

# SUPERIOR COURT OF CALIFORNIA

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

## SEARCH WARRANT AFFIDAVIT

◆ With Request for Special Instructions ◆

**Affiant's name and agency:** \_\_\_\_\_.

**Incorporation:** The facts in support of this warrant are contained in the Statement of Probable Cause which is incorporated by reference. Incorporated by reference and *attached* hereto are Exhibit 1A, describing the place(s) to be searched; and Exhibit 1B, describing the evidence to be seized.

**Declaration:** I declare under penalty of perjury that the information presented herein within my personal knowledge, including information in any attachments, is true.

**Evidence type:** (Penal Code § 1524)

- Stolen or embezzled property.
- Property or things used as a means of committing a felony.
- Property or things in the possession of a person with intent to use as a means of committing a public offense, or in the possession of another to whom he may have delivered it for the purpose of concealment or preventing discovery.
- Property or things that are evidence that tends to show a felony has been committed, or tends to show that a particular person has committed a felony.
- Property or things consisting of evidence that tends to show that sexual exploitation of a child, (Penal Code § 311.3) or possession of matter depicting sexual conduct of a person under the age of 18 years (Penal Code § 311.11).
- Firearms, deadly weapons: The warrant authorizes a search for a deadly weapon in the following premises:
  - 5150:** The premises are occupied or controlled by a person who is in custody on a 5150 W&I hold.
  - Domestic violence:** The premises are occupied by a person arrested for a domestic violence incident involving threatened harm.
  - No firearms order:** The premises are owned or controlled by a person who is prohibited from possessing firearms pursuant to Family Code § 6389.

**Special request(s):** Based on the facts contained in the Statement of Probable Cause, the following is requested:

- Night service:** Authorization to execute the warrant at any hour of the day or night.
- No-knock entry:** Authorization to enter the premises without compliance with Penal Code § 1531 on grounds that compliance would be dangerous, futile, result in destruction of evidence, or otherwise inhibit this investigation.
- Special master:** Appointment of a Special Master pursuant to Penal Code § 1524(c).
- Sealing order:** Sealing of :  Entire affidavit  Only the documents described in Exhibit 2, filed herewith. Sealing is requested for the following reasons:
  - Protect informant:** To protect the identity of the person designated as X who is a confidential informant as defined in Evid. Code § 1041. The sealed information would disclose or tend to disclose X's identity. Disclosure would endanger X's life and end X's ability to assist in this case and other investigations.
  - Official information:** To prevent disclosure of "official information" as defined in Evid. Code § 1040. This warrant pertains to an ongoing investigation which would be impeded as follows if the sealed information were released: Alert perpetrator(s) of the progress and focus of this investigation, result in destruction of evidence.
- Nondisclosure order (financial institution):** An order prohibiting the disclosure of the existence of this warrant for customer records of a financial institution on grounds that disclosure would impede an ongoing criminal investigation by alerting the customer to the progress and focus of the investigation. Gov. Code § 7475.
- Blood draw:** Not for HIV testing per Penal Code § 1524.1: Authorization to obtain a blood sample from the person described in Exhibit 1A by trained medical personnel in accordance with accepted medical practices.
- Anticipatory warrant:** An order authorizing execution of this warrant upon the occurrence of the triggering event(s) described in Exhibit 3 based on a determination that, (1) probable cause will exist when the event(s) occurs, and (2) there is probable cause to believe the event(s) will occur. Exhibit 3 is *attached* hereto and incorporated by reference.
- Covert warrant:** Authorization to conduct a covert search.
- Other requests:** Additional requests are contained in Exhibit 4, *attached* hereto and incorporated by reference.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Affiant