

# SUPERIOR COURT OF CALIFORNIA

County of \_\_\_\_\_



## SEARCH WARRANT

### Electronic Communication Device Not in Police Custody

Penal Code §§ 1524.3; 1546 et seq.

The People of the State of California

To Any Peace Officer in \_\_\_\_\_ County

Warrant No. \_\_\_\_\_

**ORDER:** An affidavit by \_\_\_\_\_, which was sworn to and subscribed before me on this date, has established probable cause for the issuance of this search warrant which you are ordered to execute in the manner below.

**Place(s) to be searched:** *[Insert description of place to be searched (e.g., suspect's home) for the device].*

**Device(s) to be searched and seized:** *[Insert description of device to be searched and seized]. If only the type of device is known (e.g., cell phone) this information should be included].*

**Communication(s) to be searched for and seized:** You are hereby ordered to search the "Place(s) to be searched," described above, for the following stored electronic communications. As used herein, the term "communications" includes written, photographic, video, and audio communications. *[Delete this paragraph if not seeking communications. Insert description of target communications including date(s) when the communication occurred or was stored (if known), the parties to the communication (if known), the subject matter of the communication (if known), and any other identifying information (if known).*

**Data to be searched for and seized:** *[Delete this paragraph if not seeking data, records, and/or metadata. Insert description of data to be searched for and seized].*

**Communications and/or data classification:** The electronic communications and/or data described above is evidence of a crime as follows: [check one or more]

- It tends to prove that a felony was committed
- It tends to prove that a particular person committed a felony
- It tends to prove that sexual exploitation of a child, or possession of matter depicting sexual conduct of a person under the age of 18 years has occurred or is occurring

**Location of device:** The device is located at the place(s) to be searched, described above.

**Location of content:** *[Delete if not applicable]* The communications content to be seized is located in the device to be searched and seized as described above..

**Location of data:** *[Delete if not applicable]* The communications data to be seized is located in the device to be searched and seized as described above.

**Additional orders** (If checked)

- Off-Site Search Authorization:** If the device(s) described above is found in the place described above, it may be removed from the premises and searched at a secure location. Officers may, if necessary, seek the assistance of a civilian expert in this field to conduct the search.
- Sealing order:** Good cause having been demonstrated in the affidavit, this search warrant, the affidavit in support thereof, and all attachments shall not become a public record and shall be sealed and delivered into the custody of the Clerk of the Court pending further order of this court. Grounds for sealing:  Informant protection (Evid. Code § 1041)  Official information (Evid. Code § 1040)

**Disposition of communications and/or data:** Pursuant to Penal Code §§ 1528(a), 1536. all communications and/or data seized pursuant to this search warrant shall be retained in Affiant's custody pending further court order.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Judge of the Superior Court