

SUPERIOR COURT OF CALIFORNIA
County of _____



LINEUP ORDER

THE PEOPLE OF THE STATE OF CALIFORNIA

- To any peace officer in _____ County
- To the arrestee identified below:

Name of arrestee: *[Insert name]*

Identifying number of arrestee: *[Insert local or state criminal offender number]*

Place of incarceration: *[Insert name and location of detention facility]*

Felony under investigation: *[Insert name and code section]*

Affiant's name and agency: *[Insert affiant's name and agency]*

Date of lineup: *[Insert date of requested lineup]*

Location of lineup: *[Insert location of requested lineup]*

FINDINGS: The affidavit filed herewith, sworn to and subscribed before me on this date, has established probable cause to believe the following:

Commission of felony: The felony listed above was committed in this county and is currently under investigation by officers of the law enforcement agency listed above.

Arrestee in custody: The arrestee is currently being held in the detention facility listed above.

Probable cause: There is probable cause to believe that the arrestee committed the felony listed above.

Relevance of lineup: The results of a physical lineup would constitute evidence that the arrestee committed or did not commit the felony listed above. Pen. Code § 1524(a)(4).

Notification to arrestee: The arrestee was notified that a lineup pertaining to the felony listed above would be held, and he notified officers that he would not voluntarily participate in the lineup.

ORDER: Based on the above, this court orders the following:

- (1) The arrestee shall stand and participate in a lineup on the date and at the location listed above; furthermore, the arrestee shall comply with all orders and instructions given to him by officers as to what he must do and say before and during this lineup.
- (2) If the arrestee notifies officers that he will refuse to comply with section (1) of this order, or if he thereafter refuses to comply, officers are authorized to employ such force as is reasonably necessary to compel him to do so. Such force may, if reasonably necessary, include the use of restraints such as handcuffs.
- (3) Before utilizing force, officers shall do the following:
 - (a) Serve the arrestee with a copy of this order and, if necessary, read it to him.
 - (b) Confirm that the arrestee understands the order.
 - (c) Confirm that the arrestee will refuse to comply with section (1) of this order.
 - (d) Notify the arrestee that his refusal to comply with this order will constitute evidence in court that he knows that the witness(es) at the lineup would identify him as the perpetrator of the above felony.
- (4) Officers shall record the lineup and any use of force, and shall retain the recording.

Date and time order issued

Judge of the Superior Court