws. Out of the approximately 40,000 images R/D only located three images which depicted nudity in girls that were unable to be labeled as clearly pre-pubescent but could not be eliminated as clearly over the age of 18. One of the images showed the exposed breast area of a subject (added to the hard drive on October subject (added to the hard drive on March 01, 2011), and one image showed the exposed genitals of the subject (added to the hard drive on March 01, 2011). Detective database and one of the images were recognized as a previously identified image.

On 07/09/19 at 1735 hrs R/D contacted Thomas Biel via telephone. R/D asked to speak with Biel regarding allegations that had been made regarding the possession of child pornography. Biel advised that he was aware of the allegations that were being made as Witkowski had been publicly making claims that she had located child pornography on a device that belonged to Biel. Biel advised R/D of the following information in summary:

Approximately 10 years prior Biel resided in the City of Chicago and attended schooling at the time. During that time Biel purchased an external hard drive which was used primarily for school work. At some point Biel gave the hard drive to his friend Brandon Thies, who had the hard drive for approximately two years before returning it to Biel. When Thies returned the hard drive to Biel, Biel did not take the time to go through the contents of the hard drive. Biel was unaware that the hard drive was still in their possession as he and Witkowski had moved

REPORTING OFFICER  
**Phillips #340**

DATE  
**03/28/2019**

REVIEWED BY  
**Lullo, James M 07/11/2019**





## ELGIN POLICE DEPARTMENT

### CASE SUPPLEMENT REPORT

151 Douglas Avenue

Elgin, IL 60120

CASE# **2019-00025513**

### NARRATIVE CONTINUATION

several times since and Biel had not accessed the hard drive for many years. Biel was unaware of where it had been located, however he had been advised by a friend that Witkowski had located it in the trunk of their shared vehicle. Biel advised that he had no way of knowing who had access to the hard drive during that time period or during the time that it was in Thies's possession. Biel did not have contact information for Thies as they were no longer friends.

R/D directly asked Biel if he was sexually stimulated by images of young girls in their underwear, anime images of adults engaged in sexual acts with children, or anything that could be considered child pornography under the applicable Illinois laws. Biel advised that he considered those types of images to be obscene and would receive absolutely no sexual gratification from viewing them. Biel advised that if necessary he would be willing to turn over his own personal laptop computer as well as any other electronic devices that he currently had in his possession in order to provide further evidence that he did not have any of those types of materials in his possession.

Biel advised that although the hard drive had been located in the trunk of a vehicle which he shared with Witkowski that the hard drive was solely his property. Biel advised that Witkowski could have accessed the hard drive at any time and found it suspicious that Witkowski located obscene images days after making sexual assault allegations against him. Cross reference Elgin case report #19-17618. Biel requested that if there was anything obscene in nature stored on the hard drive that the hard drive be destroyed.

On 07/10/19 R/D met with Biel and requested that Biel authorize a consent search of the hard drive so that the contents of the hard drive could be downloaded and preserved for evidence. Biel authorized the consent search and signed the consent to search form for the hard drive.

On 07/10/19 R/D requested Det. Carter perform a full forensic download of the hard drive. See Det. Carter's supplement for further.

On 07/10/19 R/D contacted Kane County ASA Michels and advised her of the incident and the subsequent investigation. ASA Michels requested that the full forensic download of the hard drive be forwarded to the Kane County State's Attorney's Office in order for the State's Attorney's Office to perform a comprehensive review of the materials that were located on the hard drive but that no charges would be authorized at this time. R/D advised ASA Michels that R/D would provide the forensic download results when they became available.

Nothing further.

REPORTING OFFICER

**Phillips #340**

DATE

**03/28/2019**

REVIEWED BY

**Lullo, James M 07/11/2019**