

**CERTIFIED FOR DEFERRED NOTICE**

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA,

COUNTY OF SAN DIEGO

**SEARCH WARRANT**

No. 2014-494

The People of the State of California, to any peace officer in the County of San Diego:

Proof, by affidavit, having been this day made before me by Jose Partida, a peace officer employed by the Department of Consumer Affairs, Division of Investigation – Health Quality Investigation Unit (HQIU), that there is substantial probable cause pursuant to Penal Code section 1524 for the issuance of the search warrant, as set forth in the affidavit attached hereto and made a part hereof as is fully set forth herein, you are, therefore, commanded to make search at any time of the day, good cause being shown therefore,

**LOCATION, PROPERTY, AND/OR PERSON[S] TO BE SEARCHED**

A. The premises and all parts therein where records are stored for the business known as the offices of the Custodian of Records for the company known as Cellco Partnership dba Verizon Wireless located at 2730 Gateway Oaks Drive, Suite 100, Sacramento, California 95833, attention Custodian of records, 180 Washington Valley Rd, Bedminister, New Jersey, 07921, Fax: (888) 667-0028.

**ITEMS TO BE SEIZED**

For the following information from Cellco Partnership dba Verizon Wireless to wit:

1. **All Subscriber information:** All log files of account activity, validation of any and all Internet Protocol (IP) addresses, including all registration information, billing payment records, radius or Automatic Number Identification (ANI) information, subscriber, usage, Point of Presence (POP) information, email and other information including name, address, phone number, payment instrument information, billing statements, credit information, records of customer service for telephone number and other screen names that may tend to identify the user/

1 subscriber, of the IP address, or any other related information for the account and  
2 for the subscriber account of **cellphone Serial** [REDACTED] and/or using  
3 phone number [REDACTED] between the dates of January 1, 2009 to October 3,  
4 2014; and

- 5 2. **Call Forwarding Records:** All records which tend to identify the phone numbers  
6 to which calls are forwarded for the above described numbers for the period of  
7 time between the dates listed above including listed name and address, billing  
8 statement for the current cycle, records of customer service, credit information  
9 and dates of connection and/or disconnection of the telephone numbers identified,  
10 and any other telephone number in the chain of call forwarding.


11  
12 and, if you find the same, or any part thereof, to bring it forthwith before me at the Superior Court  
13 of the State of California for the County of San Diego, or to any other court in which the offense in  
14 respect to which the property or things is triable, or retain such property in your custody, subject to  
15 the order of this Court, pursuant to section 1536 of the Penal Code.

16 The Court also finds that there is substantial probable cause to believe notification to the  
17 subscriber(s) referred to in the affidavit could impede or destroy this investigation. Accordingly,  
18 the court certifies the HQIU's request for nondisclosure which is as follows:

19 **CERTIFICATION TO DEFER NOTIFICATION TO SUBSCRIBER**

20 The Court finds there is substantial probable cause to believe notification to the subscriber(s)  
21 whose activities are recorded in the records described above would impede or destroy this  
22 investigation. Accordingly, the court certifies the request of the request of HQIU that notification to  
23 the subscriber(s) be deferred pending further order of this court.

24 Given under my hand and dated this 3<sup>rd</sup> day of October, 2014.

25  
26 

27 Judge of the Superior Court

ATTACHMENT

WARRANT FOR CELLPHONE RECORDS

Subscriber information for cell phone HTC ADR 6350 Droid Incredible 2 (Android); Serial # HT19SMA00901; MEID HEX # A100001BB3BAAA; MEID DEC # 270113180311778730 A and/or the number [REDACTED] assigned to Jeffrey Joel Abrams, D.O.B. 05-21-1947, at [REDACTED] [REDACTED] and any other numbers on the account between the dates January 1, 2009 through October 3, 2014. The complete record

Please provide this information to Investigator Jose Partida in digital format on a compact disc in Excel or .txt format. This information can also be sent via email to Jose.Partida@mbc.ca.gov

The mailing address:

Jose Partida, Investigator  
4995 Murphy Canyon Road, Suite 203  
San Diego, CA 92123

1                   IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA,  
2                                   COUNTY OF SAN DIEGO

3   STATE OF CALIFORNIA,)       AFFIDAVIT FOR SEARCH WARRANT

4       (ss.

5   COUNTY OF SAN DIEGO )

No. 62014-494

6       I, Jose Partida, do on oath make complaint, say and depose the following on this \_\_\_\_ day of  
7   October, 2014: that I have substantial probable cause to believe and I do believe that I have cause  
8   to search:

9                   **LOCATION, PROPERTY, AND/OR PERSON[S] TO BE SEARCHED**

10       A. The premises and all parts therein where records are stored for the business  
11       known as the offices of the Custodian of Records for the company known as  
12       Cellco Partnership dba Verizon Wireless located at 2730 Gateway Oaks Drive,  
13       Suite 100, Sacramento, California 95833, attention Custodian of records, 180  
14       Washington Valley Rd, Bedminister, New Jersey, 07921, Fax: (888) 667-0028.

15  
16                   **ITEMS TO BE SEIZED**

17   For the following information from Cellco Partnership dba Verizon Wireless to wit:

- 18       1. **All Subscriber information:** All log files of account activity, validation of any  
19       and all Internet Protocol (IP) addresses, including all registration information,  
20       billing payment records, radius or Automatic Number Identification (ANI)  
21       information, subscriber, usage, Point of Presence (POP) information, email and  
22       other information including name, address, phone number, payment instrument  
23       information, billing statements, credit information, records of customer service  
24       for telephone number and other screen names that may tend to identify the user/  
25       subscriber, of the IP address, or any other related information for the account  
26       and for the subscriber account of cellphone Serial # [REDACTED] and/or  
27

1 using phone number [REDACTED] between the dates of January 1, 2009 to  
2 October 3, 2014; and

- 3 2. **Call Forwarding Records:** All records which tend to identify the phone  
4 numbers to which calls are forwarded for the above described numbers for the  
5 period of time between the dates listed above including listed name and address,  
6 billing statement for the current cycle, records of customer service, credit  
7 information and dates of connection and/or disconnection of the telephone  
8 numbers identified, and any other telephone number in the chain of call  
9 forwarding.

#### 10 AFFIANT'S QUALIFICATIONS

- 11 1. I am a peace officer employed by the Department of Consumer Affairs, Division of  
12 Investigation – Health Quality Investigation Unit (HQIU), formerly the Medical Board of  
13 California (“MBC”).
- 14 2. I have worked as an investigator for the HQIU / MBC since March 2013. Prior to being  
15 hired by MBC, I worked for 4 ½ years as a Parole Agent for the State of California. Prior  
16 to being a Parole Agent I worked for 8 years as a Detentions Deputy Sheriff for the San  
17 Diego County Sheriff's Department. I also worked as a Corrections Deputy Probation  
18 Officer for almost 3 years. I obtained a Bachelor's degree in Criminal Justice from  
19 National University in 2005.
- 20 3. My training as a Medical Board investigator includes passing a CA P.O.S.T. 17 week  
21 Specialized Investigator Basic Course Academy at Goldenwest College in Huntington  
22 Beach, where I was awarded the Excellence in Report Writing Award, Academic Award,  
23 and Character Award. I also completed four months of field training under the tutelage of a  
24 senior field training officer. I have also received several hours of additional training and  
25 ongoing education, in fulfillment of California POST requirements, in the following areas:  
26 interview and interrogation, field training officer, first aid/CPR, tactical firearms, pain  
27 management, tactical communications, arrest and control, blood borne pathogens and safe

1 methods of evidence handling, alternative medicine, unlicensed practice, and the impaired  
2 physician.

- 3 4. As a Medical Board investigator, I have handled a wide variety of cases, including  
4 negligent or incompetent care by physicians, criminal violations by physicians, fraud  
5 cases, dishonesty, unlicensed practice, sexual misconduct, physicians with physical  
6 impairments or impairments caused by drug or alcohol abuse, etc. I have testified in  
7 administrative and criminal courts of law, and have worked closely with other law  
8 enforcement agencies on complex cases. As part of my regular duties, I investigate  
9 complaints received by the Medical Board of California. This includes, but is not limited  
10 to, interviewing witnesses and physicians, preparing investigative reports and testifying in  
11 court.

#### 12 **PROBABLE CAUSE**

13 During the course of my duties, I have learned the following information based upon my  
14 ongoing investigation. All references to dates refer to the current calendar year unless otherwise  
15 stated.

16 On January 4, 2014, victim Y.D. went to go see Dr. Jeffrey Abrams for pain in her belly  
17 button. During the examination Dr. Abrams asked Y.D. to remove her clothes. Dr. Abrams  
18 watched Y.D. as she removed her outer clothing. Dr. Abrams then told Y.D. to remove all of her  
19 clothes. Y.D. complied and was standing completely naked in front of Dr. Abrams. Y.D. laid  
20 down on the examination table and Dr. Abrams approached her to continue the examination. Dr.  
21 Abrams inserted a gloved finger inside Y.D.'s vagina. Once inside Y.D.'s vagina Dr. Abrams  
22 moved his finger in what appeared to be a circular motion and asked Y.D. "You have pain?" Y.D.  
23 replied, "No." Dr. Abrams removed his finger from Y.D.'s vagina. Dr. Abrams asked Y.D. to turn  
24 around. Y.D. turned her back to Dr. Abrams. Y.D. felt Dr. Abrams insert a gloved finger inside  
25 her vagina. Once inside Y.D.'s vagina Dr. Abrams moved his finger in what appeared to be a  
26 circular motion and asked Y.D. "you have pain?" Y.D. replied, "No." Dr. Abrams removed his  
27 finger from Y.D.'s vagina. Dr. Abrams asked Y.D. to stand up. Y.D. was still naked and stood up

1 to face Dr. Abrams. Y.D. used her hair to cover up her breasts as much as possible. Y.D. saw Dr.  
2 Abrams reach into the right pocket of his white coat. Dr. Abrams removed what appeared to be a  
3 cellphone. Dr. Abrams walked up to Y.D. and took a close-up picture of Y.D.'s abdomen area near  
4 her belly button. Dr. Abrams then walked up to Y.D. and used both his hands to push Y.D.'s hair  
5 away from her breasts and behind her shoulders to expose her breast. Dr. Abrams then grabbed  
6 both of Y.D.'s forearms with his hands and placed Y.D.'s arms to her side. Dr. Abrams told Y.D.  
7 to stand this way. Y.D. believes Dr. Abrams took about 5 total photos of her.

8 Medical Board Expert Reviewer Dr. David Geffner reviewed the limited medical records  
9 of Y.D. and her statement. Dr. Geffner determined the examination and the photos of Y.D. were  
10 extreme departures from the standard of care.

11 On July 3, 2014, a search warrant was executed on Dr. Abrams, his property, and the  
12 Volunteers in Medicine Clinic located in El Cajon, CA. During the execution of the search warrant  
13 I retrieved a cell phone described as a black HTC ADR 6350 Droid Incredible 2 (Android); Serial  
14 # HT19SMA00901 from Dr. Abrams rear pants pocket. I asked Dr. Abrams if the cell phone was  
15 his personal cell phone or his work cell phone. Dr. Abrams stated the cell phone was his "work"  
16 cell phone. A search of the cell phone revealed an excess of 1300 photos. The photos were of  
17 numerous females in an exam room. The females were either completely nude or partially nude.  
18 Some photos were of female's vaginas, breasts, and buttocks. The photos of Y.D. were located on  
19 this cell phone. There was also a photo of a very young girl whose vagina, breast, and buttock  
20 were exposed. The phone also contained a video of a female patient, later identified as R.Y.  
21 masturbating in the exam room with Dr. Abrams.

22 Through the investigation I was able to identify some of the additional females in the  
23 photographs and conducted interviews with them. Some females were aware of Dr. Abrams taking  
24 photos of them while they were nude. One female was not aware that Dr. Abrams took a photo of  
25 her while she was nude.

26 Medical Board Expert Reviewer Dr. David Geffner reviewed the evidence obtained, the  
27 medical records of the identified victims, and their statements. Dr. Geffner determined the

1 important circumstantial evidence that Dr. Abrams is responsible for these crimes of Sexual  
2 Penetration of an Unconscious Person and Sexual Battery of an Unconscious Person.

3 I believe that by securing the requested information for the time periods listed I will be  
4 able to collect sufficient evidence to establish dominion and control by Dr. Abrams in the criminal  
5 activity described above while limiting the request to a reasonable time frame.

6 I have represented to the custodians of Verizon Wireless that I will execute the search  
7 warrants by facsimile transmission to their addresses described above, and will under no  
8 circumstances engage in a forcible entry of the business premises. Although the headquarters of  
9 Verizon Wireless is located outside San Diego County, the company is doing business within San  
10 Diego County. I believe Penal Code section 1524.2 provides a basis for this court to order the  
11 records delivered.

12 I also know from my experience that it is common for telephone number accounts to be  
13 sold by one company to another company or individual. I also know a single account can be sold  
14 numerous times. Often telephone companies will not release information regarding the sale of an  
15 account absent a court order.

#### 16 **DEFERRED NOTICE REQUEST**

17 I have also consulted with Deputy District Attorney Kerry Conway of the San Diego  
18 District Attorney's Office. She has advised me the California Public Utilities Commission has  
19 directed that Verizon Wireless must notify the subscriber(s) that a search warrant was received,  
20 and provide the subscriber(s) with the name of the agency making the request. She also told me,  
21 and I was aware independently, the required notification will be deferred and no disclosure made  
22 pending further court order if there is a certification for non-disclosure in the body of the warrant  
23 setting forth a statement that there is probable cause to believe that notification to the subscriber(s)  
24 would impede the investigation of the offense pursuant to which the warrant was issued.  
25 Accordingly, I do so believe and state it is my opinion such notification would seriously impede  
26 the subject investigation for the following reasons:  
27



1 Based on my training and experience, I believe that notification of the subscriber(s) in this  
2 case, under all the facts set forth in the affidavit, would cause the suspect herein to hide or move  
3 his activity, or change telephone numbers, and/or flee, which would not only impede but would  
4 more likely destroy the investigation herein. I therefore request the court order the subject utility  
5 to **defer notification** pending further Court Order.

6 Therefore, based on my training and experience and the above facts, I believe that I have  
7 substantial cause to believe the above described information, or a portion thereof, will be at the  
8 above described premises when the warrant is served.

9 Based on the aforementioned information and investigation, I believe that grounds for the  
10 issuance of a search warrant exist as set forth in Penal Code 1524.

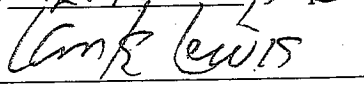
11 I, the affiant, hereby pray that a search warrant be issued for the seizure of said property, or  
12 any part thereof, from said premise, good cause being shown therefore, and that the same be  
13 brought before this magistrate or retained subject to the order of this Court.

14 This affidavit has been reviewed for legal sufficiency by Deputy District Attorney Kerry  
15 Conway.

16 Given under my hand and dated this 3<sup>rd</sup> day of October, 2014.

17   
18 Jose Partida

19 Subscribed and sworn to before me  
20 this 3 day of October 2014  
at 12:45 a.m./p.m.

21   
22 Judge of the Superior Court  
23  
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